



ANNUAL REPORT



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 centerforconstitutionalrights



OURMISSION

The Center for Constitutional Rights is a non-profit legal and educational organization dedicated to advancing and protecting the rights guaranteed by the U.S. Constitution and the Universal Declaration of Human Rights. Founded in 1966 by attorneys who represented civil rights demonstrators in the South, CCR is committed to the creative use of law as a positive force for social change.

PRESIDENT'S LETTER



The Center for Constitutional Rights has had another extraordinary year as we continue to lead the legal struggle against the Bush Administration's post-9/11 agenda that threatens our most fundamental rights. We have followed our remarkable June 2004 Supreme Court victory in the Guantánamo cases with an aggressive legal project to insure hearings for the more than 500 detainees at Guantánamo. The project is recruiting, training and coordinating the work of hundreds of lawyers, and we have organized a grass roots effort to shut down Guantánamo; our website is filled with action items, and I urge each of you to visit it and get active!

We were also the earliest of the civil rights organizations to oppose the nomination of Alberto Gonzales as Attorney General. For us, tough questions were not enough and we helped force a campaign to flatly oppose him. We believed then, as we do today, that the author of the torture memos should not be given the highest law enforcement position in the land. In an effort to hold Gonzales and other high-ranking U.S. officials such as Rumsfeld accountable for their authorization of torture, we also filed a criminal complaint in Germany under its universal jurisdiction law charging them with war crimes.

We remain amazingly active fighting post-9/11 excesses and continue our work challenging the outsourcing of torture, detention and torture in U.S. facilities around the world, detentions here at home, and the Patriot Act. This summer, we won a significant victory holding unconstitutional a key provision of the USA Patriot Act.

But post-9/11 challenges are not all we do. Once again we were in the Supreme Court, this time on behalf of prisoners confined in a harsh super maximum prison in Ohio. For the first time in U.S. legal history

we won them the due process right to challenge their confinement in such a facility. And our Telephone Justice project, we believe, is well on its way to guaranteeing fair phone rates for families to remain in touch with their imprisoned loved ones. Once again, I ask you to visit our website and get active on this effort.

CCR's 40th anniversary will be in 2006. We continue the focus of our founders to take on the hard cases and issues that others are, at first, reluctant to tackle. We lead the way. This is as true today as it was 40 years ago when we worked on behalf of the Southern Civil Rights movement, or 25 years ago when we won the most important human rights case in the United States, *Filártiga v. Peña-Irala*. That 1980 case established that human rights violators abroad could be sued in the United States; the precedent led to a historic settlement this year in our case charging Unocal with complicity in the use of forced labor and abuse in building an oil pipeline across Burma.

Finally, as a last piece of important news, our executive director Ron Daniels will be leaving us after 12 years. He has done a remarkable job. He has pushed us into new directions and has remained our steadfast leader. Finding his replacement will not be easy. I am sure you share with me in giving Ron a huge thanks and toasting to his future success. Many, many thanks, Ron.

Yours,

A handwritten signature in black ink that reads "Michael Ratner". The signature is fluid and cursive, with the first name "Michael" being larger and more prominent than the last name "Ratner".

Michael Ratner
President

EXECUTIVE DIRECTOR



It has been my honor and privilege to serve as the Executive Director of the Center for Constitutional Rights for more than a decade. As we approach the 40th anniversary of this great institution, it is clear that the Center is needed now more than ever. Day in and day out, CCR is relentlessly fighting the insidious assault on our cherished civil liberties and hard-won social and economic rights by Bush, Gonzales, Rumsfeld, Rice and their right wing allies. Whether it is waging the fight to ensure that the detainees at Guantánamo are afforded due process as decreed by the Supreme Court, suing corporations whose personnel are accused of using torture in interrogations at Abu Ghraib, or exposing the horrific practice of sending detainees to countries with terrible human rights records to be tortured, this amazing organization is at the forefront of a national and international movement to preserve the rule of law and uphold international human rights as civilizing principles in our society and the world.

This incredibly important work is carried out by a relatively small band of skilled and dedicated attorneys, legal, educational, communications and support staff who work tirelessly in pursuit of these goals. And they do it with the steadfast commitment of a growing extended family of supporters and donors who share CCR's conviction that the right wing extremists must not succeed in shredding our democracy and irreparably tarnishing the image of our nation abroad. This is consistent with our mission.

Indeed, it is the unique mission of CCR that distinguishes the Center as a public interest legal and educational institution. Born out of the struggle of African Americans to shatter the shackles of segregation in the South, the founders of CCR committed this institution to "... advancing and protecting the rights guaranteed by the U.S. Constitution and the Universal Declaration of Human Rights."

Regrettably, the poignant images of thousands of Black and poor people abandoned in New Orleans in the aftermath of Hurricane Katrina should serve as a wake-up call that race and class are still inescapable dimensions of the unfinished civil rights/human rights agenda in our country.

CCR is not only committed to protecting the rights of people who live in this nation, our mission proclaims that we are dedicated to ensuring that every person on this planet enjoys certain basic human rights. Far from being passive in this endeavor, CCR is an activist institution “committed to the creative use of the law as a positive force for social change.” We are fighting to create a more just and humane society and world.

As we face the often grim and sometimes discouraging battles of the moment, it is helpful to remind ourselves of this broader vision and mission. Every case filed, every pamphlet published, every interview, march, demonstration or act of civil disobedience keeps alive the promise that we will one day forge a “more perfect union.” As long as there is a Center for Constitutional Rights and devoted friends who support our work, the struggle will not only continue, ultimately we will prevail.

Regards,

A handwritten signature in cursive script, reading "Ron Daniels", is displayed on a light gray rectangular background.

Ron Daniels

Executive Director 1993 - 2005

INTERIM **LEGAL** DIRECTOR



Today this nation is faced with an enormous constitutional crisis. The indefinite detentions at Guantánamo have been mirrored by the abuse of non-citizens here in the United States. The government has asserted the same shadowy power to arrest and indefinitely detain American citizens as well. On top of this, we have seen our government franchise torture by the cynical rendition of people to be tortured in other countries in order to avoid being held accountable.

At the same time, political dissent and protest are under grave attack. During the Republican convention, on the streets of New York, the NYPD arrested almost 2,000 people for nothing other than their opposition to these policies. And this assault on dissent is going on throughout the United States. This political repression is accompanied by economic hardship for millions, while racism and environmental devastation flourish along with the fattened bank accounts of the war profiteers who run our government.

We can win this fight. But the outcome is yet in the balance. I take great pride that CCR staff and lawyers have tirelessly and courageously led the struggle against torture, rendition and illegal detentions, at Guantánamo and at home. In so doing, they have stood up for the Bill of Rights and the rule of international law on this planet.

I am proud to work with these wonderful and dedicated people. Through them, CCR often speaks for those who have no voice. We are proud to speak for you, from time to time, as well.

Sincerely,

A handwritten signature in red ink that reads "Bill Goodman". The signature is written in a cursive, flowing style.

William Goodman, Legal Director

SPECIAL REPORT

GOVERNMENT ABUSE IN THE “WAR ON TERROR”

The only time the Administration has modified its unlawful practices of torture and detention is when it has been exposed and challenged. It is up to us all, individually and collectively, to hold our government accountable at the highest levels.

CCR v Unlawful Detention

The Supreme Court's June 2004 decision in the Guantánamo case of *Rasul v. Bush* was a powerful vindication of CCR's efforts to uphold the U.S. Constitution and preserve the rule of law even as the United States prosecutes its worldwide "war on terror." In defiance of the ruling by our nation's highest court, the Bush Administration continues to argue not only that no court may review its conduct at Guantánamo but also that human rights standards enshrined in the Geneva Conventions and other international treaties do not apply.

CCR created the Guantánamo Global Justice Initiative to challenge our government's practices of unlawful detention, torture, and abuse. Through litigation, grassroots organizing, and other strategic advocacy, the Initiative addresses the humanitarian, legal, and legislative issues involved in every stage of detention: from a detainee's initial seizure, to his transfer, to interrogation and treatment, to trial by special military tribunal, and to sentencing and punishment or eventual release.

CCR has led a massive effort to recruit, train, and provide ongoing litigation support to a national force of more than 450 pro bono attorneys representing the Guantánamo detainees. In addition to guiding volunteer attorneys through the basics of habeas corpus litigation and international human rights law, CCR coordinates strategic responses to new legal challenges as they arise. In a parallel effort to ensure legal representation for each detainee, CCR filed *Doe v. Bush* on behalf of hundreds of unnamed prisoners whose identities the government refuses to disclose.

In March, CCR successfully mobilized its network of cooperating attorneys to block the government's plans to render up to half of the population at Guantánamo to prisons in Saudi Arabia, Afghanistan, and Yemen, and obtained orders preventing the transfer of detainees into the custody of other countries without judicial oversight.

The Administration's defiance of the *Rasul* ruling means that the struggle in the federal courts to define the detainees' rights will likely culminate in arguments before the Supreme Court for the second time in two years. CCR will continue to seek justice for every person detained at Guantánamo Bay and to work to establish a body of fundamental rights that will apply to all prisoners in U.S. custody anywhere in the world.



**The Bush Administration
has continued to argue that no court
has jurisdiction over its conduct at
Guantánamo Bay.**

**U.S. intelligence agents fly their
shackled and hooded captives to other
countries for the purposes of detention
and interrogation under torture.**



CCR v Outsourcing Torture

Since September 11, 2001, U.S. intelligence agents have crisscrossed the globe on secret missions to “snatch-and-grab” terror suspects. Touching down around the world, they fly their shackled and hooded captives to Egypt, Syria, Uzbekistan, and other countries with abysmal human rights records for the purposes of detention and interrogation under torture. Often these places are harrowing stops on the way to the prisoners’ ultimate destination: the U.S. Naval Station at Guantánamo Bay, Cuba.

In January 2004, CCR filed a federal lawsuit against then Attorney General John Ashcroft and other U.S. officials for the illegal transfer to Syria – what the government calls “extraordinary rendition” – of Canadian citizen Maher Arar. Mr. Arar was taken into custody at JFK Airport in September 2002 while changing planes on his way home to Canada.

After subjecting their prisoner to ten months of confinement in a grave-like underground cell, repeated beatings with electrical cables, and other torture, Syrian authorities released Mr. Arar, stating publicly that they were unable to link him to any terrorist organization or activity. He is now back at home with his family in Canada. A full-scale public inquiry in Canada is investigating whether Canadian officials were also responsible for Mr. Arar’s ordeal and has revealed that Canada also had no evidence that he had links to Al Qaeda.

Faced with these revelations, the U.S. government has sought to prevent litigation of CCR’s case *Arar v. Ashcroft*, first trying to have the case dismissed, and then invoking the state secrets privilege, asserting that disclosing the reason they sent Mr. Arar to Syria instead of Canada would harm national security and foreign relations, so his rendition cannot be challenged. To dismiss a case based on the state secrets privilege is a rare and drastic remedy, but recently courts have accepted this administration’s assertion of the privilege to dismiss cases even before discovery.

If the state secrets argument prevails, the government effectively will have succeeded in eliminating any judicial check on its conduct and will be emboldened to use the privilege as a blanket means to stop a range of efforts by CCR and other human rights groups to hold U.S. officials accountable for human rights violations.

CCR v War Crimes

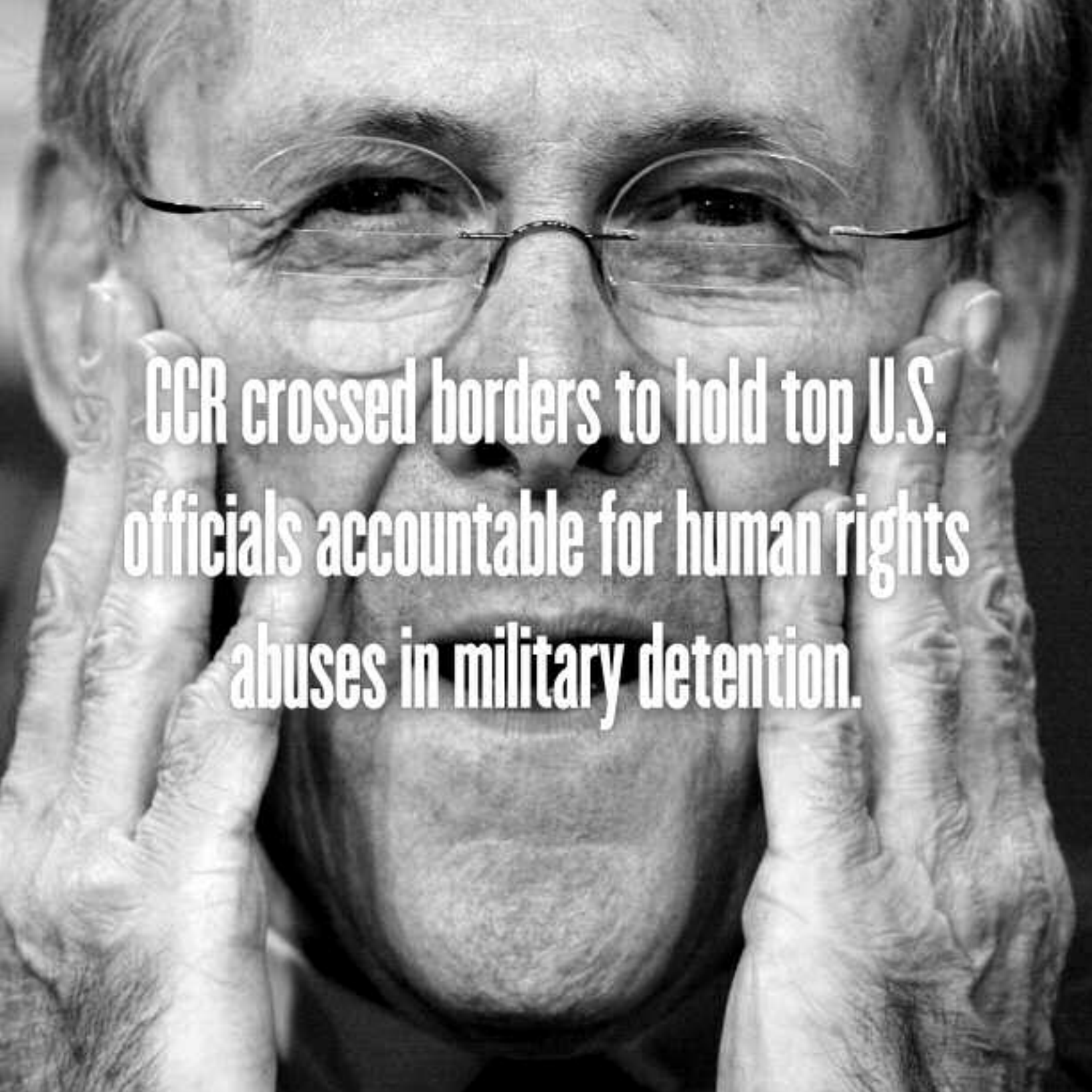
Despite overwhelming evidence that the use of torture in U.S. detention facilities was “almost routine,” the Pentagon and the Bush Administration continue to maintain that illegal acts were limited to a few rogue soldiers. In response to the U.S. government’s refusal to allow a proper independent investigation to go forward, CCR has crossed the nation’s borders in pursuit of accountability for the policies and command failures that led to U.S. human rights violations.

Upon CCR’s request, the Inter-American Commission on Human Rights previously issued Precautionary Measures requesting the U.S. Government to have the legal status of the Guantánamo detainees determined by a competent tribunal, to provide information concerning the location and treatment of all post-9/11 detainees held by the U.S. around the world, and to investigate and prosecute all torture allegations. At a 2005 hearing before the Commission, CCR requested that these measures be extended to prevent the use of evidence obtained through torture in any proceedings.

The impossibility of an independent and far-reaching domestic investigation of high-ranking U.S. officials compelled CCR to make an even more daring bid for U.S. accountability. On November 30, 2004, CCR filed a criminal complaint with the German Federal Prosecutor’s Office. The complaint was filed under the doctrine of universal jurisdiction, which allows for the prosecution of suspected war criminals irrespective of where they are located or where the violations took place, and requested a comprehensive investigation into the role played by Rumsfeld, Gonzales and nine other high-ranking U.S. officials in the torture and abuse of Iraqi detainees.

In February, the Pentagon announced that Secretary Rumsfeld would not attend a conference in Munich as long as CCR’s lawsuit was pending in Germany. One day before Rumsfeld was scheduled to attend the conference, the German prosecutor’s office announced it would not open an investigation. CCR has appealed the decision and will file new evidence as it becomes available through FOIA requests and other sources.

CCR is confident that evidence will become public supporting our fundamental contention: high-ranking U.S. officials, both military and civilian, are responsible for war crimes. We will continue to work to ensure that those responsible will be brought to justice.



**CCR crossed borders to hold top U.S.
officials accountable for human rights
abuses in military detention.**

CCR v Government Misconduct

Our domestic litigation and advocacy efforts strive to protect us all from the unwarranted erosion of our fundamental civil liberties and constitutional rights. In May, CCR testified before a Congressional Subcommittee on the ways the Patriot Act has been used – and abused – since its passage, calling the conditions of confinement for material witnesses “tantamount to unconstitutional preventive detention.” CCR also successfully challenged material support provisions of the Patriot Act in federal court this past summer when a judge ruled the provisions unconstitutional for the third time, despite Congress’s attempt to rework them.

Plaintiffs in CCR’s case *Turkmen v. Ashcroft* were among the earliest victims of the government’s post-September 11 zeal for arbitrary and indefinite detention. The *Turkmen* case is a class action challenge to the government’s round-up of more than 1,200 Muslim and Arab men for minor immigration violations, many of whom were held for as long as nine months while the FBI and INS cleared them of any connection to terrorism. Videotapes also document many instances of abuse. As discovery in the case proceeds, we have successfully negotiated with the government to allow our clients to return to the United States to testify this fall.

The government tactic of using immigration law as a substitute for criminal proceedings predates the *Turkmen* case. CCR is one of several parties representing a group of Palestinian immigrants known as the L.A. 8 who have faced possible deportation for the past 18 years as a result of their participation in a 1987 charity fundraiser. The case was supposed to come to a conclusion this summer, and CCR stood ready to defend them in court, but the government once again postponed the hearing.

On another front, in December 2004, CCR filed a federal lawsuit against Donald Rumsfeld on behalf of eight soldiers challenging the Armed Services’ so-called “stop loss” policy that would require them to serve far beyond their enlistment contracts. The men had all completed their service obligations and sought only for the military to fulfill its end of the bargain and allow them to return to their families.

CCR is committed to combating government excesses for the duration of the open-ended “war on terror.”

CCR v Unconscionable Treatment

Since the release of the Abu Ghraib photographs, evidence of widespread torture and illegal detention in the name of fighting the war on terror has mounted. From Iraq and Afghanistan to Guantánamo Bay, the Bush Administration and private military contractors have consistently ignored international human rights standards. CCR is fighting to hold torturers accountable in a series of important cases in U.S. courts.

CCR was the first organization to seek restitution for victims of the Bush Administration's unlawful torture practices. Shafiq Rasul, Asif Iqbal, Ruhel Ahmed and Jamal Al-Harith were held at Guantánamo Bay for two years before they were released without ever having been charged with a crime. Their incarceration without charge, in horrendous conditions, and without access to counsel violated the Geneva Conventions, the Alien Tort Statute, the Religious Freedom Restoration Act, and the U.S. Constitution. CCR hopes that a punitive damages award against the Bush Administration will put a stop to these abusive detention policies and bring a small measure of justice to the men and their families.

Major General Anthony Taguba's report on the torture and abuse at Abu Ghraib prison heavily implicated employees of the private military contractors CACI, Inc. and the Titan Corporation. In June of 2004, CCR filed a corporate accountability lawsuit against the companies, charging them with conspiring with U.S. officials to humiliate, abuse and torture people detained in U.S. controlled facilities in Iraq. Since then, CACI and Titan have stonewalled the proceedings, attempting to move the case from one location to another to avoid having to account for their actions in Iraq. CCR is working hard to make sure these private contractors are held accountable.

In a successful federal suit filed in June 2004, CCR, together with the ACLU, Physicians for Human Rights, Veterans for Common Sense, and Veterans for Peace, charged the Department of Defense and other government agencies with illegally withholding records concerning the abuse of detainees in American military custody. As a result, thousands of pages of documents have been released to the public, increasing pressure for an independent investigation into U.S. torture practices and detainee abuse. CCR continues to fight for more documents to be released and for transparency and accountability all the way up the chain of command.

ABUSE: TORTURE

CCR v the Prison-Industrial Complex

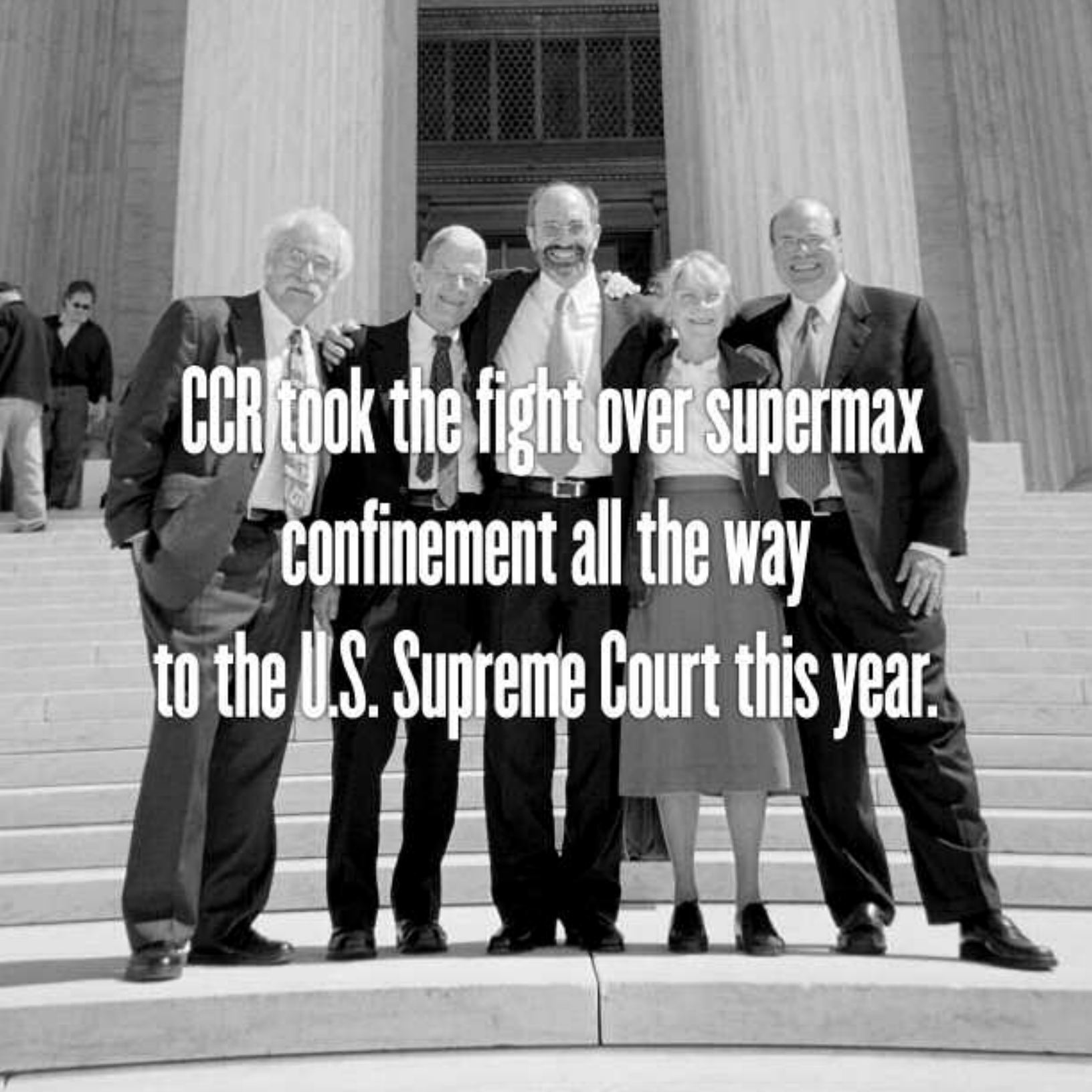
CCR has continued to fight unjust and inhumane detention on many fronts this year, and not just overseas. With our Guantánamo Justice Project, our advocacy on behalf of prisoners' families and our work in America's prisons, CCR has consistently stood up for those few others would defend.

In Ohio's supermax prison, people are kept alone in their cells 23 hours a day, a cruel and inhumane practice known to cause or exacerbate mental health issues. Prisoners are often placed in these prisons without any process or opportunity to challenge their transfer. CCR took the fight over supermax confinement all the way to the U.S. Supreme Court this year, resulting in an important victory that will affect prisoners across the country: the Court ruled that no one should be placed in or transferred to such extremely restrictive confinement without being told the reason for the transfer and being given the opportunity to challenge that decision. CCR will continue to demand more humane conditions and the right to challenge detention for those our society has forgotten.

David Wong was wrongly convicted of a jailhouse murder in 1987. Even though there was no evidence connecting him to the killing, David faced spending the rest of his life in prison. For years, CCR argued that David was innocent, the scapegoat of a botched investigation. This year, the State of New York finally agreed. After more than 20 years in prison, David Wong was released, and the murder charge was expunged from his record.

For years, CCR and the Nation Lawyers Guild (NLG) have received letters from prisoners who are trying to file legal papers on their own. To help prisoners develop their arguments, CCR and the NLG created the Jailhouse Lawyers Handbook (JLH). We sent out over 10,000 free copies of the handbook to hundreds of prisons in the last year. Recently, in response to the growing population of women in U.S. prisons, we added a special appendix that deals specifically with women's issues.

CCR continues to be at the forefront of the work being done to bridge the gap between those incarcerated and those fighting for a more equitable system.



**CCR took the fight over supermax
confinement all the way
to the U.S. Supreme Court this year.**

CCR v Discrimination

CCR was born out of the Civil Rights Movement and has battled racial injustice in its many forms ever since. This year, in addition to submitting amicus briefs on voting rights and the Tulsa Race Riots, we worked on three cases challenging New York City's racist employment policies.

While African-Americans make up over 25% of the labor pool in New York City, they comprise only 3% of the Fire Department. Working with the Vulcan Society, an organization of black firefighters, CCR filed charges in the summer of 2002, which resulted in a ruling that the test for becoming a firefighter was discriminatory and led to the announcement this winter of a U.S. Department of Justice investigation. CCR filed new class action discrimination charges with the Equal Employment Opportunity Commission (EEOC) in late February and joined the Vulcans to protest outside of several Fire Department graduations with abysmal minority representation among the new recruits.

On September 11, 2001, Michael Harrington, a Sikh and New York City subway conductor led the passengers on his train to safety. Since then, the MTA has attempted to force its Sikh employees to wear MTA logos on their turbans even though many other MTA workers wear headgear that does not carry the MTA symbol. This year, CCR worked with the Sikh Coalition to file discrimination charges against the MTA on behalf of Mr. Harrington and other Sikh transit workers, demanding that the MTA put an end to its policy of religious discrimination.

CCR has been working closely with a support group of teachers, the Committee for a Fair Licensing Procedure, which argues that the Board of Education's reliance on the National Teachers Examination to terminate the regular licenses of experienced teachers constitutes discrimination because the test has a disparate impact on minorities. This is a class action on behalf of public school teachers of color who are challenging the use of discriminatory tests and licensing rules that have deprived them of equal salaries, pensions, benefits and seniority while still keeping them on the job. CCR argued the case before the Court of Appeals in January, and we are hoping for a decision in the fall.

CCR is committed to championing those who fight against racial injustice everywhere.

CCR v Travel Embargo

For decades, U.S. policy has been to isolate Cuba from the rest of the world. One glaring example of this policy is the Cuba travel embargo. This embargo is detrimental not only to the Cuban people: it is a deliberate denial of the First Amendment guarantees of freedom to travel for all Americans. CCR's Cuba Travel Project is the only institutional effort to defend Americans who exercise this basic constitutional right.

While providing ongoing legal defense for our clients and legal information to the general public, CCR continues to develop legal strategies to challenge various aspects of the embargo in the hopes of ultimately dismantling this illogical and unconstitutional policy. Americans should be allowed to travel where they please without interference by the State Department, and they should not fear exorbitant fines from the government for exercising their right to travel.

CCR provides pre-departure information to thousands of travelers, helping them understand how to comply with the law while they visit Cuba. We also represent over 150 individuals accused of violating the embargo — the balance remaining of 430 clients, most of whose cases have been settled or dismissed. For years, these individuals have had the threat of steep penalties hanging over their heads because the government refused to appoint administrative law judges to hold hearings where the travelers would have the opportunity to defend themselves. The government did not appoint judges to hear these cases until a year and a half ago – eleven years after Congress mandated that hearings be made available. CCR has defended our clients at three of the five Cuba hearings that have so far taken place, and we will appeal the results of those cases to the highest possible level to defend the right of Americans to travel where they choose without the interference of the Bush Administration or anyone else.

CUBA

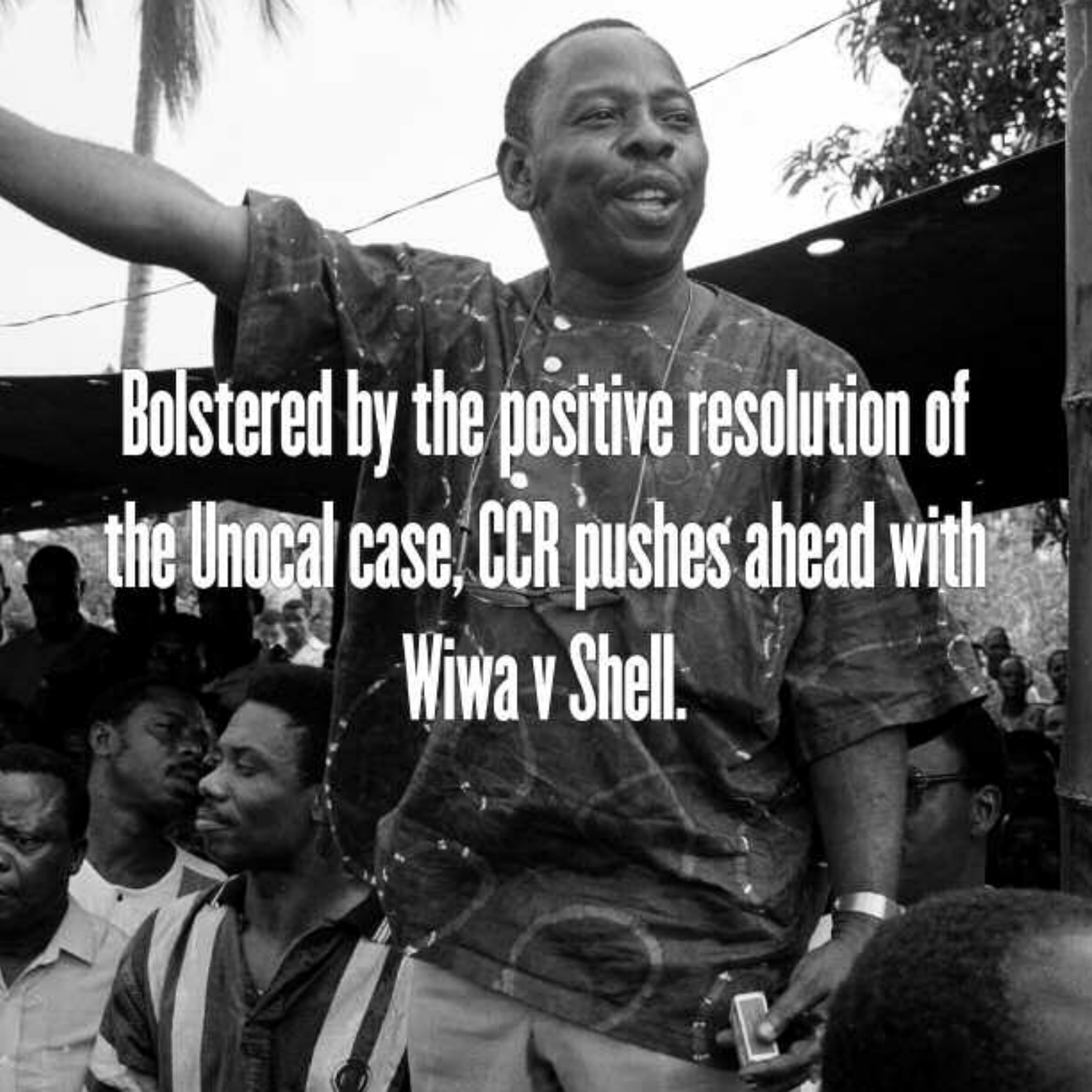
CCR v Profit at Any Cost

Eight years of persistent litigation by CCR and a team of human rights lawyers and activists in the U.S. and Thailand against the Unocal Corporation for human rights violations in Burma culminated in an historic milestone in the movement for corporate accountability this year. In December the company agreed to a confidential settlement in *Doe v. Unocal*, one of the earliest suits filed against a private corporation under the Alien Tort Statute (ATS). Burmese villagers sued Unocal, alleging its complicity in human rights violations by the notoriously brutal Burmese military, including slave labor and widespread rape during the construction of a natural gas pipeline.

November 10, 2005, marks the 10th anniversary of the summary execution of Ken Saro-Wiwa and eight other Ogoni leaders who led peaceful protests against Royal Dutch/Shell for their human rights violations and environmental degradation in Nigeria. CCR's suit against Royal Dutch/Shell was brought in 1996 and triumphed over numerous attempts by the defendants to end the case on legal grounds. CCR anticipates that its case alleging that the companies were complicit in the deaths of the Ogoni 9 will go to trial in one to two years.

In March 2005, CCR launched a suit against heavy equipment manufacturer Caterpillar, Inc., arguing that the company unlawfully provided bulldozers to the Israeli military that it knew would be used to tear down homes and endanger civilians in the Occupied Palestinian Territory. CCR has charged Caterpillar with complicity in the deaths and injuries of Palestinians whose homes were destroyed and the death of U.S. activist Rachel Corrie, who was killed trying to protect a home from demolition. When their homes were bulldozed in the middle of the night, members of the Al Sho'bi family were killed and members of the Abu Hussein family were injured. Ibrahim Khalafallah and Jamal Fayed were killed when they were not able to get out of their homes due to disabilities.

CCR set the stage for these important cases with its pioneering victory in *Filártiga v. Peña-Irala*, which established that victims of human rights violations anywhere in the world could seek justice in U.S. courts under the Alien Tort Statute. Twenty-five years after *Filártiga*, CCR continues to spearhead the legal enforcement of corporate accountability.

A black and white photograph of a man in a patterned shirt speaking to a crowd with his right arm raised. The text is overlaid on the image.

Bolstered by the positive resolution of the Unocal case, CCR pushes ahead with Wiwa v Shell.

CCR v Exploitation of Prison Families

The New York Campaign for Telephone Justice, launched in October 2004, seeks to end the exploitative contract between MCI and the New York State Department of Correctional Services (DOCS) that grossly overcharges the families of prisoners to maintain telephone contact with their loved ones. This contract awards the State an annual commission in excess of \$20 million and charges family members 630% more for calls than the average residential consumer. In addition, family members are subjected to pre-emptive blocks on their phones and must face a Byzantine process in order to get service restored.

The Campaign grew out of several lawsuits filed by CCR to challenge the practice, which attorneys see as an unlawful and unlegislated tax that targets members of the community who can least afford it. This summer, we went back to state court to appeal a decision in one case and had an important ruling in federal court allowing us to proceed with our constitutional claims in another. The Campaign has had an extraordinary year that resulted in the passage of the Family Connections Bill in the New York State Assembly in May, organized scores of family members to confront MCI shareholders at their annual meeting in Virginia, and secured a strong editorial in *The New York Times* in support of our efforts.

The Campaign has been extremely successful in bringing together family members, elected officials, public policy experts, members of the faith and labor communities, and the media to illuminate this egregious practice and bring pressure on those responsible to stop the contract. The Campaign's web-based advocacy component has enabled New Yorkers to send letters directly to their elected officials and local newspapers to urge passage of the legislation. In addition, internet-based public service announcements that depict the plight of family members faced with impediments to maintaining phone contact have increased CCR's capacity to reach an even broader audience. Last, an innovative marketing and media strategy that targets youth and grassroots communities has made the Campaign a powerful organizing opportunity for those who feel the greatest impact of the MCI/DOCS contract. We will continue to step up our efforts this fall as the contract's deadline approaches.



Every year, the Center for Constitutional Rights is involved in numerous cases before state, federal and international courts. In addition to the active cases that CCR filed or litigated this year and the amicus briefs we filed strategically in non-CCR cases listed below, we have worked to develop a host of new cases that have yet to be filed, and we have cooperated extensively with progressive attorneys on constitutional law and human rights questions in a broad range of progressive causes. This year we worked with a team of over 450 pro bono attorneys on more than 100 habeas corpus petitions for Guantánamo detainees: listed below are the Guantánamo cases we are co-counsel in, but that only represents a fraction of the work we are doing advising and strategizing on the full complement of Guantánamo litigation.

**Civil Liberties and Human Rights
after September 11th**

Arar v. Ashcroft
Humanitarian Law Project v. Ashcroft I
(Challenge to 1996 Anti-Terrorism Act)
Humanitarian Law Project v. Ashcroft II
(Challenge to Patriot Act)
Padilla v. Hanft (amicus brief)
Petition to the German Prosecutor Re:
Culpability of U.S. Officials in Abu
Ghraib Torture
Saleh v. Titan Corp.
Turkmen v. Ashcroft

Guantánamo

Doe v. Bush
Ghost Detainees FOIA
Inter-American Commission
Proceeding on Behalf of Guantánamo
Detainees and other detainees under
the control of the U.S. government
(violations of international human
rights law prohibiting arbitrary deten-
tion, torture, and rendition)
Rasul v. Bush
Rasul v. Rumsfeld
Abdullah v. Bush
Al Rashaideen v. Bush
Al Shamri v. Bush
Almurbati et al. v. Bush
Anam et al. v. Bush
Aziz v. Bush
Batarfi v. Bush
Begg et al. v. Bush
Boumediene et al. v. Bush
El Banna et al. v. Bush
Habib v. Bush
Hatim et al. v. Bush
Hicks v. Bush
Khalid et al. v. Bush (formerly
Benchellali v. Bush)
Khalif v. Bush

Kurnaz v. Bush
M.C. v. Bush
Mohammed v. Bush
Mustapha v. Bush
Qayed v. Bush
Saib et al. v. Bush
Zalita v. Bush
Zemiri v. Bush
Aboassy et al. v. Bush
Ahmed v. Bush
Battayav v. Bush
Hamoodah v. Bush
Qassim et al. v. Bush
Salahi v. Bush
Ahmed "Doe" et al. v. Bush

Government Misconduct

ACLU, CCR, et al. v. Department of
Defense
Austin v. Wilkinson (Supermax prison
litigation)
Cuba Travel Project
Daniels v. City of New York
FOIA requests to the Department of
Homeland Security/ Bureau of
Immigration and Customs
Enforcement/Bureau of Customs and
Border Protection re: the questioning,
arrest, and detention of non-citizens
on domestic flights
FOIA request to New York Department
of Labor on delay in processing labor
certifications for non-citizens wishing
to adjust their status
Kunstler v. City of New York
Sanders v. Snow
Soubirous v. Riverside (CCR joined ami-
cus)
United for Peace and Justice v.
Bloomberg
Burse v. United States

**International Human Rights and Corporate
Accountability**

In Re: Agent Orange Litigation (amicus)
In Re: Apartheid Litigation (amicus)
Bowoto v. Chevron
Town of Castle Rock Colorado v. Jessica
Gonzales (CCR joined amicus)
Corrie v. Caterpillar, Inc.
Doe v. Constant
Doe v. FIS
Doe v. Lumintang
Doe v. Unocal
Doe v. Unocal (California State Court)
Dukes et al. v. Wal-Mart Stores, Inc.
Gordon v. Mulé (amicus)
Lake v. Ashcroft
Wiwa v. Anderson
Wiwa v. Royal Dutch Petroleum Shell
Transport and Trading
Wiwa v. Shell Petroleum Development
Company of Nigeria, Ltd.

Racial, Social and Economic Justice

Abdullah v. Local 46
Byrd v. Goord
Gulino v. New York State Board of
Education
Harrington v. New York City
Metropolitan Transit Authority (MTA)
In re: FCC rulemaking on prison tele-
phone rates
Inter-American Commission
Proceeding for Poor People's
Economic Human Rights Campaign
Muntaqim v. Coombe (amicus)
NYS NOW v. Terry
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America

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FINANCIAL REPORT

July 1, 2004–June 30, 2005*

Revenue, Gains & Other Support

Planned Gifts	\$444,288
Foundations	\$1,336,875
Individuals	\$1,080,780
Attorneys Fees	\$1,012,500
Rent	\$71,049
Interest	\$22,308
Other	\$31,781
Total	\$3,999,581

Expenses

Personnel	\$1,445,436
Litigation & Legal Costs	\$250,322
Education & Outreach	\$413,672
Fundraising	\$167,327
Administrative	\$341,400
Other	\$99,104
Total	\$2,717,261

*Unaudited

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Albert Ruben
Donor

Albert Ruben knew something was wrong when his high school classmate George Kagawara disappeared in the days after Pearl Harbor. His childhood friend's internment planted a seed of suspicion of authority in Mr. Ruben's mind. Over the years as a reporter and screen writer, his distrust of government authority has grown, and supporting CCR has been one of his many avenues of challenging the government's unjust practices.

A longtime friend of CCR founder Morton Stavis, Albert Ruben has been unwavering in his support of CCR. "CCR clearly looks authority in the eye and dares it to put up its dukes. By ourselves, not many among us are able to do that. We need representatives, people willing to say to hell with the odds. So we turn, as I gratefully did, to skilled, hard-nosed battlers."



Claire Tixeire
Intern

Claire Tixeire was a Human Rights intern at CCR this past year and spent most of her time on the war crimes case we filed against Rumsfeld, Sanchez, Gonzales and other high-ranking civil and military officials under Germany's universal jurisdiction laws.

Claire is a French graduate law student from the Pantheon-Sorbonne University in Paris. She also has a Diploma in English and International Law from the University of Kent at Canterbury in England and an L.L.M. in International Law from the University of Quebec in Montreal, specializing in international criminal and humanitarian law. She is currently back in Paris completing a postgraduate masters in human rights and hopes to rejoin CCR in the fall.

"The work of the Center for Constitutional Rights is the most passionate and exciting work I know of in the field of human rights. I can hardly describe how amazingly enriching, at all levels, it was for me to spend 10 months there."



Eric Lewis
Volunteer Attorney

Eric Lewis has been unwavering in his support of due process and has steadfastly opposed the abusive treatment of detainees at the Guantánamo Bay prison camp. With CCR, Eric filed the landmark *Rasul v. Rumsfeld* case, which was the first case to seek damages for released Guantánamo detainees.

"With the 'new paradigm' has come an alarming erosion of the rule of law. It is incumbent on the legal profession to partner with CCR and other organizations to make sure that the Constitution does not join the Geneva Conventions as 'quaint and outmoded' in fighting the global war on terror. Some day Guantánamo will be seen like the Japanese-American internment camps of Korematsu— as a mistaken and panicked response that was corrosive of our national ideals. I look forward to working with CCR to try to make that happen in real time."



Jules Lobel
Board Member

CCR Vice President Jules Lobel has been a cooperating attorney with the Center for over 20 years and has been on the Board of Directors since 1986. Recently, Jules has been involved in CCR's work on rendition, Guantánamo, enemy combatants and unlawful detention. He successfully argued the Supermax prison case championing prisoners' rights before the Supreme Court this spring. Since 1983, Jules has been a professor at the University of Pittsburgh Law School. His book, *Success without Victory*, is in large part about his litigation with CCR.

"CCR is a unique organization because of its willingness to take risks in litigating for justice and take cases other groups might see as too difficult. I value the Center most because it views its litigation as an integral part of the overall progressive political movement."



**Shayana
Kadidal**
Staff Attorney

Shane is CCR's William M. Kunstler Racial Justice Attorney and began at the Center as a volunteer in 2001. He graduated from Yale Law School, worked for the High Court of Karnataka in Bangalore, India, and clerked at the U.S. Court of Appeals for the First Circuit.

Shane works on CCR's Patriot Act case and testified before Congress this spring on the material witness statute. He also works on *Turkmen v. Ashcroft*, representing people swept up on immigration charges after 9/11; with the Vulcan Society of Black Firefighters challenging discriminatory hiring policies of the FDNY; and with the Sikh Coalition against religious discrimination by New York's Transit Authority, among other cases.

"CCR is incredibly diverse and engaging—I work on employment discrimination, wrongful detention and the First Amendment all at the same time. I get to fight the war for justice on all fronts."



**Sue Lee
Troutman**
Development Associate

Sue Lee brings the different parts of the CCR community together. She travels with the Center's attorneys and board members to meet with donors and supporters all over the country. She is in charge of regional development for CCR and is involved in local New York events, as well. She received her undergraduate degree from U.C. Berkeley, an M.A. in political science from Columbia University and an M.A. in international relations from U.C.L.A. Sue Lee also manages CCR's planned giving program, the Thelma Newman Society.

"I am constantly amazed by CCR's donors, whose stories of activism and incredible life experiences inspire me, not only professionally, but in my personal life, as well. Working at the Center has been so much more than just a job – it has truly been a calling, and I consider myself very privileged to work with so many wonderful people."

Awards

Over the past year, CCR has been honored to receive a number of prestigious awards from our distinguished allies and colleagues. Among the awards were:

Global Exchange
2005 Domestic Human Rights Award

City University of New York School of Law
2005 Dean's Medal

Society of American Law Teachers (SALT)
2005 Human Rights Award

Council on American Islamic Relations– NY
2005 Civil Rights Award

Index on Censorship for Free Expression
2005 Inaugural Law Award

Public Education/Speakers Bureau

This year, CCR's participation in conferences, panels and symposia was worldwide, with speaking engagements throughout the United States as well as Switzerland, England, France, Germany, Spain, Turkey, Yemen, Bahrain, Argentina, Brazil, Venezuela and Canada.

Guantánamo Action Center

Through our website, this advocacy component to our work fighting the Administration's unlawful policies at Guantánamo provides instant updates on recent developments and legal work, direct links to elected officials, action alerts for rapid responses to legislative and other initiatives that address the issue, and opportunities for grassroots actions. We worked with Eve Ensler, the Culture Project, Amnesty International and others

on the national July Fourth "Shut Down Guantánamo" actions, and have joined the Bill of Rights Defense Committee to foster awareness of the issue through the Guantánamo Reading Project, which helps communities to stage readings – large or intimate – of the acclaimed play, *Guantánamo: Honor Bound to Protect Freedom*.

New York-New Jersey 9/11 Regional Network

CCR continues to host bi-monthly meetings of this network of over 30 organizations, representing legal groups, community-based immigrants' rights organizations, and civil and human rights groups as we share information about common issues and develop strategies to tackle them. CCR worked with fellow network members to provide education and advocacy guidance in organizing communities against proposed anti-immigrant legislation.

Policing Issues

As a result of CCR's successful lawsuit against the New York Police Department concerning the infamous Street Crimes Unit responsible for the 1999 shooting of Amadou Diallo, the unit was disbanded and the City agreed to hold joint CCR-NYPD community forums in each borough. As we continue to work out the details with the NYPD, CCR has also been working with grassroots organizations to determine what, if any, substantive changes they are experiencing with policing in their neighborhoods.

Entering its 18th year, CCR's **Ella Baker Fellowship Program** continues to attract a dazzling array of the most gifted law students in the country and exemplifies CCR's commitment to training the next generation of activist attorneys. In addition to a rigorous immersion in CCR's cases, CCR also offers a robust educational and cultural program, including courtroom tours, luncheon seminars that address the role of attorneys in progressive movements, and trips to relevant plays and film festivals. Additionally, each year CCR awards deserving Ella Bakers with a Hiss Fellowship to work specifically on government misconduct cases and a Caitlin Millspaugh Fellowship for work in international human rights.

"It was an honor to have the opportunity to work with CCR on the cases that are shaping our country and our world. Working here for a summer has refined my interests and further motivated me — and I couldn't have been surrounded by more committed, passionate, and inspiring people," says 2005 Ella Baker Fellow Emi MacLean from Georgetown Law School.



CCR has long believed that international law and its norms are critical to CCR's mission of protecting the rights of all, and we have been bold in applying them to our legal and political work. Our International Scholars

Program, which has hosted students and lawyers from France, Kenya, East Timor, Australia, England, Scotland, Trinidad, and China, is proof that CCR's work continues to be held in high esteem around the world and attracts the finest minds to our cutting-edge approach to international human rights litigation. These scholars have been involved in CCR's critical work around our war crimes litigation and have used the example of CCR's work to strengthen public interest legal support and advocacy in their own countries.

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Over the past year, the Center for Constitutional Rights has worked with hundreds of attorneys, legal organizations and private law firms on our cases. CCR extends its deepest appreciation for all they have done as volunteer attorneys, cooperating attorneys, co-counsel and colleagues.

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** Because of the sheer number of attorneys on the Guantánamo litigation, there is only space to list the firms and not the individuals at each firm who have devoted their time and energy to this important effort, but we thank each and every one for their unflagging commitment to representing their clients at Guantánamo.*

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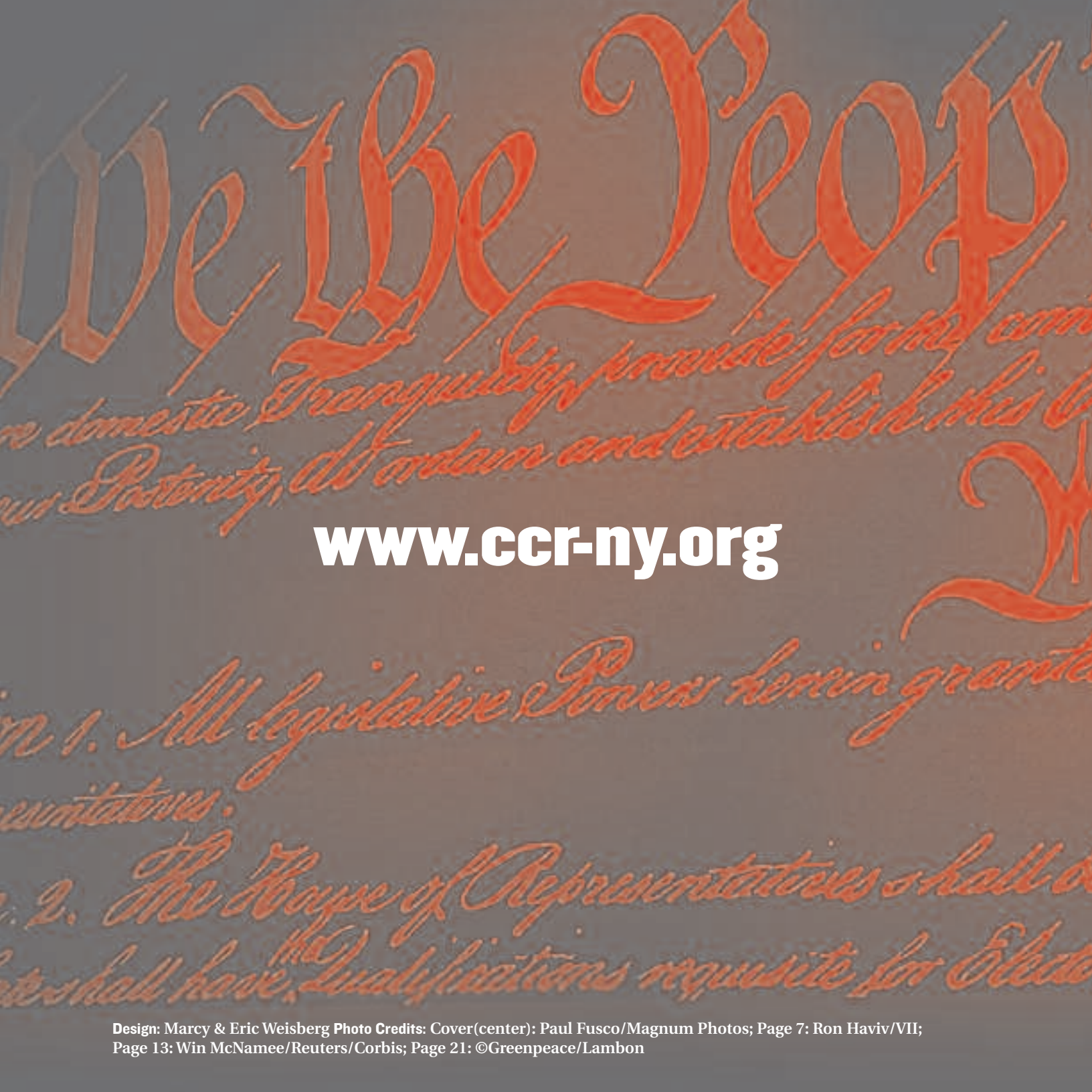
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