

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF MASSACHUSETTS

3 AHMED DAYISTY,)
4 Plaintiff,)
5)
6 vs.) CA No. 07-10180-NMG
7)
8 MICHAEL CHERTOFF, et al.,)
Defendant.)

9 BEFORE: THE HONORABLE NATHANIEL M. GORTON

10 NATURALIZATION CEREMONY

11
12 APPEARANCES:

13 LAW OFFICES OF JOSHUA L. GOLDSTEIN, P.C. (By: Joshua L.
14 Goldstein, Esq.), Six Beacon Street, Boston,
Massachusetts 02108. On Behalf of the Plaintiff.

15 OFFICE OF THE UNITED STATES ATTORNEY (By: Rayford A.
16 Farquhar, AUSA), 1 Courthouse Way, Boston, Massachusetts
02210. On Behalf of the Government.

17
18 John Joseph Moakley United States Courthouse
Courtroom No. 4
19 One Courthouse Way
Boston, MA 02210
20 Tuesday, October 9, 2007
10:13 A.M.

21
22 Cheryl Dahlstrom, RMR
23 Official Court Reporter
John Joseph Moakley United States Courthouse
24 One Courthouse Way, Room 3209
Boston, MA 02210
25 Mechanical Steno - Transcript by Computer

P R O C E E D I N G S

THE CLERK: This is Civil Action 07-10180,
Ahmed Dayisty vs. Chertoff, et al. Will counsel please
identify themselves for the record.

MR. GOLDSTEIN: Joshua Goldstein for Mr. Dayisty.

THE COURT: Mr. Goldstein, Mr. Dayisty, good morning.

MR. DAYISTY: Good morning, sir.

MR. FARQUHAR: Good morning, your Honor. Ray Farquhar
for the government.

THE COURT: Mr. Farquhar, good morning to you. Please
be seated, counsel.

I understand we are here -- at least we were scheduled
to be here for an application for a determination of
naturalization.

Mr. Farquhar, has the government made a determination
in that regard?

MR. FARQUHAR: It's my understanding, your Honor, as
of an hour ago, that, no, the government has not at this point,
that the FBI background name check is still pending. And at
this point, your Honor, the government would not be in a
position to offer a naturalization ceremony to the defendant in
this case.

THE COURT: Well, then, in accordance with what I
believe we scheduled or set in August when we were last before
you, if the government is not in a position, then the Court

1 will allow the application and swear the applicant in as a
2 citizen of the United States.

3 MR. FARQUHAR: That's correct, your Honor.

4 THE COURT: All right. Is the defendant -- rather,
5 the applicant ready to be sworn in as a citizen of the United
6 States?

7 MR. DAYISTY: I believe he is, yes.

8 THE COURT: Then please stand. And I would ask that
9 you give the following oath, Mr. Dayisty. Is that how you
10:15 10 pronounce your name?

11 MR. DAYISTY: Yes, your Honor.

12 THE COURT: You will repeat after me, I, and then
13 state your name.

14 MR. DAYISTY: I, Ahmed Dayisty.

15 THE COURT: Hereby declare on oath.

16 MR. DAYISTY: Hereby declare by oath.

17 THE COURT: That I absolutely and entirely.

18 MR. DAYISTY: I am absolutely and entirely.

19 THE COURT: Renounce and abjure.

10:15 20 MR. DAYISTY: Renounce and abjure.

21 THE COURT: All allegiance and fidelity.

22 MR. DAYISTY: All allegiance and fidelity.

23 THE COURT: To any foreign prince potentate.

24 MR. DAYISTY: To any foreign prince.

25 THE COURT: Potentate.

1 MR. DAYISTY: Potentate.

2 THE COURT: State or sovereignty.

3 MR. DAYISTY: State or sovereignty.

4 THE COURT: Of whom.

5 MR. DAYISTY: Of whom.

6 THE COURT: Or of which.

7 MR. DAYISTY: Or of which.

8 THE COURT: I have heretofore.

9 MR. DAYISTY: I have heretofore.

10:15 10 THE COURT: Been a subject or citizen.

11 MR. DAYISTY: Been a subject or citizen.

12 THE COURT: That I will support and defend.

13 MR. DAYISTY: I will support and defend.

14 THE COURT: The constitution and laws.

15 MR. DAYISTY: The constitution and laws.

16 THE COURT: Of the United States of America.

17 MR. DAYISTY: Of the United States of America.

18 THE COURT: Against all enemies.

19 MR. DAYISTY: Against all enemies.

10:16 20 THE COURT: Foreign and domestic.

21 MR. DAYISTY: Foreign and domestic.

22 THE COURT: That I will bear true faith.

23 MR. DAYISTY: I will bear true faith.

24 THE COURT: And allegiance to the same.

25 MR. DAYISTY: And allegiance to the same.

1 THE COURT: And that I will bear arms on behalf of the
2 United States.

3 MR. DAYISTY: And I will bear arms on behalf of the
4 United States.

5 THE COURT: When required by law.

6 MR. DAYISTY: When required by law.

7 THE COURT: That I will perform noncombatant service.

8 MR. DAYISTY: And I will perform noncombatant
9 services.

10:16 10 THE COURT: In the Armed Forces of the United States.

11 MR. DAYISTY: In the Armed Forces of the United
12 States.

13 THE COURT: When required by the law.

14 MR. DAYISTY: When required by the law.

15 THE COURT: That I will perform work of national
16 importance.

17 MR. DAYISTY: I will perform work of national
18 importance.

19 THE COURT: Under civilian direction.

10:16 20 MR. DAYISTY: Under civilian direction.

21 THE COURT: When required by law.

22 MR. DAYISTY: When required by law.

23 THE COURT: And that I take this obligation freely.

24 MR. DAYISTY: And I will take this obligation freely.

25 THE COURT: Without any mental reservation.

1 MR. DAYISTY: Without any mental reservation.

2 THE COURT: Or purpose of evasion.

3 MR. DAYISTY: Or purpose of evasion.

4 THE COURT: So help me God.

5 MR. DAYISTY: So help me God.

6 THE COURT: You may be seated.

7 MR. DAYISTY: Yes, sir.

8 THE COURT: As far as the Court is concerned, Mr.
9 Dayisty is a citizen.

10:17 10 The government needs to prepare the appropriate
11 paperwork. Will that be done, Mr. Farquhar?

12 MR. FARQUHAR: Yes, your Honor. If I could ask the
13 Court for a 30-day or 60-day order so that we have time to
14 conclude that, then we will certainly get on that forthwith.

15 THE COURT: Thirty days ought to be enough, I would
16 think, Mr. Farquhar.

17 MR. FARQUHAR: Yes.

18 THE COURT: You'll have 30 days.

19 As is appropriate, I think I will come down and
10:17 20 congratulate Mr. Dayisty as a new United States citizen.
21 Congratulations, sir.

22 MR. DAYISTY: I do appreciate it. Thank you very
23 much.

24 THE COURT: You're very welcome.

25 (Whereupon, at 10:17 a.m. the hearing concluded.)

C E R T I F I C A T E

I, Cheryl Dahlstrom, RMR, and Official Reporter of the United States District Court, do hereby certify that the foregoing transcript, from Page 1 to Page 6, constitutes, to the best of my skill and ability, a true and accurate transcription of my stenotype notes taken in the matter of Civil Action No. 07-10180, Ahmed Dayisty vs. Michael Chertoff, et al.

/s/ Cheryl Dahlstrom

Cheryl Dahlstrom, RMR

Official Court Reporter