

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 04-5235**

**September Term, 2004**

**98cv01319**

**Filed On:**

Roger Hall,  
Appellant

v.

Central Intelligence Agency,  
Appellee

UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT  
FILED

MAR 11 2005

CLERK

**BEFORE:** Sentelle, Garland, and Roberts, Circuit Judges

**ORDER**

Upon consideration of the motion for summary affirmance, the opposition thereto, and the reply, it is

**ORDERED** that the motion for summary affirmance be denied. The merits of the parties' positions are not so clear as to warrant summary action. See Taxpayers Watchdog, Inc. v. Stanley, 819 F.2d 294, 297 (D.C. Cir. 1987) (per curiam).

Because the court has determined that summary disposition is not in order, the Clerk is instructed to calendar this case for presentation to a merits panel.

**Per Curiam**

*[Handwritten signatures]*