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State of Israel

**Ministry of Justice
State Attorney's Office**

**Nisan 30, 5775
April 19, 2015**

To:
Mrs. Sigi Ben Ari, Advocate
Hamoked for the Defence of the Individual
4 Abu Obeida Street
Jerusalem 97200

By fax: 02-6276317

Re: **HCJ 2596/15 Mas'ud v. Ministry of Defense**

We were advised that the response of the Ministry of Defense to your letter dated October 28, 2014, was given on April 19, 2015. The response states that the Israeli Defense Forces (IDF) holds a body of a Hamas activist who was killed in a battle in the Rafah area on August 1, 2014, and that according to the circumstances described in your letter, it is likely that it is indeed the body of _____ Mas'ud, the subject matter of the letter and the petition. The response further states that the body was buried in the cemetery of enemy combatants.

The response of the Ministry of Defense is attached and marked by the letter **A**.

In view of the fact that the response of the Ministry of Defense was obtained, it seems that the remedy requested in your petition for the provision of details regarding the whereabouts of _____ Mas'ud was granted, and therefore the need to make a decision in the petition became redundant.

Sincerely,

(signed)
Avinoam Segal-Elad
Senior deputy at the State Attorney's Office

Cc:
Mr. Benny Cohen, deputy of the legal advisor of the security forces
Mrs. Hila Erlich, legal appointee for security and administrative law
Mr. Niv Gazanda, the office of the legal advisor of the security forces
Mr. Yonatan Berman, HCJ department

[Emblem]
State of Israel
Ministry of Defense

[Emblem] Legal Advisor of the Security Forces

Date: Iyar 1 5775
April 19 2015
Ref.: n-legal advisor-150415-02501

To
Mrs. Sigi Ben Ari, Advocate
Hamoked for the Defence of the Individual
4 Abu Obeida Street
Jerusalem 97200

By Registered Mail and fax: 02-6276317

Re: Request for the location of a missing person from the Gaza Strip

Following your letter dated October 28, 2014, and after we have completed the examinations regarding the above referenced matter, please note that the Israel Defense Forces (IDF) holds a body of a Hamas activist who was killed in a battle in the Rafah area on August 1, 2014, in a short range encounter with IDF forces. According to the circumstances described in your letter, it is likely that it is indeed the body of _____ Mas'ud, the subject matter of the letter. The above is based, as aforesaid, on the description of the circumstances in your letter which are known to the IDF. The body was buried in the cemetery of enemy combatants.

Sincerely,

(signed)

Niv Gazanda, Advocate
Office of the legal advisor of the security forces

Cc:
Deputy of the legal advisor of the security forces - Advocate Benny Cohen
Legal appointee for security and administrative law - Advocate Hila Erlich
State Attorney's Office, HCJ department - Advocate Yonatan Berman