

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

EL-SHIFA PHARMACEUTICAL)	
INDUSTRIES COMPANY, and)	
SALAH EL DIN AHMED MOHAMMED IDRIS,)	
)	
Plaintiffs,)	
)	
vs.)	Civil Action No. 1:01CV00731 (RWR)
)	
UNITED STATES OF AMERICA,)	
)	
Defendant.)	

PLAINTIFFS' MOTION TO ALTER JUDGMENT

For the reasons stated in the attached memorandum, Plaintiffs El-Shifa Pharmaceutical Industries Company and Salah Idris respectfully request that the Court reconsider and alter its Memorandum Opinion and Order of November 29, 2005 dismissing Plaintiffs' claims for lack of jurisdiction. By this motion, Plaintiffs request that the Court reinstate their claims for equitable relief stated in Counts Three and Four of their complaint and require the United States to submit its answer to the allegations of fact contained in those claims.

Plaintiffs submit this motion pursuant to Rule 59(e) of the Federal Rules of Civil Procedure. *Rann v. Chao*, 209 F. Supp. 2d 75, 77 (D.D.C. 2002) (D.C. district courts treat a motion for rehearing or reconsideration as a motion to alter or amend the judgment under Fed. R. Civ. P. 59(e)).

Dated: December 13, 2005

Respectfully submitted,

/s/

Stephen J. Brogan (No. 939082)

Timothy J. Finn (No. 963751)

Jonathan C. Rose (No. 117740)

JONES DAY

51 Louisiana Ave., N.W.

Washington, D.C. 20001

Telephone: (202) 879-3939

Attorneys for Plaintiffs El-Shifa

Pharmaceutical Industries Company and

Salah El Din Ahmed Mohammed Idris

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of December 2005, I caused a true and correct copy of the foregoing Plaintiffs' Motion to Alter Judgment and the accompanying Memorandum in Support of Motion to be served by United States mail, first class, postage prepaid, upon the following individuals:

Kenneth L. Wainstein
U.S. Attorney for the District of
Columbia
Judiciary Center Building
555 4th Street, N.W.
Washington, D.C. 20001

Paul Figley, Esq.
Deputy Director, FTCA Staff
Torts Branch, Civil Division
U.S. Department of Justice
P. O. Box 888
Ben Franklin Station
Washington, D.C. 20044

_____/s/_____
Timothy J. Finn