

Adalah's Litigation Docket
Cases pending as of April 2008

I. Land and Planning Rights

Supreme Court

1. Demanding the Cancellation of an Israel Land Administration (ILA) Policy Permitting the Marketing and Allocation of **Jewish National Fund (JNF)**-Controlled Lands by the ILA through Bids Open only to Jewish Individuals
H.C. 9205/04, Adalah v. Israel Land Administration, et al. (Supreme Court agreed in 9/07, over Adalah's strenuous objection, to suggestion made by the Attorney General [AG] and the JNF that JNF-controlled land will be made available to all citizens, including Arab citizens, for three months, but that the state will compensate the JNF with other state land if an Arab citizen wins the tender. The AG's Office has successfully requested numerous delays in proceeding with the case in order to allow it to reach an agreement with state over a land exchange)
2. Seeking the Annulment of the "**Wine Path Plan**" for the Establishment and Retroactive Legalization of 30 Individual Settlements in the Naqab (Negev) for the Purpose of Securing the Land for Exclusive Use by Jewish Citizens
H.C. 2817/06, Adalah, et al. v. The National Council for Planning and Building, et al.
3. Representing Residents of the Village of Kammaneh in the Galilee against Attempts by the Neighboring Jewish Town of Kamoun to Impose Racist Conditions on the Approval of **Kammaneh's Master Plan**
H.C. 6176/06, The Cooperative Organization for the Agricultural Settlement of Kamoun v. The National Council for Planning and Building et al.
4. Appealing the **Confiscation of Land in Lajoun** Belonging to 300 Arab Families in Umm al-Fahem
C.A. (Civil Appeal) 4067/07, Jabareen, et al. v. The State of Israel, et al.
5. Challenging the ILA's Policy and Use of **Selection Committees** in Allocating Land for Housing in Community Towns, Excluding Arab Citizens, Mizrahim (Eastern Jews), Single Parents and Gay Individuals
H.C. 8036/07, Fatina Ebriq Zubeidat, et al. v. The Israel Land Administration, et al. (Injunction issued in 10/07 ordering Rakefet community town to set aside plot of land for Zubeidat family pending a final decision on the petition; hearing scheduled for 5/08)

District Courts

6. Challenging Master Plan that Threatens to **Confiscate Land** of 24 Arab Residents of Daliyat al-Carmel to a "National Park and Har Shukiv Forest"

Haifa District Court, A.P. 4377/07, Maqaldah Safi, et al. v. The National Council for Planning and Building (In 1/08, the state announced its decision to rescind the appropriation of 27 of 36 plots of land designated for the park).

Magistrates' Courts

7. Seeking the Cancellation of **Evacuation Lawsuits** against about 1,000 Arab Bedouin Citizens of Israel Living in Atir-Umm el-Hieran in the Naqab and Demanding Recognition for the Unrecognized Village
Beer el-Sabe Magistrates' Court, Civil File 3326/04, The State of Israel and the Israel Land Administration v. Ibrahim Farhood Abu el-Qian, et al. (+ legal representation on 26 additional civil files)
8. Motions to Cancel **Ex Parte Demolition Orders** against 33 Homes in the Unrecognized Arab Bedouin Village of Umm el-Hieran in the Naqab
Beer el-Sabe Magistrates' Court, Different Motions 8477/06, Abu el-Qian Ali, et al. v. The State of Israel (In 10/06, the court delayed the implementation of the orders but in 6/07, nine homes were demolished by the ILA in violation of the court's orders. Adalah has demanded that the AG open an investigation into the ILA's illegal actions)
9. 45 Urgent Motions to Cancel **Ex Parte Demolition Orders** Issued against Almost All Homes in the Unrecognized Arab Bedouin Village of Al-Sura in the Naqab
Beer el-Sabe Magistrates' Court, Different Motions 9364/06, Suleiman Nasasra and Adalah v. The State of Israel (In 8/07 the court ordered the freezing of the demolition orders; a hearing had been scheduled for 9/08).

Planning Committees

10. Objection Filed Against Master Plan for the Arab Village of **Sandalah** in the North on behalf of the Members of the Local Village Council
Objection filed in 12/07 demanding the redrafting of the master plan so as to maintain the agricultural nature of the village, allow for its economic development, and reflect the vision of its residents of the future of their community
11. Objection to Master Plan for **Metropolitan Beer el-Sabe**, which Violates the Rights of Arab Citizens Living in the Naqab to Dignity, Equality and Suitable Housing
Objection filed in 10/07.
12. Seeking Cancellation of Master Plan for **Metropolitan Beer el-Sabe** (Beer Sheva) and Recognition for Arab Bedouin Village of Umm el-Hieran
Objection filed in 10/07 by Adalah and Bimkom.
13. Appeal against Local Master Plan for **Daliyat al-Carmel** on the Ground that it Disregards the Rights of the Town's Arab Residents
Appeal filed in 3/08 against a decision to reject objections submitted by residents of the town and to approve the plan.

II. Civil and Political Rights

Supreme Court

14. Demanding the Release of Operational Report into the **Israeli Military's Killing** of Mr. Meteb al-Nebari, an Arab Bedouin Citizen of Israel

H.C. 2366/05, Atwa al-Nebari and Adalah v. Israeli Army Chief of Staff, et al.

15. Seeking to Overturn the New Amendment to the **Citizenship Law** Banning Family Unification in Israel between Palestinian Citizens of Israel and Palestinians from the Occupied Palestinian Territory (OPT) and “Enemy States” of Syria, Lebanon, Iran and Iraq
H.C. 830/07, Adalah v. The Minister of the Interior, et al. (A hearing has been scheduled for 5/08).

Magistrates' Courts

16. Demanding Compensation for an Arab Family Violently **Assaulted by Police Officers**
Haifa Magistrates' Court, Civil Lawsuit 15787/07, Hussein v. Elyahu, et al.
17. Demanding the Appointment of an Investigatory Judge to Examine the **Cause of Death** of Mr. Salman al-Atayka, an Arab Bedouin Citizen of Israel from the Naqab
Beer el-Sabe Magistrates' Court, Civil Motion ___/08, Salman al-Atayka v. The State of Israel

III. Education Rights

Supreme Court

18. Demanding the Appointment of **Educational Counselors** in Five Arab Bedouin Schools in the Unrecognized Villages in the Naqab Serving 3,650 Students, None of Which has Such a Position
H.C. 3926/06, Al-Sayed Abed El-Dayem et al v. The Ministry of Education and The Abu Basma Regional Council
19. Seeking the Cancellation of Haifa University's Discriminatory Policy of including Military Service as a Main Criterion in Allocating **Student Dorms** (appeal by Haifa University against District Court decision ruling that the policy constitutes illegal discrimination against Arab students)
C.A. (Civil Appeal) 8695/06, Haifa University v. Haneen Na'amneh, et al.
20. Demanding the Establishment of the First Arab Special **School for the Arts** in Israel
H.C. 7339/07, The Association for the Development of Arab Education in Haifa, et al. v. The Ministry of Education and the Municipality of Haifa (In 1/08, Adalah filed a motion to expand the judicial panel that will hear the petition).
21. Challenging **Tel Aviv University's Age Restrictions** that Discriminate against Arab Students in Admission to its Medical School
Lawsuit 185/08 (Tel Aviv District Court), The Arab Students' Committee of Tel Aviv University, et al. v. Tel Aviv University

IV. Economic and Social Rights

Supreme Court

22. Challenging the Unequal Distribution of **Balance Grants** to Jewish and Arab Municipalities
H.C. 6223/01, National Committee of Arab Mayors, et al. v. Ministry of the Interior, et al.

23. Seeking Implementation of Landmark Decision to Cancel **Major Governmental Socio-Economic Plan** (National Priority Areas) on the Grounds that it Discriminates against Arab Citizens, Particularly in the Field of Education
H.C. 2773/98 and H.C. 11163/03, The High Follow-up Committee for the Arab Citizens in Israel, et. al. v. the Prime Minister of Israel (An expanded seven-justice panel of the Supreme Court accepted the petition in 2/06, unanimously canceling the decision; in 6/07, the court, over Adalah's objection, granted the state a further year to implement its ruling. In 1/08 Adalah submitted a filing to the court arguing that the state has made no efforts towards implementing its decision. A hearing has been scheduled for 6/08)
24. Demanding the Annulment of Law that Renders Unemployed Car Owners and Users Ineligible for **Income Support Payments**
H.C. 10662/04, Salah Hassan, et al. v. The National Insurance Institute, et al. (In 1/07, as a result of the petition, an amendment to the law was enacted which allows car owners and users to receive income support, with certain conditions; in 3/08, the petitioners submitted a new petition dealing specifically with the new amendment)
25. Challenging Discriminatory Law Excluding Arab Bedouin Towns from **Income Tax Benefits**
H.C. 6901/05, Mayor of Rahat Municipality, et al. v. Minister of Finance, et al. (In 7/07, the Supreme Court ordered the state to provide updated information regarding an amendment to the law and the setting of clear, consistent and equitable criteria for all)
26. Appealing a Decision of the Haifa District Court (sitting as a Water Tribunal) not to Order **Water Access** for Hundreds of Arab Bedouin Living in Unrecognized Villages in the Naqab
C.A. (Civil Appeal) 9535/06, Abdullah Abu Msaed, et al. v. The Water Commissioner and the Israel Lands Administration (The case is pending for final judgment)
27. Seeking the Annulment of Municipal Regulations forcing Arab Shop Owners in Akka to **Close on Saturdays**, the Jewish Sabbath
H.C. 4326/07, Elias Daw, et al. v. The Municipality of Akka, et al. (A hearing has been scheduled for 10/08)

V. Religious Rights

Supreme Court

28. Demanding Re-Opening and the Right to Pray in **Big Mosque** in Beer el-Sabe (Beer Sheva)
H.C. 7311/02, Association for Support and Defense of Bedouin Rights in Israel, et al. v. The Municipality of Beer Sheva, et al. (In 2/07, the court issued *order nisi* against the municipality to explain why the Big Mosque should not be opened for prayer and worship; a hearing has been scheduled for 7/08).
29. Demanding Recognition for **Muslim Holy Sites** in Israel in Name of Religious Leaders
H.C. 10532/04, Sheikh Abdullah Nimr Darwish, et al. v. Minister of Religious Affairs, et al. (In 8/07 the court issued an *order nisi* compelling the state to explain why not to issue regulations for the protection of Muslim holy sites; a hearing has been scheduled for 9/08)

VI. Prisoners' Rights

Supreme Court

30. Demanding Permission for Palestinian Political Prisoners to have **Physical Contact** with their Young Children during Family Visits

H.C. 7585/04, Hakeem Kana'ni, et al. v. The Israel Prison Service (In 3/08, Adalah sent a response to the Supreme Court regarding the criteria imposed by the IPS for physical contact between a child and his or her imprisoned parent)

31. Demanding the Cancellation of an Israel Prison Service Order that **Restricts Attorneys' Access** to Political Prisoners and Detainees
H.C. 5613/06, Attorney Fadi Qawasmi, et al. v. The Israel Prison Service
32. Human Rights Organizations Petition the Supreme Court to Nullify Law that Blatantly Violates **Detainees' Rights**
H.C. _/08, Public Committee Against Torture in Israel, et al. v. The Minister of Justice, et al. (PCATI, ACRI and Adalah are challenging the unconstitutionality of amendments to the criminal procedure law that impose harsher pre-trial detention conditions for those alleged to have committed security offenses, overwhelmingly Palestinians from Gaza)
33. Demanding **Better Transportation Conditions** for Prisoners in Israel Prison Service Vehicles
H.C. 1482/08, Adalah et al. v. The Israel Prison Service, et al. (The petition was jointly filed by Adalah, Physicians for Human Rights-Israel and the Legal Clinic for Prisoners' Rights and Rehabilitation at Haifa University's Faculty of Law)

Magistrates' Court

34. Representing the Family of Hamad Dibs in an Investigation into his **Death in Police Custody**
Beer el-Sabe Magistrates' Court Cause of Death Investigation 1001/04, In Re. Hamad Dibs, Deceased

VII. Occupied Palestinian Territory (OPT)

Supreme Court

35. Challenging the Cancellation of **Jerusalem Residency Status** of Parliamentarians Elected on the Hamas List to the Palestinian Legislative Council
H.C. 7803/06, Khalid Abu Arafah, et al. v. Minister of Interior (Adalah and the Association for Civil Rights in Israel are representing the Palestinian Parliament Members as amicus curiae; a hearing has been scheduled for 7/08)
36. Human Rights Organizations Demand Criminal Investigations into Israeli Military Commanders and Government Officials Responsible for **Killings and Extensive Home Demolitions** in Rafah Gaza in 2004
H.C. 3292/07, Adalah et al. v. The Attorney General, et al. (A hearing has been scheduled for 7/08)

Planning Committees

37. Objection to the **Eastern Ring Road** Plan for Jerusalem, Designed to Create an Apartheid Road and Turn the Palestinian Neighborhoods in East Jerusalem into Cantons, in Violation of International and Israeli Law
The objection was filed on behalf of Palestinian NGOs and four municipalities in 3/08