

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

BATAYEV TURDBYAVICH ILKHAM, )  
 )  
 )  
 Petitioner, )  
 )  
 v. ) Civil Action No. 05-0714 (RBW)  
 )  
 GEORGE W. BUSH, *et al.*, )  
 )  
 )  
 Respondents. )  
 \_\_\_\_\_ )

**DECLARATION OF J.L. HUNT**

Pursuant to 28 U.S.C. § 1746, I, Commander J. L. Hunt, Judge Advocate General's Corps, United States Navy, hereby state that to the best of my knowledge, information, and belief, the following is true, accurate and correct:

1. I am the Legal Advisor to the Office for the Administrative Review of the Detention of Enemy Combatants at U.S. Naval Base Guantanamo Bay, Cuba (OARDEC). In that capacity I am an advisor to the Director, Combatant Status Review Tribunals.
2. I hereby certify that the documents attached hereto constitute a true and accurate copy of the portions of the record of proceedings before the Combatant Status Review Tribunal related to petitioner Batayev Turdbyavich Ilkham that are suitable for public release. The portions of the record that are classified or considered law enforcement sensitive are not attached hereto or were redacted by an OARDEC staff member. This staff member also redacted information that would personally identify certain U.S. Government personnel in order to protect the personal privacy and security of those individuals.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: August 23, 2005



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J. L. Hunt  
CDR, JAGC, USN



Department of Defense  
Director, Combatant Status Review Tribunals

OARDEC/Ser: 0375

18 NOV 2004

From: Director, Combatant Status Review Tribunal

Subj: REVIEW OF COMBATANT STATUS REVIEW TRIBUNAL FOR  
DETAINEE ISN # 084

Ref: (a) Deputy Secretary of Defense Order of 7 July 2004  
(b) Secretary of the Navy Order of 29 July 2004

1. I concur in the decision of the Combatant Status Review Tribunal that Detainee ISN #084 meets the criteria for designation as an Enemy Combatant, in accordance with references (a) and (b).

2. This case is now considered final and the detainee will be scheduled for an Administrative Review Board.

A handwritten signature in black ink, appearing to read "J. M. McGARRAH".

J. M. McGARRAH  
RADM, CEC, USN

Distribution:

NSC (Mr. John Bellinger)  
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Department of Defense  
Director, Combatant Status Review Tribunals

13 Sep 04

From: Director, Combatant Status Review Tribunals

Subj: APPOINTMENT OF COMBATANT STATUS REVIEW TRIBUNAL #8

Ref: (a) Convening Authority Appointment Letter of 9 July 2004

By the authority given to me in reference (a), a Combatant Status Review Tribunal established by "Implementation of Combatant Status Review Tribunal Procedures for Enemy Combatants Detained at Guantanamo Bay Naval Base, Cuba" dated 29 July 2004 is hereby convened. It shall hear such cases as shall be brought before it without further action of referral or otherwise.

The following commissioned officers shall serve as members of the Tribunal:

MEMBERS:

[REDACTED] Colonel, U.S. Marine Corps Reserve; President

[REDACTED] Colonel, U.S. Army; Member

[REDACTED] Lieutenant Colonel, JAGC, U.S. Army; Member  
(JAG)

J. M. McGARRAH  
Rear Admiral  
Civil Engineer Corps  
United States Naval Reserve



HEADQUARTERS, OARDEC FORWARD  
GUANTANAMO BAY, CUBA  
APO AE 09360

MEMORANDUM FOR DIRECTOR, CSRT


11 November 2004

FROM: OARDEC FORWARD Commander

SUBJECT: CSRT Record of Proceedings ICO ISN# 084

1. Pursuant to Enclosure (1), paragraph (I)(5) of the *Implementation of Combatant Status Review Tribunal Procedures for Enemy Combatants Detained at Guantanamo Bay Naval Base, Cuba* dated 29 July 2004, I am forwarding the Combatant Status Review Tribunal Decision Report for the above mentioned ISN for review and action.

2. If there are any questions regarding this package, point of contact on this matter is the undersigned at DSN [REDACTED]

FOR   
CHARLES E. JAMISON  
CAPT, USN

16 Nov 04

## MEMORANDUM

From: Legal Advisor

To: Director, Combatant Status Review Tribunal

Subj: LEGAL SUFFICIENCY REVIEW OF COMBATANT STATUS REVIEW TRIBUNAL  
FOR DETAINEE ISN # 084Ref: (a) Deputy Secretary of Defense Order of 7 July 2004  
(b) Secretary of the Navy Implementation Directive of 29 July 2004Encl: (1) Appointing Order for Tribunal #8 of 13 September 2004  
(2) Record of Tribunal Proceedings

1. Legal sufficiency review has been completed on the subject Combatant Status Review Tribunal in accordance with references (a) and (b). After reviewing the record of the Tribunal, I find that:
  - a. The detainee was properly notified of the Tribunal process and made an unsworn statement at the Tribunal.
  - b. The Tribunal was properly convened and constituted by enclosure (1).
  - c. The Tribunal complied with all provisions of references (a) and (b). Note that some information in exhibits R-8, R-9, and R-10 was redacted. The FBI properly certified in exhibit R-2 that the redacted information would not support a determination that the detainee is not an enemy combatant.
  - d. The detainee requested no witness nor did he request any classified or unclassified documents be produced.
  - e. The Tribunal's decision that detainee # 084 is properly classified as an enemy combatant was unanimous.
  - f. The detainee's Personal Representative was given the opportunity to review the record of proceedings and declined to submit comments to the Tribunal.
2. The proceedings and decision of the Tribunal are legally sufficient and no corrective action is required.
3. I recommend that the decision of the Tribunal be approved and the case be considered final.



JAMES R. CRISFIELD JR.  
CDR, JAGC, USN

**(U) Combatant Status Review Tribunal Decision Report Cover Sheet**

(U) This Document is UNCLASSIFIED Upon Removal of Enclosures (2) and (4).

(U) TRIBUNAL PANEL:   #8  

(U) ISN#:   084  

Ref: (a) (U) Convening Order for Tribunal #8 of 13 September 2004 (U)  
(b) (U) CSRT Implementation Directive of 29 July 2004 (U)  
(c) (U) DEPSECDEF Memo of 7 July 2004 (U)

Encl: (1) (U) Unclassified Summary of Basis For Tribunal Decision (U)  
(2) (U) Classified Summary of Basis for Tribunal Decision (S/NF)  
(3) (U) Summary of Detainee/Witness Testimony (U/~~FOUO~~)  
(4) (U) Copies of Documentary Evidence Presented (S/NF)  
(5) (U) Personal Representative's Record Review (U)

1. (U) This Tribunal was convened on 5 October 2004 by references (a) and (b) to make a determination as to whether the Detainee meets the criteria to be designated as an enemy combatant, as defined in reference (c).

2. (U) On 5 October 2004 the Tribunal determined, by a preponderance of the evidence, that Detainee #084 is properly designated as an enemy combatant, as defined in reference (c).

3. (U) In particular, the Tribunal finds that this detainee is part of or supporting an associated force (the Islamic Movement of Uzbekistan), allied with the Taliban, which is engaged in hostilities against the United States or its coalition partners, as more fully discussed in the enclosures.

4. (U) Enclosure (1) provides an unclassified account of the basis for the Tribunal's decision. A detailed account of the evidence considered by the Tribunal and its findings of fact are contained in enclosures (1) and (2).



Colonel, U.S. Marine Corps  
Tribunal President

**UNCLASSIFIED SUMMARY OF BASIS FOR TRIBUNAL  
DECISION**

**(Enclosure (1) to Combatant Status Review Tribunal Decision Report)**

TRIBUNAL PANEL: \_\_\_\_\_ #8

ISN #: \_\_\_\_\_ 084

**1. Introduction**

As the Combatant Status Review Tribunal (CSRT) Decision Report indicates, the Tribunal has determined that this Detainee is properly classified as an enemy combatant and is part of, or supporting, an associated force, allied with the Taliban, that is engaged in hostilities against the United States or its coalition partners. In reaching its conclusions, the Tribunal considered both classified and unclassified information. The following is an account of the unclassified evidence considered by the Tribunal and other pertinent information. Classified evidence considered by the Tribunal is discussed in Enclosure (2) to the CSRT Decision Report.

**2. Synopsis of Proceedings**

The unclassified evidence presented to the Tribunal by the Recorder indicated that the Detainee is associated with the Taliban by his suspected membership in an associated force, the Islamic Movement of Uzbekistan (IMU), which is engaged in hostilities against the United States or its coalition partners. By supporting the Taliban the IMU was engaged in hostilities against coalition forces. The Detainee also himself fought against the United States or its coalition partners. He fought at Konduz, Afghanistan and also helped cook for the Taliban. The Detainee chose to participate in the Tribunal process. He called no witnesses, requested no unclassified or classified documents be produced, and made an unsworn verbal statement. The Detainee, in his verbal statement, denied being a Taliban member or having any affiliation with them.

**3. Evidence Considered by the Tribunal**

The Tribunal considered the following evidence in reaching its conclusions:

- a. Exhibits: D-a, and R-1 through R-12.
- b. Testimony of the following persons: Unsworn statement of the Detainee

**4. Rulings by the Tribunal on Detainee Requests for Evidence or Witnesses**

The Detainee requested no witnesses or that any additional evidence be produced; therefore, no rulings on these matters were required:



## 5. Discussion of Unclassified Evidence

The Tribunal considered the following unclassified evidence in making its determinations:

- a. The Recorder offered Exhibits R-1 through R-3 into evidence during the unclassified portion of the proceeding. Exhibit R-1 is the Unclassified Summary of Evidence. While this summary is helpful in that it provides a broad outline of what the Tribunal can expect to see, it is not persuasive in that it provides conclusory statements without supporting unclassified evidence. Exhibit R-2 provided no usable evidence. With the exception of Exhibit R-3, the Tribunal had to look to classified exhibits for support of the Unclassified Summary of Evidence.
- b. The Tribunal considered Exhibit R-3, Terrorist Organization Reference Guide, U.S. Department of Homeland Security, U.S/ Customs and Border Protection, Office of Border Patrol, January 2004. This exhibit provided background on the Islamic Movement of Uzbekistan (IMU). Of note, this movement has taken U.S. citizens hostage in the past, and the current leadership appears to have widened the organization's targets to include all those they perceive as fighting Islam.
- c. The Tribunal considered the Detainee's unsworn testimony. A summarized transcript of the Detainee's unsworn testimony is attached as CSRT Decision Report Enclosure (3). In sum, the Detainee testified that he had nothing to do with the Taliban, had never been associated with them, and never had carried a weapon. He did admit helping to cook for the Taliban.

The Tribunal also relied on certain classified evidence in reaching its decision. A discussion of the classified evidence is found in Enclosure (2) to the Combatant Status Review Tribunal Decision Report.

## 6. Consultations with the CSRT Legal Advisor

No issues arose during the course of this hearing that required consultation with the CSRT legal advisor.

## 7. Conclusions of the Tribunal

Upon careful review of all the evidence presented in this matter, the Tribunal makes the following determinations:

- a. The Detainee was mentally and physically capable of participating in the proceeding. No medical or mental health evaluation was requested or deemed necessary.

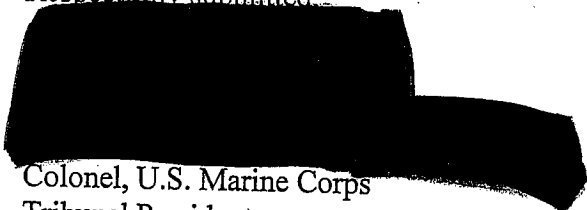
b. The Detainee understood the Tribunal proceedings. He asked some questions regarding his rights (which were answered to his satisfaction by the Tribunal President) and actively participated in the hearing.

c. The Detainee is properly classified as an enemy combatant because he is part of or supporting an associated force (the Islamic Movement of Uzbekistan), allied with the Taliban, which is engaged in hostilities against the United States or its coalition partners.

**8. Dissenting Tribunal Member's report**

None. The Tribunal reached a unanimous decision.

Respectfully submitted,

A large black rectangular redaction covers the signature of the Tribunal President.

Colonel, U.S. Marine Corps  
Tribunal President

Summarized Unsworn Detainee Statement

*The Tribunal President read the Hearing Instructions to the Detainee. The Detainee understood the process but requested that the documents be read to him in Uzbek rather than in Russian.*

*The Tribunal President confirmed that the Tribunal could comply with the Detainee's request.*

*The Detainee confirmed that the closed session would be for the Tribunal only, and he would not be participating in that portion. The Tribunal President advised the Detainee that he was right.*

In the summary of evidence, it says I associated with Taliban forces, but I have nothing to do with them. I know nothing about them.

*The Tribunal President interrupted the Detainee to give him the opportunity to make his statement under oath, if the Detainee chose to do so.*

I never in my life have sworn before. Even when a representative from Kazakhstan came and presented me a Koran, I didn't want to swear on it.

*The Tribunal President advised the Detainee that was fine and it was not necessary to take the oath and the Tribunal Members would still take his statement into consideration.*

I have nothing to do with the Taliban forces. I've never been associated with them. What else can I say? I've never in my life been in America, I've only heard about it. I am all the way on the East side of the globe and America is on the west side. I have never had anything against America. I'm not even sure why I was brought here.

I am speaking from my heart; you can believe me. I knew America as a democratic country and I still believe it is a democratic country.

There is not much I can say about it. I believe you probably have some kind of statements in my case.

I was tortured badly; they [unknown] even tried to kill me, after I was brought here by the Northern Alliance forces.

I never had a weapon. I never carried a weapon with me and I've never been in any kind of armed fight. That is all I can say.

In your summary of evidence, it says I have been a cook for the Taliban. I never cooked for them, I was only a helper. I don't believe it's fair for you to include me as a Taliban combatant or fighter just because I was a helper for the cook. That's all I can say.

*The Tribunal President advised the Detainee that the Tribunal Members have some questions they would like to ask.*

It has been mentioned that is my choice to answer your questions or not, and according to that, I believe you are still going to make your own decisions. I believe it is worthless for me to answer your questions anyway, because you are going to make your own decisions. I told you everything.

I believe, by law, I am entitled to have a lawyer.

*The Tribunal President explained to the Detainee that if this were a judicial proceeding, the Detainee would be entitled to a lawyer, but this was an Administrative Hearing. The Tribunal Members are here to determine if the Detainee is properly classified as an enemy combatant.*

I am trying to understand, but it is still my understanding that during the questions and answers I have to have a lawyer.

*The Tribunal President stated the Detainee did not have to have a lawyer for this proceeding. The Tribunal President further stated all the information the Tribunal Members have about the Detainee is in the Unclassified Summary and have seen no other evidence. It would be beneficial to the Detainee to allow the Tribunal Members to ask questions.*

*The Detainee agreed and allowed the questions.*

#### Questions by Tribunal Members

Q: You are from Uzbekistan?

A: No.

Q: Tajikistan?

A: I'm from Kazakhstan.

Q: The evidence indicates that you were conscripted into serving with the Taliban by men from Tajikistan. Could you explain how that happened, please?

A: These are [answers] I've already said so many times. They just took me away.

- Q: Were you in Tajikistan at the time or Kazakhstan, or somewhere else?
- A: Which time?
- Q: Was there more than one time?
- A: I'm confused. Is there a specific date you are talking about, or something else?
- Q: We don't know any of your story. It would be helpful if you told us how you came from Kazakhstan to Afghanistan, to help us understand. Are you willing to do that?
- A: I was doing trading. That's how I ended up in Tajikistan.
- Q: Tajikistan?
- A: I went to Tajikistan due to trading business.
- Q: Then what happened?
- A: I went there [Tajikistan] to sell apples and they captured me and took me away.
- Q: Did you know who these men were?
- A: I don't know. They didn't tell me who they were.
- Q: Did they take anyone besides you?
- A: I don't know but there is a possibility.
- Q: Were you with anyone when you were taken?
- A: No.
- Q: We're not familiar with this group called the Islamic Movement of Uzbekistan. Can you tell us anything about that?
- A: I don't know anything about them. I've just heard about them.
- Q: So, the men took you when you were in Tajikistan. Then what happened?
- A: After that I was in Afghanistan for about a month and then they gave me away to different people.
- Q: What people were those?

A: I don't know. They didn't tell me who they were. They just took me away and then they put me in labor, into work.

Q: What responsibilities did you have?

A: Like mentioned in the summary of evidence, I was working in the kitchen. I was just helping a chief cook, but I never cooked myself.

Q: How long did you do that?

A: Five to six months.

Q: What happened at that end of that time? Was this when the Northern Alliance overran your position where you were?

A: After the attack from America, everyone ran away. I was just let out of there. There was a car heading to Iran with a bunch of people. I just jumped in and decided I was going to go along with them. They were heading to Herat. I was going to continue my way to Iran and go from there.

Q: You were on your way to Herat, and then what happened?

A: We stopped at night, and in the morning we were surrounded by the Northern Alliance forces. Prior to that, I wasn't feeling good, for about 3 months. I was sick.

We were surrounded by Northern Alliance forces and taken to a place with walls around it. They [Northern Alliance] let everybody out of the cars and were searching all of the clothes and luggage. After that, they put all of us in the basement.

I spent one day there. I don't know the exact time because I was in the basement. At some point, they told us to get out of the basement. I was sick and decided I was going to go behind everybody. Everybody lined up to get out of the basement. It was group of about 20-30 people.

At that time, I noticed there were two entrances to the basement, one on the left and one on the right. We were standing in the one that goes on the left side. When I was close to the entrance on the left side, I heard gunshots. Everybody panicked and tried to get out. I thought the gunshots were coming from the right entrance. I was running behind the people who were running from the left entrance.

As soon as I got out of the left entrance, in order to save my life, I turned to the right and there was a grenade explosion and I was injured. From the corner of my eye, as I turned around, I saw there were a lot of people laying or sitting on the ground. Since I was injured, I could only take a couple steps and I collapsed.

It wasn't outside yet. It was only as you got out of the basement, it took place in some sort of foyer.

So, when I collapsed, I noticed that both of my legs and my back were bleeding. I saw some fabric lying around, so I picked some up and tied my legs.

While I was lying on the ground, I heard a lot of gunshots close to me. Another explosion took place; it was close to me. Pieces of debris, like steel, not just regular debris...

In order to save my life, I figured it wasn't good for me to lie there. I decided to crawl back into the basement.

I went back to the basement and probably spent about 5 or 6 days and beside me there were a few more injured people. I lost lots of blood and was almost unconscious. I remember someone was giving me water, but I'm not sure who it was.

It was very hard without water. I believe I was hallucinating when I was injured and I'm not even sure what I was seeing.

There was another explosion and it felt almost like an earthquake. I'm not sure which side it was from; which forces did it.

Then we smelled gas and believed somebody actually spilled gas or oil and lit it on fire. Since I was unconscious, it smelled like someone cooking something, that somebody was actually frying meat. Then, it is my understanding that somebody actually caught on fire. It was somebody's body.

Then they started to fill the basement with water. I'm not sure how much time I spent in the water. After that, I totally lost control of myself. I remember hearing some voices. I remember somebody lifted me up and took me out of there [the basement].

They took me to the hospital and started treating me. My legs were swollen. I don't remember if they operated or did something. Then I was handed to you and since then, I'm here.

Q: How long did it take you to recover from your injuries?

- A: When I was in Kandahar in the prison, it was very cold. My injuries got worse. After I came over here, they treated me and I am well. Much better.
- Q: Most of the Detainees in the camp wear orange. We notice you are wearing white. Why is that?
- A: That is a question I intended to ask you.
- Q: If I knew the answer, I wouldn't have asked you myself.
- A: I don't know.
- Q: During the time you were helping the head cook, do you feel you could have just left?
- A: I thought about it, but I couldn't. I wasn't feeling good at that time. If you want, I can tell you what kind of sickness I have.
- Q: Did it [sickness] keep you from moving around very much?
- A: The problem was with my wisdom teeth. They tried to pull them out and actually broke them. After that, I caught Malaria. They didn't have a specific treatment for that illness, so everybody was giving me all kinds of medications, but nothing helped me.

**Questions by the Tribunal President**

- Q: Did you do any other chores or work related activities in support of the Taliban?
- A: I was there helping cook. I didn't even know who I was helping because no one told me it was the Taliban.
- Q: While you were helping the cooks, did you travel to many places in Afghanistan or stay in one place?
- A: I stayed only in one place.
- Q: And where was that?
- A: Konduz.
- Q: Have you ever had weapons training, either in your home country or in another country?



A: I didn't have any training on it, but since the Translator is from that area of the world, she knows, back in high school there would be classes where you learn military basics.

Q: On rifles?

A: In high school we were trained on rifles as preparation for the future or to join the military.

Q: At any time, when you were in Afghanistan, did you carry a weapon?

A: No.

**Questions by Tribunal Members**

Q: When you were in Afghanistan, were you ever familiar with any people associated with Al Qaeda?

A: I never heard about Al Qaeda until the U.S. invaded Afghanistan. Even after that I heard about Northern Alliance forces. Only after that I heard about Northern Alliance also.

*The Tribunal President thanked the Detainee for answering the questions.*

Thank you so much for your cooperation also. I believe it's one step forward to me to get released.

According to the statement, I was associated with the Taliban and Northern Alliance. As I mentioned before I was sick for almost 3 months. I didn't even have the strength in my body to do anything of that nature.

I just want to tell you I have nothing to do with those forces. That's all I can say.

*As the Tribunal President was reading the instructions regarding the Tribunal decision, the Detainee interrupted and made the following statement.*

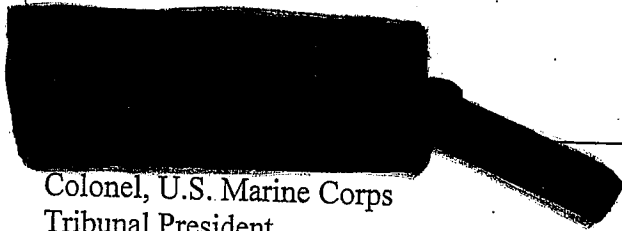
I need to interrupt you because you said if I still pose a threat to the U.S. or its allies. I have never had anything against the United States and I didn't see anything against me from the U.S., so there is no reason for me to fight against you.

I always knew America as a democratic country and always heard positive things about America. I believe that after 9/11 America became very aggressive and that's probably the only reason I'm here.

*The Tribunal President stated he was explaining the processes that lie ahead if the Detainee is found to be properly classified as an enemy combatant.*

AUTHENTICATION

I certify the material contained in this transcript is a true and accurate summary of the testimony given during the proceedings.

A large black rectangular redaction covers the signature of the Tribunal President. A horizontal line extends from the right side of the redaction to the right margin of the page.

Colonel, U.S. Marine Corps  
Tribunal President



UNCLASSIFIED

Combatant Status Review Board

21-Sep-04

TO: Personal Representative

FROM: OIC, CSRT

Subject: Summary of Evidence for Combatant Status Review Tribunal – BATAYEV, Ilkham Turdyavich

1. Under the provisions of the Secretary of the Navy Memorandum, dated 29 July 2004, *Implementation of Combatant Status Review Tribunal Procedures for Enemy Combatants Detained at Guantanamo Bay Naval Base Cuba*, a Tribunal has been appointed to review the detainee's designation as an enemy combatant.

2. An enemy combatant has been defined as "an individual who was part of or supporting the Taliban or al Qaida forces, or associated forces that are engaged in hostilities against the United States or its coalition partners. This includes any person who committed a belligerent act or has directly supported hostilities in aid of enemy armed forces."

3. The United States Government has previously determined that the detainee is an enemy combatant. This determination is based on information possessed by the United States that indicates that he associated with the Taliban and engaged in hostilities against the United States or its coalition partners.

a. Detainee is associated with the Taliban.

1. In early 2001, Detainee claims he was conscripted into serving with the Taliban by armed men in Tajikistan, who were likely affiliated with the Islamic Movement of Uzbekistan (IMU), a central Asian militant organization that directly supported the Taliban in operations against coalition forces.

2. The detainee is suspected to be a member of the IMU.

b. Detainee engaged in hostilities against the US or its coalition partners.

1. Detainee fought at Konduz, Afghanistan.

2. Detainee admitted that he prepared food for Taliban fighters while he was in Konduz, Afghanistan.

3. Detainee surrendered to Northern Alliance forces at Mazar-E-Sharif.

4. Detainee sustained injuries during a prison uprising in Mazar-E-Sharif while in the custody of Northern Alliance forces.

4. The detainee has the opportunity to contest his designation as an enemy combatant. The Tribunal will endeavor to arrange for the presence of any reasonably available witnesses or evidence that the detainee desires to call or introduce to prove that he is not an enemy combatant. The Tribunal President will determine the reasonable availability of evidence or witnesses.

UNCLASSIFIED

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Exhibit 21

# Memorandum



To : Department of Defense  
Office of Administrative Review  
for Detained Enemy Combatants,  
Col. David Taylor, OIC, CSRT

Date 09/17/2004

From : FBI GTMO  
Counterterrorism Division,  
Office of General Counsel,  
Asst. Gen. Counsel [REDACTED]

Subject REQUEST FOR REDACTION OF  
NATIONAL SECURITY INFORMATION  
[REDACTED]

Pursuant to the Secretary of the Navy Order of 29 July 2004, Implementation of Combatant Review Tribunal Procedures for Enemy Combatants Detained at Guantanamo Bay Naval Base, Cuba, Section D, paragraph 2, the FBI requests redaction of the information herein marked<sup>1</sup>. The FBI makes this request on the basis that said information relates to the national security of the United States<sup>2</sup>. Inappropriate dissemination of said information could damage the national security of the United States and compromise ongoing FBI investigations.

CERTIFICATION THAT REDACTED INFORMATION DOES NOT SUPPORT A DETERMINATION THAT THE DETAINEE IS NOT AN ENEMY COMBATANT

The FBI certifies the aforementioned redaction contains no information that would support a determination that the detainee is not an enemy combatant.

The following documents relative to ISN 084 have been redacted by the FBI and provided to the OARDEC, GTMO:

FD-302 dated 03/02/2002	FD-302 dated 06/03/2002	FD-302 dated 07/05/2003
FD-302 dated 03/16/2002	FD-302 dated 06/16/2003	
FD-302 dated 03/18/2002	FD-302 dated 06/20/2003	
FD-302 dated 05/28/2002	FD-302 dated 06/30/2003	

<sup>1</sup>Redactions are blackened out on the OARDEC provided FBI document.

<sup>2</sup>See Executive Order 12958

Memorandum from [REDACTED] to Col. David Taylor  
Re: REQUEST FOR REDACTION, 09/17/2004

If you need additional assistance, please contact  
Assistant General Counsel [REDACTED] ([REDACTED])  
[REDACTED] or Intelligence Analyst [REDACTED]



**U.S. Department of Homeland Security  
U.S. Customs and Border Protection  
Office of Border Patrol**

# **Terrorist Organization Reference Guide**

**January 2004**

659  
Exhibit **R3**

## U. S. BUREAU OF CUSTOMS AND BORDER PROTECTION

**Purpose:** The purpose of the Terrorist Organization Reference Guide is to provide the Field with a who's who in terrorism. The main players and organizations are identified so the CBP Officer and BP Agent can associate what terror groups are from what countries, in order to better screen and identify potential terrorists.

**Limitations (Gaps in Data):** This Guide is based upon the information available to this office at the time that the report was prepared.

**NOTE:** This report is based upon information obtained from various open sources. No classified information was used in the preparation of this report.

For corrections, amendments, and suggestions, notify:

Office of Border Patrol  
Bldg. 11624 SSG Sims Road,  
Biggs AAF,  
El Paso, TX 79908  
Mailing Address: Attn. BPSCC P.O. Box 6017  
El Paso, Texas 79906  
POC: [REDACTED]  
Tel: [REDACTED]



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**Designated Foreign Terrorist Organizations**

## External Aid

Receives financial, training, weapons, explosives, political, diplomatic, and organizational aid from Iran and diplomatic, political, and logistic support from Syria.

## 3a2 13. Islamic Movement of Uzbekistan (IMU)

### Description

Coalition of Islamic militants from Uzbekistan and other Central Asian states opposed to Uzbekistani President Islam Karimov's secular regime. Although the IMU's primary goal remains to overthrow Karimov and establish an Islamic state in Uzbekistan, IMU political and ideological leader Tohir Yoldashev is working to rebuild the organization and appears to have widened the IMU's targets to include all those he perceives as fighting Islam. The IMU generally has been unable to operate in Uzbekistan and thus has been more active in Kyrgystan and Tajikistan.

### Activities

The IMU primarily targeted Uzbekistani interests before October 2001 and is believed to have been responsible for five car bombs in Tashkent in February 1999. Militants also took foreigners hostage in 1999 and 2000, including four US citizens who were mountain climbing in August 2000, and four Japanese geologists and eight Kyrgyz soldiers in August 1999. Even though the IMU's rhetoric and ultimate goals may have been focused on Uzbekistan, it was generally more active in Kyrgystan and Tajikistan. In Operation Enduring Freedom, the counterterrorism coalition has captured, killed, and dispersed many of the IMU's militants who were fighting with the Taliban in Afghanistan and severely degraded the movement's ability to attack Uzbekistani or Coalition interests in the near term. IMU military leader Juma Namangani was killed during an air strike in Afghanistan in November 2001. Yoldashev remains at large.

### Strength

Probably fewer than 1,000 militants.

### Location/Area of Operation

Militants are scattered throughout South Asia, Tajikistan, and Iran. Area of operations includes Afghanistan, Iran, Kyrgyzstan, Pakistan, Tajikistan, and Uzbekistan.

### External Aid

Support from other Islamic extremist groups and patrons in the Middle East and Central and South Asia.

### Personal Representative Review of the Record of Proceedings


I acknowledge that on 28 October 2004 I was provided the opportunity to review the record of proceedings for the Combatant Status Review Tribunal involving ISN #084.

I have no comments.

My comments are attached.

 MAJDC, USAF  
Name

28 OCT 2004  
Date

  
Signature