

(26 May 06)

Summary of Administrative Review Board Proceedings for ISN 659

*The Administrative Review Board was called to order.*

*The Detainee entered the proceedings.*

Presiding Officer: Sir, I am going to refer to you as Mr. Sameur.

*The Presiding Officer announced the convening authority and purpose of the Administrative Review Board proceedings.*

*The Designated Military Officer (DMO) was sworn.*

*The Board Reporter, Translator, Assisting Military Officer (AMO) and Board Members were sworn.*

*The Presiding Officer asked the Detainee if he wishes to make a statement under oath. Muslim oath offered.*

Detainee: (through translator) It does not make a difference, it is up to you.

Presiding Officer: This is your choice, if you would like to take the oath we can have you sworn in.

*The Detainee accepted taking the Muslim oath.*

*The Presiding Officer read the hearing instructions to the Detainee and confirmed that he understood.*

*The Assisting Military Officer presented the Enemy Combatant Notification form, Exhibit EC-A, to the Administrative Review Board.*

*The Assisting Military Officer presented the Enemy Combatant Election Form, Exhibit EC-B, to the Administrative Review Board.*

*The Assisting Military Officer read the AMO Comments from the Enemy Combatant Election Form, Exhibit EC-B.*

Assisting Military Officer: The detainee's ARB interview was conducted on 24 May 2006. After reviewing the ARB's purpose and procedures, the Arabic translated Unclassified Summary of Evidence was read to the detainee. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the detainee stated he would attend the ARB and wished to respond to each statement of information in the unclassified summary of evidence after it is presented. The detainee was very cooperative, attentive and cordial throughout the interview.

ISN 659  
Enclosure (5)  
Page 1 of 20

(26 May 06)

Copies of both the English and Arabic translated unclassified summary of evidence were provided to the detainee upon his request.

*The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, and DMO-2 to DMO-4, to the Administrative Review Board.*

*The Designated Military Officer stated that a copy of these exhibits had been previously distributed to the Assisting Military Officer and Detainee.*

*The Presiding Officer noted from the Enemy Combatant Election Form that the detainee wanted to respond to each item of information from the Unclassified Summary as it was presented.*

*The Designated Military Officer gave a brief description of the contents of the Unclassified Summary of Evidence, Exhibit DMO-1, to the Administrative Review Board.*

Designated Military Officer: (3.d.5.) The detainee said it was his right to lie.

Detainee: *(through translator)* Yes.

Presiding Officer: You are stating that you have a right to lie?

Detainee: *(through translator)* Yes.

Presiding Officer: Are you stating that you have a right to lie to us/the board?

Detainee: *(through translator)* Not the board, the interrogators.

Presiding Officer: The interrogators only?

Detainee: *(through translator)* Yes.

Board Member: Why do you feel you have the right to lie to the interrogators?

Detainee: *(through translator)* They were lying to us. They were not telling us truthful stories. I was lying so that I can get my medical (treatment). They use interrogations when they are trying to treat somebody. Whenever the interrogator comes to see me he tells me to give him information and he will treat me. I was injured in both of my legs.

Board Member: So you have not been getting treatment?

Detainee: *(through translator)* I am an enemy, how can you treat me?

Presiding Officer: So the only time you lied was during the time you were injured many years ago?

ISN 659  
Enclosure (5)  
Page 2 of 20

(26 May 06)

Detainee: *(through translator)* Every interrogation that I have gone to I had to lie, because that was the only way I could get medical attention. That's why I kept lying. Every time I spoke with them, I lied. If I told them that I was innocent, they would not hear of it, they would have nothing to do with it. They would torture me. They torture me psychologically.

Presiding Officer: When was the last time you felt you were tortured psychologically?

Detainee: *(through translator)* In the past four years.

Presiding Officer: Sir, I would like you to know that during this proceeding it is important for you to tell the truth.

Detainee: *(through translator)* I will.

Designated Military Officer: (3.a.1.) The detainee met Nourine at the Finsbury Park Mosque in London, England. Nourine showed the detainee videos of the jihad in Bosnia and Chechnya, and convinced the detainee to go to Afghanistan.

Detainee: *(through translator)* That is correct.

Designated Military Officer: (3.a.2.) The detainee paid for his own ticket to Afghanistan with money he received from his brother.

Detainee: *(through translator)* That is correct.

Designated Military Officer: (3.a.3.) The detainee gave Nourine approximately 600 British Pounds, and Nourine made the detainee's travel arrangements and bought his airline ticket. The detainee traveled alone on a direct flight from England to Pakistan.

Detainee: *(through translator)* That is correct.

Designated Military Officer: (3.a.4.) Finsbury Park Mosque's Nourine is a well-known Salafist Group for Combat and Preaching (GSPC) recruiter who handled large numbers of Mujahedin transiting to Afghanistan.

Detainee: *(through translator)* That is not correct.

Presiding Officer: So you are saying that you have never been to the Finsbury Park Mosque?

Detainee: *(through translator)* I was only an individual who was there to pray. You are talking about Nourine, as if he was a big man there. He is nothing more than a common or ordinary man that goes to the Mosque to pray.

Board Member: Did Nourine help you get to Pakistan?

ISN 659  
Enclosure (5)  
Page 3 of 20

Detainee: (*through translator*) What do you mean by help me?

Board Member: Did he make the travel arrangements?

Detainee: (*through translator*) Yes, he did.

Board Member: Did he just send you to Pakistan on your own, or did he ask you or tell you someone to contact when you got there?

Detainee: (*through translator*) He did not give me any names of people to contact there, but he told me to go to an ice cream parlor and an Afghani guy was going to come and get me.

Presiding Officer: Do you have the name of the person at the ice cream parlor?

Detainee: (*through translator*) That was the first day that I entered Pakistan. How would I know the name of the ice cream parlor owner?

Board Member: Thank you.

Designated Military Officer: (3.a.5.) The Salafist Group for Call and Combat (GSPC) is currently the most effective armed group inside Algeria. The GSPC continues to conduct operations aimed at government and military targets, primarily in rural areas, although civilians are sometimes killed. According to press reporting, some GSPC members in Europe maintain contacts with other North African extremists sympathetic to al Qaida. In late 2002, Algerian authorities announced they had killed a Yemeni al Qaida operative who had been meeting with the GSPC inside Algeria.

Detainee: (*through translator*) What do you want to hear from me?

Presiding Officer: No response is required.

Designated Military Officer: (3.a.6.) The detainee left London for Afghanistan in the summer of 2001.

Detainee: (*through translator*) This is correct, it was the year 2001. I am not sure whether it was summer, autumn or winter, I am not sure what the season was.

Presiding Officer: But, it was in 2001?

Detainee: (*through translator*) Yes.

Board Member: I want to make sure that I understand correctly. You traveled to Pakistan first and then made your way from Pakistan to Afghanistan?

(26 May 06)

Detainee: *(through translator)* There are no planes that go from London to Pakistan directly. You have to go to Pakistan and then from there to Afghanistan.

Presiding Officer: How long were you in London?

Detainee: *(through translator)* A year and a half.

Presiding Officer: During that time how did you survive? Where did you get your money?

Detainee: *(through translator)* I had political asylum and they were giving me money.

Presiding Officer: The government provided you with a monthly check?

Detainee: *(through translator)* Yes.

Designated Military Officer: (3.a.7.) In Pakistan the detainee was asked if he wanted to train in Afghanistan or go directly to Chechnya, and he decided to train in Afghanistan.

Detainee: *(through translator)* This is not true.

Presiding Officer: So no one asked you to train in Afghanistan?

Detainee: *(through translator)* Nobody did.

Designated Military Officer: (3.a.8.) The detainee landed in Islamabad, Pakistan and met a man at an ice cream shop. The man took the detainee to the Algerian House in Jalalabad, Afghanistan.

Detainee: *(through translator)* That is correct.

Presiding Officer: You met this man at the ice cream shop, but you do not know his name? Was he the owner of the shop?

Detainee: *(through translator)* I was at the ice cream shop and the man came afterwards.

Designated Military Officer: (3.a.9.) The detainee stated he spent approximately five months at the Algerian guest house in Jalalabad, Afghanistan and was assigned a Kalashnikov (AK-47) rifle while there.

Detainee: *(through translator)* That is not correct. The longest period I stayed in Afghanistan was three months.

Board Member: Are you only disputing the time that you spent there?

Detainee: *(through translator)* Yes.

ISN 659  
Enclosure (5)  
Page 5 of 20

(26 May 06)

Presiding Officer: Did you ever fire an AK-47?

Detainee: *(through translator)* Where?

Presiding Officer: Anywhere?

Detainee: *(through translator)* I did, when I was in the Algerian Army.

Designated Military Officer: (3.a.10.) The detainee traveled to Kandahar, Afghanistan and stayed at the Arab House.

Detainee: *(through translator)* That is not true. I never went to the Arab house.

Presiding Officer: You never went to the Arab house, but you did go to Kandahar? Is that correct?

Detainee: *(through translator)* I stayed in Jalalabad and Kabul. I never went to Kandahar.

Presiding Officer: Even though you say you have not been to Kandahar, we are going to go ahead and read the next allegation.

Designated Military Officer: (3.a.11.) While at the guesthouse in Kandahar, Afghanistan the detainee volunteered to go see the al Farouq training camp because he was interested. The purpose of the camp was to train Mujahedin for jihad in Algeria and Chechnya.

Detainee: *(through translator)* I already said I have not been to Kandahar.

Presiding Officer: I understand. You have never been to Kandahar and you have never been to al Farouq?

Detainee: *(through translator)* This is a lie that I gave to the people.

Presiding Officer: You say you have never been to Kandahar but have you ever been to al Farouq?

Detainee: *(through translator)* How am I going to go there? I don't even know Afghanistan.

Presiding Officer: So you are saying that you have never been to al Farouq.

Detainee: *(through translator)* No, I never have.

Designated Military Officer: (3.b.1.) The detainee received training on the Kalashnikov and the Makarov handgun in the Algerian military.

ISN 659  
Enclosure (5)  
Page 6 of 20

(26 May 06)

Detainee: *(through translator)* That is true.

Designated Military Officer: (3.b.2.) The detainee attended the al Farouq Camp in the summer of 2001, but could not recall the specific months that he attended training. The detainee was at the al Farouq Camp approximately 14 days, and received limited training on firing the Kalashnikov rifle.

Detainee: *(through translator)* I just told you, I never went to al Farouq.

Presiding Officer: I just want to make sure you understand. We still have to read all the statements. You may say that you have never been to a certain location, but we are still required to read the statements for the record.

Designated Military Officer: (3.c.1.) Another person at the Finsbury Park Mosque also told the detainee that he needed to go to Afghanistan.

Detainee: *(through translator)* That is incorrect.

Board Member: How did you come to the decision to go to Afghanistan from Finsbury Park Mosque?

Detainee: *(through translator)* I thought about it and just decided to go over there to see it. If I liked it I would stay, if not, I would just go back.

Presiding Officer: What were you planning to do in Afghanistan? How were you planning to support yourself?

Detainee: *(through translator)* Food and sleeping arrangements were provided by the guesthouse over there.

Board Member: Was there anyone else that you met or were associated with at the Mosque besides Nourdine who tried to get you to go to Afghanistan?

Detainee: *(through translator)* No. There was nobody.

Designated Military Officer: (3.c.2.) This other person is a well-known Finsbury Park facilitator reported to be in custody in the United Kingdom.

Detainee: *(through translator)* I do not know that person.

Designated Military Officer: (3.c.3.) The detainee's Finsbury Park recruiter, Nourdine, arrived at the guesthouse during the detainee's al Farouq training. Nourdine died in the group's retreat to Tora Bora.

Detainee: *(through translator)* Nourdine came while I was in al Farouq. Is that one of the questions?

ISN 659  
Enclosure (5)  
Page 7 of 20

(26 May 06)

Presiding Officer: Yes, that was one question.

Detainee: *(through translator)* I told you earlier that I never went to al Farouq or trained there.

Board Member: Did Nouridine come visit you while you were in Afghanistan?

Detainee: *(through translator)* He did not come to me, but he did come to the guesthouse. He just came to visit the guesthouse.

Detainee: *(through translator)* That is correct.

Presiding Officer: You were in Tora Bora?

Detainee: *(through translator)* I was not in Tora Bora, the following day I went to Tora Bora. We went to Tora Bora on our way to Pakistan.

Presiding Officer: Did anyone else die in your group?

Detainee: *(through translator)* There were other people that got killed there, but there were only two people with me.

Presiding Officer: There were only three people in your group?

Detainee: *(through translator)* There were a lot of people that got killed but there were only three people leaving with me, we were the only three that were leaving. It was not the whole Salafist group it was only three of us.

***Presiding Officer asked the DMO to skip ahead and read paragraphs 3.d.1. and 3.d.2. Other relevant data.***

Designated Military Officer: (3.d.1.) The detainee returned to the Algerian House in Jalalabad, Afghanistan. Upon hearing that the Taliban was fleeing, the detainee fled with about 150 others towards the mountains of the Afghanistan and Pakistan border.

Detainee: *(through translator)* There were only three of us when we left. As we were going away there were other people leaving as well and it looked like they were also with us. There were not any big houses that could accommodate 150 people.

Presiding Officer: You saw all these other people leaving and just joined in with them?

Detainee: *(through translator)* They were just walking and we joined in with them.

Presiding Officer: At the time you were walking did you have any type of weapon?

ISN 659  
Enclosure (5)  
Page 8 of 20



(26 May 06)

Detainee: *(through translator)* I did not have anything then, but they gave us some weapons afterwards.

Presiding Officer: When you say afterwards, what time frame are you talking about?

Detainee: *(through translator)* Before we walked to the mountain they gave us some weapons to take care of the ladies.

Designated Military Officer: (3.d.2.) The detainee said opposition forces blocked them on the road. The detainee was ordered to put down his weapon, but he refused.

Detainee: *(through translator)* That is incorrect.

Presiding Officer: Which portion of this statement is incorrect?

Detainee: *(through translator)* I did not meet any opposition forces and nobody told me to put down my weapons.

Presiding Officer: So you were allowed to continue to carry your rifle?

Detainee: *(through translator)* There were some ladies that came with their kids, they said their husbands were killed in the war. We were there to help them out and take them to the mountains; to help them escape to Pakistan.

Presiding Officer: You were escorting these ladies and their children to go to Pakistan?

Detainee: *(through translator)* We took them to the border, which is close to Tora Bora. From there we went on to Tora Bora. There were some men that came over and took the women and children to Pakistan and then they went to Tora Bora.

Presiding Officer: When you say they, are you referring to your group?

Detainee: *(through translator)* There were no groups, all the Muslims escaped together. I don't know anyone in that group. I only knew three people; we helped each other and that was it.

Board Member: The reason that you decided to flee Afghanistan, was because you believed that foreigners were in danger?

Detainee: *(through translator)* I don't know. I saw everyone escaping, so I figured I should escape with them.

Board Member: Were there fighters in your group or amongst you? Were there men that you met while you were escaping that were in the Taliban or al Qaida?

ISN 659  
Enclosure (5)  
Page 9 of 20

(26 May 06)

Detainee: *(through translator)* What does the Taliban have to do with it? They are a different group altogether.

Board Member: There were many fighters from outside Afghanistan.

Detainee *(through translator)* Who was fighting them?

Board Member: What I am saying is that the Taliban was made up of more than just Afghans.

Detainee: *(through translator)* I do not know anything. I do not know how was the Taliban or who was in the Taliban. All I know, was as I came from London to the guesthouse, they provided us with food, shelter, money and reading the Koran, that's it.

Board Member: You left London to go to Pakistan and Afghanistan with the thought that you would be studying the Koran?

Detainee: *(through translator)* No, I did not go for the Koran, to learn or read it. I went there to see if I liked the country then I would stay there and if not I would just go back.

Board Member: Do you understand that we believe people that go to these guesthouses are going for terrorism and jihad purposes?

Detainee: *(through translator)* If I wanted to go over there and become a terrorist so that I could fight or for the jihad or things like that. I did not need to travel that far; I could have fought in my own country, Algeria.

Board Member: We are aware of the problems with the Algerian government.

Designated Military Officer: (3.c.4.) The detainee admitted that he was a member of the Algerian resistance group al-Jibhat al-Islamiat lil-Inqath, meaning the Islamic Liberation Front (ILF).

Detainee: *(through translator)* Where did you get ILF from?

Presiding Officer: This is an abbreviation for the Islamic Liberation Front.

Detainee: *(through translator)* In my country they call it FIS.

Presiding Officer: What does that stand for?

Detainee: *(through translator)* It is the same organization you are talking about, but in my country they use this abbreviation (FIS).

Presiding Officer: You say FIS and it stands for the Islamic Liberation Front?

ISN 659  
Enclosure (5)  
Page 10 of 20

(26 May 06)

Detainee: *(through translator)* Correct.

Presiding Officer: So you are a member?

Detainee: *(through translator)* I was not even praying yet, how could I be a member of this organization? I was still young at that point in time I was doing my own thing.

Presiding Officer: So you are saying that you were never a member of that group?

Detainee: *(through translator)* No.

Designated Military Officer: (3.c.5.) The detainee claims the Islamic Liberation Front only fights within Algeria, not against the United States.

Detainee: *(through translator)* That's what I know.

Designated Military Officer: (3.c.6.) The detainee gave money to the Finsbury Park Mosque that helped fund individuals going to Afghanistan and other areas of the world where jihad was being fought.

Detainee: *(through translator)* How can I give money to the Finsbury Park and the government was paying me money?

Presiding Officer: You could have used a portion of that money.

Detainee: *(through translator)* That's correct if they were giving me a large sum, but they were only giving me a small amount.

Presiding Officer: How much money was the government providing you with for this asylum?

Detainee: *(through translator)* Approximately \$600 dollars a month. It is less when you do the conversion (i.e. converting from U.S. dollars to British pounds).

Designated Military Officer: (3.d.3.) While crossing the border the detainee engaged in a battle with Pakistan forces. He was shot in the legs, captured and spent about four months in several hospitals, before being sent to Kandahar, Afghanistan.

Detainee: *(through translator)* How did I get involved in a battle or combat with somebody?

Board Member: That is what we are asking?

Detainee: *(through translator)* I came to Pakistan but I did not have any weapons to fight with.

ISN 659  
Enclosure (5)  
Page 11 of 20

(26 May 06)

Board Member: How did you get shot?

Detainee: *(through translator)* They captured us and said they were going to take us to the embassy, give everyone there paperwork so they could go back to their country. They deceived us and put us in prison and told us the following day they would take us to our embassy. There were about 140-150 people, they put us on buses and told us they were taking us to go back to our home country. The Pakistani Army was there with weapons and stuff.

Presiding Officer: During the time you were on the buses?

Detainee: *(through translator)* Yes. There were eight people inside of the bus and three people on top of the bus. They told us they were taking us to the consulate and then after that everyone was going to go back. They spoke the Urdu language and among us there were some people who understood the language they heard the soldiers saying that these people (us) are nothing more than animals, dogs and they wanted to sell these dogs to the Americans.

Presiding Officer: Were there any women and children on the bus at that time? Was it all men?

Detainee: *(through translator)* There were no women and children on the bus.

Presiding Officer: How long were you on the bus?

*(Detainee did not answer Presiding Officer's question on how long he was on bus)*

Detainee: *(through translator)* The people on the bus started fighting with the soldiers, they overturned the bus and we escaped. At that point in time they began shooting and that is how I got injured.

Board Member: How are your injuries today?

Detainee: *(through translator)* They are a lot better than before.

Designated Military Officer: (3.d.4.) The detainee acknowledged having been told that something would happen to the United States within one week of the 11 September 2001 attacks.

Detainee: *(through translator)* When you ask this question you make me laugh. Who made this remark? Do you think that Usama bin Laden would come to me and inform me of what's going on?

Presiding Officer: This remark came from a previous interview that you had.

ISN 659  
Enclosure (5)  
Page 12 of 20

(26 May 06)

Board Member: In a general sense were you told that something would happen in the United States?

Detainee: *(through translator)* I am nothing when it comes to al Qaida. Why would they let me know? If I were very important then that would be different.

Designated Military Officer: (3.d.6.) The detainee denied ever firing his weapon at a person while he was in Afghanistan. He stated he would carry his weapon when he left the guesthouse for protection.

Detainee: *(through translator)* That is true.

Designated Military Officer: (4.a.) The detainee stated that he never went to al Farouq Camp, and that this information was provided to interrogators so that he could obtain medical attention for his legs.

Detainee: *(through translator)* That's correct and this way I would escape the torture. When you tell the interrogators that I went there did this and that, they are so happy they can now fill up their files. So I gave them false information.

Designated Military Officer: (4.b.) The detainee claims that he never attended any training camps, never fought against the Northern Alliance or the United States and never carried a weapon.

Detainee: *(through translator)* That is correct.

Designated Military Officer: (4.c.) The detainee stated that he went to Afghanistan with pure intentions to study the Koran and help the Afghan people.

Detainee: *(through translator)* How was I going to help the Afghani people?

Presiding Officer: What you are telling us is that you went to Afghanistan strictly to read/study the Koran?

Detainee: *(through translator)* I did not go there to study, teach or anything to do with the Koran. I went there to see if I liked it there to stay. If I did not like there then I would go back to my country.

Board Member: When you say go back to your country are you talking about going back to England or Algeria?

Detainee: *(through translator)* If I did not like it in Pakistan or Afghanistan, I would have gone back to Britain. I had a ticket that would not expire for a year.

Presiding Officer: If you were to go back to Britain, would you still get your 600 dollars a month?

ISN 659  
Enclosure (5)  
Page 13 of 20

(26 May 06)

Detainee: *(through translator)* I would not know that.

Designated Military Officer: (4.d.) The detainee does not know where he wants to live when he leaves prison. He does not want to fight jihad. The detainee wants to get married and have a family and a job.

Detainee: *(through translator)* That is true.

Presiding Officer: What kind of work have you done in the past?

Detainee: *(through translator)* I did a lot of different jobs. I worked as a tailor, a cook and I did trading.

Presiding Officer: So you were a cook and tailor. Anything else?

Detainee: *(through translator)* I also bought and sold paint. I traded clothes in the garment industry and also did interior decorating.

Board Member: New clothes or used clothes?

Detainee: *(through translator)* New clothes.

Presiding Officer: Were you ever a painter?

Detainee: *(through translator)* That was my main job, décor and painting.

Board Member: These jobs that you did, were some in Algeria and some in England?

Detainee: *(through translator)* They were all in Algeria.

Presiding Officer: During the time you were in Great Britain, you just collected monthly checks and did no work?

Detainee: *(through translator)* I only worked one time. When my brother built his house I helped him out with the garden and decorating like painting the inside.

Presiding Officer: In Great Britain?

Detainee: *(through translator)* Yes.

Board Member: Is your older and younger brother still in Great Britain?

Detainee: *(through translator)* My older brother is still in Britain.

Presiding Officer: Can you give us the name of your older brother?

Detainee: *(through translator)* Hassaen Sameur.

ISN 659  
Enclosure (5)  
Page 14 of 20

(26 May 06)

Designated Military Officer: (4.e.) The detainee denies knowledge of any rumors or plans of future attacks on the United States or United States interests.

Detainee: *(through translator)* That is true. I do not know any information about that.

Designated Military Officer: (4.f.) The detainee says he is not a terrorist and has never done anything wrong.

Detainee: *(through translator)* That is true. I have never done anything bad. When I went to Afghanistan you did not consider me a terrorist, ever since they have captured me I have been considered a terrorist just because I was in Afghanistan. Afghanistan is considered to be a terrorist country, whether it is a terrorist country or not I have no knowledge of that. I do know there are no terrorists there; I know there are Mujahadin. I do not know anything about terrorism there, all I know is that the people over there were fighting to defend the Muslims. That is the only idea I have about that.

Designated Military Officer: (4.g.) The detainee swears that he did not come to Afghanistan to train. He just wants to return to England, work and save money, and then return to Algeria. The detainee says he did not talk to anyone about the Islamic Liberation Front while in Afghanistan.

Detainee: *(through translator)* That is true.

Designated Military Officer: (4.h.) The detainee knows nothing of Usama bin Laden or any ties between the Islamic Liberation Front and al Qaida or the Taliban.

Detainee: *(through translator)* That is true.

Designated Military Officer: (4.i.) The detainee emphatically denied ever having been to Bosnia.

Detainee: *(through translator)* That is true. I have never been there and I don't know Bosnia.

Presiding Officer: You are telling us that you have never been to Bosnia?

Detainee: *(through translator)* I do not know anything about it.

***The Designated Military Officer confirmed that he had no further unclassified information and requested a closed session to present classified information relevant to the disposition of the Detainee.***

***The Presiding Officer acknowledged the request.***

***The Presiding Officer opened the Administrative Review Board to the Detainee to present information with the assistance of the Assisting Military Officer.***

ISN 659  
Enclosure (5)  
Page 15 of 20

(26 May 06)

Detainee: *(through translator)* What information are you looking for so that I can present it to you?

Assisting Military Officer: Do you wish to make a statement to the board?

Detainee: *(through translator)* I do not have a statement, but I do have a question. Is this going to be the last ARB?

Presiding Officer: The ARB process will continue. Right now, we are here to make a recommendation to the officials in Washington DC on your continued detention, transfer or release. This may be your last ARB, but if we make a recommendation for a continued detention *(and the officials in Washington DC concur)* you may face another ARB in the future.

***Detainee made an Oral Statement***

***The Detainee made the following statement:***

Detainee: *(through translator)* There is nothing against myself or against the United States, unless you people want to accuse me of being guilty, you have these allegations or information that I am guilty. If that is the case then I do not have the time for you, four years of my lifetime is enough for you guys. I am innocent, if I was a terrorist, I am not scared of you, I will tell you that. If I was a Mujahedin (Muslims) that's my religion and I am very proud of it. I am not scared; the worst that you can do is keep me here or kill me. I did not do anything bad, the majority of the people/the detainees that you have in the camp here are innocent and they are treated like dogs. You did not catch us in Pakistan, we were sold in Pakistan. The Pakistani Army was very poor, that's why they were selling us to you. They even took some people from their wives and their families to sell to the Americans they took them from the hotels, the streets and the houses and said they were terrorists because they wanted to get the money. America was giving them money, each time they said this guy is a terrorist, they would just give them money.

The majority of the people here have nothing against the Americans. People that I have spoken to all say they were only there (Afghanistan) for three to six months. If you have any evidence to prove that I have killed somebody, then present this evidence. Don't bring lies and tell me these allegations. Bring me this evidence, take me to court and see if you can prove that I am guilty. All the years that I have spent here and you cannot figure out whether I am a terrorist, a fighter, Mujahedin or whatever. I gave you my entire life history in Britain and in Algeria and you have never come up with one solid piece of evidence against me. You keep me here and treat me like a dog, that's the way you treat everybody else. I have never seen an American next to me except when I was in Pakistan and they were soldiers. How can I fight Americans and I have never seen anybody, any American? Even in Algeria, I did not have any American enemies. We have Americans in Algeria but they are all in the dessert, they were with the government.

ISN 659  
Enclosure (5)  
Page 16 of 20



(26 May 06)

You (*Americans*) are my enemy; I am not your enemy because I have done nothing to you. You are the one who imprisoned me and I have done nothing, you are just trying to gather information anyway that you can and any country can do that, but not for four years with the same thing back and forth and under these living conditions. Four years I have been in this prison here why haven't you arrived at a decision? You keep saying that you are going to make a decision or make a recommendation but what you are doing here is wasting our time, we have spent four years here and nothing has happened. You cannot even bring out any truthful information because you do not have any, everybody makes up these statements and you ask us about it. If I was living in the guest house it was because I did not have any money and things like that, but you say I was trained there.

Anything I tell you, you will find some type of excuse to justify that I am a terrorist. Anything I tell you, you will come up with something like I am doing this or doing that. I am not the only one lying; the other detainee's are lying to the interrogators as well. Since they deceive us we try to deceive them as well. They also lie and torture us. They were giving me some kind of medical pills, but the interrogators stopped it. Every time they get a new interrogator the interrogator stops it, if we are on any medication he will tell whoever is in charge not to give us the medication. In the past, if we were sick the doctors will call the interrogator and ask him if they should give us any medication. About two days after the doctors talk to the interrogators about giving us medication the interrogator will visit the detainee and ask him how he feels and if everything is alright. He will then ask if we need medication and if the detainee says yes he needs the medication the interrogator will tell the detainee why don't you answer some of these questions for me. Since they caught us, we have been in the same scenario, they have lied to us and we have lied to them.

***The Presiding Officer had the Assisting Military Officer read the Detainee Comments from the Enemy Combatant Election Form, Exhibit EC-B.***

***The Assisting Military Officer read the Detainee Comments from the Enemy Combatant Election Form.***

Assisting Military Officer: After listening to the Unclassified Summary of Evidence the detainee questioned why the summary did not mention his political asylum in Great Britain. The detainee stated he has a residency in Great Britain along with travel documents. The detainee stated he does not understand why this information was not listed within the summary.

Detainee: (*through translator*) That is true.

***The Assisting Military Officer had no further questions for the Detainee.***

***The Designated Military Officer had no further questions for the Detainee.***

ISN 659  
Enclosure (5)  
Page 17 of 20

(26 May 06)

*Administrative Review Board Member's questions:*

Board Member: Mr. Sameur, tell me about your time in the Algerian Military.

Detainee: *(through translator)* They train you how to use the handgun and the Kalashnikov. They do not train you very well because they are afraid that you may run away; join other organizations like the Mujahedin or something else. Just like any Army, the American Army and things like that, they send you to guard something, that's what they gave us to do. Six months later, I just escaped from the Army.

Board Member: Earlier the Presiding Officer, when talking to you about the process of the ARB, gave you three options. We can release, transfer or detain you. If our recommendation is to transfer you, what country would you like to be transferred to? You do have several countries?

Detainee: *(through translator)* I will go to any country as long as I leave Guantanamo.

Board Member: Algeria or Britain?

Detainee: *(through translator)* Either one.

Board Member: It is very difficult to communicate and to understand two different languages and two different cultures, so I would like to thank you for trying. I do have some questions that I would like to ask. Did you know before you chose to go to Pakistan or Afghanistan there was a lot of fighting going on?

Detainee: *(through translator)* When I went there, there was no fighting going on. Once in awhile they fired a few shots in the air and that was it.

Board Member: That was all you thought was going on?

Detainee: *(through translator)* Yes.

Board Member: I ask that question because you were giving political asylum in England and they were paying you money. I was just wondering why you would leave that?

Detainee: *(through translator)* I was in Britain and in Britain they have a lot of bars and activities. I wanted to go to Afghanistan or Pakistan to see if I liked it there so that I could become very religious and exercise my religion without any distractions. I was very young and I could not control myself in Britain. In Afghanistan and Pakistan there were none of these things, not only that but they would hit you or imprison you if you tried to go after or talk to a woman, or go to the bar or anything like that.

Board Member: So the culture in England was much different?

ISN 659  
Enclosure (5)  
Page 18 of 20

(26 May 06)

Detainee: *(through translator)* Much more open, yes. Life in Algeria was the same as life in Britain; you had all these activities going on, if someone wanted to follow their religion they would get distracted with drinks and so forth.

Presiding Officer: How many passports have you had at any one time?

Detainee: *(through translator)* I only have one passport.

Presiding Officer: You've only had one passport?

Detainee: *(through translator)* The passport that England gave me for the political asylum and the passport that I exited Algeria with.

Presiding Officer: So you had two passports?

Detainee: *(through translator)* Two.

Presiding Officer: You wanted to go to Afghanistan; do you speak any Afghan languages?

Detainee: *(through translator)* That is not a requirement, to speak it. You use money for everything there. You don't need to talk over there, if you have your money and you wanted to buy something you just buy it or you go to the guesthouse and they would provide it. After you stay there for two or three years you will probably be able to speak the language.

Presiding Officer: How would you describe your behavior since you have been here over the past four years?

Detainee: *(through translator)* How do you mean?

Presiding Officer: Do you feel that you have been compliant?

Detainee: *(through translator)* Who treats me good, I treat them good. Who treats me like a dog I give them the same treatment.

Presiding Officer: Have you ever thrown anything at a guard?

Detainee: *(through translator)* Yes, I threw feces and I have spit on them.

Presiding Officer: Why did you do that?

Detainee: *(through translator)* They were trying to psychologically work me up. You already know this information because it is already in my file.

Presiding Officer: I wanted to hear it from you.

ISN 659  
Enclosure (5)  
Page 19 of 20

(26 May 06)

Detainee: *(through translator)* If you treat me like a dog then I will treat you like a dog. There are some soldiers that I joke around with and things like that and there are some people that treat me like dirt. This is true in every society and country you will find the good and the bad.

*The Presiding Officer read the post-Administrative Review Board instructions to the Detainee and adjourned the open session of the Administrative Review Board.*

*The Presiding Officer opened the classified portion of the session.*

*The Presiding Officer adjourned the classified portion of the session and the Administrative Review Board was closed for deliberation and voting.*

AUTHENTICATION

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



ISN 659  
Enclosure (5)  
Page 20 of 20

**Summary of Administrative Review Board Proceedings for ISN 691**

*The Administrative Review Board was called to order.*

*The Detainee entered the proceedings.*

Presiding Officer: Good afternoon, sir. Do you pronounce your name Mohammed Zarnuki?

Detainee (*through translator*): Yes.

Presiding Officer: Would you like to be addressed as Mohammed or Mr. Zarnuki?

Detainee (*through translator*): Mohammed.

Presiding Officer: Mohammed?

Detainee (*through translator*): Yes.

Presiding Officer: Mohammed, welcome to this Administrative Review Board.

Detainee (*through translator*): Yes.

*The Presiding Officer announced the convening authority and purpose of the Administrative Review Board proceedings.*

*The Designated Military Officer (DMO) was sworn.*

*The Board Reporter, Translator, Assisting Military Officer (AMO), and Board Members were sworn.*

*The Presiding Officer asked the Detainee if he wishes to make his statement under oath (Muslim oath offered).*

*The Detainee declined taking the Muslim oath.*

*The Presiding Officer read the hearing instructions to the Detainee and confirmed that he understood.*

Detainee (*through translator*): Yes, I understood it, but I want to say something. I have a message. I came to this ARB to deliver a message to the government. I wish you would give me the opportunity to do that.

Presiding Officer: Let me stop you for a minute. You will be given an opportunity to make an oral statement before we conclude. We do have a process we need to go

ISN 691

Enclosure (4)

Page 1 of 15

through. You will have an opportunity to make an oral statement before the conclusion of this hearing.

Detainee (*through translator*): Yes. The main thing is to give me enough time.

Presiding Officer: You will have enough time.

***The Assisting Military Officer presented the Notification of the Decision of the Administrative Review Board Form, Exhibit EC-A, to the Administrative Review Board.***

***The Assisting Military Officer presented the Enemy Combatant Election Form, Exhibit EC-B, to the Administrative Review Board.***

***The Assisting Military Officer read the AMO Comments from the Enemy Combatant Election Form, Exhibit EC-B.***

Assisting Military Officer: The Detainee's ARB interview was conducted on 24 August 2006. After reviewing the ARB's purpose and procedures, the Arabic translated Unclassified Summary of Evidence was read to the Detainee. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the Detainee stated he wanted to think about attending the ARB. The Detainee was very cooperative, attentive and polite throughout the interview. Copies of both the English and Arabic translated Unclassified Summary were provided to the Detainee, who accepted the Arabic version. On 25 August 2006, the Detainee appeared at his follow-up interview wearing a tan uniform. When asked if he wanted to attend his ARB, the Detainee stated he would attend the ARB and wished to respond to each statement of information in the Unclassified Summary of Evidence after it is presented.

***The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, and DMO-2 to DMO-3 to the Administrative Review Board.***

***The Presiding Officer noted from the Enemy Combatant Election Form that the Detainee wanted to respond to each item of information from the Unclassified Summary as it was presented.***

Detainee (*through translator*): I will answer the questions that were not answered in ARB 1 or ARB 2, but I will not answer the questions I answered before.

Presiding Officer: That's fine.

Designated Military Officer: (3.a.1) The detainee met twelve Tabligh missionaries who encouraged him to become a missionary and go on a Tabligh with them.

Detainee (*through translator*): I answered this before, but I want to explain something. What is Tabligh? And why do Muslims take al Dawa? It is not the way you understand it. Al Dawa is for all Muslims to follow, specifically the ones that know about it. It tells people to worship just God, not to worship other people. That is al Dawa.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.2) Two months later, the Detainee went to the al Huda Mosque, also known as al Dawa, in the village of al Hudayda. There, the Detainee met a Sheik who also encouraged him to go on Tabligh.

Detainee (*through translator*): This one, as the first one, I answered before in the previous ARB.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.3) Some al Qaida members had joined the al Dawa al Tabligh religious organization, which was well known for its support of jihadist causes. Al Dawa al Tabligh, is most likely identifiable with the Jamaat al Tabligh, an Islamic missionary organization based in Pakistan, and used to mask travel and activities of terrorists.

Detainee (*through translator*): Do you want me to elaborate on this one? The Sheiks that are the head of the Jamaat al Tabligh would know if there's anybody from al Qaida associated with them. I don't know. I don't know the people so I can't tell who is or who is not al Qaida.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.4) A source claimed to have seen the Detainee on the Taliban front lines around late 1999 to early 2000.

Detainee (*through translator*): As I have said before, I have been asked about the year 1999 a lot. In 1999, I was in many different places. I explained this in the last ARB.

Presiding Officer: This stated late 1999 and early 2000.

Detainee (*through translator*): In the last ARB, they said I was the head of one of the guesthouses. They repeated the same story that I was training in 1999 and that I was working as a carpenter. They said about a lot things in 1999.

Presiding Officer: In late 1999 and early 2000, were you on the front lines fighting?

Detainee (*through translator*): No.

Presiding Officer: Where were you?

Detainee (*through translator*): In Yemen.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.1) The Detainee traveled via public bus to Lahore, Pakistan and went by taxi to the Raywand Mosque, which is about 20 kilometers outside of Lahore, Pakistan. For two months, the detainee accompanied ten other missionaries, where they traveled from mosque to mosque.

Detainee (*through translator*): I answered this before.

Presiding Officer: Okay. Thank you.

Designated Military Officer: (3.b.2) The Detainee then joined a different group of 12 missionaries and went with them to Islamabad, Pakistan where they traveled for two months from mosque to mosque.

Detainee (*through translator*): I have also answered this before.

Presiding Officer: Do you remember what year you traveled from mosque to mosque?

Detainee (*through translator*): I've been here almost five years. I don't know in what year the Pakistani authorities arrested me. I don't know if it was 2001 or 2002. I don't remember the date so I cannot answer.

Presiding Officer: Was it after the 9/11 attack?

Detainee (*through translator*): All I remember is that it was during Ramadan. I was in Raywand with the Tabligh, but I don't know if it was before 9/11/2001 or after.

Presiding Officer: Thank you.

Detainee (*through translator*): It was the month of Ramadan, but I don't remember the year.

Presiding Officer: That's fine.

Designated Military Officer: (3.b.3) The day the Detainee returned to the Raywand Mosque, he got his money and passport and traveled to Faisalabad, Pakistan and enrolled at the Salafeyah University. While attending this school, the Detainee lived at an off-campus house with approximately 16 other students.

ISN 691  
Enclosure (4)  
Page 4 of 15



Detainee (*through translator*): I answered this in detail in the last ARB.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.4) A source identified Raiwind, also spelled Raiwand, as the world center for the Jamaat Tabligh.

Detainee (*through translator*): I don't know if it was Raiwind, but there was a place for Tabligh in Raiwind. I don't know if it was an international center, but they had meetings for people from all over the world. I don't know that much about it.

Designated Military Officer: (3.b.5) A source stated that the Jamia Salafia School taught the Sunni School of Thought and was located in the city of Faisalabad, Pakistan. Only religious subjects were taught.

Detainee (*through translator*): I also answered this before. I never registered. I just came to visit and look at that university. Before I registered my name with the university, the Pakistani authority arrested me.

Designated Military Officer: (3.b.6) According to a senior al Qaida operative, he first met the Detainee in early 1999 at an al Qaida village near the Kandahar, Afghanistan airport.

Detainee (*through translator*): The year 1999 is coming back to me. As I had told before, I never entered Afghanistan and I don't know anything about Afghanistan. I answered this in the last ARB.

Designated Military Officer: (3.b.7) A source identified the Detainee as being a member of al Qaida due to his association with the Kandahar, Afghanistan airport. The source claimed that it was well known that those individuals associated with the Kandahar, Afghanistan airport were automatically associated with being a member of Usama bin Laden's group.

Detainee (*through translator*): I wish I could face this source so I can talk to them. I said many times in the other ARB, and I'm still saying it, I did not go to Afghanistan. The Pakistani authority arrested me while I was in Pakistan. You know that very well.

Presiding Officer: What is your opinion of bin Laden and al Qaida?

Detainee (*through translator*): I don't have an opinion, but the head of the religion can tell you. We are illiterate. We don't know anything. All we are doing is just to know about our religion. We don't know anything about Usama bin Laden or others. The head

ISN 691  
Enclosure (4)  
Page 5 of 15

of the religion, like the Sheiks, they are the ones that would know. Whatever they say is right.

Presiding Officer: Did you say you were illiterate? Do you know how to read and write?

Detainee (*through translator*): No, I can read and write.

Detainee (*through translator*): But I don't know that much about my religion. That's why I called myself illiterate.

Presiding Officer: But you are not illiterate like you said?

Detainee (*through translator*): I am not.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.8) A source identified Usama bin Laden's compound in Kandahar, Afghanistan called al Matar, which meant the airport.

Detainee (*through translator*): I don't know anything about it, but maybe the source would know. Maybe the source knows about it, but for me, I have never been in Afghanistan.

Designated Military Officer: (3.b.9) A source identified al Farouq, al Matar, and Aynak as the three al Qaida military training camps.

Detainee (*through translator*): The source knows better. As I had said before, I don't know about Afghanistan and I don't want to say about something I do not know about.

Presiding Officer: Have you ever received military training anywhere?

Detainee (*through translator*): No.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.10) A senior al Qaida operative thought the Detainee had already completed training in Kabul, Afghanistan by the time he met him in 1999. The al Qaida operative claimed that the Detainee remained in Kandahar, Afghanistan for several months and then returned to Yemen in about the spring of 1999.

Detainee (*through translator*): The year 1999 comes again. This paragraph is not right.

Presiding Officer: But different sources identified him being in Afghanistan. How does he account for that?

Detainee (*through translator*): That's not right. Maybe someone that looked like me or maybe during the torturing, I said it.

Designated Military Officer: (3.b.11) A senior al Qaida operative claimed that he next saw the Detainee at Mes Aynak Camp in the fall of 1999. The Detainee was not a student at Mes Aynak. Rather, the Detainee served as a carpenter and was busy constructing structures on the base.

Detainee (*through translator*): If you, the ARB members, would put the date 1999 in front of you and look what it is saying in that paragraph. The source said that, at the end of 1999, I was in the front lines and, at the same time, he said he saw me in the village and that I finished my training in 1999. The source repeated one more time that I went back to Yemen in 1999. He then repeated that I was working as a carpenter in 1999. It is just one year. Does that make sense? A person can train, work as a carpenter, and goes back to Yemen in one year? You are an Army person. How many years have you trained? Can you finish your training in one year, and go fight, and work as a carpenter, and go back to your country, doing all of these things in one year?

Presiding Officer: I think we got your point.

Detainee (*through translator*): They were specific. They said they saw me in Kandahar in early 1999, in the front lines at the end of 1999, and at this camp in the autumn of 1999. If that was right, how about the training? Did I train for one day? In Yemen, if you go for training, you would go for four years. And in here, in one year, you can do everything? I don't think anybody would accept that.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.12) A source identified the Detainee from a photo book as being in charge of a guesthouse in Kandahar, Afghanistan.

Detainee (*through translator*): As I had said before and I'm still saying now, I don't know Afghanistan. I have never entered Afghanistan.

Designated Military Officer: (3.b.13) According to a senior al Qaida operative, he first saw the Detainee in Kabul, Afghanistan. And the last time he remembered seeing him was in Kandahar, Afghanistan. The source claimed that the Detainee spent a lot of time at an individual's house in Kabul at the front lines.

Detainee (*through translator*): As I had said before, I don't know Afghanistan. I wish you would bring that guy so I can talk to him. Maybe I look like somebody he knows.

ISN 691  
Enclosure (4)  
Page 7 of 15

Designated Military Officer: (3.b.14) A source claimed that the house the Detainee spent a lot of time in Kabul, Afghanistan was the house of the individual in charge of Usama bin Laden's personal security after the United States air strikes in Afghanistan.

Detainee (*through translator*): As I had said before and I am telling you now, I never entered Afghanistan.

Designated Military Officer: (3.b.15) A source identified the Detainee as Gulaybib and stated that he met the Detainee at a market in Kabul, Afghanistan and at the Afghanistan-Pakistan border.

Detainee (*through translator*): As I had said before and I am still saying, my name is Mohammed. I never changed my name. You have my passport; look at it.

Designated Military Officer: (3.b.16) A source knew the Detainee as Gulaybib and was among a group of Arabs traveling from Zurmat, Afghanistan to Bannu, Pakistan.

Detainee (*through translator*): As I had said, my name is Mohammed Ali Sadam Zarnuki. I do not have another name and I never entered Afghanistan. I do not know Afghanistan.

Designated Military Officer: (3.b.17) While attending the Salafeyah University, the Detainee lived at an off-campus house run by a Pakistani. The Detainee had been staying at this house for about one and a half months when the Pakistanis arrested everyone in the house.

Detainee (*through translator*): If you meant that I was in that house to get some treatment, with the hope to register in that university but did not, then that's right. If you mean something different, that is not right.

Presiding Officer: Were you in the house for a month and a half?

Detainee (*through translator*): Yes.

Presiding Officer: Do you have any idea why the Pakistani authorities arrested everybody in that house?

Detainee (*through translator*): I know the government of Pakistan would gather the Arabs to sell them to the Americans for \$5,000 per person. The evidence for that is, when they arrested me and the others, they took all our money and possessions. When they took us here in Guantanamo, we asked if the money were still there. Most of the money didn't make it here. So the Pakistani government made money twice, from our pocket and from your pocket. The Arab people were used to make the Pakistani government stronger by getting money. In spite of everything, the Pakistani government

ISN 691  
Enclosure (4)  
Page 8 of 15

knows exactly 100 percent that we are not terrorists. I was in Pakistan for five and a half months and nobody bothered me and nobody arrested me, except that day.

Presiding Officer: How many others were arrested that day from that house?

Detainee (*through translator*): I don't remember the number, but maybe there were 16, as mentioned here, or 14.

Presiding Officer: Did the house have a name?

Detainee (*through translator*): No. But they said it belonged to the university.

Presiding Officer: And how much money did you have on you when you were arrested?

Detainee (*through translator*): I had 800 American dollars.

Presiding Officer: What denominations?

Detainee (*through translator*): Six hundred and fifty American dollars and 50 American dollars converted to Pakistani currency. They were 100-dollar bills and one 50-dollar bill.

Presiding Officer: So you had six 100-U.S. dollars?

Detainee (*through translator*): Yes, and one 50-dollar bill. I had another 50-dollar bill that was converted into Pakistani money. When I entered Pakistan, there was \$800. When they arrested me, I had 650 American dollars and \$50 converted to Pakistani currency.

Presiding Officer: How did you get these 100-dollar bills? Who provided you with these 100-dollar bills?

Detainee (*through translator*): The whole world had American dollars. If you need to have a million dollars, you can get it in any third world nation. Even if you go to Somalia, you'll find it. It's not hard to get it.

Presiding Officer: Thank you.

Designated Military Officer: (3.c) An al Qaida operative identified the Detainee as an attendee of a meeting at Kandahar, Afghanistan with Usama bin Laden, a senior al Qaida operative, and about 25 other Yemeni and Saudi individuals. The meeting took place more than a month after the bombing of the U.S.S. Cole and they discussed attacking another ship or a plane that accompanied the ship.

Detainee (*through translator*): Actually, there are some questions that I cannot answer, but I will tell you, as I had said before, I did not get inside of Afghanistan. I don't know Afghanistan.

Designated Military Officer: (3.d.1) The Detainee went to the Pakistan Embassy in Yemen twice to obtain a visa. Both times the Detainee was denied and accused of being a terrorist.

Detainee (*through translator*): Nobody accused me. If I were a terrorist, they would put me in jail. But at that time, they had an idea that terrorists were looking for visas. They refused to give me a visa and they also refused to give it to the others. I was not the first or the last to be refused for a visa. When they opened the door to allow giving out visas, they gave me one, as well as the others.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.2) The Huda Mosque's Sheik provided the Detainee with a letter for the Pakistani Embassy identifying the Detainee as a missionary so that he could obtain a visa.

Detainee (*through translator*): I answered this question before. It is not necessary to repeat the answer.

Designated Military Officer: (3.d.3) A source stated that he had seen the Detainee in a Kandahar, Afghanistan guesthouse in April or May of 2001. The guesthouse was simply know as the Arab House and is located in the Hajji Habash district of Kandahar, Afghanistan.

Detainee (*through translator*): I answered this before.

Designated Military Officer: (3.d.4) A source stated that the Detainee led five prayers every other day. Then the Detainee would preach about jihad and recite verses from the Koran while in a guesthouse in Kandahar, Afghanistan.

Detainee (*through translator*): I never entered Afghanistan and I cannot memorize the Koran.

Presiding Officer: Did you ever preach jihad?

Detainee (*through translator*): I never did that, not jihad or anything else.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.5) The same source claimed that the group then traveled to a school near Barmal, Pakistan. The school in Barmal was described as a madrassa that was owned and operated by Jamiat Ulema e Islami. The school was being used by many different groups of foreigners passing through Barmal on their way to Pakistan.

Detainee (*through translator*): I don't know about Barmal but the one thing I know is that I was in Lahore with the Tabligh group. I don't know the name of the mosque.

Designated Military Officer: (3.d.6) The Jamiat Ulema e Islami is a radical Sunni religious-political party best known for its anti-United States threats, vocal support of Usama bin Laden and sponsorship of some 3,000 religious schools.

Detainee (*through translator*): You should introduce this question to the head of Islam; they know better. I don't know anything about it. I was a foreigner. I don't speak their language. So I wouldn't know anything about it.

Designated Military Officer: (3.d.7) When presented with the eye witness accounts placing him in Afghanistan over the period of about two years, the Detainee advised they were mistaken. However, when pressed about telling the truth, the Detainee slipped when he said, "If I tell you the truth, you are just going to ask me about everywhere I have been."

Detainee (*through translator*): They never introduced such things to me; that's the reason I couldn't tell. I said something I didn't know while I was being tortured. I never said that. When they put pressure on me, which was a part of torturing, I said something, but I don't remember it now.

Presiding Officer: Who's "they" that put pressure on you?

Detainee (*through translator*): Interrogators in Bagram and here. Evidence of torture is the pain in my back. I never got treatment for that. I think something in my spine is broken. I was also psychologically tortured. We have been getting tortured until this day.

Presiding Officer: Are you talking about psychological or physical?

Detainee (*through translator*): I'm talking about everything, but mostly psychological. The other tortures ended with the end of interrogations.

Presiding Officer: Thank you.

Designated Military Officer: (4.a) The Detainee denied he had ever traveled to Afghanistan.

ISN 691  
Enclosure (4)  
Page 11 of 15

Detainee (*through translator*): This is the truth.

Designated Military Officer: (4.b) The Detainee denied having been on a Tabligh in the Lahore area with any of the men he lived with at the Aysa House.

Detainee (*through translator*): I did not see anybody in that house with a Tabligh. Maybe with another group, but I never met them. So I don't know. I did not see any one of them in Lahore. I saw them at the House.

***The Designated Military Officer confirmed that he had no further unclassified information and requested a closed session to present classified information relevant to the disposition of the Detainee.***

***The Presiding Officer acknowledged the request.***

***The Presiding Officer opened the Administrative Review Board to the Detainee to present information with the assistance of the Assisting Military Officer.***

Assisting Military Officer: Sir, earlier, the Detainee stated he would like to make an oral statement.

Presiding Officer: Mohammed, you can make your oral statement at this time.

***The Detainee made the following statement:***

Detainee (*through translator*): In the name of God, the most merciful, do not harm the guilty people. What I want to say to the ARB is in the subject of praying, which is never respected until this minute in the cells. I want you to tell the American administration. It's open now for the guards to hurt us during our prayers and in religious matters in general. When we ask for somebody in charge, the one who is in charge would deny bringing in the higher person in charge. The higher person in charge would just pass by us in the cells. We would call on him, talk to him, and he would answer, "This is allowed," and he would never stop. The wrongdoing now is, number one, when we pray, they would get to the young people and cause trouble with them while they are praying. This is happening a lot. Number two, when they let us to go out for walks, and praying time comes, the guards would take us inside the cells. We would tell them, "This is praying time. We cannot move." They would stop for 10 or 15 minutes and the guards would refuse that. The guards would say, "I refuse, I refuse, I refuse." They would let us go inside the cells and start trouble. When praying starts, this is repeated. It happened last week twice. We called for the person in charge and he said, "This is allowed now. We cannot stop moving during praying time." Does the new law say to not respect the religion or what? I want to give this question to the American administration. The third thing is, they do not let us pray as a group. They would hurt the young Detainees.

ISN 691  
Enclosure (4)  
Page 12 of 15



Presiding Officer: I want to say one thing real quick. We will pass this information to the appropriate authorities, but this Board has nothing to do with the camp rules.

Detainee (*through translator*): Because I do not have a lawyer to pass this information, if you could give this message to the American administration.

Presiding Officer: We will give this message, but I just want you to know that we do not make the camp rules and we have nothing to do with the camp rules.

Detainee (*through translator*): As a member of the ARB, I ask that you look at it. I want you to deliver this message because the guards are hurting us. The guards won't let us pray together as a group and they would lie to the Detainees. They would say that the Detainees pushed or pulled them or something like that, which is lying, and then they would put us in separate cells. If you don't look at these problems, as the ARB here, maybe we will face a big problem like before. We know you don't need any problems. How long do you want me to wait while the guards are punishing us and accusing us of doing things we didn't do? I know you have nothing to do with this but, please, I am giving you this message; just deliver it for me.

Presiding Officer: It will be delivered.

Detainee (*through translator*): Good. That's the message I wanted to say to you.

Presiding Officer: Mohammed, does this conclude your statement?

Detainee (*through translator*): It is just a message, as I had said before. I want you to be aware of it because I don't want you to face a big problem. The problem happened before. The Detainees took medication before because of this. So if you do not put a stop to this, it is going to be worse than before. I just wanted to let you know what is happening now.

Presiding Officer: Primarily, if you are in a movement and it's praying time, you have to continue your movement. You are not allowed to stop to pray; is that right?

Detainee (*through translator*): Yes.

Presiding Officer: And sometimes, when you are praying, the guards interfere somehow?

Detainee (*through translator*): Yes.

Presiding Officer: I understand.

Detainee (*through translator*): We are walking. During the time of walking, it's over, but it's time for praying.

Presiding Officer: Right.

ISN 691

Enclosure (4)

Page 13 of 15

Detainee (*through translator*): During that time, we would get inside where the others are held and praying. It's a problem because, when they take off our cuffs, it makes noise. When we walk, it makes noise. And the guards would whistle. That is a problem for the people praying inside. I know that, when it is time for praying, we stop moving and we start praying, but the guards are not respecting this rule.

Presiding Officer: I understand.

Detainee (*through translator*): When we see one of the people in charge walking around, we would talk to him and he would say, "Talk to the guards." We would say, "My problem is with the guards. How can we solve this problem with them?" So because of that, we create problems with the guards. They know what problems we create. We can create a lot of problems. I am cautioning you about this. Please do not let the guards keep doing what they are doing now. I just wanted to let you know what has been going on before it is out of hands.

Presiding Officer: I understand. Does that conclude your statement?

Detainee (*through translator*): I don't have anything else to say?

***The Assisting Military Officer did not have further exhibits or information to be presented on behalf of the Detainee to the Administrative Review Board.***

***The Assisting Military Officer did not have any questions for the Detainee.***

***The Designated Military Officer did not have any questions for the Detainee.***

***The Administrative Review Board Members did not have any questions for the Detainee.***

Presiding Officer: Did you say you were in Pakistan for five and a half months?

Detainee (*through translator*): Four months with a Tabligh and one and a half months at the House. So that's five and a half months.

Presiding Officer: Did someone pay for your travel to Pakistan?

Detainee (*through translator*): No.

Presiding Officer: How did you support yourself when you were in Pakistan?

Detainee (*through translator*): I had money I brought with me from Yemen.

Presiding Officer: Where is your family located now?

Detainee (*through translator*): In Yemen.

ISN 691  
Enclosure (4)  
Page 14 of 15

Presiding Officer: How would you support yourself if you were transferred back to Yemen?

Detainee (*through translator*): I have farms. I would go back to my farms.

Presiding Officer: How do you think the Yemenis government would treat you if you returned back?

Detainee (*through translator*): I don't have any problems so I'm not scared. The government of Yemen will treat me like any other citizen.

Presiding Officer: Thank you very much.

***The Presiding Officer read the post-Administrative Review Board instructions to the Detainee and adjourned the open session of the Administrative Review Board.***

***The Presiding Officer opened the classified portion of the session.***

***The Presiding Officer adjourned the classified portion of the session and the Administrative Review Board was closed for deliberation and voting.***

**AUTHENTICATION**

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



ISN 691  
Enclosure (4)  
Page 15 of 15

**Summary of Administrative Review Board Proceedings for ISN 702**

*The Administrative Review Board was called to order.*

*The Detainee entered the proceedings.*

*The Presiding Officer announced the convening authority and purpose of the Administrative Review Board proceedings.*

*The Designated Military Officer (DMO) was sworn.*

*The Board Reporter, Translator, Assisting Military Officer (AMO) and Board Members were sworn.*

*The Presiding Officer asked the Detainee if he wishes to make a statement under oath. (Muslim oath offered).*

*The Detainee declined taking the (Muslim) oath.*

*The Presiding Officer read the hearing instructions to the Detainee and confirmed that he understood.*

*The Assisting Military Officer presented the Enemy Combatant Notification form, Exhibit EC-A, to the Administrative Review Board.*

*The Assisting Military Officer presented the Enemy Combatant Election Form, Exhibit EC-B, to the Administrative Review Board.*

*The Assisting Military Officer read the AMO Comments from the Enemy Combatant Election Form, Exhibit EC-B.*

Assisting Military Officer: The detainee's ARB interview was conducted on 20 June 2006. After reviewing the ARB's purpose and procedures, the Russian translated Unclassified Summary of Evidence was read to the detainee. When first asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the detainee declined and stated he would not attend the ARB. At the end of the interview, he changed his mind and stated that he wanted to attend the ARB, that he wanted to speak directly to the board, and that he did not want to present a written statement. The detainee was attentive during the interview. Copies of both the English and Russian translated Unclassified Summary of evidence were provided to the detainee, who accepted the Russian translation.

*The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, (and DMO-2 to DMO-4, other unclass information) to the Administrative Review Board.*

ISN 702  
Enclosure (4)  
Page 1 of 15

*The Designated Military Officer stated that a copy of these exhibits had been previously distributed to the Assisting Military Officer and Detainee.*

*The Presiding Officer noted from the Enemy Combatant Election Form that the detainee wanted to respond to each item of information from the Unclassified Summary as it was presented.*

*The Designated Military Officer gave a brief description of the contents of the Unclassified Summary of Evidence, Exhibit DMO-1, to the Administrative Review Board.*

Designated Military Officer: (3.a.1) The detainee served as a conscript in the Russian Military from 1986 to 1988 and then continued to serve voluntarily until 1996.

Designated Military Officer: (3.a.2) The detainee turned to Islam while he was still serving in the Russian Army.

Detainee: *(through translator)* Yes

Designated Military Officer: (3.a.3) In March 2000 the detainee decided to go to Afghanistan because believers there lived according to the laws of the Shariat.

Detainee: *(through translator)* That item is not correct. I have to tell you what actually pushed me to leave Russia at that time. I would like for you to have some patience, because this will be a long story. After I accepted Islam, or turned to Islam, during the Russian Army. I do apologize because it takes me awhile to get my words together, because I did not have the time to prepare for this.

Presiding Officer: Well, there will be another opportunity in this proceeding if you would like to make a statement then.

Detainee: *(through translator)* So, can I just continue with this item?

Presiding Officer: Yes you can.

Detainee: *(through translator)* Just for you to understand; in the Russian Army I did not have any problems during my service. I was actually honored several times by all kinds of presents by the generals and from the government. Even before I turned to Islam I had never used alcohol. That was a main character I had during the Army; unlike other soldiers and officers who were constantly using alcohol and that was a reason for them not to excel. I was a good example for others. As an example, my pictures were always on the board on the walls. I'm not sure if you use this kind of thing in the American Army, but this is how it was in order to give someone honor -- was to put their pictures on the wall. I have also received honor by the government by capturing the illegal border crossing. My last place was to serve in Tajikistan, which is my homeland. I was

ISN 702  
Enclosure (4)  
Page 2 of 15

supplying food. I was in the food supply market. When I received that department it was in very bad shape. All of my work over there was in excellent shape. When the commission in Moscow came to check, they said it was the best in all of the Army's. The General was a very good military general. He treated me very good and presented me with a watch. So I just wanted to let you know that I did not have any problems while I was serving. The problems started when I turned to Islam. For other enlisted soldiers they also turned to Islam at that time. Since the Russian Army needed food and support, that was a problem to provide. I was trying to raise the issue so they would prepare different kinds of food for the soldiers. They denied it because they did not want the extra problems. I had to initiate this myself and provide for the soldiers some kind of food other than pork; hoping for something like chicken but it had to be undercover. Since they are Muslims they must pray five times a day. That was also a problem. I was trying to rise, since they would be missing work, I was trying to give them a little bit of time to pray. Because of the situation, there were always a lot of conflicts between me and others. So it was a very nerve racking situation. That was the first case in the Russian Army where somebody actually tried to provide different foods, because of the religion issues that were coming up for the first time. In the Russian Army there is a KGB and in our department it was very illegal. The officer did not have much work at that time and there was the war in Chechnya. The officer who was serving over there had high suspicions, but at some point they visited him very often. Since we were not friends he was suspicious and he started asking himself, what does he need from me? One time he gave me an address and he told me when you visit the city to just go by the address and you will see him talking and he will understand that it was the controversy. I did not go to that address. He understood that I was avoiding him and was keeping my distance from him. One day he told that there was somebody coming from the capital, from Tajikistan where there is a KGB member that wanted to talk to me. I thought they would probably want to recruit me and that they wanted to recruit me to the KGB, so I started being against the Muslims. One day I was going to get the provisions for the food and I saw them coming towards me and I told my soldier to hurry up, that we had to leave. When they saw me running away or driving away, they turned around and went back to the building. One day I had to leave my house around seven o'clock. I left my house to get groceries and I saw a car outside with two people inside. When I came back with my groceries I saw one of those KGB members that used to work with us. I asked myself what he could possibly be doing in this place. So close to my house because he lives far away. I went back to my house and changed back to my uniform, military uniform and left my house again. The officer from the car approached me and showed me his ID. He was with the KGB. He told me that he wanted me to ride with him to the KGB office to talk with him over there. He talked to me and was asking me a lot of questions about the Muslims and was pressuring me to talk. According to the Russian law, he could not detain me and because of that our conversation did not work out and I left. At that time in the Army, in his unit there were some problems. One officer was drunk and he beat up one of those officer soldiers. When I found out, I was very angry and I came back home and I talked to my mom. Then my mom went to the store and she came back with one person. That person was the mayor of the city, like a congressman of the city to the

ISN 702  
Enclosure (4)  
Page 3 of 15

capital. I told him about that situation and he told me that he was going to try to help me out. Then he left to the capital of Kazam. He sent me a huge package with the documents. There were a lot of articles from the newspapers and magazines about the Russian Army and about the famous women in the Russian Army. There was a rule to only recruit Christians in the Russian Army. There were a lot of pictures about rituals of Christians before they start to eat their food. I asked myself how come there are many privileges for Christians in the Russian Army, but not any for the Muslims. After that in our city there is a national party and I attended one of their sessions and I asked for their help. I had told them about the situation. In each session there is usually a member of the KGB. The next morning they went and told my command that I participated with that party session. After that I started to have problems with my command. The congressman of Kazam had a speech in front of the president of Tajikistan. On that board, there was a minister, the military minister of his unit.

Presiding Officer: Let me interject here. I understand that you face religious repression within the Russian Army. May we move to your decision to go to Afghanistan because believers lived there according to the laws of the Shariat?

Detainee: *(through translator)* I just wanted to get through to what actually lead me to leave my unit.

Presiding Officer: I believe we are getting the complete picture.

Detainee: *(through translator)* Well, that session of the party that he attended had his picture over there and the issue that brought up at that session could be the proof for you, if you tried to actually retrieve those steno graphics letters from that party. That could be the proof for you to understand what happened. When that conflict actually arrives his commander told him it would be better for you if you resigned. He said he did not want any problems with the KGB. According to the Russian Law, as long as I am wearing my rank insignias, neither the KGB nor the militia can mess with me. As soon as I resign they will mess with me. Before that I was asking the international party for a foreign passport in order to go to the hajj. At first they actually gave me permission, but ended up having problems so they denied it. So at that point my thoughts were if I resign they are going to strip me of my ranks and I am going to end up in KGB and second of all, I did not have any prospects to flee anywhere. That was the only way and the easiest way for me to do at that point so I decided to go to Tajikistan then on to Afghanistan. I did not have a foreign passport and I did not have any finances to go to the other places like Europe; that was the only place I could choose at that point.

Designated Military Officer: (3.a.4) The detainee decided to leave his wife and son and travel to Afghanistan and Pakistan to pursue living in a pure Muslim state.

Detainee: *(through translator)* The main goal was to leave the country at first and it did not matter where; later to think about some Muslim country.

Designated Military Officer: (3.b.1) The detainee attended Islamic Movement in Uzbekistan, a basic training camp called Akadem Gorodok, in a village near Dushanbe, Tajikistan.

Detainee: *(through translator)* That is not true. It is located not very far from the capital, outside of the city near by there were military personnel. It does not make sense to have training with military unit, Tajikistan close by; it does not make any sense. I did not talk about that. It might be the wrong translation. It is very easy to prove if you have any connections in Tajikistan so, you can figure it out.

Board Member: For clarification then, is the problem with statement the location or is it the training itself? Did you attend training and not just in that location or is it the training and location together?

Detainee: *(through translator)* It used to be a resort during the Soviet Union. There were one story cabins and there is a road and few of the houses were occupied by the Chechnya's, military units. It does not make any sense to have training right in front of the government's military unit.

Board Member: Did you go to the Islamic Movement training in Uzbekistan regardless of the location? I am trying to understand what is wrong with the statement.

Detainee: *(through translator)* I believe the way it is written in your statement where it says in Uzbekistan and it is actually supposed to be Islamic Movement of Uzbekistan. So it is not in Uzbekistan. I came to Dushant, which is the capital of Tajikistan. I went to a hotel and asked where the position of Tajikistan is? They were located in the room in the hotel. When I told them I want to actually go to Afghanistan they sent me to that place before I can go.

Presiding Officer: The board will take a brief recess.

Designated Military Officer: (3.b.2) Islamic Movement of Uzbekistan basic training consisted of battle drills, tactics, infantry weapons training, orienteering, survival training, mines and explosives familiarization, physical training and first aid.

Detainee: *(through translator)* There is a possibility from what I heard but I did not attend it myself.

Designated Military Officer: (3.b.3) The detainee spent two weeks at the Islamic Movement in Uzbekistan basic training.

Detainee: *(through translator)* I was not inside the camp but I was near the camp. Then tragic stranded me to the Islamic Movement of Uzbekistan. You will have to understand the picture how I ended up being with the Islamic Movement of Uzbekistan. My main goal was to go to Tajikistan and then from Tajikistan go to Afghanistan or to other

ISN 702  
Enclosure (4)  
Page 5 of 15



Muslim country. When I went to Tajikistan they held me in an Akadem Gorodok. Not only that place but some other places too. Then they were waiting for some transportation to transport us to Afghanistan. Because I was late before, there was one part where people were transported to Afghanistan by buses. The government of Tajikistan was helping out with all the refugees from other countries and special privileges from Uzbekistan to send them to Afghanistan so that was the governments. In those buses there were not only the members of the Islamic Movement of Uzbekistan, there were a lot of civilians, young people and lots of family people with kids and those who wanted to send their kids to study abroad.

Board Member: As far as the Islamic Movement of Uzbekistan, were you a member and if so what any role if any role did you have with the organization?

Detainee: *(through translator)* First of all no, he was not a member of that organization. Just because the Tajikistan government was transporting all the members into Afghanistan; anybody who actually wanted to go to Afghanistan, that was the only way for them to get there. So, like I said there were civilian families with kids and if they wanted to send their kids to study abroad they were there also. So, Tajiks sent me over to Uzbek so with their help I could end up in Afghanistan.

Board Member: So what he is saying then he was really utilizing this organization as a refugee to flee to wherever he wanted to go.

Detainee: *(through translator)* Yes, I heard about the existence of the organization only in Tajikistan. The person that transported a lot of people through the bus; there were a lot of buses. I was waiting for the next transportation which would be a helicopter. For some clarification, since I was leaving among the IMU members, they were trying to check my background but I was to belong to KGB or some other organizations like that. From my understanding that in order to be member of IMU you would have to have a high reference in order to be there and I was like a stranger. I have told him that I was serving in Russian Army and they were suspicious because they do not like people who serve in army. It took awhile until they had the transportation for us and I was running out of patience and I was trying to actually leave them, but they would not let me leave because they took my passport away and because his guess is that he saw too much that is why they would not let him leave. I knew they were watching me and they were trying to put some people around me so he heard them talking and analyzing him; when the transportation, the helicopter comes to go to Afghanistan. You have to understand that if they did not check your background then they will not train you. That is why they held me close by the camp, but not inside the camp as I talked to my interrogator. They used me as an extra laborer and I could tell you exactly which places I was fixing electricity and where I was installing. If that job still exists, I could show you exactly which kind of job I did; what kind of tools I used at that time so you will understand exactly what my mission was over there.

ISN 702  
Enclosure (4)  
Page 6 of 15

Designated Military Officer: (3.b.4) The detainee heard about recruitment for al Farouq training camp, so he went there to find out how the Arabs trained.

Detainee: *(through translator)* That is not correct. I have been detained in Pakistan and then sent to Bagram. Before they captured me I had a radio; just to listen to the news. I heard that there were Russian airplanes landing in Bagram. The Russians are helping Afghans with medications. After I had been held in capture in Pakistan they sent me to Bagram. In Bagram I was interrogated by the CIA. Before he start talking he said if you do not have anything significant in his background, then you could be released. That kind of stuck in my mind what he said. I know I would not be very much interest for the CIA and I could be released. I also told them what I had already heard that Russian planes were landing in Bagram and they could actually send me to Russia. I did not want to go back to Russia, like I already told you my story. The only way I saw not being sent back to Russia was to make up stories on myself, that I am a significant person. Driven by the fear, I decided to make up the stories about myself and I heard that their sending very significant people to Cuba. A representative from Red Cross told me that the living conditions in Cuba are very good. I started to weigh my options, whether I would like to go to Cuba where they have very good conditions and maybe the human rights or go back to Russia where I would have to end up eating pork and not that is why I chose this way and why I ended up being here. Even before I heard in America that some people deliberately in the winter time break the windows of department stores just to end up in jail in the winter time for three or four months. Also, about the Geneva Convention, I read an article about the Geneva Convention. I read how they treat prisoners, so I weighed my options and chose my way to Cuba.

Designated Military Officer: (3.b.5) The al Farouq training camp was funded by al Qaida and therefore was more advanced then the other camps in Afghanistan.

Detainee: *(through translator)* Well, like I told you I was not in al Farouq, so there is no point in talking about it.

Designated Military Officer: (3.b.6) The detainee received basic weapons training and physical fitness training while at al Farouq.

Detainee: *(through translator)* It also has to be eliminated. The information I gave to interrogators were all according to stories I heard while working in Afghanistan. Everything I heard from other people I just told to the interrogators. I was a military person and I served in the army for ten years. Do you not think I would get training in Uzbekistan and in other places even here? Plus in Russian Army, according to all the training I received I should be a general by now. Plus, they check my background and they did not trust me. There is one more fact, one more person has been captured and we are from the same region. He used to be here, but he was handed back to Russia. This person I'm only talking from rumors that I have heard. That person used to be involved in the mosque in Chechnya. Then he let Chechnya and came back. After that he was captured by KGB. He did not participate in anything; he was just traveling. He has been

ISN 702  
Enclosure (4)  
Page 7 of 15

released from jail, not exactly jail but the KGB. After that he fled to Afghanistan. The people who were in Chechnya ended up being against him when they saw him. There is information there that the person fled from Chechnya because he was a member of the KGB. Then if you talk to us; both of us were from the same city and he was suspicious of being a member of the KGB and I was serving in the Russian Army; so that was also why people were suspicious. After that, that person was headed to Taliban and Taliban detained him. When American forces were relieving people he was released from the jail. IMU were asking questions about that person from me. I told that person back in Chechnya that I do not have any close contacts with that person. I told them the exact same story.

Board Member: Was he feared that if released that he will go back to Russia?

Detainee: *(through translator)* Yes

Board Member: By telling us that he gave false information to the investigators and if we come to the conclusion that this is true; that he did not do these things and he would be released, most likely he could end up back in Russia. What does he think of that?

Detainee: *(through translator)* There is one interrogator in Bagram and his name was [REDACTED]. He told me that if there was no significant interest in you that you would be sent back to Russia. He released some information that could be helpful. But in my opinion, I thought those things would be of interest to the CIA. They told me that they were sending me to Cuba and he was going to be interrogated according to that piece of paper they sent with him; but it was mistaken and at that point they thought I was captured with that list of paper. When the Russian delegation came, they showed him that list of paper to him. Now they were probably thinking that I was trying to pass some secret information to the Americans.

Board Member: My point was, if in fact we believe him now what would he do if he is released back to his home country?

Detainee: *(through translator)* I will most likely end up in jail because the Russian delegations came and told me that people like you should be killed and be buried in pigskin. More likely those other suspicions were reported and you might be able to listen to them and how they threatened me.

Designated Military Officer: (3.b.7) The detainee attended the camp at al Farouq for one month with 60 to 70 students and was present at the camp on 11 September 2001.

Detainee: *(through translator)* That item should also be eliminated since it all relates to each other.

Designated Military Officer: (3.b.8) The detainee found out that there would be lessons on making explosive mixtures in the Kara Karga region. Since it was boring in Bagram,

ISN 702  
Enclosure (4)  
Page 8 of 15

Afghanistan, and there wasn't anything to do, he decided to go out of curiosity. The lessons lasted for approximately two weeks, until the Americans started bombing and everyone headed to Pakistan.

Detainee: *(through translator)* I heard that story from one person. When I was leaving the IMU like I told you all kinds of jobs around. One person, well I have a good friend right here. One person ask me to copy a notebook about explosives and he wanted it done it good handwriting. Since he did not have good handwriting and did not know how to draw the pictures, he asked me. I was writing, copying the notebook and while I was doing one for him I made one for myself. It was just pure curiosity because it was telling you how to make explosives from coffee grinds and stuff like that.

Designated Military Officer: (3.b.9) Training at Kara Karga included how to make a formula bomb. Students were taught how to make explosives out of common items such as fertilizer and ammonia.

Detainee: *(through translator)* I do not remember exactly since it has been four years. But approximately from those simple things they were making explosives.

Designated Military Officer: (3.b.10) Instruction at Kara Karga also included lessons on how to make poisons that could be inhaled, swallowed, or absorbed through the skin. Poisons were made then tested on rabbits. While the rabbits got sick none of the students died.

Detainee: *(through translator)* A little clarification from what I have heard. They have been testing them not on the students but the rabbits. I just want to clarify on what I have heard that yes, they tested on rabbits but even when testing on the rabbits the rabbits did not die.

Board Member: So I understand and the board understands this is again something he heard that he provided to the interrogators as a way of giving them what he thought they wanted to hear so that he could come to Cuba?

Detainee: *(through translator)* Yes

Designated Military Officer: (3.c.1) The detainee then was transferred to the location of the Islamic Movement of Uzbekistan in the central Tajikistan Taldar Ravine District.

Detainee: *(through translator)* Yes, that is correct.

Designated Military Officer: (3.c.2) The Islamic Movement of Uzbekistan is designated as a Foreign Terrorist Organization. During Operation Enduring Freedom, the Counter-Terrorism Coalition has captured, killed, and dispersed many of the Islamic Movement of Uzbekistan militants who were fighting with the Taliban in Afghanistan.

Detainee: *(through translator)* No comments, that is information for you.

Board Member: Prior to him reading this did he have any knowledge that the Islamic Movement of Uzbekistan might be listed as a foreign terrorist organization?

Detainee: *(through translator)* No, because I only heard about the organization only when I was in Uzbekistan. I did not here about it when I was in Russia.

Designated Military Officer: (3.c.3) The detainee left the Islamic Movement in Uzbekistan due to poor living conditions and what he perceived as the Islamic Movement in Uzbekistan's anti-Islamic ideas and a mistrust of the detainee.

Detainee: *(through translator)* That is correct.

Designated Military Officer: (3.c.4) The detainee stayed at the Tablighi Islamic Center in Lahore, Pakistan from January 2002 to March 2002.

Detainee: *(through translator)* Yes, that is correct.

Designated Military Officer: (3.c.5) The detainee was identified at the Salafist University and as being a member of the Tablighi Organization.

Detainee: *(through translator)* It is not exactly correct. I was not a member of the Tablighi organization because I did not have a passport and I did not have any financial support I had to leave that place. So I was not a member.

Board Member: Could he tell us what the Tablighi organization is?

Detainee: *(through translator)* That is an open organization which is not prohibited by the government of Pakistan. These organizations are in Europe and other countries; and do not have anything to do with the military, it is just Islamic organization. I believe you have it in America. It is just a home to Islam, a religious organization, to distribute the Koran and teach people how to pray.

Board Member: Could he tell us what, if anything he did while he was there what role he may have been involved with while he was there. Did they ask him to do work or anything like that?

Detainee: *(through translator)* In Afghanistan people give him a suggestion since he did not have a passport and did not have any financial support for himself. They told him there was a refugee camp in Lahore. It is like a missionary organization who tries to recruit people in Islam that is how it is. Whoever can afford it, they even go abroad to foreign countries. Those who do not have a lot of money, usually travel inside in Pakistan and go to the mosque and try to recruit people in Islam.

Board Member: He sought assistance and aid from the organization because he had no way of supporting himself?

Detainee: *(through translator)* They have a very good way of supporting people, foreign people and you can go to three or four times a day and they have a place for you to live. You can take a shower and if they see you are a poor person they will support you financially. My initial work was to drive around in the cities with ten other people in the bus and we just stop by other places and I could not even talk because I did not speak either Urdu or English. People in Pakistan feel sorry for the Muslims who came from Afghanistan and they try to help them anyway they can.

Designated Military Officer: (3.c.6) On 12 March 2002, the detainee traveled by van from Lahore, Pakistan to an al Qaida safe house where Abu Zubaydah lived in Faisalabad, Pakistan.

Detainee: *(through translator)* It is not exactly correct, I was also in Lahore. I had been there for awhile and often there were visits from the police and I did not think it was safe to stay there. In Pakistan, that was where I was with the Tablighi and they told me that it was not a very good place for you to stay here, that you have to move on. They drove me by the bus, to one of those bus places. I did not know that was an al Qaida safe house and I did not know anything about al Qaida. When I was captured I was told that this was the house of Abu Zubaydah but I did not see Abu Zubaydah in that house. I believe he was captured at some other place.

Designated Military Officer: (3.c.7) The detainee was arrested in late March 2002 as the Crescent Mills, Faisalabad, Pakistan safe house with a number of suspected al Qaida members.

Detainee: *(through translator)* The interrogators wrote down this item and I can not either defend myself or prove myself for them to be proven wrong. It was a two story house and had a lot of fence around it. I was under the impression that the family was actually helping the refugees from Afghanistan. I knew the Pakistan's were helping a lot to refugees.

Board Member: What you are saying is that you did not know anyone in that house was connected with al Qaida?

Detainee: *(through translator)* No, I did not no.

Designated Military Officer: (3.c.8) The detainee did not meet Usama bin Laden personally, but was forced to attend his speeches on politics and religion even though he did not understand the language.

Detainee: *(through translator)* This item should be eliminated. It does not make sense, since I was not in Farouq. One more clarification while I am here that I never heard that

ISN 702  
Enclosure (4)  
Page 11 of 15

in Farouq that there were any Russians. There is also small proof if there were not any Russians how can I possibly be there. They did not train any Russians.

Designated Military Officer: (3.d.1) The detainee is familiar with the history of Afghanistan and believes that things became much better for the true Muslim nature of life after the Taliban came to power.

Detainee: *(through translator)* I am not familiar with the history of Afghanistan. I do not know where that came from. I have told what I have heard about the Taliban to my interrogator. I never met Taliban, but what I heard from Uzbek's and from other people, I heard that they actually support refugees; they provide food and lodging for them.

Designated Military Officer: (3.d.2) The detainee is a religious person that would fight for Islam.

Detainee: *(through translator)* Yes, that is correct.

Designated Military Officer: (3.d.3) When confronted by investigators who believed he was fighting in Afghanistan, the detainee stated that he may have been involved but here are some things in life that are so important that you must protect them at all cost.

Detainee: *(through translator)* Not exactly correct. When the interrogators asked me did you go to Afghanistan for the military reason, to fight? I told him if that was my intention then I would have gone to Chechnya. I did not know Arabic or other languages. It is not much clearer I do not remember saying that.

Designated Military Officer: (3.d.4) The detainee refuses to say anything about his fellow detainees because they are fellow Muslims that have given him their last piece of bread even though they were starving.

Detainee: *(through translator)* Yes, that is correct. If you want me to clarify I can talk about it.

Designated Military Officer: (3.d.5) The detainee has made numerous controversial statements to investigators including threatening to hit an investigator.

Detainee: *(through translator)* That is not correct. I had one conflict with the interrogator; when she told me while I was detained here your wife was having fun over there and I could not hold myself and I just splashed the water into her face.

Designated Military Officer: (3.e.1) The detainee claimed that if he had wanted to fight he would have gone to Chechnya where it was closer and everybody speaks Russian.

Detainee: *(through translator)* Like I just told you before, when you ask me do I want to go fight, I told him I would go to Chechnya instead.

Designated Military Officer: (3.e.2) The detainee has a loathing distaste for the Russian Government whom he considers to be the mafia.

Detainee: *(through translator)* Yes.

Designated Military Officer: (3.e.3) The detainee does not want to go back to Russia. He wants to live in a nice country among Muslims. Once settled there he would bring his family to be with him.

Detainee: *(through translator)* Yes.

Designated Military Officer: (3.e.4) The detainee is not pleased with the United States because of their lack of action in Chechnya to protest the Russian's genocide of Muslims.

Detainee: *(through translator)* I told this story, my opinion about the story I heard about the resistance activities back in Afghanistan. As an honest citizen, I just told him my opinion. If you want I can clarify.

Board Member: Is what he is trying to tell us that he would prefer that the United States come to the aid of the Chechnya people? Is that what he would have preferred?

Detainee: *(through translator)* Yes, because I heard delegations from Chechnya used to come to America and Costa Rica and have a good relationships with those countries, but after what happened in Afghanistan, they changed their views.

Designated Military Officer: (3.e.5) The detainee said that the United States is supporting the Northern Alliance Fighters who are killing innocent people.

Detainee: *(through translator)* Yes.

Designated Military Officer: (3.e.6) The detainee has offered to exchange information about criminal activity for United States or European citizenship.

Detainee: *(through translator)* Yes.

Board Member: Has he provided any information or attempted to provide any information? Do the interrogators in hopes of working out such a situation?

Detainee: *(through translator)* Yes, I did.

Board Member: Does he continue to cooperate with them?

Detainee: *(through translator)* Not at this moment.

Designated Military Officer: (4.a) The detainee claims no knowledge of al Qaida or Taliban personalities or network.



Detainee: *(through translator)* Yes.

Designated Military Officer: (4.b) The detainee denied having any knowledge of the attacks in the United States prior to their execution on 11 September 2001 and denied knowledge of any rumors or plans of future attacks.

Detainee: *(through translator)* Yes.

Designated Military Officer: (4.c) The detainee recognizes the United States policies of freedom of religion and does not oppose the United States Government.

Detainee: *(through translator)* Yes.

Designated Military Officer: (4.d) The detainee claims that he did not go to Afghanistan to fight.

Detainee: *(through translator)* Yes.

Presiding Officer: You said a number of times that you do not speak Arabic or Pashto or Udo. What language did you use to talk to people as you moved around?

Detainee: *(through translator)* Lots of Russians, lots of Uzbek and Tajiks speak Russian since it was all understood. In Lahore, there was about five or six English words that would come together. In here I work with the Army.

***The Designated Military Officer confirmed that he had no further unclassified information and requested a closed session to present classified information relevant to the disposition of the Detainee.***

***The Presiding Officer acknowledged the request.***

***The Presiding Officer opened the Administrative Review Board to the Detainee to present information with the assistance of the Assisting Military Officer.***

***The Assisting Military Officer stated that he had no additional comments.***

***The Detainee made the following statement:***

Detainee: *(through translator)* I just want to let you know that I am not an enemy of the United States, because pretty much everybody in Russia they love Americans. I love to read American books I just read David Moore and I love to watch American movies. Way back, I used to wish to serve in the American Army. I do not have any animosities against the Americans. Just the certain conflicts we use to have with the MPs in our cells, but I believe that is a different aspect. I guess there is always a different point of view, of who is right and who is wrong. I am not going to discuss that; it will take a long time.

ISN 702  
Enclosure (4)  
Page 14 of 15

Presiding Officer: Does this conclude your statement?

Detainee: *(through translator)* Yes.

*The Assisting Military Officer had no further questions for the Detainee.*

*The Designated Military Officer had no further questions for the Detainee.*

*Administrative Review Board Member's had no further questions for the Detainee.*

*The Presiding Officer read the post-Administrative Review Board instructions to the Detainee and adjourned the open session of the Administrative Review Board.*

*The Presiding Officer opened the classified portion of the session.*

*The Presiding Officer adjourned the classified portion of the session and the Administrative Review Board was closed for deliberation and voting.*

**AUTHENTICATION**

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



ISN 702  
Enclosure (4)  
Page 15 of 15

**UNCLASSIFIED // ~~FOUO~~**

**Summary of Administrative Review Board Proceedings for ISN 705**

*The Administrative Review Board was called to order.*

*The Detainee entered the proceedings.*

*The Presiding Officer announced the convening authority and purpose of the Administrative Review Board proceedings.*

*The Designated Military Officer (DMO) was sworn.*

*The Board Reporter, Translator, Assisting Military Officer (AMO) and Board Members were sworn.*

*The Presiding Officer asked the Detainee if he wishes to make a statement under oath. (Muslim oath offered).*

*The Detainee accepted taking the (Muslim) oath.*

*The Presiding Officer read the hearing instructions to the Detainee and confirmed that he understood.*

*The Assisting Military Officer presented the Notification of the Decision of the Administrative Review Board, Exhibit EC-A, to the Administrative Review Board.*

*The Assisting Military Officer presented the Enemy Combatant Election Form, Exhibit EC-B, to the Administrative Review Board.*

*The Assisting Military Officer read the AMO Comments from the Enemy Combatant Election Form, Exhibit EC-B.*

Assisting Military Officer: The detainee's ARB interview was conducted on 03 July 2006. After reviewing the ARB's purpose and procedures, the Arabic translated Unclassified Summary of Evidence was read to the detainee. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the detainee stated he would attend the ARB, and wished to attend the ARB and respond to each statement of information in the Unclassified Summary of Evidence after it is presented. In preparation for his ARB, the detainee was furnished with writing materials and allowed time to prepare some personal notes for use at the ARB. The detainee was very cooperative throughout the entire course of the interview. Copies of both the English and Arabic translated Unclassified Summary of Evidence were offered to the detainee, but he declined to retain them.

ISN 705  
Enclosure (4)  
Page 1 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002541

2541

**UNCLASSIFIED // ~~FOUO~~**

*The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, the FBI Redaction Memorandum, DMO-2, and the CITF Redaction Memorandum, DMO-3, to the Administrative Review Board.*

*The Designated Military Officer stated that a copy of these exhibits had been previously distributed to the Assisting Military Officer and Detainee.*

*The Presiding Officer noted from the Enemy Combatant Election Form that the detainee wanted to respond to each item of information from the Unclassified Summary as it was presented.*

Presiding Officer: The Designated Military Officer will read each factor from the Unclassified Summary; we will then provide you a chance to respond. The Board Members may ask you questions based on your response.

*The Designated Military Officer gave a brief description of the contents of the Unclassified Summary of Evidence, Exhibit DMO-1, to the Administrative Review Board.*

Designated Military Officer: (3) The following factors favor continued detention: (3.a) Commitment. (3.a.1) The detainee left Algeria in search of work during 1987 when there was much political unrest in Algeria.

Designated Military Officer: (3.a.2) The detainee left Algeria and intended to travel to Mecca, Saudi Arabia. He traveled to Bamako, Mali and stayed there for several months. While there, he resided at a local mosque. From Mali, he traveled to Nouakchott, Mauritania, and remained there for several months.

Detainee (through translator): These points are not true. They are wrong and unfair. I did not have the capabilities to travel directly to Mecca, Saudi Arabia, because the government forbade me to have a passport. The government had no reason and no right to do so as they forbade a lot of people this national right. I traveled to Mali by land because it had been used by a lot of people in Algeria to escape, especially to Europe. People were hiding in vessels in search of a better life. I preferred to live in Mecca or Al-Madina. In Nouakchott, things got easier; I traveled to Saudi and went to Mecca.

Designated Military Officer: (3.a.3) The detainee traveled from Mauritania to Jeddah, Saudi Arabia. He then went to Mecca, Saudi Arabia, and stayed there for several months living off charity. While in Mecca, the detainee went to Hiyat-al-Igatha, the Islamic Relief Organization, for assistance.

Detainee (through translator): I did not live on charity; I worked with other workers building a hospital in Munaa.

Presiding Officer: Where is that?

ISN 705  
Enclosure (4)  
Page 2 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002542  
2542

**UNCLASSIFIED // ~~FOUO~~**

Translator: Munaa is a city near Mecca.

Presiding Officer: Did you go to the Islamic Relief Organization for assistance?

Detainee (through translator): Yes.

Designated Military Officer: (3.a.4) The detainee was able to find work with the Islamic Relief Organization while in Jeddah, Saudi Arabia. The Islamic Relief Organization told the detainee that they had a job for him in Pakistan.

Detainee (through translator): When I went to the Islamic Relief Organization in Jeddah looking for a job, they apologized and informed me that there was no job available. They also said that I could find a job in Pakistan. They could not let me work and reside in Saudi Arabia, so they suggested that I work in Pakistan. I agreed and traveled to Pakistan.

Designated Military Officer: (3.a.5) The detainee flew from Jeddah, Saudi Arabia, to Islamabad, Pakistan. Hiyat-al-Igatha employees met him. The detainee stayed there before traveling to Beshar, a village on the Pakistan/Afghanistan border, for training.

Detainee (through translator): When I got to Islamabad Airport, there was a car waiting for me that belonged to the Islamic Relief Organization. I traveled with them to the office of the Relief Organization in Peshawar. I did not go for training; I did not go to a training camp. During my work with the Relief, I went to an Afghani refugee camp in an area close to the boarder where I used the Kalashnikov. It was very common in that area and also in Pakistan to have a piece of weapon like the Kalashnikov or a pistol for self defense and to protect the house and family.

Board Member: Did they show you how to use the Kalashnikov?

Detainee (through translator): I learned how to use it.

Presiding Officer: Is that the training you are referring to?

Detainee (through translator): Yes.

Designated Military Officer: (3.a.6) At the end of training, the detainee returned to Peshawar, Pakistan, and began working for Hiyat-al-Igatha full time. He would assist in preparing packages of relief supplies to be taken to the people of Afghanistan.

Detainee (through translator): I have never been trained. I never went to any training center. The proof is that I got married right after I earned some money from work. I lived in my wife's village. I did not go to any other places near Afghanistan. I had never been to Afghanistan at that time.

ISN 705  
Enclosure (4)  
Page 3 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002543  
2543

**UNCLASSIFIED // ~~FOUO~~**

Presiding Officer: You had training on the Kalashnikov?

Detainee (through translator): It was not in a training camp; it was in an Afghani refugee camp.

Designated Military Officer: (3.a.7) In 1988, the detainee stopped working with Hiyat-al-Igatha and began working for Hya Assuna Laytam School in Peshawar, Pakistan, as a deliveryman. The detainee worked for this school until approximately 1990.

Detainee (through translator): I did not stop working for Hiyat-al-Igatha in 1998 because I worked at the school that belonged to them until 1990. I just changed my occupation.

Presiding Officer: You switched from the home office to the school.

Detainee (through translator): Yes.

Board Member: You say that prior to the refugee camp, you used the Kalashnikov. Was this the first time you had ever used the Kalashnikov?

Detainee (through translator): Yes.

Board Member: Thank you.

Designated Military Officer: (3.a.8) In 1991, the detainee flew from Pakistan to the capital of Algeria due to favorable government conditions. The political situation in Algeria worsened, and the detainee left Algeria and traveled to Tunisia and then to Tripoli, Libya.

Designated Military Officer: (3.a.9) The detainee traveled to Karachi, Pakistan, and then to Peshawar, Pakistan. He found a job with Mecktamir, which is a Saudi organization that made furniture.

Detainee (through translator): I did not travel to Algeria in 1990. I traveled in January 1991 because the situation got better in Algeria. I liked that because I missed my country. I went back to Pakistan to bring my wife and live in my country for good, but the situation in Algeria worsened and it was hard for me to go back to Algeria with my wife and kids. I waited for the situation to get better, and while I was waiting I found a job with Mecktamir, a construction bureau in a Saudi charity organization.

Presiding Officer: Where were you waiting? In Algeria or in Pakistan?

Detainee (through translator): In Pakistan.

Presiding Officer: You went to Algeria in 1991. When did you go back to Pakistan?

ISN 705  
Enclosure (4)  
Page 4 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002544  
2544

**UNCLASSIFIED // FOUO**

Detainee (through translator): In approximately July 1991.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.10) In 1994, the detainee left Pakistan and traveled to Yemen. The detainee worked for a construction company based in Sanaa, Yemen. In 1997, the detainee left Yemen, and returned to Peshawar, Pakistan. He then moved to Afghanistan in 1998. From 1998 through 2001, the detainee sold honey.

Detainee (through translator): I did not leave Pakistan to travel to Yemen in 1994. I traveled to Yemen in April 1995. I stayed there for two years with my family. I did not work for a company; I was a self-employed blacksmith. In 1998, I entered the City of Jalalabad. I opened a business selling propane gas; I rented my business out to an Afghani, and I sold honey.

Presiding Officer: You sold honey from 1998 to 2001?

Detainee (through translator): Yes.

Presiding Officer: You left for Yemen in 1995?

Detainee (through translator): Yes, I entered Yemen in 1995 and left for Pakistan in 1997.

Designated Military Officer: (3.a.11) After two months in Pakistan, the detainee got in contact with an individual from Jalalabad, Afghanistan, who could help the detainee and his family get set up in Afghanistan to live. The Taliban gave the detainee a house outside of Jalalabad, Afghanistan, to live with his family.

Detainee (through translator): I did not know anybody when I went to Jalalabad; I met an individual who was a co-worker at the orphanage school. His name is Abu-Ali Al-Tunisie. He advised me to see the mayor who can help me find a house for my family. I got an old abandoned house made of clay. Nobody liked to live there. I repaired the house and sheltered myself and my family.

Designated Military Officer: (3.a.12) The detainee worked for the al Wafa organization between June and August 2001.

Detainee (through translator): I went to the al Wafa organization asking for help to travel to Algeria. The manager apologized to me because he did not have a special budget for that purpose; he found me a job at the organization so that I can earn some money to cover the expenses for the trip to Algeria. I contacted Algeria and informed them that I found a good job at a humanitarian organization and that I would go back to Algeria within months.

ISN 705  
Enclosure (4)  
Page 5 of 13

**UNCLASSIFIED // FOUO**

00002545  
2545

**UNCLASSIFIED // ~~FOUO~~**

Designated Military Officer: (3.a.13) The detainee ran the Kandahar, Afghanistan, office of al Wafa in the absence of the regular director.

Detainee (through translator): I was never a manager; I was a clerk repairing mosques and drilling wells.

Presiding Officer: You say that you were not a manager. When the director was absent, who took over?

Detainee (through translator): I was not the manager. I could not do anything on my own; I had to call the manager at the head office, a Syrian clerk, for guidance.

Presiding Officer: You were planning to return to Algeria. Had the conditions changed favorably for you to be able to return?

Detainee (through translator): Yes. The new president, Abdul Aziz Butfleqa, changed a lot of things and the situation was very good.

Designated Military Officer: (3.a.14) In September 2001, the al Wafa organization closed. The detainee returned to Peshawar, Pakistan, and prepared to return to Algeria. The detainee was arrested at his home on 28 May 2002.

Detainee (through translator): Yes. After the al Wafa organization closed, I went back to Peshawar, Pakistan, to prepare myself and my family to go back to Algeria. My wife was pregnant so I could not go back to Algeria until after she delivered the baby.

Presiding Officer: Did your wife have a successful pregnancy?

Detainee (through translator): Yes, she delivered the baby a month and one half after I was captured. She delivered the baby when I was sent to Bagram.

Presiding Officer: Was anyone else arrested with you?

Detainee (through translator): Yes.

Presiding Officer: Can you give me his name? If so, is he here as well?

Detainee (through translator): Yes, he is here. His name is Abdul Aziz.

Designated Military Officer: (3.b) Training. (3.b.1) The detainee took light and heavy weapons familiarization training but only fired the Kalashnikov.

Detainee (through translator): I did not receive any training at any camp; I did not have a desire to do so. As I said before, while I was in an Afghan refugee camp working for the Islamic al-Igatha organization, I had the opportunity to learn about Kalashnikov only.

ISN 705  
Enclosure (4)  
Page 6 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002546

2546



**UNCLASSIFIED // ~~FOUO~~**

Presiding Officer: Kalashnikov only, no heavy weapons?

Detainee (through translator): Kalashnikov only.

Designated Military Officer: (3.b.2) The training camp lasted approximately two weeks.

Detainee (through translator): I did not go to a training camp. I went to help people in an Afghan refugee camp.

Presiding Officer: Where was this camp?

Detainee (through translator): On the boarder of Pakistan and Afghanistan.

Presiding Officer: Was the camp in Pakistan or Afghanistan?

Detainee (through translator): In Pakistan.

Presiding Officer: Was that separate from the refugee camp?

Detainee (through translator): The camp was in Pakistan and it consisted of tents and mud huts. I went there to help those people. That's where I had the opportunity to be familiar with the Kalashnikov. It was a special place to shoot, not too far from the refugee camp. The trainers were all Afghanis.

Presiding Officer: It was approximately two weeks?

Detainee (through translator): It was two weeks training and helping other people.

Presiding Officer: Did you stay in the camp or did you go back to the refugee camp each night to sleep?

Detainee (through translator): There was a special place for me to sleep at night.

Board Member: How long total were you at the refugee camp and the special place where you shot?

Detainee (through translator): I trained on the Kalashnikov for several days and helped people after that. The total time was two weeks.

Designated Military Officer: (3.c) Connections/Associations. (3.c.1) The detainee was part of the Chaabani network. The detainee's specialization was forging documents. The Chaabani network was an extremist network that was activated and financed by Usama bin Laden.

ISN 705  
Enclosure (4)  
Page 7 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002547  
2547

**UNCLASSIFIED // ~~FOUO~~**

Detainee (through translator): This is the first time I have heard of the name Chaabani. I do not know anything about it. I have never associated with any organized group; I do not believe in any organized group. I have always liked to live free. I do not want anybody to guide me as a mule in my personal and political interests. Thank God I had a job; I was happy with my simple life, and I did not need any favor from anybody.

Board Member: Did you forge any documents?

Detainee (through translator): No. I just bought a passport from somebody and used it to travel to Yemen.

Board Member: From which country was that passport?

Detainee (through translator): Iraqi passport.

Board Member: Was that a forged Iraqi passport?

Detainee (through translator): It was a brand new Iraqi passport on which my name was added.

Board Member: The person you bought it from did this?

Detainee (through translator): Yes.

Presiding Officer: So, you did not get it at a passport office?

Detainee (through translator): No.

Designated Military Officer: (3.c.2) The detainee's name was found on a computer that was associated with an al Qaida operative among a list of names of captured Mujahedin.

Detainee (through translator): I was not a Mujahedin or a fighter or associated with any organizations. I am a peaceful man; I do not want any problems. I do not want to take any chance because I am afraid of my mighty God. The mighty God said that killing somebody without guilt is like killing everybody; bringing somebody to life is like bringing everybody to life. I always prefer doing good things for people to bring them to life.

Presiding Officer: So you have no idea how your name may have gotten on that computer?

Detainee (through translator): I am here. I do not know what happened.

Designated Military Officer: (3.c.3) The detainee stayed in a Usama bin Laden guesthouse in Saudi Arabia in 1987.

ISN 705  
Enclosure (4)  
Page 8 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002548  
2548

**UNCLASSIFIED // ~~FOUO~~**

Detainee (through translator): When I was living in Saudi in 1994, I stayed at Mecca Sanctuary. I did not go to any house or guesthouse.

Presiding Officer: You left Algeria in 1987 to go to Saudi Arabia, so you were in Saudi Arabia and Mauritania in 1987, then Munaa which is near Mecca?

Detainee (through translator): I left Algeria in 1986.

Presiding Officer: Were you in Saudi Arabia in 1987?

Detainee (through translator): Yes.

Presiding Officer: Where did you stay while you were there?

Detainee (through translator): In the Mecca Sanctuary.

Designated Military Officer: (3.c.4) The detainee was arrested in his residence in Peshawar, Pakistan, by Pakistani police. At the time of the arrest, the detainee had a member of the Lashkar-e-Tayba terrorist organization living with him.

Detainee (through translator): The Pakistani Police wrongfully kidnapped me. If I had any involvement with a terrorist organization I would have left a long time ago. I had nothing to do with al Qaida or the Taliban. The person who was with me at the time I was kidnapped was a normal person. He came to me for advice when he heard that I was an Algerian married to a Pakistani woman. He wanted me to help him marry a Pakistani woman. I advised him to go back to Algeria and marry a native girl from there. I told him that it would be best for him not to marry a foreigner because of the language barrier and also that he would have to keep buying airfare tickets. I had not met that individual before.

Board Member: Are you talking about Abdul Aziz?

Detainee (through translator): Yes.

Presiding Officer: Was he also Algerian?

Detainee (through translator): Yes.

Board Member: Do you know why your friend was in Pakistan?

Detainee (through translator): No.

Designated Military Officer: (4) The following primary factors favor release or transfer. (4.a) The detainee has a very good opinion of America and, if offered, said he would gladly live there.

ISN 705  
Enclosure (4)  
Page 9 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002549

2549

**UNCLASSIFIED // ~~FOUO~~**

Detainee (through translator): You say that I have a good opinion of America, and if offered I would gladly live there. Frankly I do not like to live in any other country. I want to go to my country because my country is the best. I am tired of living away from my country. I am not thinking about traveling to any country in the future just for Hajj or Omra, and only for a reward from God.

Board Member: Which country are you referring to?

Detainee (through translator): Algeria.

Presiding Officer: Are your wife and child living in Algeria?

Detainee (through translator): No. My wife and kids are in Pakistan. When I leave, I will take them with me to Algeria.

Designated Military Officer: (4.b) The detainee has no idea why people would dislike the United States. Everyone the detainee knows either liked the United States or wanted to go there.

Detainee (through translator): I do not want to interfere and ask other people whether they like to live in the United States or not because I do not have an interest to know. A good thing about Islam is to leave people alone with their own interest.

Presiding Officer: Did you make this comment at all?

Detainee (through translator): I never said that.

Designated Military Officer: (4.c) The detainee claimed that al Wafa did not have any ties to the Taliban or al Qaida.

Detainee (through translator): This is what I saw and knew during the time that I worked at the al Wafa organization.

Presiding Officer: You say that al Wafa did not have any ties to al Qaida or the Taliban while you worked there; you obviously were familiar with al Qaida or Taliban members to know that they did or did not work there?

Detainee (through translator): I worked for three months there; I was busy with the mosques and drilling wells. I did not know anything about the administration; I did not know what the manager was doing.

Designated Military Officer: (4.d) The detainee claimed to be completely unaware of any extremist activities linked to Wafa, although he conceded that his work responsibilities in Kandahar, Afghanistan, did not give him a complete picture of the activities therein.

ISN 705  
Enclosure (4)  
Page 10 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002550  
2550

**UNCLASSIFIED // ~~FOUO~~**

Detainee (through translator): That is what I noticed during the time I worked for them. I do not know their hearts' secrets. Only God knows. I do not want to search or look in people's hearts.

Designated Military Officer: (4.e) The detainee denied having any knowledge of the attacks in the United States prior to their execution on 11 September 2001.

Detainee (through translator): I heard about the disaster that happened in the United States on television. I do not agree with that action because our true religion does not allow such thing. This action was wrong and against a lot of innocent people inside the United States and against Muslims outside the United States. A lot of innocent people were arrested because of this disaster.

Designated Military Officer: (4.f) The detainee denied knowledge of any rumors or plans of future attacks on the United States or United States interests.

Detainee (through translator): I do not know anybody or organization which may have future plans against the United States.

Designated Military Officer: (4.g) The detainee denied any knowledge or planning of internal uprisings at the Guantanamo Bay, Cuba detention facility.

Detainee (through translator): I do not expect any of the detainees to think of internal uprising at the Guantanamo detention facility. What happened because of the Koran and other things could have been avoided had you consulted with senior detainees about some matters. With my regret, the miscommunication and mistreatment created problems and uprising. I am sorry for the ones who killed themselves recently. If they were around me, the wise one, the senior, I would have stopped it from happening because it is against my religion. I ask God to fix things and take care of mankind.

***The Designated Military Officer confirmed that he had no further unclassified information and requested a closed session to present classified information relevant to the disposition of the Detainee.***

***The Presiding Officer acknowledged the request.***

***The Detainee made the following statement:***

Detainee (through translator): My case is very clear. They kidnapped me from my house. I am not against the United States or its allies. I am not against anybody. I am a peaceful man; I left my country because of the wrong things that happened there. If I liked problems I would have stayed there, but I prefer to live with my wife and kids in a village away. I would like to go back to my country with my wife and kids and live a peaceful life. Please help me to go back to my wife and kids and to my country.

ISN 705  
Enclosure (4)  
Page 11 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002551

2551

**UNCLASSIFIED // ~~FOUO~~**

Presiding Officer: Does that conclude your statement?

Detainee (through translator): Yes.

Presiding Officer: Is there any reason why you do not look at the Board members while talking to them?

Detainee (through translator): I cannot see you because I am wearing reading glasses.

*[The detainee took his glasses off and made eye contact with the board members.]*

*The Assisting Military Officer had no further questions for the Detainee.*

Presiding Officer: We will take a brief recess while the detainee uses the facilities.

*Presiding Officer: The Administrative Review Board for Mustafa Ahmed Hamlily is now reconvened in the open session.*

*The Designated Military Officer had no further questions for the Detainee.*

*Administrative Review Board Member's questions:*

Presiding Officer: If released to your country, what are your plans?

Detainee (through translator): I would like to build a house for my family and work in the field. I would like to live with my family in peace away from problems.

Presiding Officer: I realize that you denied a lot of the allegations against you in regards to al Qaida and the Taliban; should you return to Algeria, what kind of assurances can the Board have that you are not going to return to this kind of activity again?

Detainee (through translator): If I wanted to be one of them, I would have worked for them before I got to this detention. I did not participate before and I will never do that in the future. I pray and fast; I read the Koran. I am a Muslim. I am a peaceful man. I like to do good things to people, which is what our prophets teach us. What's happening now with these groups is not a representation of Islam because Islam is very clear. Islam religion is a humane religion. Islam teaches people to work together.

Presiding Officer: Thank you.

*The Presiding Officer read the post-Administrative Review Board instructions to the Detainee and adjourned the open session of the Administrative Review Board.*

*The Presiding Officer opened the classified portion of the session.*

ISN 705  
Enclosure (4)  
Page 12 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002552

2552

**UNCLASSIFIED // ~~FOUO~~**

*The Presiding Officer adjourned the classified portion of the session and the Administrative Review Board was closed for deliberation and voting.*

**AUTHENTICATION**

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



ISN 705  
Enclosure (4)  
Page 13 of 13

**UNCLASSIFIED // ~~FOUO~~**

00002553

2553

Summary of Administrative Review Board Proceedings for ISN 758

*The Administrative Review Board was called to order.*

*The Detainee entered the proceedings.*

*The Presiding Officer announced the convening authority and purpose of the Administrative Review Board proceedings.*

*The Designated Military Officer (DMO) was sworn.*

*The Board Reporter, Translator, Assisting Military Officer (AMO) and Board Members were sworn.*

*The Presiding Officer asked the Detainee if he wishes to make a statement under oath. (Muslim oath offered).*

Detainee (through translator): Yes.

*The Detainee took the Muslim oath.*

*The Presiding Officer read the hearing instructions to the Detainee and confirmed that he understood.*

*The Assisting Military Officer presented the Notification of the Decision of the Administrative Review Board, Exhibit EC-A, to the Administrative Review Board.*

*The Assisting Military Officer presented the Enemy Combatant Election Form, Exhibit EC-B, to the Administrative Review Board.*

*The Assisting Military Officer read the AMO Comments from the Enemy Combatant Election Form, Exhibit EC-B.*

Assisting Military Officer: The Detainee's ARB initial interview was conducted on 25 October 2006. After reviewing the ARB's purpose and procedures, the Arabic translated Unclassified Summary of Evidence was read to the Detainee. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the Detainee stated his wish to attend and respond to each statement of information in the Unclassified Summary after it is presented. The Detainee would also submit a letter to the board provided by another Detainee on his behalf. The English and Arabic translated versions of the Unclassified Summary of Evidence were provided to the Detainee, who accepted the Arabic version only. The Detainee's follow up interview was conducted on 26 October 2006. The Detainee presented the AMO with a letter from another Detainee. The Detainee was attentive and polite throughout both his interviews.

ISN 758  
Enclosure (5)  
Page 1 of 8



*The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1; the FBI Redaction Memorandum, DMO-2; the CITF Redaction Memorandum, DMO-3; and the Terrorist Organization Reference Guide, DMO-4 to the Administrative Review Board.*

*The Designated Military Officer stated that a copy of these exhibits had been previously distributed to the Assisting Military Officer and Detainee.*

*The Presiding Officer noted from the Enemy Combatant Election Form that the Detainee wanted to respond to each item of information from the Unclassified Summary as it was presented.*

*The Designated Military Officer gave a brief description of the contents of the Unclassified Summary of Evidence, Exhibit DMO-1, to the Administrative Review Board.*

Designated Military Officer (3.a.1): The Detainee stated he served as a fighter for the Taliban, and possibly Al Qaida, from 1994 to 2001 in eastern Afghanistan.

Detainee (*through translator*): That is not true. I only spent one month with Taliban.

Board Member: Do you remember what year you spent your one month with Taliban?

Detainee (*through translator*): Yes, it was the eleventh month of 2000.

Presiding Officer: Were you a fighter for the Taliban during that month?

Detainee (*through translator*): I was not a fighter I was in the reserves.

Designated Military Officer (3.a.2): The Detainee stated the only interaction he had with the al Wafa organization was when he went to its office in Kabul, Afghanistan to try to receive money. After three to four unsuccessful attempts to gain money, the Detainee stated he did not go back to al Wafa. In addition, the Detainee stated that, in 2001, while in Kabul, Afghanistan, he saw an al Wafa member whom he recognized from the al Wafa office give money to an Al Qaida member.

Detainee (*through translator*): True. There were multiple members, not one.

Board Member: Do you mean multiple members of al Wafa or Al Qaida?

Detainee (*through translator*): Al Qaida!

Board Member: You saw al Wafa persons give money to multiple Al Qaida members?

Detainee (*through translator*): Yes!

ISN 758  
Enclosure (5)  
Page 2 of 8

Designated Military Officer (3.a.3): The Detainee is an admitted Taliban fighter and claims to have been a close associate of Usama bin Laden and Mullah Omar.

Detainee (*through translator*): Not true.

Designated Military Officer (3.a.4): The Detainee claimed his role was to be a fighter and occupy the front lines for the Taliban against the resistance of the Northern Alliance.

Detainee (*through translator*): Not true.

Board Member: What was your role for the Taliban against the Northern Alliance?

Detainee (*through translator*): I did not participate with Taliban. I was with Taliban for only one month.

Designated Military Officer (3.b.1): The Detainee stated that, as an infantryman, he was trained on the mortar and the rocket propelled grenade and served in the 842nd Brigade of the Iraqi military.

Detainee (*through translator*): True.

Designated Military Officer (3.b.2): The Detainee stated that, in November 2000, he joined the Taliban in Mazar-e Shariff, Afghanistan. The Detainee was issued a Kalashnikov rifle and joined more than 50 other soldiers on the front line.

Detainee (*through translator*): True. I was not on the front line. I was a reserve.

Board Member: Were you issued a Kalashnikov rifle?

Detainee (*through translator*): Yes.

Board Member: When did you learn how to use the Kalashnikov rifle?

Detainee (*through translator*): In the Iraqi Army.

Designated Military Officer (3.b.3): The Detainee stated he visited the Derunta Training Camp twice. The Detainee stated that one section of the camp was used primarily for basic training and taught the use of explosives and hand to hand combat, such as karate and judo.

Detainee (*through translator*): True. I visited the training camp but not to train. I was there as a guest.

Designated Military Officer (3.c.1): The Detainee stated he pledged a bayat to Mullah Omar to help him and the Taliban to take over all of Afghanistan.

Detainee (*through translator*): The oath was just figurative, not a real one. I was only there for one month.

Board Member: Did you meet with Mullah Omar?

Detainee (*through translator*): Yes.

Presiding Officer: You met with Mullah Omar during your one month. Were you near the front lines?

Detainee (*through translator*): No.

Board Member: When did you meet with Mullah Omar?

Detainee (*through translator*): It was May 1996.

Designated Military Officer (3.c.2): The Detainee stated that, on 11 September 2001, he was in Kabul, Afghanistan, visiting Abu Bassam, a famous Arab poet, who is known to be an associate of Usama bin Laden.

Detainee (*through translator*): Yes.

Designated Military Officer (3.d.1): The Detainee had originally explained his decision to go to Afghanistan was made out of religious fervor and to fulfill his religious obligation to fight a jihad. Later, however, the Detainee admitted he is not a religious man. The Detainee also cited his desire to become financially successful as a reason for traveling to Afghanistan, claiming he was told there would be good jobs there for an Arab.

Detainee (*through translator*): No, this was Pakistan before it turned to Taliban.

Board Member: Did you go to Turkmenistan to fight jihad or look for a job?

Detainee (*through translator*): To be a refugee.

Presiding Officer: How did you end up in Afghanistan?

Detainee (*through translator*): Turkmenistan kicked us out of the country.

Board Member: When were you kicked out of country?

Detainee (*through translator*): It was May 1994.

Designated Military Officer (3.d.2): The Detainee stated he served in the Iraqi Army during the Gulf War and he was taken prisoner by American forces at al Salman, Iraq.

Detainee (*through translator*): Yes.

ISN 758  
Enclosure (5)  
Page 4 of 8

Designated Military Officer (4.a): The Detainee stated, if released, he would like to return to Diwani, Iraq, now that Saddam Hussein has been removed from power. The Detainee also stated, if released, he would attempt to find employment as a traffic cop.

Detainee (*through translator*): Yes.

Designated Military Officer (4.b): The Detainee stated although he is anxious for his case to be resolved, he holds no animosity towards the United States. The Detainee added he has been treated very well since being detained. The Detainee lastly stated he would never harm the United States because they are good people, and consequently, if ever given an opportunity to help them, he would be very happy to do so.

Detainee (*through translator*): Yes.

Designated Military Officer (4.c): The Detainee stated he did not agree with how the Taliban governed Afghanistan, but since the Taliban represented the only form of government he had no other choice but to work with them. The Detainee further insisted that he never would have joined the Taliban if not for the fact he was poor and needed money.

Detainee (*through translator*): Yes.

Designated Military Officer (4.d): The Detainee believes the Americans did not receive a letter which he had in his possession at the time of his arrest. The letter, signed by a Taliban official, acknowledged the Detainee was not sympathetic to the Taliban cause and therefore was to leave Afghanistan.

Detainee (*through translator*): The letter was with me and they have it. The letter is in my file.

Presiding Officer: How do you know the letter is in your file?

Detainee (*through translator*): I have seen it.

Designated Military Officer (4.e): The Detainee claimed to have expressed his desire to turn himself over to the American officials. The Detainee wanted to provide the Americans with what he knew about Usama bin Laden and the Taliban.

Detainee (*through translator*): Yes.

Designated Military Officer (4.f): The Detainee stated that in June 2001 he was arrested for criticizing the Taliban.

Detainee (*through translator*): Yes.

Board Member: Where were you when you were arrested, city and country?

Detainee (*through translator*): Chaghcharan, Afghanistan.

Designated Military Officer (4.g): The Detainee stated there were no good attributes of the Taliban because they did not care about who they killed during the fighting.

Detainee (*through translator*): Yes.

Presiding Officer: When you were arrested for criticizing Taliban, how long were you held?

Detainee (*through translator*): I was detained for three months. They gave me an eviction letter from the Red Cross. It was a letter evicting me out of Afghanistan.

Board Member: Did you get the letter before or after you were arrested in Chaghcharan?

Detainee (*through translator*): After, I was arrested, they transferred me to Kabul. The last day in prison, they gave me the letter.

Designated Military Officer (4.h): The Detainee claimed to have expressed his disdain for the Taliban and Al Qaida and was subsequently turned into Pakistani police at the end of March 2002.

Detainee (*through translator*): Yes.

Presiding Officer: Does the Board members have any other questions?

Board Member: No.

***The Designated Military Officer confirmed that he had no further unclassified information and requested a closed session to present classified information relevant to the disposition of the Detainee.***

***The Presiding Officer acknowledged the request.***

***The Presiding Officer opened the Administrative Review Board to the Detainee to present information with the assistance of the Assisting Military Officer.***

***Assisting Military Officer on behalf of the Detainee submitted an Enemy Combatant Election Form, Exhibit EC-C.***

***The Presiding Officer had the Assisting Military Officer read the translated comments from the Enemy Combatant Election Form, Exhibit EC-C.***

UNCLASSIFIED//~~FOUO~~

Assistant Military Officer: To the Office for Administrative Review of the Detention of Enemy Combatant. Greeting and After. I am the Detainee Abu Fatima Al Iraqi, 433. My family and I were living in Mazar-e-Shariff, Afghanistan and the man named Shaker Al Joabouri came to my house and told me that he was an Iraqi immigrant and that he needed help so I helped him to the best of my capability because I was an immigrant also and needed help just like him. He repeatedly came to me and asked me for help but then I discovered that he was a drug addict and he dealt in hashish consistently and he is irresponsible for his actions. He imagined realistic and unrealistic things that he believed happened to him and all of this, he experienced because he was under the influence of hashish.

As he was living on aid he received from the Taliban and others, getting drugs was his only concern. He's one of Saddam Hussein's victims as well as a victim of drugs. Finally I say to your supremacy- We have fled from Saddam Hussein's oppression and we have no connection with terrorism and our circumstances forced us to live in Afghanistan. Peace upon you. Detainee 433, Abu Fatima Al Iraqi, 10/25/2006

**The Assisting Military Officer stated that he had no additional comments.**

**Detainee made no Oral Statement.**

**The Assisting Military Officer had no further questions for the Detainee.**

**The Designated Military Officer had no further questions for the Detainee.**

Board Members: No further questions.

*The Presiding Officer read the post-Administrative Review Board instructions to the Detainee and adjourned the open session of the Administrative Review Board.*

*The Presiding Officer opened the classified portion of the session.*

*The Presiding Officer adjourned the classified portion of the session and the Administrative Review Board was closed for deliberation and voting.*

AUTHENTICATION

ISN 758  
Enclosure (5)  
Page 7 of 8

UNCLASSIFIED//~~FOUO~~

00002560

2560

UNCLASSIFIED//~~FOUO~~

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



ISN 758  
Enclosure (5)  
Page 8 of 8

UNCLASSIFIED//~~FOUO~~

00002561

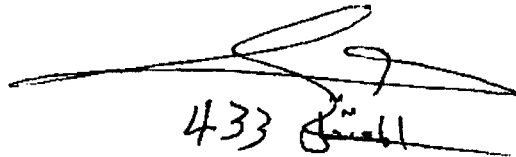
2561

الى مكتبه الاداره لمراجعة جزاء المقاتلين قبيح طيبه وسبر

اي المعتقل ابونا طه العراقي 433 كنت اعيش في مزار شريف افغانستان انا وعائلتي  
وجارني المدعو شاكرا الجبوري 758 الي بيتي وقال لي انه مهاجر عراقي وانته  
محتاج للمساعدة فقامت بمساعدة قد استطاعتني لاني انا ايضا كنت مهاجر  
ومحتاج مثله ولكنه كرر قد وجه علي وطلب مني المساعدة بعدها اكتشفت انه  
هو من مخدرات وكان يتقاضي المشيشه باستمرار وهو غير مسؤول عن تصرفاته  
كما انه يتهني له اشياء معقوله وغير معقوله يتصور انها مرت به وهذا كله بتأثير  
المشيشه.

كما انه كان يعيش على المساعدات من الطالبان ومن غيرهم وكان همه الوحيد  
هو الحصول على المخدرات هو ضحيه من ضحايا صدام حسين وضحيه من ضحايا المخدرات.  
واخيرا أقول لسيادكم

خف هربنا من ظلم صدام حسين وليس لنا عرقه  
بالارهاب وأجبرتنا الظروف ان نعيش في افغانستان  
هذا والسلام.



المعتقل 433  
ابوفاطمة العراقي

2006/10/20



To the office for the Administrative Review of the Detention of Enemy Combatant.  
Greetings and After.

I am the detainee Abu Fatima Al Iraqi 433. My family and I were living in Mazar-e Shariff Afghanistan and the man named Shaker Al Joabouri came to my house and told me that he was an Iraqi immigrant and that he needed help so I helped him to the best of my capability because I was an immigrant also and needed help just like him. He repeatedly came to me and asked me for help but then I discovered that he was a drug addict and he deal in hashish consistently and he is irresponsible for his actions, he imagined realistic and unrealistic things that he believed happened to him and all of this he experienced because he was under the influence of hashish.

As he was living on aid he received from the Taliban and others, getting drugs was his only concern. He's one of Saddam Hussein's victims as well as a victim of drugs.

Finally I say to your supremacy- We have fled from Saddam Hussein's oppression and we have no connection with terrorism and our circumstances forced us to live in Afghanistan.

Peace upon you.

Detainee 433  
Abu Fatima Al Iraqi  
10/25/2006

2561 B

page 2 of 2  
EC-C

Transcript of ISN 762—withheld from release under  
Exemption (b)(6)

2562-2573

Summary of Administrative Review Board Proceedings for ISN 798

*The Administrative Review Board was called to order.*

*The Detainee entered the proceedings.*

*The Presiding Officer announced the convening authority and purpose of the Administrative Review Board proceedings.*

*The Designated Military Officer (DMO) was sworn.*

*The Board Reporter, Translator, Assisting Military Officer (AMO) and Board Members were sworn.*

*The Presiding Officer asked the Detainee if he wishes to make a statement under oath. (Muslim oath offered).*

*The Detainee accepted taking the (Muslim) oath.*

*The Presiding Officer read the hearing instructions to the Detainee and confirmed that he understood.*

*The Assisting Military Officer presented the Notification of the Decision of the Administrative Review Board, Exhibit EC-A, to the Administrative Review Board.*

*The Assisting Military Officer presented the Enemy Combatant Election Form, Exhibit EC-B, to the Administrative Review Board.*

*The Assisting Military Officer read the AMO Comments from the Enemy Combatant Election Form, Exhibit EC-B.*

Assisting Military Officer: The detainee's ARB interview was conducted on 02 October 2006. After reviewing the ARB's purpose and procedures, the Pashtu translated Unclassified Summary of Evidence was read to the detainee. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the detainee stated that he wished to attend but wanted to have his personal documents that he believes the Red Cross has them. He stated that he signed a waiver to turn over the documents to OARDEC for his ARB. Copies of both the English and Pashtu translated Unclassified Summary were provided to the detainee, who accepted the Pashtu version. Additional Comments. The detainee's follow-up interview was conducted on 05 October 2006. The detainee received his documents which were in his personal box. The detainee reconfirmed that he would attend his ARB and wanted the AMO to respond to each statement of information in the Unclassified Summary after it is presented on his behalf. When asked why he wanted the AMO to speak vice himself, the detainee stated that he had attended his other ARB and spoke for himself, this time he

ISN 798  
Enclosure (5)  
Page 1 of 25

wanted the AMO to speak for him. The detainee also stated that he is not an enemy combatant and does not accept that name. The detainee stated that he has been set up by his political rivals. The detainee was cooperative and attentive throughout both interviews.

Detainee (through translator): The document was not in the box. The Red Cross gave it to me.

Presiding Officer: Do you have what you need?

Detainee (through translator): Yes, I have the papers from the Red Cross and I will give them to you.

Presiding Officer: Thank you.

Assisting Military Officer: The detainee's follow-up pre-ARB interview was conducted on 06 October 2006. During the interview, the AMO and the detainee reviewed statements that the AMO will read on the detainee's behalf. The detainee was cooperative and attentive throughout all his interviews.

***The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, the FBI Redaction Memorandum, DMO-2, the CITF Redaction Memorandum, DMO-3, to the Administrative Review Board.***

***The Designated Military Officer stated that a copy of these exhibits had been previously distributed to the Assisting Military Officer and Detainee.***

***The Presiding Officer noted from the Enemy Combatant Election Form that the detainee wanted to respond to each item of information from the Unclassified Summary as it was presented.***

Presiding Officer: I understand that you want the Assisting Military Officer to respond for you.

Detainee (through translator): I gave him the answers. He knows his responsibility.

***The Designated Military Officer gave a brief description of the contents of the Unclassified Summary of Evidence, Exhibit DMO-1, to the Administrative Review Board.***

Designated Military Officer: (3) The following factors favor continued detention. (3.a) Commitment. (3.a.1) A source stated the detainee was responsible for members of the Hezb-e-Islami Gulbuddin having access to a cache of light and heavy weapons in Afghanistan. The Hezb-e-Islami Gulbuddin members were planning to attach time-

detonated magnetic mines to vehicles of local government officials, United Nations officials and United States coalition forces.

Assisting Military Officer (for the detainee): In response to the statement that a source stated the detainee was responsible for members of the Hezb-e-Islami Gulbuddin having access to a cache of light and heavy weapons in Afghanistan. The Hezb-e-Islami Gulbuddin members were planning to attach time-detonated magnetic mines to vehicles of local government officials, United Nations officials and United States coalition forces, *the detainee stated that the source lied and he had no connection to Hezb-e-Islami Gulbuddin.* (3.a.1)

Designated Military Officer: (3.a.2) The detainee stated he is a member of the Jamiat al-Dawa al Quran.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated he is a member of the Jamiat al-Dawa al Quran, *the detainee agreed.* (3.a.2)

Board Member: On the previous statement you said that you had no connection to Hezb-e-Islami Gulbuddin. Were you responsible for weapon caches for anyone else?

Detainee (through translator): I did not give anybody any weapons and I had no connection with weapons. My job was very clear. I have documents on who I was and the job I was doing.

Board Member: Thank you.

Presiding Officer: You said that you had no weapons at all?

Detainee (through translator): As I mentioned earlier, I had two Kalashnikov rifles and one pistol.

Presiding Officer: Makarov?

Detainee (through translator): It was a pistol, but I do not know its name.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.3) The detainee stated he knew and traveled with the leader of Jamiat Ul-Dawa who openly supported Muslims in the international jihad against non-believers, such as Americans. The detainee stated the Sheik believed in promoting Islamic values worldwide through armed struggle. The detainee stated the Sheik worked with many leaders including the Hezbi Islami Gulbuddin. The detainee stated he would meet with the Sheik on a weekly basis to discuss activities within the Jamiat Ul-Dawa.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated he knew and traveled with the leader of Jamiat Ul-Dawa who openly supported Muslims in the international jihad against non-believers, such as Americans. The detainee stated the Sheik believed in promoting Islamic values worldwide through armed struggle. The detainee stated the Sheik worked with many leaders including the Hezbi Islami Gulbuddin. *The detainee stated he would meet with the Sheik on a weekly basis to discuss activities within the Jamiat Ul-Dawa. The detainee stated that he only agrees that he knew the leader. The rest is lies. He believed that this leader is on the side of peace and attended a national unity meeting in Pakistan in support of the National Alliance. He also stated that the leader is very peaceful and worked to bring peace to Afghanistan and hated wars. The detainee stated that this same leader does not agree with the war and was all the time working with the Northern Alliance, the United Nations and coalition forces in the struggle against Taliban and al-Qaida. (3.a.3)*

Detainee (through translator): I agreed with the Northern Alliance and the coalition forces.

Board Member: Did you work with them or did you agree with them?

Detainee (through translator): I supported them.

Board Member: Thank you.

Designated Military Officer: (3.a.4) The detainee stated he and the leader of the Jamiat Ul-Dawa opened a joint bank account at al Falah bank in Peshawar, Pakistan. The Saudi Arabian al-Haramain Islamic Foundation and the Pakistani Inter-Services Intelligence Directorate deposited monetary funds into the joint account to financially support the Jamiat Ul-Dawa.

Detainee (through translator): I have an objection to the previous allegation. I personally worked and cooperated with the National Unity Organization. The Assisting Military Officer did not mention it.

Presiding Officer: Assisting Military Officer, was there a portion left on your document for his response to that point?

Assisting Military Officer: Yes. The detainee changed his previous response to the leader was on the side of peace and that he worked with the National Unity in Pakistan.

Detainee (through translator): I went to a meeting in Pakistan while working for the National Unity Organization.

Board Member: Did you meet with the sheik of Jamiat al-Dawa on a regular basis?

ISN 798  
Enclosure (5)  
Page 4 of 25

Detainee (through translator): Yes.

Board Member: Thank you.

Presiding Officer: Are you satisfied with the previous question that we went back to?

Detainee (through translator): You have my information and my documents with you. You have information on whom I worked with and what I did from my previous Administrative Review Board. I will prove each word I say. Those people who are currently high ranking officials in the country will tell you.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated he and the leader of the Jamiat Ul-Dawa opened a joint bank account at al Falah bank in Peshawar, Pakistan. The Saudi Arabian al-Haramain Islamic Foundation and the Pakistani Inter-Services Intelligence Directorate deposited monetary funds into the joint account to financially support the Jamiat Ul-Dawa. *The detainee agreed with the first sentence but disagreed with the rest. The detainee stated the Al Haramain Islamic Foundation did build 6 mosques for Afghanis, but they used their own money and did not use his account. (3.a.4)*

Detainee (through translator): I mentioned yesterday that they built six mosques with their own finances. That had nothing to do with our account. I gave out this information when I was interrogated. It is all in my dossier.

Presiding Officer: Just so that I am clear on this. Did al-Haramain ever deposit money into your bank account?

Detainee (through translator): No, except the six mosques they financed.

Presiding Officer: To finance them, did they put that money into your account?

Detainee (through translator): No.

Presiding Officer: Did the Pakistani Inter-Services Intelligence Directorate ever deposit any money into your account?

Detainee (through translator): No. The bank is still there. You can get information from the bank.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.5) The detainee's uncle founded Jamiat al-Dawa al Quran in the early 1980's. The detainee believes the warlord Gulbuddin Hekmatyar and people who follow Usama bin Laden had his uncle killed. The detainee stated that Samiullah took over and he worked for Samiullah for 10 years.

ISN 798  
Enclosure (5)  
Page 5 of 25

Assisting Military Officer (for the detainee): In response to the statement the detainee's uncle founded Jamiat al-Dawa al Quran in the early 1980's. The detainee believes the warlord Gulbuddin Hekmatyar and people who follow Usama bin Laden had his uncle killed. The detainee stated that Samiullah took over and he worked for Samiullah for 10 years. *The detainee agreed that his uncle founded Jamiat al-Dawa al Quran. The detainee further stated that in 1990, in Konar Province an Arab killed his uncle, but they found out later the Arab man worked for Usama bin Laden, so they concluded that Usama bin Laden had his uncle killed, but he does not know for sure. The detainee also agreed that he worked for Samiullah for about 10 or 12 years but was not sure for how long.* (3.a.5)

Detainee (through translator): I believe that Hekmatyar took part of the murder because my uncle got killed during the time that Gulbuddin was fighting in Konar. He has some connection in that murder. I have said that yesterday and today.

Board Member: Did your uncle have any particular disagreement with Usama bin Laden or Gulbuddin?

Detainee (through translator): Yes, they were rivals. During the battle, Hekmatyar took over Konar and my uncle got killed that same day.

Board Member: What was your uncle's position that would make him an opposition to Hekmatyar or Usama bin Laden?

Detainee (through translator): After Konar was freed from the Russians, my uncle was elected as its leader. Hekmatyar did not like it because he wanted to take over Konar. The people of Konar wanted my uncle as their leader. Hekmatyar attacked from all sides and occupied Konar. When he took over Konar, my uncle was in Bajawor, Pakistan, in his house. That same day an Arab killed my uncle and then killed himself. We received information that Arab worked in Usama bin Laden's office. The whole Afghanistan knew about that matter.

Board member: Thank you.

Designated Military Officer: (3.a.6) The detainee stated nobody influences Jamiat al-Dawa al Quran, they are not affiliated with the Taliban, Inter Services Intelligence Directorate or al Qaida. The detainee stated he and his cousins follow an organization called Shura Ta Fom.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated nobody influences Jamiat al-Dawa al Quran, they are not affiliated with the Taliban, Inter Services Intelligence Directorate or al Qaida. The detainee stated he and his cousins follow an organization called Shura Ta Fom *the detainee agreed with the first sentence. The detainee disagreed with the last sentence in that his cousin follows Shura Ta Fom but he does not.* (3.a.6)

ISN 798  
Enclosure (5)  
Page 6 of 25



Presiding Officer: What does that organization do?

Detainee (through translation): A group of people asking for peace and democracy in Afghanistan. The members are cooperating with the current government. I have already given the rest of the information to the interrogators.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.7) A source stated the detainee shared power equally in Jamiat al-Dawa al Quran and made operational decisions. The individual also stated that the detainee was involved in various illegal activities including weapon smuggling, prostitution and bribery.

Assisting Military Officer (for the detainee): In response to the statement a source stated the detainee shared power equally in Jamiat al-Dawa al Quran and made operational decisions. The individual also stated that the detainee was involved in various illegal activities including weapon smuggling, prostitution and bribery, *the detainee agreed with the first statement and states that he was a leader and member of the organization. The detainee stated that the rest of the statement is a very big lie and that a man in a position of authority and leadership would not do these things.* (3.a.7)

Presiding Officer: Even the weapons smuggling?

Detainee (through translator): No, I have never ever done it.

Presiding Officer: Never?

Detainee (through translator): No one can prove it.

Presiding Officer: That's not the same thing as never ever done it.

Detainee (through translator): No, never done it.

Board Member: Are you saying this factor is a mistake?

Detainee (through translator): It is against our tradition and culture to receive bribes and take part in prostitution. These activities are not acceptable in our society.

Presiding Officer: That is why I asked about the guns.

Detainee (through translator): I am not a smuggler. No one can prove that.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.8) When the detainee was captured he had approximately 600 United States dollars, 2,500 Rials from Dubai, 1,000 Pakistani

ISN 798  
Enclosure (5)  
Page 7 of 25

Rupees, and 100 Rials from Saudi Arabia. The detainee stated he obtained this money by buying precious stones and selling them in Pakistan.

Assisting Military Officer (for the detainee): In response to the statement that when the detainee was captured he had approximately 600 United States dollars, 2,500 Rials from Dubai, 1,000 Pakistani Rupees, and 100 Rials from Saudi Arabia. The detainee stated he obtained this money by buying precious stones and selling them in Pakistan. *The detainee agreed that he had the money but it was his own money and not obtained from buying and selling precious stones. The detainee stated that the exchange rate was so high that it made sense to have foreign currency.* (3.a.8)

Presiding Officer: Assisting Military Officer, these two sentences seem to contradict each other. The first one stated that the money came from buying precious stones.

Assisting Military Officer: That is my error. The first sentence is part of the Designated Military Officer Summary of Evidence and should not be italicized.

OL-23: The detainee asked me about what is being said.

Presiding Officer: We want to get the record correct.

Detainee (through translator): I gave you a lot of information about me these past four years.

Designated Military Officer. (3.b) Training. An individual stated the detainee was actively involved in two Jamaat Ud Dawa Il al Quran Training Camps in Afghanistan. The individual stated the detainee commanded the first camp and financed the second camp.

Assisting Military Officer (for the detainee): In response to the statement that an individual stated the detainee was actively involved in two Jamaat Ud Dawa Il al Quran Training Camps in Afghanistan. The individual stated the detainee commanded the first camp and financed the second camp. *The detainee disagreed and stated that he does not know of these camps and does not believe they exist. He further states that he never commanded or financed a camp in his life.* (3.b)

Board Member: Does the Jamaat Ud Dawa have or utilize any training camps?

Detainee (through translator): I was a member. I did not see it. If anybody can prove, I am here. I joined the Jamaat Ud Dawa after my uncle died. I did not see any camps or training. The United States and Afghan forces are there in Konar. If they find training camps in that area I would be responsible for it.

Board Member: Thank you.

Presiding Officer: Have you ever been to any sort of training?

Detainee (through translator): No

Presiding Officer: Have you ever provided funding for any sort of training camp?

Detainee (through translator): No, I have not financed any camp.

Presiding Officer: Thank you.

Designated Military Officer: (3.c) Connections/Associations. (3.c.1) A source stated the detainee provided the Commander of Afghan Border Forces in Konar Province with money and instructions to smuggle Arabs into Pakistan.

Assisting Military Officer (for the detainee): In response to the statement that a source stated the detainee provided the Commander of Afghan Border Forces in Konar Province with money and instructions to smuggle Arabs into Pakistan *the detainee stated the source is lying and he has not given any money to anyone.* (3.c.1)

Detainee (through translator): Correct.

Presiding Officer: Thank you.

Designated Military Officer: (3.c.2) A source stated the detainee attended a meeting with the Inter Services Intelligence Directorate to develop a plan to conduct double agent operations against the United States to support a foreign government's strategic interests of undermining a stable Afghan government.

Assisting Military Officer (for the detainee): In response to the statement that a source stated the detainee attended a meeting with the Inter Services Intelligence Directorate to develop a plan to conduct double agent operations against the United States to support a foreign government's strategic interests of undermining a stable Afghan government. *The detainee stated that these allegations are false and he has no connection to Inter Services Intelligence Directorate. He stated he has documents that prove he is working for the current government.* (3.c.2)

Detainee (through translator): That paper is with you. I was a representative.

Board Member: I understand that you wanted a strong Afghan government?

Detainee (through translator): I want the whole world to support this current government. I want it to be my government and I support it.

Board Member: As a leader of Jamaat Ul Dawa in Konar, were you aware of the Pakistani ISID conducting activities in your area?

Detainee (through translator): In Konar I was not the leader of Jamaat al Dawa. In Konar I was the public elected leader. I was the representative of the Konar people in the Assembly for the Eastern Council. I was a representative, a leader of my tribe. It was the government's job to find out about those activities.

Presiding Officer: So, as the leader of that tribe you knew your people very well, I would take it?

Detainee (through translator): I knew my people. I do not know that some of them have done anything. Konar is a very big province with a population of 700,000 to 800,000.

Board Member: Were you aware of any Pakistani government activities going on in your area?

Detainee (through translator): No, I had no knowledge of that.

Presiding Officer: That is pretty amazing because that makes you the first Pashtu I have ever met that does not know anything about the Pakistani government operating inside Afghanistan.

Detainee (through translator): It was not my job. My job was with my own tribe, my own people. I do not know about the activities of the Pakistani government.

Presiding Officer: Thank you.

Designated Military Officer: (3.c.3) According to another individual, the detainee maintained excellent relations with Inter Services Intelligence Directorate and was believed to have received substantial financial support from them in the past. According to the source the Inter Services Intelligence Directorate reportedly provided the detainee with a license plate which allowed him to freely travel from Afghanistan to Pakistan and return without stopping at the border checkpoints.

Assisting Military Officer (for the detainee): In response to the statement that according to another individual, the detainee maintained excellent relations with Inter Services Intelligence Directorate and was believed to have received substantial financial support from them in the past. According to the source the Inter Services Intelligence Directorate reportedly provided the detainee with a license plate which allowed him to freely travel from Afghanistan to Pakistan and return without stopping at the border checkpoints. *The detainee states that again the first statement is totally false. The detainee further states that it was a legal Pakistan tag according to Pakistan law. The regulations granted Afghan leaders tags for driving only in Pakistan but not for border crossings.* (3.c.3)

Detainee (through translator): I had my own tag number that they gave to all Afghan leaders.

Board Member: Who gave you the tag?

Detainee (through translator): According to the Pakistani law, there is an office that gave out tags and I already gave you detailed information on where and how I got it.

Board Member: So to make sure I understand this, the tag was Pakistani, the tag was given to you by someone in Pakistan and the tag was meant for Afghan leaders to be able to come and go in Pakistan.

Detainee (through translator): Yes.

Presiding Officer: Why would a leader of Konar Province need to drive inside Pakistan?

Detainee (through translator): The law granted me access to go back and forth to Pakistan.

Presiding Officer: I understand that, but why would you as a leader of a province in Afghanistan need to drive around in Pakistan?

Detainee (through translator): Everybody was driving around in Pakistan. I was driving all the time there. We had cars. My tag number was AF11. It was not a special privilege. They gave me documents for the car.

Presiding Officer: What were you doing in Pakistan when you were driving around?

Detainee (through translator): I was living there. I had a house there. I had my business there.

Presiding Officer: As the leader of Konar Province?

Detainee (through translator): At the time of Rabani, there was no security in Afghanistan and people went outside the country. When the Taliban took over, I did not go there. When the current government came, we thought there would be security. So we went back and tried to bring our families.

Board Member: Did other people in your group have the same ability to get those types of tags?

Detainee (through translator): The Eastern Council members had the same ability.

Board member: Thank you.

Designated Military Officer: (3.c.4) A source caught with a pocket litter letter mentions that the detainee and another person are part of the primary individuals in the fighting against the Konar's Wahabes to support Islamic Movement in Pakistan and Konar. The document further states that the movement will continue the mission and that they have

already executed one of the Wahabes. The letter stated the detainee is involved in bribing officials for support and that the detainee is a nephew of Jamilurathman. The letter requests three Kalashnikov rifles and a vehicle. The letter also stated that they are working for Austad Rabani in Pakistan.

Assisting Military Officer (for the detainee): In response to the statement that a source caught with a pocket litter letter mentions that the detainee and another person are part of the primary individuals in the fighting against the Konar's Wahabes to support Islamic Movement in Pakistan and Konar. The document further states that the movement will continue the mission and that they have already executed one of the Wahabes. The letter stated the detainee is involved in bribing officials for support and that the detainee is a nephew of Jamilurathman. The letter requests three Kalashnikov rifles and a vehicle. The letter also stated that they are working for Austad Rabani in Pakistan. *The detainee stated that he was a friend of Austad Rabani and it is true that Jamilurathman is his uncle, the rest are lies. (3.c.4)*

Detainee (through translator): Rabani is not my friend. I am his friend because he is older than me.

Presiding Officer: I understand the difference. Thank you.

Detainee (through translator): This was not any written letter.

Presiding Officer: We will take that under consideration.

Detainee (through translator): You should take everything under consideration.

Presiding Officer: We will.

Designated Military Officer: (3.c.5) The detainee's home telephone number was found in the personal phone book of a suspected Hezb-e-Islami Gulbuddin commander.

Assisting Military Officer (for the detainee): In response to the statement that the detainee's home telephone number was found in the personal phone book of a suspected Hezb-e-Islami Gulbuddin commander. *The detainee stated that he does not know to whom they are referring. (3.c.5)*

Detainee (through translator): Commanders are very common. Who is that commander? I do not know.

Presiding Officer: That information is not contained in the unclassified material. If it is in the classified portion, we will take that under consideration, but that is not something we can resolve in this open hearing.

Detainee (through translator): Yes.

Designated Military Officer: (3.c.6) The Jamiat al-Dawa al Quarn is an Islamic extremist group with ties to the Pakistani Inter Services Intelligence Directorate consisting of Afghan refugees from camps in the Peshawar, Pakistan area.

Assisting Military Officer (for the detainee): In response to the statement that the Jamiat al-Dawa al Quarn is an Islamic extremist group with ties to the Pakistani Inter Services Intelligence Directorate consisting of Afghan refugees from camps in the Peshawar, Pakistan area. *The detainee stated that Jamiat al Dawa al Quarn is an Islamist group that supports the Northern Alliance and the current government.* (3.c.6)

Detainee (through translator): Yes.

Presiding Officer: Thank you for the information.

Detainee (through translator): You can ask Austad Rabani to get the information.

Presiding Officer: Thank you.

Designated Military Officer: (3.c.7) According to a source, the detainee is a Wahhabi member who was part of an alliance between the Taliban, Hezb-e-Islami Gulbuddin and Wahhabi groups in Afghanistan. The source also stated the purpose of the alliance was to coordinate efforts to drive out the United States presence in Afghanistan, reverse Afghanistan Transitional Administration reforms, and to return Afghanistan to an Islamic fundamentalist state.

Assisting Military Officer (for the detainee): In response to the statement that according to a source, the detainee is a Wahhabi member who was part of an alliance between the Taliban, Hezb-e-Islami Gulbuddin and Wahhabi groups in Afghanistan. The source also stated the purpose of the alliance was to coordinate efforts to drive out the United States presence in Afghanistan, reverse Afghanistan Transitional Administration reforms, and to return Afghanistan to an Islamic fundamentalist state. *The detainee disagreed. He stated that first he is accused of killing Wahhabi but now he is supposedly a member. The detainee states that the source lied and he is not a member of Wahhabi or Taliban or Hezb-e-Islami Gulbuddin. The detainee further states that he is a member of the Eastern Council which supports the Northern Alliance and is a member of the National Unity Organization and he supports the current government.* (3.c.7)

Presiding Officer: Just so you understand, we are not saying that you killed Wahhabi.

Detainee (through translator): You said that you had a letter that accused me of killing Wahhabi. That was a lie and this is a lie also.

Presiding Officer: The letter may say that you killed Wahhabi or that you were the president of Pakistan, but we are not accusing you of having killed anybody.

Detainee (through translator): In one place you said that I killed Wahhabi and now you said that I was a member of Wahhabi. These two do not match. It is not you saying this, but a source is saying it. I can prove this is a bunch of lies.

Presiding Officer: We believe that the two things do not match.

Detainee (through translator): This is a political conspiracy.

Presiding Officer: That is why we asked so many questions because we are trying to clear up these things.

Detainee (through translator): I have been answering your questions for the past four years.

Presiding Officer: I understand.

Detainee (through translator): Thank you very much.

Presiding Officer: You are welcome.

Designated Military Officer: (3.d) Other Relevant Data. (3.d.1) The detainee stated he was a refugee for 24 years. During the Taliban times, the detainee claims he was not in Afghanistan.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated he was a refugee for 24 years. During the Taliban times, the detainee claims he was not in Afghanistan. *The detainee stated he has been a refugee since 1980 and he went back to the northern area of Afghanistan two times after the Taliban was out of control. (3.d.1)*

Presiding Officer: Thank you for making this clearer. I see that you added more information to that factor today. Thank you.

Detainee (through translator): I mentioned it to the Assisting Military Officer yesterday.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.2) The detainee stated that one to two months after 11 September 2001, he met with foreign government forces in Peshawar, Pakistan. The representative from the foreign government met with the detainee three to four times.



The representative from the foreign government provided the detainee cash and cellular phones in support of the anti-Taliban, anti-al Qaida operations and drug eradication.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated that one to two months after 11 September 2001, he met with foreign government forces in Peshawar, Pakistan. The representative from the foreign government met with the detainee three to four times. The representative from the foreign government provided the detainee cash and cellular phones in support of the anti-Taliban, anti-al Qaida operations and drug eradication. *The detainee stated that he talked to coalition forces representatives on behalf of the Eastern Council of Afghanistan in Pakistan but no money was provided to him. The detainee states that the coalition gave the Eastern Council money and cell phones and the Eastern Council provided him with a cell phone because he was a leader in the council. The detainee also stated that the coalition forces representative's name was "Jim".* (3.d.2)

Detainee (through translator): Jim was Britain [i.e., British] and he was with the coalition forces. He is not American.

Presiding Officer: I understand.

Board Member: What were the subjects of the meetings with the coalition forces representatives including Jim?

Detainee (through translator): The Taliban was in power at that time. The coalition forces representatives talked to the Northern Alliance. The Northern Alliance talked to us, the Eastern Council Members. We were talking about the taking over of the eastern provinces from the Taliban because we were living in the eastern area and we were closer.

Board Member: As part of taking the eastern provinces from the Taliban, were any of these meetings about fighting the drug trade or drug eradication?

Detainee (through translator): Yes, we were talking about the Taliban, al Qaida, drugs, and the coming of the new government. The coalition forces wanted to do these things in Afghanistan.

Board Member: The money you said that the coalition gave to the Eastern Council, was that for getting rid of the drugs?

Detainee (through translator): No. They gave the money to spend on military departments of each council. Later on when Afghanistan was freed from the Taliban, they gave us money for the eradication of the drugs.

Board Member: Thank you.

Detainee (through translator): When the Eastern Council became free from the Taliban and after that from al Qaida in the Nangahar Province, the coalition forces power was transferred to the Americans. Then we talked to the Americans about al Qaida. The people from Britain including Jim started doing programs against drugs.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.3) A source stated that in December 2001, small groups of Arabs escaped from the Tora Bora area of Afghanistan and were initially resettled to the Konar province village of Marah Warrah, Afghanistan. The detainee moved the Arabs for their safety.

Assisting Military Officer (for the detainee): In response to the statement that a source stated that in December 2001, small groups of Arabs escaped from the Tora Bora area of Afghanistan and were initially resettled to the Konar province village of Marah Warrah, Afghanistan. The detainee moved the Arabs for their safety. *The detainee stated that this is a lie.* (3.d.3)

Detainee (through translator): I went to Konar after 40 days. At that time, the new government had already been established. On the 10<sup>th</sup> day of the Kharzai government, a lot of leaders wanted to go and congratulate Kharzai. I have documents to prove it.

Presiding Officer: Is it possible that someone might have seen you traveling with Arabs and thought that you were leading them?

Detainee (through translator): Never. The people captured me and turned me over to the Americans.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.4) According to a source, in Mid-October 2003, Wahabbi and Taliban leaders planned to kidnap a United States citizen in order to trade for the detainee, a former Taliban official. According to the source, the meeting to plan for the kidnapping was held in the house of the detainee in Patac Village, Pakistan.

Assisting Military Officer (for the detainee): In response to the statement that according to a source, in Mid-October 2003, Wahabbi and Taliban leaders planned to kidnap a United States citizen in order to trade for the detainee, a former Taliban official. According to the source, the meeting to plan for the kidnapping was held in the house of the detainee in Patac Village, Pakistan. *The detainee disagreed and stated his family would not do these things.* (3.d.4)

Detainee (through translator): Nobody can prove that.

Presiding Officer: I understand. Thank you.

Designated Military Officer: (3.d.5) A source stated the detainee paid for a 12-meter tall radio antenna and directed it to be installed to facilitate the Arabs communication.

Assisting Military Officer (for the detainee): In response to the statement that a source stated the detainee paid for a 12-meter tall radio antenna and directed it to be installed to facilitate the Arabs communication *the detainee stated that this is a lie.* (3.d.5)

Presiding Officer: Assisting Military Officer, is that all the detainee had to say?

Assisting Military Officer: Yes, Sir.

Detainee (through translator): It is a lie.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.6) A source stated the detainee received weapons and supplies from al Qaida on trucks returning from Pakistan.

Assisting Military Officer (for the detainee): In response to the statement that a source stated the detainee received weapons and supplies from al Qaida on trucks returning from Pakistan *the detainee stated this is also a lie.* (3.d.6)

Detainee (through translator): The previous Administrative Review Board stated that I was taken from Afghanistan to Pakistan. Now this one states from Pakistan to Afghanistan. That time I said it was a lie and now I am saying it is a lie.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.7) A source stated the Pakistani Inter Services Intelligence Directorate allegedly provided the detainee money to hire a group of men to fire a rocket from Afghanistan into a United States compound in Afghanistan.

Assisting Military Officer (for the detainee): In response to the statement that a source stated the Pakistani Inter Services Intelligence Directorate allegedly provided the detainee money to hire a group of men to fire a rocket from Afghanistan into a United States compound in Afghanistan, *the detainee disagreed and stated that this is a big lie.* (3.d.7)

Presiding Officer: Thank you.

Designated Military Officer: (3.d.8) The detainee advised that he was attending a tribal meeting in Kabul, Afghanistan, when the attack on the United States Forces occurred in Asadabad, Afghanistan.

Assisting Military Officer (for the detainee): In response to the statement that the detainee advised that he was attending a tribal meeting in Kabul, Afghanistan, when the attack on the United States Forces occurred in Asadabad, Afghanistan, *the detainee stated that 22 hours before his capture in the eastern area of Afghanistan, the Konar governor and some other military leaders came over to his house for lunch and dinner. While there, they were discussing how to help counter the attacks on coalition forces. The detainee stated that the military leader in the eastern zone, Hazrat Ali, gave a report to the coalition forces concerning this meeting. After that the detainee stated that he went to the coalition force commander to request a meeting and invited him to his town to talk to him on this issue. The meeting was scheduled but then changed to occur at the coalition forces base, where he was captured.* (3.d.8)

Detainee (through translator): Yesterday I said it and today I am going to say it very briefly. 22 hours before my capture, the Eastern Council military authorities, Hazrat Ali, and the governor of Konar, were having lunch and dinner with me. We decided that if anybody tried to disturb peace and throw rockets at the government, together we will get them. We would take actions against those people. Hazrat Ali gave the report to the coalition forces. The next day, I talked to the Americans, offered them my services, and invited them to dinner. It is part of our Afghan culture to invite guests to our house. They promised me that they would come. We met on Thursday and they promised to come to my house on Saturday. I was captured as I was leaving that place and I am still here. I already gave you the rest of the detailed information. Now you can find out I am against people that throw rockets. I am working for peace.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.9) The detainee stated the Afghan tribal leaders were provided a letter that was used to identify them when crossing the border. The detainee stated he was never issued the letter.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated the Afghan tribal leaders were provided a letter that was used to identify them when crossing the border. *The detainee stated that when they crossed the border, the leaders were writing their names in a registry, other than that he does not understand the statement.* (3.d.9)

Detainee (through translator): I do not know the answer. I do not understand the question.

Presiding Officer: You never received such letter?

ISN 798  
Enclosure (5)  
Page 18 of 25

Detainee (through translator): No. I never received a letter like this.

Presiding Officer: Just license plates?

Detainee (through translator): If it is not about me, I cannot answer. Afghan leaders issued a letter. If you are asking whether Afghan leaders had a letter to cross the border, I do not know. If you ask me how I crossed the border, I will answer you. When crossing the border they would register us and give us a permit to go through the Towr Khom border. Any body coming from the Afghan consulate would receive a road pass from the Pakistani council in Pakistan. When going from Pakistan to Afghanistan, there was a refugee office issuing permits to cross the border. That question is about Afghan leaders who had a letter to cross the border. It is not about me.

Presiding Officer: You make a very good point and we will take that under consideration.

Detainee (through translator): You can see my dossier.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.10) A source stated the detainee was a greedy man that would sell intelligence to foreign government services and anyone else that is willing to pay him for information. The individual stated the detainee has no loyalties to any groups.

Assisting Military Officer (for the detainee): In response to the statement that a source stated the detainee was a greedy man that would sell intelligence to foreign government services and anyone else that is willing to pay him for information. The individual stated the detainee has no loyalties to any groups. *The detainee stated this is another lie. He is a faithful man to his own people and he has never been a commander or tied to any intelligence groups.* (3.d.10)

Detainee (through translator): I have no connection to any group. I gave the detailed information regarding my connections. I was not a greedy man. If I were a greedy man I would have pocketed a lot of money from the Americans. It was very clear how I spent everything they gave me. I also kept a list to show you how much capital I have. You know my job and where I get this income. You can see my dossier and get this information. You can also ask about me from my people in the new government. You can ask about my loyalty.

Board Member: Have you ever sold any intelligence to any foreign government, service, or anyone?

Detainee (through translator): I had no information about intelligence. My job had nothing to do with intelligence. I was working with the current government and the coalition forces. I performed my responsibility. I did my job.

Presiding Officer: That is consistent with what you have said earlier today. Thank you.

Designated Military Officer: (4) The following primary factors favor release or transfer. (4.a) The detainee stated when they captured Arabs, they would turn them over to American Forces.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated when they captured Arabs, they would turn them over to American Forces, *the detainee stated that he did not personally do that but the military did turnover captured Arabs.* (4.a)

Detainee (through translator): That was their job. You have that information also.

Presiding Officer: Thank you.

Designated Military Officer: (4.b) The detainee stated he supported the Northern Alliance in their efforts to defeat the Taliban, al Qaida and Usama bin Laden.

Assisting Military Officer (for the detainee): In response to the statement the detainee stated he supported the Northern Alliance in their efforts to defeat the Taliban, al Qaida and Usama bin Laden, *the detainee agreed.* (4.b)

Detainee (through translator): Yes.

Designated Military Officer: (4.c) An individual stated the detainee does not have an extreme Islam background and that the detainee's knowledge about Islam is very limited.

Assisting Military Officer (for the detainee): In response to the statement an individual stated the detainee does not have an extreme Islam background and that the detainee's knowledge about Islam is very limited, *the detainee stated that he is a Muslim and supports the current government and organization. He further stated that he is an average guy and not as highly educated in Islam as those who attended universities.* (4.c)

Presiding Officer: Thank you.

Designated Military Officer: (4.d) The detainee stated he never worked with the Arabs or against the Americans.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated he never worked with the Arabs or against the Americans, *the detainee agreed.* (4.d)

Designated Military Officer: (4.e) The detainee claims he is a friend of the Americans and was glad to see the Northern Alliance come and get rid of the Taliban.

Assisting Military Officer (for the detainee): In response to the statement the detainee claims he is a friend of the Americans and was glad to see the Northern Alliance come and get rid of the Taliban, *the detainee agreed.* (4.e)

Detainee (through translator): I was happy and on the 16<sup>th</sup> day after the fall of the Taliban, I went to Kabul to congratulate to AUSTAD Rabani. He was in power and Kharzai took over later on.

Presiding Officer: Why were you glad to see the Taliban fall?

Detainee (through translator): I struggled against the Taliban for five years. I wanted a free government in my country where everybody's rights would be respected. If you have any more questions, let me know.

Presiding Officer: I will.

Designated Military Officer: (4.f) The detainee stated he never smuggled drugs and was against drugs. The detainee stated he was destroying drugs with the coalition forces.

Assisting Military Officer (for the detainee): In response to the statement the detainee stated he never smuggled drugs and was against drugs. The detainee stated he was destroying drugs with the coalition forces. *The detainee agreed.* (4.f)

Detainee (through translator): I already gave the proof for this. You can get the information.

Presiding Officer: Thank you.

Designated Military Officer: (4.g) The detainee stated he never collected any money for the Jamaat Ul Dawa al Quarani.

Assisting Military Officer (for the detainee): In response to the statement that the detainee stated he never collected any money for the Jamaat Ul Dawa al Quarani, *the detainee agreed and stated that he received a salary from them but he did not collect money for them.* (4.g)

UNCLASSIFIED // ~~FOUO~~

Detainee (through translator): I already mentioned to the interrogators that my salary was around 3,000 to 4,000. It is like when you are a worker you receive a salary.

Presiding Officer: What were you doing?

Detainee (through translator): My job was to dig wells, build mosques and clinics for the people.

Presiding Officer: You don't mean building them with your own hands?

Detainee (through translator): I was the leader of my tribe. The people would bring petition requests based on their needs. I already gave you this information.

Presiding Officer: Thank you.

Designated Military Officer: (4.h) The detainee stated he has no ties with Inter Services Intelligence Directorate.

Assisting Military Officer (for the detainee): In response to the statement the detainee stated he has no ties with Inter Services Intelligence Directorate, *the detainee agreed.*  
(4.h)

Presiding Officer: A lot of people have said lies about you according to what you have said today and previously. Why do you think so many people have lied about you?

Detainee (through translator): Are you finished?

Presiding Officer: Yes.

Detainee (through translator): I am sure that not a lot of people said this. Certain people, to gain political ground in the area, would say these things. I brought some documents that nobody is reading. I assure you the allegations against me are extra useless. I was determined in my country and I wanted to live with dignity and honor. 10 to 12 years before that, we were struggling to bring a peaceful and strong government to our country. Now that government has come. I'll give you an example: if somebody is a leader of a tribe and that person is a bad guy, maybe the tribe would trust him one time. The tribe would not trust him again and again and again. I had been the representative of my tribe since the Soviet Union left Afghanistan. I was elected twice for the Eastern Council. Then I was elected again as the representative of my tribe. After that when the Taliban took over and the council had been established in the east, I became the representative of my tribe again. The council was against the Taliban. When we started talking to the coalition forces, again I became elected by my tribe. When the Americans came against al Qaida, again I became elected by my people to talk to them. Again when they started talking about drug eradication, my tribe stood by me again and elected me as their

ISN 798  
Enclosure (5)  
Page 22 of 25

UNCLASSIFIED // ~~FOUO~~

00002595

2595



representative in this struggle. We talked to the coalition forces representatives and gave them the assurance of our support. The coalition forces, including Jim, came, met with me, and toured the area. It is a matter of trust. They established a grand assembly and again I became elected from my tribe. The representative of the United Nations, Kauon Kakar, joined the grand assembly in Kabul because of the elections for Kharzai. My tribe elected me to represent them in the Senate. The National Unity has established the leadership of Peer Sayed Ahmad Gailani and Sebghatullah Mogadidi. In the meeting I was a member to talk about supporting the current government. If somebody is not trusted by his tribe and people how can they be elected again and again. I gave you evidence. I am so upset about the first court, the CSRT, because they called me an enemy combatant. I do not accept that. I do not believe in that. The court told me that I was a threat to America and that I would remain a detainee. Now I am facing you and I assure you, I give my word, I have been wrongly judged. I am not an American detainee. I am not an Afghan detainee. I am a detainee because of my personal controversy. It is happening. It is there. Look at the American leader, his father did it and now he is doing it twice because people trust him. If they did not trust him, if he did not serve his people, he would not be the representative of the American people. They trusted me and I served my people. I was elected again and again.

Presiding Officer: So if you go home what would you do?

Detainee (through translator): I would do my business. I would serve my government. I already said it in the previous ARB and now I am saying it again that if my people want me, I would take part in the elections because that country is my home and I want to build it.

Presiding Officer: I understand. Thank you.

Detainee (through translator): My document is coming to you. Will you read it or do you want me to read it to you?

Presiding Officer: Is that the document that you have there?

Assisting Military Officer: No, that is his Unclassified Summary. When we get to EC-C, I will submit his document to the Board.

Presiding Officer: We will read it.

***The Designated Military Officer confirmed that she had no further unclassified information and requested a closed session to present classified information relevant to the disposition of the Detainee.***

***The Presiding Officer acknowledged the request.***

ISN 798  
Enclosure (5)  
Page 23 of 25

*The Presiding Officer opened the Administrative Review Board to the Detainee to present information with the assistance of the Assisting Military Officer.*

*The Assisting Military Officer presented the Detainee's Comments, Exhibit EC-C, to the Administrative Review Board.*

*The Assisting Military Officer stated that he had no additional comments.*

Presiding Officer: Please give the Board a few minutes to quickly read Exhibit EC-C in case we have any question for you. This Exhibit will be part of the official record.

Detainee (through translator): Yes, correct.

Presiding Officer: You still have many friends, I see. These men respect you. I want to say a few words on that subject. Your behavior today has been very respectful to this Board. To me it says that you take what we are doing seriously and I just want to assure you that we take it very seriously also. It is very important to see the man, to look at you; otherwise, what we know of you is just from documents. I want to ask you to encourage your friends to come to their boards also because I tell you now, from one man to another, it makes a difference for you to come to the Board. So thank you for taking this seriously today.

Detainee (through translator): I appreciate it. It is my right to represent and to express myself. One detainee told me that the law does not apply to us. I told him there are three things Americans believe in: democracy, take decisions, and rules. I told him it is bad to say that. Another one told me that if he had seen me before he would have told me not to go to the ARB. I told him that I would go to any place they asked because I obey the law. I would go, talk, and defend myself. I am responsible for myself. I am ready anywhere and anytime you want me. I hope that you would do justice by us. We are thinking about our future. I assure you that there is a conspiracy against me.

Presiding Officer: We are sworn to do right here.

Detainee (through translator): I believe you and I trust you. If anything you would go after the fact. The only complain I have is about the first court. They could not find my documents and they called me an enemy combatant. I told them about the Ministry of Foreign Affairs and the Ministry of Interior and they said that they could not find those people. Because of that they called me an enemy combatant. Now justice is with you.

Presiding Officer: Does that conclude your statement?

Detainee (through translator): I have a lot to say after four years of being here. But I am finished with you now. People wanted to compare the jail here with other jails. I told them that we were against those in Rabani and the security. Our government was making decisions by themselves regardless of the law. I am not going to compare jails.

ISN 798  
Enclosure (5)  
Page 24 of 25

Presiding Officer: There is less gun fire here.

Detainee (through translator): America claims to defend human rights. That is why we expect more from America.

Presiding Officer: We are bound to our rules. We will follow our rules. I promise you.

Detainee (through translator): Ok.

*The Assisting Military Officer had no questions for the Detainee.*

*The Designated Military Officer had no questions for the Detainee.*

*The Administrative Review Board Members had no further questions for the Detainee.*

*The Presiding Officer read the post-Administrative Review Board instructions to the Detainee and adjourned the open session of the Administrative Review Board.*

*The Presiding Officer opened the classified portion of the session.*

*The Presiding Officer adjourned the classified portion of the session and the Administrative Review Board was closed for deliberation and voting.*

**AUTHENTICATION**

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



# UNCLASSIFIED

Respected tribal leader ALHAJ ROHULLAH WAKIL SAHIB, peace, mercy, and blessing of God upon you; afterward, respectful brother first of all I want to give you assurance from all relatives and friends. We all are ok and doing well and we always want your good health and wellbeing from God the Almighty. We always pray to God the Almighty for your respectful release. We always receive information about your condition through the Red Cross and postal service, which comforts us. Respectful! We have conveyed your greetings to all leaders in Kabul. Signed: ABDUL KARIM

(Page 3)

In the name of God, the most compassionate, the most merciful  
A Petition of tribal elders of Province of KUNAR

His Excellency, Respected President of Islamic Republic of Afghanistan  
Peace, mercy, and blessing of God upon you  
Respectful! We, the tribal elders of all districts of Province of KUNAR, religious scholars, and members of Provincial Council, present to your Excellency our petition. One of our tribal leaders, HAJI ROHULLAH, an elected member of Emergency LOYA JIRGA (TN: A Tribal Elders' Grand Assembly) and a leading member of peace and national unity have been imprisoned for sometime by the coalition forces. This individual has tirelessly struggled against terrorism and narcotics; we all the tribal leaders of Province of KUNAR give you pledge that HAJI ROHULLAH'S future conduct will be based on the Islamic Republic of Afghanistan laws and regulations. We see harmony in his release than in his captivity. He has good talent and potential for serving the people and the government. Based on these facts we are asking for HAJI Sahib's release; we made the same request from you respected on your trip to KUNAR and your Excellency gave a positive answer. It is hoped that your Excellency based on your kindness and Islamic mercy believe in tribal affidavits and honesty and by release of the mentioned tribal leader, will make all tribes happy. We hope for your kindness. With regards,

(TN: The following text is persons' signatures with their names)

HAJI MOHAMMAD WAKIL  
HAJI MOHAMMAD ZAMIN  
HAJI FAZIL AKBAR  
AL-HAJ MOHAMMAD ROUZI, Former Chief of National  
HAJI BAKTHYAR  
HAJI ABDUL WALI KHAN, Chief of Provincial Council  
NAIK MOHAMMAD  
HAJI GUL A'LIM  
HAJI ALI GUL  
HAJI ABDUL KARIM 05/19/2006  
HAJI MOHAMMAD GUL  
HAJI ABDUL RAHMAN SAYDOUD

Enclosure (4)

UNCLASSIFIED

EC-C

Page 1 of 5

2598A

# UNCLASSIFIED

AFZAL, District of NARANG

(Page 4)

The KUNAR Provincial Council confirms and supports the tribes' request on behalf of HAJI ROHULLAH and is looking forward to His Excellency, HAMID KARZAI Sahib's promise, which he had made in the Province of KUNAR to the people of KUNAR regarding the release of HAJI Sahib. Signed, by Council Secretary

(TN: The following individuals signed with their names)

AL-HAJ ABDUL WALI

SAYED GOHAR SHAH JALALI, Deputy of the Council, 85/2/30 (05/20/2006)

HAJI A'LIM GUL MOMAND, member of the Provincial Council

MOKARAM KHAN, DARA-E-SHEIGAL

HAJI DARWAISHI GAJANGAL

HAJI RAEIS KHAN GAJANGAL

HAJI (G1) KHAN

NIZAM UL-DIN MALYAR

(Page 5)

In the name of God, the most compassionate, the most merciful  
Respected Presidential Advisor and Governor of the Province of KUNAR,  
Peace, mercy, and blessing of God upon you

Respectful, we the elders of the District of PAICH, Council of National Improvement, and elders present their petition to your respectful, one of our tribal leaders, HAJI ROHULLAH, an elected member of Emergency LOYA JIRGA (TN: A Tribal Elders' Grand Assembly) and a leading member of peace and national unity, has been imprisoned for sometime by the coalition forces. This individual has tirelessly struggled against terrorism, Al QAEDA, and narcotics; we all the tribes give our pledge that HAJI ROHULLAH'S future conduct will be based on the Government of Islamic Republic of Afghanistan laws and regulations. We see harmony in his release than in his captivity. He has good talent and potential for serving the people and the government. Based on these facts, we are asking for HAJI Sahib's release. It is hoped that your Excellency, based on your kindness, believe in tribe's strong affidavit. With regards,

(TN: individuals' signatures, fingerprints, and names)

MOHAMMAD SALIM, NANGLAM

(G2) SAFI

Seal of WAZIR GUL, Village of NANGLAM Council Chief

GULNAM UL-DIN

RAHIMULLAH NANGLAM

TAJ MALOUK

Seal of HAJI SAYED HAZRAT, Tribal Leader, District of DARA-E-PAICH, Village of NANGLAM

AJAB KHAN

KHOSKYAR

GUL AJAB, NANGLAM

Enclosure (4)

# UNCLASSIFIED

EC-C

Page 2 of 5

2598B

# UNCLASSIFIED

HAJI HABIBULLAH of MANOGAI  
HAZRAT SAYED, NANGLAM  
MIR AHMAD KHAN, NANGLAM  
ABDUL KARIM, NANGLAM  
PAIENDA MOHAMMAD 1384/1/27 (04/16/2005) (TN: This date could be wrong)  
MAWLAVI ABDUL GHAFFAR, Chief Legal Affairs, DARA-E-PAICH  
HAJI ZABARDUST, NANGLAM  
MAWLAVI MASAL KHAN SAFI, Manager of Hajj and AOUQAF (TN: Religious  
Affairs) and a member of Council of Afghanistan Scholars  
MAWLAVI SAMIULLAH USTAD of NANGLAM  
HAJI (G1), Principal of DARA-E-PAICH High School  
MAWLAVI NAZAR MOHAMMAD, a member of MANOGAI Council  
MAWLAVI GHULAMULLAH MOALIM  
MOSA KHAN, DARA-e- (G1)  
SHAFIQULLAH (G1)  
(G3)  
HAZRAT WALI (G1) Vice Principal of NANGLAM High School  
AHMAD GUL

(Page 6)

(TN: individuals' signatures, fingerprints, and names)

SHAH WALI of DARA-E-PAICH  
... Teacher at NANGLAM Elementary School  
USTAD KHANZADA (SAFI)  
WAHIDULLAH RASHIDI NANGLAMI, administrative clerk of male elementary  
school  
MAWLAVI SHAHAB UL-DIN, Principal of elementary school  
ABDUL RAOUF of Village of KANDAHARO, Principal of KANDAHARO School  
MAWLAVI ZAHIDULLAH, teacher  
HAJI RAHMAN GUL  
MAWLAVI SAEDULLAH, Magistrate of PAICH, 1384/1/27 (04/16/2005)  
MOHAMMAD JABIR, Principal of NANGLAM High School  
HAJI MOHAMMAD AMIN, Chief of NANGLAM (G1) Council  
HAJI MOHAMMAD KHAN, NANGLAM  
HAJI SHAH WALI, NANGLAM  
Dr. FAZIL RABI, KANDAHARO  
MAWLAVI MOHAMMAD, teacher at male elementary school of NANGLAM  
MAWLAVI TAKBIRULLAH, NANGLAM Council  
HAJI MUMTAZ, a member of NANGLAM Council  
HAJI AKBAR KHAN, a member of NANGLAM Council  
SAYED NABI, Village of KANDAHARO  
HAJI SULTAN, Village of DABGARAM  
MAWLAVI AHMAD SHAH HANIF

Enclosure (4)

# UNCLASSIFIED

EC-C

Page 3 of 5

2598C

# UNCLASSIFIED

HAJI ABDUL MATIN, NANGLAM  
HAJI BABA GUL  
MAWLAVI HAYATULLAH  
MOHAMMAD RAOUF  
HAJI BAAZ, Village of MANOGAI  
HAJI DAULAT KHAN  
MULLAH MUSBAH  
AYOUB KHAN  
HAJI ABDUL GHIYAS, Village of (G1)  
AWAL GUL, a member of NANGLAM Council  
ABDULLAH  
(G2)  
DILBAR KHAN  
NABI JAAN  
MOHAMMAD JABIR, Village of KANDIE  
NAJIBULLAH, teacher at Village of QALA  
IDRIS, teacher  
MAWLAVI ABDUL HAQ  
ABDUL AHAD  
MODIR (manager) SHAH MAHMOUD KHAN  
MOHAMMAD HAZRAT, Village of (G1)  
RAFHAT KHAN, Village of QALA  
HEKMATULLAH  
HAJI LAL MOHAMMAD, Chief of Consultation  
GHULAMULLAH, a resident of Village of QALA

(Page 7)

Respectful Governor of Province of KUNAR, peace be upon you!  
Respectful, based on support and guarantee of the tribal elders, the district also confirm that in fact, HAJI Sahib, is a patriotic individual. It is hoped that I want your attention and assistance in regards to his release. Additionally, HAJI Sahib does not have any record with the district. Peace, signed by SHAMS UL-RAHMAN SAFI, District Chief of DARA-E-PAICH // stamp of District of MANOGAI

Observed,

I confirm the above suggestion and I request from the concerned authority to free HAJI Sahib ROHULLAH; his release will have very positive effect. Signed, Governor PAKTIA/KUNAR

(Page 8)

(TN: individuals' signatures, fingerprints, and names)  
MAWLAVI TOTI, NANGLAM  
MAHSIL KHAN  
HAYATULLAH

# UNCLASSIFIED

Enclosure (4)

EC-C

Page 4 of 5

25980

# UNCLASSIFIED

HAJI ALI GUL, tribal leader  
HAJI JAMALI KHAN, DARA-E-PAICH  
HAJI MOHAMMAD SHARIF, tribal leader  
HAJI BAKHTIYAR, tribal leader  
HAJI SHAIR RAHMAN, Village of BARKANDI  
AL-HAJ (G1) SAYED Sahib  
HAJI MIR AFZAL  
HAJI KHAN MOHAMMAD, tribal leader – Village of QALA  
MOALIM MALANG, Chief District of NARANG  
MOALIM MUSTAFA  
ABDUL WAHID, Village of QALA  
HAJI MOHAMMAD KHITAB, tribal leader – Village of GUL SALIK  
KHAISTA KHAN ANSAF  
HAJI ZARIF KHAN  
RASOULD KHAN BARKANDI  
MOHAMMAD AYOUB KHAN (G1)  
HAJI ABDUL RAHMAN  
HANIFULLAH  
MAWLAVI ABDUL SALAAM  
MOHAMMAD KHAN  
HAJI MOHAMMAD (G2)  
HAJI MOIEN SAFI  
(G2) Village of (G1)  
AKHTAR MOHAMMAD GOJAR  
QARI DEAN MOHAMMAD  
HAJI RAHIM (G1) KHAN DAMKALI  
HASSAN KHAN  
(G1)  
MAWLAVI ABDUL GHANI  
MOHAMMAD (G1) NANGLAM  
HAJI ABDUL KHALIQ KHANGAR  
HAJI MURSALIN KHAN, Chief of District NARRI  
(G2)  
MAWLAVI ATTAULLAH, Village of SHAMOND  
AL-HAJ GHAFAR KHAN (G1)  
HAJI ABDULLAH  
(G1) GUL

UNCLASSIFIED

Enclosure (4)

EC-C

Page 5 of 5

2598E