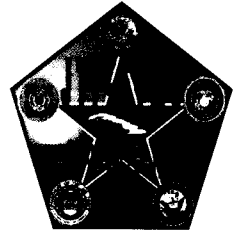




S E C R E T // N O F O R N // 20300908

DEPARTMENT OF DEFENSE
JOINT TASK FORCE GUANTANAMO
GUANTANAMO BAY, CUBA
APO AE 09360



JTF GTMO-CG

8 September 2005

MEMORANDUM FOR Commander, United States Southern Command, 3511 NW 91st Avenue, Miami, FL 33172.

SUBJECT: Update Recommendation for Transfer to the Control of Another Country with Conditions (TWC), Subject to the Conclusion of an Acceptable Transfer Agreement for Guantanamo Detainee, ISN: US9AF-001010DP (S)

JTF GTMO Detainee Assessment

1. (S//NF) Personal Information:

- JDIMS/NDRC Reference Name: Nahir Shah
- Aliases and Current/True Name: Zahir Shah, Mahata Zahir Shah
- Place of Birth: Kapisa Province, Afghanistan (AF)
- Date of Birth: 1973
- Citizenship: Afghanistan
- Internment Serial Number (ISN): US9AF-001010DP



2. (FOUO) Health: Detainee is in good health. He has a medical history significant for situational hypertension requiring no medications and hyperchondrosis. He has no known allergies or travel restrictions.

3. (S//NF) JTF GTMO Assessment:

a. (S) Recommendation: JTF GTMO recommends this detainee for Transfer to the Control of Another Country with Conditions (TWC), Subject to the Conclusion of an Acceptable Transfer Agreement.

b. (S//NF) Summary: JTF GTMO previously assessed detainee as Retain in DoD Control (DoD) on 8 October 2004.

CLASSIFIED BY: MULTIPLE SOURCES
REASON: E.O. 12958 SECTION 1.5(C)
DECLASSIFY ON: 20300908

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For this update recommendation, detainee is assessed as affiliated with Al-Qaida and its global terrorist network. He is also probably a ranking member of the Shinkay Village cell of the Hezb-E Islami, Gulbuddin (HIG), a Tier 1 target. Detainee's brother, Ahmed, is the HIG Commander of Shinkay Village, and detainee probably served as his deputy. The Shinkay Village HIG cell carried out Remote Controlled Improvised Explosive Device (RCIED) attacks against Dutch forces and targeted the Sorubi Dam on the Kabul River in Kabul Province, AF. It is assessed this detainee is a MEDIUM risk, as he may pose a threat to the US, its interests and allies.

4. (S//NF) Detainee Background Summary: Unless otherwise noted, the following paragraphs are based solely on the detainee's statements.

a. (S//NF) Prior History: During a 25-day period in 1997 or 1998, detainee went to Iran to find work. A series of human smugglers took him into Iran, where he and the final smuggler were arrested. Prison authorities took them to the border of Afghanistan and told them to go home. Detainee and his family moved to Shinkay Village in Kapisa Province, AF from Jalalabad, AF in 1999. He claimed to be a farmer.

b. (S) Recruitment and Travel: Detainee claimed no recruitment or travel since moving to Shinkay Village.

c. (S//NF) Training and Activities: Detainee has not been forthcoming with details of his training. He claimed to be only a farmer and knows nothing of the weapons hidden in and around his house.

d. (S//NF) Capture Information: On 26 March 2003, US and Afghan forces raided detainee's compound acting on intelligence that a HIG operative in Kapisa Province was storing weapons and RCIEDs in his home. (Analyst Note: Detainee is assessed to be the Deputy HIG Commander of the Shinkay Village working under his brother Ahmed Shah, the HIG Commander for the Shinkay Village. Ahmed Shah is still at large. HIG is a Tier 1 target. Tier 1 targets are defined as terrorist groups, especially those with state support, that have demonstrated the intention and the capability to attack US persons or interests.) Although detainee was home with several other family members, only he was implicated on terrorist charges. Raiding forces found a large cache of weapons and explosives at detainee's compound. US forces held detainee at Bagram, AF, until they transferred him to Guantanamo Bay, Cuba.

e. (S) Transferred to JTF GTMO: 18 July 2003.

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f. (S//NF) Reasons for Transfer to JTF GTMO: To provide information on the following:

- HIG leadership
- Weapons caches in Shinkay region
- Possible future attacks

5. (S//NF) Detainee Threat:

a. (S) Assessment: It is assessed the detainee poses a MEDIUM risk, as he may pose a threat to the US, its interests and allies.

b. (S//NF) Reasons for Continued Detention:

- (S//NF) Detainee is assessed as a Deputy HIG commander. He was involved in attacks against coalition forces. Detainee sheltered Al-Qaida and Taliban extremists and helped them cross the border into Pakistan.
- (S//NF) Detainee is assessed as the Deputy HIG Commander of the Shinkay Village working under his brother Ahmed Shah, the HIG Commander for the Shinkay Village.
 - (S//NF) Detainee assisted his brother in the operation of the HIG cell. This assistance included the stockpiling of weapons, explosives, and RCIEDs. U.S. forces found a large cache of weapons and explosives, including rockets and mortars in detainee's compound. They also recovered communications equipment.
 - (S//NF) Local villagers reported that at the same time that Arabs and Pakistanis appeared at detainee's compound, detainee and his brother began forcing villagers to store weapons and explosives in their own homes. Any refusal resulted in severe beatings.
 - (S//NF) As Deputy HIG Commander of the Shinkay Village, detainee probably had knowledge of, or was involved in, the following activities:
 - (S//NF) On 7 March 2003, Ahmed Shah ambushed two Dutch International Security Assistance Force (ISAF) vehicles south of Kabul using an RCIED. (Analyst Note: Detainee's brother, the HIG Commander, reportedly was very happy with the success of this operation.)
 - (S//NF) In March 2003, Ahmed offered money to individuals to place explosives near the Sorubi Dam so he could remotely detonate them. Detainee

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was captured with a piece of paper containing the geographic coordinates for Sorubi Dam.

- (S//NF) Detainee's sheltered Al-Qaida and Taliban operatives after the fall of Kabul and assisted their escape to Pakistan.
 - (S//NF) Villagers informed U.S. troops that they saw Arab and Pakistani men , who were believed to be fleeing the Northern Alliance entering Zahir's home for lodging.

c. (FOUO) Detainee's Conduct: Detainee is assessed as a LOW threat from a detention perspective. Detainee's overall behavior has been compliant and non-hostile to the guard force and staff.

6. (S//NF) Detainee Intelligence Value Assessment:

a. (S) Assessment: JTF GTMO determined this detainee is of MEDIUM intelligence value.

- (S//NF) Detainee has general to specific knowledge of HIG operations in Kapisa Province, including information on his brother Ahmed's involvement in anti-coalition attacks and the individuals involved. He could also provide information about Al-Qaida and Taliban affiliations, and details of HIG command and control. Detainee can provide details on his probable role as HIG Deputy of Shinkay Village. He probably can provide locations and inventories of additional HIG weapons caches and names of the individuals who have access to them.

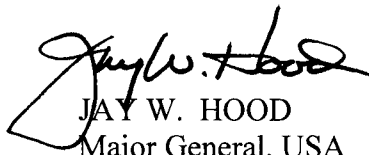
b. (S//NF) Areas of Potential Exploitation:

- HIG operations in Kapisa Province, including Ahmed Shah, anti-coalition attacks and individuals involved in operations.
 - Al-Qaida and Taliban affiliation
- Role as HIG Sub Commander
- Weapon Caches
 - Location of caches
 - Inventory of caches
 - Individuals that have access

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7. (S) EC Status: Detainee's enemy combatant status was reassessed on 4 December 2004, and he remains an enemy combatant.



JAY W. HOOD
Major General, USA
Commanding