



S E C R E T // N O F O R N // 20331007

DEPARTMENT OF DEFENSE
HEADQUARTERS, JOINT TASK FORCE GUANTANAMO
U.S. NAVAL STATION, GUANTANAMO BAY, CUBA
APO AE 09360



JTF-GTMO-CDR

7 October 2008

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

SUBJECT: Recommendation for Continued Detention Under DoD Control (CD) for Guantanamo Detainee, ISN US9YM-000117DP (S)

JTF-GTMO Detainee Assessment

1. (S//NF) Personal Information:

- JDIMS/NDRC Reference Name: Mukhtar Anaje
- Current/True Name and Aliases: Muktar Yahya Najee al-Warafi, Abdul Wahab al-Taazi, al-Mukhtar, Abu Umairr
- Place of Birth: Taiz, Yemen (YM)
- Date of Birth: 1979
- Citizenship: Yemen
- Internment Serial Number (ISN): US9YM-000117DP



2. (U//FOUO) Health: Detainee in overall good health.

3. (U) JTF-GTMO Assessment:

a. (S) Recommendation: JTF-GTMO recommends this detainee for Continued Detention Under DoD Control (CD). JTF-GTMO previously recommended detainee for Continued Detention Under DoD Control (CD) on 1 March 2007.

b. (S//NF) Executive Summary: *If released without rehabilitation, close supervision, and means to successfully reintegrate into his society as a law abiding citizen, it is assessed detainee would seek out prior associates and reengage in hostilities or extremist support activities. Since transfer to JTF-GTMO, detainee has been non-compliant and has demonstrated leadership and threat against the JTF-GTMO mission to provide safe and humane treatment of detainees. Detainee is an al-Qaida member who traveled to Afghanistan (AF) in August 2001 to engage in extremist activities and fight for the Taliban.*

CLASSIFIED BY: MULTIPLE SOURCES
REASON: E.O. 12958, AS AMENDED, SECTION 1.4(C)
DECLASSIFY ON: 20331007

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Prior to detention, detainee fought on the front lines against the Northern Alliance as a member of Usama Bin Laden's (UBL) 55th Arab Brigade.¹ Detainee also worked in a medical clinic that treated injured combatants. Detainee was present during the Qala-I-Jangi uprising in Mazar-e-Sharif, AF during which a CIA agent was killed by the prisoners. JTF-GTMO determined this detainee to be:

- A **MEDIUM** risk, as he may pose a threat to the US, its interests, and allies
- A **MEDIUM** threat from a detention perspective
- Of **MEDIUM** intelligence value

c. (S//NF) Summary of Changes: The following outlines changes to detainee's assessment since the last JTF-GTMO recommendation. (Changes in this assessment will be annotated by ➤ next to the footnote.)

- Additional reporting identifying detainee on the northern frontline of Afghanistan
- Updated detainee capture information

4. (U) Detainee's Account of Events:

The following section is based, unless otherwise indicated, on detainee's own account. These statements are included without consideration of veracity, accuracy, or reliability.

a. (S//NF) Prior History: Detainee's family is from the Beni al-Muntasir tribe.² Detainee attended the al-Sadiq Institute for approximately two years in Taiz. Detainee was employed as a laboratory assistant and custodian at detainee's brother's medical laboratory, the al-Warafi Medical Laboratory. Detainee worked at al-Shimsan restaurant for eight months between 2000 and 2001 as a dishwasher and server.³

b. (S//NF) Recruitment and Travel: In late August 2001, detainee decided to answer two *fatwas* (religious decrees) directing Muslims to support the Taliban in Afghanistan.⁴ Detainee told his parents he was going on a religious trip to Mecca, Saudi Arabia (SA), for

¹Analyst Note: The 55th Arab Brigade, also referred to in reporting as the al-Qaida Brigade, the Mujahideen Brigade, and the Arab Fighters, served as UBL's primary battle formation supporting Taliban objectives, with UBL participating closely in the command and control of the brigade. IZ-10026 had primary operational command of the 55th Arab Brigade, serving as UBL's military commander in the field. For additional information see 55th Arab Brigade 01-Feb-1998, FBI 3540-01548-026-0015, DIA CAR 55th Arab Brigade 18-Sep-2001, IIR 2 340 6362 02, 000440 SIR 04-Mar-2004, IIR 6 034 0246 02, IIR 6 034 0252 06, 000078 SIR 14-Oct-2006, and Various ISNs COLISEUM ANS I005-04-0132.

² 000117 KB 17-MAY-2002

³ 000117 302 20-MAY-2002

⁴ 000117 KB 17-MAY-2002, IIR 2 340 6682 02, 000117 302 20-MAY-2002

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one year. Detainee used \$200 US that he had previously saved, as well as \$400 US, which his father provided for the trip.⁵ Detainee obtained a medical visa from the Pakistani Embassy in Sanaa, YM. Detainee's friend, Saif Kunya Abdullah (aka Abdullah al-Waili), traveled with detainee to Kabul, AF, via the United Arab Emirates (AE) and Pakistan.⁶

c. (S//NF) Training and Activities: After two days in Kabul, detainee and al-Waili continued through Konduz, AF, to Khwaja Ghar, AF. There detainee and al-Waili trained on the AK-47 assault rifle for approximately one week, and then proceeded to the front line. After one week on the front lines, detainee went back to the rear, where detainee received basic first aid training from Doctor Abdul Aziz. After training, detainee returned to Konduz and worked for one month in a medical clinic providing treatment to Arabs. When the Northern Alliance captured Khwaja Ghar, detainee and other Taliban fighters were directed by their commander to walk to Mazar-e-Sharif and surrender their weapons.⁷

5. (U) Capture Information:

a. (S//NF) When detainee arrived at Mazar-e-Sharif, detainee was placed in the Qala-I-Jangi fortress along with other captured al-Qaida and Taliban forces. After one night in captivity, the prisoners revolted, leading to the deaths of members of the Northern Alliance forces and CIA officer Johnny "Mike" Spann. US air strikes were called in to assist in quelling the uprising and prevented the prisoners from escaping.⁸ Detainee stated he was shot in the arm during the uprising and he and numerous other JTF-GTMO detainees survived by hiding in a basement until they were re-captured about a week later.⁹ Detainee was turned over to US control on no later than 19 January 2002.¹⁰

b. (S) Property Held: None

c. (S) Transferred to JTF-GTMO: 1 May 2002

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

- Shaykhs who issued *fatwas* in support of jihad in Afghanistan

⁵ IIR 2 340 6682 02, 000117 302 20-MAY-2002

⁶ 000117 302 20-MAY-2002, 000117 KB 17-MAY-2002, IIR 2 340 6682 02; Analyst Note: This might be Saif aka (Abdullah) aka (Abdullah al-Waili), as the Arabic word "kunya" means "alias".

⁷ 000117 302 20-MAY-2002

⁸ >Operation Enduring Freedom – Part 3 – November 2001

⁹ Deception at Qala-i-Jangi Prison – USSOC – May 2005, 000079 302 17-APR-2002 6

¹⁰ 000117 302 20-MAY-2002, 000117 KB 17-MAY-2002, 000117 INITIAL SCREENING FORM 30-DEC-2001, IIR 6 034 0297 02, 0000081 DA 4137 20-Jan-2002

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- Taliban forces and personalities on the front lines at Konduz and Khwaja Ghar
- The Qala-I-Jangi uprising at Mazar-e-Sharif

6. (S//NF) Evaluation of Detainee's Account: Detainee's account regarding his participation on the front lines in Afghanistan and employment at a medical clinic appears to be legitimate based on the consistency with other detainee accounts. However, detainee remains unspecific regarding the timeline of detainee's travel, as well as his activities and associates in Afghanistan. Detainee is uncooperative and fails to mention his reported affiliation with al-Qaida commander Nashwan Abd al-Razzaq Abd al-Baqi, aka (Abd Hadi al-Iraqi) ISN US9IZ-010026DP, (IZ-10026) and the al-Qaida Ghulam Bacha Guesthouse.

7. (U) Detainee Threat:

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

b. (S//NF) Reasons for Continued Detention: *If released without rehabilitation, close supervision, and means to successfully reintegrate into his society as a law abiding citizen, it is assessed detainee would seek out prior associates and reengage in hostilities or extremist support activities. Since transfer to JTF-GTMO, detainee has been non-compliant and has demonstrated leadership and threat against the JTF-GTMO mission to provide safe and humane treatment of detainees.* Detainee is assessed to be an al-Qaida member who traveled to Afghanistan to participate in extremist activities, and fight with the Taliban against the NA on the front lines in Khwaja Ghar as part of the 55th Arab Brigade. Prior to detention, detainee admitted he worked in a medical clinic that treated injured Taliban and al-Qaida combatants. Detainee was present during the Qala-I-Jangi uprising and the death of CIA Agent Mike Spann in Mazar-e-Sharif.

- Detainee is a member of al-Qaida.
 - (S//NF) The Yemeni Political Security Organization (PSO) identified detainee as an al-Qaida member believed to be in Afghanistan as of 15 December 2001.¹¹
 - (S//NF) A variant of detainee's name, Mokhtar Yahya al-Werafi aka (Abdul Wahab al-Taazi), was found in a document listing 324 Arabic names, aliases, and nationalities, recovered from raids on safe houses associated with suspected al-Qaida members in Karachi, PK.¹² (Analyst Note: Such lists are indicative of an individual's residence within al-Qaida, Taliban, and other extremist guesthouses often for the purpose of training or coordination prior to travel to training, the front lines, or abroad. The notice of his passport is consistent with the contents reported on al-

¹¹ TD-314/49402-01

¹² TD-314/40693-02

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- Qaida lists for trust accounts. Trust accounts were simple storage compartments such as envelopes or folders that were used to secure personal valuables until completion of training or other activities.¹³)
- (S//NF) Detainee obtained a medical visa as a cover for his travel to Pakistan and subsequently to Afghanistan to participate in combat.¹⁴
 - (S//NF) Senior al-Qaida facilitator Zayn al-Abidin Muhammad Husayn, aka (Abu Zubaydah), ISN US9GZ-010016DP, (GZ-10016) stated he provided forged documents for Arab “brothers” who traveled to Pakistan, certifying that these militants were in Pakistan for official business or medical treatment.¹⁵ He also stated al-Qaida sought to use couriers who had medical conditions which could be exploited to obtain a valid medical visa for travel.¹⁶ Travel permission was sometimes easier to obtain if the traveler claimed to be entering a country for medical treatment, supporting a reported al-Qaida facilitation method for returning operatives. Detainees have admitted that fighters frequently used medical treatment as an explanation for their presence in Pakistan.¹⁷
 - (S//NF) Detainee admitted traveling to Afghanistan to participate in extremist activities.
 - (S//NF) Detainee was inspired to support the Taliban by radical Islamic shaykhs Hammud Bin Uqla al-Shuaibi and Bin Jabril from Saudi Arabia, who issued *fatwas* for all Muslims to participate in the jihad in Afghanistan. The *fatwas* were posted in the Jamal al-Din mosque in Taiz.¹⁸
 - (S//NF) Detainee was a member of UBL’s 55th Arab Brigade, led by IZ-10026, which fought against US and Coalition forces. Detainee admitted fighting on the front lines with the Taliban, and provided support at a medical clinic treating members of the Arab Brigade and Taliban.¹⁹

¹³ > DAB Guesthouse Administration 14-APR-2008

¹⁴ 000117 302 20-MAY-2002

¹⁵ TD-314/48843-05

¹⁶ TD-314/06618-03

¹⁷ TD-314/44280-02, TD-314/54543-05; Analyst Note: Senior al-Qaida facilitator Abu Bakr Muhammad Bulghiti (aka Abu Yasir al-Jazaieri) said that mujahideen who traveled for a prolonged period of time to Pakistan or Afghanistan needed a reason for their travel when returning to their home country. Therefore, it was common to obtain an authentic document showing medical treatment by bribing a doctor at a hospital in Pakistan.

¹⁸ IIR 2 340 6682 02, Analyst note: A variant of Hammud Bin Uqla is Hamood al-Auqla. Al-Uqla was one of the first to issue *fatwas*, or religious rulings, calling on Muslims to support the foreign mujahideen in helping Afghans fight the Soviets. In 1995, al-Uqla was among several clerics arrested for criticizing the Saudi royal family’s pro-Western policies. After the 11 September 2001 attacks on the US, he issued *fatwas* declaring those supporting the US and Coalition forces against Muslims were themselves non-believers. His *fatwas* attempted to justify the September 11th attacks and motivate Muslims to defend the Taliban.

¹⁹ 000117 302 20-MAY-2002

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- (S//NF) Abdul al-Zaher, ISN US9AF-000753DP (AF-753), who worked as an interpreter for al-Qaida commander IZ-10026, identified detainee as a Yemeni al-Qaida fighter under IZ-10026's command.²⁰
- (S//NF) John Walker Lindh recognized detainee from a photo and believed he knew detainee from the frontlines or Konduz.²¹
- (S//NF) Ali Abdul Motalib Awayd Hassan al-Tayeea, ISN US9IZ-000111DP stated detainee fought with IZ-10026 on the northern frontline.²²
- (S//NF) Arkan Muhammad Ghafil al-Karim, ISN US9IZ-000653DP (IZ-653), identified detainee as being on the Taliban front lines in Kabul during late 1999 or early 2000.²³
 - (S//NF) IZ-653 stated that detainee stayed at the Ghulam Bacha Guesthouse in Kabul. The Ghulam Bacha Guesthouse was an al-Qaida sponsored guesthouse overseen by al-Qaida commander IZ-10026.²⁴ (Analyst Note: This supports detainee's presence in an al-Qaida affiliated guesthouse and his supporting UBL's former 55th Arab Brigade.)
 - (S//NF) Detainee admitted to working at the al-Ansar clinic (aid station) in Konduz.²⁵ Detainee stated he treated Arab and Afghan battle injuries at the clinic. Detainee noted that the situation in Konduz was "extremely bad and there was constant harassment by US attack aviation."²⁶ (Analyst Note: The statement "Arab and Afghan battle injuries" is a reference to the Arab members of the 55th Arab Brigade and the Afghan members of the Taliban. US attack aviation is assessed to be a reference to US bombing in and around the city of Konduz.)
- (S//NF) Detainee is probably concealing pertinent intelligence through deception. Examples of where detainee has concealed information are as follows.
 - (S//NF) During an interview, detainee denied knowing anything about the Khobar Towers bombing, Kenya Embassy bombing, or Tanzania Embassy bombing.²⁷
 - (S//NF) IZ-111 pointed out detainee's deception. IZ-111 overheard detainee speak about the USS COLE bombing in Yemen, Khobar Towers in Saudi Arabia,

²⁰ IIR 6 034 0312 03

²¹ John_Walker_Lindh_FM40_12-SEP-2002, Analyst Note: On 4 October 2002, Lindh received a 20-year sentence without parole for his participation as an al-Qaida member who supported the Taliban. See JOHN WALKER LINDH OPEN SOURCE 7-OCT-2002

²² >000111 SIR 21-MAR-2003

²³ IIR 6 034 1331 03, Analyst Note: While IZ-653 confirms detainee's claim to being on the front lines, IZ-653's timeframe is at least a year earlier than detainee reported. Because IZ-653's timeline is more complete and has more corroboration, for IZ-653 to have met detainee on the front lines, the 1999-2000 timeframe is probably accurate.

²⁴ 000653 FM40 06-AUG-2003(b)

²⁵ IIR 6 034 0391 02(b), IIR 2 340 6139 02, IIR 6 034 0319 02, IIR 6 034 0239 03; Analyst Note: Detainee's actions at the clinic show support to Taliban, al-Qaida, and foreign fighters.

²⁶ 000117 SIR 29-Jun-2003

²⁷ 000117 302 21-MAY-2002

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and other terrorist acts against the US while they were imprisoned at the Khwaja Ghar fortress in Afghanistan.²⁸

- (S//NF) Detainee denied having knowledge about the USS COLE during a debriefing. Within the same discussion, detainee claimed to have heard it was possibly related to UBL and al-Qaida, but detainee had no personal knowledge of the incident. (Analyst Note: While it is not believed detainee is tied to the USS COLE incident, this demonstrates detainee's deliberate use of deception.)²⁹
- (S//NF) Detainee has denied being affiliated with al-Qaida, but stated he heard it was run by UBL and known to kill Americans.³⁰ (Analyst Note: As was previously pointed out, detainee was affiliated with the al-Qaida sponsored Ghulam Bacha guesthouse and fought on the front lines. Both are affiliated with the al-Qaida commander, IZ-10026.)

c. (S//NF) Detainee's Conduct: Detainee is assessed to be a **MEDIUM** threat from a detention perspective. His overall behavior has been mostly compliant and sometimes hostile to the guard force and staff. He currently has 53 reports of disciplinary infraction listed in DIMS with the most recent occurring on 30 June 2008, when he covered his cell vent with toilet paper. He has 20 reports of disciplinary infraction for assault with the most recent occurring on 15 November 2006, when he grabbed a guard's arm, pulling her arm into his cell and spitting her in the face. Other incidents for which he has been disciplined include inciting and participating in mass disturbances, unauthorized communications, damage to government property, attempted assaults, assaults, forced cell extractions, provoking words and gestures, inappropriate use of bodily fluids, and possession of food and non-weapon type contraband. In 2007, he had a total of seven reports of disciplinary infraction and four so far in 2008.

8. (U) Detainee Intelligence Value Assessment:

a. (S) Assessment: Detainee is assessed to be of **MEDIUM** intelligence value. Detainee's most recent interrogation session occurred on 15 February 2007.

b. (S//NF) Placement and Access: Detainee is linked to the front lines of Afghanistan; he stayed at the al-Qaida Ghulam Bacha Guesthouse; and also assisted at a medical clinic in Konduz. Detainee was present during the Qala-I-Jangi uprising in Mazar-e-Sharif. AF-753 identified detainee as an al-Qaida fighter under IZ-10026's command on the front lines.

²⁸ IIR 2 340 6093 02

²⁹ 000117 302 20-MAY-2002

³⁰ 000117 302 21-MAY-2002

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c. **(S//NF) Intelligence Assessment:** Detainee should be able to provide more detailed information regarding al-Qaida members treated at the al-Ansar clinic and those he encountered at the Ghulum Bacha Guesthouse. Detainee's access to Taliban and al-Qaida senior leadership is not evident, nor is there any information indicating he had a greater role other than as a fighter and medical staff assistant. However, detainee has not been forthcoming or has omitted information that would confirm his association with any al-Qaida members. Detainee has not provided specific information regarding individuals and activities on the front lines in Afghanistan or the full extent of his training.

d. **(S//NF) Areas of Potential Exploitation:**

- Al-Qaida personalities, guesthouses, logistics, missions, etc.
- The al-Ansar medical clinic in Konduz and who received aid there
- Detainee's personal activities and associates in Afghanistan in 2000 and 2001
- Other detainees in Afghanistan including their associates and activities
- Terrorist operations in the CENTCOM AOR
- Radicalization process leading to support for jihad
- Terrorist operational planning for attacks against US or allied facilities or personnel
- Terrorist recruitment of juveniles (levied HUMINT collection requirement)
- Extremist sanctuary in Konar Province, AF

9. **(S) EC Status:** Detainee's enemy combatant status was reassessed on 29 September 2004, and he remains an enemy combatant.



D. M. THOMAS, JR
Rear Admiral, US Navy
Commanding ³¹

* Definitions for intelligence terms used in the assessment can be found in the Joint Military Intelligence College October 2001 guide *Intelligence Warning Terminology*.