

**Summarized Unsworn Detainee Statement**

*The Tribunal President read the hearing instructions to the detainee. The detainee confirmed that he understood the process and had no questions.*

*The Recorder presented Exhibits R-1 into evidence and gave a brief description of the contents of the Unclassified Summary of Evidence (Exhibit R-1).*

*The Recorder confirmed that he had no further unclassified evidence or witnesses and requested a closed Tribunal session to present classified evidence.*

*The Tribunal President addressed the availability of the detainee's requested witness. He stated that the US government contacted the Afghanistan government to locate the witness on or about 18 October 2004. As of the date of the hearing, the Afghanistan government had not responded. The Tribunal President ruled that the witness was not reasonably available because the tribunal did not have the cooperation of the foreign government.*

*The detainee did not want to take the Muslim oath. Due to his personal beliefs of the Islamic religion. The detainee made a personal promise that he would tell the truth.*

*The Personal Representative read the accusations to the detainee so that he could respond to the allegations. The allegations appear in italics, below.*

*3.a.1. The detainee admitted serving in the Taliban.*

Detainee: I did served with the Taliban; it was not voluntary or by choice. The Taliban directed me. I did serve with them for six months as a soldier.

*3.a.2. The detainee served as the Taliban commander of the Baghram Airport.*

Detainee: None of the Taliban commanders stayed at their houses; they are always somewhere. I got captured at my house; my personal enemy reported me. I was never a commander at the Baghram airport. This is not true.

Personal Representative: You said, "you were drafted by the Taliban", do you know how many years ago?

Detainee: I served with the Taliban about three and a half to four years ago. At that time the Taliban was not an enemy with the United States. I served with them for six months and we were not enemies of the United States; nor were there any hostilities with the United States.

Personal Representative: Did you have anything else that you wanted to tell the tribunal. Why you should not be an enemy combatant?

Detainee: I wanted to tell all the members of this tribunal my statement. I am innocent; they brought me here because (short pause) this is my story. The first allegation about me being a member of the Taliban; I was drafted by them it was not my choice.

The second thing about being the commander at Baghram. Is there any proof or documents that show I was a commander? You can go and ask the government about me. They will let you know if I was a commander or not. I am not blaming the Americans who captured me; I blame my personal enemy. My personal enemy was the one who killed my uncle. I was by the river getting ready for prayer, in the mean time my enemy reported me to the Americans and they came and captured me. I haven't even seen Baghram until the Americans captured me. That is when I saw it; but before that I have never even seen Baghram. About the first allegation about being a member of the Taliban. Is that is my crime? In Afghanistan about sixty percent of the people were drafted by the Taliban to do service for them. This is not my fault, so if you keep detaining me or holding me here for that reason I don't know what to say. There is a government there in Afghanistan you can ask about me. There is something they can provide to you if I was a commander of Baghram. I did have two personal enemies who reported me. I am innocent and look at my life in here with handcuffs on my hands and my feet this is not my destiny. About being the commander this is completely not true. About being a member of Taliban or working for Taliban, they wanted three hundred thousand from me; I didn't give them the money so I had to work for them for three to six months. The Taliban were very bad people they were an oppressor, they tortured people or made them do something for them. You are not aggressive so why are you doing this to me? I don't look like a commander. I am really a poor man, I have an older father and I have children. I was a farmer in Afghanistan to provide food for my kids. I just want to be released and go back to my family to take care of them. Since I have been here I have lost sixty-five percent of my mind, I am getting mental problems. If I can get released I can still work and complete my life. If I loose my mind I won't be able to provide food for me. This is my statement and I told you all about me. This is now up to you.

*The Personal Representative and the Recorder had no further questions.*

Tribunal Members' questions

Q. After you stopped working for the Taliban where did you live?

A. I was in my house.

Q. Where is that located?

A. In the city of Halmand.

Q. What job did you have?

A. I have land. I was taking care of my land.

Q. I understand you were a farmer. Can you tell us what you were growing?

A. Tomatoes, wheat, corn, beets and some vegetables.

Q. You mentioned that you had personal enemies more than one can you give us their names? Specifically the ones you think turned you in.

A. Their names were Sabar Gul and Osman.

Q. Why do you think they were your enemies? Besides one killing your uncle; was that the reason?

A. It has been a long time since Sabar Gul and I have been enemies. He tried a couple of times to harm me.

Q. When you were drafted as a Taliban soldier, what were your duties?

A. I was a driver. I was driving a Russian truck.

Q. When you served as a Taliban soldier, was that near your home or somewhere else?

A. I was far from home, once I spent with them in the province of Sabargan. The other time served with them for three months in Kabul.

Tribunal President: Do you have other evidence to provide to this tribunal?

Detainee: I don't have any evidence or witness. Do you have any evidence or witness that I was a commander in Baghram?

Tribunal President: As I said before this is all we know at this time. We will have another session, which will be closed, and we may receive some more information.

*The Tribunal President confirms that the detainee had no further evidence or witnesses to present to the Tribunal. The Tribunal President explains the remainder of the Tribunal process to the detainee and adjourns the Tribunal.*

#### AUTHENTICATION

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



Tribunal President

**Summarized Unsworn Detainee Statement**

*The Recorder presented the Unclassified Summary of Evidence (Exhibit R-1) and Exhibit R-2 to the Tribunal and gave a brief description of the evidence.*

*The Recorder confirmed that she had no further unclassified evidence or witnesses and requested a closed Tribunal session to present classified evidence.*

Tribunal President: I note that by the Detainee Election Form that it states that the Detainee requested to have his student Visa located from Pakistan and that this would prove he was in Pakistan to go to school to study English and computers. What happened to that request?

Personal Representative: Yes ma'am. I actually looked here in our evidence area to see if we had it and we had no evidence in relationship to his student Visa. In addition to that he reported that his passport had been stolen. We have no evidence on him at all; in reference to that student Visa.

Tribunal President: So is it your understanding that there would be no other way to locate that document?

Personal Representative: At this time, yes ma'am.

Tribunal President: Did you ask them to do a search on the high side to see if in fact it his documentation was located elsewhere?

Personal Representative: No ma'am.

Tribunal President: Let's take a brief recess for a moment.

*The Tribunal went into recess and reconvened shortly thereafter.*

Tribunal President: The Tribunal for (stated Detainee's name) is now reconvened. The point in question was on the Detainee Election Form it states that he requested to have his student Visa. Upon consultation with the Personal Representative, it was determined that this Visa like his passport would also be under a false name and therefore is truly irrelevant to the proceedings at this time. The Tribunal has determined that the document is irrelevant and we will not pursue anything further in trying to locate it.

Tribunal President: Personal Representative did the Detainee desire that you present information to this Tribunal on his behalf?

Personal Representative: Yes ma'am.

Tribunal President: You may do so at this time.

Personal Representative:

*3.a. The detainee is a member of al Qaida and the Taliban.*

I am not a member of the Taliban or al Qaida. I don't know them nor did I help them.

*3.a.1. The Detainee traveled to Pakistan in late 2000 on a fake passport.*

I have defended this many times. I actually did leave Pakistan in late 2000 and in doing so I had to obtain a fake passport. The reason is because I was born in Saudi Arabia but my family was from Chad. I had to go to the Chad Embassy to find out if I could obtain a passport. They allowed me to get one under a different name; which made the passport fake.

*3.a.2. The Detainee has been associated with al Qaida members.*

I don't know them. I don't have nothing to do with them.

*3.a.3. The Detainee is identified as a member of the Bahrain Defense Organization.*

No, I was not.

*3.a.4. The Detainee is a low level al Qaida fighter.*

They caught me in Pakistan in Karachi and they sold me to the Americans for \$5,000. I am not a fighter. I was in prison in Pakistan and they told me they would call my parents but they never did.

*3.b. The Detainee participated in military operations against the U.S. and its Coalition partners.*

This is not evidence. It's just allegations.

*3.b.1. The Detainee was recruited for military training at the al Farouq training camp.*

I have never been seen at any of these camps.

*3.b.2. The Detainee received military training, including use of AK-47s.*

I have never been seen except in Pakistan when we carried it but I never used it.

*3.b.3 The Detainee reportedly may have fought against U.S. and coalition troops in Tora Bora.*

I have never been to Tora Bora. I have no business to go there and fight. I came to get educated only.

I was captured after September 11<sup>th</sup>, 2000. I was arrested in Saudi Arabia. I got the money to travel to leave Saudi Arabia by saving my money. I went to the police station and reported that I had lost my passport. I was then captured.

All of these allegations are untrue and they are no evidence of proof.

Personal Representative: That is the end of our conversation.

Tribunal President: I also noticed that on the Detainee Election Form that the Detainee requested to have the airport confirm that he left Saudi only once. That was a month to a month and a half prior to 9/11 to go to Jeddah and then Karachi. Truly that is not relevant to what we are talking about and there is no way to confirm that obviously without his passport. We just wanted to address that since it is on the Detainee Election Form.

Personal Representative: Correct. Yes ma'am.

***The Tribunal President confirmed that all unclassified had been heard and adjourned the open session of the Tribunal.***

***The Tribunal President reconvened to correct a statement made by the Personal Representative.***

Tribunal President: The Tribunal is reconvened to correct a statement that was previously made. The statement was that the Personal Representative said that the Detainee traveled to Pakistan in late 2000 and what was meant to have said was the Detainee traveled to Pakistan in late 2001 on a fake passport.

***The Tribunal President confirmed that all unclassified had been heard and adjourned the open session of the Tribunal.***

***The Tribunal President reconvened to correct a statement made by the Personal Representative.***

Tribunal President: The Tribunal is reconvened in order to correct a statement made by the Personal Representative regarding the Detainee's remarks for the Tribunal. Personal Representative at this time would you please correct the statement?

Personal Representative: Yes ma'am. I stated that he was arrested in Saudi Arabia. The correction is, he was arrested in Pakistan and he was amongst Arabic and Saudi people.

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Tribunal President. Thank you.

Personal Representative: Yes ma'am.

*The Tribunal President confirmed that all unclassified had been heard and adjourned the open session of the Tribunal.*

**AUTHENTICATION**

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



Tribunal President

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**Summarized Detainee Unsworn Statement**

*The Tribunal President read the Hearing Instructions to the Detainee and confirmed that the Detainee understood and had no questions.*

Detainee: I attended this Tribunal because I wanted to respond to these allegations I have witnesses and I posted reports. I would like to discuss them with you, the Tribunal.

Tribunal President: We're aware that you requested a document that we determined was not relevant. We received no request for witnesses.

Detainee: Yes, that is what I wanted to say, that I requested these documents and it should be in the file. I have been told already about the witnesses.

Tribunal President: Right. In just a few minutes we'll allow you to provide an oral statement as well.

*The Personal Representative presented the Detainee Election Form (Exhibit D-A) to the Tribunal.*

*The Recorder presented the Unclassified Summary of Evidence (Exhibit R-1) to the Tribunal.*

*The Recorder presented Exhibits R-1 into evidence and gave a brief description of the contents of the Unclassified Summary of Evidence (Exhibit R-1).*

Detainee: Does he (the recorder) have any questions?

Tribunal President: He may have later on in the process. We'll get to that.

*The Recorder confirmed that he had no further unclassified evidence or witnesses and requested a closed Tribunal session to present classified evidence.*

*The Tribunal President, referring to the Detainee Election Form, made the following statement:*

Tribunal President: I see by the Detainee Election Form that you have elected to participate as evidenced by your being here today. I also see that you asked for a document to be produced from a hospital, referenced to show intent that you were in Pakistan to receive treatment for back illness. Based on the allegations and the unclassified summary of evidence, this request was considered not relevant. Therefore this request was denied. Abdalaziz Kareem Salim Al Noofayae you may now present any evidence you have to this Tribunal and you have the assistance of your Personal Representative in doing so.



Detainee: I gave him (Personal Representative) all of the answers to all of these allegations and he can present them.

Tribunal President: Okay. We will be more than happy to do that. Would you like to take an oath, for anything else that you answer for us?

Detainee: I don't want to take the oath.

Tribunal President: Okay that is fine.

*The Recorder does not administer the Muslim oath to the Detainee.*

*The Tribunal President opened the Tribunal to the Detainee to make his statement.*

Tribunal President: With the help of your Personal Representative you may begin.

Personal Representative: The detainee and I met and I'm prepared to give the detainee's statement.

*3.1. Originally from Saudi Arabia, the detainee traveled to Karachi, Pakistan in late 2001 via Jeddah, Saudi Arabia; Damascus, Syria; Tehran, Iran; and Lahore, Pakistan.*

Detainee (via Personal Representative): Regarding the first allegation, regarding his travels, when we met he said that I personally traveled, I went for treatment of back problems. I never went to Afghanistan, only Pakistan. I did have a passport and he wanted to say that I was already in Pakistan before the September 11<sup>th</sup> incident.

Tribunal Member: I just wanted to ask a question. Do you want the translator to literally translate to him? Did you want him to re-translate that to him?

Personal Representative: I think he should.

Translator: Can you say that again?

Detainee (via Personal Representative): I was already in Pakistan before the September 11<sup>th</sup> incident.

Personal Representative: Would he like to say more about this charge?

Detainee: I went there for the purpose of medical treatment and then I went to Lahore. You may ask me why didn't I get treated in Saudi Arabia. It is cheaper in Pakistan than it is Saudi Arabia and I can get the same treatment there.

*3.2. In March 2002, the detainee was arrested by Pakistani police during a raid on the Issa guesthouse in Faisalabad, Pakistan.*

Detainee (via Personal Representative): The second one talks about his arrest by the Pakistani police at the Issa guesthouse. He said that is right, I was in Pakistan before the Americans started bombing Afghanistan. When I heard the Pakistani police were starting to capture Arabs I went to that guesthouse.

Detainee: I was in Karachi when they started capturing. I went from Karachi to Lahore.

Detainee (via Personal Representative): All along I was there to get back treatment. I was at the Sinai in Karachi, Pakistan before Ramadan in 2001. Would he like to say anything more about his arrest?

Detainee: When they started arresting the Arabs in Pakistan, I tried to go to the Saudi Arabian government so I could go back, but I wanted to stay here so I could finish my medical treatment.

*3.3. Several of the individuals arrested in the raid on the guesthouse in March 2002 were identified by a senior al Qaida associate.*

Detainee (via Personal Representative): The third one talks about the individuals that were arrested in that guesthouse were identified by senior al Qaida associates. He said that I was in a hurry to get there (meaning the guesthouse) because the Paki sub-police were arresting Arabs. I did not know and I had no knowledge of these people at the guesthouse. He went to Lahore, before finishing his treatments to Raiwind Pakistan to see a group Tabligh to ask them for help to finish his back treatments. It was a safe place but they said at this time we cannot help you. The group Tabligh said that. So they (Tabligh group) told him to go back to Faisalabad Pakistan, to study Koran. The reason he went was to stay and find a doctor to finish his treatment. By staying at that guesthouse, it was a way for me to have a place to stay and seek treatment for my back therapy. Does he wish to say more about that?

Detainee: When I went to Faisalabad, all the people I ran into, they were learning Koran. The only thing I knew about them was they were reciting the Koran readings.

*3.4. Detainee was captured with a Casio F-91W watch, known to be used by members of al Qaida.*

Detainee (via Personal Representative): Now the fourth one is talking about how he was captured with a Casio F-91W watch.

Detainee: I did not know that these watches are used by the al Qaida members. I did have a Casio watch, I'm not sure if it is the F-91W.

Detainee (via Personal Representative): He also had said something to me that the watch I had is like the watch even some of the guards here have. So does that mean that they are Taliban and al Qaida? How could I use a watch for that? I went there for treatments. Lots of people wear that watch.

*3.5. The F-91W Casio watch has been associated with numerous al Qaida and radical Islamic terrorist improvised explosive devices.*

Detainee (via Personal Representative): Number five talks about how that Casio watch has been associated with numerous al Qaida and radical Islamic terrorist explosive devices. When we talked his response was so many people carry that watch; they all can't be terrorist. Does he wish to say more about the watch?

Detainee: I bought that watch in Saudi Arabia before I got there.

*3.6. The detainee trained at the Khalden Camp around 1997.*

Detainee (via Personal Representative): The sixth one says that the detainee trained at the Khalden Camp around 1997. Not true. I never heard of this camp. This statement makes no sense to me, I was in Saudi in 1997. Does he want to mention anything else about that?

Detainee: I was in Saudi Arabia in 1997 and at that time I stayed in place until 2001.

*3.7. The Khalden Camp was run by a senior al Qaida operative.*

Detainee (via Personal Representative): The last one talks about that camp was run by a senior al Qaida Operative.

Detainee: This relates to the previous one.

Personal Representative: Yes, that's right, he's right.

Detainee (via Personal Representative): Again, he says he never had any association with this camp at all. I was in Saudi Arabia and never heard. That's all that we have for notes, is there anything he wants to say?

Detainee: I have nothing else to add.

Tribunal President: Does that conclude your statement?

Detainee: Yes, yes that concludes my statement unless you have other questions.

Tribunal President: We may have, so thank you. Personal Representative, do you have any questions for the Detainee?

Personal Representative: No, no Ma'am. He actually answered the one question I was going to ask him in his statement. Which was, "Where did he buy his watch?" and he answered that.

Tribunal President: Recorder, do you have any questions for the Detainee?

Recorder: No Ma'am.

Tribunal President: Do any Tribunal Members have any questions for the Detainee?

Tribunal Member's questions

Q. Sir, how old are you?

A. Approximately 27 or 28 years old.

Q. What did you do in Saudi Arabia?

A. I was a student.

Q. Where at?

A. Up in Taif.

Q. What is that? Is that a University?

A. It is not a University; it is a city.

Q. You were a student in that city but what school?

A. It is a school called Takeef. There were many schools I went to.

Q. What did you study?

A. High school education. I learned Arabic, English and mathematics.

Q. What age did you stop going to school?

A. I was about 18 or 19 years old.

Q. Okay, then from the age of 19 until you left for back treatment, what did you do?

A. I was working in the market selling vegetables and things like that.

Q. Where did you get the vegetables from?

A. I would buy it from supply houses and farmers, and I sold them at the market.

Q. You supported yourself by selling vegetables at the market?

A. Yes I was.

Q. Have you ever held any other type of job?

A. No I did not.

Q. Do you have any military training?

A. No I don't have any.

Q. When did you start noticing that your back bothered you?

A. I don't remember exactly but sometime in my twenties.

Q. Was there a specific incident that caused your back problems?

A. I believe maybe it is the cold weather.

Q. The cold weather in Saudi Arabia?

A. Yes it is sometimes we have cold weather.

Q. You never had a specific injury?

A. No I did not.

Q. Did you ever see any doctor in Saudi Arabia concerning your back problems?

A. Yes I did, I used to go to the pharmacy and to the hospitals.

Q. What activity or activities bothered your back the most?

A. I used to carry sugar or flour back on my back, huge bags on my back and the gas bottles for the barbeques.

Q. And this bothered your back?

A. Whenever I used to carry it, I used to feel the pain.

Q. How about just walking for a long period of time, does that bother your back?

A. My back was hurting when I was in Syria when I was walking.

Q. How about when you sit for a long time? Does that bother your back at all?

A. My back hurts me when I sit for a long time.

Q. How long did it take you to travel from Saudi Arabia to Pakistan, how many hours?

A. From Saudi Arabia to Pakistan?

Q. Correct, how long did it take?

A. One week.

Q. Did you drive?

A. I took a plane.

Q. How is your back now?

A. Now it is better, but are you asking now here in this room or in the camp?

Q. As your sitting here today.

A. I'm feeling fine now.

Q. What type of treatment did you get in Pakistan for your back, if any?

A. I was getting a back massage and they were giving me some kind of tablets. I was asked to come back to see them every two weeks. I was given some cream for my back along with some medication tablets and when I run out they asked me to come back.

Q. So you spent a week traveling to Saudi Arabia to Pakistan so that you could get some cream for your back and a massage?

A. There were doctors when I got to Pakistan, they advised me to change the environment that I am living in. Because it is cheaper, these people were advising in Saudi Arabia to go there it's cheaper to be treated in Pakistan and change the environment, which is Saudi Arabia.

Q. Did you work at all when you left Saudi Arabia?

A. I did not work there, I was just waiting to get the treatment and then I would leave.

Q. How did you support yourself?

A. I had some money on my person.

Q. Where did you get this money?

A. From the market where I was selling the vegetables.

Q. Did you travel alone?

A. Yes I did.

Q. How did you make your travel arrangements?

A. I went to the airport. I asked them to reserve a seat for me and he made arrangements for me and told me when.

Q. You didn't use a travel agency?

A. You go where you want to purchase the ticket, that's where I went.

Q. Did you have your passport with you when you were arrested?

A. Yes I did.

Q. You said you did not have any knowledge at all of any of the people that you were staying with in this guesthouse.

A. I didn't have any knowledge.

Q. Did you recognize any of these people?

A. There are some of them here in the camp.

Q. But when you first saw these people at the guesthouse, did you recognize them?  
Had you seen them before at the guesthouse?

A. No I didn't recognize them.

Q. When you first said you were a student at Takeef, what type of school is that?

A. Arabic, English, Physics.

Q. That's a school that's beyond high school?

A. No this is high school.

Q. When I first asked you what you did in Saudi Arabia you said you were a student.  
Why is that?

A. Yes. I just studied there.

Q. Didn't you just state that you stopped studying when you were 18 and 19 years old?

A. Yes I did.

Q. What age did you leave Saudi Arabia?

A. I don't know how many months I've been here in Cuba.

Q. You can't recall what age you were when you left Saudi Arabia?

A. 26 years old. I don't remember the dates. I've been in Cuba for three years.

Q. I take it you understand English?

A. A little bit.

Q. How much money did you take with you to Pakistan?

A. 10 thousand.

Q. 10 thousand Riyal?

A. Riyal.

Q. Tell me about your family. Your mother, father, your sisters and brothers.

A. Why?

Q. Because I would like to know.

A. In my situation I don't like to bring my family into it.

Q. Do you have anything to hide?

A. I don't have anything to hide but my case is with you. My family has nothing to do with it.

Q. These questions I ask are to make a determination whether you're an enemy combatant or not. So this could only help you.

A. What are you going to ask about when you say tell me about your family, sister, mother, father?

Q. What does your dad do for a living?

A. My father is a farmer.



- Q. What about your brothers?
- A. I told that story to the interrogators. It has nothing to do with my case.
- Q. How much did you have to pay in Pakistan and Saudi Arabia to have your back treated?
- A. In Saudi Arabia it might cost me 200 Saudi Riyal. However, in Pakistan it might cost me 50 Riyal at most.
- Q. How many times did you attend the hospital in Saudi Arabia for your back?
- A. A number of times, I cannot remember.
- Q. How about in Pakistan?
- A. Four times in Pakistan, approximately. This was for a follow-up.
- Q. The name of the hospital again was Sinai?
- A. Yes it is.
- Q. They would have a record if we inquired that you were there?
- A. That is for sure.
- Q. You said that your back hurt when it was cold, what do you define as cold? Any particular temperature?
- A. Sometimes when I'm in the camp it gets a little bit cold. (Inaudible)
- Q. I'm sorry, in the what? Cab?
- A. Camp.
- Q. Oh, camp.
- A. A day or two ago it was kind of chilly out there. It affected my back.
- Q. Have you informed the medical staff here of your back problems?
- A. Yes I did, I told them.
- Q. For the record are you a Muslim?
- A. Yes I am, thank God.

Q. Is it ever okay in your religion to lie to non-believers?

A. What do you mean by non-believer? Can you repeat the question?

Q. I would like to know in your religion is it okay to lie to anyone who is not a Muslim?

A. Only in war.

Q. Are we at war now?

A. We are not in war; we are in detention.

Q. You went to Pakistan for back treatments because it was cheaper or less expensive. correct?

A. Yes I did sir.

Q. You said it would cost two hundred riyal in Saudi Arabia but only fifty in Pakistan, is that correct?

A. That is true.

Q. Is that the whole reason that you went to Pakistan?

A. Because it is cheaper there and there are also medications there that are not available in Saudi Arabia. The third reason is that I was advised to change my environment.

Q. When you say change the environment, are you saying that is warmer in Pakistan than Saudi Arabia?

A. In Karachi the weather is very appropriate at least for my back.

Q. The weather is appropriate?

A. It is not that cold. It is not that hot.

Q. But are you saying that it is warmer in Pakistan than it is in Saudi Arabia?

A. Yes I am.

Tribunal President's questions

- Q. You said that your travel from Saudi Arabia to Pakistan took a week and that you flew. So you would have us believe that it takes a week to fly from Saudi Arabia to Pakistan?
- A. I am confused.
- Q. So am I. When you left Saudi Arabia did you fly directly to Pakistan?
- A. In the allegations it states that I went from Saudi Arabia to Karachi to Pakistan and different cities.
- Q. That's true then?
- A. No it did take seven days. I stayed in Syria for three days. Then from Syria to Iran by bus, I was in Iran for two days. Then after that I went to Pakistan. All this travel took about a week.
- Q. You indicated earlier in your testimony that you arrived in Pakistan prior to the attacks in the United States?
- A. Yes I did.
- Q. The allegations state that you were captured in March of the following year.
- A. What did you mean by the following year?
- Q. The year after the attacks on the U.S.?
- A. That is not true.
- Q. When were you captured?
- A. I don't know, I don't remember the year exactly. I was in Pakistan when the attacks took place. I arrived there two weeks ahead of time. Then the attacks took place and seven months later they arrested me.
- Q. You stated that you had four back treatments, and that the treatments were approximately a couple weeks apart.
- A. Yes I did.
- Q. Okay, so at best that took three months. What did you do for the other four months?

A. Three months I stayed at the house. Two to three months I stayed at the house and the month before that I stayed at the house where the Tabligh are.

Q. For three months you stayed at the house in Faisalabad?

A. Three months I was in Karachi then I went to Raywan for one month and then I stayed in Faisalabad for two and half months. So totally it is about six to seven months.

Q. For the two and half months you stayed at Faisalabad you stayed at the guesthouse that they were talking about in the allegations?

A. In Faisalabad, yes I did.

Q. But you also stated that you didn't know anybody there for two and half months?

A. I didn't know anybody here.

Q. When you talk about the organization that sent you to Faisalabad, the Tabligh, is it that organization?

A. Yes.

Q. You said that you left with 10 thousand riyals. Did that include the price of your airline ticket as well?

A. I spent some of that ten thousand riyal for the ticket.

Q. How much did the ticket cost you approximately?

A. Three thousand riyal. That covers all of my flying from Saudi Arabia to Karachi.

Tribunal President: Abdalaziz Kareem Salim Al Noofayace do you have any other thing that you would like to present to this Tribunal today?

Detainee: I don't have any.

*The Tribunal President confirmed with the Personal Representative that he had no further evidence and that the Detainee had no previously approved witnesses to present to the Tribunal.*

*The Tribunal President explained the remainder of the Tribunal process to the Detainee and adjourned the open session.*

AUTHENTICATION

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



Tribunal President

Summarized Unsworn Detainee Statement

*The Tribunal President read the Hearing Instructions to the Detainee. The Detainee confirmed that he understood the process and had no questions.*

*The Recorder presented the Unclassified Summary of Evidence (Exhibit R-1) to the Tribunal.*

*The Recorder presented Exhibits R-2 and R-3 into evidence and gave a brief description of the contents of the Unclassified Summary of Evidence (Exhibit R-1).*

*The Recorder confirmed that he had no further unclassified evidence or witnesses and requested a closed Tribunal session to present classified evidence.*

*The Tribunal President opened the Tribunal to the Detainee to make his statement and asked if he would like to make his statement under oath.*

Detainee: Yes, I want to.

Tribunal President: Recorder, would you please administer the oath.

Detainee: Is this the Muslim oath?

Tribunal President: Yes, it will be the Muslim oath.

*The Recorder administered the Muslim oath to the Detainee.*

*The Personal Representative assisted the Detainee by reading each point on the Unclassified Summary of Evidence and giving the Detainee the opportunity to reply.*

*3.1. The Detainee traveled to Afghanistan in July 2001.*

Detainee: Is that the 7<sup>th</sup> month of the year?

Personal Representative: Yes. Would you like to make a statement?

Detainee: I already did. I said yes.

*3.2. The detainee traveled from Kandahar to Khost, Afghanistan on a bus filled with wounded Taliban soldiers.*

Detainee: Wait, I'm still on point one. Do you want me to talk about my travel?

Tribunal President: If you would please.

Detainee: I traveled to Afghanistan with my sister for the purpose of taking her to her husband. In the Muslim society, a woman does not travel by herself. I was just accompanying her to her location. That was reason for my travel.

*3.2. The detainee traveled from Kandahar to Khost, Afghanistan on a bus filled with wounded Taliban soldiers.*

Detainee: I did travel from Kandahar to Khost and I told the interrogator this information that they didn't even know. But I did not travel with soldiers from the Taliban. They were some people there that were injured. They were civilians or soldiers and as you know the Afghani people, they cannot tell the difference between the civilians or the soldiers because the clothing and uniforms are the same.

*3.3. The Detainee helped with the needs of the wounded Taliban soldiers during the bus trip.*

Detainee: That is not correct. First, I'm not from that part of the world that I know the way and two. I don't have any experience in medical treatment. I was not working for a community or organization and I didn't have any money to help these people. In addition to that, I was injured myself.

*3.4. The Detainee was present in Kabul, during U.S. air campaign there.*

Detainee: Yes I was present and the campaign took place when I was there. I did not go from one municipality to another municipality. I wanted to get out of Kabul and as I said before I don't know the area until the time I met with someone who told me how to get from Kabul to Khost. Do not make a connection between my travel from Kandahar to Khost. My first travel was from Kandahar to Kabul. The second time it was from Kandahar to Khost.

*3.5. The Detainee was arrested Pakistani authorities, in Pakistan.*

Detainee: Yes that's true. I was not on the border and I didn't have any weapons. I was in one of cities in Pakistan, on a bus.

*3.6. At the time of his capture, the Detainee was in the possession of a Casio watch, model A159W (silver version of the F-91W).*

Detainee: I looked at the document that was presented to me by the Personal Representative and having looked at it, I knew that watch is not mine. When they captured me Pakistan, I had a watch. But because I did not know how to read and write the English language, I do not know the name of the watch, the model, I can tell the watch is mine only by looking at it. The document that the Personal Representative showed me, is not my watch.

Personal Representative: I do have some evidence to introduce or an Exhibit for that if you'd like it now.

Tribunal President: You can wait with that, when we get to it, but I certainly will allow you to do that.

Detainee: My Personal Representative indicated to me that he was going to tell the Tribunal that, in his own opinion, this is a very cheap watch and it's not relevant or important.

Tribunal President: He will be allowed an opportunity to do that.

Detainee: In my own opinion it's a matter of principle if that was my watch or rather it was expensive or inexpensive, I will admit it's my watch but in that case it's not.

*3.7. This model of watch has been used in bombings that have been linked to al Qaida and radical Islamic terrorist improvised explosive devices.*

Detainee: Is that a question?

Translator: He was asking if that was a question. I said no that was an allegation.

Tribunal President: It was a statement.

Detainee: Is that an allegation?

Tribunal President: No, that was just simply a statement.

Detainee: I've already answered that question by saying that this is not my watch.

Tribunal President: Correct.

Tribunal President: Anything else?

Personal Representative: Yes Your Honor, I would like to enter Exhibit D-b and I'll briefly describe what this is. Researching on the internet to the Casio World Website. I found this picture and definition of the F 91W which is not...

Tribunal President: Please give time for him to translate.

Personal Representative: There are two points that I wanted to make about this. First of all, the price on the watch is indicated as \$18.95. The point being that the inexpensive price and the quantities produced, using this as a point of evidence is, in my, or I would like you to consider the weight of that. Also, if you would note on here there's a section on Product Archive which I did a search on the watch that was alleged to be in the



Detainee's possession and the watch is so old that it does not even show up on the Casio's website in their product archives. The point being also that we're also now linking now two watches with very inexpensive and the high production rates and the fact that it's a person's possession is, I believe a weak point of evidence that would tie him to a particular Islamic or radical group. That's just information for the Tribunal that's in light of his statement that it's not his watch may or may weigh but I think it's relevant in the statement as it's made in the Unclassified Statement.

Detainee: The two watches, the one that I saw and the one that was downloaded. What about the one that's downloaded?

Personal Representative: The one watch is the one that is alleged to be similar to your watch and is the tie to the Terrorist organization.

Translator: May I show him this?

Detainee: I want to know the difference between the two watches. This one here (referring to Exhibit D-B) and one downloaded from the Casio website.

Personal Representative: I could not find any specs on his watch so I don't know what's included in there but...

Detainee: Why do we have second watch here especially if it's not mine?

Personal Representative: The only thing that I've been able to find is from the Unclassified Statement, they say they are similar, visually they look similar but I don't have the specs on the 159W, which is the one he had in his possession. They are both simple watches. They are not very complex watches.

Detainee: How is that they've alleged that my watch is connected to the (inaudible).

Tribunal President: Don't know. The only thing that we've seen is this [referring to Exhibit R-1]. This is the only document that this Tribunal Panel has seen.

Detainee: Bullet number six and number seven, they are alleging that it has some connection with the Taliban.

Tribunal President: Correct they are.

Detainee: If you are saying that there is a connection to the al Qaida and so forth and Personal Representative is saying that it's a very simple watch. How is it that you're saying it has I:ID capabilities and other things?

Tribunal President: I can't help you there. This is all we know about it is what is here.

Detainee: By the way all the information that you have I told the interrogators about. Your interrogators didn't have anything on me whatsoever. I will be more than happy to participate with you people; answer anything that you want all the way to the end. And I hope that the Tribunal would look at the Unclassified as well as the Classified and arrive to the truth.

Tribunal President: Thank you. I appreciate your cooperation. Would you like to make any more statements or does that conclude your statement?

Detainee: That's it. If there are questions, you ask.

Tribunal President: I believe we will have some questions for you. Thank you.

Detainee: Fine.

Tribunal President: Personal Representative do you have any questions for the Detainee?

Personal Representative: No ma'am.

Tribunal President: Recorder do you have any questions for the Detainee?

Recorder: No ma'am.

Tribunal President: Do any Tribunal members have any questions for the Detainee?

Tribunal Member's questions

Q. Would you tell us a little bit about your sister's husband and what he was doing in Afghanistan while you were bringing your sister to Afghanistan?

A. He was working for a charitable organization. Because he was looking for work, he had to go outside Yemen so he could get paid for all the services and charity work. As I stated earlier, that the woman does not travel by herself. Because my sister was Yemen and her husband in Pakistan, he asked me to bring her over to him.

Q. What city in Pakistan?

A. I took her to Pakistan, Karachi. There was a guy that I met with and he took us to Afghanistan. I took my sister from Yemen to Afghanistan. Pakistan was nothing more than a stop over. Because I couldn't travel from Yemen to Afghanistan.

Q. Do you know the name of the charitable organization your brother-in-law worked for?

A. I do not know.

Q. You are a Yemen citizen?

A. Yes.

Q. Did you have military training in Yemen?

A. I was in the Army. I was drafted. It was a compulsory duty. For a period of two years. From 1982 to 1984 approximately.

Q. What was your usual occupation in Yemen?

A. I was an employee for an oil refinery.

Q. Would you please tell us something about your injuries that you sustained in Afghanistan and how you got them?

A. I was on a motorcycle and fell off.

Q. How long did you originally plan to stay in Afghanistan after you delivered your sister?

A. One to two months.

Q. In what month were you captured?

A. In September approximately.

Tribunal Member: Madame President may I see Exhibit D-b please?

Tribunal President: Certainly.

Tribunal President: May I make a brief inquiry on D-b with the Detainee?

Tribunal President: Yes.

Tribunal Member: Please explain to him (to translator) I'm going to ask him about D-b.

*The Tribunal Member went to the Detainee to show him the photo in Exhibit D-B.*

Q. You've told us that this is not a picture of the watch that you had.

A. Not this one the second one (referring to the photo on the third page of Exhibit D-B).

Q. That is not a picture of the watch you had?

A. [Detainee indicated in the negative].

Tribunal Member: make it reflect that's D-b page three (to the reporter).

Tribunal Member: Thank you for clarifying, that's all I have.

Detainee: Thank you as well.

*The second member of the Tribunal posed the following questions:*

Q. You stated that you traveled in a bus not filled with Taliban soldiers. Is that true?

A. Yes, that's true.

Q. But later, then you said you could not tell the difference between civilians and soldiers because they wear the same clothing.

A. Yes, that's true too.

Q. So how do you know they were not soldiers?

A. I was trying to clarify the accusation. In the accusation you said soldier. As far as soldier in the American society is somebody who is wearing a military uniform. So in Taliban it's different. When you look at the people they're all wearing the same clothes so you can't tell. That was in the past. Now they have improved on their uniforms and they have an army and so forth.

Q. So it's possible that these people on the bus were Taliban?

A. There were a lot people that were injured. Some of them could have been civilians and some of them could have been soldiers.

Q. When you left Yemen to Afghanistan, with your sister, were you still employed at the oil refinery?

A. Yes, I was employed. I had taken vacation.

Q. Your employer was willing to give you two months vacation?

A. They were willing to give me more than two months.

- Q. What was the reason you were captured in Afghanistan? In Pakistan, excuse me, in Pakistan.
- A. I was on a bus. They were capturing everybody that had Arabic features. I gave them my passport and that show that I'm an Arab. They said why don't you follow us we need you in the Center. From that point on they brought us over here.

Tribunal President questions

- Q. I have a couple of questions because I got a little lost earlier. I understood you to say that there were actually two trips you took in Afghanistan.
- A. No one time.
- Q. Okay. I knew I was confused. That's why I asked.
- A. I left Yemen to Pakistan and then from Pakistan I went to Afghanistan, all done at one time. I stayed one day in Pakistan. That was the first time I left Yemen to go outside.
- Q. Once you were in Afghanistan, you went from Kandahar to Khost?
- A. Kandahar to Kabul. From Kabul to Khost.
- Q. Where in Afghanistan were you taking your sister? To Khost?
- A. To Kandahar.
- Q. So the rest of the travel after you dropped her off was for sight seeing?
- A. It was.
- Q. And then once things started to happen in Kabul how did you leave then to get to Pakistan? Because you were captured in Pakistan correct?
- A. I went from Kabul to Khost. Khost was very safe, there was nothing going on there. I came back from Khost to Kandahar to take my sister. I found out that my sister had gone back to Yemen. I got injured and went to the hospital and I traveled from Kandahar to Khost and then to Pakistan. Via something called Miramshah.
- Q. You had no trouble getting cross the border I'm assuming since you had your passport?

A. I had my passport. I did not commit any crime or violation that I was going to be detained for any reason. (inaudible).

Tribunal President: Thank you. I have no further questions.

Detainee: Thank you as well.

Tribunal President: Again, I'd like to thank you for participating in this Tribunal today.

Tribunal President: At this time do you have other evidence to present to the Tribunal?

Detainee: My statements answered all the allegations. I'm concerned about the watch. Regarding question number three, providing medical support, I don't have medical experience or any financial means to do that.

*The Tribunal President confirmed that the Personal Representative had no further evidence to present and that the Detainee no previously approved witnesses to present to the Tribunal.*

*The Tribunal President concluded the Tribunal session.*

Detainee: In the beginning you said that was some classified. May I take a look at it?

Tribunal President: Classified information cannot be revealed to a Detainee.

Detainee: May I look at the Unclassified Evidence?

Tribunal President: Basically, all of the Unclassified has been shown to you.

Detainee: That's fine.

*The Tribunal President explained the remainder of the Tribunal process to the Detainee and adjourned the open session.*

#### AUTHENTICATION

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



Colonel, U.S. Army  
Tribunal President

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Enclosure (3)  
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**Summarized Detainee Sworn Statement**

*As the Tribunal opened, the Tribunal President made the following statement:*

*The Tribunal President read the Hearing Instructions to the Detainee and confirmed that the Detainee understood and commented:*

Detainee: In regards to secret or non-secret what is this for, secret or non-secret?

Tribunal President: We divide the information up into two parts: Unclassified, which we can show you and then we have Classified information which we deem important to National Security which we are not allowed to share with you. Do you have any questions concerning the Tribunal process?

Detainee: What am I going to benefit from this session, this Tribunal?

Tribunal President: This Tribunal is an impartial panel. To this point we have seen no information on you whatsoever. We will be looking at basically two things. The first thing we look at, of course, is the information the Recorder will provide to us. Since you have elected to participate today the second thing we will look at is your oral statement. Basically we look at that information to determine whether or not your enemy combatant status is an appropriate one for you. If we determine that you have not been properly classified that can lead to your release.

*The Personal Representative presented the Detainee Election Form (Exhibit D-A) to the Tribunal.*

*The Recorder presented the Unclassified Summary of Evidence (Exhibit R-1) to the Tribunal.*

*The Recorder presented Exhibit R-2 into evidence and gave a brief description of the contents of the Unclassified Summary of Evidence (Exhibit R-1).*

*The Recorder confirmed that he had no further unclassified evidence or witnesses and requested a closed Tribunal session to present classified evidence.*

Detainee: You are impartial, is that right?

Tribunal President: The Tribunal panel? Yes, we haven't seen any information.

Detainee: So how did she (Tribunal President) know when he (Recorder) said that he didn't have any and she was telling him to read what he had down?

Tribunal President: He had already told me that he had classified and unclassified, that's all he said. I know he's got something else to present but I don't know what that is.

Detainee: No problem.

***The Tribunal President, referring to the Detainee Election Form, made the following statement:***

Tribunal President: I see by the Detainee Election Form that you have elected to participate today as evidenced by your being here. I also see that you asked your Personal Representative to locate some documentation for you that he will present to us in the classified session. Hussein Salem Mohammed you may now present any evidence that you have to the Tribunal and you have the assistance of your Personal Representative in doing so. Do you wish to present information to this Tribunal and would you like to make your statement under oath?

Detainee: Swearing or not swearing that is okay I have no problem with that. In which way will I swear?

Tribunal President: It will be the Muslim oath and the Recorder will provide the script.

***The Recorder administered the Muslim oath to the Detainee.***

***The Tribunal President opened the Tribunal to the Detainee to make his statement.***

Personal Representative: First item was the detainee was a member of al Qaida based on these seven statements. The first one is:

*3.a.1. The detainee stated that he traveled from Yemen to Pakistan in September of 2001.*

Detainee: I told you this. I gave you this information. I told you that I traveled to Yemen to Pakistan at this time. Is it an accusation to travel?

Tribunal President: It is just a statement.

Detainee: Nothing is included in these points that would lead to me becoming categorized as me being with al Qaida. This al Qaida thing is not (inaudible).

Tribunal President: That's the kinds of things we need to know from you.

Detainee: This talk of al Qaida has no foundation or any truth to it whatsoever. I wish that you'd understand me. Of course in regards to me traveling from Yemen to Pakistan, I volunteered that information. From Yemen to Pakistan I gave you this information, I volunteered this information. It's here and very easy to find it. You have your own conclusions and you can check with the Yemeni government and you will know where and when.

*3.a.2. The detainee visited the Tablighi headquarters in Lahore, Pakistan.*



Detainee: The way you put it, it looks like I went to visit and I was enjoying my visit with them. I told you before that my goal wasn't to visit these guys; I went there because my goal was to travel. That's why I went there.

Tribunal President: Keep in mind again, that we don't know any of the information you've already told interrogators or anything about you other than this one sheet of paper.

Detainee: I'm sorry. I didn't mean to be disrespectful or anything. I just wanted to mention that I told this information to the interrogators before.

Tribunal President: I appreciate that.

*3.a.3. Jama'at Al Tablighi, a Pakistan based Islamic missionary organization is being used as a cover to mask travel and activities of terrorists including members of al Qaida.*

Detainee: So am I responsible for that? Am I responsible for that? I'm asking you. If I was responsible then yes this statement would make sense but I'm not responsible for anybody.

*3.a.4. The detainee stayed at the Tablighi center for two and a half months.*

Detainee: I told you personally that. I stayed for two and half months, approximately I don't know exactly, but approximately two and half months. I didn't lie to you. I didn't tell you that I didn't stay there. I said yes I stayed there.

*3.a.5. The detainee stayed at al Qaida guesthouses in Afghanistan.*

Detainee: This statement I don't understand. This doesn't have any base to it because I've never been to Afghanistan. You guys, you took me to Afghanistan to the prison in Afghanistan. I didn't go. You took me. If you want to consider the period or the time in that prison as a charge or a crime then that's something else.

*3.a.6. The detainee has been confirmed as being an old "JUNIOR" al Qaida member.*

Detainee: This is a lie. This is a lie. When was I a member of al Qaida? I never heard of this. First of all, look at the dates I left Yemen and you will know that was the first time I left Yemen. I never left Yemen before that. You can look at the dates. This talk about al Qaida is all lies. You have the Yemeni intelligence, ask them.

*3.a.7. The detainee was arrested in Tehran, Iran for illegally entering Iran.*

Detainee: Also, I told you this, it is me who told you this. Are you responsible for Iran? People enter and go into other countries. In your own country you have a lot of people who are illegally in the United States. Everywhere in the world people enter illegally and smuggle to other places, everywhere. Is it just illegal for me to enter Iran illegally?

Tribunal President: Does that conclude your statement or is there anything else you would like to tell us?

Detainee: That's it really. If you want me to tell you my whole story I have no problem with that. I already told my whole story and I also told my PR and I'm ready to repeat my story if you want me to.

Tribunal President: Again, this is all we've seen about you so if you think it will help us we are certainly willing to listen.

Detainee: Okay so you want me tell my story since the first day I left Yemen until you brought me here?

Tribunal President: If you think it will help us figure out why they're thinking you're an enemy combatant.

Detainee: You mentioned that why they think that you are part of al Qaida. You said think. You just think. You have no proof. You're not certain really and you put me in jail and classify me as al Qaida just because you think I am but you're not really certain, just because I'm Arabic and Muslim?

Tribunal President: I said why somebody else has determined that you're an enemy combatant. We haven't made a decision yet. We will at some point.

Detainee: I've been in Afghanistan for a year and two months and in all this period I was actually interrogated only three times. Two in the beginning and the third time the interrogator told me explicitly that there is nothing against you, you are innocent, you are going to go, you are going to go. As I just said in the second interrogation, the interrogator told me that there is nothing, absolutely nothing against you and right after that I was taken from one jail to another jail. I stayed in the second jail for eight to ten months and nobody interviewed or interrogated me. After that another group of interrogators came and they said here is your file and they looked and they said well, your file is closed there is nothing really against you. This was in Kabul and as I mentioned, we stayed there for a little over a year and after that they took us to Bagram. In Bagram, again, the same group of interrogators told me that they were going to subject me to a polygraph and I said yes please. Don't even talk to me anymore until you give this polygraph to prove that I am not lying. If you prove that I'm lying, I want you to take me and shove me into the streets of Yemen and ask people. After that they used to tell me that they have doubts, they were not certain they just have some doubts. After the three interrogators told me okay let's take the poly. Again they had nothing against me and they took the poly and they all came and congratulated me and they said you passed, you're fine. (Inaudible) In the same session I took three polygraphs in the same sitting. When they came they were so happy and they said congratulations you really passed. At that time I couldn't really control my emotions and I started crying with joy because I was so happy. After that they came and they told me I was going to go Cuba. I said wait, you told me that I am innocent and I'm going to get out. They told me yes, you have to Cuba then in a month or two you will be released

from there. Now I've been here I really don't know how long. One year and a month, a year and eight months, I really lost track. Three years in prison that's not right, that's a lot. I talked to the interrogators for a long time, sometimes with witnesses. They keep changing interrogators on me. I see one one time and a month later another one, a month later another one, the only interrogator I met with a lot was the one I met with three times. All of them said the same thing. There is nothing against you, you are innocent, you are going to Cuba. I used to tell them that I'm just a street vendor and if you think that I'm against you and that I'm not innocent then please present me to court. They said no there is nothing against you, there will be no Tribunal. Specifically one particular female she told me I was one of the ones that didn't need a Tribunal or court because there is not much against me, I was going to be released without going to a Tribunal. Up until now there is no determination, no firm decision on my case, there was no Tribunal, no nothing.

Tribunal President: At this time we may have some questions for you. Would you be willing to answer some questions for us?

Detainee: Please, please I told you I'm ready to answer the questions of the board.

Tribunal President: Personal Representative do you have any questions for the detainee.

Personal Representative: Yes Ma'am.

Personal Representative's questions

Q. You mentioned that your goal was to travel but you didn't mention where you wanted to go.

A. I told you the story before but again my intention was to go to Europe. My goal was to go to Europe and live in Europe and apply for Alien Refugee Status. My intention was to go and surrender myself or give up myself to any European country that I could get to. My intention was to go to the government and give myself up to them.

Personal Representative: That's all I have.

Tribunal President: Recorder, do you have any questions for the Detainee?

Recorder: No Ma'am, I don't.

Detainee: Please, please make a decision on my case. All interviews and interrogations, questions, this. Please, please come to a conclusion in my case.

Tribunal President: Do any Tribunal members have any questions for the Detainee?

Tribunal Member: Yes Ma'am.

Tribunal Member's questions

Q. To make a decision in your case we have to look at what you said and look at other evidence. We don't know what that other evidence is going to say so we have to kind of guess if I want to ask you to address possible questions.

A. No problem you can ask.

Q. One of the questions I wanted to ask you is; is there any reason why someone would turn you in and say I know he's al Qaida?

A. I really don't know who would do that, but whoever said that he is a liar. To start with I am not part of al Qaida.

Q. He (Personal Representative) asked you why you wanted to travel and you said you wanted to go to Europe. Were you having any trouble in Yemen?

A. No, I don't have any personal problems really but you know the situation in Yemen. You know northern Yemen and southern Yemen and I am from southern Yemen and our rights are really not respected and we don't have many opportunities. Again one more time, you know the situation in Yemen especially in the southern part of Yemen you cannot work with the government, you cannot further your study or finish your study to have really good education. You know that everything that you need, you need groceries, you need money for anything and everything you want to do. Of course you know that the government that is controlling all of Yemen, the northern part and southern part of it, are from the northern part. You know that. You aware of course of the war that was in 1994 after the Yemeni union. As I mentioned our life in the southern part of Yemen is really hard. Everything you need you have to get, from groceries, you have to get money to be able to eat, for the simplest paper you go to the police for you're screwed whatever. If you don't give money you will not get it done. We are harassed and we are really badly treated. I can't really express this any further because you are aware, you know about this situation and of course the sun is so obvious you cannot cover it. This is so obvious and you're aware all of it.

Q. Actually I should be aware of it but I am not as current as I should be on current events. I don't mean to sound dumb, but do northern Yemen speak the same language and do you look the same as southern Yemen?

A. No we are exactly the same. They were two countries in the beginning not just one but we are just like any division in any country. Like we have Morocco and Nigeria separated. It's the same thing but we used to be two countries.

Q. Can ask your age and occupation? I know you said student, but is there anything that you do as a specialty?

A. Yeah I really don't have a specific profession or trade but I used to do construction, selling things in the market, things like that. Anything I would do, things in the metal shop, whatever. Anything that I could find.

Q. What is your age?

A. I was born in 1977 so I should be twenty-seven.

Q. You said the Yemeni government limited your education. What education did you get?

A. I finished high school. I waited for three years to get my diploma, my certificate, so I could do something else with it. They said no, if you want your certificate, official certificate, I was asked to give 86 thousand Yemeni Riyal. I said why am I going to give that to you, why should I give them the money to get my own certificate. They just wanted to get from me 86 thousand Riyal. Just to give me a paper that I would put in the house so I didn't finish, that's why I didn't finish.

Q. When you were arrested in Iran, did you have a weapon on you?

A. No what am I going to be doing with a weapon?

Q. Were you trained with a weapon?

A. No, absolutely not.

Q. I just have one last question. Again this might sound dumb, but is your name common? Are there a lot people with your same name?

A. Yes, in Yemen lots of Hussein, a lot.

Q. I want to try and understand his transfers in prison. I understand he was arrested in Iran transferred to Pakistan then transferred to Afghanistan then transferred to Cuba.

A. No, I was captured in Iran and I went straight to Afghanistan, I didn't go to Pakistan.

Q. Is that right sir?

A. That is right.

Q. When you traveled did you fly, drive, walk when you were traveling like from Yemen to Pakistan?

A. By plane.

Q. This is a repeat but you were traveling to Pakistan to get to Europe or to visit friends, vacation. I'm just trying to understand why Pakistan?

A. Yes I was going there to get to Europe but I don't have any friends or anything there.

Q. In number two you admitted that you went to the Tablighi Headquarters. Are you aware of its ties to al Qaida?

A. No, I don't even know al Qaida. I don't know, I never knew they had any relation to each other. I don't know.

Q. Then why did you visit the Tablighi Headquarters?

A. It's no problem, I'm going to repeat it again for maybe for the fourth millionth time. I stated it yes; really I will repeat it again. As you know Tablighi is the missionaries, they go everywhere in the world. My goal was to just travel with them, I really wasn't associated with them. I wanted just to use them to travel with them to get out.

Tribunal President's questions

Q. When you left Yemen I assume, well maybe I shouldn't assume, did you travel with a passport?

A. Yes. Sure, sure.

Q. Did you travel with anyone?

A. I traveled by myself, I had my own Visa and I got my own ticket, just by myself.

Q. That was another one of my questions. You paid for your own travel?

A. I paid for my own, yes.

Q. When you went to Jama'at Al Tablighi, did they assist you at all?

A. No, no. As soon as they told me that there is no travel, the guy that was translating he said there is no travel. After that it was over.

Q. You went from Pakistan then to Iran?

A. Yes, yes and that was my big mistake going from Pakistan to Iran because if I had gone back home none of this would have happened.

Q. I assuming then when you went to Iran you didn't have a Visa to go into Iran.

A. No, I was going illegally.

Q. Did you have plans beyond that? You got to Iran where were you heading to next?

A. As I said before, the translator, the guy who was in Pakistan, he said that there was no travel might as well go back to my country. Then he proposed an idea to me. He said well if you are going to Europe you can go illegally or you can go through the borders illegally and go to Iran then from Iran to Turkey then from Turkey to Greece and Greece is European country. When he said that I said okay that great.

Q. How were you proposing to travel there? I assuming you can't fly without a passport.

A. I told you, this is all being done illegally through the borders.

Q. Right, so how did you propose to go, by foot?

A. I am going with smuggler whoever, if you walk, I'll walk with you. If you take a car, I'll go in your car with you.

Q. If in fact you were released from here, where would you go, back to Yemen?

A. I would go directly to the house not just Yemen, directly to the house. After all this do you think I would go anywhere else?

Tribunal President: I would like to thank you for participating in this Tribunal today.

Detainee: Me too, I thank you very much.

Tribunal President: Hussein Salem Mohammed do you have any other evidence you want to present to this Tribunal?

Detainee: I have nothing else to say besides my story I told you since I lived here, since I traveled and my story in Yemen. Besides that I have nothing else.

***The Tribunal President confirmed with the Personal Representative that he has further evidence that he will submit during the classified portion of the Tribunal and that the Detainee had no previously approved witnesses to present to the Tribunal.***

Detainee: Again, I just want to mention one more time, all this classification this (inaudible) this witness, I'm telling you all these are lies this (inaudible). I'm going to tell you one more time what I said in all the interviews. The latest interrogator told me I was in Sheeshan (ph). When was I in Sheeshan (ph)? I don't know. After that he said I was in Russia. I don't know when. Another one told me I was in Jordan and they killed your friend in a car. I don't know about that. He asked me about Bosnia and something like

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that. This talk does not stand in the earth. This is just my reply about we think or they think. So I just wanted to clarify.

*The Tribunal President explained the remainder of the Tribunal process to the Detainee and adjourned the open session.*

AUTHENTICATION

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



Tribunal President

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**Summarized Detainee Statement**

Tribunal President: For the record this tribunal has been assembled for a detainee whose name is listed as Jumma Jan. Is that correct?

Detainee: Of course, it is correct. But the name they are using before is not correct.

Tribunal President: How would you like me to refer to you during this hearing?

Detainee: Zain Ul Abedin, is my name.

Tribunal President: I understand that you would like to be referred to as Zain Ul Abedin. Is that correct?

Detainee: Yes, that is my name.

**The Tribunal President continued with the Tribunal process.**

Tribunal President: The detainee requested person or persons who positively identified him referring to his statement listed in the unclassified summary.

Tribunal President: The detainee was captured in Mazar-e-Shariff, Afghanistan by coalition forces and positively identified, on 3 July 2003. The identification of those who positively him at that time and place if available will be addressed in the closed session, because it would refer to classified information. The identification of those witnesses if they are identified will be referred to and be addressed in a closed session. So, for open session, for your information at this time these witnesses are not reasonably available. I have directed the Personal Representative to comment on the classified information relative to your request. That will be in the closed session of this hearing at a later time.

Your other request, which I note on the Detainee Election Form was that you wished records indicating that you were a citizen of Afghanistan. Your citizenship as an Afghani is not relevant to your determination of being an enemy combatant. Is there any further information you would like to provide regarding your request for certification as a citizen of Afghanistan?

Detainee: The only documents I have (inaudible) was in my car. And that's my driver's license and the identification card. That was in my car. If that's a document I have in my car. I don't have it with me.

Tribunal President: I don't understand. Why do you wish that identification be presented to this Tribunal? I don't understand why you are requesting it.

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Detainee: It doesn't matter to me either. I could say I am an Afghan citizen, or I could state that I am a Tajikistan citizen. The important thing is the allegations on me. They are not correct and I want to clear it up.

Tribunal President: I understand. And we will now proceed to the point of the proceeding where you can provide that information to us.

Tribunal President: Zain Ul Abedin, you may now present any evidence you have to the Tribunal. Your Personal Representative may assist you if you wish. Do you want to make a statement to the Tribunal?

Detainee: What kind of information?

Tribunal President: Any statement you would like, addressing the information you have been provided, regarding the unclassified evidence.

Detainee: What will I accomplish? I did this with my interrogations. From background up to in here, Guantanamo Bay. With the interrogations, that's the truth and also with my Personal Representative, that's the truth. The other stuff, lies.

Tribunal President: I understand. I understand that you want to provide us with additional information at this point. Is that correct?

Detainee: I can provide witnesses in here, at Guantanamo Bay, a lot of witnesses. In Afghanistan also, I find and sign off witnesses, by any number. But those people who have allegations on me, wrongly (inaudible) witnesses first. Can I do one more question? If it is not possible, I will ask later.

Tribunal President: I would first like you to confirm that you would like to address the allegations that have been read already. Before you answer you need to understand all we know is what has been read today. We have not seen any of the other information. We will not see that until later.

Detainee: That's correct.

Tribunal President: So, do I understand that you wish to address these allegations at this time? A yes or no answer is what I am looking for.

Detainee: Whatever I spoke with, with my Personal Representative, that is correct. My answer is yes. Whatever I didn't tell him and those allegations are not correct, then I say no.

Tribunal President: I understand. We will shortly have an opportunity for the Personal Representative to review what was addressed earlier. As the Personal Representative reviews the previous discussions, I would like you to have an opportunity to confirm.

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deny or change anything the Personal Representative says. And before we do that I would like to ask if you would like to make your statement under oath.

Detainee: Yes.

**The Detainee was sworn using the Muslim oath.**

Tribunal President: Personal Representative, please assist the detainee with his statement.

**The Personal Representative read the detainee's response to the allegations and the detainee also responded to the allegations as follows:**

**3.a.1. The detainee, as a military commander, reportedly was assigned a mission in Tajikistan after 11 September 2001 as part of an al Qaida and Taliban operational plan.**

Personal Representative: I am not a commander. I have been away from Tajikistan for the past 13 or more years. I have not been in Tajikistan before or after 11 September 2001 with the exception of the first 13 years of my life. So how could I be assigned a mission as a commander in Tajikistan if I had never been there for the last 13 years?

**3.a.2. The detainee was a leader of a Taliban compound.**

Personal Representative: No that is not true, I was not a leader of anything or a Taliban compound. I would now for you like to share with the Tribunal the information that you told me about Tajikistan, Afghanistan and your refugee status.

Detainee: Should I say it right now and whatever I told him?

Tribunal President: Yes, please.

Detainee: Do I have to say a summary of that (inaudible) by detail from the start up to then?

Tribunal President: You can say anything you like, anything you can provide us to help us understand your situation. I remind you that you don't have to tell us anything. It is your choice.

Detainee: Do I have to start?

Tribunal President: It is your opportunity to tell us any information.

Detainee: I was born in 1978 and I was born in Tajikistan. Because of the chaos, (inaudible) chaos in Tajikistan, I was refugee between 1991 to 1992 in Afghanistan. Up

to now I am a refugee in Afghanistan. Because in Tajikistan, the morality and learning Islamic issue is very weak that's why I became a refugee in Pakistan. (Translator said Pakistan, think he meant Afghanistan). Because I wanted to learn more about it. I memorized the Koran over there. At the time I was in Pakistan, my parents got back to Tajikistan from their refugee status. They went to their homeland again. I remained in Pakistan. After I finished my education about memorizing the Koran, I got a serious sickness, tuberculosis or TB. Because of the treatment, I did not have any money. Without money I could not do my health treatment, I came back to Afghanistan to go from Afghanistan to my homeland Tajikistan. At the time Taliban was over there (inaudible) Afghanistan. At that time Afghanistan gentleman because of Taliban was not recognized over all nations in the world. They did not have a tie and relation with Tajikistan, with government they sent me up (inaudible). At that time I was a refugee, at that time I was an Afghan citizen, over there and he was driving a car and he gave his car for me, till I earned some money and do my treatment. Health treatment and he went back to Pakistan because his family was in Pakistan. After 9 to 10 months I earned enough money to do my health treatment and I left the car and I started operating the tractor. Machinery Tractors. The reason I bring up this issue when they arrested me, in Bagram, 3 months I was treated again because they told me your TB came on again and also in Cuba, they gave me again 4 months. Altogether 7 months I was under treatment again. This is the reason that I remained in Afghanistan because of my treatments. That's why I brought up this issue. I did my treatments, although it is a very weak reason, but I could provide a kind of proof from the doctor who was my doctor and treated me.

**3.a. 3. The detainee is a high-ranking Taliban member and is currently a Hezb-e-Islami Gulbuddin (HIG) Commander and 3.a.4. Hezb-e-Islami Gulbuddin (HIG) has been designated by the United States as a terrorist organization.**

Personal Representative: I am not in any part of the HIG organization. Not family, not relative, not any part of the organization. That if HIG and Taliban, if you were a high ranking Taliban member and a HIG commander, how could that be? Because the HIG and the Taliban were enemies of one another. The HIG was fighting with the Northern Alliance before the Taliban and the Northern Alliance was an enemy of the Taliban, then when the Taliban showed up and fought the Northern Alliance the HIG went away.

Personal Representative: Is there anything else you can add to these two pieces of evidence?

Detainee: That's the accomplishment, I did it and that's enough.

**3.a.5. The detainee was captured in Mazar-e-Shariff, Afghanistan by coalition forces and positively identified, on 3 July 2003.**

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Personal Representative: I worked as a driver in Mazar-e-Shariff for approximately 9 months. I was getting paid in Afghan currency, about a 1000 to 1700 rubies per month. I was in Mazar-e-Shariff about a year and a half before the September 11, 2001 attacks.

Detainee: One and a half year before I ended my work and I start my own business.

Personal Representative: And every month you would go to Pakistan to get medicine for you TB?

Detainee: It was in Mazar-e-Shariff.

Personal Representative: Okay, so the medical treatment was in Mazar-e-Shariff.

Detainee: If it is necessary I could provide the medicine store also.

Personal Representative: And if you can tell us about the circumstances of your capture that may help the Tribunal in their deliberations. How you were captured and where you were captured.

Detainee: Can I start it?

Tribunal President: Please.

Detainee: I was driving a car in district area, that district area which was, that car belonged to somebody else. That car was a kind of mini bus for 20 people. The car was flying coach taxi for passengers, for transportation and on the way to the destination I got a flat tire and had (inaudible) problems also. And that was Thursday and the doctor advised me I needed an operation on my hernia also. The operation date was estimated on Saturday. I brought the car from Mazar up to the village. I left the car over there and came to the Bazar (inaudible). Because in Mazar-e-Shariff I didn't have any of my cloths. I was by myself. I got back to the house which I was 2 and half years in that persons house and he told me that would provide a person, at the time of operation in the hospital he would stay with you or if you need something. I arrived Thursday night at that house. This guy had one car, five stores and one (inaudible) the condition of his car was broken and he told me that I had to fix that one and you will earn some money also for your operation. It was 11:00 or 10:00, I came out and went to the store to get the part for the car and 100 meters away, there was a bank over there also and 100 meters away from the store I saw some of the soldiers. They were Americans soldiers. One of them called to me Sofi. Sofi meaning the person with a beard. When I turned I saw those American soldiers. They had a car over there and they asked me to climb up in the car, and the door of that car was sliding in the one side and he said you have to climb in the car with them. Then I passed the fan belt to the mechanic and I climbed up in the car. After I climb up in the car, as soon as I sat down, they covered my head with a piece of bag and I did not know where they took me. When they took me over there I did not know where it was, it was a small room and after a while they kept me over there and

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started to interrogate me. That continued for 24 hours. After 24 hours they transported me to the bathroom. This is the story of my arrest. The Personal Representative told me that the soldiers were allied forces, but personally I saw that none of them were allied forces, all Americans and Afghan soldiers.

**3.b.1. The detainee was in leadership role in a rocket attack against United States forces at the Mazar-e-Shariff airfield and 3.b.2, the detainee has been implicated in the roadside bomb assassination attempt of General Dostum, a Northern Alliance leader.**

Personal Representative: On both these counts, they are simply not true.

Detainee: I will address in the front of the Tribunal members a few sentences about Dostum. When we got as a refugee in Afghanistan, first time we came to the Caliza District and (inaudible) in the side of the road. As soon as we escaped from the Tajikistan side and passed the river because of the chaos inside Tajikistan and our enemy was following us and we came on the other side of the river, those Dostum he provided us with helicopters. One and a half years he supported us with food and clothes. The number of the refugees which they landed in the dessert which was sand only and Dostum provided a camp for us, it was 15000 (inaudible). When a person feeds you for one and a half years how can you destroy the salt. It is an expression in that language. When you eat from somebody you can't do bad to him. How can I eat for one and a half years from him, food and I destroy the salt for him? It is not possible. For 13 years I was away from my Tajikistan and they accuse me that I was doing the plan in Tajikistan, it is not possible. This is my story.

Tribunal President: I understand. Zain Ul Abedin, does that conclude your statements?

Detainee: Yes, of course.

Tribunal President: Personal Representative, do you have questions for the detainee?

Personal Representative: Just a couple of questions sir.

Tribunal President: Proceed.

Personal Representative: How long then, have you lived in Afghanistan?

Detainee: If you look at the year, I came between 1991 and 1992 in Afghanistan up to now. I was in Afghanistan but you have to subtract 2 years from it because I stayed in the jail right here.

Personal Representative: Do you have a family?

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Detainee: Yes. In Mazar-e-Shariff. I am engaged, I did the oath for the engagement but I am not married yet.

Personal Representative: And that family lives in? Can you tell us the city again?

Detainee: In Mazar-e-Shariff.

Personal Representative: And do you know who Jumma Jan is?

Detainee: No. At the time I was in the refugee camp, there was a doctor, his name was doctor Jumma. Only Jumma. He was from the camp too. Other than that guy I don't know anybody named Jumma.

Personal Representative: Lastly of all these pieces of evidence that we went over, I don't recall you saying any of these are true, except for the fact that you were captured.

Detainee: On the arresting portion, also there is one mistake that allied forces never arrested me, it was Afghan and Americans and 3 years I drove taxi in that city and all the people know it. And I was invited in the home I did not do anything wrong by hiding myself in the house, I was driving the taxi.

Tribunal President: I understand.

Personal Representative: Do you believe that the evidence here is evidence against someone else and not yourself?

Detainee: You mean somebody else did this? Humans are everywhere, there are different, but (inaudible).

Personal Representative: Okay. Sir, that's all I have for the Tribunal.

Tribunal President: Recorder, do you have any questions for the detainee?

Recorder: No, sir.

Tribunal President: Does the board have any questions for the detainee?

Member: No, sir.

Member: I understand your point, why would they think it's you if it's not you. Do you know, do you have any idea?

Detainee: Because it's mine. I wasn't hiding in the home. I was driving my car. I could pass you a telephone number from that motel I was transporting the piece. From the village up (inaudible) in their quarters. If I give you the telephone number and I was

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staying everyday over there with him and he didn't do that, I am responsible for everything. In two minutes he would give you a response. I was not a (inaudible) in their home, I was working and everybody knows.

Member: So you think the American Forces just arrested the wrong man. Is that what you are telling us?

Detainee: That's true. The people who found me, he is a Tajik, I am a Tajik. That's true the people who found me, that's me they arrested me. But I'm not that name, I don't know what they call me. Jumma Jan. I am not that person. 100% I am not that person, that's why I am saying these allegations are wrong. And whatever they asked me in interrogations, it was all wrong. They were asking me the name of the people. I never hear that name in my life. If you have more questions, I am ready to give you the answer.

Member: Were you a member of the Taliban?

Detainee: I was driving a car.

Member: Were you a member of the Taliban?

Detainee: Whatever you are counting me, that was my job, I was driving the car. If you count me Taliban or not. I was a sick person and I was working in that taxi, thousand Afghanis a piece for my treatment. Isn't that a good reason. I was working to earn some money for my treatment. The doctor was treating me over there, and I gave you the name and what kind of human right is that one? I was working for my health and if you guys all not counting that reason, I was there for that purpose and it means that there is no justice.

Member: The question though requires just a yes or no answer. Were you a member of the Taliban?

Detainee: No.

Member: Were you a member of Hezb-Islami Gulbuddin?

Detainee: No.

Member: Were you a member of al Qaida?

Detainee: No.

Member: Thank you.

Tribunal President: What I.D. did you have when you were arrested?



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Detainee: Whatever I had?

Tribunal President: Yes.

Detainee: In my pocket?

Tribunal President: Yes.

Detainee: At the time of arresting?

Tribunal President: Yes.

Detainee: In my pocket, there was 25 pictures from all my people. From some of my people from the same village. It was a little boy picture also some other peoples picture. Approximately 700 to 800 Afghani new currency also. I also had a pack of cigarettes. I had a notebook, that I was writing my loans from the people that I owed, 500, 600 from the people. All these papers was pictures in my pockets and a few (inaudible) from the car. And that all I had, a pair of clothes and waist coat. That is it.

Tribunal President: So, no government or district identification card with your name on it?

Detainee: No, identification with my diver's license and small brown visor of the car, it was over there.

Tribunal President: I understand that you started your own personal business after the taxi, driving a tractor. How long did you have that personal business?

Detainee: Even when I left the taxi I started on the tractor, the tractor belonged to somebody else. Which he had a bus also, but approximately 7 to 8 months I was operating the tractor. But after the tractor, I started to drive the mini bus, which he called "a flying coach".

Tribunal President: That partner, I will call him a partner, the person that owned the other vehicles, can you identify that person? I am asking about the "flying coach" owned by someone else, can you provide that person's name.

Detainee: I confessed this one previously. It's in the file.

Tribunal President: As I have said before we haven't seen the file yet.

Detainee: How come you didn't refer to my file and now you are making judgments?

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Tribunal President: No, I'm not. I am asking for information. This is all I know. You have told us new information today, I would like to know a little more regarding that information, like who this other person was.

Detainee: That's correct, I will give you the name of that person it is no problem for me, but how can you guys not refer to my file and you can't find it from my file and you can't find it from the file. It is not by law, it not logical.

Tribunal President: Well actually I would like to ask why you didn't ask that gentleman to be a witness here today.

Detainee: What did you say please?

Tribunal President: I would like to ask why you wouldn't want that partner to be a witness here today?

Detainee: When you guys read all these lies about me, allegations on me which is not correct and you find it in my file how come you can't find the name of that person from my file?

Tribunal President: Okay, we will refer to the files at a later date and look for that name. Thank you.

Detainee: Your Honor, I gave you the name of the guy. His name is Hajjirasseed.

Tribunal President: Okay.

Detainee: I am very sorry to speak like that in front of you all, but I wonder how come you guys are not allowed to refer to my file and can't find this name? I can't confess all my interrogations again.

Tribunal President: Like I said in the beginning we promised to review all the information and make a determination on your classification as an enemy combatant. You need to understand that we are receiving information in a certain order. Someone else has provided an unclassified summery which you have read and you know that this is your opportunity to tell us what you believe regarding this information and you have done that. And we understand that your statement today, is that you were a taxi driver in Afghanistan for about a year and a half, 2 years before you were arrested on the street. Is that correct?

Detainee: Yes, of course.

Tribunal President: Okay, and my question was again, asking for your partner who I thought would be the closest associate of yours in Afghanistan, would be to testify to the truthfulness of your statement.

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Detainee: I can give you more than one witnesses name. The person who I was living in his house and the other people also. But I was disappointed on the one piece of paper and the 2 years, nobody can find the truth and wrongs.

Tribunal President: I also respect that earlier in this hearing that you said that you could name witnesses. I'm sorry, Personal Representative, you have a comment?

Personal Representative: Yes, sir. As we saw from his replies to all the pieces of evidence against him, he did tell me, at that time, that the information was in the file and yes I explained to him that the Tribunal does not look at the file, nor does the Personal Representative before we meet with the individual. Because it gives us both a more objective approach to deliberate the evidence against that side of the story. So regarding the specific asking for witnesses, it is clear he has disputed each and every piece of evidence on the unclassified summery. His story and time in Afghanistan is a lengthy and detailed one. He had no idea what evidence to cause to skew things in his mind far out there, which is why he had asked me for the individual or individuals who had positively identified him, to address what they knew how they identified him and what they were bringing up his allegations. Based on all the information received then he could provide names and numbers, phones locations of anybody the Tribunal would like.

Tribunal President: I understand. Okay, I understand. Do the members have any other questions?

Members: No, sir.

Tribunal President: Personal Representative, do you have any other evidence to present to this Tribunal?

Personal Representative: No, sir.

Tribunal President: Regarding the detainee's earlier request for witness and our earlier discussion, I will reserve the decision on requesting further witnesses after reviewing the files that you have requested. I may reopen this hearing if I determine that it is necessary to clarify any information that you provided regarding and with respect to the government information we have not yet reviewed. Do you understand that?

Detainee: Yes.

Tribunal President: All unclassified evidence having been provided to the Tribunal, this concludes this Tribunal session.

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AUTHENTICATION

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



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