

Numbers not used

2935-2936

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Summary of Administrative Review Board Proceedings for ISN 338

The Administrative Review Board was called to order.

The Detainee entered the proceedings.

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

The Designated Military Officer (DMO) was sworn.

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

The Presiding Officer asked the Detainee if he wished to make a statement under oath.

Detainee (through translator): I did swear in the first board (referring to the CSRT) and unfortunately you considered me an Enemy Combatant. My mistake will not happen a second time because the oath we have in Islamic religion is very, very important; something very sacred and I will be responsible about it on the day of judgment.

The Detainee declined taking the Muslim oath.

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

Detainee (through translator): Can I make a comment about what you said?

Presiding Officer: There will be plenty of opportunity for you to talk and make comments later on in the proceedings. At this point, we are just explaining to you how it is going to be conducted, but we will provide you other opportunities to make comments.

Detainee (through translator): I would like to go point-by-point, paragraph-by-paragraph.

Presiding Officer: Okay, let us get through this part where we are just explaining the procedures and in a minute or two we are going to read to you the unclassified factors and that will be your opportunity to go point by point and respond. Is that okay?

Detainee (through translator): Very good.

Presiding Officer: I will break from the script and just note that we have received the documents that you want to present to the Board.

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Detainee (through translator): I prefer to have those documents with me so I can read from them, especially the letters and pictures.

Presiding Officer: I understand. The documents are here with us. We will talk about this a little bit later, but if you want to read all of those documents we will be here for a very long time.

Detainee (through translator): I have been here for a long time and I would like to say what I have to say in this session.

Presiding Officer: Your point is well taken and we will certainly give you an opportunity to say what you want to say.

Presiding Officer: We're going to explain to you how this is going to work. The DMO will read each factor from the Unclassified Summary of Evidence. After each factor is read, the AMO will then read the response you previously provided to her. We will then give you an opportunity to comment as well. The board members may ask you questions based on that one specific factor. There will be a point later in our proceeding where the board members may ask you questions of a more general nature. I am not speaking from the script, but I want to make sure you understand this.

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

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

The Assisting Military Officer read the AMO Comments from the Enemy Combatant Election Form, Exhibit EC-B, to the Administrative Review Board.

Presiding Officer: Assisting Military Officer please read your comments from the Enemy Combatant Election Form.

Assisting Military Officer: The detainee's ARB interview was conducted on 14 April 2006. After reviewing the ARB's purpose and procedures, the Arabic Unclassified Summary of Evidence was read to the detainee. When asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, the detainee stated he wished to attend, wanted assistance from the AMO, and wanted the AMO to present information on his behalf. The detainee was cooperative and talkative during the interview. Copies of both the English and Arabic translated Unclassified Summary of Evidence were offered to the detainee; he took the Arabic translated copy with him.

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

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

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

Detainee (*through translator*): I was asked a lot and I answered a lot with honesty and truth; I never went away from the honesty and truth.

Presiding Officer: I appreciate that. I hope you will understand what I am about to say; why and what I am saying. I want to make it clear that we are not interrogators. The only reason we are here today and you are here with us today, is for us to determine your threat status, your intelligence value, and for us to make a recommendation about whether you should continue to stay here, to be transferred to another country, or to be released.

Detainee (*through translator*): I did not pose a threat; not in the past, not in the present, and not in the future.

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

Designated Military Officer: The detainee arrived in Afghanistan in late 2001.

Assisting Military Officer (*for detainee*): I don't know those dates, I go by Arabic dates.

Presiding Officer: Before you respond, can I ask our translator to put that in rough terms for Arabic dates if that would help you. Put late 2001, roughly into the Arabic calendar.

Translator: To be honest with you, I don't know the Arabic dates.

Presiding Officer: [ISN 338], to help you out, late 2001 was after the attack in the United States, several months after the attacks. That is roughly the timeframe.

Detainee (*through translator*): I have comments about this. As far as my arrival in Afghanistan, it was only for the purpose of humanity and it was also to help out the refugees.

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Presiding Officer: Do you know whether you went there before or after the attack on the World Trade Center in the United States?

Detainee (*through translator*): I went after. The refugees got out after the crisis. My objective in going there was to help refugees, humanitarian.

Designated Military Officer: The detainee departed Saudi Arabia and drove to Damascus, Syria. The detainee then flew to Tehran and on to Mashhad, Iran. The detainee took a taxi to the Iran-Afghanistan border to reach Kandahar, Afghanistan.

Assisting Military Officer (*for detainee*): I did not reach Kandahar. I stayed at the border, the frontier. My job was a humanitarian job.

Detainee (*through translator*): This allegation is false because I never reached Kandahar in all of the time that I was there. My mission was on the border because I had an obligation that was my job, and I had to return as quickly as possible. I only had a short vacation and I had no interest to go anyplace in Afghanistan. The mission was on the border and inside the border of Iran. The refugees did not cross the border at that time, therefore we were obligated to cross the border in order to help them; it was in an official way and with my official passport.

Designated Military Officer: The detainee traveled to Afghanistan to provide aid to refugees.

Assisting Military Officer (*for detainee*): This statement is true.

Detainee (*through translator*): Yes, and that was my purpose.

Board Member: If I may, I would like to ask a question related to your response. You stated that you went to the border area to help refugees fleeing Afghanistan. Were you aware of any trouble or any conflict that could have possibly put you in danger, going to this location to help the refugees?

Detainee (*through translator*): Danger on my life?

Board Member: Yes.

Detainee (*through translator*): In my belief, I was going there to help the refugees inside the border of Iran but when we came to Iran, they told us the refugees there are inside the Afghan border and we were facing each other; we could see each other. We discussed with the Iranian authority and we asked them if we could cross the border and come back. They said, "Yes you can" because I entered with an official passport and I'm getting out with an official passport. I crossed the border in a legal way. They told me that I could get in and out with no problem. It was not an adventure on my part, but the results from the Iranian authority that they were telling me I could go back created a problem for me.

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If they had not promised that I could come back, I wouldn't have crossed the border. If I had believed that the border would be closed, I wouldn't have crossed because I'm obligated to my job and to my family and I have responsibilities in my country.

Board Member: Was this the first time you had ever tried to cross the border with your official passport?

Detainee (*through translator*): Iranian/Afghan border? Which border? This is the first time in my life that I went to this place, basically to Iran and Afghanistan.

Board Member: When you tried to cross the border at that checkpoint and they denied you entry, did you try to go to another checkpoint to go into the country?

Detainee (*through translator*): There were some other routes that were illegal that we could have taken just to pay and get out, but I refused. I firmly refused to take this route because it wasn't official because I always learned that in order to cross the border from your country or anywhere else in the world, it's with an official passport and in a legal way. There were some people, like you pay them and they get you out.

Translator: I am trying to think about this word he used. I don't know the word.

Presiding Officer: Smuggler?

Translator: Smuggler. Thank you.

Detainee (*through translator*): There was some smuggler there that I could pay to smuggle me but I didn't because I never learned in my life to deal this way.

Designated Military Officer: The detainee volunteered to work with the Al-Haramain Charity, a non-governmental organization.

Assisting Military Officer (*for detainee*): The organization is governmental that is supported by the Ministry of Interior of Saudi Arabia. We do not work for organizations unless they are registered with the government officials. Basically, we work with no organization in Saudi Arabia unless it is registered with the ministry and the government because they don't allow it. I was within the law; I was being lawful. This is the basis of my statement and my belief. I learned to do things officially, within the law because breaking the law is not my way.

Detainee (*through translator*): That's true.

Designated Military Officer: The detainee advised that he provided money through Al-Haramain to help poor people in Saudi Arabia.

Assisting Military Officer (*for detainee*): This statement is true.

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Board Member: How did you learn of the Al-Haramain charity?

Detainee (*through translator*): Al-Haramain is not a secret service; it's not dealing secretly.

Board Member: Did they advertise?

Detainee (*through translator*): Al-Haramain works in the public. It is well-known. They have offices inside Saudi Arabia and outside Saudi Arabia because Al-Haramain is supported by the Saudi government.

Board Member: So you wanted to help them with the refugees?

Detainee (*through translator*): Of course, because it was like mediation between me and the refugees. Most of the time I cannot give my donation to the refugees ... There are already refugees through Al-Haramain, especially if they were out of the Saudi border.

Presiding Officer: I understand you wanted to help the refugees and Al-Haramain was just the way that you could get that help to the refugees.

Detainee (*through translator*): Yes, but for this mission, I chose to go by myself to the Iran/Afghan border because it was close to the month of Ramadan and the month of Ramadan is a sacred month to us. I went by myself to this mission in order to ... Thanks from God or to do good with God and humanity. We were working in a religious way, within our religion; our belief, or our way to take care of humanity. You always have to take care of humanity.

Designated Military Officer: Executive Order 13224, which blocks property and prohibits transactions with persons who commit, threaten to commit, or support terrorism, designates Al-Haramain as a global terrorist entity.

Assisting Military Officer (*for detainee*): The principle and the purpose of Al-Haramain Charity are to help the needy, to build mosques, and to feed the needy when they are breaking their fast during the month of Ramadan because Ramadan is the month of forgiveness and blessing. The organization helps needy people inside and outside of Saudi Arabia.

Detainee (*through translator*): They feed people during Ramadan even if there is no Ramadan, not only in Ramadan, but Ramadan is a special month; it has a special thing for the Muslims.

Designated Military Officer: The detainee traveled to Iran and Afghanistan with another detainee.

Assisting Military Officer (*for detainee*): This statement is true.

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Designated Military Officer: The other detainee who traveled with the detainee of interest in Afghanistan was named on a list of al Qaida Mujahedin and the contents of the other detainee's trust account was found on files recovered on computer media seized during raids against al Qaida associated safe house.

Assisting Military Officer (for detainee): This statement is false. This person worked with me in the same job I was doing. His responsibility was just like mine. We were helping the needy. He was a teacher just like me. He did not leave country. There is no proof to prove the statement is true about files and information found. We were together, step by step.

Presiding Officer: Were you like a brother to this man? Did you know what was in his heart? Is it possible he could have been associated with al Qaida and he just never told you about it?

Detainee (through translator): Never. I was sure and fully confident (*that he wasn't associated with al-Qaida*) and if I wasn't, I wouldn't have traveled with him. He was a teacher just like me. He is a father, he has a family. He was with his job and he has family and he could not go anywhere. His responsibility or his mission was just like mine, a humanitarian mission, for humanity. It was a short ... but you cannot stop what God ... or the power of God.

Designated Military Officer: The detainee decided that the only way out of Afghanistan was through Pakistan. The detainee took a taxi to Pakistan where he was arrested. The detainee spent two months in a Pakistani prison, after which he was handed over to the Americans and held in a jail in Kandahar. The detainee spent four months in Kandahar prior to being transported to Cuba.

Assisting Military Officer (for detainee): This is true because the Iranian borders were closed. The Iranian authority told us that we can get in and out from this border, but we were unable to get out when we were returning. This is why the only principle road to get out was through Pakistan. Even though there were some other roads that I could take, but I did not take them because they were not official roads. I did not want to get out illegally; I wanted to make it the right way. I had my official passport; my passport was with me.

Assisting Military Officer (for detainee): In response to the statement that the detainee took a taxi to Pakistan where he was arrested; that the detainee spent two months in a Pakistani prison, after which he was handed over to the Americans and held in a jail in Kandahar; and that the detainee spent four months in Kandahar prior to be transported to Cuba, the detainee said, "These statements are true, but the Pakistani authorities took us to prison unjustly. We did not violate any laws. They sold us to the Americans for money, for dollars. They have gangsters and all they do is sell people. We entered the official way with official passports, but they were unjust with us.

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Assisting Military Officer (*for detainee*) (cont.): We asked them to deliver us to the Saudi Arabian embassy in Pakistan; they promised to do this, but they didn't take us there. We went to help the needy for a short period because we are teachers and we were obligated to return to our work, but unfortunately it ended up this way. We heard that there would be many refugees at the border who needed clothes and food. It was close to the end of Ramadan, which is a sacred month and we wanted to help as many as we can."

Board Member: If we could, I'd like to clarify the timeline of your trip. You left your job to go for charity. How long did you plan to be gone?

Detainee (*through translator*): Like I've said many times, I only had a very, very short vacation, approximately one week away from work. Of course you can take into consideration that traveling from one country to another by air or by land, this period was enough.

Board Member: When you were considering traveling to Pakistan, how many days had passed since you started your week long trip?

Detainee (*through translator*): How many days?

Presiding Officer: I think he is asking how long were you in Afghanistan before you decided to go out through Pakistan.

Translator to Board Member: Is that your question, Sir?

Board Member: Basically. You had a week and I wanted to know how many days had passed when you found yourself considering Pakistan or not Pakistan?

Translator: In other words, when he went to the Iranian border and they were closed?

Board Member: Correct.

Detainee (*through translator*): I said two days, two days after that. Basically, two days after I tried to return and the border was closed.

Translator: I asked him to confirm this and he asked me to ask you to be more precise, to return where? I said to return back home through Iran.

Board Member: Correct.

Translator: He said "Yes, it was two days."

Detainee (*through translator*): The work required that you go to a lot of small villages and my objective was to reach as many as I could.

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Board Member: So at this point, you had been gone from home for five days and had two days left or had been gone from home for two days and had five days left?

Detainee: No, I'd left for two days. I still had five days left.

Presiding Officer: [ISN 338], are you comfortable? I am getting a bit warm and would like some more cold air, but would that bother you?

Detainee (*through translator*): For me, it is good. I don't like the cold air.

Presiding Officer: Okay, we can move on.

Detainee (*through translator*): Thank you for doing that.

Designated Military Officer: The detainee is a Saudi citizen.

Assisting Military Officer (*for detainee*): This statement is true. Is it against the law to be a Saudi Citizen?

Detainee (*through translator*): Especially since you enjoy good relations with Saudi [Arabia.]

Presiding Officer: [ISN 338], it's not against the law to be a Saudi citizen. We are just trying to establish facts here.

Detainee (*through translator*): I don't care personally, but this will make the Saudi government angry against the U.S. government, because the United States is very good friends with the Saudi government.

Designated Military Officer: The detainee stated that he used to think of the United States as a friend. The detainee advised that he had changed his opinion since his capture. The detainee stated he was angry that he had been brought to this prison.

Assisting Military Officer (*for detainee*): Of course. I was transferred here without doing anything. I was kidnapped from the street. A person never likes to be in prison. A prisoner doesn't like who imprisons him, but I don't seek revenge. This is just human nature; a person gets mad if they are in prison without a reason. I am in prison here without doing anything. I especially never posed a threat or would harm the United States or other countries. Are we back in the middle ages? This is the 21st century. This is sad. I was put in the world without justification. The strong will eat the weak. I am the only one person and my force is God. The United States government should consider my release. My family had good relations with the United States. I have letters and pictures of my family that will tell you about me.

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Designated Military Officer: The detainee claimed he had supported the group al-Haramain, but was not an official member.

Assisting Military Officer (*for detainee*): This statement is true.

Designated Military Officer: The detainee denied exchanging Riyals for any other currency. The detainee did not accept money from anyone to finance his travel.

Assisting Military Officer (*for detainee*): This statement is true.

Presiding Officer: Before we read the next factor I want to tell you that what we are going to say is something that is supporting your release or transfer. This is not being used as something that should tell us that you need to stay with us. I wanted to make that clear to you before we read this next factor.

Detainee (*through translator*): Very good. I wish that as soon as possible.

Designated Military Officer: The detainee did not know how or why his name might have been found in an al Qaida safe house, and stated this was not true, that this was a lie.

Assisting Military Officer (*for detainee*): This statement is not true; it is a lie. I am sure of myself. As a poet said through sure your step, you will walk as King.

Detainee (*through translator*): I did not go to any place that was suspicious. Is it possible that the names look alike or have some resemblance but when it comes to the names of the mothers, never are the same?

Presiding Officer: I understand. That is a difficult thing for us to sort out with many people having similar names.

Designated Military Officer: The detainee stated the money he distributed to needy people in Afghanistan was only for food and medical treatment, not for military purposes.

Assisting Military Officer (*for detainee*): This statement is true.

Designated Military Officer: The detainee said he did not associate with Taliban or al Qaida members. The detainee stated he would not have any desire to involve himself in any future activities hostile to the United States.

Assisting Military Officer (*for detainee*): I never intend to involve myself in the past or the future activities. I said this before. I am still in prison. Other people get out of prison and they were in the same situation that I am in. But this is a political case, not a jurisdiction. I did not commit any crime, or do something illegal against anybody.

Designated Military Officer: The detainee denied having any knowledge of the attacks in the United States prior to their execution on 11 September 2001 and also denied

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knowledge of any rumors or plans of future attacks on the United States or United States interests.

Assisting Military Officer (*for detainee*): This statement is true. I hold love for everybody. Merciful God gave life to every person. I am not going to go against God's will. God allowed life to all human being in order to live it.

Designated Military Officer: The detainee denied any knowledge or planning of internal uprisings at the Guantanamo Detention Facility.

Assisting Military Officer (*for detainee*): This statement is true.

Designated Military Officer: The detainee claimed to have no affiliation with the al Qaida terrorist network, but indicated that he had provided funds to the non-governmental organization Al-Haramain in the past. The detainee claimed that the money was to support two Bangladeshi orphans.

Assisting Military Officer (*for detainee*): This statement is true. My support was going to help those two orphans. I received letters continuously every six months from those orphans and their pictures along with a copy of the check as proof that they received the money through the institution. The mind will not accept you give money without knowledge of its arrival, so right away I am sure and documented that it arrived to orphans in Bangladesh.

Board Member: You stated you were providing funds to Al-Haramain. In which city was that office located at? Where were you taking the money? Were you mailing it?

Detainee (*through translator*): In Goff.

Designated Military Officer: The detainee denied having ever received military training.

Assisting Military Officer (*for detainee*): Never, I am a civilian and a teacher.

Designated Military Officer: The detainee advised that if released he would return to his family, farm, and job.

Assisting Military Officer (*for detainee*): This statement is true. That's what I have in life. There is nothing better than family, kid[s], and work. For humanity, I did this charity work to help. I ask people to be just was we were just helping everybody. There is life and liberty. I am still hoping that I will be released. My history of life will prove that I want to return to my family and farm and job.

Detainee (*through translator*): I have a request. I have something to read to you.

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Presiding Officer: [ISN 338], we are going to take a short recess in about one minute. If you can read this in a short amount of time, we'll go ahead and read it. If not, we'll go ahead and take the recess now.

Detainee (through translator) (reading from EC-C1): In the name of God, the merciful, the compassionate. I [ISN 338], a Saudi citizen, request that your board review my case and give consideration to the fact that, in the first board for review of the status of the prisoners (CSRT) I was expecting your board not to consider me an Enemy Combatant as I did not participate in any operations against the United States government or its allies, and that I did not have any affiliations to the al Qaida organization or any support to the Taliban government, or any suspicious organizations that work in support of harming the United States or its allies.

The objective of my trip to Iran was to help the Afghan refugees on the Afghan-Iranian border by giving them what they need from food, clothes, and blankets, and the inspiration for doing so is my humanitarian side, my love to do good and my mercy on the poor including kids, women, and elderly.

As you know, I am a father of a small family consisting of two boys and two girls, and I wish to return to my country, to live with my family, to work in my profession as a teacher and as a farmer so that I can earn an earning in order to fulfill my responsibility toward my family.

I begged this board, repeatedly, to consider my request and to look at it with humanity, justice, and impartiality. I address your conscience since you are fathers of family and you have ambitious in life and hope in the future; therefore, I am like you, from blood, flesh, and bones. I think about my family, my children, and their future. I think also about my hope and my ambitious thanking you for giving me this opportunity.

Presiding Officer: Thank you. We will take a short recess.

Board recessed at 1521

Board reconvened at 1529

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

The Presiding Officer acknowledged the request.

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

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The Detainee made the following statement:

Letter from brother

In the name of God, the merciful, the compassionate, to my dear brother, [ISN 338], after salutation and a lot of respect, peace be upon you and the grace of God upon you. May you be in good health. If you ask about our health and our situation, thanks to God, we are in good health and we are doing fine. We only need to see the light of your face and to talk to you. Everyone says hello to you and they wish that you'd return as soon as possible, but this is the will of God that leads you to where you are. Your good intention in helping your brothers is ... Our mother is doing fine and she says hello to you. She prays to God to release you and strengthen your faith in your case, that pushes you by our faith to God and which is helping needy people, in spite of what has happened. Thanks to God.

Letter from uncle

In the name of God, the merciful, the compassionate, to my son, father of Ahmed, respected, peace upon you, His protection and His blessing. I hope you stay forever in good health. We only need to see you. If you ask about our situation, thanks to God, we are doing very well. This is the mercy of God on us that He embraced us with Islam and thank God anyway and every time because God's will is over everything. If we look at the situation of the mission in general, the situation of the whole nation and you, in capture, you are better than us in our situation. Thank God because you went to help and to assist the poor people and the needy people in Afghanistan. That's what God reserved for you and ... you and you are in the way of God, God willing, because the objective for which you went is humanitarian work. Your blessing is in God's hands. As for the kids and family, they are doing fine. Everybody is living well and we can't wait until you come back, God willing. Nothing is missing. The only one who is perfect is God.

Letter from brother

Peace be upon you. We hope that you are all doing fine and you and the detainees are in good health. Dear brother, I will ... thanks to God, that you are doing fine and you are in good health, except that we are a little bit sad and unhappy about you being away from us. The reason you are in prison is in order to work for God, the good work you were doing for God. Since the ... and you were doing your job toward your brother Muslim, in the refugee camps and the needy people, and we pray to God that he will release you and the whole situation will be solved. God is the most merciful. Everybody asks about you and they pray that you will come back to the nation soon. This is a good occasion for you to memorize the Holy Book of God (*the Koran*). To memorize the Holy Book and you put Heaven inside your heart. God is the one who guides a person in a way, the right guidance.

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Letter from mother

I pray for you day and night, morning and evening that God will release you. Everything is fine here; the situation is fine. There is a lot of prayer, patience, and reading from the Koran that God is capable of reuniting us after your long absence and you will return at the end of Ramadan celebration. God is the one who guides you the right way. There is nothing new, accept good, thanks to God. Here I am, praying for you morning and evening that God will release you and you will return to us. I forgive you and I have my blessing on you. You have my blessing and I am patient because you went to do something good toward God. What makes me forgive you and give you my blessing is knowing that you left to help the poor. This result is for the extra good you went to do. Everyone that we have here says hello to you and they pray for you to return. Please write to us always so that we won't be wondering and we know that you are doing fine.

Detainee (*through translator*): I would like to return to my country as soon as possible. Especially because I did not ... to anyone before. I expected from the CSRT and the first ARB, I was expecting to pass the first one and didn't, but it's God way and I believe in ... As far as the second Board (*referring to the first ARB*) that says I pose a threat, I wish from this third Board to give me my right and justice will take the right path. I thank the Board.

Presiding Officer: [ISN 338], I thank you for choosing to come to the Board today. We're not finished with the Board yet. [ISN 338], does that conclude your statement?

Detainee (*through translator*): Yes.

The Assisting Military Officer had no questions for the Detainee.

The Designated Military Officer had no questions for the Detainee.

Administrative Review Board Member's questions:

Board Member: Thank you for reading the letters from your uncle, your brother, and your mother. When were those letters written or when were those received?

Detainee (*through translator*): The dates are present. They are there since we came here.

Board Member: Do you continue to receive mail?

Detainee (*through translator*): Very, very few; not as often unfortunately. The letters come here but they don't provide them continuously to us. This is sad.

Presiding Officer: What do you teach?

Detainee (*through translator*): Art, especially design.

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Presiding Officer: How old are your students?

Detainee (*through translator*): Between six and twelve years old.

Presiding Officer: My wife also teaches art in school; same ages. [ISN 338], do you think you will be able to return to your job if you return home?

Detainee (*through translator*): Will all confirmation; yes I am sure because I have no problem in my country.

Presiding Officer: I understand you also have a farm?

Detainee (*through translator*): Yes, that's the other part of my life.

Presiding Officer: What do you grow on your farm?

Detainee (*through translator*): Dates, olives, raisins, pomegranate, and peaches. I grow all of the produce, in general, like onions.

Presiding Officer: You're a busy man, [ISN 338], between school and farming.

Detainee (*through translator*): That's true, and family.

Presiding Officer: Family is very important. If you return home, what are you going to carry in your heart about how you think about America?

Detainee (*through translator*): There is nothing in my heart, not before, not after, to anybody. I wish that the mistake will be corrected and everything will go back to its original way. I believe in God's destiny, God's will. What a person gets, good or bad, is by God's will. A result of this belief, it is true that I will have a nicer life after. I believe what has happened to me is reason...and before this, it was from God and my belief makes me to believe that and I am proud of it. Belief is something sacred, something good. I will go back to my love of humanity in general, to all human, just as I was before, because I am a human and I respect the value of humans. I am a part of this human race. I wish good to everybody.

Presiding Officer: [ISN 338], before the attack on the United States, had you ever heard of al Qaida or Usama bin Laden?

Detainee (*through translator*): Never. I saw Usama bin Laden on the T.V. That's all we know.

Presiding Officer: Is it surprising to you that the United States would be concerned about finding an Arab in what can be considered a war zone, when there were many Arabs who went there to fight against the United States?

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Detainee (*through translator*): I didn't understand the question.

Presiding Officer: Would you understand why the United States would be concerned about you because there were many Arabs that came from other countries to Afghanistan to fight with the Taliban against the United States?

Detainee (*through translator*): Yes, I understand, but I wasn't one of those Arabs.

Presiding Officer: I understand. Were you very concerned that you'd be mistaken for one of those Arabs when you were in Afghanistan trying to get out?

Detainee (*through translator*): It's true to be concerned, but I was not one of those guys.

Presiding Officer: Thank you. [ISN 338], I want to thank you for coming today. It really helps us. It makes our job easier to make our decisions and recommendations.

Detainee (*through translator*): I wish you will make a decision as soon as possible.

Presiding Officer: [ISN 338], I cannot promise you when you will be notified of the decision. I also hope you will be notified very soon, but I have no control over that.

Detainee (*through translator*): I understand that. What's the time period? Sooner or later?

Presiding Officer: We have seen it sometimes be short and sometimes be long. I cannot predict.

Detainee (*through translator*): How long just for my case?

Presiding Officer: Again, I cannot predict because I do not control what happens after this Board. Do you remember how long it took for you to find out the results of your first Board? I pray to God that you will find out sooner than that.

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

The Presiding Officer opened the classified portion of the session.

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

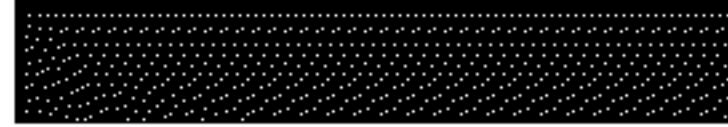
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AUTHENTICATION

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



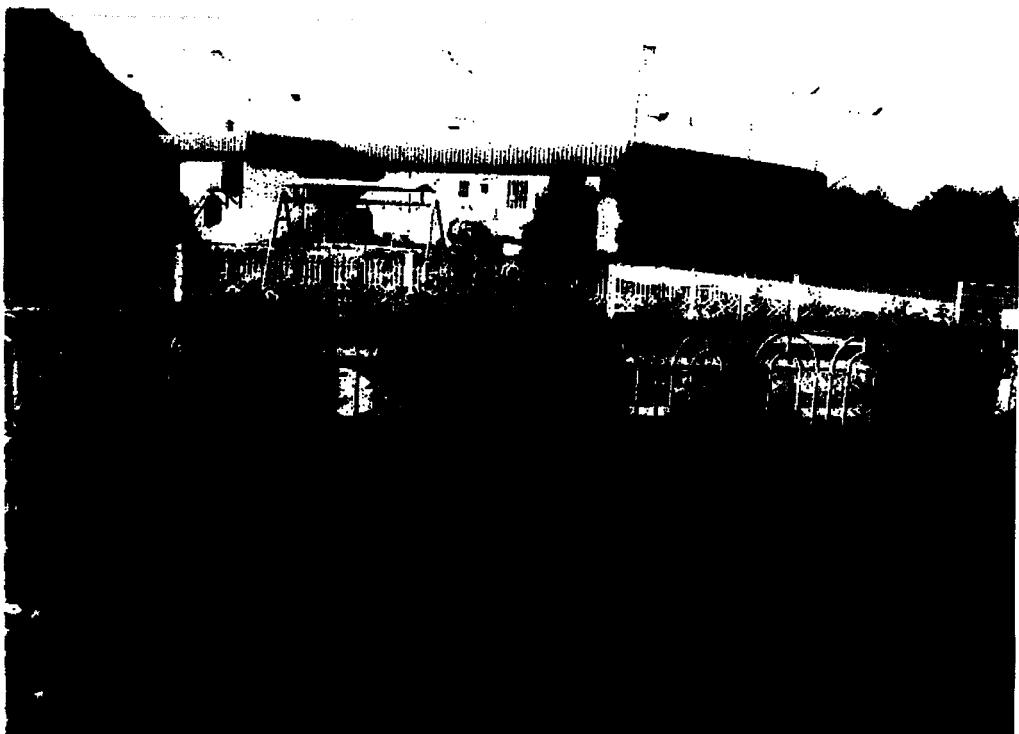
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Presiding Officer

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ICRC letters—withheld from release under
552 USC § (b)(3)

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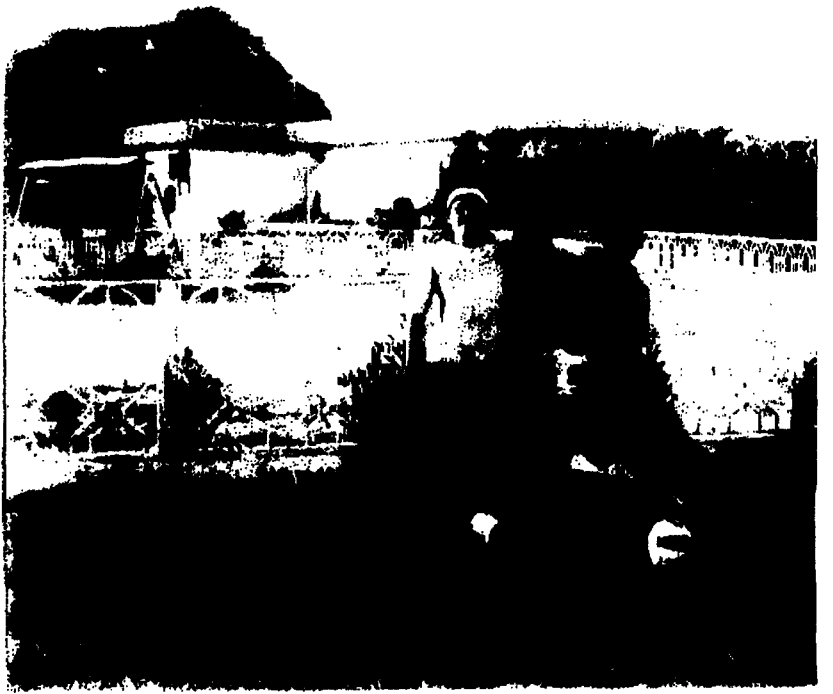


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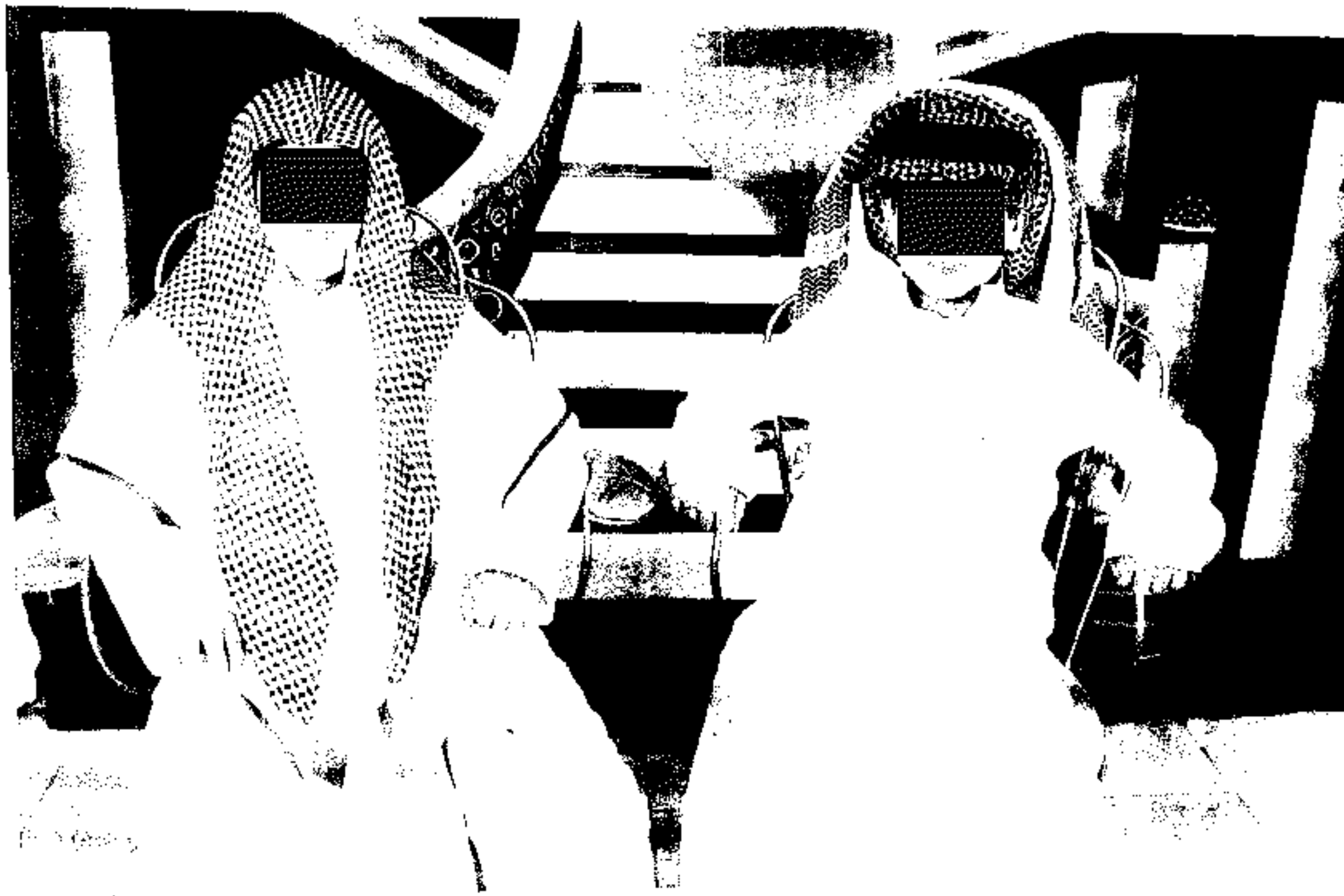


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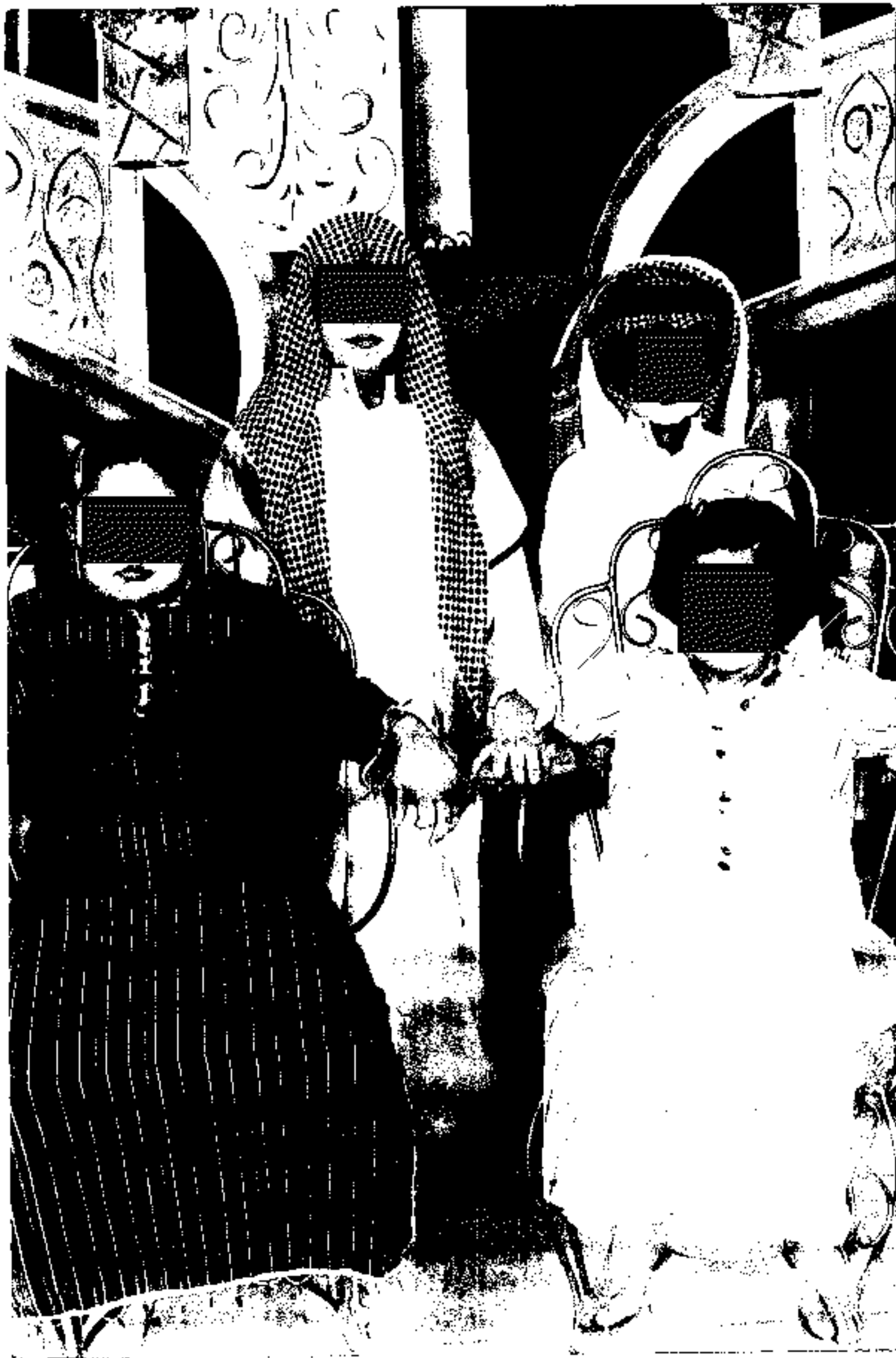
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2 SONS

EC D21
21



2 SON
2 daughters
EC-D22



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JTF JDDC S-2
GUANTANAMO BAY, CUBA

My 3 nephews
EC-D23