

**Summarized Administrative Review Board Detainee Statement**

***The Presiding Officer read the Hearing Instructions to the Detainee and confirmed that he understood and had no questions.***

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

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

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

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

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

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

Presiding Officer: The Detainee may now present information to the Administrative Review Board. Assisting Military Officer, does the Detainee want to present any information to this Administrative Review Board including written statements, oral statements, or witness statements prepared on his behalf?

Assisting Military Officer: Yes, sir. During the initial interview with the Detainee I took notes regarding the information contained on the unclassified summary and I would like to present those notes to the hearing now. Also, upon the conclusion of my briefing I believe the Detainee desires to speak with the board as well. Sir, the Detainee made the following comments in response to evidence in the unclassified summary; first he stated that all allegations against him being an enemy combatant are false. He stated that the United States knows that they are false but they are going to go through it anyway. In response to Paragraph 3.A.1, the "Detainee admitted he traveled from Palestine to Afghanistan in the summer of 2001;" he replied he went from Pakistan to Saudi Arabia not Afghanistan in 2001. In response to Paragraph 3.A.2, "the purpose of the Detainee's travel to Afghanistan was to participate in Jihad," he stated he did not travel to Afghanistan to participate in Jihad and that he already has told this information to previous interrogators and investigators. He stated also that he never went to fight Americans, does not dislike Americans and that Americans live amongst Palestinians in Palestine and everyone gets along. He also stated that if he wanted to fight Americans he could have done so in his

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home country and would not have to travel to Afghanistan to do so. In response to Paragraph 3.A.3 "the Detainee admitted that he was convinced to go to Afghanistan by an individual who might be a recruiter for Al Qaida," he stated he did not think the person who convinced him to go to Afghanistan was a member of Al Qaida. In response to Paragraph 3.B.1 and 3.B.2, "when the Detainee traveled to Afghanistan he attended the Al Faruq training camp and received training on Kalashnikov rifle, RPG and another type of rifle," he admits he spent two weeks at the Al Faruq training camp, received weapons training on the Kalashnikov and RPG but he did not receive any training on the rifle and handguns.

In response to Paragraph 3.C.1, "the Detainee admits that he supports the actions of Usama Bin Laden and others who commit acts of terrorism," he states the entire sentence is untrue. In response to Paragraph 3.C.2, "the Detainee admits that he moderately supports the beliefs and actions of the Taliban," the Detainee states that this entire sentence is untrue. In response to Paragraph 3.C.3, "the Detainee admitted that he has lied on previous interviews with interrogators," the Detainee agreed he lied but only about his citizenship because he was worried he would be surrendered to the Israelis. In response to Paragraph 4, under primary factors favoring his release or transfer, the Detainee stated during the CSRT that he was not an Enemy Combatant to Americans and that he never went from Pakistan to Saudi Arabia to Afghanistan for Jihad. His intentions were not for fighting. He went on to say that his faith does not allow me to go all the way to Afghanistan to do Jihad before doing my in duty in my home country. The Detainee stated that he agreed with the entire paragraph. Sir, that concludes my briefing regarding the interview notes.

Presiding Officer: Thank you Assisting Military Officer.

Detainee: I want to thank the Assisting Military Officer very much for addressing these issues.

Assisting Military Officer: You are welcome.

Presiding Officer: Al Aasmi, do you want to make your statement under oath? An oath is a promise to tell the truth. We have prepared a Muslim oath if you wish to use it. We do not require an oath.

Detainee: Whether I go under oath or I don't it is the same thing to me because I am sincere with my statements. Frankly, I could lie to you even if I went under oath but my religion does not allow me to so it doesn't matter to whether I am under oath or not under oath, but I will tell you that even without the oath I am sincere but if you want me to be under oath I will do so but the oath is not going to force me to be sincere or not sincere, to tell the truth or not.

Presiding Officer: The oath is entirely voluntary. If you choose not to do it you may begin with discussing any information you wish to present to this court.

Detainee: It is up to you sir, if you want me to be under oath or not. To me it does not matter either way.

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Assisting Military Officer: Sir, may I interject something, please? *(The AMO speaks to the Translator and says the following statement)* Tell him (the Detainee) that it is not up to the President of the ARB whether he takes an oath or not but that his AMO suggests that he does so. I recommend that he does.

Detainee: I will take the oath.

As the oath is being read to him the Detainee states that his name is not really Al Aasmi but Wa-llid Bra-him Mus-ta-fa Abud-Jasi (ph). The Presiding Officer states that for the purpose of the ARB, the name Al Aasmi will be used.

*The Detainee repeats the Muslim oath.*

Presiding Officer: OK, Al Aasmi, you may begin.

Detainee: I did not go to a training center in Afghanistan and I proved that to the interrogators. And if my intentions were to get trained to fight the Americans, I would have one so in my own country which was much more stronger and powerful than the training center in Afghanistan. The training that I received in Al Faruq is much-much less powerful than the one we have in our own country. I didn't choose training in my own country so I can go from Palestine to Saudi Arabia to Afghanistan so I can get training. I didn't get training in my own country so I could go from one country to another to receive another training and lose time or waste time. If my intentions were to fight the Americans I would have done so in my own country and you know very well how many Americans are living right now in my own country. I could've fought with them there. That is all I could tell you really. That is all I could tell you. I am not an enemy combatant to the Americans. I have no intentions to fight the Americans and if you have any questions for me I am ready to answer you.

Presiding Officer: Thank you. Al Aasmi, does that conclude your statement?

Detainee: As far as I am concerned, I am not an enemy combatant. I never had any intentions to fight the Americans and if you have any questions of me, I am willing to answer.

Presiding: Did the statements made by your Assisting Military Officer provide the information you wanted us to hear during his presentation?

Detainee: Yes, he did.

Presiding Officer: Assigned Military Officer, do you have any questions for the Detainee?

Assigned Military Officer: No, sir.

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Presiding Officer: Designated Military Officer, do you have any questions for the Detainee?

Designated Military Officer: No sir.

*Presiding Officer begins with the Questions for the Detainee.*

Presiding Officer: What type of training did you receive in your home country?

Detainee: I did not receive any training in my own town. I said that if I was to get training in Al Faruq to fight the Americans, I would've done so in my own country with the military in my own country. I did not receive any training in my own country.

Presiding Officer: And your country is Palestine?

Detainee: Yes, Sir.

Presiding Officer: Do any Administrative Review Board members have any questions for the Detainee?

Board Members: Yes, sir.

Board Member: In the unclassified summary you said you did not go to Al Faruq but you went to Saudi Arabia in the summer of 2001.

Detainee: I went from Palestine to Saudi Arabia.

Board Member: When the information was presented you did not dispute being at Al Faruq. When were you at Al Faruq?

Detainee: At the beginning of the investigation I did say so.

Board Member: Were you or were you not at Al Faruq?

Detainee: Yes, I did go to Faruq.

Board Member: In your testimony you said that you proved to your interrogators that you did not go to train at Al Faruq, how did you prove that to the interrogators?

Detainee: What I meant by that was that I was the one that told the investigators that I was at Al Faruq camp. I am the one that informed the investigators of all the trips I took from one town to another until I was captured by the Pakistani. Ever since I left the Saudis group and I was scared that the Americans would surrender me to the Israelis that is why I lied about my immigrant status. I met someone named Raed, he came to me in Kandahar and he warned me. He said that if you are scared of the Americans I will be the coordinator between you and the Americans so I admitted that I was from Palestine and I

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explained everything. I told them or I explained everything, that my only fear was that the Americans would surrender me to the Israelis. If my intentions were to lie, I would have lied from the beginning. I told the investigators everything. All the Red Cross people know my story from the beginning. If my intentions were to lie, I would not have told the investigators what I wanted to say before they started the investigation.

Presiding Officer: So, you were at Al Faruq?

Detainee: Yes, but I didn't know it was Al Faruq training.

Presiding Officer: What did you do there?

Detainee: My intentions weren't really to train for Jihad. It wasn't on top of my list or my head totally.

Presiding Officer: Can you describe to me what you did at Al Faruq?

Detainee: Program or what? Did I have a program or what?

Presiding Officer: What were your daily tasks?

Detainee: I had breakfast in the morning then I got some training. Then I got a little training on the Kalashnikov which that I chose. I told the investigators that I got that type of training for a little while and my intentions were to leave but I didn't have money to leave. I left Palestine, my own country, seeking a job because we have no jobs in Palestine. That is the reason I left Palestine to Saudi Arabia to seek work. I am ready to answer any further questions you have of me.

Presiding Officer: Right now we have no further questions.

***The Designated Military Officer and the Assigned Military Officer have no other information to present to this Administrative Review Board.***

***The Presiding Officer reads the post-Administrative Board instructions to the Detainee. The Detainee interrupts stating the following:***

Detainee: Is this the last session that I will be entitled to? Is this the session that is going to decide whether I am an enemy combatant or not?

Presiding Officer: No, this board is to decide whether you should be further retained or released. Allow me to continue and hopefully as I read I will answer some of your questions.

Detainee: And now what are you going to decide?

Presiding Officer: Please allow me to continue reading.

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*The Presiding Officer continues reading the post-Administrative Board instructions to the Detainee.*

Detainee: But this session that is convened right now is to decide whether I am an enemy combatant or not?

Presiding Officer: No, this session is here to decide if you shall be released or retained here. You have already been determined to be an enemy combatant and were notified so by the Assisting Military Officer.

Assisting Military Officer: Sir, if I may interject one thing? I believe there is some confusion on his part on the reason of this hearing. This hearing is to determine whether he remains a threat to the United States and its allies.

Presiding Officer: If we determine you to be a threat, you will be detained if not you will be released or transferred. That is why it was important for you to present what you wanted to present to us. We will consider it.

Detainee: All right.

*The Presiding Officer adjourns the open session of the Board.*

#### AUTHENTICATION

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



Captain, USN  
Administrative Review Board Presiding Officer

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