

**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. On the initial interview conducted on 15 December the Detainee requested the Assisting Military Officer assist him in preparing a written statement. I met with the Detainee again on 23 December to assist in preparing his written statement, which I have here now. What I want to do Mr. President is using the unclassified summary in the paragraphs as I state, I'm going to make a response that the Detainee gave me in relation to each one these paragraphs, which I will also provide the written statement at the end of my statement sir. I will begin my Assisting Military Officer assisted statement now:

When informed by the Assisting Military Officer, the U.S. had requested Saudi Arabia to notify the Detainee's relatives of the Administrative Review Board and inform them their opportunity to submit any relevant information, the Detainee stated that he had previously requested the U.S. not to contact the Algerian government or give them information since this action could place certain members of his family and friends in jeopardy.

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*The Assisting Military Officer began to address the points made in the Unclassified Summary of information on behalf of the Detainee.*

*3.a. The Detainee was a member of al Qaida.*

Detainee: I didn't know the al Qaida organization and I am not a member.

*3.a.1. The Detainee's travels from France to Afghanistan were facilitated by al Qaida members.*

Detainee: I traveled from London, not France directly to Pakistan and from there to Afghanistan. My transportation was facilitated by a Pakistani youth mosque and not al Qaida. I used my own funds to pay for my travel expenses.

*3.a.2. The Detainee trained at the Malik training camp in Afghanistan.*

Detainee: I trained at a guesthouse in Bakram vice Malik.

*3.a.3. The Detainee received training in small arms, RPGs and combat tactics.*

Detainee: I received training on the Kalashnikov rifle and did not receive RPG training or combat tactics training.

*3.b. The Detainee engaged in hostilities against US Forces.*

Detainee: I did not engage in hostilities against the United States.

*3.b.1. The Detainee was captured on his way to the hospital after being injured when a comrade accidentally detonated a grenade.*

Detainee: I was injured while I was sleeping and when I awoke I was in a vehicle near a hospital and was then taken to the hospital.

*3.b.2. The Detainee stated he would kill Americans if released.*

Detainee: I did not say that I would kill Americans if I were released.

*3.b.3. The Detainee sustained significant combat related injuries.*

Detainee: My injuries were not combat related but occurred while I was sleeping.

*3.b.4. Based upon a review of recommendations from US Government agencies and classified and unclassified documents, Detainee is regarded as continued threat to the United States and its Allies.*

Detainee: I never had any intention of being a threat then or now.

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*3.b.5. Detainee's conduct: Overall behavior has been generally non-compliant and aggressive. Detainee has failed to comply with guards' instructions on a number of occasions. He has been informed to keep his clothes on and has repeatedly disregarded those orders and has stood in his cell naked.*

Detainee: I have never misbehaved while being a Detainee. I am under medication for my head injury and I removed my clothes because I had a headache.

*3.b.6. Detainee states that he supported the Taliban belief in a true and complete Islamic state that enforces Islamic law. Detainee adds that his incarceration has not deterred him and should he be released, and given the opportunity, he would still fight jihad with the Taliban. He believes that America is an enemy of Islam.*

Detainee: I deny this entire statement.

*4.b. In his own oral testimony, Detainee has repeatedly denied membership to any terrorist group and claimed he did not participate in any fighting and would not kill Americans.*

Detainee: I agree with this entire statement.

Assisting Military Officer: That concludes my Assisting Military Officer assisted statement for this Detainee sir. I am passing a copy of this assisted statement to the Administrative Review Board and will designate it as Exhibit EC-C. I am not aware if the Detainee desires to make an oral statement. I believe we should ask if he chooses to do that sir.

Presiding Officer: Do you desire to make an oral statement at this time?

Detainee: No, I do not wish to.

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

Assisting Military Officer: No sir.

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

Designated Military Officer: No sir.

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

Board Members: No sir.

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Presiding Officer: I have one question for you. Why should this board determine that you are not a threat and release you?

Detainee: I did not intend to commit any crimes. I did not intend any harm or crimes.

Presiding Officer: Do you have any further comments or statements to make?

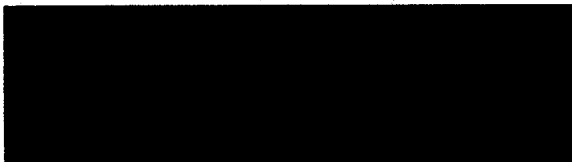
Detainee: I would like to thank you for the Administrative Review Board and hearing me.

Presiding Officer: You're welcome. Does the Designated Military Officer or Assigned Military Officer have any other information to present to this Administrative Review Board?

*After confirming the correct pronunciation of the Detainee's name, the Presiding Officer read the post Administrative Review Board instructions to the Detainee and adjourned 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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**AMO Assisted Statement ICO ISN 070**

*When informed by the AMO the U.S. had requested Saudi Arabia to notify ISN 070's relatives of the ARB and inform them of their opportunity to submit any relevant information, ISN 070 stated he had previously requested the US not to contact the Algerian government or give them any information since this action could place certain friends and family members in danger.*

*Para 3.a. Stated he did not know the Al-Qaida organization and is not a member.*

*Para 3.a.1. Stated he traveled from London (vice France) directly to Pakistan and from there to Afghanistan. Stated his transportation was facilitated by a Pakistani youth mosque and not Al-Qaida. Also stated that he used his own funds to pay for his travel expenses.*

*Para 3.a.2. Stated he trained at a guesthouse in Bakram (vice Malik).*

*Para 3.a.3. Stated he received training on the Kalashnikov rifle and did not receive RPG training or combat tactics training.*

*Para 3.b. Denied engaging in hostilities against the U.S.*

*Para 3.b.1. Stated he was injured while sleeping and when he awoke he was in a vehicle near a hospital. Stated he was then taken to the hospital.*

*Para 3.b.2. Denied stating he would kill Americans if released.*

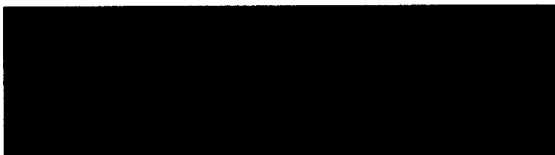
*Para 3.b.3. Stated his injuries were not 'combat related' but occurred while he was sleeping.*

*Para 3.b.4. When asked by the AMO if he regarded himself as a threat to the U.S. or its allies he stated "I never had any intention of being a threat, then or now."*

*Para 3.b.5. Stated he has never misbehaved while a detainee. Stated he is under medication for his head injury and he removed his clothes because he had a headache.*

*Para 3.b.6. Denied the entire statement.*

*Para 4.b. Agrees with the entire statement.*



**UNCLASSIFIED**

**AMO Assisted Statement ICO ISN 070**

*When informed by the AMO the U.S. had requested Saudi Arabia to notify ISN 070's relatives of the ARB and inform them of their opportunity to submit any relevant information, ISN 070 stated he had previously requested the US not to contact the Algerian government or give them any information since this action could place certain friends and family members in danger.*

*Para 3.a. Stated he did not know the Al-Qaida organization and is not a member.*

*Para 3.a.1. Stated he traveled from London (vice France) directly to Pakistan and from there to Afghanistan. Stated his transportation was facilitated by a Pakistani youth mosque and not Al-Qaida. Also stated that he used his own funds to pay for his travel expenses.*

*Para 3.a.2. Stated he trained at a guesthouse in Bakram (vice Malik).*

*Para 3.a.3. Stated he received training on the Kalashnikov rifle and did not receive RPG training or combat tactics training.*

*Para 3.b. Denied engaging in hostilities against the U.S.*

*Para 3.b.1. Stated he was injured while sleeping and when he awoke he was in a vehicle near a hospital. Stated he was then taken to the hospital.*

*Para 3.b.2. Denied stating he would kill Americans if released.*

*Para 3.b.3. Stated his injuries were not 'combat related' but occurred while he was sleeping.*

*Para 3.b.4. When asked by the AMO if he regarded himself as a threat to the U.S. or its allies he stated "I never had any intention of being a threat, then or now."*

*Para 3.b.5. Stated he has never misbehaved while a detainee. Stated he is under medication for his head injury and he removed his clothes because he had a headache.*

*Para 3.b.6. Denied the entire statement.*

*Para 4.b. Agrees with the entire statement.*

*Ed Day CDR, USN*