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(Revised 30 Nov 05)

**Summary of Administrative Review Board Proceedings for ISN 1007**

*The Administrative Review Board was called to order.*

*The Designated Military Officer (DMO) was sworn.*

*The Board Reporter was sworn.*

*The Translator was sworn.*

*The Detainee entered the proceedings.*

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

*The Administrative Review Board members were sworn.*

*The Assisting Military Officer was sworn.*

*The Presiding Officer asked the Detainee if he wishes to make a statement under oath. (Muslim oath offered).*

Detainee: I have no objection, but if it is not required [then] why [are] you asking for the oath?

Presiding Officer: In our ARB system we use an oath before God that we will be telling the truth.

Detainee: I have no objection, but you asked me and it is not required.

Presiding Officer: If you so choose not to say an oath that is okay with us.

Detainee: Whatever you want to do. I have no objection in both cases.

Presiding Officer: It is your decision.

*The Detainee declined taking any oath to include the (Muslim) oath.*

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

Detainee: What does this mean? Which information can I view and which will be masked?

Presiding Officer: If the information is determined to be important to the security of the United States then that information will be covered. You cannot see that.

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*The Assisting Military Officer presented the Enemy Combatant Notification 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.*

Assisting Military Officer: The detainee's ARB interview occurred on 28 November 2005 and lasted 79 minutes. After a review of the ARB's purpose and procedures, the Urdu translated Unclassified Summary of Evidence was read to the detainee. When the detainee was asked if he wanted to attend the ARB, present a written or oral statement, or have the AMO speak on his behalf, he said he would attend the ARB and respond to each statement of information in the Unclassified Summary after it is presented. The detainee elected to submit two letters to the board. The detainee was cooperative and polite throughout the interview. The detainee was given a copy of the Urdu translated Unclassified Summary of Evidence.

Detainee: Who said that I would write? I only said that I would say verbally.

Presiding Officer: We will accept whatever you want to submit to the Board.

*The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, and Exhibit DMO-2 to the Administrative Review Board.*

*The Designated Military Officer stated that a copy of these exhibits had been previously distributed to the Assisting Military Officer and 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: I still don't understand what does Unclassified Summary mean?

Presiding Officer: The Unclassified Summary means that this is the information that has been determined not to put the security of the United States at risk. Therefore, it is okay for you to see the information.

*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.*

Designated Military Officer: The detainee went to the Karachi consulate and obtained a visa.

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Detainee: Yes, this is true. I went to the consulate to get [a] visa.

Designated Military Officer: The visa only took a day and a night.

Detainee: Yes. One day I went [and] I submitted my passport at the consulate. I went and stayed at a hotel/motel. The following day I came and I got back my visa.

Designated Military Officer: The detainee was given a letter in a sealed envelope to give to the Kabul office of Jaishe-E-Mohammed. This letter would allow for his brother's release.

Detainee: Yes.

Designated Military Officer: On 23 September 2001, the detainee legally crossed the border from Chaman to Spin Boldak on a Pakistani passport with an Afghanistan visa.

Detainee: Yes.

Designated Military Officer: The detainee traveled to Kandahar. From Kandahar, the detainee went to an officer in Kabul where he was told where his brother was in Konduz. The detainee took a flight from Kabul to Konduz on Iriyana Airlines.

Detainee: Yes.

Designated Military Officer: Al Qaida and Taliban members used Iriyana Airlines to travel to different areas of Afghanistan, Pakistan, and Iran.

Detainee: Sir, if they travel what does it have to do with me. Iriyana Airline was formed by Afghanistan, not by me. Iriyana Airline [is] used to travel all over the world...anybody who travels through [them] should not be related to me.

Designated Military Officer: The detainee traveled to Dashte Archi, where his brother was located.

Detainee: Yes.

Designated Military Officer: The detainee's network of madrassas gave him easy access to organize and communicate with al Qaida members and sympathizers and develop new al Qaida recruits.

Detainee: For the last two and a half years I have been begging and requesting for you to show me the madrassas. Bring me any evidence. Where are those madrassas? I even spoke to [the] CSRT tribunal [and asked] where the madrassas were you have been alleging to me. They told me there are ten madrassas and I said name even one madrassa and I will accept your imprisonment and whatever punishment you give me. If they don't exist, why am I being punished for them? If I am being punished for those things then

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that should be provided to me. For the last four years I have been detained here so they should have provided me those madrassas.

Presiding Officer: It is not up to this board to decide the punishment for you.

Detainee: I am not saying that. What I am saying is that I [have] been punished for the last four years.

Presiding Officer: It is just up to us to determine and recommend whether you should be further detained, transferred or released.

Detainee: Some Afghanis got money from [an] American and sold me out to [the] Americans and started.... I am only a detainee, what should I ask? If you have any doubt you should have brought the evidence to me. Being a human, do I have the right to ask for these things?

Presiding Officer: That is not for this board to decide.

Detainee: I request to this board please provide me this evidence that brings me here and whatever the allegations are that don't even belong to the fact.

Presiding Officer: I'm sorry. We cannot provide you that evidence.

Designated Military Officer: The detainee claimed that his organization had the ability to organize as many as 2,000 men to join in a Jihad against the United States and Coalition Forces.

Detainee: The person who made these two allegations, either he was drunk or he doesn't even have a brain. I beg your pardon if you take offense from that. They are saying that I entered into Afghanistan [on] September 23, 2001. If I obtained [a] visa from [the] consulate and I entered Afghanistan legally then from where did I take 2,000 people? Even if you give these allegations to [a] third grader he would refuse to write these allegations and say that somebody is out of [their] mind. Where are these 2,000 people? I am the only one who survived from that. All of them are dead and none have been arrested? For the last four years they should have brought at least one witness. 2,000 is a big number.

Designated Military Officer: The detainee returned to Pakistan and assembled a force that consisted largely of Pakistanis but also included 300 Arab al Qaida operatives.

Detainee: I want to condone on the brain of the person who made these allegations. I stayed in Pakistan from one to two months. Did I have [an] Aladdin's lamp, which made everything possible within in one and a half months that I recruited 2,000 people, and 300 al Qaida members, came to Pakistan and went back and I made this force within one and

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a half months. You should understand by yourself where are those 300 al Qaida members.

Designated Military Officer: In the fall of 2001, during the fighting in Afghanistan, the detainee took this force on to Spin Boldak, Afghanistan. This was done by the order of an Arab al Qaida logistics officer.

Detainee: This is the same lie like the previous [allegation].

Designated Military Officer: In Spin Boldak, the detainee joined forces with Islamic Movement of Uzbekistan Commander Juma Namangani who had several hundred men of his own.

Detainee: This is the same lie like the previous [allegation]. I never met anybody like this and what should I answer? I had neither 2,000 people nor [did] I meet with anybody.

Designated Military Officer: The detainee and Namangani traveled north to Takhar Province, Afghanistan, where they combined with other forces and began fighting against the Northern Alliance.

Detainee: If America wanted to prepare [an] Army of 2,000 within one and a half months, go into Pakistan [and] collect all these people together and create connection with al Qaida members then go to Takhar Province and meet with Juma Namangani and join his forces; is it possible for America to do so? I heard the news that America sent its troops to Iraq and having [a] lot of planes and all those people it took them one month to get there. I don't think any sensible person can even think about this. If America cannot do [it] how can I go to Afghanistan, create all the connections, come back to Pakistan, collect all these people, go back and then go to Konduz and Takhar within one and a half months.

Designated Military Officer: Not long after the fighting began in Takhar, the detainee and a significant portion of his force traveled to Konduz where the forces proved too strong, and the detainee and 400 of his men were eventually captured.

Detainee: First of all I was not being captured. Can somebody prove this to me? I want to make it clear that I, myself went and I surrendered myself to take passage to Pakistan. When we were stuck with all of the people, me and my brother, in Konduz we had no way to go through. Then we heard that there is going to be an agreement between Taliban and Dostam's militia. Taliban people will surrender to them and they will let us go to Pakistan through Kandahar. Me and my brother were also joined the same people because we had no other option. Then we went and met with Dostam and we surrendered to him. Nobody can prove that I fought. I was captured [and] I will be obliged. I believe you understand the difference between surrendering and being captured.

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Designated Military Officer: The detainee's brother once taught him how to assemble and disassemble a Kalashnikov.

Detainee: He did not teach me how to reassemble [or] assemble. He just showed me [the] Kalashnikov. He wanted me to see that, so he disassembled and reassembled the Kalashnikov and I was watching. As related to the previous allegation, [as] the commander of 2,000 people, do you think this is enough [training] for him to see how the Kalashnikov is being assembled? This is animosity against any sense.

Designated Military Officer: The detainee met and began cooperation with an Arab al Qaida logistics officer. This logistics officer was an assistant to Usama Bin Laden.

Detainee: This [is] the same thing on the basis of lies.

Designated Military Officer: In 2001, the logistics officer invited the detainee to attend the wedding of one of Usama Bin Laden's children in Kandahar, Afghanistan. At the wedding, the logistics officer tasked the detainee with using his madrassas to recruit 2,000 fighters.

Detainee: Please don't mind if I want to tell you something. The person who wrote these allegations, do you think he has any senses? Why don't you put him in jail? The person who doesn't have [any] sense. He doesn't even have enough sense, that he doesn't relate his allegations. What he said in the previous allegation and what he said here. This is weird that I collected 2,000 people [and] then I attended the wedding ceremony of Usama Bin Laden's children. What is this all about? I can say this, that within this one month I went to Pakistan, collected 2,000 people, I came back, I met with Juma Namangani, and I attended this wedding ceremony. I don't know what to say about this.

Designated Military Officer: The detainee said he received permission to retrieve his brother from the local Taliban office in Pakistan. He claimed his brother received training at the Jaishe-E-Mohammed training camp for about one month prior to his departure.

Detainee: Half is truth and half is on the basis of lies. This statement has been twisted. That letter I did not get from Taliban office. I got from Jaishe-E-Mohammed office. He went to Afghanistan from Pakistan through Jaishe-E-Mohammed.

Presiding Officer: He being your brother or do you mean yourself?

Detainee: Yes, my brother. He went through Jaishe-E-Mohammed, not Taliban office. My brother told me that he got training in Kabul somewhere. Not in Jaishe-E-Mohammed's training camp. That possibly is training camp, but my brother told me that he got trained in Kabul for less than one month.

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Designated Military Officer: The detainee denied attending Usama Bin Laden's son's wedding in Kandahar and denied knowing or associating with the Arab logistics officer.

Detainee: Yes. This is true.

Designated Military Officer: The detainee denies knowing anything about al Qaida, the Taliban or madrassas in Pakistan.

Detainee: That's [a] fact.

Designated Military Officer: The detainee denies knowing or associating with Mullah Omar or any Taliban or al Qaida personnel.

Detainee: That's [a] fact.

***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.***

Detainee: Why don't you present now?

Presiding Officer: The request for a closed session is for the Classified section, which the detainee is not allowed to be present for security reasons.

Detainee: That means you have to put more allegations on me?

Presiding Officer: We consider everything we have available to us in making our determination of whether to recommend for your continued detention, transfer, or release.

Detainee: Should that be brought into my knowledge, or not?

Presiding Officer: No. You will have an opportunity to present your case and it also gives us an opportunity to ask you questions and for you to respond to the questions we ask you.

Detainee: I already denied these allegations earlier [and said] that they don't make any sense. For the last four years my case has been dragged [from] here to there. They haven't even proved anything so far, nor have they brought any witnesses. Whatever I am saying I have proof and evidence to provide. I'm supposed to think, why are they not believing me and trusting those who do not even have anything to prove. Is [this] the name of the American justice?

Presiding Officer: You are making an assumption that we have already accepted, as truth, everything that's in front of us. We, the Board, have open minds about everything we are hearing and reading and seeing today.

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*The Presiding Officer acknowledged the request for a closed session.*

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

*The Assisting Military Officer presented letters from the Detainee's family, Exhibits EC-C thru EC-C2 to the Administrative Review Board and further stated that he had no additional comments.*

*The Detainee made the following statement:*

Detainee: Whatever I said I told you the truth. But, [the] interrogators, people from CSRT, nobody has believed me so far. The letters I have provided already [are] just to show you that I have no connection with my family for the last four years. My family doesn't know [whether] I told the truth during the interrogation or lied to them. Whatever I said to them. You should know that I have no connection, no channel at all to talk to them. I spoke to the interrogator like this once whenever they ask you this you should say the same thing. Whatever I told you, 100 percent you can find in these letters. If there is a difference of even one percent I will [accept] your punishment. *(Translator begins reading Exhibit EC-C1).* My younger brother, Mohammed Salim, wrote this letter to me. This letter was written on January 2, 2005 and I was arrested in 2001. In these four years I had no contact with him at all. *(Translator reads more of Exhibit EC-C1.)* Do you have any doubt that I did not go to take my brother there? If it was not my brother, how did they know that I told you that his name was Abdullah and he was in Afghanistan? There are millions and millions of names out there. I could say something and they could say something else. If it is the same thing, what I say and what they say then you should believe upon me [that] whatever I am saying is right. *(Translator reads more of Exhibit EC-C1.)* I already told them that I had a small grocery store. If I told [the] interrogators lies, how did my family know that I told them the same thing that I had a small grocery store? How did they know that I told [the] interrogator that I am the only food provider of the family and [that] my father was very old? This is the truth. I was the storeowner. If I was running the store [then] who was running those 2,000 madrassas? And, if I was running those madrassas, who was running the store? Can one person do two or three different tasks at the same time? And do such big tasks? Is this possible for [a] human being? I believe you understand that it is all [a] lie. *(Translator reads the rest of Exhibits EC-C1 thru EC-C2.)*

Presiding Officer: Do you have anything you would like to say in addition to the letters?

Detainee: Whom should I expect the justice from? Who will provide me the justice? I have been asking to provide me [the] proof. No one provides me [the] proof or evidence nor do they listen to me. Who is responsible for all this pain caused to me, America or Afghanistan? What is my fault? Am I Muslim or do I belong to a poor country? Also, the file I have here, my interrogator told me there are two different dates of arrival in Cuba. What should I say that you are the one who brought me here; you are the one who

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made the file and how come I have two different arrival dates here? On what basis are you keeping me detained here, that the file, which is in this condition, that they have two different arrival dates here. I have been asking [the] interrogator, how does the person who brought allegations against me know me? Those people who sold me to America, when I complained to [the] Red Cross, because I was detained at that time, that these people charged me money. Instead of believing me they handed me over to America. They had charged me money and when they asked for more money, the Red Cross people and some members of United Nations came over and I complained to them. So to take revenge they handed me over to the Americans. I don't know why you don't try to understand. Are you unable to understand for the last four years...I legally entered into Afghanistan only to retrieve my brother. If I was going to fight, why should I have to obtain [a] visa. There were many Pakistanis there before the war started. Tell me the truth. Did all of them get visas to go to Afghanistan? If I had to go for fight I would just appear in their office and they would send me directly to Afghanistan. Why should I have to spend money to go to Karachi, stay in hotel, obtain visa to go legally there? What can I say? This is just [a] very simple and open matter if you can't understand, I am surprised to think about your system. Which kind of system is this? How can you rule over the world? Nobody in the world will accept you with this kind of justice. I have all the evidence and proof. You don't have anything. Just because of your power you detain me here. [I will] give you a little proof of the stupidity [here]. The guard who brought me here, they don't have my card. That belongs to somebody else, but they brought me here on that card. They always bring me with that card. For evidence I want you to go and ask them if that card belongs to me. That card belongs to Jamal from England. Six months ago he left the island and went home. [It was] maybe eight or ten months ago. This is the system you have here. What kind of justice can I expect from you? The people who are bringing me here have a different persons card. I am present, but on that card the picture belongs to somebody else. They can't even change that card. I am really extremely very sorry I have offended any of you. It is just because I am suffering pain from inside. So whatever I am saying, it doesn't mean that I am trying to offend you all. If you were in my shoes here you would be saying the same thing and maybe more. Again I am saying that whatever evidence you have against me please come and show me and ask me, so I will answer back.

Presiding Officer: Nothing you have said offends us.

*The Assisting Military Officer had no further questions for the Detainee.*

*The Designated Military Officer had no further questions for the Detainee.*

*Administrative Review Board Member's questions:*

Board Member: How are you doing today?

Detainee: Same.

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Board Member: Listening to you, you sound a little bitter about being here at Guantanamo Bay. Are you bitter about being here?

Detainee: Certainly.

Board Member: Why do you think you got arrested and brought here?

Detainee: This is the same question I am asking. Why am I here? This is my basic question.

Board Member: Is your brother older or younger than you?

Detainee: He was younger than I.

Presiding Officer: This is the brother that went to in Afghanistan?

Detainee: He was younger than I.

Board Member: Do you know why he went to Afghanistan?

Detainee: Yes to fight.

Board Member: Why did you go after him?

Detainee: Because my parents were crying for him and the family situation was bad. I meant to bring him back home. I thought if I brought him back I would give my parents some happiness.

Board Member: Do you know who was holding your brother? How did you know he was being held?

Detainee: Nobody had arrested him. He went with Dost Mohammed to Afghanistan for jihad. He was not being captured or arrested over there.

Board Member: Do you know when he went to Afghanistan?

Detainee: About twenty days to a month prior to my departure he went to Afghanistan.

Board Member: Are you familiar with the 11 September 2001 attacks on the United States?

Detainee: Yes.

Board Member: Your brother went before [the attacks] and you went afterwards?

Detainee: Yes.

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Board Member: Were you worried about going to Afghanistan at that time?

Detainee: Certainly I was worried about it. That is why I went there legally. I obtained [a] visa so I would avoid any legal actions. Even after all legal documentation still I have been arrested. Why am I here?

Board Member: You appear to be upset about the allegation of you having a network of madrassas.

Detainee: I am not upset with allegation, but I was supposed to be upset because for the last four years you have been alleging me for that one, which I don't even have a connection with that. You don't even have any evidence or proof of that.

Board Member: If it were true that you had a network of madrassas, is that something that would be bad?

Detainee: If somebody had that, that would be a different question. But, if I don't have that I need to get upset when you keep repeating [the] same thing. Either you bring me the proof or quit alleging about this thing.

Board Member: Are you at all familiar with the Islamic movement in Uzbekistan or have you ever heard of the Commander Namangani?

Detainee: Neither I had knowledge nor had I heard about Juma Namangani.

Board Member: Who are the bad guys and what are the bad deeds?

Detainee: This is a prayer from [the] holy Qūran. Only God knows who is bad.

Board Member: Who do you perceive are the bad guys?

Detainee: This is the question I am asking you. Who are the bad people? Because of them I am here.

Board Member: I'm asking you who do you think the bad guys are?

Detainee: I am saying this is just the verse of Qūran. [A] prayer. Only God knows who are bad people. I'm saying that [the] Afghan people sold me to you. It is [the] Afghan peoples fault or your fault? You can only tell me.

Board Member: Whose fault do you think it is?

Detainee: I'm asking you whose fault is this that they put me here?

Board Member: You can't answer a question with a question. You have to answer a question with a statement.

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Detainee: This is just a prayer. Neither I made this prayer nor [did] I write this. My parents just advised me to say this prayer while I am here.

Board Member: If you are to be released, what will you do when you go back to Pakistan since your grocery store has been closed?

Detainee: It depends on the circumstances. When I go I will see how much we have assessed. Where we can start and if we can start the same business or something else.

Board Member: I am happy you decided to come to the board today.

Detainee: I have nice expectations.

Board Member: Why do you have nice expectations?

Detainee: There is somebody in the world I can expect good [from] and that [is] possibly you. In previous tribunal I was here and they heard me but I am still here. I will believe when I will be heard and I will see whatever comes out. Still, I only can expect.

Board Member: When I read your letters, I thought about your family and the recent earthquake in Pakistan. I was wondering if your family was okay?

Detainee: I haven't received any letter or information but I just expect them to be all right over there. Only God knows if they are fine.

Board Member: Do your parents know how your brother died?

Detainee: I wrote them [a] letter from Sheberghan through Red Cross.

Board Member: How would you compare Sheberghan to here?

Detainee: On what basis?

Board Member: The way that you are living.

Detainee: I'm in prison. I was far from my home and I'm still far from my home. Doesn't make any difference to me that I am in Sheberghan or here. I'm far from my home. That's the only difference. When I was transferred here, I was happy to be transferred here because I was expecting that here I would be heard and I will receive justice. It came against expectations.

Board Member: I expect you to receive justice also. That is why we are here. We listen carefully to what you say and that is why I said that I am glad you came to talk to us today. Do you know any Pakistanis that have been released from Guantanamo to go home to Pakistan?

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Detainee: What do you mean by do I know?

Board Member: Do you know of them? Have you heard of any Pakistanis in Guantanamo who have been sent home?

Detainee: There are many.

Board Member: Would you agree there are many others from other countries?

Detainee: Certainly. What difference does it make? My word is with me. If the whole camp is being emptied and I am here, what difference does it make?

Board Member: Let's imagine that this board recommends you are released and eventually you are released. Will that be justice?

Detainee: Certainly. If I have any allegations you are able to prove you should show me and if you don't have any and I am released, that will be the justice.

Board Member: Will the justice of releasing you rub out the injustice of detaining you?

Detainee: Neither releasing me or detaining me is justice. Justice is to see the facts and decide on that. Whatever is truth and fact and you decide upon that. That is called justice.

Board Member: If I decide that you should be released, does that justice, in your mind, offset the hardship of you being detained all this time?

Detainee: I really don't understand what you are saying. Can you repeat that please?

Board Member: Correct me if I'm wrong, but I think you and I agree that if we see the truth and we act on it, then that will be justice.

Detainee: Certainly.

Board Member: If we listen to you and we believe you and that is justice. What does that do to your opinion of how you think about Americans, in light of your having been jailed by Americans all this time?

Detainee: Yes, certainly. When you find out the truth and you will set me free that will be justice. That will not only change my opinion about Americans but anyone else in the world.

Board Member: I don't believe that you were a mastermind, or a great General, or this person who could command 2,000 recruits to come with you on a moments notice. I believe you.

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Detainee: Thank you very much. If you believe me then, I should certainly benefit from that.

Board Member: Will we be benefited by setting you free? Are you a threat to the United States if you are back in Pakistan?

Detainee: I'm just [a] poor person. Neither I was [a] dangerous threat prior or now, nor will I be. I have to pay attention to my family over there, not running after Americans. [A] person whose family has been doing, who have aged parents, whose income is being forfeited should have to pay attention to economical issues or running after Americans? I am the head of the family and I have to take care of that. Everything will be upon me to set my family back up.

Board Member: As head of your family what will you do to support them?

Detainee: It depends on the circumstances. After I go back I [will] have to borrow a loan from somebody. I will have to start working with somebody. It depends on when I get there.

Board Member: Will the government of Pakistan let you do that?

Detainee: What do you mean by that?

Board Member: Are you in any sort of trouble at home with the government?

Detainee: No. I don't have any problem with the Pakistani government. I never had any connection with them.

Board Member: Have you ever been in jail?

Detainee: If I were in prison why would I go through all the trouble to go to get [a] visa to obtain legal status.

Board Member: I would like for you to think about this from the way it looks to us. You are asking us to look at your situation the way it looks to you. I would like you to do the same thing for us.

Detainee: If I were in your position, I would be thinking about justice based on truth and fact.

Board Member: Many young men in Pakistan traveled to fight in Afghanistan on the same path you took: Spin Boldak, Kandahar, Kabul, and Konduz. That is a very, very common trail.

Detainee: That certainly is true but there is difference between those youth and among this youth. There is only one path to enter and if you walk the same road it is not any sin.

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to walk the same road. I don't know if they traveled [by] visa or if they legally entered into Afghanistan, but I adopted the legal path. I entered Afghanistan legally to [avoid] all the misbehaving and wrong doings.

Board Member: I think that was very important.

Detainee: That is also important, but another important thing is that I am here, arrested even though I doubted those legal paths.

Board Member: What did you say to your brother to persuade him to come home?

Detainee: I told him that the situation at home is very bad and [our] parents are crying every day for you. They are very worried about you. Since I was the main responsible person of the family, I was feeling my parents' pain. If he did not come back home I wouldn't be able to provide them happiness. I thought at this elderly age I should give them nice treatment.

Board Member: How did he respond to that?

Detainee: First he would not leave then I explained to him [the situation]. Sometimes I would explain [things] to him and sometimes I would yell at him.

Board Member: Had you ever yelled at him before? Did you get along well with your brother?

Detainee: It is not a big deal back home yelling or spanking little brothers.

Board Member: What did you and your brother talk about?

Detainee: I told him that the situation back home is so bad that I took this step and went through all this hardship to get you back home. First he said that I better go back and he would follow me and come back home later on. He agreed upon...because I told him first to come home with me and then he wanted to come back a second time that would be [a] different story. Then I will have no connection with you anymore after I take you back to the parents then the parents can deal with you however they want to.

Board Member: What do you think your parents would have done to him if he came home?

Detainee: What should they have done? They would have yelled at him or they would talk to him, nothing more than that.

Board Member: What if he started going back to the madrassa and back to the friends that were interested in jihad?

Detainee: Then I would have disconnected all relationship with him.

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Board Member: Why?

Detainee: Because I had no other option. I didn't have enough time to waste on him with that. I had my own my family; my wife, my daughter and my sisters were all depending on me. I had those responsibilities.

Presiding Officer: How long did you own the grocery store before you left for Afghanistan?

Detainee: For the last eight to ten years.

Presiding Officer: Did your family own the store and pass it down to you or did you start the business yourself?

Detainee: I got money from my parents. My father was a retired Railway officer and he passed me money and I started it by myself.

Presiding Officer: You are a smart man in business?

Detainee: Not big business. It was just a small grocery store.

Presiding Officer: A small grocery store but enough to support your family comfortably?

Detainee: Yes because our family expenditures aren't very much.

Presiding Officer: When you go back to Pakistan if you get a loan do you feel comfortable that you can start another business?

Detainee: Yes. I am not a disabled or retarded person. I have my hands, legs and my brain is still working.

Presiding Officer: Are you the oldest brother in your family?

Detainee: Yes.

Presiding Officer: So you have a big responsibility for your parents?

Detainee: Yes certainly.

Presiding Officer: You have one child?

Detainee: Yes, one daughter.

Presiding Officer: How old was she when you left for Afghanistan?

Detainee: She was a year and a half or eighteen months.

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Presiding Officer: Was it hard to go after your brother knowing that you are the oldest brother and you have a family to support?

Detainee: Yes certainly.

Presiding Officer: Because you knew you were taking a risk?

Detainee: Yes.

Presiding Officer: Why did you have to get a letter to get your brother released? Was he not able to leave of his own free will?

Detainee: I did not even know where my brother was so certainly I had to go through them to ask them where my brother was. How can I get him and I needed their cooperation or assistance to get him back. Also, I believed at that time [that] if I had not gone through the Jaishe-E-Mohammed office, they would not even let me go in there. If I didn't have any letter from them I would not be allowed to go there. Because I didn't have anything written on my forehead that Abdullah is my brother to [be able] to go and get him out. I had to have proof to retrieve him.

Presiding Officer: Was you brother considered to be on a jihad in Afghanistan?

Detainee: Yes certainly. He thought that he had to attend a jihad when he got there.

Presiding Officer: What does jihad mean to you?

Detainee: To me jihad means fighting against non-Muslims or infidels.

Presiding Officer: Wouldn't jihad also simply mean just striving to do something?

Detainee: Certainly to me jihad means I was working hard to support my family and serving my parents. Other definitions of jihad or religious decrees can be shoot by... For me jihad was to serve and to keep my family and my parents happy. Not to leave them alone and after leaving them alone, now I realize what happened to them. I believe whatever has been written and I know they are going through [a] very, very hard time.

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

Detainee: Who will decide this?

Presiding Officer: The Designated Civilian Official.

Detainee: What are you here for?

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Presiding Officer: We are here to make recommendations to the Designated Civilian Official about what he should do.

Detainee: What are your recommendations for me?

Presiding Officer: We have to discuss our results. You will never hear our recommendations. You will hear what the actual results are.

Detainee: When will I be notified about this? How long?

Presiding Officer: We do not know. It is up to the Designated Civilian Official.

*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.*

AUTHENTICATION

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

  
Captain, USN  
Presiding Officer

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## CORRESPONDENCE SUBMITTED ON BEHALF OF ENEMY COMBATANT

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Exhibit #	Date	Classification	Guantanamo#
EC-C1	11 FEB 2005	UNCLASSIFIED	GUAN 2005-A 00470
EC-C2	01 AUG 2005	UNCLASSIFIED	GUAN 2005-A 02497

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Exhibits EC-C1 to EC-C2 are  
International Committee for the Red  
Cross messages. Withheld in full under 5  
U.S.C. § 552(b)(3)