

UNCLASSIFIED//~~FOUO~~

Summary of Administrative Review Board Proceedings for ISN 259

The Administrative Review Board was called to order.

The Designated Military Officer (DMO) was sworn.

The Board Reporter was sworn.

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 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.

It was noted by the Presiding Officer that from Exhibit EC-B, the Detainee had chosen not to be present for the Administrative Review Board proceedings.

The Presiding Officer confirmed that the Assisting Military Officer had met with the Detainee and informed him of his rights regarding the proceedings, that the Detainee appeared to understand the process, that the Unclassified Summary of Evidence was read to the Detainee, that a translator was used during the interview, and that the Assisting Military Officer confirmed that the translator spoke the same language as the Detainee.

The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, DMO-2, the FBI Redaction Memorandum and DMO-3, JDIMS entry 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 Designated Military Officer gave a brief description of the contents of the Unclassified Summary of Evidence, Exhibit DMO-1, to the Administrative Review Board.

The Presiding Officer asked the Designated Military Officer for any further unclassified information.

ISN 259
Enclosure (5)
Page 1 of 3

UNCLASSIFIED//~~FOUO~~

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.

When asked if the Assisting Military Officer had any information to present on behalf of the Detainee to the Administrative Review Board, the Assisting Military Officer stated that he previously submitted a summary of the interview.

Assisting Military Officer: The detainee's initial Administrative Review Board interview occurred on 1 June 2005 and lasted for one hour. After a review of the Administrative Review Board purpose and procedures, the Arabic translation of the Unclassified Summary of Evidence was read to the Detainee. Afterwards, he stated he would like to have a follow-up interview to prepare a written statement and to think about his decision on whether he will attend the Administrative Review Board. At the conclusion of the initial interview, he was provided an Arabic translation of the Unclassified Summary for further review and notepaper for his comments. The follow-up interview occurred on 3 June 2005 and lasted fifteen minutes. During the follow-up interview, the Detainee asked the Assisting Military Officer who would be attending on the board. After the explanation was presented to the Detainee, he stated that he wants to personally appear before the Administrative Review Board and provide oral comments to the Unclassified Summary of Evidence. The Detainee was polite and well behaved during both interviews. The Detainee elected not to submit written comments regarding the Unclassified Summary of Evidence. This concludes my comments, sir.

Presiding Officer: For the record, on Enemy Combatant Election Form, EC-B, indicating that he would show up...both times he met with the Assisting Military Officer... this morning [the EC] decided again not to come, so he is not present.

Administrative Review Board Member's questions:

Board Member: For the Assisting Military Officer, what did you tell the Detainee when he asked you who would be attending this board?

Assisting Military Officer: Sir, I told him that there were no lawyers involved...and that the officers from...

Board Member: You didn't give him a number count of any kind?

Assisting Military Officer: No, sir.

Board Member: Good.

ISN 259
Enclosure (5)
Page 2 of 3

UNCLASSIFIED//~~FOUO~~

Board Member: There's a name in item number seven of the Unclassified Summary, it's Abu Kaloud and there's a similar name in [number] eight, Abu Kalood al Yemeni, spelled slightly different with Kaloud spelled with an 'O' instead of a 'U'; is that the same person?

Designated Military Officer: I'll have to check that but I believe that it is. I can double-check that for you sir.

Presiding Officer: Yes, both of those guesthouses are in Kandahar and we would need to know that.

The Presiding Officer read the remainder of the unclassified portion of the Administrative Review Board proceedings, and then adjourned the proceedings.

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 Administrative Review Board proceedings.



✓ Colonel, USMC
Presiding Officer

ISN 259
Enclosure (5)
Page 3 of 3