

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

Summary of Administrative Review Board Proceedings for ISN 340

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).

The Detainee stated his own version of the (Muslim) oath.

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

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 initial ARB interview was conducted on 9 November 2005 and lasted one hour and 15 minutes. After reviewing the ARB's purpose and procedures, the Arabic translated Unclassified Summary of Evidence was read to the detainee. The detainee stated he understood the difference between the CSRT and the ARB. 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 was noncommittal, opined he was already prejudged, but requested more time to decide. After the ARB process was thoroughly explained, the detainee stated he would attend and would likely provide both oral and written statements, point-by-point, to the Unclassified Summary of Evidence.

ISN 340
Enclosure (6)
Page 1 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

The detainee made an allegation of torture during the interview, which has been documented and reported in accordance with the Standard Operating Procedures. Furthermore, the detainee made a request to file protest of his detention in civil court, writ of habeas corpus, which has been documented and will be processed in accordance with defined procedures. The detainee was cordial, attentive, initially reserved and skeptical of the ARB, but he became more interactive as the interview continued. At the conclusion of the interview, the English and Arabic translated copies of the Unclassified Summary of Evidence, as well as the detainee writing templates, were provided to the detainee, via his guards. The detainee's follow-up interview was scheduled for 10 November 2005 and lasted one hour and forty minutes. The detainee provided his written statement, which was then read by the translator to ensure it would be correctly translated to English. The detainee stated he would likely supplement this with oral statements at the ARB. The detainee was cooperative, attentive, and very cordial during the follow-up interview. At the conclusion of the follow-up interview, the detainee requested both the Arabic and English translated copies of his written statement be provided to him at the ARB.

The Assisting Military Officer presented the Detainee's Response to the Unclassified Summary of Evidence, Exhibit EC-C.

The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, and DMO-2 thru DMO-3, other unclassified information 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.

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 has traveled to Qatar, Dubai and Pakistan for business and pleasure.

Detainee: Yes, this is true. According to my travel to these countries [was] first to expand my business capacity and for tourism and pleasure. To get to know some of the countries in the Gulf. Not for any other illegal business. My country allows this and there is nothing illegal by doing that.

Designated Military Officer: Prior to Ramadan in November 2001 the detainee flew from Jeddah, Saudi Arabia to Karachi, Pakistan. His purpose for travel to Pakistan was

ISN 340
Enclosure (6)
Page 2 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

to look for rare old books and coins. He could not find coins in Karachi, Pakistan, so he flew to Islamabad, Pakistan.

Detainee: Yes, I repeat this is true. I don't believe that this thing is forbidden nationally. This type of business most businessmen are proud to do. As you know there are a lot of famous museums around the world and one of them I mentioned in my written statement is named Victoria Museum.

Designated Military Officer: The detainee brought \$12,000 United States Dollars with him to Pakistan and funded his own travel.

Detainee: Yes, I had money on me, but I had more than the amount stated. I had \$13,000 and transferred it to Kuwaiti Dinars so I would be able to carry it in less quantity by transferring it from dollars to dinars, because one (1) [Kuwaiti] Dinar is equivalent to \$3.12. Of course I transferred this money so I won't be exposed to any theft or loss. I would like to add a few things about this allegation. As far as carrying money to different countries that I was traveling, businessmen are bound to have this kind of money for his needs and necessities that he might find to purchase and the kind of stuff he might like to purchase might be expensive. I know a lot of businessmen [who] carry a large amount of money even knowing when I want to go on a business trip I want to take necessary measures, like the cost of the hotels, cost of tourism, and the cost for the translators if I wanted to leave to a country that they don't speak my own language. Also I take this amount of money on me for the purpose of tourism.

Designated Military Officer: The detainee was identified as being present at a guesthouse in Karachi, Pakistan that was run by a known al Qaida member.

Detainee: This kind of point is strange because of the fact that I was at a hotel on a street named Faisal. I find that very strange. Second [ly], I was never a religious fanatic. As far as I know I consider myself as a non-religious person not [a] fanatic and going to these kinds of places in this allegation I find very strange. I find this allegation very, very strange. The third point I would like to add please, at the hotel they have my records of when my departure was. They have my files there.

Designated Military Officer: A senior al Qaida operative recognized a photograph of the detainee.

Detainee: If you compare allegation number five with the last allegation that will testify [to] this point. He testified and I really don't know him.

Designated Military Officer: The detainee was seen at a guesthouse in Kabul, Afghanistan where he promised to give a senior al Qaida operative money for operations in Israel.

ISN 340
Enclosure (6)
Page 3 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

Detainee: This allegation is not true. Honestly, I never entered Afghanistan. That will [be] proven with the passport I own [which] has no stamps on it because I did not enter Afghanistan. As far as my business, it is a business that I formed for my family and myself. I deny anybody who tries to kill the innocent [people] and the civilians.

Designated Military Officer: The detainee admitted he has been using the name of his friend in order to hide his true identity.

Detainee: As far as this point I am really not embarrassed to say my real true name. I don't try to hide it. That will prove that I have confessed here without any pressure from [the] interrogators. The reason I confessed here because I had no reason to lie anymore. The reason I had to lie for this thing in Pakistan is over now, so I had to tell the truth now. The first reason, my friend name Basam Muhammad, he had a very good relationship with a high senior businessman over there in Saudi Arabia. That will create pressure on the Pakistani government, so they [will] lessen the torturing upon me. They perhaps will let me go [or] at least they will try to meet with my embassy.

Presiding Officer: For the record, the name Basam Muhammad... was the name he was using in Pakistan.

Detainee: Yes.

Designated Military Officer: The detainee was arrested with a suspected member of al Wafa.

Detainee: As far as I knew, I had no idea that this person had any association with any terrorism activity or any other organization whatsoever. All I found out about this person is [that] he had his own money [that] he delivered to humanitarian agencies like the "Red Crescent" so they can distribute it among the poor. Something I noticed about him [was] that he wasn't a religious fanatic, so he didn't get upset at me when I was using the laptop or listening to songs. All his characteristics that he had did not tell me that he belonged to any religious [group].

Designated Military Officer: The detainee was identified as a "religious thinker" in the cellblocks at Guantanamo Bay, Cuba. A religious thinker is described as those detainees who use religion as a guide on how to behave, especially while in detention. Religious thinkers direct others to use their religion to withstand the interrogations and not answer any questions.

Detainee: I am not a religious person at all. I did not commit any religious activity here in this camp. I really was exposed to a lot of curses from the other detainees because of the fact that I'm not a religious person. I would also like to add [that] if I were a fanatic religious person I would not have cooperated with any of the interrogators or investigators or I would not be here cooperating with this board.

ISN 340
Enclosure (6)
Page 4 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

Designated Military Officer: The detainee admitted another man went to the passport office for the detainee, filled out the necessary paperwork and brought detainee his passport.

Detainee: Yes, that's true. This is a standard form. It's been used in a lot of other countries and especially in my country. This person is really considered as a coordinator and I only gave him my photo and application that he needs for that procedure and he will finish off the job. [After] one day or two at the most and he will get back with me. If this person were not legitimate than my country would not let him issue me that passport.

Designated Military Officer: The detainee admitted to having a satellite phone with him at time of capture. This satellite phone was for calling his family.

Detainee: That's true. That's correct. I would like to add [that] yes I used to use it to call my family and some other businessmen. I am a small businessman. I am not a famous businessman. I am a standard, ordinary businessman. I carry one cellular on me, [but] a lot of other businessmen carry three or four of them.

Designated Military Officer: A name closely resembling one of the detainee's known aliases, the year and place of his birth and the detainee's parent's phone number, was found on a military training camp application discovered in an office in Kandahar, Afghanistan.

Detainee: What do you mean by the Aliases' name? Was it Basam, or was it the true name I am using right now?

Presiding Officer: I do not know. The statement says that one of the training camps in Kandahar, Afghanistan, one of the names that was found was very close to the one you used was found on an application. It's a name close to a name you used.

Detainee: When I was captured in Pakistan as far as I know that was the name I used in Pakistan, after my capture. As far as this true name that I gave you, I don't know how my legal papers all come to Afghanistan. All my papers and my belongings [are] with the Americans. They [have them]. My passport and I would like to repeat and say I have never entered Afghanistan.

Designated Military Officer: The detainee provided U.S. Forces with his parents' home phone number, which matches the number found on the training camp application.

Detainee: This allegation is very, very strange and it is contradicting one. Because of the fact that when I learned of my parents new telephone number, I learned it here. I found out about this new phone number from here by receiving a letter from my parents and they wrote me that phone number. Therefore, I gave that telephone number to one of the investigators so he can help me try calling my family. I don't know how a new number

ISN 340
Enclosure (6)
Page 5 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

would be found at a camp in Kandahar and that specific number was not issued until my detention for one year here in Guantanamo Bay.

Designated Military Officer: The detainee denied knowing that his traveling companion was the director of the al Wafa office in Herat, Afghanistan or that this man was giving money and supplies to al Qaida.

Detainee: Yes, I deny and I would like to add I have met somebody that was the Director of the al Wafa Organization and I have asked him to take the oath [that] if he ever knew this person that I saw and he stated no I did not know him. That assured me that this person did not have anything to do with any organization. I also would like to add [that] if this person really was working with al Wafa he doesn't need to go to [the] humanitarian agency to distribute his money.

Designated Military Officer: The detainee denied entering Pakistan illegally through Jordan, Syria and Iran. The detainee claimed that the only other countries he has visited besides Pakistan were Qatar, Bahrain and the United Arab Emirates. The detainee denied entering Afghanistan.

Detainee: This is true.

Designated Military Officer: The detainee denied his association with al Wafa and the allegation regarding attendance at terrorist training camps.

Detainee: That's true.

Designated Military Officer: The detainee stated that the attacks of 11 September 2001 were a tragedy. He believes the actions of Usama Bin Laden and al Qaida are identical to the atrocities committed by Adolph Hitler. He believes the act of killing innocent women and children is always wrong regardless of the cause.

Detainee: That's true.

Designated Military Officer: The detainee swore that he had no relations with al Qaida, the Taliban or al Wafa. The detainee reiterated that he had no knowledge of his traveling partner's connection to al Wafa.

Detainee: That's correct.

Designated Military Officer: A senior al Qaida operative denied that detainee belonged to al Qaida.

Detainee: This is true. I don't belong to al Qaida. This specific allegation contradicts [a] prior allegation. The senior al Qaida operative specific allegation answers four allegations that have been read. In [the] allegation [under] "Intent" and allegations 4.d and 4.e.

ISN 340
Enclosure (6)
Page 6 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

Designated Military Officer: The detainee stated has used to suffer from multiple personalities and that is why he has provided so many different names.

Detainee: In this point I believe it's not true. I had [a] head injury. I fell off a horse and I landed on my head and had an injury in my head. Let's say when I was in Pakistan I was exposed to a lot of abuse, torture and [if] someone [would] hit me on the head it would effect my behavior the next day. I would start behaving [differently] like someone on drugs or something. That is not the reason I used a different name. The fall that I had off the horse caused me a lot of abnormal behavior. I would shout, be angry [and would be] acting crazy.

Designated Military Officer: The detainee denied having any knowledge of the attacks in the United States prior to their execution on 11 September 2001. He also denied knowledge of any rumors or plans of future attacks on the United States or United States interests.

Detainee: That's correct.

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.

The Presiding Officer had the Assisting Military Officer read the Detainee Comments from the Enemy Combatant Election Form, Exhibit EC-B.

The Assisting Military Officer read the Detainee Comments from the Enemy Combatant Election Form.

Detainee Comments: After the Unclassified Summary of Evidence was read, the detainee summarized his response by stating, "There are things that are right, and there are things of imagination." Before deciding to attend the ARB, the detainee opined the problem was his experience with the CSRT, during which he claimed, "Enough evidence was presented that I was innocent." The detainee then claimed some allegations were obtained because he was threatened and abused during interrogations in Quetta, Pakistan. The detainee then stated, "If I had anything else hidden, I would have said it while I was being abused." On the subject of being a threat to the United States or its allies, the detainee stated, "I have nothing against any country" and opined these allegations "are a joke" and were made "only to justify my detention." The detainee further claimed he had received a "Certificate of Innocence" from the Pakistani court and stated, "I have confidence, because I know the truth." At the conclusion of the initial interview, the

ISN 340
Enclosure (6)
Page 7 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

detainee claimed he wasn't very hopeful because of his experience with the CSRT and had gone into depression. After the AMO again explained the differences between the CSRT and the ARB, the detainee acknowledged [this] by stating, "Yes." During the follow-up interview, the detainee again inquired on the procedures to file protest of his detention within civil court. After the AMO informed him this would be covered during a future meeting, the detainee acknowledged by stating, "Yes." The detainee opined he wasn't totally clear about the allegation made under item C. After the detainee handed in his written response on the Unclassified Summary, he made a few general comments. The detainee stated, "I recognize the ARB is not legally conducted, but I respect your (the AMO) position and realized you are just doing your job and duty here." The detainee also claimed that during the CSRT, "I swore (an oath) that I was not a terrorist...this not only hurts others, but myself and my family...but I was still judged as an Enemy Combatant." On the subject of his future plans or goals if he were released, the detainee said, "It's important for me to return to Saudi Arabia and educate the youth that I wasn't a terrorist" and he further opined, "This is a critical time for my country and in the Middle East."

The Assisting Military Officer had the following question for the Detainee.

Assisting Military Officer: When did the detainee have an opportunity to talk to the Director of the al Wafa Organization?

Detainee: In one of the cell blocks around where we play sports somebody pointed him out and said he is the person in charge of the location al Wafa.

Presiding Officer: Is that here in Guantanamo Bay?

Detainee: Yes Sir. I think I know his last name Abu Abad al Aziz.

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

Administrative Review Board Member's questions:

Board Member: Why do you travel with U.S. dollars?

Detainee: I did not say I carried dollar money. I carried dinar. I told you in the first place how much it is equivalent in dollars.

Board Member: Why would you associate the guesthouse and al Wafa with religious fanaticism if you didn't know anything about them?

Detainee: Here. I found out here. Most of them they were in Afghanistan and most of them used to be involved in organizations like this. That is why I was wondering and surprised why they cursed me here. I realized they are religious fanatics and I couldn't work with them. I found out here. It doesn't matter how I found out they are religious

ISN 340
Enclosure (6)
Page 8 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

fanatics; even illiterate people on the streets recognize that [these people] are terrorists. I faced a lot of animosity in my own country. If I flirt with a girl or listen to [certain] songs I face a lot of animosity from these people that grow long beards. They have authority in my own country.

Board Member: Why are you recognized here in Guantanamo as a religious thinker if in fact you aren't?

Detainee: I don't know why. I would wish that one day everybody would have [their] own freedom and that everybody could do whatever they want. I am very happy. I have heard that they are establishing agencies in my country for human rights. This agency reached a point to be open, so most of the young men will have a chance to live their life with freedom like Europe and Damascus and Lebanon. So, they don't have to travel outside [of] Saudi to enjoy their life.

Board Member: You said it isn't okay to kill innocent women and children regardless of the cause. Is it okay to kill innocent men?

Detainee: I would say killing men is forbidden also, but if there was a war and he put himself in this situation then.... Even when I heard about the killing of innocents I used to go through a lot and struggle for these kinds of bad terrorist activities. One time I was watching the news about some kind of documentary about World War II [and] I went through depression and hopelessness. I really don't like to see this kind of documentary. Every human being has the right to die a normal death and not by dying this kind of way.

Board Member: Do you think we are in a war right now, specifically a war on terrorism?

Detainee: Yes I believe there is a war on terrorism. I would like this to stop. Terrorism threatened my life and my family's life and everybody's life in the whole entire world. Therefore, I will help to stop any terrorist activity that will not only threaten my life but will threaten the whole universe.

Board Member: You speak a little English, right?

Detainee: Yes.

Board Member: Do you understand when we are talking to you?

Detainee: A little.

Board Member: Why did you leave Saudi Arabia in November and go to Pakistan when the United States was, at that point, bombing Afghanistan; when all sorts of things were happening in that part of the country. It seems like you made a bad decision to go to Pakistan at that time.

ISN 340
Enclosure (6)
Page 9 of 10

UNCLASSIFIED//~~FOUO~~

20354

UNCLASSIFIED//~~FOUO~~

(Revised 13 Nov 05)

Detainee: What happened [is that] I was going to stop in Pakistan as a transit and then transfer to Malaysia and I really made sure from the Pakistani Embassy in Saudi Arabia if my life would be in any danger by traveling this route and they told me no. I also made sure at the passport office that it was okay to travel. They really agreed. My own country agreed and issued that I could go.

Presiding Officer: What are your plans when you leave Guantanamo? Would you go back to Saudi Arabia?

Detainee: Yes, I would like to go to Saudi Arabia and I have lots of plans. I have been here for four years and have been dreaming and dreaming about these plans. I learned a habit during my stay in Guantanamo Bay. Nobody can oppose this habit. I have read it in religious books. You could live it and seek it and you could use it against any terrorist. It's in a book by an author named... both books explain the Quran. I read in these books about some guidelines that everyone should follow to stop terrorism. I'd like to say something that God the gracious stated in that book [is that] it tells you that [if] one human being or somebody has committed a wrong act [that] I won't try to punish the rest of the world. I am not the one to judge. God is the one to judge. This is something I would like to inform my family, my friends, anybody in the media. I'd like to leave here. I would like to have the opportunity to convince people that terrorism is not the right way to handle. I would like to convince everybody I know, friends, even the government that this should stop.

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.

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

ISN 340
Enclosure (6)
Page 10 of 10

UNCLASSIFIED//~~FOUO~~

UNCLASSIFIED

**CORRESPONDENCE SUBMITTED ON BEHALF OF ENEMY
COMBATANT**

ISN 340

Exhibit #	Date	Classification	Guantanamo#/ICRC Letter #
EC-C	11/10/2005	UNCLASSIFIED	NONE

UNCLASSIFIED

20356

Enclosure (4)
EC-C
Page 1 of 10

UNCLASSIFIED

Detainee Written Responses to the Unclassified Summary of Evidence for the Administrative Review Board, in the case of AL DUBAIKEY, BESSAM MUHAMMED SALEH

The detainee provided the following statements in response to information in the
Unclassified Summary of Evidence:

- In response to the allegation that the detainee has traveled to Qatar, Dubai and Pakistan for business and pleasure, the detainee wrote:

"Yes, according to my travel to these countries (Qatar, Dubai, Pakistan): Firstly: To expand my business capacity. Secondly: For tourism and pleasure and to get to know some of the countries of the Gulf. Not for any other illegal business." 3.a.1

- In response to the allegations that: 1) prior to Ramadan in November 2001 the detainee flew from Jeddah, Saudi Arabia to Karachi, Pakistan; 2) his purpose for travel to Pakistan was to look for rare old books and coins; and 3) he could not find coins in Karachi, Pakistan, so he flew to Islamabad, Pakistan, the detainee wrote:

"I don't think this reason is a legal reason for my detention, because this type of trade, which is called the Antique trade (Antique), many of the businessmen deal with in many countries. Their occupation is called (Archeology). Also, many countries deal in this field, especially the great nations like: America and Britain, and there are thousands of museums in the world, among the most famous of them is the Victoria Museum in Britain. These museums contain thousands of old books and old coins and other antiques." 3.a.2

- In response to the allegation that the detainee brought \$12,000 United States Dollars with him to Pakistan and funded his own travel, the detainee wrote:

"There is some modification to this point, and that is that I was carrying 4,000 thousand Kuwaiti Dinars, which is equivalent to 13,000 American Dollars. I changed this money into Kuwaiti Dinars, so it can be less in terms of quantity, so that I would not be exposed to theft or its loss. I add that this is a strange reason for my detention, for every business traveler must take enough money with him and more than what is sufficient as a precaution for his business and travel and amusing himself with tourism, especially if this trip was my first trip outside my country, then I must take all the necessary precautions, most importantly money. So is carrying money during travel and for business a crime in the international laws?" 3.a.3

UNCLASSIFIED

UNCLASSIFIED

- In response to the allegation that the detainee was identified as being present at a guesthouse in Karachi, Pakistan that was run by a known al Qaida member, the detainee wrote:

"This is not true since I firstly: Used live in one place, and that is in Karachi, Faisal Street, in a hotel close to an intersection, and this is recorded in the hotel files, that I had reserved a room in it, and so is the duration of my stay in the hotel, up until till the time of my departure to Islamabad. Secondly: You know that the terrorists are fanatics in their religion, and I am the complete opposite of that, for if I like sleeping with girls and drinking alcohol and smoking cigarettes, and I shave my beard, and I don't pray and I listen to songs, then I cannot go to places where there are religious fundamentalists or even meet them in any place. So how can this allegation state that I went to their houses? Thirdly, this allegation contradicts allegation number 6 whereas it was mentioned in allegation number 4 stating that the safehouse was in Karachi and this city is the business capital of Pakistan, and in the allegation number 6, it was mentioned that the safe house was in Kabul and that city is that capital of Afghanistan as I was told by some of the Afghan detainees here in prison (Cuba). In addition to that I have never heard of anything called a safehouse before." 3.a.4

- In response to the allegation that a senior al Qaida operative recognized a photograph of the detainee, the detainee wrote:

"This is not true and I don't know why this terrorist who said that he recognized my picture, and I don't know his intentions. Perhaps he wanted to implicate me by pinning any charge on me because I am not extremely religious and because I used to shave my beard at the beginning of my detention here because I sing some songs and talk a lot with the military girls. And a lot of the time I don't pray and I have been subjected to curses by some of the detainees and some of them say that I am an infidel and not a true Muslim so it is not strange that my enemy would throw any accusation at me." 3.a.5

- In response to the allegation that the detainee was seen at a guesthouse in Kabul, Afghanistan where he promised to give a senior al Qaida operative money for operations in Israel, the detainee wrote:

"This allegation is false, and as I mentioned before, it contradicts paragraph number 4 and I add here that I did not enter the country of Afghanistan nor was I able to meet with any terrorist or any religious fundamentalist as I have mentioned in allegation number 4 and I also add that I save money from business for myself, my family and for fun and pleasure in my life by buying the best clothing, driving the best cars and traveling for tourism and buying gifts and for fame in my trade, and not to give this money that belonged to me to criminals and terrorists so they can kill the innocent in Israel and in other countries!!" 3.a.6

UNCLASSIFIED

UNCLASSIFIED

- In response to the allegation that the detainee admitted he has been using the name of his friend in order to hide his true identity, the detainee wrote:

"Yes I was obligated to use my friend's name, who is called Basam Muhammad, and that is for several reasons. First: This friend of mine and his family know men in high positions in the country of Saudi Arabia. Therefore if I assumed his name, the torture which I was exposed to in Pakistan would stop, out of fear of my country and my embassy in Pakistan. Second: So that Pakistan would be obligated to release me and hand me over to my country. Third: So the Pakistanis would not dare steal my belongings, my business and my money out of fear of my country and my embassy. Also, after I met the Saudi embassy in Pakistan, I told them the truth of the matter and after my handover to the Americans I told them my real name and I told the investigators as well and the Red Cross, so there was no need after that to hide my name, which is Abdullah Ali Salih Al Sayari. In addition to that, I myself admitted my real name without any pressures from the investigators, so if there was a problem in mentioning my real name, then why did I confess it myself?" 3.a.7

- In response to the allegation that the detainee was arrested with a suspected member of al Wafa, the detainee wrote:

"Yes I was captured along with a person, and his name was Abdullah Al Utaiby, and I accompanied him for a very short period of time keeping in mind that I was confident that he was an ordinary person and had nothing to do with any terrorism matter. That is first of all. Secondly: My time spent traveling with him was four days only. Third: I had to accompany him because I was subjected to the theft of my money which I had on me at the time that I could not return or reach to the hotel in which I resided in Islamabad, and that was because I was lost and I did not know how to describe the hotel or the street that I lived on to the taxi driver due to the difference in the language and I had my personal belonging at the hotel and the rest of my money and business and some gifts for my family. After that I met with this man and explained to him my situation so he helped me by giving me the value of the ticket to return to my country in return for accompanying him so he could deliver his money to any humanitarian organization like the Saudi Red Crescent, or the Red Cross, so they could be responsible for distributing this money to the poor and to the immigrants. He was concerned about his money being stolen by gangs. In addition to that, I did not leave Islamabad with this person until after I reached the hotel that I was living in and took my money and all my things that I traveled for, but I remained with this person because I promised him I would. And so that I can be appreciative for the help he gave me at the beginning of the matter when I lost my money and I could not get back to the hotel where the rest of my money was. Note: If I had any evidence against this person, I would have had testified against him so that I could be cooperative and help myself in my case. But the fact remains that I don't know much about him other than that he is an ordinary man and not a religious fundamentalist and

UNCLASSIFIED

UNCLASSIFIED

he did not get upset at me for shaving my beard or listening to songs or anything else. Note: The time I accompanied this person was from 8/9/1422 (11-24-2001) to when we were captured on 21/9/1422 (12-7-2001)" 3.b

- In response to the allegations that: 1) the detainee was identified as a "religious thinker" in the cellblocks at Guantanamo Bay, Cuba; 2) a religious thinker is described as those detainees who use religion as a guide on how to behave, especially while in detention; and 3) religious thinkers direct others to use their religion to withstand the interrogations and not answer any questions, the detainee wrote:

"First: I am absolutely not a religious thinker and I did not know how to pray until I got to this prison (Cuba) and I had never stopped shaving my beard except for in this place. Second: If I were using religion as a guide on how to withstand the investigators and to not answer any questions they had, as is mentioned in this allegation, then I would not have been cooperative during the investigation and I wouldn't be talking during the interrogations. For the interrogators and the cameras and the recorders that are in the interrogation room all bear witness to the fact that I was cooperative and that I would talk during every session of the interrogations. And I would answer any question, so how could I have the classification of the religious men who have the power to withstand the interrogators? Or that I do not answer the questions? That is the opposite of reality, and the opposite of what is happening, and the opposite of what the people assigned to my case testify to." 3.c

- In response to the allegation that the detainee admitted another man went to the passport office for the detainee, filled out the necessary paperwork and brought detainee his passport, the detainee wrote:

"Yes, anybody who wants to obtain a passport must hire one of the men who are known as (coordinators) in return for a monetary fee for his work, and that is so he can follow up on the procedures and applications for the passport like pictures and signatures and others.....

And this is standard in my country and in many countries, and it is not an infraction of any laws, and if it was an against any laws, then I would not have been able to obtain my passport that is with me and that I traveled with legally to Qatar, the Emirates and Pakistan." 3.d.1

- In response to the allegations that: 1) the detainee admitted to having a satellite phone with him at time of capture; and 2) this satellite phone was for calling his family, the detainee wrote:

UNCLASSIFIED

UNCLASSIFIED

"Yes, I carried a satellite phone for the purpose of being able to call my parents and for business-related affairs. And I don't think that is an accusation in any place in the world, and every businessman in the world carries more than three numbers and more and has never been charged with any accusation because of these phones, so how is that?" 3.d.2

- In response to the allegation that a name closely resembling one of the detainee's known aliases, the year and place of his birth and the detainee's parents phone number, was found on a military training camp application discovered in an office in Kandahar, Afghanistan, the detainee wrote:*

"I don't know anything about this accusation and I repeat, and I say, I absolutely never entered the country of Afghanistan and my passport proves that and also it does not have a visa stamp for entering Afghanistan." 3.d.3

- In response to the allegation that the detainee provided U.S. Forces with his parents' home phone number, which matches the number found on the training camp application, the detainee wrote:*

"I did not know the new telephone number for my parents, not until I received a letter from them here in the prison in Cuba. After that, I took this number from the letter and I gave it to the investigator and his name was (Tom), so he can help me find a telephone so that I could call my parents. So how could my parents' new telephone number, that had not yet been issued from the telephone company until approximately one year after my detention in the prison in Cuba, how could this number exist in a training camp in Kandahar?! This number was issued approximately one year after my detention." 3.d.4

The detainee also provided the following statement:

"This is my reply to these accusations very briefly, knowing that the evidence of my innocence is more than these accusations and it is clear and does not need to be hunted and search for, and I hope you will reach it.

I also hope that this attempt to clarify my character and prove my innocence will not be a failed attempt, because I am feeling hopelessness and a lack of any confidence in many things, and many of my previous attempts in this prison were not successful!! So, proof of my innocence by the American government is proof of American justice and it is also a response to whoever accuses America of oppression in all cases and also shows that America seeks truth and justice."

The detained: Abdullah Al Sayary.

Dated: 10-11-2005 (8-10-1426)

UNCLASSIFIED

UNCLASSIFIED

الصفحة الأولى :

١- نعم بالنسبة لسفري الى هذه الدول [قطر - دبي - باكستان] أولاً : لتوسيع نظامه التجاري .

ثانياً : وللسياحة وللقاهرة ولتعرض على بعض دول الخليج . وليس لأي عمل غير مشروع .

٢- هذا السبب لا أظنه سبب قانوني لإجتيازي لهذه هذا النوع من التجارة والتي تعد تجارة المقتنيات

[ANTIQUE] يعمل فيها ، لكثير من التجار من كثير من الدول والذي يسمى عالم أكيولوجي [ARCHEOLOG]

بل وتعمل بها جميع الدول وخاصة الدول العظمى مثل : أمريكا وبريطانيا وهناك آلاف المتاحف في العالم ومن أشهرها

متحف مكتوريان في بريطانيا وهذه المتاحف تحمل آلاف الكتب القديمة والعائلات القديمة وغيرها من المقتنيات .

٣- هناك بعض التعديل في هذه النقطة وهي أنني كنت أحمل ٤٠٠٠ آلاف دينار كويتي أي ما يعادل

١٣٠٠٠ دولار أمريكي . وقد حولت هذه الأموال للدينار الكويتي حتى تكونه أقل عدد من حيث القيمة بحيث لا أعرض

للسرقة أو لفقدانها . وأضيف أنه هذا السبب لإجتيازي غريب وهو أن يجب على كل مسافر للتجارة أنه يأخذ معه

أموال كافية لإحتياطيته لتجارته وسفرو وترفيه نفسه بالسياحة خاصة إذا كان هذا السفر هو أول سفر خارج بلادي

فيجب عليّ أخذ جميع الإحتياجات اللازمة ومنه أكلها والأموال . فكل حمل الأموال من السفر أو للتجارة جرمه في القوانين

الدولية ؟ !

٤- هذا غير صحيح حيث أنني أولاً كنت أسكن في مكان واحد وهو في كراشي شارع فيصل في فندقه هناك قريب لقطاع

وهذا حسبل في ملقات هذا الفندق على أنني جيت غرفة فيه وعمدة مكوثي في هذا الفندق إلى غاية إرتحالي إلى

إسلام آباد . ثانياً : تعرضون أن الإبرهايين متشددين في الدين وأنا عكس ذلك تماماً فإذا كنت

أحب النوم مع إفتيات وشرب بعض الخمر والسجارة وأحلمه لحياتي ولأهلي وأسمع الأغاني فبأنني لا أستطيع

الذهاب إلى أمالكه ليتواجد فيها المتشددون أو حتى مقابلتهم في أي مكانه . فكيف تقول هذه البرمة أنني

ذهبت إلى بيترم ؟ ثالثاً : هذه البرمة تتناقض مع البرمة رقم [٦] حيث أنه ذكرني هذه البرمة رقم [٥]

أن بيت أمان في كراشي وهذه المدينة هي لعاصمة التجارة لباكستان وفي البرمة رقم [٦] ذكر أن

١٠٧١/٨

Detainee's Signature

10 - 11 - 2005

Date

Enclosure (4)

EC-C

Page 7 of 10

UNCLASSIFIED

بيت أمان في كابل وهذه المدينة هي عاصمة أفغانستان كما أخبرني بذلك بعض المحجزين الأفغان في هذا السجن كوني
وأضيف أيضاً أنني لم أسمع بشيء اسمه بيت أمان من قبل .

٥- هذا غير صحيح . ولا أعرف لماذا هذا الإرهابي الذي قال أنه يعرف صوري ولا أعرف نواياه من بما أراد
توريطي بالصامه أي ترمه عليّ لاني غير متشدد في الدين ولأنني كنت أعلمه لحيثي في أول الاحتجازي ولاني
أردد بعض الأغاني وأتكلم كثيراً مع الفتيات العسكريات وكثيراً لأصلي ولقد تعرضت للسب من قبل بعض
المحجزين وبعضهم يقول عني أنني كافر ولست مسلم فليس غريب أن خصمني يرميني بأي ترمه .

٦- هذه لتومة باطللة وكما ذكرت من قبل أننا متناقضة مع الفقرة رقم ٤ وأضيف هنا أنني لم أدخل دولة
أفغانستان وأيضاً أنني لا أستطيع مقابلة أي إرهابي أو أي متشدد في الدين كما ذكرت هذا في فقره رقم ٤
وأضيف أيضاً أنا أجمع أموال للتجارة لنفسي وعائلي والمرء والمتعة في حياتي بشراء أفضل الأمتعة وركوب
أفضل السيارات والسفر والسياحة وشراء الهدايا والشهرة بالتجارة وليس لإعطاء هذه الأموال
الخاصة بي للإرهابيين ومجرمين ليقتلوا الأبرياء في إسرائيل وفي غيرها من البلدان .

٧- نعم أنا كنت مضطراً لاستخدام اسم صديقي الذي يدعى ياسم محمد وذلك لعدة أسباب :
أولاً : أن صديقي هذا وعائلته يعرفون رجال الأمن مناصب عالية في الدولة السعودية وبالتالي إذا اتهمت
باسم منانة سيقف عني التعذيب الذي كنت أعرض له في باكستان وذلك لخوفهم من دولتي وسفارتي في
باكستان . ثانياً : لكي تضطر باكستان لإطلاقه سراحي وتسليمي إلى دولتي . ثالثاً : لكي لا يتجرأ
الباكستانيون على سرقة أغراضي وتجارتي وأموالي لخوفهم من دولتي وسفارتي . كما أنني بعد ما تبطل السفارة
السعودية في باكستان أخبرتهم بحقيقة الأمر وبعد تسليمي للامريكان أخبرتهم باسمي الحقيقي وأخبر
المحققين أيضاً والصلب الأحمر فلا حاجة لي بعد ذلك لإخفاء اسمي . وهو عبد الله علي صالح الصيعري .
وأضيف أنني أنا بنفسي تمت بالإعتقال باسمي الحقيقي من غير أي ضغوطات من المحققين فلو كان في ذكر اسمي الحقيقي مشكلة لما اعترفت به بنفسي

Detainee's Signature

10-11-2005
Date

Enclosure (4)
EC-C
Page 8 of 10

UNCLASSIFIED

UNCLASSIFIED

الصفحة الثالثة :

ب - نعم لقد قبض علي مع شخص واسمه عبدالله العتيبي ولقد رافقته لمدة قصيرة جداً علماً أنني كنت واقفاً بلا
إنسان عادي وليس له أي علاقة في أي مجال إرهابي هذا أولاً . أما ثانياً فإنه أن مرة سبغني معه
استغرقت أربعة أيام فقط ثالثاً لما اضطررت إلى مرافقته لاني تعرضت إلى سرقة أموالني التي كانت
بحوزتي في الوقت الذي لم أستطع الرجوع أو التوصل إلى الفندقة الذي كنت أسكنه فيه في إسلام آباد
وذلك لاني كنت تائه ولا أعرف كيف أصف الفندقة ولا الشارع الذي كنت أسكنه فيه لأصحاب التاكسي
وذلك ليختلف اللغة وكان في الفندقة أغراب من الخاصة وباتني أموالني وتجارتني وبعض المهاجرين الأهل . بعد ذلك
التقيت بهذا الرجل وشرحت له وضعي فساعدني بإعطائي تيممة العودة إلى بلادي مقابل أنني أرافقه حتى
يُسلم أمواله إلى أي هيئة إنسانية مثل الهلال الأحمر السعودي أو الصليب الأحمر ليتمكن بتوزيع هذه الأموال على
الفقراء والمهاجرين وكانه جافقاً على أمواله مع سرقة العصابات لها . وأضيف أنني لم أر رجل من إسلام آباد أنا
وهذا الشخص إلا بعد أن توصلت إلى الفندقة الذي كنت أسكنه فيه وأخذت أموال جميع تجارتي التي خرجت من أجلي ولكن استمررت
بمرافقة هذا الشخص لاني وعدت بذلك وحتى أكون شاكرًا لمساعدته لي في بداية الأمر عندما فقدت أموالني ولم أستطع التوصل
إلى الفندقة الذي فيه أموالني الأخرى . ملاحظة : لو كان عندي أي دليل على إدانة هذا الشخص لأدليت بشهادتي فيه حتى
أكون متعاوناً مع أساعد نفسي في قضيتي ولكن لا أعرف عنه إلا أنه رجل عادي وغير متشدد ولم يغضب عليّ لمخاطبي للحيث
أولسما عي للزعيم وغير ذلك . خاتمة : مدة رافقتي لهذا الشخص من تاريخ ١٨/٩/١٤٢٢ هـ حتى قبض علي بتاريخ ٢١/٩/١٤٢٢ هـ .

ج - أنا لست مفكر ديني بتاتا لم أعرف كيفية الصلاة إلا في هذا السجن [كوبا] ولم أتوقف عنه جملته ليعني إلا في هذا المكان
هذا أولاً . أما ثانياً : لو كنت أستعمل الدين كدليل على كيفية مقاومة المحققين وعدم الرد على الأسئلة كما ذكر ذلك في
هذه المقابلة لما كنت متعارن في التحقيق ولما كنت أتكلم في التحقيق والكثير من المسجلات الموجودة في غرف التحقيق
كلها تشهد لي بأنني كنت متعاوناً وأتكلم في كل جلسة للتحقيق وأجواب على أي سؤال فكيف أكون بصيغة رجال الدين الذين
عندهم مقاومة المحققين أو أنني لا أريد على الأسئلة وهذا خلاف الواقع وخلاف ما يحدث وما يشهد لي به المسؤولين عن قضيتي .

18/1/1
Detainee's Signature

10-11-2005
Date

Enclosure (4)
EC-C
Page 3 of 19

UNCLASSIFIED

20364

UNCLASSIFIED

الصفحة الرابعة

ن- نعم أي شخص يريد أن يحصل على جواز سفر لا بد أن يضع أويوكل رجل من الرجال الذين يُسمون [معتقلين]

مقابل الأجرة المالية على غلة وذلك لكي يتابع إجراءات وأوراقه الجواز مثل الصور والتوقيعات وغيرها . . .
وهذا أمر عادي في بلدي وفي كثير من البلدان وليس مخالفة لأي قانون ولو كان مخالفاً للقوانين لما استطعت الحصول على جوازي الذي معي والذي سافرت فيه رسمياً إلى قطر والإمارات وباكستان .

ن- نعم كنت أعمل هاتف سبلايت على الأتار الصناعية لغرض الإتصال على أهلي وللعلامات التجارية وهذا أظنه ليس ترويه في أي مكان من العالم وكل تاجر في العالم يحمل أكثر من ثلاث أرقام وأكثر وليس ولم يأخذها من هذه الهواتف أي ترويه فكيف هذا ؟ ! .

ن- لا أعرف عن هذه التروية أي شيء . وأكرر وأقول أنني لم أدخل دولة أفغانستان بتاتاً وهذا يشبه جواز سفر أيضاً بأنه لا يوجد أي تأشيرة لدخول أفغانستان .

ن- لم أعرف رقم تليفون أهلي الجديد إلا عن طريق رسالة لاستلمتها هنا في سجن كوبا .
وبعد ذلك أخذت هذا الرقم من الرسالة وأعطيتها للمحقق وأصحته [تام] ليساعدني في الحصول على هاتف للإتصال على أهلي . فكيف يكون رقم هاتف أهلي الجديد والذي لم يخرج من شركة الهواتف إلا بعد اجتازي من سجن كوبا بعوالي سنة تقريباً كيف يكون هذا الرقم موجود في مخيم تدريبي في قندهار ؟ ! ! . فهذا الرقم خرج بعد اجتازي بسنة تقريباً .

هذا هو رأيي على هذه التروية باختصار شديد علماً أن أدلة برائتي أكثر من هذه التروية وهي واضحة لا تحتاج للبحث والتفتيش عنها أتمنأ أن تتوصلوا إليها . كما أتمنأ أيضاً أن تكون هذه المحاولة في تعيين شخصيتي وتبرئتي لنفسني محاولة غير فاشلة ليوني أشعر باليأس وعدم الثقة بكثير من الأمور وأن أكثر من محاولتي في هذا السجود لم تكون ناجحة ؟ ! فإثبات برائتي من قبل الحكومة الأمريكية هو إثبات العدالة الأمريكية وهو أيضاً رد أعلى من يقوم أمريكا بالظلم في كل الأحوال ويثبت أيضاً بحث أمريكا عن الحق والعدل .
المعتقل : عبد الله الصيغري

Detainee's Signature

10 - 11 - 2005

Date

Enclosure (4)

EC-C

Page 10 of 10

UNCLASSIFIED

20365