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**Summarized Administrative Review Board Detainee Statement**

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

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

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

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

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

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

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

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

Assisting Military Officer: Yes, Sir. I would like to present to the board members comments and explanations provided by the Detainee that I took during the initial interview. After I conclude my presentation I believe the Detainee would also desire to speak to the tribunal, sir. Sir, the following comments were provided by the Detainee in response to information contained in the unclassified summary. In response to paragraph 3.A.2, where the Detainee was told by the United States and the Afghanistan military forces to stop, the Detainee subsequently fired his whole magazine of ammunition at the United States and Afghanistan military forces, the Detainee explained and stated the following, sir. He stated while walking at night he was illuminated by a search light and ordered to halt. Thinking it might be personal enemies, he responded "who are you, identify yourself," suddenly many shots were fired at him and he does not remember firing back, but does remember throwing his gun down and attempting to run away but was wounded. In response to paragraph 3.B.1, wherein the Detainee was associated with a suspected member of Jama'at Tabligh, the Detainee stated that his uncle and a friend of his uncle's would frequently visit the place where he worked and knew that they were

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associated with Jama'at Tabligh, but that he was not involved with the activities of that organization in any way. In response to paragraph 3.B.2, wherein Jama'at Tabligh, a Pakistan based Islamic missionary organization is being used as a cover to mask travel and activities of terrorists including members of Al-Qaida, the Detainee stated he was not aware Jama'at Tabligh was associated with any terrorist activities. In response to paragraph 3.B.3, wherein the Detainee is assessed as having familial ties to Al-Qaida, the Detainee stated that he was not aware that any members of his family were associated with Al-Qaida. In response to paragraph 3.B.4, wherein the Detainee is associated with a possible Al-Qaida cell leader, the Detainee stated that he does not know anyone from Al-Qaida. Sir, that concludes my presentation of the notes I took during my initial interview.

Presiding Officer: Shams Ullah, good afternoon. Do you wish to make an oral statement?

Detainee: I do not want to say anything.

Presiding Officer: This is your opportunity. If there is anything you wish to pass on to us, this is your opportunity to do so.

Detainee: As far as emptying the magazine or throwing it down or whatever, how do you know that? And I have no idea that actually has happened.

Presiding Officer: That is information presented here in the unclassified summary. This is the information I have. If you refute that please tell me.

Detainee: I am telling you that I did not do this, but if that is what your evidence says, that is fine. We will go with that.

Presiding Officer: Are there any other comments that you wish to make for this board to help us determine if you are a continued threat or if you should be released?

Detainee: I do not have anything to say.

Presiding Officer: Did the Assisting Military Officer present the information that you wanted us to hear?

Detainee: Yes, as far as my accusations go, the accusation about the Jama'at Tabligh and some type of Al-Qaida relationships of me and my uncles, I already told my representative so that is all I have to say.

Presiding Officer: OK, then we will continue. Assisting Military Officer, do you have any questions for the Detainee?

Assisting Military Officer: No, sir.

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

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Designated Military Officer: No, sir.

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

Board Members: Yes, sir.

Board Member: You said that when you were captured you were walking and you were illuminated by a spotlight. Can you tell me where you were walking?

Detainee: I was walking and I was told to stop and drop my weapon. I stopped and dropped my weapon but I ran away.

Board Member: Ok, the AMO related to us per your statement that you were afraid that it might be your enemies. I would like to know who you thought was trying to stop you.

Detainee: I thought they were my personal enemies.

Presiding Officer: Shams Ullah, can you tell this board why we should consider you no longer a threat to the United States and its allies if you were to be released?

Detainee: I am not a threat.

Presiding Officer: Can you further explain that comment?

Detainee: I own a store and I go to school and there is nothing else I can tell you.

Board Member: When you were captured, were you alone at the house? Were you alone in the building?

Detainee: I left my family. I also had some guests but when I came outside where I was captured, I was alone.

Board Member: I just want to qualify a question that was asked earlier, as far as the incident when you were captured again, you said that it was your enemies. Were they local enemies from the town?

Detainee: They are far from there.

*The Administrative Review Board took a brief recess due to technical difficulties as the tape recording machine was malfunctioning.*

Board Member: Are they U.S. enemies?

Detainee: No, they were other Pashtuns.

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Board Member: I would like to know what you plan to do if you were released from the custody of the United States?

Detainee: My work. I would be living in my place and I would be doing my own thing in my shop. I would be going to school. That is all I am going to be doing.

Presiding Officer: Shams Ullah, do you have any other final comments?

Detainee: No.

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

***The Presiding Officer reads the post-Administrative Review Board instructions to the Detainee and attempts to adjourn the open session of the Board; the Detainee interrupts stating the following:***

Detainee: How much time does it take for the decision?

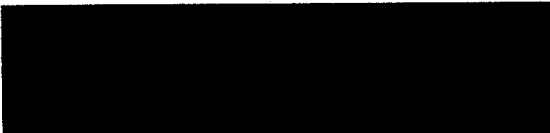
Presiding Officer: Right now, I do not have an exact time on how long it will take for you to get notification on the determination of your board.

Detainee: OK.

***The Presiding Officer re-adjourned the open session of the Board.***

#### AUTHENTICATION

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



Captain, USN  
Administrative Review Board Presiding Officer

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