

Summary of Administrative Review Board Proceedings for ISN 230

The Administrative Review Board was called to order.

The Detainee entered the proceedings.

Presiding Officer: Good morning, sir. Do you pronounce your name "Hamud Dakhil Hamud"?

Detainee (*through translator*): Yes.

Presiding Officer: Can I address you as Mr. Hamud today?

Detainee (*through translator*): Yes.

Presiding Officer: Welcome, sir.

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

The Designated Military Officer (DMO) was sworn.

The Board Reporter, Translator, Assisting Military Officer (AMO), and Board Members were sworn.

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

The Detainee declined to take the Muslim Oath.

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

The Assisting Military Officer presented the Notification of the Decision of the Administrative Review Board 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.

ISN 230
Enclosure (4)
Page 1 of 12

Assisting Military Officer: The Detainee's ARB interview was conducted on 10 October 2006. After reviewing the ARB's purpose and procedures, the Arabic translated Unclassified Summary of Evidence was read to the Detainee. 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 stated he wanted to attend the ARB. The Detainee was very cooperative, attentive, and polite throughout the interview. Copies of both the English and Arabic translated Unclassified Summary were provided to the Detainee, who declined to accept the documents.

The Designated Military Officer presented the Unclassified Summary of Evidence, Exhibit DMO-1, and DMO-2 to DMO-3 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.

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 of Evidence as it is 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: (3.a.1) The Detainee acted on fatwas issued by two Sheiks. After learning of the fatwas, the Detainee traveled to Chechnya.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.a.2) The Detainee stated that he was recruited by his brother to fight jihad in Chechnya circa September 1999.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.a.3) The Detainee stated that, at the Chechen training camp, he purchased an AK-45 for 1,000 United States Dollars and was given a backpack and a Chechen uniform.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.a.4) The Detainee stated that, if the Muslim people were still fighting in Afghanistan, he would go fight with them, even if it meant fighting against Americans.

ISN 230
Enclosure (4)
Page 2 of 12

Detainee (*through translator*): I never mentioned this.

Presiding Officer: The United States intervention in Afghanistan, do you consider the United States an invader or liberator?

Detainee (*through translator*): Help. I consider it help.

Presiding Officer: Thank you.

Designated Military Officer: (3.a.5) The Detainee stated that he was in the middle of Chechnya when the mafia took him to the border of Chechnya and Dagestan. The Detainee stated that he traveled from Dagestan through Azerbaijan, United Arab Emirates, and Yemen to arrive at Jeddah, Saudi Arabia, and then later to Afghanistan.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.a.6) The Detainee stated he traveled to Afghanistan on two separate occasions. The first time was immediately after leaving Chechnya approximately in 1999 or 2000. The Detainee stated, sometime between 2000 and 2001, he returned to Afghanistan in accordance with the fatwas.

Detainee (*through translator*): Yes.

Presiding Officer: Was the purpose to fight against the Northern Alliance?

Detainee (*through translator*): Yes.

Designated Military Officer: (3.a.7) The Detainee stated that, upon completion of training at the Camp Malik in Afghanistan, he was transferred to the second fighting line near Bagram, Afghanistan. The Detainee stated he was given an AK-47 rifle, four magazines of ammunition, and a number of hand grenades.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.a.8) The Detainee stated he was an Emir in Tora Bora, Afghanistan.

Detainee (*through translator*): I never said that.

Designated Military Officer: (3.b.1) The Detainee stated that he participated in AK-47, rocket propelled grenade, machine gun, mortar, hand grenade, other small arms, and guerrilla operations training at the training camp in Chechnya.

ISN 230
Enclosure (4)
Page 3 of 12

Detainee (*through translator*): What was the last thing you mentioned?

Designated Military Officer: The last thing I mentioned was guerrilla operations training.

Detainee (*through translator*): I never did guerrilla operations training.

Presiding Officer: Let me ask one question. Were you in Tora Bora?

Detainee (*through translator*): Yes.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.2) The Detainee stated that he received approximately six weeks of training at the al Farouq training camp. The Detainee received two weeks of training on Kalashnikov rifle, PK machine gun, M-16, RPG, Uzi submachine gun, and Makarov pistol. The Detainee received one week of explosives training, including grenades, mines, dynamite, C-3, and C-4. The Detainee received ten days of camouflage training, movements, and tactics. The Detainee also received eight or nine days of topography and physical training.

Detainee (*through translator*): The time I spent at the camp was three weeks and not six months.

Presiding Officer: I think it says six weeks.

Detainee (*through translator*): I stayed three weeks. Only three weeks. I never finished the entire training there.

Presiding Officer: But all the items listed here, did you train on these weapons?

Detainee (*through translator*): Not all of it.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.3) The Detainee stated that he learned how to extract the explosive element from the landmines in order to make other explosive devices.

Detainee (*through translator*): I never said that.

Presiding Officer: Were you ever trained in the manufacturing of improvised explosive devices?

ISN 230
Enclosure (4)
Page 4 of 12

Detainee (*through translator*): What I mentioned to the interrogators was that I saw people and how they would explode landmines. That was it.

Presiding Officer: Thank you.

Designated Military Officer: (3.b.4) The Detainee stated that, at the Malik Camp, he received training on anti-aircraft weapons, grenade launchers, and how to disassemble and reassemble various weapons.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.b.5) The Detainee stated that, near Kabul, Afghanistan, he was provided training on the ZU-23 and SA-7.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.b.6) A source stated the Detainee claimed to be an explosives expert.

Detainee (*through translator*): Lies.

Designated Military Officer: (3.c.1) The Detainee's name and the contents of his trust account were on a list of al Qaida Mujahedin accounts recovered from computer media seized during raids against al Qaida associated safe houses.

Detainee (*through translator*): I do not know anything about this.

Presiding Officer: Have you ever stayed in al Qaida guesthouses?

Detainee (*through translator*): I left all my belongings in one of the guesthouses in Afghanistan. Maybe after Afghanistan fell, my belongings were taken and given to those people. I do not know for sure.

Presiding Officer: Why did you leave your belongings at that guesthouse?

Detainee (*through translator*): I was at the second front line. I could not bring my passport and my belongings with me. I was afraid that I would lose them.

Presiding Officer: Thank you.

Designated Military Officer: (3.c.2) The Detainee stated that, while he was at the front lines, Usama bin Laden joined the Detainee, along with several other Mujahedin, for dinner at an abandoned house they had occupied.

ISN 230
Enclosure (4)
Page 5 of 12

Detainee (*through translator*): I never said that.

Presiding Officer: Have you ever met Usama bin Laden?

Detainee (*through translator*): I saw him visiting al Farouq camp twice.

Presiding Officer: Thank you.

Designated Military Officer: (3.c.3) The Detainee knows people who swore allegiance to Usama bin Laden and those who killed Americans. The Detainee also knows a leader of al Qaida in Saudi Arabia.

Detainee (*through translator*): I never said that.

Presiding Officer: What are your feelings concerning bin Laden?

Detainee (*through translator*): A man who holds a lot of wrong ideas and ideology.

Presiding Officer: Thank you.

Designated Military Officer: (3.c.4) The Detainee stated that, while waiting for a fraudulent passport, he was taken to a house that was an al Qaida meeting place in Sanaa, Yemen. The Detainee stated that the men there told him of their affiliation with al Qaida. The Detainee stated members in the Yemeni group prepared the explosives for the USS Cole bombing.

Detainee (*through translator*): Lies.

Presiding Officer: Thank you.

Designated Military Officer: (3.d.1) The Detainee stated that he was born a Muslim but did not become a dedicated Muslim until he was in his twenties, which was when he decided to quit his job and follow the calling to join the jihad.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.d.2) The Detainee stated that he follows the teaching of Sheik Abdul Aziz bin Bazz of Saudi Arabia, whom the Detainee said was popular in Saudi Arabia.

Detainee (*through translator*): Yes.

ISN 230
Enclosure (4)
Page 6 of 12

Designated Military Officer: (3.d.3) A source, who went to Afghanistan for jihad, stated that Sheik Abdul Aziz bin Bazz was a Mufti for all Arab nations and encouraged people to fight jihad against Christians and Jews.

Detainee (*through translator*): Yes.

Presiding Officer: So you believe in jihad against Christians and Jews?

Detainee (*through translator*): It was an old idea.

Presiding Officer: Do you believe in jihad against Christians and Jews or not?

Detainee (*through translator*): No.

Presiding Officer: Thank you.

Designated Military Officer: (3.e.1) The Detainee was in possession of a Casio watch at the time of his capture. This model has been used in bombings that have been linked to al Qaida and radical Islamic terrorist improvised explosive devices.

Detainee (*through translator*): That is not true. They are lies. I was arrested with my watch and they have my watch with my belongings. They can go check my watch if they would like to.

Presiding Officer: Thank you.

Designated Military Officer: (3.e.2) The Detainee stated that, while at Tora Bora, Afghanistan, he saw an American airplane approaching. The Detainee watched as the bombs fell in the area. The Detainee stated that one came so close that, even though he hid in a ditch, the impact threw him several feet into the air.

Detainee (*through translator*): Yes.

Designated Military Officer: (3.e.3) The Detainee stated that he saw chemical weapons in Afghanistan and Chechnya, Russia. The Detainee saw and can describe how chemical weapons were made in Chechnya and saw a training facility for making chemical weapons in Afghanistan. The Detainee also saw where improvised explosive devices were manufactured in Afghanistan and said he will tell everything he knows about the USS Cole bombing.

Detainee (*through translator*): Lies.

Presiding Officer: You have no information on the USS Cole bombing?

ISN 230
Enclosure (4)
Page 7 of 12

Detainee (*through translator*): No.

Presiding Officer: And you do not know the location of this chemical or explosives manufacturing facilities in Afghanistan?

Detainee (*through translator*): No.

Presiding Officer: Thank you.

Detainee (*through translator*): The only thing I mentioned was that, when I was in Chechnya, I saw a movie about the Chechen Mujahedin. The movie was showing Russian airplanes bombing gases against the Chechen fighters.

Presiding Officer: Thank you.

Designated Military Officer: (4.a) The Detainee stated that the only person he had ever met that had openly admitted to being al Qaida was Usama bin Laden.

Detainee (*through translator*): I do not understand. Could you repeat it?

Designated Military Officer: The Detainee stated that the only person he had ever met that had openly admitted to being a member of al Qaida was Usama bin Laden himself.

Detainee (*through translator*): That is what I know; the only thing I know.

Designated Military Officer: (4.b) The Detainee stated he feels that al Qaida is against all Muslim beliefs.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.c) The Detainee stated that he attended a training camp that was funded by Usama bin Laden, but he was not loyal to bin Laden. The Detainee stated he did not receive orders from bin Laden or from anyone, who said that they were speaking on bin Laden's behalf.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.d) The Detainee stated that, even after hearing Usama bin Laden's speeches, he felt no hatred for the United States nor did he ever consider taking up arms or attacking Americans.

Detainee (*through translator*): Yes.

ISN 230
Enclosure (4)
Page 8 of 12

Presiding Officer: What are your feelings concerning the 9/11/2001 attacks on the United States?

Detainee (*through translator*): It was a tragedy. It hurt the whole world, not just the United States.

Presiding Officer: Thank you.

Designated Military Officer: (4.e) The Detainee stated that he never swore nor would he ever swear bayat to Usama bin Laden.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.f) The Detainee went to the training camp specifically to learn how to use weapons to defend and fight for Muslims.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.g) The Detainee stated that, while at Tora Bora, Afghanistan, he was never involved in any kind of firefight, although he could hear gunfire at a distance. The Detainee stated that he has never had to engage or shoot at the enemy.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.h) The Detainee stated radical Muslims are the ones who bomb and kill innocent people and claim that they are doing this in the name of God. The Detainee stated that he does not agree with the actions of these radical Muslims.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.i) The Detainee stated that he did not fight against the Northern Alliance.

Detainee (*through translator*): No.

Presiding Officer: So you did fight against the Northern Alliance?

Detainee (*through translator*): That was my intent, but I did not have the chance.

Presiding Officer: So you went to Afghanistan to fight against the Northern Alliance, but never had the opportunity to do so?

ISN 230
Enclosure (4)
Page 9 of 12

Detainee (*through translator*): Yes.

Presiding Officer: Thank you.

Designated Military Officer: (4.j) The Detainee stated that he never fought Americans while in Afghanistan.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.k) The Detainee stated that he only went to join the jihad for the purpose of being a good Muslim, not to be a member of the Taliban or al Qaida networks. The Detainee stated that he has no hatred towards the United States and that, if he is ever released back to his country, he will never take part in another jihad.

Detainee (*through translator*): Yes.

Designated Military Officer: (4.l) The Detainee stated that he has learned a valuable lesson and has decided to learn the true meaning of Islam by going to the university in Saudi Arabia.

Detainee (*through translator*): Yes.

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 Assisting Military Officer did not have further exhibits or information to be presented on behalf of the Detainee to the Administrative Review Board.

The Detainee was asked if he would like to make an oral statement to the Administrative Review Board.

The Detainee declined to make an oral statement.

The Assisting Military Officer did not have further information to be presented on behalf of the Detainee.

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

Assisting Military Officer: What are your plans or goals for the future if you are released or transferred?

ISN 230
Enclosure (4)
Page 10 of 12

Detainee (*through translator*): To get married.

Presiding Officer: Anything else?

Assisting Military Officer: No, sir.

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

The Administrative Review Board members had the following question for the Detainee:

Member: Mr. Hamud, what did you do in Tora Bora?

Detainee (*through translator*): It was the only way and only path to escape from Afghanistan. I was escaping.

Member: Mr. Hamud, why did you not complete your training at the al Farouq training camp?

Detainee (*through translator*): I had injured my knee and I decided to leave the camp.

Member: Why did you train in anti-aircraft weapons?

Detainee (*through translator*): They told me I could not go to the front lines until I advanced myself with that training.

Member: So everyone went through the anti-aircraft training?

Detainee (*through translator*): The majority, according to what I know.

Member: Mr. Hamud, you stated that you went to training camps specifically to learn how to use weapons to defend and fight for Muslims. Who are you defending the Muslims from?

Detainee (*through translator*): Any enemy doing assaults.

Member: Thank you. No more questions.

Presiding Officer: If you are transferred to your host country, how do you think you will be received by the Saudi Arabian government?

Detainee (*through translator*): They will be just with me. They will be right with me.

Presiding Officer: Are you in contact with your family?

ISN 230
Enclosure (4)
Page 11 of 12

UNCLASSIFIED//~~FOUO~~

Detainee (*through translator*): It has been two years since I received letters from them.

Presiding Officer: Are you married now?

Detainee (*through translator*): No.

Presiding Officer: If you could do it over again, would you still have gone to Afghanistan?

Detainee (*through translator*): Never.

Presiding Officer: Thank you very much.

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.



ISN 230
Enclosure (4)
Page 12 of 12

UNCLASSIFIED//~~FOUO~~

2169

00002169