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When asked by the Tribunal President if the detainee understood the CSRT process, the Detainee answered, "Yes."

Detainee: If I didn't attend the session, how would you know that the accusations made against me are true?

Tribunal President: We would use the evidence provided to us, if you were not here.

Detainee: That means I have to defend myself.

Tribunal President: You have that privilege here.

Detainee: I am not going to cause trouble I am here to defend myself.

[Translator stated the Detainee was referring to the comment he would be removed if he were disorderly during the proceedings.]

When asked by the Tribunal President if the detainee had any questions concerning the Tribunal process, the Detainee answered:

Please forgive me for asking but I have seen courts all over the world and I have never seen one were there are handcuffs.

Tribunal President: I understand. If you have questions about this Tribunal at anytime, please ask.

Detainee: Is this an American Tribunal or an International Tribunal?

Tribunal President: This is an American Tribunal.

Detainee: This is the first time I have been in front of a Tribunal, maybe you know if you can keep the handcuffs during the Tribunal?

Tribunal President: This is a military administrative process. It is not a civil judge court process.

Detainee: I asked this question for myself to understand if American courts use handcuffs.

Tribunal President: This is a military process and procedure that we are following for everyone. That is our system here today.

Detainee: No problem, please forgive me. Thank you.

Tribunal President: You may ask any question about this Tribunal at any time.

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Detainee: Thank you.

Summarized Sworn Detainee Statement

[When asked if the Detainee wanted to take the Oath, the Detainee stated, "Yes, but our Oath is religious Oath, not a legal Oath."

The Detainee provided the following statement after electing to be sworn:

Personal Representative to Detainee: The first piece of evidence states you are a member of al Qaida because you contacted al Qaida leader Abdul Haq, upon arrival in Istanbul, Turkey in April of 2001.

Detainee: I am not a member of al Qaida. What proof did you base this on?

Personal Representative to Detainee: The four statements of the Unclassified Summary support the accusation that you are a member of al Qaida.

Detainee: I did get in touch with Abdul Haq, but his name is Jamaldi Boudraa. My intention when I left Algeria was to go to Germany. When I got to Istanbul, Turkey, the only way I had to contact him was by a cell phone number. This cell phone number was listed in Georgia, but I didn't know that. I thought he was in Germany. When I first talked to him, I asked him if he was in Germany and he told me he was in Georgia. I asked him which Georgia was he talking about? The only Georgia I know is in the United States. He told me it was the Georgia that was part of the former Soviet Union. I said I thought I was going to Europe. He told me I could come to Georgia. I applied for my Visa and eighteen days later, I went to Georgia.

After I got to Georgia, I went to a village where there were several refugee camps with Chechnya refugees and Chechnya fighters. If you would like, I can clarify more.

Tribunal President: The panel will ask questions after your statement.

Personal Representative to Detainee: You traveled from Istanbul Turkey to the Republic of Georgia in 2001. You talked about this a little bit already.

Detainee: I don't have anything else to add. If you have questions later, I agree to answer them.

Personal Representative to Detainee: You first met the al Qaida leader, Al Haq, in Algeria in 1992.

Detainee: He is my friend. I've known him longer than 1992. I have known him since I was two years old. My friend left Algeria for Germany because of all the problems in Algeria with the militia and terrorist. He was afraid he might get killed.

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In 1992, Abdul Haq wasn't an extremist or an educated Muslim. He didn't even pray.

Personal Representative to Detainee: An al Qaida leader said he knew you at a terrorist training camp in Georgia.

Detainee: Who is this person who said he knew me at this training camp? Is he Arab, Caucasian, European? I want to know.

Tribunal President: The only information we have is that he is a leader. This Tribunal doesn't have his name. It is not available to you in the unclassified.

Detainee: The place I went in Georgia had several villages. There was quite a bit of distance between each village. These villages were full of refugee camps with women and children. These are Georgian camps, not Chechnya training camps. It is impossible for Georgia to allow Chechnya to have training camps in their territory. The Georgian government is Christian. In Georgia, illiteracy exists in the camps and they are dangerous. There are several checkpoints and several problems.

Personal Representative to Detainee: Are there any broad statements you would like to make about the allegation regarding the evidence you are a member of al Qaida or associated with al Qaida?

Detainee: Yes. First, this Tribunal has said I am an enemy combatant against the United States. From a hypothetical standpoint, let's say I am an enemy combatant against the United States. In Georgia, I saw Americans CIA agents taking pictures. I can describe the cars they were driving around in.

Tribunal President: Whose cars? Can you describe them? I don't know who they are?

Detainee: The CIA.

[Detainee continues statement:]

I can describe the cars because I knew they were coming to take pictures of Arabs in the village. Because I am an Arab, I was afraid. Maybe they thought I was one of them? America wanted to capture Arabs because of the harm done to the United States. If you are saying I am an enemy combatant against the United States, there were several Kalashnikovs in the village and I could have gotten a weapon and shot them (CIA). I have seen several Americans in Italy, Morocco, Algeria, France, Germany, and Istanbul. Why didn't I kill them there?

You say Abdul Haq is an al Qaida member. How would I know if he was? All I know is he was my friend. I am not aware of what he has done in the past. If I am an enemy combatant of the United States, why did they capture me five to six months after the 11

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September incident? If I were an enemy combatant as you say, I would have tried to get closer to Afghanistan to fight.

The Americans didn't capture me. The Mafia captured me. They sold me to the Americans.

Summarized Answers in Response to Questions by the Tribunal Members

Q. What was the purpose of your travel when you left Algeria to go to Germany?

A. There were several problems in Algeria. The young all wanted to get out of Algeria and find work elsewhere, since we didn't have any rights in Algeria.

Q. So, you went looking for a job?

A. Yes. I went for work and to apply for refugee status.

Q. When you got to Turkey and you found out this friend was not in Germany, why didn't you just go to Germany without your friend?

A. I couldn't go directly from Algeria to Germany because they don't issue Visas. When I went to Istanbul, Turkey my friend was supposed to be in Germany. He was going to help me obtain a Visa. When I found out he was in Georgia, he said he would help me get a Visa for Georgia.

Q. Have you attended any type of military training camps outside of Algeria?

A. No.

Q. The person the government is calling Abdul Haq has been your friend since before 1992?

A. I have known him for a long time. We lived two neighborhoods apart.

Q. At some point, Abdul Haq moved to Germany?

A. He left in 1992.

Q. Somehow you got in contact with him. You were going to move to Germany and he was going to help you get set up with a job?

A. Abdul Haq fled Algeria because of all the killings and problems in 1992. He stayed in Germany for seven years before returning to Algeria in 1999. We saw each other at a restaurant and we sat and visited. I asked if he had taken care of his paperwork for Germany? He told me not really he had just returned to visit his family. He was

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planning on returning to Germany to complete the paperwork. He left Algeria in 1999, because there were still problems and killings by extremists. He told me if I wanted to go to Germany, he would try and help me. Shortly after that, I got in touch with his younger brother who gave me the cell phone number. There wasn't any place that would give Algerians Visas to a European country, except Turkey. It is also easy to get to European countries from Turkey. I went to the Turkish Consular and got the Visa.

Q. How did you finance your trip from Algeria to Turkey?

A. I had money. I was a businessman.

Q. What was your trade?

A. I use to work in European clothing, jeans, suits, clothes, sneakers, and watches.

Q. You were in sales?

A. Yes. I also worked in the sea.

Q. Fishing?

A. Yes.

Q. You wanted to leave Algeria to escape the troubles there? So, it didn't really matter where you ended up as long as you were out of Algeria?

A. Yes, the most important thing was leaving Algeria. I left Algeria. Then I wound up in Cuba.

Q. In the Republic of Georgia, what did you do when you met your friend again? What work did you do?

A. Not much. I went to the mosque to pray and helped teach the Chechnya boys (the kids of the Chechnya resistance) and several other refugee children.

Q. The dates in 2001, when you arrived in Georgia and when you were captured by the Mafia do you have the approximate times (dates and months)? When did you arrive in Georgia, and when you get picked up?

A. I entered Georgia in April 2001. I was captured on 28 April 2002. It is hard to forget the dates of your troubles.

Q. Can you describe the Mafia that captured you in more detail?

A. I can tell you when they captured me.

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Q. I would like to know who, were they Georgians, Chechnya's, were they Russians, do you have any idea who they were?

A. I was asked this question by the interrogators and I didn't want to answer it. I will answer for the Tribunal because it is different. The interrogator is a dangerous person. When I was first captured, a car came around and the people inside were talking Russian and Georgian. I also heard a little Chechnya. We were delivered to another group who spoke perfect Russian. They sold us to the dogs. The Americans came two days later with a brief case full of money. They took us to a forest, then a private plane to Kabul, Afghanistan.

Q. Who was with you when you were captured?

A. There was four of us. Myself, my friend Abdal Haq, a Yemeni guy name Zackria, and a Chechnya driver, who was killed.

Q. The Mafia killed him?

A. Yes.

Q. Do you know why the Mafia came after you?

A. It's obvious. They knew Americans were looking for Arabs, so they captured Arabs and sold them. Just like when someone catches a fish and sells it.

Q. You don't think the Americans were looking for you in particular; they were looking for any Arabs that might have been in Georgia at the time?

A. They liked quantity, yes. At that place, there was a Chechnya resistance. They figured there had to be terrorists with the Chechnya resistance. Inside Chechnya territory there are Arabs.

Q. Why do you think the Americans cared about the Chechnya resistance? Why didn't they just give you to Russia?

A. America wasn't just interested in the Chechnya resistance. They were interested in places all over the world. Any place where problems exist, the United States is interested.

Q. When you were working in Georgia at the mosque, what were you doing? Teaching the Koran to the children? What was your function?

A. I taught them Arabic and the Koran.

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[When the Tribunal President asked the Detainee if he had any other evidence to present to the Tribunal, the Detainee asked like what?]

Tribunal President: Papers, more statements anything you want to present to us to consider.

Detainee: You ask me questions, but I cannot prove it to you. You asked if I had any witnesses who could help prove my innocence. I can't bring witnesses here. I was in Georgia and they can't provide anything because they don't know me well enough. If they did provide information, they would be lying because they don't know me. If you ask my family in Algeria they will tell you I am innocent, but if you ask why I went to Georgia, they won't know. Therefore, I really don't need their testimony. You need certain proof.

Tribunal President: That would be helpful to this Tribunal.

Detainee: Yes of course that would help, but I can't give you anything else. If you want to ask me questions, please do so. In regards to the al Qaida issue, before the 11 September incident and before I was captured by the United States Abudula Haq was not al Qaida. Let's suppose my friend was a member of al Qaida, I didn't know, and what does it have to do with me?

Tribunal member: I understand. I want to give you an opportunity to state on the record what you are.

Q. Are you a member of al Qaida?

A. No.

Q. Are you a member of the Armed Islamic Group from Algeria?

A. To provide you with new information, I was in prison in Algeria.

Q. For what?

A. I was a member of an organization called Jella Etablee. We went places and preached the Koran.

[A Tribunal member requested clarification on the name of the group.]

Detainee continued statement: They had investigated us, and as you are aware, there were several problems in Algeria at that time.

Q. Are you a member of any terrorist organization?

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A. They are not an organization.

Q. The only organization you are a member of is Jamal al Tabliq?

A. This was not really an organization. There wasn't any structure. It is open to volunteers who want to teach others about Islam. That is all it is. If you say God is only God (inaudible).

Q. How long have you been associated with this group?

A. I was involved occasionally, here and there.

[When the Tribunal President concluded the Tribunal, the Detainee asked if the classified information existed, the Tribunal President replied they would be provided the information later.]

Detainee: I just want to defend myself.

Tribunal President: I understand.

[When the Tribunal President explained to the Detainee that if he was classified as a non-enemy combatant he would be returned to his country, the Detainee responded he didn't want to go back to Algeria.]

Detainee: You didn't capture me in Algeria.

Tribunal member: We've had this question before. Our Department of State works out where you would be sent back. This Tribunal doesn't have any control over that.

Detainee: Thank you.

[When the Tribunal President explained to the Detainee the Administrative Review Board process, the Detainee asked if it was a Tribunal or with interrogators? The Tribunal President explained it was a different board.]

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AUTHENTICATION

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

[REDACTED]

Colonel, USAF

Tribunal President

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