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Summarized Sworn Detainee Statement

When asked by the Tribunal President if the detainee understood the CSRT process:

[The Detainee asked the Tribunal President]: Is the masked information in addition to the information I received from my Personal Representative?

[Tribunal President]: Yes.

[Detainee]: So everything I spoke with the Personal Representative about yesterday will not be hidden, just the classified information.

[Tribunal President]: That's correct.

When asked by the Tribunal President if the detainee had any questions concerning the Tribunal process the detainee answered, "No."

When asked by the Tribunal President if the detainee wished to make a statement to the Tribunal the detainee stated, "It is written and the Personal Representative will read it and present it to the Tribunal."

[The Personal Representative read the following statement, which was presented to the Tribunal as exhibit D-B]:

Detainee Faris Muslim Al Ansari dictated the following written statement on 20 Sept 2004 in response to his unclassified summary of evidence dated 17 Aug 2004.

In response to 3. a. of the unclassified summary [The detainee is a Taliban fighter.]

I was never a fighter for the Taliban. I never went to meetings for Taliban members and I never rode in a car with Taliban members. I had no interaction with the Taliban at all. Not everyone in Afghanistan was a member of the Taliban. The Taliban liked Arabs and tended to help out Arabs as a favor. This is because Arabs helped them fight the Russians. My father was one of those Arabs who helped the Afghans fight the Russians. The Taliban were nice to people like my father because it is a good, humane thing to do. That is to treat someone nicely, with respect, who has helped you.

In response to 3. a. 1. of the unclassified summary [The detainee lived with his family in Kabul, Afghanistan.]

This is true. I did live with my family in Kabul, Afghanistan.

In response to 3. a. 2. of the unclassified summary [The detainee's home was given to his father by the Taliban.]

The Taliban would help any Arab who came to Afghanistan. However, I never said that the Taliban gave my father a home. I only said that the Taliban helped him. For example, we asked for permission to live in Kabul and the Taliban gave it to us because

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we were Arabs and my dad had helped them fight against the Russians. I told the interrogator that I thought the house might be from the Taliban. However, it could also be the home of a friend of my father's, or the Red Cross in Afghanistan could have provided it. It could even have been my father's house, I don't know for sure because I don't know how my father paid for it. This is speculation on my part because it is disrespectful for a son to ask his father how he paid for the house. I wasn't concerned about this, it was my father's business and I respected my father. However, I did know that my father wasn't working, so he had to get the money from somewhere, but I never asked him and he didn't tell me.

In response to 3. a. 3. of the unclassified summary [The detainee's father was given rewards for his service to the Taliban.]

I never said this and I don't know if it is true. My father never gave any services to the Taliban. He never fought for them, he never worked for them, and he never did anything for them. The Taliban don't speak Arabic, so they like to talk to Arabs in the street to practice their Arabic. They were like the guards here in the camp. They are learning a new language and are anxious to practice their Arabic, like when the guards here speak in Arabic to the Detainees to show what they know. When the Taliban would speak with my father in the street, they were practicing their Arabic. Their discussions with my father would be small talk, things like, "How are you?" or "Where are you from?" My father would often say I was in your country fighting the Russians and it would make them happy. However, just because he fought the Russians doesn't make him a Taliban member or an enemy combatant. My father was just proud of the fact that he had fought against the Russians in his past.

[The Detainee interrupted and stated he had additional information to add.] I have two points. Just because some one was fighting the Russians, that doesn't make them an enemy combatant. At the time, America was helping the Muslims fight the Russians. My father nor anybody from my family worked for the Taliban, Al Queda, or any organization, or in their offices. We didn't have any enemies.

In response to 3. b. of the unclassified summary [The detainee participated in military operations against the coalition.]

This is not true. This allegation is totally false. I never participated in hostilities or fought against the United States or the Northern Alliance. I have never done anything military related at all, and I don't know anything about military fighting. I never fought against the United States or Northern Alliance or any other person before or after September 11. I simply didn't do it.

In response to 3. b. 1. through 3. b. 3. of the unclassified summary [3.b.1. The detainee fought in the Mehjin Region in Tora Bora; 3.b.2. While fighting in the Mehjin Region in Tora Bora, the detainee carried a Kalashnikov rifle and an RPG-7; 3.b.3. While

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engaged in combat with the Northern Alliance, the detainee fired his Kalashnikov rifle and RPG-7.]

They are not true. I don't know anything about guns or military weapons. My father had a Kalashnikov that he kept in his room, but I was not allowed to use it and I never fired it. I didn't even know how to load it, let alone clean and repair it. The only thing I know about guns is that you pull the trigger to make them fire. However, I never fired it and I never saw my father fire it. As for a RPG-7, I've only heard about it in interrogations. When I was in Afghanistan I didn't even know what a RPG-7 was, I had never even heard of it. The only possible explanation I have regarding these allegations is that I was in Jalalabad and Al Qaida was there. I was living in Jalalabad with my mother and father in the house. At that time what I knew of Al Qaida was that they were in Kandahar. I didn't know that Al Qaida was outside Jalalabad until I came here and the interrogators told me that Al Qaida fought the US outside of Jalalabad. However, I do know that fighting started when I was living in Jalalabad. The Americans would target any Arabs, not just Al Qaida or the Taliban. They would bomb Arab houses and Arab cars. Jalalabad fell to the Northern Alliance and the Northern Alliance would kill any Arab they saw. Even if you surrendered, they would just kill you. So naturally being Arab, my family decided to flee. We split up as soon as we left Jalalabad and planned to meet up again in Pakistan. The women and children were separated from the men. My father went with my mother and younger siblings. They traveled to Pakistan by automobile. I fled on foot with Abu Jahad Al-Yemani, Abu Mohamed Al-Tonasi and Jelaybeeb. Abu Jahad Al-Yemani's wife and son traveled by car with my family. My family fled by car because the Northern Alliance didn't bother with women and children. However they would inspect the cars to see if they contained Arabs or non-Arabs, Taliban or non-Taliban.

[The Detainee interrupted and stated he had additional information to add.] It is very sensitive for a foreign man to speak to an Arabic woman. When the Northern Alliance inspected the vehicle my father was able to speak to them in Pashtu, so they wouldn't know they were Arabs

The Northern Alliance was seeking out Arabs and my father could speak Pashtu because he had fought with the Afghans against the Russians. I don't know much Pashtu at all; I just know a few words, a very basic understanding. I speak Arabic so I would have been apprehended by the Northern Alliance, that is why we split up. Abu Jahad, Abu Mohamed and Jelaybeeb and I traveled about 20 minutes by car to get out of Jalalabad, and then we started walking. The road that we took was very treacherous. We walked an extremely long distance and passed many villages. Always there were Afghans walking with us. Afghans from the local areas would help us get through the villages and would escort us to the next village. We would always enter the villages secretly. Sometimes we would spend the night in a villager's house, we would eat and sleep and then we would start walking again in the morning. About two days before we made it to Pakistan, we arrived in an area that had high mountains. It was very icy and cold; there were no houses in this area. We climbed up the mountain and climbed down the other side. The

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Afghan who was our guide told us that we were in Pakistan. We continued to walk a long distance until we saw what looked like a small village. That was when we saw the Pakistan Army. When I first saw them, they were very friendly. They welcomed us in their huts; they weren't houses but small rooms made out of wood. They gave us food, clothes and a place to sleep. I stayed there approximately 5 days. During this time was the holiday of Eid. During Eid we stayed here and prayed with the Pakistanis and celebrated the Eid holiday. We stayed in a hut with a Pakistani who stayed there with us and we didn't venture out much unless it was to go to the bathroom or to fetch water. About 2 days after the Eid holiday, very late at night, we were told that we would be taken to Beshawar. This is the city that I was supposed to meet my father. We were told that they couldn't take us together and that they would have to take us one at a time. At this time they started treating us very rough. They bound our hands, covered our eyes and searched us. We weren't allowed to talk. If we moved they would hit us. I was the second one to be taken to Beshawar. I got in the vehicle and I haven't seen my friends Abu Jahad, Abu Mohamed and Jelaybeeb since. I requested to call Abu Jahad Al-Yemani, Abu Mohamed Al-Tonasi and Jelaybeeb as witnesses to testify that what I have told you is the truth, but I was told that they could not be found and were not reasonably available. I also tried to call my father as a witness, but he could not be located either. Before I arrived in Beshawar, they put me in a jail in another city. I don't recall the name of this city, but it should be in my file. I don't know if anyone was with me because I was blindfolded and wasn't allowed to take it off. That was when they tied my feet with chains. I was in this prison a day or two, and then they put me in a large truck that took me to Beshawar. I was in the truck about a day, but most of the time it wasn't moving. When I arrived at the prison in Beshawar, they took off my handcuffs but my feet were still bound. I got there at night and around night time the next day I was put in a room with other Arabs and we were allowed to talk. I stayed there for about 10 days, and then the Americans took me from Beshawar to Kandahar. I stayed in Kandahar for about 7 months, and then I was brought here.

[The Detainee interrupted and stated he wanted to add additional information.] Abu Mohamed and Abu Jahad were old friends of my father. They were friends from the war against the Russians. The first time I met Jelaybeeb is when we escaped from Jalalabad. The Pakistanis took the money I had when they searched us. I then spoke with one of the Sheiks at the Mosque and pointed out the soldier that took my money. The Sheik spoke with the soldier and made him give me my money back. I had about 500 Saudi that was given to me by Jelaybeeb, \$100.00 from my father, and very little Afghani money that was mine.

In response to 3. b. 4. of the unclassified summary [The detainee was captured without identification as he attempted to flee into Afghanistan.]

This is true because I didn't have any papers. I was fleeing for my life and I have never had any identification paper work. I have never had a license, passport or even an Identification card. I've never had anything like that. I had money, but one of the Pakistani's who searched me took away my money. This was during the 5 days I stayed

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in the village after crossing the boarder into Pakistan. I spoke to the Sheik at the mosque where I prayed during the 5 days I spent in the Pakistani village and I pointed out the Pakistani who took my money. The Sheik made him give it back to me. However, when they took me to jail, they took all our belongings.

[The Personal Representative then stated that the detainee affirmed that the written testimony was accurate and signed and dated the form.]

[The Tribunal President then asked the detainee if he swore that everything the Personal Representative read was true.] [The Detainee answered]: "Yes." [The Tribunal then considered the information presented by the PR and the detainee to be under oath.]

When asked by the Tribunal President if the Detainee had any other statements he would like to make at this time, the Detainee stated, "yes" and provided the following: From the interrogations I found out that witnesses have spoken concerning me. And they told me the name of one of these witnesses. While this witness was detained here he switched religions from Muslim to Atheist. So, there were problems between he and I, so that might cause this man to say something that was not true. It is possible that some one might have seen a face, looked at a picture, or heard a name. A lot of the detainee pictures look alike and a lot of the names sound alike. This is what they told me in the interrogation. They said they had witnesses and in the end they told me the witnesses weren't sure.

About point (a) in the unclassified summary. I noticed that most of the accusations are against my father, not me. I didn't have the means or was I able to leave or go somewhere else other than where my father was.

Summarized Answers in Response to Questions by the Tribunal Members

Q. You say you are of Arab descent, where do you come from?

A. From Yemen.

Q. Did you move to Yemen with your family or did you move by yourself?

A. I don't remember when I left Yemen, I was only about four years old. My whole family moved to Pakistan. We lived in Pakistan during the war with the Russians. My father would leave and go to Afghanistan to fight the Russians. After the Taliban entered Afghanistan and the condition were good for living we moved there.

Q. You moved to Kabul, correct?

A. We first moved to Jalalabad, then to Kabul, and back to Jalalabad.

Q. Did you know about the fighting between the Taliban and the Northern Alliance?

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A. Yes, when we were in Kabul. That's the reason we left and went to Jalalabad. The Northern Alliance would drop bombs on Arab houses in Kabul. Kabul was very close to the fighting.

Q. Did you ever believe, or did you think, or was it ever explained to you that there was a Jihad against the Northern Alliance by the Taliban?

A. I just knew that the Taliban had been fighting since they came in, they were always fighting. After the Russians left Afghanistan, the Afghans started fighting each other. So, the Taliban was formed as an Islamic government. They began fighting until the fighting reach Kabul.

Q. Did you participate or help the Taliban against the Northern Alliance in anyway?

A. No.

Q. When you left the mountains from Afghanistan and went into Pakistan were you carrying weapons?

A. No.

Q. Have you ever received any military training?

A. No.

Q. Do you have any other evidence to present to this Tribunal?

A. No.

Q. Personal Representative do you have any other evidence to present to this Tribunal?

A. No.

AUTHENTICATION

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



Tribunal President

Col, USAF

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Detainee Faris Muslim Al Ansari dictated the following written statement on 20 Sept 2004 in response to his unclassified summary of evidence dated 17 Aug 2004.

1. In response to A of the unclassified summary, I was never a fighter for the Taliban. I never went to meetings for Taliban members and I never rode in a car with Taliban members. I had no interaction with the Taliban at all. Not everyone in Afghanistan was a member of the Taliban. The Taliban liked Arabs and tended to help out Arabs as a favor. This is because Arabs helped them fight the Russians. My father was one of those Arabs who helped the Afghans fight the Russians. The Taliban were ^{nice} ~~helpful~~ to people like my father because it is a good, humane thing to do. That is ^{to treat someone nicely, with respect,} ~~to help someone~~ who has helped you.
2. In response to A1 of the unclassified summary, this is true. I did live with my family in Kabul Afghanistan.
3. In response to A2 of the unclassified summary, The Taliban would help any Arab who came to Afghanistan. However, I never said that the Taliban gave my father a home. I only said that the Taliban helped him. For example, we asked for permission to live in Kabul and the Taliban gave it to us because we were Arabs and my dad had helped them fight against the Russians. I told the interrogator that I thought the house might be from the Taliban. However, it could also be ^{the} home of a friend of my father's, or the Red Cross in Afghanistan [^] could have provided it. It could even have been my father's house, I don't know for sure because I don't know how my father paid for it. This is speculation on my part because it is disrespectful for a son to ask his father how he paid for the house. I wasn't concerned about this, it was my father's business and I respected by father. However, I did know that my father wasn't working, so he had to get the money from somewhere, but I never asked him and he didn't tell me.

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4. In response to A3 of the unclassified summary, I never said this and I don't know if it is true.

My father never gave any services to the Taliban. He never fought for them, he never worked for them, and he never did anything for them. The Taliban don't speak Arabic, so they like to talk to Arabs in the street to practice their Arabic. They were like the guards here in the camp. They are learning a new language and are anxious to practice their Arabic, like when the guards here speak in Arabic to the Detainees to show what they know. When the Taliban would speak with my father in the street, they were practicing their Arabic. Their discussions with my father would be small talk, things like, "How are you?" or "Where are you from?" My father would often say I was in your country fighting the Russians and it would make them happy. However, just because he fought the Russians doesn't make him a Taliban member or an enemy combatant. My father was just proud of the fact that he had fought against the Russians in his past.

5. In response to B of the unclassified summary, this is not true. This allegation is totally false.

I never participated in hostilities or fought against the United States or the Northern Alliance.

I have never done anything military related at all, and I don't know anything about military fighting. I never fought against the United States or Northern Alliance ^{or any person other person} before for after September 11. I simply didn't do it.

6. In response to B1 through B3 of the unclassified summary, they are not true. I don't know anything about guns or military weapons. My father had a Kalashnikov that he kept in his room, but I was not allowed to use it and I never fired it. I didn't even know how to load it, let alone clean and repair it. The only thing I know about guns is that you pull the trigger to make them fire. However, I never fired it and I never saw my father fire it. As for a RPG-7, I've only heard about it in interrogations. When I was in Afghanistan I didn't even know

what a PRG-7 was, I had never even heard of it. The only possible explanation I have regarding these allegations is that I was in Jalalabad and Al Qaida was there. I was living in Jalalabad with my mother and father in the house. At that time what I knew of Al Qaida was that they were in Kandahar. I didn't know that Al Qaida was outside Jalalabad until I came here and the interrogators told me that Al Qaida fought the US outside of Jalalabad. However, I do know that fighting started when I was living in Jalalabad. The Americans would target any Arabs, not just Al Qaida or the Taliban. They would bomb Arab houses and Arab cars. Jalalabad fell to the Northern Alliance and the Northern Alliance would kill any Arab they saw. Even if you surrendered, they would just kill you. So naturally being Arab, my family decided to flee. We split up as soon as we left Jalalabad and planned to meet up again in Pakistan. The women and children were separated from the men. My father went with my mother and younger siblings. They traveled to Pakistan by automobile. I fled ~~with~~ on foot with Abu Jahad Al-Yemani, Abu Mohamed Al-Tonasi and Jelaybeeb. Abu Jahad Al-Yemani's wife and son traveled by car with my family. My family fled by car because the Northern Alliance didn't bother with women and children. However they would inspect the cars to see if they contained Arabs or non-Arabs, Taliban or non-Taliban. The Northern Alliance was seeking out Arabs and my father could speak Pastu because he had fought with the Afghans against the Russians. I don't know much Pastu at all; I just know a few words, a very basic understanding. I speak Arabic so I would have been apprehended by the Northern Alliance, that is why we split up. Abu Jahad, Abu Mohamed and Jelaybeeb and I traveled about 20 minutes by car to get out of Jalalabad, and then we started walking. The road that we took was very treacherous. We walked an extremely long distance and passed many villages. Always there were Afghans walking with us. Afghans from the local

areas would help us get through the villages and would escort us to the next village. We would always enter the villages ^{secretly} ~~very cautiously~~. Sometimes we would spend the night in a villager's house, we would eat and sleep and then we would start walking again in the morning. About two days before we made it to Pakistan, we arrived in an area that had high mountains. It was very icy and cold; there were no houses in this area. We climbed up the mountain and climbed down the other side. The Afghan who was our guide told us that we were in Pakistan. We continued to walk a long distance until we saw what looked like a small village. That was when we saw the Pakistan Army. When I first saw them, they were very friendly. They welcomed us in their huts; they weren't houses but small rooms made out of wood. They gave us food, clothes and a place to sleep. I stayed there ^{Approximate ly} 5 days. During this time was the holiday of Eid. During Eid we stayed here and prayed with the Pakistanis and celebrated the Eid holiday. We stayed in a hut with a Pakistani who stayed there with us and we didn't venture out much unless it was to go to the bathroom or to fetch water. About 2 days after the Eid holiday, very late at night, we were told that we would be taken to Beshawar. This is the city that I was supposed to meet my father. We were told that they couldn't take us together and that they would have to take us one at a time. At this time they started treating us very rough. They bound our hands, covered our eyes and searched us. We weren't allowed to talk. If we moved they would hit us. I was the second one to be taken to Beshawar. I got in the vehicle and I haven't seen my friends Abu Jahad, Abu Mohamed and Jelaybeeb since. I requested to call Abu Jahad Al-Yemani, Abu Mohamed Al-Tonasi and Jelaybeeb as witnesses to testify that what I have told you is the truth, but I was told that they could not be found and were not reasonably available. I also tried to call my father as a witness, but he could not be located either. Before I arrived in Beshawar, they put me in a

jail in another city. I don't recall the name of this city, but it should be in my file. I don't know if anyone was with me because I was blindfolded and wasn't allowed to take it off. That was when they tied my feet with chains. I was in this prison a day or two, and then they put me in a large truck that took me to Beshawar. I was in the truck about a day, but most of the time it wasn't moving. When I arrived at the prison in Beshawar, they took off my handcuffs but my feet were still bound. I got there at night and around ^{night time} ~~noon~~ the next day I was put in a room with other Arabs and we were allowed to talk. I stayed there for about 10 days, and then the Americans took me from Beshawar to Kandahar. I stayed in Kandahar for about 7 months, and then I was brought here.

7. In response to ^{B4} ~~B1 through B3~~ of the unclassified summary, this is true because I didn't have any papers. I was fleeing for my life and I have never had any identification paper work. I have never had a license, passport or even an Identification card. I've never had anything like that. I had money, but one of the Pakistani's who searched me took away my money. This was during the 5 days I stayed in the village after crossing the boarder into Pakistan. I spoke to the Sheik at the mosque where I prayed during the 5 days I spent in the Pakistani village and I pointed out the Pakistani who took my money. The Sheik made him give it back to me. However, when they took me to jail, they took all our belongings.

8. I affirm that the written testimony above is accurate.

NAME: فارس محمد الاذهارى DATE: 2.2 / 9 / 11