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Summarized Sworn Detainee Statement given by Personal Representative

When asked by the Tribunal President the detainee stated he understood the process and he did not have any questions.

When asked by the Tribunal President if he wanted to make a statement the detainee stated his Personal Representative would give his statement for him.

The detainee traveled to Kabul to provide assistance to the Afghans. He paid for his own travel. The detainee was not asked by Al-Jabri, while in Saudi Arabia to fight for al-Qaida. The only thing discussed was going to help the Afghans. The detainee only knew al-Wafa helped people and he agreed to go. The detainee did not flee Kabul. The work of loading trucks with food and supplies was very difficult. He was not physically prepared or experienced in such work. The war was going on, so he decided to leave with his brother, cousin and an unidentified Afghani man. He was in Kabul for 8 days. When his group crossed into Pakistan they asked the Pakistani police for assistance in getting to the Saudi embassy. Instead they were taken to jail and subsequently arrived in Cuba.

Summarized Answers in Response to Questions by the Personal Representative

Q. Did you ever take part in weapons training in preparation for your work in Afghanistan?

A. No.

Q. When you decided to leave Kabul, how long did it take you to travel from Kabul to Khost and to the Pakistan border?

A. Five days from Kabul to Khost where I stayed for 13 days. From Khost to Pakistan was eight days.

Q. Did you deviate from the direct route from Kabul to Khost.

A. No.

Q. Did you and the 2 witnesses you are going to call for this hearing always travel together?

A. Yes.

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Summarized Answers in Response to Questions by the Tribunal Members

Q. What is al-Wafa?

A. An organization that helps people.

Q. Is it a Saudi based organization?

A. I don't know.

Q. Where did you travel from, before you got to Kabul? Where did you start your travel?

A. In Saudi Arabia.

Q. Where in Saudi Arabia?

A. I left from the Jeddah airport.

Q. From Jeddah airport you went to Kabul?

A. From Jeddah to Syria, Syria to Iran.

Q. Did you work with al-Wafa representatives in Afghanistan?

A. I didn't work with them, I observed them.

Q. But yet you went to Afghanistan to help al-Wafa who is a humanitarian organization?

The detainee asked to speak with his Personal Representative and the Tribunal recessed.

The Personal Representative made the following statement on behalf of the detainee:
The detainee was confused as to why you kept asking questions about al-Wafa. He said he never officially worked for al-Wafa. He went to Afghanistan to help, with no plans to associate with any organization, it just so happened al-Wafa was there.

Q. Do you understand you do not have to answer questions if you do not wish to?

A. Yes.

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Q. Do you know what al-Qaida is?

A. A terrorist organization.

Q. Have you ever worked with al-Qaida or been affiliated with al-Qaida?

A. No.

Q. Do you know whom the Taliban is?

A. The government in Afghanistan.

Q. Have you ever worked with the Taliban or any affiliated organization of the Taliban?

A. No.

Q. When you were in Saudi Arabia did you work with Al-Jabri Wael?

A. No.

Q. Were you recruited by them to go to Afghanistan?

A. I spoke with them and was told about the opportunity to help in Afghanistan.

Q. How long were you in Afghanistan?

A. About one and a half months.

The detainee stated he did not wish to answer any more questions.

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

A. No.

Q. Personal Representative do you have any other evidence or does the detainee have any previously approved witnesses to present to the Tribunal?

A. The detainee has 2 witnesses.

The detainee stated he only wanted one witness, his cousin, AL BADDAH, Abdul Aziz Abdul Rahman Abdul Aziz, ISN 264. The detainee also asked if he could question the witness.

The witness was sworn.

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Summarized Answers by the Witness in Response to Questions by the Detainee

Q. Do you know if I was an enemy combatant or a member of al-Qaida?

A. I know you are not al-Qaida or an enemy combatant. I was with you in Afghanistan. I was with you from the time we left Saudi Arabia until we were captured in Pakistan.

Q. Do I have any relation to the Taliban?

A. No.

Q. Was I ever working for al-Wafa or was I just staying with them?

A. You were not working for al-Wafa. The purpose for going to Afghanistan was for humanitarian assistance, not to work for any organization.

Q. Was I recruited in Saudi Arabia by Jabri Wael?

A. No, you left Saudi Arabia on your own free will.

Summarized Answers by the Witness in Response to Questions by the Personal Representative

Q. Are you aware if the detainee ever took weapons training in preparation for his work in Afghanistan?

A. No, he was a student.

Summarized Answers by the Witness in Response to Questions by the Tribunal Members

Q. Do you speak English?

A. A little bit.

Q. When you and your cousin left Jeddah, why did you go to Syria?

A. That's where the plane stops.

Q. Did either you or the detainee serve in the Saudi military?

A. No.

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Q. Did either you or the detainee have any weapons training?

A. No.

Q. Were you with the detainee the entire time from the time you left Saudi Arabia to the time you were arrested?

A. Yes.

Q. What did you and the detainee do when you got to Kabul?

A. We distributed money to people who needed it.

Q. How long were you in Kabul?

A. 8 days.

Q. How were you and the detainee captured?

A. We surrendered to the Pakistani authorities.

Q. Why?

A. We wanted to return to our country.

Q. You traveled to Khost at one point?

A. Yes.

Q. How long did it take you to get from Kabul to Khost?

A. 7 or 8 days.

Q. How long did you stay in Khost?

A. 13 days.

Q. Where did you go after that?

A. To Jalalabad.

Q. How long did it take you to get there?

A. 7 days.

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Q. Who was with you when you were arrested?

A. Me, the detainee (inaudible and inaudible), 4 people

Q. When you were in Afghanistan, you were there to distribute money to the people who needed it?

A. Yes.

Q. Did you distribute food as well?

The detainee made the following statement:

All the money I had was my own. The witness had the money to be distributed.

The questioning was complete and the witness was removed from the Tribunal room.

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.

Col, USAF
Tribunal President

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