

Summarized UnSworn Detainee Statement

The Tribunal President read the Hearing Instructions to the Detainee.

Tribunal President: Akhdar Qasem Basit do you understand this process?

Detainee: I understand a little bit.

Tribunal President: Do you have any questions at this time concerning the tribunal process?

Detainee: I have no questions.

Tribunal President: Thank you

The Personal Representative presented the Detainee Election Form (Exhibit D-A) to the Tribunal.

The Recorder presented the Unclassified Summary of Evidence (Exhibit R-1) to the Tribunal.

Reorders summary of the evidence

- *3.a. The Detainee is associated with the Al Qaida and the Taliban:*
- *3.1. The detainee, in August 2001, departed China for Kyrgyzstan, to Islamabad, Pakistan, on to Peshawar, Pakistan, continued to Jalalabad, Afghanistan and then to Tora Bora, Afghanistan.*
- *3.2. The detainee was at the Uigher training camp in Tora Bora, Afghanistan.*
- *3.3. The detainee received training on the AK-47 assault rifle at Uigher training camp in Tora Bora, Afghanistan.*
- *3.4. The detainee received training on the PR machine gun and military tactics at a Uigher Training camp.*
- *3.5. The training camp was provided to the Uighers by the Taliban.*
- *3.6. The ETIM operated facilities in the Tora Bora region Afghanistan in which Uigher expatriates underwent small arms training. These camps were funded by Bin Laden and the Taliban.*

- *3.b. The detainee participated in military operations against the United States and its coalition partners.*
- *3.b.1. The detainee fled, along with others, when the United States forces bombed their camp.*
- *3.b.2. The detainee was captured in Pakistan, along with other Uigher fighters*

The Recorder confirmed that he had no further unclassified evidence or witnesses and requested a closed Tribunal session to present classified evidence.

Tribunal President: Akhdar Qasem Basit you may now present any information to the tribunal. You may have the assistance of your Personal Representative to help you if you wish.

Tribunal President: Would you like to make a statement to this tribunal?

Detainee: Yes

Tribunal President: Would you like to make your statement under oath?

Detainee: Yes I will take oath.

Tribunal President: Recorder please administer the appropriate oath

Detainee: What kind of oath?

Tribunal President: We have a Muslim oath that is a promise to tell the truth. Do you still wish to take the oath?

Detainee: Yes I will tell the truth.

Detainee was sworn.

Summarized Sworn Detainee Statement

Personal Representative: The detainee, in August 2001, departed China for Kyrgyzstan, to Islamabad, Pakistan, on to Peshawar, Pakistan, continued to Jalalabad, Afghanistan and then to Tora Bora, Afghanistan. To this point of evidence the detainee replied, "Yes, I traveled at the end of August. It was a three day long trip. I did not know that the place that I went was Tora Bora."

Detainee: I also told the integrator that it was in the end of August and I stayed one night in Krgyzstan, one night in Pakistan, and one night in Afghanistan. The place I traveled

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to--is correct. I also went to a place two hours away from Jalalabad (ph.) city. The Interrogator told us the name of the place was called Tora Bora (ph.). Before that we did not know the name of the place

Personal Representative: The detainee was at the Uigher training camp in Tora Bora, Afghanistan. You replied, "Yes, I do not know what 'camp' means. It was a small place and there were other Uighurs there."

Detainee: It was a little Uigher community where Uighers went, I do not know what you mean by the place called camp.

Personal Representative: The detainee received training on the AK-47 assault rifle at Uigher training camp in Tora Bora, Afghanistan. To that you replied, "Yes, I told my interrogator that I was trained on an AK-47. It was two days of training; one day I was shown the weapon and on the second day I fired three or four bullets."

Detainee: That is true, but they will not train you as soon as you get in to the camp because we have to build houses and bathrooms. The place was in bad shape. I worked for a while and then, when they had time to train me, they showed me the weapon, and the second day they gave me a couple of bullets. That is true.

Personal Representative: The detainee received training on the PR machine gun and military tactics at a Uigher Training camp. To this, he said, "Not true. I did not do any of this."

Detainee: That is not true. I did not train on another rifle. I did not do those things. What they are saying is not true. As I said earlier they will not train you at first. You have to do a lot of physical work in this camp, then they will train you when they have time. Also, I did not have that much time to train because shortly after I arrived at the camp the bombing started so it was impossible to train.

Personal Representative: The training camp was provided to the Uighurs by the Taliban to which the detainee replied, "I do not know."

Detainee: That is true I do not know who provided the 'camp.' The place I went. I did what I was supposed to do. I have no idea who was providing me the camp. We did not ask who was providing us the camp.

Personal Representative: The ETIM operated facilities in the Tora Bora region Afghanistan in which Uigher expatriates underwent small arms training. These camps were funded by Bin Laden and the Taliban. To this he replied, "I don't know."

Detainee: That is true. I do not know. What kind of camp? Can you explain to me what is small arms training? I do not know what this is.

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Tribunal President: Small arms training means training on the use of smaller weapons. For example, the AK-47 and pistols are what we consider small arms.

Detainee: When we arrived, we had to work construction. When they train, they train one by one. I do not know exactly what they did.

Personal Representative: The detainee fled, along with others, when the United States forces bombed their camp. To this he replied, "True."

Detainee: After the bombing we could not stay there so we ran off in to the mountains to take shelter in the caves.

Personal Representative: The detainee was captured in Pakistan, along with other Uigher fighters. To this he replied, "True."

Detainee: That is true. We were captured along with other people too.

Personal Representative: That completes the discussion I had with the detainee.

Tribunal President: Do you have anything else that you would like to say to the tribunal?

Detainee: I did not have any evidence to provide you because I have discussed everything with the Personal Representative.

Tribunal President: Personal Representative, do you have any other questions for the Detainee?

Personal Representative: Yes, sir. I have one. (To the Detainee) Did you ever fire a weapon or help someone fire a weapon at U.S. or coalition forces?

Detainee: That is a funny question. When we were in that place we did not see any U.S. or coalition forces against us. We did not see anyone we could fire at.

Tribunal President: Recorder, do you have any questions for the Detainee?

Recorder: Yes, how long were you at the Uigher training camp?

Detainee: From the end of August until the bombing started.

Recorder: Second question. What was your intention when you decided to go to this training camp?

Detainee: The reason was to try to get back our freedom. Uighurs suffer from the Chinese; they suffer from our government. Some people do business in Kyrgyzstan and they went to that place. I am not going to tell the whole story. I don't want to talk about enough torture and suffering to last forty or fifty years from the government. The U.S.

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Official told us that they were attacked and they have suffered and they would like to take revenge. The U.S. government is very strong. What happened on 9/11 was two years ago. Uighurs want to take back our own country so we are living free.

Recorder: Have you ever been a member of the ETIM, the Eastern Turkistan Islamism Movement?

Detainee: I am not a member of any organization.

Tribunal President: Do any of the tribunal Members have any questions for the Detainee?

Tribunal Members' questions

Q: How did you know where to find the camp when you got to Afghanistan?

A: I was doing some small business and earned some money, got a passport and went to Kyrgyzstan. A friend in Kyrgyzstan told me I should go to Afghanistan.

Q: When you were in Jalalabad did you spend the night and, if so, with whom?

A: It has been a while. I cannot remember. When I got to Afghanistan, I made a phone call and a person came and picked me up.

Q: Did that person take you to that camp at Tora Bora?

A: I cannot remember. One person took me to Jalalabad and then two people took me to Tora Bora.

Q: Do you know any of their names?

A: I do not remember. I did tell the Interrogators one of them is maybe Abdul Wares (ph.) or Abdul Haq.

Q: After the camp was bombed and you left with the other Uighers did you or any others carry any weapons?

A: No, we did not have weapons.

Q: When you were at the camp, besides the training, did you only perform basic construction?

A: I did build houses. I also helped dig a big hole to save water.

Q: Did you have a rifle that belonged to you when you were at the camp?

A: No

Q: I just want to clarify something else you said. Were there twenty people at the camp?

A: I do not know the exact number. There were around twenty-five to thirty.

Q: When training with rifles how many rifles were at the camp?

A: I do not know how many rifles were there. After training they took them all away. I do not know how many weapons were in that camp.

Q: I understand you traveled to Afghanistan because of a recommendation from a friend in Kyrgyzstan. Is that correct?

A: That was my goal. To get out so I could help my country; to make things happen. I had a very strong goal to help my country.

Q: I understand you paid for your own trip from your own funds. Did any one give you money for the trip?

A: I spent my own money. My friend from Krgyzstan gave me some money for travel.

Q: You traveled to Afghanistan by yourself?

A: Yes.

Q: While you were at the Uigher camp, did you see other people, like Arabs?

A: There were no other people at the camp. We were too busy to look around. We were busy with the Koran and other things. I did not see any other people.

The Tribunal President confirmed that the Personal Representative had no further evidence to present and that the Detainee no previously approved witnesses to present to the Tribunal. A Tribunal member had an additional question for the detainee.

Q: I have one more question. Do you know how old you are?

A: I might be thirty-one years old now. I was born in 1971.

The Tribunal President explained the remainder of the Tribunal process to the Detainee and adjourned the open session.

AUTHENTICATION

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

Colonel, USAF