

Summarized Unsworn Detainee Statement

The Tribunal President was explaining the hearing instructions to the Detainee. The Recorder read the summary of unclassified evidence and the Detainee had a question.

Detainee: What kind of evidence?

Tribunal President: In reference to the unclassified summary.

Detainee: Yes.

Tribunal President: That is the unclassified evidence.

Detainee: I do not agree with all of them (the allegations).

Tribunal President: You will have an opportunity to make your statement here shortly. Thank you.

The Tribunal President asked the Detainee if he (the Detainee) would like to make a statement under oath.

Detainee: I would agree to provide an oath under my religious oath.

Tribunal President: We do have a Muslim oath prepared.

Detainee: We are taking oath with the Koran.

Tribunal President: Recorder, could you read the Muslim oath and see if it is acceptable to the Detainee.

The Recorder reads the Muslim oath.

Tribunal President: If that is acceptable, he can take the oath that was just read, or he can give us his own oath, or he can decide not to take an oath.

Detainee: I will take an oath of my religion. It will be verbally by myself.

Tribunal President: You may do so now.

Detainee: I will tell the truth. I will not lie. I will swear with my God that everything is the truth.

Tribunal President: Very well. We will accept that as taking an oath. Thank you.

Summarized Sworn Detainee Statement

The Tribunal President instructed the Detainee that he (the Detainee) could make an oral statement and could present any evidence with the assistance of his Personal Representative.

The Personal Representative addressed issues in the Unclassified Summary of Evidence (Exhibit R-1), as was discussed while assisting the Detainee in preparation for the Tribunal.

- **3(a)(1) The Detainee departed China in May 2001 and traveled to Tora Bora, Afghanistan via Pakistan.**

That is true.

- **3(a)(2) The Detainee received training on the Kalashnikov AK-47 assault rifle and other light weapons at a Uighur training camp in Tora Bora, Afghanistan.**

I just trained on two different kinds of weapons.

- **3(a)(3) The training camp was provided to the Uighurs by the Taliban.**

I don't know who provided the training camp.

- **3(a)(4) The East Turkistan Islamic Movement (ETIM) operated facilities in the Tora Bora region of Afghanistan in which Uighur expatriates underwent small arms training. These camps were funded by Bin Laden and the Taliban.**

I believe that the Uighur people were trying to get back their country from China, and I don't believe Osama bin Laden or the Taliban were financially providing for the camp.

- **3(a)(5) The Detainee lived at the Uighur training camp from early June through mid-October 2001 until the United States bombing campaign that destroyed the camp.**

That is true.

- **3(b)(1) The Detainee stated that the Uighur training camp was destroyed during the first night of the United States bombing campaign.**

I do not know if it's the first night that the US bombing started. I don't know if they bombed some other place and then came to the place where we stayed. But we did leave the camp when we heard the US bombing.

- **3(b)(2) The Detainee fled along with others further into the mountains of Tora Bora with the initiation of the United States bombing campaign.**

Yes, all the Turkistani people fled together (NOTE: The Uighurs often refer to themselves as "Turkistani").

- **3(b)(3) The Detainee was captured in Pakistan fleeing Afghanistan with other Uighur and Arab personnel in 2001.**

That is true.

Tribunal President: Is there anything else that you would like to add?

Detainee: Yes.

Tribunal President: Please, go ahead.

Detainee: They are saying that we are against the United States. Is that right?

Tribunal President: Yes.

Detainee: That is not true because from the time of our great grandparents centuries ago, we have never been against the United States and we do not want to be against the United States. We will not stand against the United States because we don't have anything to do with the United States. Also, I can represent for 25 million Uighur people by saying that we will not do anything against the United States. We are willing to be united with the United States. I think that the United States understands the Uighur people much better than other people.

The reason we went into Pakistan was because in China there is torture and too much pressure on the Uighur people. Lately they have laid off the Uighur people from their jobs. Recently, they laid off a lot of Uighur people and filled all the jobs with immigrant Chinese.

The Uighurs have families and need support to eat and if we don't do something, then how are we going to live? If they (fellow Uighurs) wanted to go and farm they would have to pay a lot of taxes. If they can't pay the taxes, they would take away their property.

So many people are without an education because they (apparently the Chinese) are asking too much money for an education. Now, there are a great number of young people on the streets with no education. The Uighur people only have the privilege of having two children. If a female gets pregnant with a third child, the government will forcibly take the kid through abortion.

Lots of Uighur people are so poor that we can't afford to eat meat weeks to months at a time. Turkistan has a lot of natural resources and they (the Chinese) don't use one or two percent of it for Turkistan. They take the majority of the resources day and night to the mainland in China. If they torture us everyday and pressure us too much, then what are we going to do? How are we going to live? In the future, what will our next generation do? How will they survive? That is why I left my country to try to get something, get back and liberate my people and get our country independence. If you to go to Kazakhstan, they will not let us get property, training or anything. They will not let us in; as soon as they know we are in Kyrgyzstan and Kazakhstan, they will turn us back to the Chinese. That is the reason we went to Afghanistan.

I can't think of any more evidence but that is all I wanted to say.

Tribunal President: We may have some questions, but does this conclude your statement?

Detainee: That is the reason that we went to Afghanistan. We didn't associate with the Taliban or other people.

Tribunal President: Do you mind if we ask some questions, as long as you are finished with your statement.

Detainee: OK. Yes, you may ask.

Tribunal Members' Questions to Detainee

Q: Thank you for coming to talk to us today and for educating us on the plight of the Uighur people. We haven't seen anything about you prior to the start of this Tribunal. But we have a general familiarity with your situation because some of your other Uighur brothers have come before us in Tribunals. Before you left your home country to go to Afghanistan, how did you support yourself?

A: I did some kind of business.

Q: What kind of business is that?

A: Fruit business.

Q: Were you able to support yourself and your family with a fruit business?

A: It was barely enough because so many other people were doing the same business. It was not much profit.

Q: It says here that you went from your home country to Pakistan and Afghanistan. Did you go to any other countries along the way?

A: No.

Q: Have you ever traveled to Kyrgyzstan?

A: No.

Q: In the recent past, the American consulate was attacked there and I was wondering if you knew anything about that?

A: No, I don't know anything about it. How could I have knowledge about it?

Q: It was before you came to the camp.

A: I don't know.

Q: Have you ever had any association with Uzbek Muslims?

A: No.

Q: There is a group that we have heard of called the Islamic Movement of Uzbekistan. I was wondering if you knew anything about that group?

A: No.

Q: When you traveled to Afghanistan, did you go by yourself or with a group of other Uighur people?

A: We were four people that traveled together.

Q: There is a group of you here at the camp. Are the other three people who were with you also here at the camp?

A: No.

Q: What happened to the other people?

A: When the bombing campaign started we split up.

Q: So the other three people that you traveled with after the bombing, you never saw them again?

A: No.

Q: When you were in Afghanistan and you were in the Uighur camp, did you go to any other places besides the Uighur camp?

- A: No, I just stayed there until the bombing started.
- Q: Did the Taliban people ever approach you and ask you to fight with them against their enemies?
- A: No. In four months we built a house at the camp and we didn't see any other people there.
- Q: Was it only Uighur people you saw everyday when you were there?
- A: Yes.
- Q: Earlier when we were talking about the weapons at the camp, you said that you only trained on two different kinds of weapons. Which kinds were those?
- A: Kalashnikov and a pistol.
- Q: During your training did your instructors or your camp leaders ever talk to you about fighting Americans?
- A: No.
- Q: There is an important gentleman in the Uighur community by the name of Hassan Maksum; do you know who this man is?
- A: Yes. I saw that person.
- Q: Who is he, please?
- A: He is a Turkistani person.
- Q: Is he the leader of your Uighur group?
- A: Yes.
- Q: Would he give the Uighurs in the camp guidance and instruction on what to do?
- A: Maybe he would do that and there was another person and he was the leader of the camp guiding all the people. I saw this person twice at the camp. I forgot the leader name.
- Q: Would that be Mr. Abdul Haq?
- A: Yes.
- Q: We heard his name from the other Uighur people.

- A: I told that to the interrogators.
- Q: There is a concern that Mr. Hassan Maksum may have relationships with al Qaida people. Do you know any thing about this?
- A: I don't think so. The people in Turkistan will not associate with al Qaida.
- Q: We noticed that during these Tribunals that some Detainees come to us in different colors. We have orange, beige and white. You are in beige. What is the significance of you being in beige?
- A: That means level one.
- Q: Is that for good behavior or for some other reason?
- A: Yes, I believe so. If you do not have good behavior they will not put you in level one.
- Q: We know you don't want to be here, but, given that, how have you been treated at the camp since you have been here?
- A: What, do you mean by soldiers?
- Q: Yes.
- A: OK. Good.
- Q: Besides the Chinese people, do the Uighurs have any other people they consider their enemy?
- A: No.
- Q: If you were to be released, where would you want to go and what would you want to do?
- A: Not China. If the US government sends me to another country, I'll go.
- Q: Very good. Thank you very much. I don't have anything else.

Tribunal Members' Questions to Detainee

- Q: After the bombing in the mountains when you fled that first night, who was bringing you food for the next couple of days?
- A: There were two guys and they brought us food.

UNCLASSIFIED//FOUO

- Q: They were the people that normally brought food to the camp?
- A: Yes.
- Q: Were they were non-Uighurs?
- A: They were Uighurs too.
- Q: They were also Uighurs. So, they went to town and brought food back to you before the bombing and then after the bombing?
- A: They brought food before the bombing.
- Q: And then after the bombing?
- A: A guy by the name of Hamat brought us food. I don't know where he got the food. I remember he brought us food after the bombing.
- Q: Hamat was part of the Uighur group and part of the eighteen Uighurs that fled?
- A: Yes.
- Q: At least one or two Uighurs were going back and forth to town for food before the bombing and after the bombing?
- A: Before the bombing they go into the city get food and bring it to the camp.
- Q: And then after the bombing?
- A: I can't really remember now. I forgot. Hamat brought us food.
- Q: You had food with you when you went through the mountains?
- A: I can't really remember right now.
- Q: Through all of the interrogations since you've been captured, is there anything that you have said that you would like to change or anything that you would like to explain that you have said in the past to help us better understand your story?
- A: I already told everything correctly during all the interrogations.
- Q: So whatever I read during the classified portion is pretty much the way you said it?
- A: Yes.

UNCLASSIFIED//FOUO

ISN# 320
Enclosure (3)
Page 8 of 12

000335

Q: How much time did you spend in the mountains before you made it to Pakistan?

A: I forgot and again, I told them during the interrogations. I've been here three years and can't remember everything at that time.

Q: Was it a matter of week or months, like one month, two months?

A: I already told them in the past and if I now say something wrong then it will cost me and I don't want to give you any wrong information.

Q: Did you stay in one place or did you move around on your way to Pakistan? Did you find one place to stay or were you constantly moving?

A: Yes, I was moving around from one place to another place.

Q: Did you have enough food with you that you didn't have to find food anywhere?

A: Hamat got some food for us and I really don't remember the rest of it.

Q: And there was no one other than Hamat who gave you food while you were in the mountains?

A: I forgot and if you look in my file, then you will see.

Tribunal President's Questions to Detainee

Q: Just to remind you, we haven't seen your file. We only know what these two pieces of papers have told us about you. Pardon us if we ask you questions that you've answered repeatedly since you've been here. But since we've come here with an open mind, your answers will help us develop a picture about your situation. I'd like to go back to the time when you were in your home country before you traveled to Afghanistan in 2001. Did you ever receive military training in your life prior to 2001 in Afghanistan?

A: No.

Q: Have you ever traveled outside your home country prior to traveling to Afghanistan in 2001?

A: No.

Q: When you traveled to Afghanistan in 2001, how many people traveled with you or did you travel alone?

A: In Kazakhstan, two more people joined us and we were four total.

UNCLASSIFIED//FOUO

Q: Did you travel into Pakistan first and then into Afghanistan?

A: Yes.

Q: While you were traveling, did you ever encounter any Arabs in Pakistan?

A: No.

Q: During your time at the Uighur camp in Afghanistan, did you ever see any Arabs?

A: No.

Q: After the bombing of the training camp and during the time you were fleeing through the mountains toward Pakistan, did you encounter any Arabs?

A: We were staying in the mountainside and the Arab people traveled to Pakistan and we followed them.

Q: Could you have possibly gotten some support on your travels through the mountains from these Arab travelers?

A: We followed them while they traveled to Pakistan. There was one Afghan and he was leading those people to Pakistan.

Q: How did you know they were going to Pakistan?

A: We asked them, they said Pakistan, and we followed.

Q: When we had an opportunity to hear the stories of some of your Uighur brothers, they told us about difficult times fleeing through the mountains hiding out in caves and even encountering aggressive monkeys. I understand it's been a long time since you've experienced that, but does that sound familiar to you as well?

A: It's been a long time and I can't remember most of it.

Q: How about the time of your capture by the Pakistan authorities? Can you tell us about that? It says here that you were captured with Arab personnel as well.

A: Yes.

Q: Can you tell us more about that? How many were there and was it Pakistani police, Pakistani military (who captured you)?

UNCLASSIFIED//FOUO

- A: We crossed into Pakistan and there were tribal people there and they took us to their houses and they killed a sheep and cooked the meat and we ate. At night, they told us that we were going to travel now. We said OK and they took us to one mosque. On our way to the mosque, they provided us tea and bread. We sat down and had tea and three people walked into the mosque, looked around at the people and walked out. They repeated this three or four times. Then they came into to the mosque and said we need to go in groups of ten. They took us to the truck and took us directly to the Pakistani prison.
- Q: Were there Arabs in this group when you were captured?
- A: Yes.
- Q: How did that come to be?
- A: I told you earlier, when we traveled we followed them and we were captured together.
- Q: There were eighteen Uighurs and how many Arabs?
- A: I don't know the exact number maybe, 60 or 70 people.
- Q: Since you've been here at Guantanamo Bay, has the Chinese delegation visited you?
- A: Yes.
- Q: How did they treat you?
- A: They did not treat me good.
- Q: Did they offer you a safe return to China?
- A: (They said) when you go home you have family and we don't think you will be in prison that long. The most is three or four years and then you can live with your family. If they are lying, I will go back to jail for more years.
- Q: Have you ever been in touch with your family since you have been here?
- A: No.

UNCLASSIFIED//FOUO

Tribunal President: I want to thank you for your testimony today. As we make our determination whether or not you have been properly classified as an enemy combatant, is there anything else that you feel is important and that you want us to know?

Detainee: I have nothing to say. I want to tell you one thing. Because I didn't answer all your questions, I didn't tell exactly the truth or because I forgot and didn't want it to count against me and ask you to forgive me for not knowing the answer.

AUTHENTICATION

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



Colonel, U.S. Marine Corps
Tribunal President

ISN# 320
Enclosure (3)
Page 12 of 12

UNCLASSIFIED//FOUO

000339