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Summarized Transcript of Detainee Statement and Witness Testimony

Before testimony began, the Detainee indicated he did not understand the Tribunal process. Specifically, the Detainee asked the Tribunal to clarify the difference between unclassified documents and classified documents. The Personal Representative explained to the Detainee the unclassified documents were shown and discussed with him during the interview sessions. The Detainee indicated that he understood that unclassified evidence was evidence that he would be able to hear during the proceedings. The detainee then made the following unsworn statement (summarized):

Detainee: I did not know that the Al-Farouq camp was a part of Al Qaida or associated with Al Qaida. I did not know they were against the United States. That is all I have.

Personal Representative: May I make a comment? What Faizal did not add from what we talked about before was that he actually did not participate in fighting. He was simply a guard at an outpost camp.

Detainee: Yes that is true. I was a guard on some land, but not at the camp.

Personal Representative: He was a guard on a border. That is the only thing we discussed that was not included in his statement.

Tribunal President: Okay. Personal Representative, do you have any further questions for the Detainee?

Personal Representative: No, Sir. I do not.

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

Recorder: No, Sir, I do not.

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

Tribunal Member: Yes, Sir, I have one question. When you left from your home country to go to Afghanistan, were you aware that you were going to be training with the Taliban?

Tribunal President: Before you answer, I want you to understand that you do not have to answer any of our questions. Just as your statement was optional, so is answering any questions.

Tribunal Member: Did you want to answer the question?

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Detainee: I was not aware that I was going to be fighting with the Taliban. I thought I was going to be learning from the Taliban, not fighting.

Tribunal Member: When you were a guard, were you a guard for Taliban forces?

Detainee: Yes, for the Taliban.

Tribunal Member: When you were wounded, were you also with the Taliban at that time?

Detainee: Yes, I was with them.

Tribunal President: Any further questions?

Tribunal Member: No, Sir, no further questions.

Tribunal President: Faizal Salih Al Nasir, do you have any further evidence to present to this Tribunal?

Detainee (*To the Personal Representative*): Do you want to say anything that I have not mentioned?

Personal Representative: I think we have pretty much covered everything. The points I'd like to reiterate are the Detainee did not know he was going to fight or guard against the Northern Alliance; the Detainee did not know the United States was involved; and the Detainee never shot his rifle at anyone. He was simply a guard for a piece of land. That is pretty much what we discussed.

Detainee: Yes, that is true.

Tribunal President: Personal Representative, do you have any final evidence to offer the Tribunal?

Personal Representative: No, Sir.

Tribunal President: Recorder, do you have any final questions?

Recorder: No, Sir, I do not.

Tribunal President: Tribunal, any final questions?

Tribunal Members: No, Sir.

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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.



Colonel, US Army  
Tribunal President

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