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**Summarized Unsworn Detainee Statement**

When advised by Tribunal President that Detainee would be removed if he were to become disorderly the Detainee stated that he isn't going to do anything wrong, and that he is sure that he will be here for the whole trial.

When advised by Tribunal President that he may provide evidence at this tribunal, including witnesses that are reasonably available and have testimony relevant to this tribunal, the Detainee stated that he has no witnesses because all of his witnesses have gone home. Detainee wanted to know if Tribunal could get his witness here for the tribunal so he could talk to them.

When advised that he could examine documents and statements offered into evidence other than classified information, that Detainee asks if there is information or documents about him, he should know about them.

The Detainee stated that he understood the tribunal process.

When asked if he had any questions concerning the process, the Detainee stated that he has questions for everyone sitting there. Detainee stated that he has been here for 3 ½ years and his status still is not clear. He doesn't know if he is guilty or not. Why has it taken 3 ½ for him to know his status, and so long for them to find out about him?

When advised that the United States government has classified him as an enemy combatant and that the job of the Tribunal is to find out if that classification is correct, the Detainee asked if the United States has documents listing him as an enemy combatant, did they catch him in a fight or some other reason? He was not with the Taliban or Al Quada. The Taliban threatened him to join them. The American government brought him here.

When advised that the Tribunal would explain to him the evidence that we have concerning his status as an enemy combatant, the Detainee states that if the documents or evidence prove he is an enemy combatant, he won't have any questions. He can get any punishment, or the Tribunal can punish him. He won't say anything. He can stay here forever.

The Detainee stated that he has witnesses that he will never be against the United States. That he will never do anything against the United States and that he is not against the United States and is not an enemy combatant.

The Detainee stated that if the Tribunal has evidence that he is an enemy combatant, even if he is sent home, the Tribunal can bring him back and put him in jail.

When the Recorder was stating the nature of the evidence, he stated that the Detainee was a cook. The Detainee stated that he was not a cook; he was an assistant to the cook. He

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cleaned dishes, peeled potatoes and tomatoes and got the stuff ready for them. He was not actually a cook. The Detainee stated that he didn't do it. He is not a cook and he can not cook. If the Tribunal were to ask him to cook, he would not be able to. It is a lie if the Recorder says he is a cook.

When the Recorder stated that the Detainee was captured during the Northern Alliance attack, and surrendered to the Northern Alliance in Kabul, Afghanistan, the Detainee stated it wasn't like that.

The Detainee went on to say that he was in Narim and there was a fighting there. He came to Kabul to avoid the fight and surrendered myself to the Taliban. The Detainee states he was far away from the fight.

When advised by the Tribunal President that the Government has no more unclassified evidence, but has some evidence that the Detainee is not allowed to see and will present it to the Tribunal at a later time, the Detainee states that his witnesses are gone, but the Tribunal could bring him here. The Detainee wants to know why he cannot see classified information, and why would it be shown on behalf of him when he is not present.

When asked if he wanted to make a sworn or unsworn statement, the Detainee stated that he would like to say 2 or 3 things before he is under oath and then he will talk under oath.

The detainee stated that he is Level 3 and that the Tribunal can ask relatives and friends in Afghanistan what kind of person he is.

When asked by a Tribunal Member what he meant by level three the Detainee stated that he is telling that he is Level 3 and he doesn't lie. The Tribunal can ask in Afghanistan if he is against Americans or not.

The Detainee states that he swears to God that he never was an enemy of Americans and he never did. The Detainee states that if the Tribunal has any evidence or documents that he is really an enemy of America, to please show them to him.

When the Detainee was asked if there is anything else he would like to say before he took an oath, the Detainee stated that he is swearing and he is faithful to Allah and he promises that he never was an enemy of America and never will be. American never did any harm to him.

The Tribunal President accepted the Detainee's statement as his oath.

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**Summarized Sworn Detainee Statement**

When advised by the Tribunal President that the Detainee could tell the Tribunal about whatever he wanted to tell them, the Detainee stated that before the Taliban, his father was buying sheep and the Detainee was helping him raise the sheep. After the Taliban came, he was at his house making bricks, and the Taliban made him go with them.

When the Taliban captured him, he was in another district making bricks and building houses. The Detainee states that the Tribunal President can ask "inaudible" because he knew that the Detainee was just making bricks and building a house when the Taliban captured and took him.

The Detainee stated that is what happened to him.

When asked if there was anything else the Detainee wanted to tell the Tribunal, he asked what they wanted him to tell them.

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

Q. Why did you go with the Taliban when they came to you?

A. The Detainee states that he was grocery shopping close to his house and the Taliban was drafting people. While he was in the store, the Taliban came and asked for him. When he stated his identity, they put the sheet around his hands, tied them with the sheet and captured him.

Q. And then what did they do?

A. The Detainee states they then threw him in a car. They drove about an hour and then stopped at a house. They knocked on the door, the Detainee could not hear what was said, but he assumed they asked for the Dad. When they knocked on the door, the kids came and they asked where their father was. In the meantime, the Detainee saw they were far away, and tried to escape. The Detainee jumped from the car. They came back, threw him back in the car and then took him to Kandahar. Another town *SANGIN* then to Kandahar, from Kandahar to Kabul then to Narim.

Q. Were your hands tied the whole time?

A. The Detainee states that until they reached Kandahar his hands were tied. After Kandahar, his hands were released.

Q. What happened after that?

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A. The Detainee states they spent 1 to 2 nights in Kandahar and then 1 to 2 nights in Kabul.

Q. Were the guards with you all of the time?

A. The Detainee states the guards were with him all the time. They didn't just give him to the driver and tell the driver to take him. There were 2 Taliban in the car with the Detainee.

Q. Were they armed?

A. The Detainee states, yes, they were armed.

Q. If you had walked away from them, what do you think would have happened to you?

A. The Detainee states that he was not familiar with the road and which way he was supposed to go. The Detainee states that he did not know his way back home.

Q. Where did you go then?

A. The Detainee states that they took him to Narim and that he spent 1 night on the way to Narim.

Q. And then where?

A. The Detainee states that in Narim they were taken to the Taliban. For 10-15 days the Detainee just walked around doing nothing, but after that, they gave a Kalishnikov to each of the groups, the members. The Detainee stated that the Taliban asked people if they could shoot and fire the weapon. The Detainee stated that he told the Taliban that he was not familiar with the weapon and they gave him a job as an assistant cook.

Q. Did they ever give you weapons training?

A. The Detainee states that he did not receive weapons training. They asked if he knew how to use the Kalishnikov and he stated no. The Taliban then told him he would be the assistant cook, peeling potatoes and washing dishes and give the food to people.

Q. Were there guards keeping you there at this time? Were there guards preventing you from leaving?

A. The Detainee states that there were 2 guards from when he was captured at home to Kandahar. Then he got 2 more from Kandahar to Kabul and Narim. In Narim

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the Detainee does not have special guards, but there is always a guard at the door outside the building.

Q. Did you try to leave at that point?

A. The Detainee stated that he tried to leave. He asked people for directions to find out how to get home. He stated that he tried to escape and he did escape, but the Taliban had the chain up. They caught him and brought him back.

Q. How long did you serve as the cook's assistant before you were captured?

A. Detainee asks if he means the people from Kabul or the Taliban. The Detainee stated that when he escaped, the Taliban captured him, gave him 2 slaps on his face and put him in prison for 2 to 3 days.

Q. How long were you a cook's assistant?

A. The Detainee states that he was a cook's assistant for 1 ½ months. There was a rumor that the Detainee put something in the food to try to kill all of the Taliban. So after 1 month, the Taliban didn't trust him in the kitchen, so he could only take food to the other people. The Detainee was not allowed near the kitchen.

Q. Dawd, do you have anything else you would like to tell this Tribunal?

A. The Detainee stated he wants the Tribunal to pay attention to him and listen to him. The Tribunal can get information about him and find out about him. The Detainee stated that he believes he is innocent, but if he is guilty, the Tribunal can keep him as long as they want. The Detainee stated that he is innocent and has already spent 2 ½ years here and doesn't know why he is here.

The Detainee stated that it is very easy for the Tribunal to get information about him from Afghanistan. His house is very close. He states the Tribunal can go to his village in Afghanistan and ask what kind of person he is. The Detainee stated that he has never been a threat to the United States government and he never will. The Detainee stated that if he is, the Tribunal can keep him in jail 2 more years.

The Detainee stated that his name is Dawd Gul and that if he is kept for 2 more years, he will still be the same person he is today, and he will not change. The Detainee stated that if he is let go and goes home, there will still be no threat from him.

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**Continuation of Summarized Sworn Detainee Statement**

When the Personal Representative was asked if he had any questions to ask of the Detainee and stated no, the Detainee stated that the Personal Representative could tell the Tribunal about the moral sentence he talked to him about.

The Personal Representative stated that it was a lesson for him that the monkey was worth \$20.00 and the chain is worth \$100.00 and that can be interpreted as the Tribunal wishes.

The Detainee stated that the United States is wasting food and time on him, because he is not worth it.

The Detainee stated that the Tribunal had all the information about him at his house, and they have access to his file.

The Detainee asked the Tribunal President to look at him, to see his face and his body. Does he look like an enemy? Just look at the Detainee good, does he look like an enemy? Just see him. What kind of person do you see? The Detainee stated that if you believe that he helped or assisted the Taliban or he is considered an enemy combatant, it is not true. He stated that he did not help the Taliban.

When the Tribunal President was giving the Detainee instructions on the Tribunal decision, the Detainee asked if that would be determined now, and the President stated that the decision would be made after the classified hearing, review of evidence, deliberation and the decision would be sent to Washington, D.C.

The Detainee asked the Tribunal to look at his orange clothes. The Detainee stated that the Tribunal can turn those black. The Detainee stated that it is all in the Tribunal's hands. The Tribunal can accuse or believe the Detainee is an enemy combatant, Taliban or Al Quada. The Detainee stated that he is not Al Quada or enemy combatant. The Detainee stated that truthfully, he is not any of them.

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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.

[REDACTED]

Col, USAF

Tribunal President

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