

**Summarized Unsworn Detainee Statement**

*The Tribunal President read the Hearing Instructions to the Detainee. The Detainee confirmed that he understood the process.*

*The Recorder presented the Unclassified Summary of Evidence (Exhibit R-1) to the Tribunal and gave a brief description of its contents. A closed session was requested at a later time to present classified evidence to the Tribunal.*

*The Detainee opted to not be sworn and informed the Tribunal that the Personal Representative would assist him in making his statement. The Personal Representative informed the Tribunal President that he would read points contained in the numbered paragraphs of Exhibit R-1 and provide responses on behalf of the Detainee. The Personal Representative read the numbered paragraphs contained in Exhibit R-1 and provided the Detainee's responses to each as follows:*

3. The detainee is associated with al Qaida.

This is not true. I disagree with al Qaida on everything. I'm not associated with the Taliban or al Qaida and I do not belong to any other organization.

3.1. Detainee traveled to Afghanistan in 1991 to fight the jihad against the Russians.

True. I was fighting Russians. I'm sure this was not a crime against the US. We were using American weapons and money to fight the Russians. All of the countries agreed that we were doing the right thing. The United States was one of the countries. We were not Taliban or al Qaida.

3.2. Detainee traveled to Pakistan in February 2002 to fight the jihad against the Americans in Afghanistan.

I was affected by everything I saw on Television that was happening in Palestine and Israel. With Israel using American weapons and money to kill 80-100 people a day and I did not want this to happen in Afghanistan.

Our religion tells us to defend Muslims against adversaries who come to take Muslim's land and belongings.

I was willing to go Afghanistan to defend it against any adversary. After, I was in Pakistan I realized it was not worth it and the purpose I came for was not true.

3.3. The Detainee enlisted the aide of a non-government organization (NGO) that assists foreign Arabs infiltrate Afghanistan to fight in the jihad against the United States.

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I do not know what a NGO is. I was with the Office of Dawa Guidance (IRSHAD). I knew this group from the fighting in Afghanistan against the Russians. This group has connections with the Pakistan government. They give aid to many people. I do not know anything about the organization assisting people to get into Afghanistan, nor was I helping Arabs get into Afghanistan

When I arrived in Pakistan this Pakistani group gave me information about Afghanistan and what was really happening there. After I heard this, I became hesitant to defend Afghanistan, because I was going to Afghanistan defend Islam. The more I heard what was really going on the less motivated I became and I decide not to go to Afghanistan. I could not go to the Airport and return home since the Pakistanis were looking for Arabs. So, I moved from one place to another with this group to protect myself from the Pakistani Police. I was merely a guest of this group.

3.4. Detainee was arrested in a car in the Bara area of Peshawar.

True, this happened because the standing government there at the time was capturing any Arab and giving them to the United States as terrorists.

I never had a weapon in my hands the entire time I was there.

*While being here I have been treated kindly. Food and other things have been given to me. I've cooperated with the Interrogators and I have no complaints.*

During the interrogations I have given all the details about my case. I believe this information will help me be released. I have told the Interrogators I have no hate against the United States and I do not plan to do anything against the United States.

I'm just a Muslim man wanting to live my life and follow my religion.

*The written statement was then entered in to evidence as exhibit D-B. The personal Representative asked the Detainee to explain the principle of jihad.*

It's like praying and fasting. The main reason for jihad is that non-Muslims were taking things from Muslims and the Quoran teaches me to defend Muslims.

*The detainee refused to answer the questions of the Tribunal. The Tribunal President explained that the questions that would be asked would be only to clarify the information that was presented in the Unclassified Summary. The Personal Representative called for a short recess to discuss the situation with the Detainees.*

*Following the recess, the Detainee agreed to answer the questions posed by the Tribunal.*

ISN# 720  
Enclosure (3)  
Page 2 of 5

UNCLASSIFIED//FOUO

001188

Tribunal member questions.

Q. Would you please tell us who conducted the military training when you went to the jihad against the Russians.

A. I trained in a military base in Kanort in Afghanistan. It belongs to the al Dawa. It's an Afghani group in Afghanistan.

Q. How long was that training?

A. Four months.

Q. What type of weapons were you trained to used?

A. Only light weapons and artillery.

Q. What did you do after the conclusion of the jihad against the Russians?

A. In what place?

Q. Wherever you were following the (in-audible).

A. I didn't have other ideas. I just wanted to live my life afterwards. After fighting the communist, we were there but we were not doing anything well afterwards. I felt that.

Q. Where did you live in year 1422?

A. I don't know the year 1422.

Q. Using the Gregorian calendar, in 2001.

A. Nineteen what year?

Q. In the year 2001.

A. I was in Sudan.

Q. Is that your nationality?

A. Yes.

Q. When did you leave Afghanistan for the first time?

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A. In the beginning of the year 1996.

Q. In what year did you return to Afghanistan right after leaving Sudan?

A. I returned to Pakistan in 2002.

Q. What was your purpose for being in Pakistan in 2002?

A. Because, as I mentioned before, as a Muslim I went there to defend Muslims in Pakistan. My religion tells me to defend Muslims.

Q. Did you have a weapon with you at that time?

A. No. I didn't need a weapon in Pakistan.

Q. What type of things would you do to protect your fellow Muslims in Pakistan?

A. Pakistan or Afghanistan?

Q. Pakistan first then Afghanistan.

A. Pakistan was only a stop station until I go to Afghanistan.

Q. What type of acts did you do in Afghanistan to protect Muslims?

A. I didn't enter Afghanistan. I wanted to go to Afghanistan.

Q. Were you prevented by the Pakistani authorities?

A. About a month when I was in Pakistan I stayed with a Pakistani group. I was able to get some true information about what was going on in Afghanistan. So I changed my mind. I changed my purpose. And they helped to do so. I had a passport and my identification card but I wasn't able to go back. Because there was tight security and all the Arabs were being arrested no matter where they were.

Q. How did you pay for your travel to Pakistan?

A. My food and my shelter was paid for by the group of Pakistanis I was staying with. I was there as a guest.

Q. Did you pay for your travel to Pakistan?

A. Yes.

ISN# 720  
Enclosure (3)  
Page 4 of 5

UNCLASSIFIED//FOUO

001190

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Q. What was your occupation, your job when you were in Sudan before you came to Pakistan?

A. I was an accountant in one of the trade offices.

Tribunal President question

Q. I just have one question about the group that you stayed with. Was that the Dawa Guidance group or was it a different group?

A. There is a difference between the two groups. The groups I staying with was the gawa wasa center which is Pakistani. The other group is Afghani. That's who I was with before when I was in Afghanistan. But they both have the same idea.

Q. They are related groups then in fact?

A. They cooperate with each other. There is a training camp in Afghanistan to train the guerillas (in-audible) in the Afghani area.

*The Tribunal President confirmed that the Detainee had no further evidence or witnesses to present to the Tribunal. The Tribunal President explained the remainder of the Tribunal process to the Detainee and adjourned the Tribunal.*

AUTHENTICATION

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



Colonel, United States Army  
Tribunal President

ISN# 720  
Enclosure (3)  
Page 5 of 5

UNCLASSIFIED//FOUO

001191

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