



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *JS 2/5/07*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 905 (JORDAN)

- o Subject ARB was held on 4 December 2006 resulting in a unanimous recommendation to [REDACTED] the EC [REDACTED] based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of this EC's case include:

[REDACTED]

- o Agency assessments follow:

DASD-DA	[REDACTED]
CIA	
FBI	
Dept of State	

- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO [REDACTED]

[REDACTED] (Transfer) *JS 2-12-07*

~~SECRET//NOFORN~~ Release _____

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 905

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to personally appear in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The Board reviewed and considered the associated SCI material for this case [REDACTED]. This information is being forwarded separately via JWICS to the Director, OARDEC.

f. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 1 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(2) (U) Central Intelligence Agency (CIA)

(a) (S//NF//OC) [REDACTED]

(3) (U) Federal Bureau of Investigation (FBI)

(a) (FOUO//LES) [REDACTED]

(4) (U) Criminal Investigation Task Force (CITF)

(a) (S//NF) [REDACTED]

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(a) (S) [REDACTED]

(6) (U) U.S. Southern Command (USSOUTHCOM)

(a) (S//NF) [REDACTED]

(7) (U) Office of Military Commissions (OMC)

(a) (S) [REDACTED]

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC:

a. (U) Recruitment

(1) (S//NF) [REDACTED]

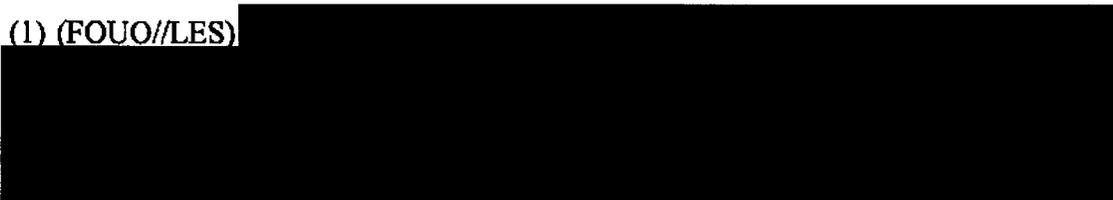
b. (U) Travel

(1) (FOUO//LES) [REDACTED]

(a) (S//REL TO USA AUS CAN GBR NZL) [REDACTED]

c. (U) Training

(1) (FOUO//LES)



d. (U) Operations, Combat and Capture

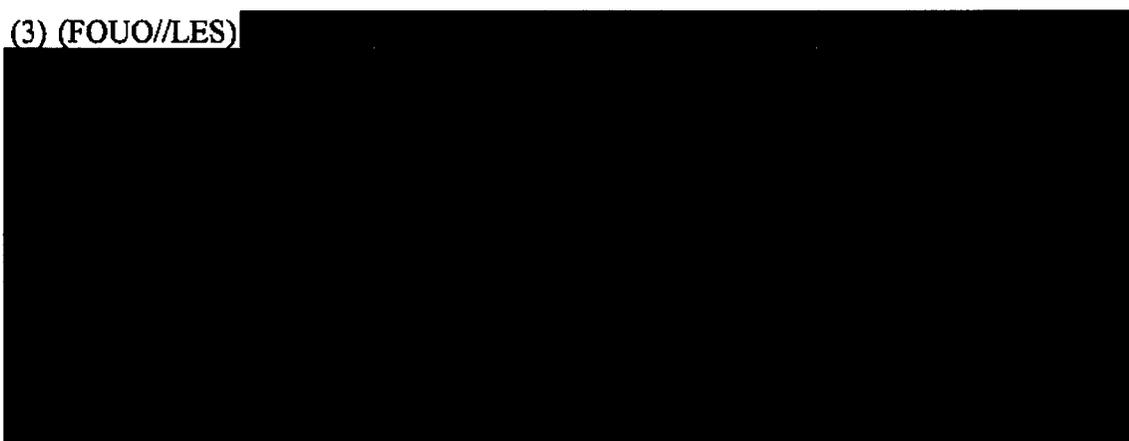
(1) (C//REL TO USA AND GCTF)



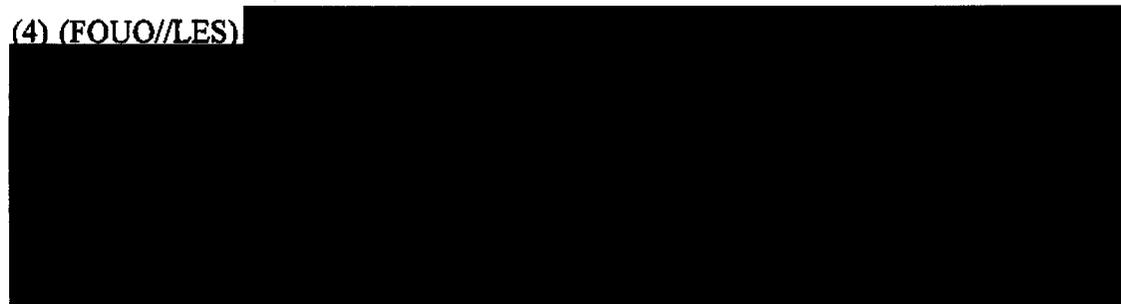
(2) (FOUO//LES)



(3) (FOUO//LES)



(4) (FOUO//LES)



(5) (FOUO//LES)



[REDACTED]

(6) (FOUO//LES)

[REDACTED]

(a) (FOUO//LES)

[REDACTED]

(7) (FOUO//LES)

[REDACTED]

(a) (FOUO//LES)

[REDACTED]

(i) (S//NF)

[REDACTED]

(8) (S)

[REDACTED]

e. (U) Organizational Affiliations

(1) (S//REL)

[REDACTED]

[REDACTED]

(2) (S//NF)

[REDACTED]

(3) (S//NF)

[REDACTED]

(a) (S//REL TO USA AUS CAN GBR NZL)

[REDACTED]

f. (U) Individual Affiliations

(1) (FOUO//LES)

[REDACTED]

[REDACTED]

(a) (S//NF)

[REDACTED]

(i) (S//NF)

[REDACTED]

(b) (S//NF)

[REDACTED]

(c) (S//NF)

[REDACTED]

(2) (S//NF)

[REDACTED]

(a) (FOUO//LES)

[REDACTED]

(i) (S//NF)

[REDACTED]

(3) (C//REL TO USA AUS CAN GBR)

[REDACTED]

g. (U) Behavior

(1) (FOUO)

[REDACTED]

h. **(U) Other Information**

(1) (FOUO//LES) [REDACTED]

(a) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (FOUO//LES) [REDACTED]

(4) (FOUO//LES) [REDACTED]

(5) (C) [REDACTED]

i. **(U) Factors in Support of** [REDACTED]

(1) (FOUO//LES) [REDACTED]

(2) (FOUO//LES) [REDACTED]

(3) (FOUO//LES) [REDACTED]

(4) (FOUO//LES) [REDACTED]

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Jordan. The ARB considered the habeas material submitted on behalf of ISN 905, herein enclosed as enclosure (4), Exhibit EC-D. There were no other matters submitted on behalf of ISN 905.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) [REDACTED]

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) [REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (S//NF) [REDACTED]

b. (S//NF) [REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

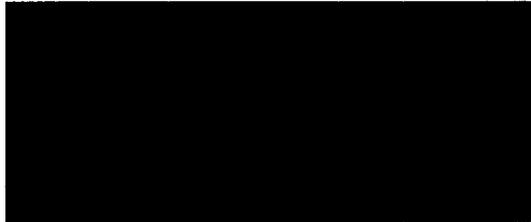
(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

c. (S//NF) Recommendation. [REDACTED]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.





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at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *3/12/06*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 941 (AFGHANISTAN)

- o Subject ARB was held on 23 May 2006 resulting in a unanimous recommendation to [REDACTED] based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of this EC's case include:

[REDACTED]

- o Agency assessments follow:

DASD-DA
CIA
FBI
Dept of State

[REDACTED]

- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO [REDACTED]

[REDACTED] Detain) _____
 Or Transfer _____ Release _____

Attachments: *11-15*
 Tab A OARDEC ASJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 941

1. (U) Introduction

a. (U) The Administrative Review Board (ARB) determined Enemy Combatant (EC) ISN 941 continues to be a threat to the United States and its allies. [REDACTED]

b. (U) In reaching this determination, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, consequently the board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to personally appear in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview in response to several of the assertions made in the Unclassified Summary. These comments are documented in Exhibit EC-B.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC appeared to understand the process. The ARB also queried the AMO concerning the EC's behavior, demeanor, attitude, and willingness to cooperate.

e. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary of Evidence. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

ISN 941
Enclosure (4)
Page 1 of 8

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 1 Package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(a) (S//NF) [REDACTED]

(2) (U) Central Intelligence Agency (CIA)

(a) (S//NF) [REDACTED]

(3) (U) Federal Bureau of Investigation (FBI)

(a) (FOUO//LES) [REDACTED]

(4) (U) Criminal Investigation Task Force (CITF)

(a) (S//NF) [REDACTED]

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(a) (S//NF) [REDACTED]

(6) (U) U.S. Southern Command (USSOUTHCOM)

(a) (S) [REDACTED]

(7) (U) Office of Military Commissions (OMC)

(a) (S//NF) [REDACTED]

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC:

a. (U) Recruitment

(1) (S//NF) [REDACTED]

b. (U) Travel

(1) (S//NF) [REDACTED]

c. (U) Training

(1) (S//NF) [REDACTED]

d. (U) Operations, Combat and Capture

(1) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(i) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(i) (S//NF) [REDACTED]

(c) (S//NF) [REDACTED]

(i) (S//NF) A [REDACTED]

(2) (S//NF) [REDACTED]

e. (U) Organizational Affiliations

(1) (S//NF) [REDACTED]

f. (U) Individual Affiliations

(1) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(i) (U) The Tunisian Combatant Group reportedly is seeking to establish an Islamic regime in Tunisia and targets United States and Western interests. The loosely organized group has come to be associated with al Qaida and other North African extremist networks that have been implicated in terrorist plots during the past two years. (DMO-4)

ISN 941
Enclosure (4)
Page 4 of 8

(ii) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

g. (U) Behavior

(1) (FOUO) [REDACTED]

h. (U) Other Information

(1) (FOUO//LES) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (FOUO//LES) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(6) (S//NF) [REDACTED]

[REDACTED]

(7) (FOUO//LES) [REDACTED]
ab [REDACTED]

i. (U) Written and/or Oral Testimony from the EC

(1) The EC provided no written or oral testimony to the ARB.

j. (U) Factors in Support of [REDACTED]

(1) (FOUO) [REDACTED]

(a) (S//NF) [REDACTED]

(2) (FOUO//LES) [REDACTED]

(3) (FOUO//LES) [REDACTED]

(4) (FOUO//LES) [REDACTED]

(5) (FOUO//LES) [REDACTED]

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Afghanistan. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U)

[REDACTED]

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF)

[REDACTED]

(1) (S//NF)

[REDACTED]

(2) (S//NF)

[REDACTED]

(3) (S//NF)

[REDACTED]

(4) (S//NF)

[REDACTED]

b. (S//NF)

[REDACTED]

(1) (S//NF)

[REDACTED]

(2) (S//NF)

[REDACTED]

(3) (S//NF)

[REDACTED]

(4) (S//NF)

[REDACTED]

(5) (S//NF)

[REDACTED]

c. (S//NF)

[REDACTED]

d. (S//NF)

[REDACTED]

8. (U) Board Members' Voting Results

- a. (U) The board reached a unanimous decision.



Colonel, U.S. Air Force
Presiding Officer

2 JUNE 2006



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 943 (AFGHANISTAN)

- o Subject ARB was held on 29 November 2006 resulting in a unanimous recommendation [redacted] based on the following:

[redacted]

- o Intelligence inputs used in the ARB's determination of this EC's case include:

[redacted]

- o Agency assessments follow:

DASD-DA
CIA
FBI
Dept of State

[redacted]

- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO, [redacted]

[redacted]

Or Detain _____ Release _____

[Signature]
 (Transfer)
 1-30-07

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 943**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and wanted to respond to each statement of information in the Unclassified Summary after its presentation.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC appeared to understand the process.

e. (U) The AMO responded verbally, on behalf of the EC, to each allegation/statement in the Unclassified Summary. The EC answered a series of questions from the ARB, which included inquiries regarding his support for jihad, his association with the Taliban, the circumstances of his capture, and his future plans. All EC testimony and comments are included in enclosure (4).

f. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

ISN 943
Enclosure (5)
Page 1 of 10

3. (U) Summary of Information Considered

- a. (U) The ARB reviewed the ARB 1 package.
- b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(2) (U) Central Intelligence Agency (CIA)

(a) (S//NF) [REDACTED]

(3) (U) Federal Bureau of Investigation (FBI)

(a) (FOUO//LES) [REDACTED]

(4) (U) Criminal Investigation Task Force (CITF)

(a) (S//NF) [REDACTED]

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(a) (S//NF) [REDACTED]

(6) (U) U.S. Southern Command (USSOUTHCOM)

(a) (S//NF) [REDACTED]

[REDACTED]

(7) (U) Office of Military Commissions (OMC)

(a) (S) [REDACTED]

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC:

a. (U) Recruitment

(1) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

b. (U) Travel

(1) (S//NF) [REDACTED]

c. (U) Training

(1) (S//NF) [REDACTED]

(2) (FOUO//LES) [REDACTED]

d. (U) Operations, Combat and Capture

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(a) (FOUO//LES) [REDACTED]

(b) (S//NF) [REDACTED]

(c) (S//NF) [REDACTED]

(d) (S//NF) [REDACTED]

(e) (S//NF) [REDACTED]

(f) (S//NF) [REDACTED]

(3) (FOUO//LES) [REDACTED]

(a) (FOUO//LES) [REDACTED]

(b) (FOUO//LES) [REDACTED]

[REDACTED]

(c) (S//NF) [REDACTED]

(d) (FOUO//LES) [REDACTED]

(e) (S//NF) [REDACTED]

(4) (S//REL) [REDACTED]

(a) (FOUO//LES) [REDACTED]

(b) (FOUO//LES) [REDACTED]

(c) (S//REL) [REDACTED]

(i) (S//NF) [REDACTED]

[REDACTED]

(a) (S//NF)

[REDACTED]

(6) (S//NF)

[REDACTED]

(a) (S//NF)

[REDACTED]

(b) (S//NF)

[REDACTED]

(i) (S//NF)

[REDACTED]

(7) (FOUO//LES)

[REDACTED]

(a) (S//NF)

[REDACTED]

(8) (S//NF)

[REDACTED]

e. (U) Organizational Affiliations

(1) (FOUO//LES)

[REDACTED]

(2) (FOUO//LES) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

f. (U) Individual Affiliations

(1) (FOUO//LES) [REDACTED]

g. (U) Behavior

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

h. (U) Other Information

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (S//NF) [REDACTED]

(6) (FOUO//LES) [REDACTED]

i. (U) Factors in Support of [REDACTED]

(1) (FOUO//LES) [REDACTED]

(2) (FOUO//LES) [REDACTED]

(3) (S//NF) [REDACTED]

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Afghanistan. No third party or home country statements were provided.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) [REDACTED]

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level. [REDACTED]

[REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (S//NF) [REDACTED]

b. (S//NF) Intelligence Value [REDACTED]

[REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (S//NF) [REDACTED]

c. (S//NF) Recommendation. [REDACTED]

8. (U) Board Members' Voting Results

- a. (U) The Board reached a unanimous decision.



Colonel, USAF
Presiding Officer



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *3/25/06*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 976 (AFGHANISTAN)

o Subject ARB was held on 17 June 2006 resulting in a unanimous recommendation to [REDACTED] based on the following:

[REDACTED]

o Intelligence inputs used in the ARB's determination of this EC's case include:

[REDACTED]

o Agency assessments follow:

DASD-DA	[REDACTED]
CIA	
FBI	
Dept of State	

o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO, [REDACTED]

[REDACTED] (Transfer) *[Signature]*
 10-2

Or Detain _____ Release _____

Attachments:
 Tab A OARDEC ASJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

~~SECRET//NOFORN~~

~~SECRET//NOFORN~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 976**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC attended the ARB and consequently, the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and wanted to respond to each statement of information in the Unclassified Summary after its presentation.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC and that the EC appeared to understand the process.

e. (U) The EC responded verbally to each allegation/statement in the Unclassified Summary. The EC's comments consisted of confirmations, denials and/or amplifications of the bullets in paragraphs 3 and 4 of the Unclassified Summary. The EC answered several questions from the ARB that focused on clarification of his motives, support of terrorist activities and acknowledged purpose for his travel to Afghanistan. It is noteworthy that many of the responses provided by the EC conflict with the information contained in the agency assessments and primary sources. The EC's testimony and comments are included in enclosure (4).

f. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

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Enclosure (5)
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g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) **Summary of Information Considered**

a. (U) The ARB reviewed the ARB I Package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(a) (S//NF) [REDACTED]

(2) (U) Central Intelligence Agency (CIA)

(a) (S//NF) [REDACTED]

(3) (U) Federal Bureau of Investigation (FBI)

(a) (FOUO//LES) [REDACTED]

(4) (U) Criminal Investigation Task Force (CITF)

(a) (S//NF) [REDACTED]

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(a) (S//NF) [REDACTED]

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Enclosure (5)
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[REDACTED]

(6) (U) U.S. Southern Command (USSOUTHCOM)

(a) (S//NF) [REDACTED]

(7) (U) Office of Military Commissions (OMC)

(a) (S) [REDACTED]

4. (U) **Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant).** The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. (U) Recruitment

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

b. (U) Travel

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

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Enclosure (5)
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(3) (S//NF) [REDACTED]

c. (U) Training

(1) (S) [REDACTED]

d. (U) Operations, Combat and Capture

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (S//NF) [REDACTED]

(6) (S//NF) [REDACTED]

e. (U) Organizational Affiliations

(1) (S//NF) [REDACTED]

[REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

f. (U) Individual Affiliations

(1) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

g. (U) Behavior

(1) (FOUO) [REDACTED]

(2) (FOUO) [REDACTED]

(a) (FOUO) [REDACTED]

(b) (FOUO) [REDACTED]

(c) (FOUO) [REDACTED]

h. (U) Other Information

(1) (U) None to report.

i. (U) Factors in Support of [REDACTED]

(1) (S//NF) [REDACTED]

(2) (S) [REDACTED]

(3) (FOUO//LES) [REDACTED]

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Afghanistan. There were no other matters submitted on behalf of ISN 976.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) [REDACTED] n.

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) [REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

b. (S//NF) [REDACTED]

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(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

c. (S//NF) [REDACTED]

8. (U) Board Members' Voting Results

a. (U) The ARB reached a unanimous decision.

[REDACTED]
Captain, U.S. Navy
Presiding Officer

ISN 976
Enclosure (5)
Page 7 of 7

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**Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010**

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *3/10/23/06*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 1016 (ALGERIA)

- o Subject ARB was held on 5 July 2006 resulting in a unanimous recommendation to [REDACTED] based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of this EC's case include:

[REDACTED]

- o Agency assessments follow:

DASD-DA	[REDACTED]
CIA	
FBI	
Dept of State	

- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO [REDACTED]

[REDACTED] (Transfer with conditions) *[Signature]* *12-7-06*

Or Detain _____ Release _____

Attachments:

- Tab A OARDEC SJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

~~SECRET//NOFORN~~

~~SECRET//NOFORN//ORCON~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 1016**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB; consequently the board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the unclassified summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the unclassified summary of evidence was read and translated to the EC and that the EC appeared to understand the process.

e. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the classified summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

f. (U) The Board reviewed and considered the associated SCI material for this case and considered it relevant but redundant. This information is being forwarded separately via JWICS to the Director, OARDEC.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

ISN 1016
Enclosure (4)
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3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 1 Package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5).

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(2) (U) Central Intelligence Agency (CIA)

(a) (S//NF//OC) [REDACTED]

(3) (U) Federal Bureau of Investigation (FBI)

(a) (FOUO//LES) [REDACTED]

(4) (U) Criminal Investigation Task Force (CITF)

(a) (S//NF) [REDACTED]

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(a) (S//NF) [REDACTED]

(6) (U) U.S. Southern Command (USSOUTHCOM)

(a) (S//NF) [REDACTED]

(7) (U) Office of Military Commissions (OMC)

ISN 1016
Enclosure (4)
Page 2 of 7

(a) (S) [REDACTED]

4. (U) **Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant).** The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC.

a. (U) **Recruitment**

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

b. (U) **Travel**

(1) (S//NF) [REDACTED]

(2) (FOUO//LES) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (FOUO//LES) [REDACTED]

(5) (FOUO//LES) [REDACTED]

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Enclosure (4)
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(6) (FOUO//LES) [REDACTED]

(7) (S//NF) [REDACTED]

(8) (S//NF) [REDACTED]

(9) (S//NF) [REDACTED]

c. (U) Training

(1) (S//NF) [REDACTED]

d. (U) Operations, Combat and Capture

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

e. (U) Organizational Affiliations

(1) (S//NF) [REDACTED]

ISN (016)
Enclosure (4)
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f. (U) Individual Affiliations

(1) (S/NF) [REDACTED]

(2) (S/NF) [REDACTED]

(3) (S/NF) [REDACTED]

(4) (S/NF) [REDACTED]

(5) (S/NF) [REDACTED]

(6) (S/NF) [REDACTED]

g. (U) Behavior

(1) (FOUO) [REDACTED]

(2) (FOUO) [REDACTED]

(a) (FOUO) [REDACTED]

h. (U) Other Information

ISN 1014
Enclosure (4)
Page 5 of 7

(1) (S//NF)

(2) (S//NF)

(3) (S//NF)

(4) (S//NF)

(5) (S//NF)

i. (U) Factors in Support of

(1) (FOUO//LES)

(2) (FOUO//LES)

(3) (FOUO//LES)

(4) (FOUO//LES)

(5) (FOUO//LES)

(6) (FOUO//LES)

(7) (S//NF)

ISN 1016
Enclosure (4)
Page 6 of 7

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Algeria. There were no other matters submitted on behalf of ISN 1016.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) [REDACTED]

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S/NF) [REDACTED]

(1) (S/NF) [REDACTED]

(2) (S/NF) [REDACTED]

(3) (S/NF) [REDACTED]

b. (S/NF) [REDACTED]

(1) (S/NF) [REDACTED]

(2) (S/NF) [REDACTED]

(3) (S/NF) [REDACTED]

c. (S/NF) [REDACTED]

8. (U) Board Members' Voting Results

a. (U) The ARB reached a unanimous decision.

[REDACTED]



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *J. E. / 02*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 1036 (AFGHANISTAN)

- o Subject ARB was held on 6 July 2006 resulting in a unanimous recommendation to [REDACTED] the EC based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of this EC's case include:

[REDACTED]

- o Agency assessments follow:

DASD-DA	[REDACTED]
CIA	
FBI	
Dept of State	

- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: Transfer the DCO [REDACTED]

[REDACTED] (Transfer) *[Signature]* 8-14

Or Detain _____ Release _____

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

~~SECRET//NOFORN~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 1036**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and wanted to respond to each statement of information in the Unclassified Summary after its presentation. The AMO verbally summarized comments the EC made during the AMO's interview.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The AMO responded verbally, on behalf of the EC, to each allegation/statement in the Unclassified Summary. The EC answered a series of questions from the ARB. All EC testimony and comments are included in enclosure (4).

f. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) **Summary of Information Considered**

a. (U) The ARB reviewed the ARB 1 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(2) (U) **Central Intelligence Agency (CIA)**

(a) (S//NF//OC) [REDACTED]

(3) (U) **Federal Bureau of Investigation (FBI)**

(a) (FOUO//LES) [REDACTED]

(4) (U) **Criminal Investigation Task Force (CITF)**

(a) (S//NF) [REDACTED]

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(a) (S//NF) [REDACTED]

(6) (U) US Southern Command (USSOUTHCOM)

(a) (S//NF) [REDACTED]

(7) (U) Office of Military Commissions (OMC)

(a) (S) [REDACTED]

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant). The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC:

a. (U) Recruitment

(1) (U) None to report.

b. (U) Travel

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (S//NF) [REDACTED]

(6) (S//NF)

[REDACTED]

(7) (S//NF)

[REDACTED]

c. (U) Training

(1) (S//NF)

[REDACTED]

d. (U) Operations, Combat and Capture

(1) (S//NF)

[REDACTED]

(a) (S//NF)

[REDACTED]

(2) (S//NF)

[REDACTED]

(3) (S//NF)

[REDACTED]

(4) (S//NF)

[REDACTED]

[REDACTED]

(5) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(6) (S//NF) [REDACTED]

(a) (S//REL USA AND ISAF) [REDACTED]

(7) (U) [REDACTED]

(8) (S//NF) [REDACTED]

c. (U) Organizational Affiliations

(1) (S) [REDACTED]

(a) (S//NF) [REDACTED]

[REDACTED]

(b) (S)

[REDACTED]

(i) (S/NF)

[REDACTED]

(c) (C/NF)

[REDACTED]

(d) (S//REL TO USA, GCTF AND ISAF)

[REDACTED]

f. (U) Individual Affiliations

(1) (S/NF)

[REDACTED]

(a) (S//REL TO AUS, CAN, GBR AND NZ)

[REDACTED]

(b) (S/NF)

[REDACTED]

(2) (S/NF)

[REDACTED]

g. (U) Behavior

(1) (FOUO) [REDACTED]

h. (U) Other Information

(1) (U) None to report.

i. (U) Factors in Support of [REDACTED]

(1) (FOUO//LES) [REDACTED]

(2) (FOUO//LES) [REDACTED]

(3) (S//REL TO USA, ISAF AND LTU) [REDACTED]

(a) (S//NF) [REDACTED]

(4) (FOUO//LES) [REDACTED]

(5) (S//NF) [REDACTED]

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Afghanistan. The ARB considered the habeas material submitted on behalf of ISN 1036, herein enclosed as Enclosure (4). There were no other matters submitted on behalf of ISN 1036.

6. (U) Consultations with the Administrative Review Board Legal Advisor

a. (U) [REDACTED]

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) [REDACTED]

(1) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(c) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

b. (S//NF) [REDACTED]

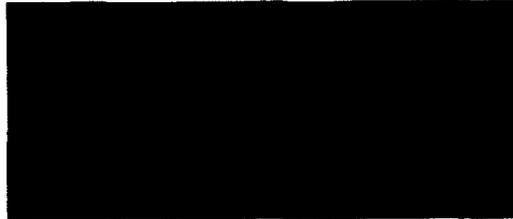
(1) (S//NF) [REDACTED]

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c. (S//NF) 

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.



ISN 1036
Enclosure (6)
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Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

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ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *S 10/12/06*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 1037 (AFGHANISTAN)

- o Subject ARB was held on 15 June 2006 resulting in a unanimous recommendation to [REDACTED] the EC [REDACTED] from U.S. custody based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of this EC's case include:

[REDACTED]

- o Agency assessments follow:

DASD-DA	[REDACTED]
CIA	
FBI	
Dept of State	

- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO [REDACTED]

[REDACTED] (Transfer with Conditions) *[Signature]*
 Or Detain _____ Release 11-15

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

~~SECRET//NOFORN~~

~~SECRET // NOFORN~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 1037**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and wanted to respond to each statement of information in the Unclassified Summary after its presentation.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

e. (U) The EC's comments consisted of confirmations, denials, and/or amplifications of the bullets in paragraphs 3 and 4 of the Unclassified Summary. The EC answered a series of questions from the ARB, which included inquiries regarding his motivation to support jihad, his weapons training, and his future plans. All EC testimony and comments are included in enclosure (5).

f. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

ISN 1037
Enclosure (6)
Page 1 of 6

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3. (U) **Summary of Information Considered**

a. (U) The ARB reviewed the ARB 1 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(c) (S//NF) [REDACTED]

(2) (U) **Central Intelligence Agency (CIA)**

(a) (S//NF) [REDACTED]

(3) (U) **Federal Bureau of Investigation (FBI)**

(a) (FOUO//LES) [REDACTED]

(4) (U) **Criminal Investigation Task Force (CITF)**

(a) (S//NF) [REDACTED]

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(a) (S) [REDACTED]

(6) (U) U.S. Southern Command (USSOUTHCOM)

(a) (S//NF) [REDACTED]

(7) (U) Office of Military Commissions (OMC)

(a) (S) [REDACTED]

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC:

a. (U) Recruitment

(1) (S//NF) [REDACTED]

b. (U) Travel

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

c. (U) Operations, Combat and Capture

(1) (FOUO//LES) [REDACTED]

(2) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(3) (FOUO//LES) [REDACTED]

(4) (S) [REDACTED]

(5) (S/NF) [REDACTED]

(a) (S/NF) [REDACTED]

(6) (S/NF) [REDACTED]

(7) (S/NF) [REDACTED]

d. (U) Organizational Affiliations

(1) (S/NF) [REDACTED]

(a) (S/REL) [REDACTED]

e. (U) Individual Affiliations

(1) (S/NF) [REDACTED]

f. (U) Behavior

(1) (S/NF) [REDACTED]

(2) (S) [REDACTED]

g. (U) Other

(1) (S//NF) [REDACTED]

(2) [REDACTED]

h. (U) Factors in Support of [REDACTED]

(1) (S//NF) [REDACTED]

(2) (FOUO//LES) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

(5) (U) The EC claims he was in Afghanistan for no more than 30 days. The date of his entry into Afghanistan cannot be substantiated. (Enclosure 5)

(6) (S//NF) [REDACTED]

5. (U) Third Party / Home Country Statements

a. (U) The EC is a citizen of Afghanistan. The ARB considered the habeas material submitted on behalf of ISN 1037, herein enclosed as Enclosure (4), Exhibit EC-C. There were no other matters submitted on behalf of ISN 1037.

6. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) [REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (FOUO//LES) [REDACTED]

b. (S//NF) [REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

c. (S//NF) [REDACTED]

7. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

[REDACTED]



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *S. H. /cc*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 1043 (AFGHANISTAN)

- o Subject ARB was held on 31 July 2006 resulting in a unanimous recommendation to [REDACTED] the EC based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of this EC's case include:

[REDACTED]

- o Agency assessments follow:

DASD-DA	[REDACTED]
CIA	
FBI	
Dept of State	

- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: That the DCO [REDACTED]

[REDACTED] (Transfer with conditions) *[Signature]*
 1-12-07

Or Detain _____ Release _____

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

~~SECRET//NOFORN~~

~~SECRET // NOFORN // ORCON~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 1043

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC chose to attend, and consequently the Board convened with the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC wanted to appear personally in the ARB Proceedings and wanted to respond to each statement of information in the Unclassified Summary after its presentation.

d. (U) The ARB confirmed that a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and that the EC understood the process.

e. (U) The EC responded verbally to each allegation/statement in the Unclassified Summary. The EC answered a series of questions from the ARB and provided a final statement. All EC testimony and comments are included in enclosure (4).

f. (U) The unclassified portion of the proceeding was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and then closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 1 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(a) (S//NF) [REDACTED]

(b) (S//NF) [REDACTED]

(2) (U) Central Intelligence Agency (CIA)

(a) (S//NF//OC) [REDACTED]

(3) (U) Federal Bureau of Investigation (FBI)

(a) (FOUO//LES) [REDACTED]

(4) (U) Criminal Investigation Task Force (CITF)

(a) (FOUO//LES) [REDACTED]

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(a) (S//NF) [REDACTED]

(6) (U) U.S. Southern Command (USSOUTHCOM)

(a) (S//NF) [REDACTED]

(7) (U) Office of Military Commissions (OMC)

(a) (S) [REDACTED]

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(U) The ARB considered the above agency and command assessments and the following key indicators in the ARB's threat and intelligence assessment of the EC:

a. (U) Recruitment

(1) (FOUO//LES) [REDACTED]

(2) (FOUO//LES) [REDACTED]

b. (U) Travel

(1) (S//NF) [REDACTED]

c. (U) Training

(1) (FOUO//LES) [REDACTED]

d. (U) Operations, Combat and Capture

(1) (S//NF) [REDACTED]

(a) (FOUO//LES) [REDACTED]

(2) (S//NF)

[REDACTED]

(a) (S//NF)

[REDACTED]

(b) (S//NF)

[REDACTED]

(c) (FOUO//LES)

[REDACTED]

(3) (S//NF)

[REDACTED]

(a) (FOUO//LES)

[REDACTED]

(4) (S//NF)

[REDACTED]

(a) (S//NF)

[REDACTED]

[REDACTED]

(S) (S/NF) [REDACTED]

e. (U) Organizational Affiliations

(1) (S/NF) [REDACTED]

(2) (S/NF) [REDACTED]

f. (U) Individual Affiliations

(1) (S/NF) [REDACTED]

(2) (S/NF) [REDACTED]

g. (U) Behavior

(1) (S/NF) [REDACTED]

h. (U) Other Information

(1) (FOUO//LES) [REDACTED]

[REDACTED]

(2) ((C//REL TO AS, CA, UK) [REDACTED])

(3) (U//FOUO) [REDACTED]

(a) (S//NF) [REDACTED]

(b) (U//FOUO) [REDACTED]

(4) (U//FOUO) [REDACTED]

(5) (S//NF) [REDACTED]

(6) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(7) (S//NF) [REDACTED]

(a) (S//NF) [REDACTED]

(b) (S/NF) [REDACTED]

(8) (S/NF) [REDACTED]

i. (U) **Factors in Support of** [REDACTED]

(1) (S/NF) [REDACTED]

5. (U) **Third Party / Home Country Statements**

a. (U) The EC is a citizen of Afghanistan. No third party or home country statements were provided.

6. (U) **Consultations with the Administrative Review Board Legal Advisor**

a. (U) [REDACTED]

7. (U) **Conclusions and Recommendation of the Administrative Review Board**

a. (S/NF) [REDACTED]

(1) (S/NF) [REDACTED]

(2) (S/NF) [REDACTED]

b. (S/NF) [REDACTED]

(1) (S//NF) [REDACTED]

(2) (S//NF) [REDACTED]

(3) (S//NF) [REDACTED]

(4) (S//NF) [REDACTED]

c. (S//NF) [REDACTED]

d. (S//NF) [REDACTED]

8. (U) Board Members' Voting Results

a. (U) The Board reached a unanimous decision.

[REDACTED]