



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
 at U.S. Naval Base Guantanamo Bay, Cuba
 1000 Navy Pentagon, Washington, D.C. 20350-1000

SECRET//NOFORN

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *12/19/05*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 111 (IRAQ)

- o Subject ARB was held on 12 September 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN to Iraq based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[REDACTED]
Dept of State	[REDACTED]	[REDACTED]

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

[REDACTED]

RECOMMENDATION: That the DCO approve the ARB recommendation by initialing:

[REDACTED] (Transfer *12-20-05*)
 Or: Detain _____, Release _____

Attachments:

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

Prepared by: [REDACTED]

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**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 111**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 111 continues to be [REDACTED] threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) chose to attend, and consequently the board was convened with the EC present. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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 chose to appear before the ARB and wanted assistance of the Assisting Military Officer. During the pre-ARB interview with the AMO, the EC indicated he wanted to respond to each statement of information in the unclassified summary after it was presented. The AMO read his comments from his ARB interviews with the EC.

(U) The EC responded verbally to each allegation/statement in the Unclassified Summary. His comments consisted of a line-by-line confirmation or denial of the bullets in paragraphs 3 and 4 of the unclassified summary. The EC ended with a short verbal statement. The EC answered a series of questions from the ARB, which included inquires about the circumstances of his arrest. The EC also said he is afraid to go back to Iraq because of threats made on his life by other detainees here at U.S. Naval Station Guantanamo Bay, Cuba. The EC also stated he would like to be sent to a European country or to the U.S. All EC testimony and comments are included in enclosure (5). The sections of enclosure (5), which reference his fear of returning to Iraq are highlighted.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S/NF) [REDACTED]

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[REDACTED]

(U) The following government agency assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

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

a. (U) Travel. The EC traveled in locations known to be used or managed by terrorist organizations or the Taliban.

- (S/NF) [REDACTED]
- (FOUO/LES) [REDACTED]
- (S) [REDACTED]

b. (U) Training

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

c. (U) Combat and Capture. The EC was captured in connection with the conduct of combat or terrorist operations against the United States and its allies. The EC is an experienced soldier and participated in combat operations linked with the global terrorist network. Additionally, the EC has provided logistical support for known terrorist groups.

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- (FOUO/LES) [REDACTED]
- (S) [REDACTED]
- (FOUO/LES) [REDACTED]
- (S) [REDACTED]
- (FOUO/LES) [REDACTED]
- (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- (C/REL) [REDACTED]
 - (S/NF) [REDACTED]

d. (U) Organizational Affiliations. The EC has been a known affiliate of organizations that espouse terrorism and violent acts against the United States and its allies.

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

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- o (S/NF) [REDACTED]
- o (S/NF) [REDACTED]
- (S) [REDACTED]
- o (S) [REDACTED]
- o (S/NF) [REDACTED]

e. (U) Individual Affiliations. The EC is known to have affiliations with individuals who themselves plan, or are members of, organizations that plan to carry out acts of terrorism or violence against the United States and its allies.

- (S) [REDACTED]

f. (U) Behavior. The EC's behavior during interrogation and detention indicates that he is capable of posing a [REDACTED] threat.

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

g. (U) Written and/or oral testimony from the EC

- (U) The EC provided no written testimony.
- (U) The EC responded verbally to each allegation/statement in the unclassified summary. His comments consisted of a line-by-line confirmation or denial of the bullets in paragraphs 3 and 4 and are included in enclosure (5).

h. (U) Factors in support of release

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

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i. (U) Other Factors

- (S/NF) [REDACTED]
- (U) ISN 052 described the EC as an Iraqi who converted to Christianity and back to Islam. The EC was given special privileges in Kandahar. The other detainees believe he spies for the U.S. (DMO-31).

j. (S/NF) [REDACTED]

k. (S/NF) [REDACTED]

l. (S/NF) [REDACTED]

5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's requests for Witness Statements and Home Country Statements provided through the United States

(U) The EC is a citizen of Iraq. No witness or home country statements were provided.

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

(U) [REDACTED]

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

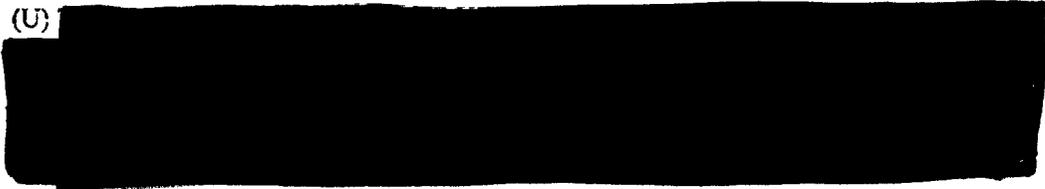
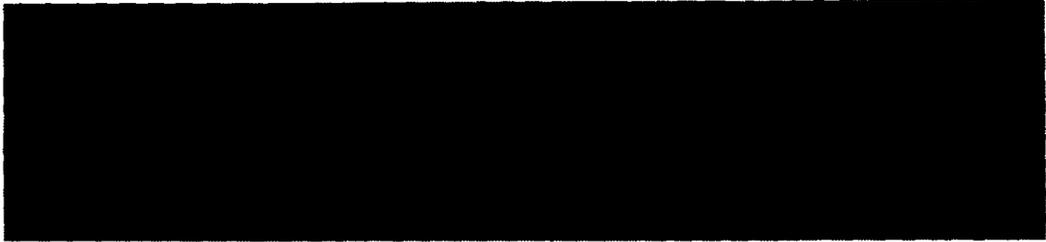
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(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

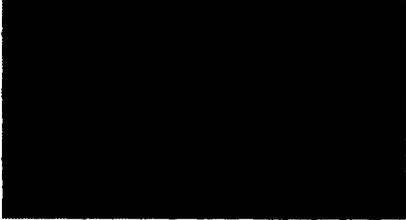
(U)

8. (U) Dissenting Board Member's report

(U) The panel reached a unanimous decision.

Respectfully submitted,



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ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC 

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 129 (YEMEN)

- o Subject ARB was held on 15 July 2005 resulting in a unanimous recommendation to  subject ISN with conditions based on the following:



- o Intelligence inputs used in the ARB's determination of the subject ISN included:



- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA		
CIA		
FBI		
Dept of State		

- o The ARB recommended that the following conditions for  be considered:



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**SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 129 (YEMEN)**

- 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 approve the ARB recommendation to [REDACTED]

[REDACTED]

[REDACTED] (Transfer *[Signature]* 10-7-03)

Or: Continue to 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 129**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 129 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The ARB was convened and began its proceedings with the Enemy Combatant (EC) present. The Designated Military Officer (DMO) presented the unclassified summary, both in written form and with an oral summary of the unclassified primary factors. The Assisting Military Officer (AMO) presented the Enemy Combatant Notification as Exhibit EC-A, identified herein as Enclosure (2). The AMO also presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as Enclosure (3). Exhibit EC-B indicates the EC wants to appear personally and chose to appear at his ARB. The AMO read his comments from Exhibit EC-B. The EC made an oral statement in which he denied and/or qualified the information contained in the unclassified summary. The board asked questions to further clarify the information in the unclassified summary. An ARB member asked how long the EC was at al Jenke prison and whether or not he could have left the prison sooner than he had. The EC answered him satisfactorily. The unclassified part of the proceeding was adjourned. The ARB moved to the classified portion of the session and the DMO presented the classified summary. An ARB member had a clarification question that was answered satisfactorily. The session was then closed for deliberation. During deliberation the board strongly considered the Enemy Combatant's background, travel, associations, training, and his ultimate capture in Afghanistan.

3. (U) Primary Documents, Assessments, Testimony and other Considerations by the Administrative Review Board

(S/NF) 

(U) The following assessments considered by the ARB are summarized as follows:

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(S/NF) [REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the primary factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The preponderance of the information presented to the ARB supports the EC's transfer. The ARB considered the following key indicators in the decision to assess the EC as a continued threat to the U.S. and in its recommendation for transfer.

a) (S) [REDACTED]

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b) (FOUO/LES)

[REDACTED]

c) (FOUO/LES)

[REDACTED]

d) (FOUO/LES)

[REDACTED]

e) (S/NF)

[REDACTED]

f) (S)

[REDACTED]

g) (S/NF)

[REDACTED]

h) (S/NF)

[REDACTED]

i) (S/NF)

[REDACTED]

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j) (S/NF) [REDACTED]

5. (U) Considerations by the Administrative Review Board on Enemy Combatant's requests for witness statements and home country statements provided through the United States

(U) The EC is a citizen of Yemen. No witness or home country statements were provided.

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

(U) [REDACTED]

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) The EC is a [REDACTED] threat to the United States and its allies. Recommend [REDACTED] with the following conditions.

8. (U) Dissenting Board Member's report

(U) There were no dissenting members in the decision.

Respectfully submitted,

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ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 132 (SAUDI ARABIA)

- o Subject ARB was held on 04 October 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN for [REDACTED], based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[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 approve the ARB recommendation to [REDACTED]

[REDACTED] (Transfer) *[Signature]*
12-19-05

Or: Continue to Detain , Release

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

Prepared by: [REDACTED]

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**SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 191 (SAUDI ARABIA)**

[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 approve the ARB recommendation to [REDACTED]

[REDACTED] (Transfer) *[Signature]*
12-17

Or: Continue to Detain _____, Release _____

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

Prepared by: [REDACTED]

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**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 132**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 132 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) chose to attend, and consequently the board was convened with the EC present. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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 assistance of the Assisting Military Officer and chose to appear before the ARB. The AMO then presented Exhibit EC-C identified herein as Enclosure (4), consisting of eight photographs submitted by the EC.

(U) Per enclosure (6), the EC made a brief statement and commented on the accuracy of bullets in paragraphs 3 and 4 of the unclassified summary. The EC answered a series of questions from the ARB regarding: his travel; his recruitment by a veteran of the fight against the Northern Alliance; his visits to safe houses due to his thinking Taliban houses were the only safe place to stay in Afghanistan; his passport's fate; his non-combatant status; his treatment by General Dostum's forces; his personal knowledge of known al Qaida members or leaders with whom he is reported to have associated; and his participation against United States and allied forces during the hostilities in Afghanistan.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S//NF) 

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Enclosure (5)
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SECRET//NOFORN

(U) The following government agency assessments considered by the ARB are summarized as follows:

(S//NF) [REDACTED]

(S//NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S//NF) [REDACTED]

(S) [REDACTED]

(S//NF) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

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

a. (U) Recruitment

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

b. (U) Travel

- (S//NF) [REDACTED]

c. (U) Training

- (FOUO/LES) [REDACTED]

- (S//NF) [REDACTED]

- (S//NF) [REDACTED]

- (S//NF) [REDACTED]

d. (U) Combat and capture

- (S//NF) [REDACTED]

- (S//NF) [REDACTED]

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

e. (U) Organizational affiliations

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

f. (U) Individual affiliations. The EC is known to have affiliations with individuals who plan, or are members of organizations that plan, to carry out acts of terrorism or violence against the United States and its allies.

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

g. (U) Behavior

- (S//NF) [REDACTED]

h. (U) Written and/or oral testimony from the EC

- (U//FOUO) The EC provided family photographs to the board. Encl. (4)
- (U//FOUO) The EC confirmed, denied, or explained most items in the Unclassified Summary (DMO-1), as transcribed in Encl. (6).

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Enclosure (5)
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i. (U) Factors in support of release

• (FOUO/LES) [REDACTED]

• (FOUO/LES) [REDACTED]

j. (S//NF) [REDACTED]

k. (S//NF) [REDACTED]

l. (S//NF) [REDACTED]

5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's requests for Witness Statements and Home Country Statements provided through the United States

(U) The EC is a citizen of Saudi Arabia. No witness or home country statements were provided.

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

(U) [REDACTED]

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

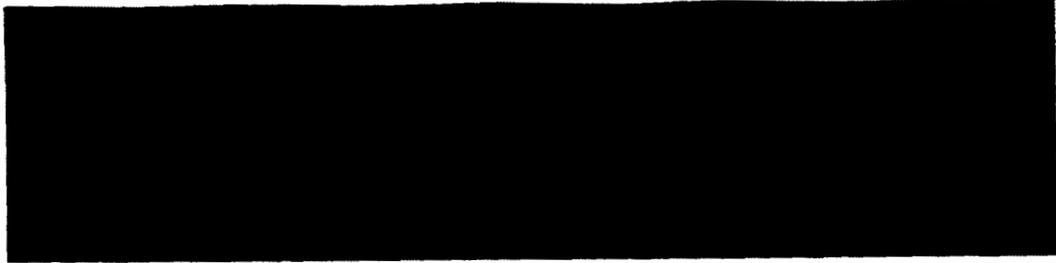
(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) The EC is a [REDACTED] threat to the United States and its allies. The EC is of medium intelligence value. Recommend ISN 132 [REDACTED]

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8. (U) Dissenting Board Member's report

(U) The panel reached a unanimous decision.



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ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 151 (BANGLADESH)

- o Subject ARB was held on 21 July 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[REDACTED]

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

RECOMMENDATION: [REDACTED]

[REDACTED] transfer *[Signature]*

Or: Detain _____, Release _____

Attachments:

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

Prepared by: [REDACTED]

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SECRET/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS OF ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 151

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 151 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) chose not to attend the ARB. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral presentation of factors from the Unclassified Summary of Information.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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). The EC chose not to participate, as shown in exhibit EC-B. The AMO verbally summarized the detainee's responses to the unclassified comments during the interview. During the classified portion of the hearing, the DMO informed the Board that he had received information concerning a renewed interest in this detainee from a Department of Defense investigative agency. Additionally, the ARB Presiding Officer requested that the list of captured mujahidin fighters turned over to U.S. forces from Pakistan be added to the Classified exhibits as DMO-20.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S/NF) [REDACTED]

(U) The government agency assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

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[REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

[REDACTED]

(U) CITF was unable to complete a threat assessment on the detainee due to on going investigations. Agency checks remain outstanding; however, in the absence of further information, the CITF recommends the continued detention of the detainee in the custody of the Department of Defense pending further investigation.

(S/NF) [REDACTED]

[REDACTED]

(S) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The ARB considered the agency assessments given in paragraph 3 above and the following key indicators in its threat and intelligence assessment of the detainee:

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a. (S/NF) Recruitment: [REDACTED]

• (S/NF) [REDACTED]

• (S/NF) [REDACTED]

• (S/NF) [REDACTED]

b. (S/NF) [REDACTED]

• (S/NF) [REDACTED]

• (S/NF) [REDACTED]

• (S/NF) [REDACTED]

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c. (U) Training: The detainee's training is primarily religious in nature.

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

d. (U) Combat/Operational Experience: The detainee was captured in connection with the conduct of combat or terrorist operations against the United States and its allies.

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

e. (U) Capture: The detainee was captured while trying to leave Afghanistan without proper identification.

- (S/NF) [REDACTED]

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- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

f. (S/NF) Connections/Associations: [REDACTED]

- (S/NF) [REDACTED]

- (FOUO/LES) [REDACTED]

g. (U) Behavior: The detainee's behavior during interrogation and detention indicate he is capable of posing a dangerous threat.

- (S/NF) [REDACTED]

- (S) [REDACTED]

- (S/NF) [REDACTED]

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Enclosure (4)
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- [REDACTED]
- (S/NF) [REDACTED]
 - (S/NF) [REDACTED]
 - (S/NF) [REDACTED]
 - (FOUO/LES) [REDACTED]

h. (S/NF) Other: [REDACTED]

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

- (U) The detainee did not provided written or oral testimony in response to allegations in the Unclassified Summary of Evidence.

5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's Requests for Witness Statements and Home Country Statements Provided Through the United States

(U) The detainee is a citizen of Bangladesh.

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

(U) [REDACTED]

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

(S/NF) Level of Threat Summary: [REDACTED]

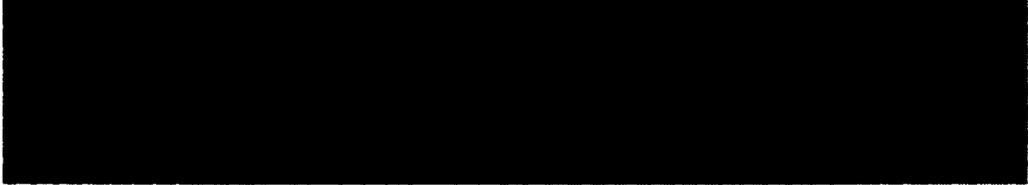
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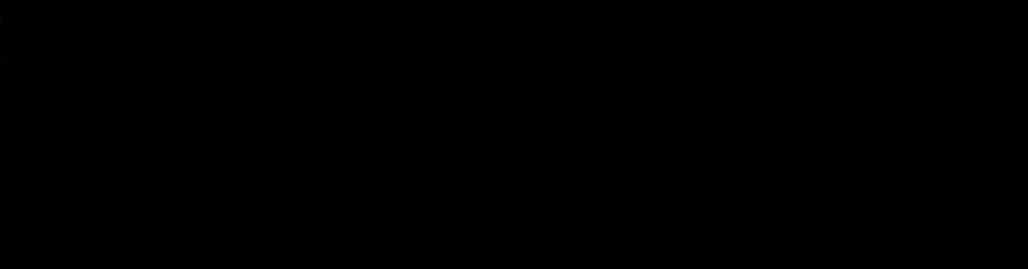
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(S/NF) Intelligence Value Summary: 



(S/NF) Agency Recommendation Summary: 



(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

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(U) The detainee is a [REDACTED] threat to the United States and its allies. Recommend ISN 151 for [REDACTED]

8. (U) Dissenting Board Member's Report

(U) There were no dissenting members in the decision.

Respectfully submitted,

[REDACTED]

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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
1000 Navy Pentagon, Washington, D.C. 20350-1000

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ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 157 (SAUDI ARABIA)

- o Subject ARB was held on 14 September 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[REDACTED]

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

[REDACTED]

RECOMMENDATION: [REDACTED]

[REDACTED]

[REDACTED]

transfer *[Signature]*
12-9

Or: Detain _____, Release _____

Attachments:

Tab A OARDEC ASJA Legal Sufficiency Review

Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

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000127

SECRET//NOFORN

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 157**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 157 continues to be a threat to the United States and its allies and remains a [REDACTED] threat. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) chose to attend, and consequently the board was convened with the EC present. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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 chose to appear before the ARB. The AMO verbally summarized the Detainee's comments during the interview.

(U) The EC made brief statements consisting of a line-by-line confirmation or denial of the bullets in paragraphs 3 and 4 of the unclassified summary. The EC answered a series of questions from the ARB, as documented in enclosure (5), regarding his personal knowledge of known al Qaida members or leaders he is reported to have associated, and his participation against United States and allied forces. The Board also inquired about the circumstances of his arrest.

(U) The Board queried the DMO on details surrounding the EC's capture, and the AMO concerning the EC's behavior and willingness to cooperate during notification.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S/NF) [REDACTED]

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(U) The following government agency assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The ARB considered the above agency assessments and the following key indicators in its threat and intelligence assessment of the EC.

a. (U) Recruitment

- (S/NF) [REDACTED]

b. (U) Travel

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

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[REDACTED]

c. (U) Training and Activities

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

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

d. (U) Combat and capture

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

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

e. (U) Organizational affiliations

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

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

f. (U) Behavior

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

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[REDACTED]

- (S/NF) [REDACTED]

g. (U) Written and/or oral testimony from the EC

- (U) The EC provided a brief oral statement consisting of a reiteration of his previous responses.

h. (S/NF) [REDACTED]

i. (S/NF) [REDACTED]

i. (S/NF) [REDACTED]

5. (U) **Considerations by the Administrative Review Board on the Enemy Combatant's requests for Witness Statements and Home Country Statements provided through the United States**

(U) The EC is a citizen of Saudi Arabia. No witness or home country statements were provided.

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

(U) [REDACTED]

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SECRET/NOFORN

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) The EC is a [REDACTED] threat to the United States and its allies. The EC is of medium intelligence value. Recommend ISN 157 [REDACTED]

8. (U) Dissenting Board Member's report

(U) The panel reached a unanimous decision.



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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
1000 Navy Pentagon, Washington, D.C. 20350-1000

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 159 (BAHRAIN)

- o Subject ARB was held on 26 July 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[REDACTED]

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

RECOMMENDATION: [REDACTED]

[REDACTED] *transfer* *[Signature]*
10-4-05

Or: Detain _____, Release _____

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

Prepared by: [REDACTED]

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SECRET/NOFORN

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS OF
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 159**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 159 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The detainee chose not to attend the ARB. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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). The detainee chose not to participate, as shown in exhibit EC-B. The AMO verbally summarized the detainee's responses to the Unclassified Summary of Evidence during the interview.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S/NF) 

(U) The government agency assessments considered by the ARB are summarized as follows:

(S/NF) 

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[REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The ARB considered the agency assessments given in paragraph 3 above and the following key indicators in its threat and intelligence assessment of the detainee:

a. (U) Recruitment:

- (S/NF) [REDACTED]

- (FOUO/LES) [REDACTED]

b. (U) Travel/Guesthouse Stays:

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SECRET/NOFORN

- (S/NF) [REDACTED]
- (FOUO/LES) [REDACTED]

c. (U) Combat/Operational Experience:

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

d. (U) Capture:

- (S/NF) [REDACTED]

e. (U) Connections/Associations:

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SECRET/NOFORN

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

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- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

f. (S/NF) [REDACTED]

- (FOUO/LES) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

g. (U) Other:

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

h. (U) Written and/or Oral Testimony from the Detainee:

- (U) Through the AMO, the detainee did not provide a response to allegations stated in the Unclassified Summary of Evidence.

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i. **(U) Factors in support of release:**

- **(S/NF)** [REDACTED]
- **(S/NF)** [REDACTED]
- **(S/NF)** [REDACTED]

5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's Requests for Witness Statements and Home Country Statements Provided Through the United States

(U) The detainee is a citizen of Bahrain.

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

(U) [REDACTED]

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

(S/NF) [REDACTED]

(S/NF) [REDACTED]

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SECRET/NOFORN

(S/NF) [REDACTED]

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) [REDACTED]

8. (U) Dissenting Board Member's Report

(U) There were no dissenting members in the decision.

Respectfully submitted,

[REDACTED]

ISN 159
Enclosure (4)
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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
1000 Navy Pentagon, Washington, D.C. 20350-1000

~~SECRET//NOFORN~~

ACTION MEMO

17 June 2005

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 172 (SAUDI ARABIA)

- o Subject ARB was held on 13 January 2005 resulting in an unanimous recommendation to [REDACTED] ISN 172 for [REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included: [REDACTED]

o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[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 approve the ARB recommendation by initialing:

[REDACTED] (Transfer) *[Signature]* 6-17

Or: Continue to Detain _____, Release _____

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

Prepared by: [REDACTED]

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~~SECRET/NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 172

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 172 is a continued threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The ARB was convened and began its proceedings with the Enemy Combatant (EC) present. The Designated Military Officer (DMO) presented the unclassified summary, in written form and with an oral summary of the unclassified primary factors to retain the EC, and the primary factors for release. The Assisting Military Officer (AMO) presented the Enemy Combatant Notification as exhibit EC-A and the Enemy Combatant Election Form indicating the EC elected to participate, documented as exhibit EC-B. The AMO related that during the initial interview, he documented EC comments to specific statements in the unclassified summary. These notes are included on exhibit EC-B. The EC asked the ARB questions relating to the unclassified summary, followed by the ARB asking questions concerning the EC's testimony. This dialogue is contained in the Summary of Enemy Combatant Testimony. The unclassified portion of the proceeding was adjourned. The ARB moved to the classified portion of the session and the DMO presented the classified summary. The ARB members had no questions and the session was closed for deliberation.

3. (U) Primary Documents, Assessments, Testimony, and other Considerations by the Administrative Review Board

(U) The ARB considered all relevant information and primary factors in the exhibits presented as EC-B, DMO-1 through DMO-20, and the testimony of the EC during the ARB session.

(S/NF) [REDACTED]

(U) The following assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

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[REDACTED]

(S/NF)

[REDACTED]

(FOUO/LES)

[REDACTED]

4. (U) Discussion of the primary factors (including intelligence value and law enforcement value of the Enemy Combatant).

(U) The preponderance of the information presented to the ARB supports [REDACTED] of the EC. The ARB considered the following key indicators in the decision to assess the EC as a [REDACTED] threat to the U.S. and in its recommendation [REDACTED]

a. (S)

[REDACTED]

b. (S)

[REDACTED]

c. (S/NF)

[REDACTED]

d. (S/NF)

[REDACTED]

e. (S/NF)

[REDACTED]

f. (S/NF)

[REDACTED]

SECRET/NOFORN

[REDACTED]

g. (S/NF)

[REDACTED]

h. (S/NF)

[REDACTED]

i. (S/NF)

[REDACTED]

j. (S/NF)

[REDACTED]

(S/NF)

[REDACTED]

5. (U) Considerations by the Administrative Review Board on Enemy Combatant's requests for witness statements and home country statements provided through the United States

(U) The home state of the EC provided no additional information to the U.S. Department of State.

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

(U)

[REDACTED]

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) The EC is a continued threat to the United States and its allies. Recommend

[REDACTED]

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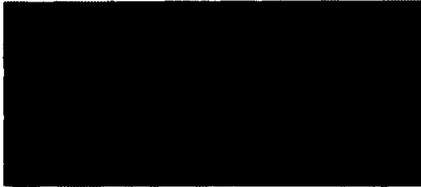
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8. (U) Dissenting Board Member's report

(U) There were no dissenting members in the decision.

Respectfully submitted,



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Enclosure (4)
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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
1000 Navy Pentagon, Washington, D.C. 20350-1000

SECRET//NOFORN

ACTION MEMO

26 July 2005

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 177 (SAUDI ARABIA)

- o Subject ARB was held on 19 July 2005 resulting in a unanimous recommendation to [redacted] subject ISN based on the following:

[redacted]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[redacted]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[redacted]	[redacted]
CIA	[redacted]	[redacted]
FBI	[redacted]	[redacted]
Dept of State	[redacted]	[redacted]

* Can be found in the CIA's TD-314/30789-02 (pages 1 and 3 of DMO exhibit 20). DOS has not communicated this assessment directly to OARDEC.

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

RECOMMENDATION: [redacted]

[redacted] (Transfer) *[Signature]* 7-20

Or: Continue to 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 177**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 177 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) chose not to attend. The ARB was convened and conducted its proceedings without the EC present. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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 that the EC was interviewed by the AMO and chose not to appear before the Board. Exhibit EC-B did, however, indicate that the EC wanted the AMO to convey to the Board that the EC would not be a threat to the U.S. or its interests. The AMO then read the summary of the interview from the Enemy Combatant Election Form.

(U) The Board queried the AMO on the EC's behavior and willingness to cooperate and to ascertain that the EC fully understood the purpose and procedures of the ARB.

(U) The unclassified portion of the proceeding was adjourned. The ARB moved to the classified session and the DMO presented the classified summary. The ARB panel members reviewed the classified exhibits and the DMO and AMO answered questions posed by the Board. The session was then closed for deliberation.

**3. (U) Primary Documents, Assessments, Testimony, and other Considerations by the
Administrative Review Board**

(S/NF) 

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SECRET//NOFORN//ORCON

(U) The following government agency assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

(S/NF/OC) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the primary factors (including intelligence value and law enforcement value of the Enemy Combatant).

(U) The information presented to the ARB supports the recommendations made by the reporting agencies.

(U) The "Copies of Documented Evidence" package was reviewed for information from agencies known to perform original intelligence collection (interviews) directly from the EC (CITF, FBI, and JTF-GTMO). For this reason, and the fact that other documents generally appear to have derived their information from them, the Board primarily cites those original intelligence collection documents. However, the Board carefully considered all provided documents, and cites those that provide differing or additional information as well.

a. (U) Recruitment

(S/NF) [REDACTED]

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SECRET//NOFORN//ORCON

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

b. (U) Travel

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

c. (U) Training

(S/NF) The EC resided in locations known or suspected to be associated with terrorist organizations.

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

d. (U) Combat and capture

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

c. (U) Organizational affiliations

(S/NF) [REDACTED]

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

f. (U) Individual affiliations

(S/NF) [REDACTED]

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

g. (U) Behavior

(S/NF) [REDACTED]

- (S/NF) [REDACTED]

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SECRET//NOFORN//ORCON

- (S/NF) [REDACTED]

h. (U) Written and/or oral testimony from the EC

(S/NF) [REDACTED]

- (U) The EC provided no written testimony.

i. (U) Factors in support of release

(U) No mitigating material was submitted on behalf of the EC.

- (U) No letters from family members regarding this EC were submitted.
- (U) The Government of Saudi Arabia did not submit a letter on behalf of this EC.

j. (U) Level of Threat Summary

(S/NF) [REDACTED]

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

k. (U) Level of Intelligence Summary

(S/NF) [REDACTED]

(S/NF) [REDACTED]

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

l. (U) Agency Recommendations

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SECRET//NOFORN//ORCON

(S/NF) [REDACTED]

5. (U) Considerations by the Administrative Review Board on Enemy Combatant's requests for witness statements and home country statements provided through the United States

(U) The EC is a citizen of Saudi Arabia.

(U) No witness or home country statements were provided.

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

(U) [REDACTED]

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(S/NF) [REDACTED]

(S/NF/OC) [REDACTED]

(U) The Board unanimously recommends ISN 177 for [REDACTED].

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Enclosure (4)
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SECRET//NOFORN//ORCON

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8. (U) Dissenting Board Member's report

(U) The Board reached a unanimous decision.



ISN 177
Enclosure (4)
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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
 1000 Navy Pentagon, Washington, D.C. 20350-1000
~~SECRET//NOFORN~~
 ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 183 (YEMEN)

- o Subject ARB was held on 17 August 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN with conditions based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA		
FBI		
Dept of State		

- o The detainee has expressed a desire not to return to Yemen.
- 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 approve the ARB recommendation to [REDACTED]

[REDACTED] (Transfer) *[Signature]* 10-22-05

Or: Continue to 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 OF ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 183

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 183 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The enemy combatant (EC) chose not to attend the ARB. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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). The EC chose not to participate, as shown in exhibit EC-B. The EC provided neither nor an oral response to the Unclassified Summary of Evidence during the interview.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S//NF) [REDACTED]

(U) The government agency assessments considered by the ARB are summarized as follows:

(S//NF) [REDACTED]

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

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(FOUO//LES) [REDACTED]

(S//NF) [REDACTED]

(S) [REDACTED]

(S) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The ARB considered the agency assessments given in paragraph three above and the following key indicators in its threat and intelligence assessment of the EC:

a. (U) Recruitment.

• (S//NF//ORCON) [REDACTED]

◦ (S//NF//ORCON) [REDACTED]

• (S//NF) [REDACTED]

b. (U) Travel/Guesthouse Stays.

• (S//NF//ORCON) [REDACTED]

• (S//NF//ORCON) [REDACTED]

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SECRET//NOFORN//ORCON

[REDACTED]

- (S/NF//ORCON) [REDACTED]

- (S/NF) [REDACTED]

c. (U) Training.

- (S/NF) [REDACTED]

- (FOUO//LES) [REDACTED]

d. (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF//ORCON) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF//ORCON) [REDACTED]

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SECRET//NOFORN//ORCON

- o (S) [REDACTED]

c. (U) Capture.

- (S/NF/ORCON) [REDACTED]

- (S/NF/ORCON) [REDACTED]

- o (S/NF) [REDACTED]

f. (U) Connections/Associations.

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- o (S/NF/ORCON) [REDACTED]

- (S/NF) [REDACTED]

g. (S/NF) [REDACTED]

- (S/NF) [REDACTED]

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SECRET//NOFORN//ORCON

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

h. (U) Other.

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (FOUO/LES) [REDACTED]

- (S/NF) [REDACTED]

- (S) [REDACTED]

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

- (U) The EC did not provide a written response to allegations stated in the Unclassified Summary of Evidence.

j. (U) Factors in support of release.

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SECRET//NOFORN//ORCON

- (FOUO/LES) [REDACTED]
- (FOUO/LES) [REDACTED]
- (U) The EC denied that he had an AK-47 rifle that was seized from his person when he was detained in Pakistan.
- (U) The EC maintains that he is innocent and advises that he was "anything but" a pious Muslim due to his penchant for "chasing women" and partying.
- (FOUO/LES) [REDACTED]
- (FOUO/LES) [REDACTED]

5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's Requests for Witness Statements and Home Country Statements Provided Through the United States

(U) [REDACTED]

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

(U) [REDACTED]

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

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

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Enclosure (4)
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SECRET//NOFORN//ORCON

[REDACTED]

(S/NF) [REDACTED]

(S/NF/ORCON) [REDACTED]

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(S/NF) [REDACTED]

8. (U) Dissenting Board Member's Report

(U) There were no dissenting members in the decision.

[REDACTED]

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Enclosure (4)
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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
1000 Navy Pentagon, Washington, D.C. 20350-1000

~~SECRET//NOFORN~~

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

**SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION ICO
 ISN 191 (SAUDIA ARABIA)**

- o Subject ARB was held on 3 October 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN with conditions based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA		
FBI		
Dept of State		

- o The ARB recommended that the following [REDACTED] be considered:

[REDACTED]

~~SECRET//NOFORN~~

~~SECRET // NOFORN~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 191**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 191 continues to be a [REDACTED] threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) declined to attend the ARB; consequently the board was convened and conducted its proceedings without the EC being present. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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 that the EC chose not to participate and was uncooperative and unresponsive. The AMO verbally summarized the EC's comments during the interview.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S/NF) [REDACTED]

(U) The following government agency assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

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[REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant).

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

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a. (U) Recruitment

• (S/NF) [REDACTED]

• (S) [REDACTED]

• (S) [REDACTED]

• (S) [REDACTED]

b. (U) Travel. The EC traveled in locations known to be used or managed by terrorist organizations or the Taliban.

• (S/NF) [REDACTED]

c. (U) Training. The EC received jihad indoctrinations, and attended training camps.

• (S/NF) [REDACTED]

• (S) [REDACTED]

• (S) [REDACTED]

d. (U) Combat and capture. The EC was captured in connection with the conduct of combat or terrorist operations against the United States and its allies.

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

e. (U) Organizational affiliations. The EC has been a known affiliate of organizations that espouse terrorist and violent acts against the United States and its allies.

- (C) [REDACTED]
- (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- (C) [REDACTED]
- (C) [REDACTED]
- (S/NF) [REDACTED]

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Enclosure (4)
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~~SECRET // NOFORN~~

f. (U) Behavior. The EC's behavior during interrogation and detention indicates that he is capable of posing a [REDACTED] threat.

- (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- (FOUO/LES) [REDACTED]
- (FOUO/LES) [REDACTED]

g. (U) Factors in support of release

- (S) [REDACTED]
- (FOUO/LES) [REDACTED]

h. (S/NF) [REDACTED]

i. (S/NF) [REDACTED]

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Enclosure (4)
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SECRET//NOFORN

[REDACTED]

j. (S/NF)

[REDACTED]

5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's requests for Witness Statements and Home Country Statements provided through the United States

(U) The EC is a citizen of Saudi Arabia. No witness or home country statements were provided.

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

(U)

[REDACTED]

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) The EC is a [REDACTED] threat to the United States and its allies. The EC is of low intelligence value. Recommend ISN 191 be [REDACTED]

[REDACTED]

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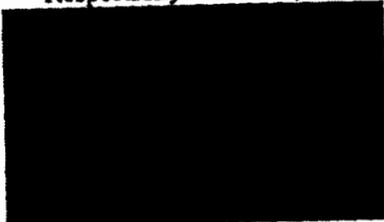
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8. (U) Dissenting Board Member's report

(U) The panel reached a unanimous decision.

Respectfully submitted,



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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
1000 Navy Pentagon, Washington, D.C. 20350-1000

SECRET//NOFORN

ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 193 (YEMEN)

- o Subject ARB was held on 17 May 2005 resulting in a unanimous recommendation to [redacted] subject ISN with conditions based on the following:

[redacted]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[redacted]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[redacted]	[redacted]
CIA	[redacted]	[redacted]
FBI	[redacted]	[redacted]

- o The ARB recommended that the EC be [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 approve the ARB recommendation to [redacted]

[redacted] (Transfer) *[Signature]* 8-16-05

Or: Continue to 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

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 193**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 193 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) chose to attend the ARB, and consequently the board was convened with the EC present.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification form 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 assistance of the AMO and to appear before the ARB. The AMO verbally summarized the EC's comments during the interview. The Designated Military Officer (DMO) presented the Unclassified Summary of Evidence, both in written form and with an oral summary of the unclassified primary factors. The EC made an oral statement in response to the Unclassified Summary of Evidence. The EC answered a series of questions from the ARB, as documented in Enclosure (5).

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

**3. (U) Primary Documents, Assessments, Testimony, and other Considerations by the
Administrative Review Board**

(S/NF) [REDACTED]

(U) The following government agency assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

SECRET/NOFORN

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~~SECRET/NOFORN~~

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The information presented to the ARB supports [REDACTED]. The ARB considered the following key indicators in the decision to assess the EC as a [REDACTED] threat to the U.S.

a. (S/NF) [REDACTED]

• (C/Rel to GCTF) [REDACTED]

• (S) [REDACTED]

b. (S/NF) [REDACTED]

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Enclosure (4)
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[REDACTED]

(S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (FOUO/LES) [REDACTED]

c. (S/NF) [REDACTED]

- (FOUO/LES) [REDACTED]

d. (S/NF) [REDACTED]

- (FOUO/LES) [REDACTED]

e. (S/NF) [REDACTED]

- (S/NF) [REDACTED]

f. (S/NF) [REDACTED]

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Enclosure (4)
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- g. (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- h. (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- i. (S/NF) [REDACTED]
- j. (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- k. (S/NF) [REDACTED]
- l. (FOUO/LES) [REDACTED]
- (FOUO/LES) [REDACTED]
- (S/NF) [REDACTED]
- (S/NF) [REDACTED]
- m. (FOUO/LES) [REDACTED]

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Enclosure (4)
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n. (S/NF) [REDACTED]

o. (S/NF) [REDACTED]

p. (S/NF) [REDACTED]

q. (U) SOUTHCOM did not provide any comments/recommendations regarding the EC (DMO-8).

5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's Request for Witness Statements and Home Country Statements Provided Through the United States

(U) The EC is a citizen of Yemen. No witness or home country statements were provided.

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

(U) [REDACTED]

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) The EC is a [REDACTED] threat to the United States and its allies. Recommend [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

SECRET/NOFORN

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[REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

8. (U) Dissenting Board Member's Report

(U) The panel reached a unanimous decision.

Respectfully submitted,

[REDACTED]

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Enclosure (4)
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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
 1000 Navy Pentagon, Washington, D.C. 20350-1000

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ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 198 (YEMEN)

- o Subject ARB was held on 22 April 2005 resulting in a unanimous recommendation to [redacted] subject ISN based on the following:

[redacted]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[redacted]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[redacted]	[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 approve the ARB recommendation [redacted]

[redacted] (Release) *[Signature]* 8-5-05

Or: Continue to Detain _____, Transfer _____

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

Prepared by: [redacted]

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~~SECRET/NOFORN~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 198**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 198 is no longer a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The ARB was convened and began its proceedings without the Enemy Combatant (EC). The Designated Military Officer (DMO) presented the unclassified summary, both in written form and an oral summary of the unclassified primary factors. The Assisting Military Officer (AMO) presented the Enemy Combatant Notification as Exhibit EC-A, identified herein as Enclosure (2), and the Enemy Combatant Election Form as Exhibit EC-B, identified herein as Enclosure (3), indicating the EC wanted assistance of the Assisting Military Officer but also indicating the EC's decision to affirmatively decline to appear personally in the ARB proceedings. The Assisting Military Officer provided the EC's oral responses to the Unclassified Summary of Evidence, the EC did orally respond to his AMO, which is also documented in Enclosure EC-B, and which his AMO subsequently presented on the EC's behalf at his ARB.

**3. (U) Primary Documents, Assessments, Testimony, and other Considerations by the
Administrative Review Board**

(U) The ARB considered all relevant information and primary factors in the exhibits presented as DMO-1 through DMO-18.

(S/NF) [REDACTED]

(U) The following assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

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Enclosure (4)
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~~SECRET/NOFORN~~

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the primary factors (including intelligence value and law enforcement value of the Enemy Combatant).

(U) The information presented to the ARB supports the recommendations:

a. (S/NF) [REDACTED]

b. (S) [REDACTED]

c. (FOUO/LES) [REDACTED]

d. (S/NF) [REDACTED]

e. (S/NF) [REDACTED]

f. (S/NF) [REDACTED]

g. (S/NF) [REDACTED]

h. (FOUO/LES) [REDACTED]

i. (C/Rel USA and CGTF) [REDACTED]

j. (S/NF) [REDACTED]

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Enclosure (4)
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~~SECRET/NOFORN~~

- k. (S/NF) [REDACTED]
- l. (S/NF) [REDACTED]
- m. (S) [REDACTED]
- n. (S/NF) [REDACTED]
- o. (S) [REDACTED]
- p. (S/NF) [REDACTED]
- q. (S/NF) [REDACTED]

5. (U) Considerations by the Administrative Review Board on Enemy Combatant's requests for witness statements and home country statements provided through the United States

(U) No home country statements were provided.

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

(U) [REDACTED]

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(S) [REDACTED]

ISN198
Enclosure (4)
Page 3 of 3

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SECRET/NOFORN

[REDACTED]

(S) [REDACTED]

(U) The EC is a threat to the United States and its allies.

(U) The EC is of low intelligence value.

(U) Recommend the EC be released.

8. (U) Dissenting Board Member's report

(U) There were no dissenting members in the decision.

Respectfully submitted,

[REDACTED]

ISN198
Enclosure (4)
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SECRET/NOFORN



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
 at U.S. Naval Base Guantanamo Bay, Cuba
 1000 Navy Pentagon, Washington, D.C. 20350-1000

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 201 (CHINA)

- o Subject ARB was held on 30 August 2005 resulting in a unanimous recommendation to [REDACTED] subject ISN based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:

[REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[REDACTED]
Dept of State	[REDACTED]	[REDACTED]

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

RECOMMENDATION: [REDACTED]

[REDACTED] Release *[Signature]*
 12-2

Or: Transfer _____, Detain _____

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 OF ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 201

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 201 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

2. (U) Synopsis of Proceedings

(U) The Enemy Combatant (EC) chose not to attend the ARB. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors.

(U) The Assisting Military Officer (AMO) presented the Enemy Combatant Notification 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). The EC chose not to appear personally, as shown in exhibit EC-B. The AMO verbally summarized the EC's responses to the Unclassified Summary of Evidence during the interview.

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

3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the Administrative Review Board

(S/NF) [REDACTED]

(U) The government agency assessments considered by the ARB are summarized as follows:

(S/NF) [REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

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(S/NF) [REDACTED]

(S) [REDACTED]

(S) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The ARB considered the agency assessments given in paragraph 3 above and the following key indicators in its threat and intelligence assessment of the EC:

a. (S/NF) [REDACTED]

• (S/NF) [REDACTED]

b. (S/NF) [REDACTED]

• (S/NF) [REDACTED]

o (S/NF) [REDACTED]

o (S/NF) [REDACTED]

c. (U) Training

• (S/NF) [REDACTED]

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- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

d. (U) Combat/Operational Experience

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

e. (U) Capture

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

f. (U) Connections/Associations

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- c (S/NF) [REDACTED]

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[REDACTED]

g. (U) Behavior

- (S/NF) [REDACTED]

h. (S/NF) [REDACTED]

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

- (U) The EC did provide written testimony in response to allegations in the Unclassified Summary of Evidence, which are recorded in enclosure (3).

5. (U) **Considerations by the Administrative Review Board on the Enemy Combatant's Requests for Witness Statements and Home Country Statements Provided Through the United States**

(U) The EC is a citizen of China.

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

(U) [REDACTED]

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

(S/NF) [REDACTED]

(S/NF) [REDACTED]

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(S/NF) [REDACTED]

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) [REDACTED]

8. (U) Dissenting Board Member's Report

(U) There were no dissenting members in the decision.

[REDACTED]

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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
1000 Navy Pentagon, Washington, D.C. 20350-1000

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ACTION MEMO

23 June 2005

FOR: Designated Civilian Official

FROM: Director, OARDEC *[Signature]*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 217 (KUWAIT)

- o Subject ARB was held on 29 April 2005 resulting in a unanimous recommendation to [REDACTED] ISN 217 based on the following:

[REDACTED]

- o Intelligence inputs used in the ARB's determination of the subject ISN included:
- [REDACTED]

- o Agency assessments follow:

AGENCY	ASSESSMENT	RECOMMENDATION
DASD-DA	[REDACTED]	[REDACTED]
CIA	[REDACTED]	[REDACTED]
FBI	[REDACTED]	[REDACTED]

- o The detainee is a habeas petitioner in the case of Al-Odah v. Bush, Civil No. 02-0828 (D.D.C.). As of the date of this memorandum, no court order requires the government to provide the detainee's counsel or the court notice prior to removing the detainee from U.S. Naval Base Guantanamo Bay.
- o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures, are attached.

[REDACTED]

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SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 217 (KUWAIT)

RECOMMENDATION: [REDACTED]

[REDACTED] are:

[REDACTED]

[REDACTED] transfer

[Handwritten signature]
6-24

Or: Detain _____, Release _____

Attachments:

Tab A OARDEC SJA Legal Sufficiency Review

Tab B Presiding Officer's Assessment and Recommendation

Prepared by: [REDACTED]

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**(U) CLASSIFIED RECORD OF PROCEEDINGS OF
ADMINISTRATIVE REVIEW BOARD SESSION
FOR ENEMY COMBATANT ISN 217**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 217 continues to be a threat to the United States and its allies. In reaching this determination, the ARB considered both classified and unclassified information. The following is an account of the proceedings and the factors the ARB used in making its determination.

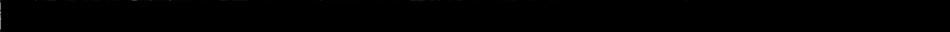
2. (U) Synopsis of Proceedings

The Enemy Combatant (EC) declined to attend the ARB, consequently the board was convened and conducted its proceedings without the EC being present. The Designated Military Officer (DMO) presented the unclassified summary, both in a written form and with an oral summary of the unclassified primary factors. The Assisting Military Officer (AMO) presented the Enemy Combatant Notification as Exhibit EC-A, identified herein as Enclosure (2), and the Enemy Combatant Election Form as Exhibit EC-B, identified herein as Enclosure (3) indicating the EC did not choose to participate. The AMO verbally summarized the Detainee's comments during the interview and the Detainee's written statement. The unclassified portion of the proceeding was adjourned. The ARB moved to the classified session and the DMO presented the classified summary. The ARB panel members reviewed the classified exhibits and the session was then closed for deliberation.

The ARB reconvened on 25 May 05 after receiving correspondence submitted on behalf of the EC, identified herein as Enclosure (9), for further deliberation.

**3. (U) Primary Documents, Assessments, Testimony, and Other Considerations by the
Administrative Review Board**

(U) The ARB considered all relevant information and primary factors in the exhibits presented as Enclosure EC-B and EC-C and Exhibit DMO-1 through DMO-24.

(S/NF) 



(U) The ARB considered the following government agency assessments:

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(S/NF) [REDACTED]

(S/NF) [REDACTED]

(FOUO/LES) [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

4. (U) Discussion of the Primary Factors (including intelligence value and law enforcement value of the Enemy Combatant)

(U) The information presented to the ARB [REDACTED]
[REDACTED] The ARB considered the following key indicators in the decision to assess the EC as a
[REDACTED] threat to the U.S. and in its [REDACTED]

a. (S/NF) [REDACTED]

b. (S/NF) [REDACTED]

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c. (S/NF)

[REDACTED]

• (S/NF)

[REDACTED]

• (S/NF)

[REDACTED]

d. (S/NF)

[REDACTED]

• (S/NF)

[REDACTED]

○ (S/NF)

[REDACTED]

○ (S/NF)

[REDACTED]

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[REDACTED]

o (S/NF) [REDACTED]

o (S/NF) [REDACTED]

o (S/NF) [REDACTED]

e. (S/NF) [REDACTED]

• (S/NF) [REDACTED]

• (S/NF) [REDACTED]

f. (S/NF) [REDACTED]

• (S/NF) [REDACTED]

• (S/NF) [REDACTED]

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

(S/NF) General Remarks: [REDACTED]

(S/NF) [REDACTED]

(S/NF) [REDACTED]

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5. (U) Considerations by the Administrative Review Board on the Enemy Combatant's Requests for Witness Statements and Home Country Statements Provided Through the United States

(U) The EC is a citizen of Kuwait. A document consisting of a series of letters from the EC's family was provided, identified herein as Enclosure (9).

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

(U) [REDACTED]

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

(U) Upon careful review of all the information presented, the ARB makes the following determination and recommendation:

(U) The EC is a [REDACTED] threat to the United States and its allies. [REDACTED]

8. (U) Dissenting Board Member's

(U) The panel reached a unanimous decision.

Respectfully submitted,
[REDACTED]

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