



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 528 (KAZAKHSTAN)

- o Subject ARB was held on 29 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		
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: [REDACTED]

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

Or: Continue to Detain 12-17, 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 528**

1. (U) Introduction

(U) The Administrative Review Board (ARB) determined ISN 528 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 and the board was convened 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 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 did not wish to appear before the ARB.

(U) The Board queried the DMO on details surrounding the EC's capture and clarified some of the names identified within the Unclassified Summary. The Board queried 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)



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

(S/NF)



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(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]

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.

• (S/NF) [REDACTED]

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[REDACTED]

d. (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/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

e. (U) Behavior

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

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

- (U) The EC provided no written testimony.
- (U) The EC elected not to appear before the Board.

g. (U) Factors in support of release

- (S/NF) [REDACTED]

- (S/NF) [REDACTED]

h. (S/NF) [REDACTED]

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i. (S/NF) [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 Kazakhstan. 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 [REDACTED] intelligence value. The Board unanimously recommends ISN 528 be [REDACTED]

8. (U) Dissenting Board Member's report

(U) The panel reached a unanimous decision.

[REDACTED]

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ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *ep*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 532 (AFGHANISTAN) *ep*

- o Subject ARB was held on 22 July 2005 resulting in a unanimous recommendation to [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		
FBI		
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[REDACTED]

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

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SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 532 (AFGHANISTAN)

RECOMMENDATION: That the DCO [REDACTED]
initialing: [REDACTED]

[REDACTED] (Transfer) [REDACTED]

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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