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[The detainee session for ISN 28 opened at 1028, 22 September 2015.]

PM: Board members, I ask that you remember that when the detainee makes any statements, those statements are presumed to be classified. All discussions or questions need to remain at the unclassified level for this session.

Moath, during this hearing you will have an opportunity to make a personal statement or answer questions. You are not required to make a statement and you will not be compelled to answer questions. The choice of whether to make a statement or answer questions is up to you. Your representatives may assist you in deciding whether to make a statement or answer questions and may assist you in making a statement.

[Translator 1 conferring with presiding member.]

TRANS 1: **[Translation of above.]**

[Translator 1 conferring with presiding member and board members.]

PM: Do you understand my explanation of your opportunity to make a statement and answer questions?

TRANS 1: **[Translation of above.]**

PC: Ma'am, if I may, I believe your earlier statement has not yet been conveyed to Mr. Al-Alwi.

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PM: Okay. So let's - we'll back up. I'm going to start from the beginning again, so you can translate that full paragraph. Have you got that? Where it starts, "you are not required."

TRANS 1: Yeah.

PM: All right. Moath, during this hearing you have an opportunity to make a personal statement or answer questions. You are not required to make a statement and you will not be compelled to answer questions. The choice of whether to make a statement or answer questions is up to you. Your representatives may assist you in deciding whether to make a statement or answer questions and may assist you in making a statement.

TRANS 1: **[Translation of above.]**

PM: All right. Do you understand this explanation?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

[Detainee conferring with private counsel.]

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PM: Thank you. Personal representatives and private counsel, does Moath desire to make an oral or written statement?

PR 2: Yes, ma'am Moath has provided a written statement which is available to you in the case file. He does not wish to make oral

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statements. I just want to take this opportunity to ensure that the board was aware that the delay this morning was not created by the detainee or on our side. He was taken to an incorrect location here at Guantanamo which necessitated subsequent movement.

TRANS 2: **[Translation of above.]**

PM: Yup. Thank you. We did get that word. We understand.

TRANS 1: **[Translation of above.]**

PM: So ----

TRANS 1: **[Translation of above.]**

PM: So it's the understanding of the board that the detainee will not make an oral statement. We're going to proceed directly to questions. The detainee is not obligated to answer any questions posed by board members.

Personal representatives and private counsel does Moath want to answer questions posed by the board members?

TRANS 1: **[Translation of above.]**

PR 2: Yes, ma'am. Moath does want to answer questions posed by the board.

TRANS 2: **[Translation of above.]**

PM: All right. Board members, do you have any questions?

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BM: Good morning Moath. I wanted to ask you about your statement that you would like to participate in the Saudi rehabilitation program.

TRANS 1: **[Translation of above.]**

BM: How do you think that you would benefit from this program? Do you think that you need rehabilitation?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes, I want to join and to start the rehabilitation program.

BM: I just want to ask a follow up question. How do you think that the rehabilitation program would benefit you and why do you need the rehabilitation program?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I don't have any experience with rehabilitation program so that I can't tell you whether it's good for me or not.

DET: **[Speaking in Arabic.]**

TRANS 2: But I hope that it will be beneficial for me.

DET: **[Speaking in Arabic.]**

TRANS 2: Because some of my brothers inside entered the rehabilitation program and it was beneficial to them.

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BM: Your personal representatives described you as a very polite and sincere person, but your profile says that you've been very non-compliant with the guards. And I wanted to ask why, why you've chosen to, to be non-compliant with the guards at Guantanamo.

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Currently my situation in here is fine.

[Translator two conferring with private counsel.]

DET: **[Speaking in Arabic.]**

TRANS 2: Okay, I am more than compliant. I am highly compliant. Above compliant. Here. As my situation.

PR 2: Can you talk about how in the past, your reasons when you were in a non-compliant status? Can you talk and share with them what your reasons were?

TRASN 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Because of the way I was treated inside.

DET: **[Speaking in Arabic.]**

TRANS 2: There was no officers that would listen to us and treat and -

[Private counsel and translator two conferring.]

TRANS 2: Solve our problems.

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DET: **[Speaking in Arabic.]**

TRANS 2: And so I chose the easiest way, which is the strike.
The hunger strike.

DET: **[Speaking in Arabic.]**

TRANS 2: And the strike is known to be a peaceful protest in
the world.

DET: **[Speaking in Arabic.]**

TRANS 2: There is no -

PC: No aggression.

TRANS 2: No aggression towards others.

DET: **[Speaking in Arabic.]**

TRANS 2: As far as protesting, the doctor tells me this is your
choice. And the Colonel tells me this is your choice.

PR 2: And by the Colonel, you mean Colonel Heath, the joint
detention group commander.

DET: **[Speaking in Arabic.]**

TRANS 2: The old Colonel, the former Colonel.

PR 2: Colonel Bogdan.

TRANS 2: **[Speaking in Arabic.]**

PR 2: He refers to Colonel Bogdan, the former joint detention
group commander.

PM: Can I ask—I'd like to as a follow up along the same lines.

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PM: Do you want to translate that or do you want me to keep going?

TRANS 1: No. We have -

PM: I'm going to ask a follow up question along those same lines.

TRANS 1: **[Translation of above.]**

PM: Moath has statements in which he is very critical of the United States. He says he's interested in going to rehab. But then in your statement you mention you like being your own master. In a rehabilitation program, you won't be your own master. You would still be going through that program.

TRANS 1: **[Translation of above.]**

PM: Moath, can you talk about ----

TRANS 2: His talk is not correct.

PM: Okay, Moath ----

DET: **[Speaking in Arabic.]**

Trans 2: If it was ----

DET: **[Speaking in Arabic.]**

TRANS 2: I mean if it was a rehabilitation program in Guantanamo it won't be even here.

DET: **[Speaking in Arabic.]**

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TRANS 2: I was hoping that there would be a wish that will be a rehabilitation program here before I even go outside.

PM: Okay. Moath, can you talk to us about what you think rehabilitation means? What do you think it means to be rehabilitated?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: And I've heard rehabilitation ----

DET: **[Speaking in Arabic.]**

TRANS 2: From what I heard what rehabilitation does for me it will be to help me when I get out and for my future.

PC: To re-integrate.

TRANS 2: To re-integrate into society.

PM: Would you be willing to look at a rehabilitation program that ask you to change your mind about some of your religious beliefs, or principles that you've lived by?

TRANS 1: **[Translation of above.]**

[Private counsel conferring with detainee.]

DET: **[Speaking in Arabic.]**

TRANS 1: Okay. **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I hope so.

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DET: **[Speaking in Arabic.]**

TRANS 2: I mean I hope that the rehabilitation program will help me re-integrate in society.

PM: So, can you talk about, then, whether your - what does Jihad mean to you? What did it meant to you when you went to Afghanistan? What does it mean now?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: So Jihad is struggling.

DET: **[Speaking in Arabic.]**

TRANS 2: This is according to Sharia according to Islamic law, that's what it means.

[Translator one conferring with translator two.]

DET: **[Speaking in Arabic.]**

TRANS 2: I cannot say -

PC: Ma'am, I don't think, I don't think he, I don't think Mr. Al-Alwi was able to fully answer you initial question.

TRANS 1: Can you repeat the question?

PC: About the meaning of Jihad.

[Translator two conferring with detainee and personal representative.]

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TRANS 2: I don't deny that Jihad is a struggle is not part of religion.

DET: **[Speaking in Arabic.]**

TRANS 2: However, truthfully I cannot speak of, in reality, in this reality I cannot speak of Jihad.

DET: **[Speaking in Arabic.]**

TRANS 2: It's not for everyone to just speak about Jihad.

DET: **[Speaking in Arabic.]**

TRANS 2: You need to ask the question to a scholar in the Islamic laws who are able to talk about Jihad.

DET: **[Speaking in Arabic.]**

TRANS 2: It's -

PC: Recognized by the government.

DET: **[Speaking in Arabic.]**

TRANS 2: For example, the Saudi -

PC: Islamic Law Council.

PM: So, what ----

PC: If I may follow up.

PM: Yeah. Please.

PC: Forgive me Ma'am. Just a follow up question along the personally, what is the meaning of Jihad? You started to say that it was struggle.

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TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I cannot give my opinion about Jihad. Jihad is just not an opinion. It's not just an opinion.

DET: **[Speaking in Arabic.]**

TRANS 2: Jihad ----

DET: **[Speaking in Arabic.]**

TRANS 2: Jihad is a Fatwa. Meaning someone who's an expert in Islamic Law who needs to talk about this.

DET: **[Speaking in Arabic.]**

TRANS 2: And I'm not the scholar. I'm not qualified.

PC: **[Speaking in Arabic.]** What is the meaning of struggle?

DET: **[Speaking in Arabic.]**

TRANS 2: What's struggle? What it means?

DET: **[Speaking in Arabic.]**

TRANS 2: Struggle is for example, for example, as an example, struggle helping the parents. This is part of Jihad.

DET: **[Speaking in Arabic.]**

TRANS 2: To work towards my future. This is part of Jihad.

DET: **[Speaking in Arabic.]**

TRANS 2: Fighting, I'm not going to - I'm not talking about fighting.

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PC: You're not qualified.

TRANS 2: I'm not ----

PC: Qualified.

TRANS 2: Qualified to talk about fighting.

DET: **[Speaking in Arabic.]**

TRANS 2: Because this is a scholar job. Qualification.

PM: Okay. We have another question here.

BM: So thank you very much for being with us this morning.

TRANS 1: **[Translation of above.]**

BM: And answering our questions.

TRANS 1: **[Translation of above.]**

BM: So ----

DET: **[Speaking in Arabic.]**

BM: From what I understand ----

TRANS 2: No problem.

BM: Your views about Jihad are informed by what Islamic scholars say.

TRANS 1: **[Translation of above.]**

BM: So with that understanding ----

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

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BM: If there was, and again this is - I'm asking you a hypothetical question. If there was a Fatwa issued by an Islamic scholar that you respected that called for the raising of arms against civilians, how would you view that?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Obligated because of the Fatwa.

BM: I'm sorry, could you repeat that?

TRANS 2: To do any of this.

BM: You would or would not?

TRANS 2: I'm not obligated. Just, I'm not. I am not obligated to listen to the Fatwa.

BM: Would you have felt obligated in the past?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No.

BM: Have your ---

PC: Why for this particular ----

BM: Have your views about how you view Fatwas and the notion of Jihad changed over the years?

TRANS 1: **[Translation of above.]**

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BM: For example, for the time you were in Afghanistan and the region, since the time of today.

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: First of all -

DET: **[Speaking in Arabic.]**

TRANS 2: First of all, I didn't go to Afghanistan for Jihad.

DET: **[Speaking in Arabic.]**

TRANS 2: I went as an immigrant to Afghanistan.

BM: I'm not suggesting that you did. What I'm trying to understand is have your views about Fatwas and Jihad changed since your time in Afghanistan until today?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I'm not even convinced what's going on in Afghanistan or even in other places than Afghanistan.

DET: **[Speaking in Arabic.]**

TRANS 2: As far as Jihad.

DET: **[Speaking in Arabic.]**

TRANS 2: This is what happened is the killing of Muslims between each other.

DET: **[Speaking in Arabic.]**

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TRANS 2: I'm not even convinced about the killing in Afghanistan or outside Afghanistan ----

PC: I'm not convinced there is a Jihad in Afghanistan.

TRANS 2: I'm not even convinced that there is Jihad in Afghanistan or outside Afghanistan.

BM: Have you had a chance to interact with any clerics or religious leaders while you've been at GTMO? Such as anybody from the Saudi rehabilitation center?

TRANS 1: **[Translation of above.]**

PC: Could we repeat that translation please?

TRANS 1: **[Translation of above.]**

PC: Sir, can I clarify if the original question was about whether he had interacted with any Jihadi leadership or were you asking whether he had interacted with any scholars?

BM: No, no, no. My question was has he interacted with any Saudi or religious scholars since he's been at GTMO?

TRANS 1: **[Translation of above.]**

PC: Thank you, Sir.

TRANS 1: **[Translation of above.]**

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PC: Sorry. Sir again, I don't think the translation is coming across as clearly as the question was. I believe the question was has he interacted with Saudi religious scholars at Guantanamo, correct Sir?

BM: Correct. Or other religious scholars, if they were not Saudis.

[REDACTED]
BM: Correct.

PC: Was that your question, Sir?

BM: Correct.

TRANS 1: **[Translation of above.]**

[Private counsel and detainee conferring.]

DET: **[Speaking in Arabic.]**

TRANS 2: No.

BM: Thank you.

PC: And Sir, if I may clarify. Sir, that may well be

[REDACTED]
But because Mr. Al-Alwi is a Yemeni national I'm not sure he would have had the opportunity [REDACTED]

[REDACTED]
[REDACTED] I'm not sure about that. But that would be my understanding.

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BM: Understood. And then I did want to ask before I turned it over to the other board members. Going back to your current status in the hunger strike that you're on - understanding from your private representative and his statements that he read to the board that your intention, at least as he understands them, is to end your hunger strike if you're approved for released. Is that correct statement?

TRANS 1: **[Translation of above.]**

[Private counsel conferring with detainee.]

[Translator two conferring with the detainee.]

TRANS 2: Can you repeat it in English please? In English.

BM: Sure, it's my understanding from what your personal rep - your private counsel read to us is that it's your intention to end your hunger strike if you're released by this board. Is that a correct statement?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: With no doubt.

BM: And I understand from your personal representatives that they have encouraged you to work on ending your hunger strike even now.

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TRANS 1: **[Translator of above.]**

BM: Can you tell us why you have not been working with medical staff to end your hunger strike?

TRANS 1: **[Translation of above.]**

BM: Now?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I worked with them a lot - the medical staff.

DET: **[Speaking in Arabic.]**

TRANS 2: I continue to work with them even now.

DET: **[Speaking in Arabic.]**

TRANS 2: If I wasn't working with the medical staff ----

DET: **[Speaking in Arabic.]**

TRANS 2: Probably my weight will go to 70 or 75 pounds.

DET: **[Speaking in Arabic.]**

TRANS 2: I live day to day on one meal.

DET: **[Speaking in Arabic.]**

TRANS 2: On a ---

PC: Single box.

TRANS 2: Single box of ----

PC: Ensure plus.

TRANS 2: Ensure plus.

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PC: 350 calories.

TRANS 2: 350 calories

DET: **[Speaking in Arabic.]**

TRANS 2: I work with medical, with the medic.

BM: I understand.

DET: **[Speaking in Arabic.]**

BM: I understand that part. But what I'm trying to understand
is ----

TRANS 1: **[Translation of above.]**

BM: But what I'm trying to understand is why you haven't worked
on actually ending your hunger strike.

TRANS 1: **[Translation of above.]**

BM: Because what I'm reading from the personal statement is
you're only willing to end your hunger strike if you're released.
What I'm trying to understand is why ----

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes, correct. If I have an answer to my future.

DET: **[Speaking in Arabic.]**

TRANS 2: I'm just - I'm not doing this strike, the hunger
strike just because I love doing the strike, of love, out of love.

BM: What is - what type of housing unit are you currently in?

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TRANS 1: [Translation of above.]

DET: [Speaking in Arabic.]

TRANS 2: [REDACTED]

BM: Is that ----

DET: [Speaking in Arabic.]

TRANS 2: [REDACTED]

DET: [Speaking in Arabic.]

BM: [REDACTED]

DET: [Speaking in Arabic.]

TRANS 2: Because I'm not - because of the hunger strike [REDACTED]
[REDACTED]

BM: Thank you.

BM: And have you served as a cell block leader at all?

TRANS 1: [Translation of above.]

DET: [Speaking in Arabic.]

TRANS 2: Never.

BM: Thank you.

[Board member and presiding member conferring.]

BM: Good morning Mr. Al-Alwi.

TRANS 1: [Translation of above.]

BM: I also want to thank you for participating with us today.

TRANS 1: [Translation of above.]

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BM: I too would like to go back to a question from one of my colleagues here.

TRANS 1: **[Translation of above.]**

BM: Concerning your disciplinary history.

TRANS 1: **[Translation of above.]**

BM: My understanding is that when you were not compliant ----

TRANS 1: **[Translation of above.]**

BM: The reason was not the hunger strike.

TRANS 1: **[Translation of above.]**

BM: But other things you were doing such as threatening other detainees.

TRANS 1: **[Translation of above.]**

BM: What has caused you recently to change your behavior?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I never threaten anybody or ----

PC: Instigated.

TRANS 2: Instigated anyone.

DET: **[Speaking in Arabic.]**

Trans 2: And all the brother inside are ready to witness. To become a witness in this.

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BM: So what has changed that you are now considered compliant?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: My emotional - the way I feel is the same.

DET: **[Speaking in Arabic.]**

TRANS 2: I don't have a problem with anybody.

BM: So, is it how the guards are now reacting to you that has changed?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Guards treatment is the same. Nothing changed.

BM: Just to change subjects a bit, I know that you have some nephews in Saudi Arabia.

TRANS 1: **[Translation of above.]**

BM: And that they are currently young boys.

TRANS 1: **[Translation of above.]**

BM: But if they were older and one of them came to you and said, "Should I go fight in Syria?"

TRANS 1: **[Translation of above.]**

BM: What would you say to him?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

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TRANS 2: Of course I will not let him go.

BM: When you told your parents many years ago that you were going to Afghanistan ----

TRANS 1: **[Translation of above.]**

BM: What did they say to you? What was their reaction?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: My parents did not know that I was going to Afghanistan.

DET: **[Speaking in Arabic.]**

TRANS 2: And if they knew they would have stopped me.

BM: Why didn't you tell your parents you were going to Afghanistan?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Because it was my decision.

DET: **[Speaking in Arabic.]**

TRANS 2: I mean the situation; my situation back then is what pushed me to get Afghanistan.

DET: **[Speaking in Arabic.]**

TRANS 2: I was afraid that if they knew they will stop me.

PR 2: Why? But why **[Unintelligible]**

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DET: **[Speaking in Arabic.]**

TRANS 2: I didn't finish high school.

DET: **[Speaking in Arabic.]**

TRANS 2: Sorry, middle school.

DET: **[Speaking in Arabic.]**

TRANS 2: Because I was not Saudi.

DET: **[Speaking in Arabic.]**

TRANS 2: I wasn't able to have a job because I was not Saudi.

DET: **[Speaking in Arabic.]**

TRANS 2: I had my hands tied from all angles.

BM: So have your brothers and sisters been able to become successful in Saudi?

DET: **[Speaking in Arabic.]**

TRANS 2: I've been here the whole time. I don't know how their situation changed. All I know is how I left it back then.

PM: So I want to just remind you before we go onto the next questions, remind the detainee, we're trying to assess your mindset to determine whether or not you're a threat to the United States.

TRANS 1: **[Translation of above.]**

PM: I'm finding your answers to be very vague and a little hostile.

TRANS 1: **[Translation of above.]**

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PM: Is that what you mean to convey? Or what would you like to convey to us in how you're answering and how your statement was?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: First of all ----

DET: **[Speaking in Arabic.]**

TRANS 2: I never had any hostility against the American people before I got here or now.

DET: **[Speaking in Arabic.]**

TRANS 2: The reality is I don't know nothing about the American people.

DET: **[Speaking in Arabic.]**

TRANS 2: All I know is the people protest in front of the White House to ask for my release from here.

PC: And those people are American people.

DET: **[Speaking in Arabic.]**

TRANS 2: How do you want me to be against people that are helping me to get out of here and make me happy?

[Presiding member conferring with board member.]

BM: Sure. Good morning.

TRANS 1: **[Translation of above.]**

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BM: I was wondering Sir, if you could tell me about ---- what do you think you would do if you were released from Guantanamo? How would you support yourself?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: First of all I would like to continue my study.

DET: **[Speaking in Arabic.]**

TRANS 2: Also, I will try to start an institute, a rehab -

PC: A trade school.

TRANS 2: Trade school.

DET: **[Speaking in Arabic.]**

TRANS 2: To learn.

PC: Trade.

TRANS 2: Trade. Profession.

DET: **[Speaking in Arabic.]**

TRANS 2: To build my future.

BM: What do you think you'd like to study?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Engineer.

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BM: Am I correct to understand you would like to go back to Saudi Arabia?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes, I would like that.

BM: If you went back to Saudi Arabia would the government still --- would your hands still be tied by the government?

TRANS 1: **[Translation of above.]**

PC: If you wouldn't mind repeating the translation.

TRANS 1: **[Translation of above.]**

PC: Forgive me. I believe the board members question went to whether, and correct me if I'm wrong; I believe it went to whether Moath's hands would be tied, as opposed to whether he would be under surveillance, correct?

BM: Correct. I'm going back to his original statement saying the Saudi--- his hands were tied when he left Saudi Arabia the first time.

TRANS 1: **[Translation of above.]**

BM: If I could -----

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: What I heard from the lawyer.

DET: **[Speaking in Arabic.]**

TRANS 2: That the situation has changed.

DET: **[Speaking in Arabic.]**

TRANS 2: And I hope so.

DET: **[Speaking in Arabic.]**

TRANS 2: I mean, technically Saudi Arabia is my country.

DET: **[Speaking in Arabic.]**

TRANS 2: I was born in Saudi.

[Presiding member conferring with board member.]

BM: I'd like to ask you a few questions about your written statement and also about your detainee profile.

TRANS 1: **[Translation of above.]**

BM: In your written statement you say that the Taliban welcomed you and you were treated with the utmost respect.

TRANS 1: **[Translation of above.]**

BM: I'm interested in your views on whether you agreed with their form of government and their implementation of ----- or their view of Islamic law.

[Translator one conferring with board member.]

DET: **[Speaking in Arabic.]**

TRANS 2: In this situation I don't know anything about this.

TRANS 1: **[Translation of above.]**

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TRANS 2: But as far as before.

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

PC: Can you please allow him to answer the question?

DET: **[Speaking in Arabic.]**

TRANS 2: What I thought about them before, that they were----
government was follow justice.

DET: **[Speaking in Arabic.]**

TRANS 2: According to Saudi Arabia, according to many other
governments in UAE.

DET: **[Speaking in Arabic.]**

TRANS 2: It's true that when I was in Afghanistan I saw
justice. I saw good treatment to other people.

DET: **[Speaking in Arabic.]**

TRANS 2: They treat ---- they respect everyone.

BM: Just to clarify, he was referring to the Taliban
government?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

BM: Can you explain your views of the current Afghan
government? Do you view them as a legitimate government, or do you

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support the Taliban's attempts to, gain, and overthrow that government?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I don't know anything about the new government.

BM: In turning to your ---- the unclassified detainee profile, it says that you have a history of expressing hatred and threats toward American, yet your personal representatives said that you would welcome the opportunity to be transferred to the United States. Can you explain why you would want to be transferred to the United States if you've expressed hatred towards Americans?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: That's not true.

DET: **[Speaking in Arabic.]**

TRANS 2: I don't have any ill feeling towards Americans.

DET: **[Speaking in Arabic.]**

TRANS 2: How do I hate a population that I don't know? People I don't know. I don't know about.

BM: And why do you support those fighters?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

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TRANS 2: I don't have ---- I don't know any groups in Syria and I don't have any contact with any group in Syria.

DET: **[Speaking in Arabic.]**

TRANS 2: What do you want me to ----

PC: Empathize.

TRANS 2: Empathize with someone I never met?

DET: **[Speaking in Arabic.]**

TRANS 2: But I am empathizing, sympathizing with the Syrian people.

DET: **[Speaking in Arabic.]**

TRANS 2: With the women and children.

DET: **[Speaking in Arabic.]**

TRANS 2: That are dying everyday with no reason.

DET: **[Speaking in Arabic.]**

TRANS 2: And this is the whole world is sympathizing with them.

PC: And Moath when you talk about Syrian women and children, are you talking about Muslims, Christians?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Everyone. All levels. All classes.

BM: All right. Thank you.

TRANS 1: **[Translation of above.]**

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BM: Good morning Moath.

TRANS 1: **[Translation of above.]**

BM: Moath, you've expressed a desire to improve your station in life and prepare for a life outside of detention.

TRANS 1: **[Translation of above.]**

BM: Can you tell the board what opportunities you've taken advantage of that have been offered to you on Guantanamo?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I mean I'm in a prison. I'm not in some kind of trade school.

DET: **[Speaking in Arabic.]**

TRANS 2: We only have opportunity for simple things.

DET: **[Speaking in Arabic.]**

TRANS 2: For example art class.

DET: **[Speaking in Arabic.]**

TRANS 2: I learn few things. Very simple.

DET: **[Speaking in Arabic.]**

TRANS 2: But if I leave here I will go into a trade school to better myself.

PC: What did you learn in the art class?

TRANS 2: **[Translation of above.]**

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DET: **[Speaking in Arabic.]**

TRANS 2: I learn how to make ----

PC: Closets.

TRANS 2: Closets.

PC: Desks.

TRANS 2: Desks. Furniture.

BM: Does he ----

TRANS 2: That's what I learned.

BM: Does he feel like he's taken full advantage of the opportunities that have been presented to him?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: If I had the opportunity, yes. I have a very strong willing, desire.

DET: **[Speaking in Arabic.]**

TRANS 2: And I demand these ---- I request these things.

PM: What, for example then, what books have read from the library at Guantanamo?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Most of the books I read were about Quran translation, explanation.

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PC: Which books for example?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: For example, explaining the great Quran.

DET: **[Speaking in Arabic.]**

TRANS 2: Whatever they bring us from the government.

BM: Now he mentions----

PC: Different commentaries that are available.

BM: Moath you mentioned that your opportunities have been somewhat limited. Do you believe that this is because of your hunger striking and other disciplinary infractions?

[Translator one conferring with board member.]

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, that's not the reason.

DET: **[Speaking in Arabic.]**

TRANS 2: Maybe for the strike is for some of these reasons.

PC: Part of the reason.

TRANS 2: Part of the reason.

DET: **[Speaking in Arabic.]**

TRANS 2: Because the opportunity that are here in Guantanamo Bay are very seldom.

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PC: Limited.

BM: Moath you mentioned that you would ----

DET: **[Speaking in Arabic.]**

TRANS 2: And are only for certain people. Certain groups.

DET: **[Speaking in Arabic.]**

TRANS 2: For example...

DET: **[Speaking in Arabic.]**

TRANS 2: For example, from what I heard on the outside the detention centers.

DET: **[Speaking in Arabic.]**

TRANS 2: There's certain classes that helps the detainee learn to rehab ---- for rehabilitation purposes.

DET: **[Speaking in Arabic.]**

TRANS 2: And to change the way the detainee feels.

DET: **[Speaking in Arabic.]**

TRANS 2: So that way the detainee have ---- is fully focused on learning.

DET: **[Speaking in Arabic.]**

TRANS 2: But in Guantanamo Bay is not the case.

DET: **[Speaking in Arabic.]**

TRANS 2: You have to be highly compliant here in Guantanamo, so they send you to these rehabilitation programs.

DET: **[Speaking in Arabic.]**

TRANS 2: Even in the high compliant section there isn't many classes that helps you learn.

DET: **[Speaking in Arabic.]**

TRANS 2: There is very limited.

PC: Subjects.

TRANS 2: The subjects are very limited.

BM: Moath you mentioned that you would like to be transferred to the United States.

TRANS 1: **[Translation of above.]**

BM: Can you tell is how you've ----

DET: **[Speaking in Arabic.]**

TRANS 2: Yes, I have no problem.

BM: Have you attempted to learn the English language, and if so can you explain how?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I'm still trying.

BM: Can you explain how you have tried up to this point?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I have few English books.

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DET: **[Speaking in Arabic.]**

TRANS 2: I try with the guards and with the brothers inside that speak English.

DET: **[Speaking in Arabic.]**

TRANS 2: But the English teacher here inside is not qualified to teach English.

BM: So it sounded like you have access, or at least some access, to things that are happening outside of Guantanamo. Have you had the ability to watch television programming?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I don't have any access to any media so that I know what's going on outside.

BM: Sorry. Was that you do not have any access to media?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Before I was punished ----

DET: **[Speaking in Arabic.]**

TRANS 2: For the last three years that passed I was not permitted to watch television.

DET: **[Speaking in Arabic.]**

TRANS 2: Or even newspapers.

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BM: Do you have access now?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yeah, but I have a very small window of opportunity.

BM: So can you tell us a little bit ----

DET: **[Speaking in Arabic.]**

TRANS 2: But, I do not go to watch television.

BM: Can you tell us a little bit about why?

DET: **[Speaking in Arabic.]**

TRANS 2: Because of time. I do not watch television - go watch television in that limited time frame because of time.

DET: **[Speaking in Arabic.]**

TRANS 2: I only have, they only permit me four hours per week.

BM: Have you utilized those four hours? In what way?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No.

DET: **[Speaking in Arabic.]**

TRANS 2: I do not go to watch television.

PC: Could you say why not?

DET: **[Speaking in Arabic.]**

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TRANS 2: I do not have enough time. I mean I talk to the
administration ----

DET: **[Speaking in Arabic.]**

TRANS 2: To give me more time.

DET: **[Speaking in Arabic.]**

TRANS 2: Because it's under the same situation with the rest of
the group inside [REDACTED]

DET: **[Speaking in Arabic.]**

TRANS 2: They have access to television 24 hours a day.

DET: **[Speaking in Arabic.]**

TRANS 2: It's my right to have access to television 24 hours a
day.

BM: So, just so I understand, you have, right now in your
living situation, you are permitted about four hours a week, while
other detainees have more access. Is that a way you're protesting of
what you're not happy with? Is that why you're refusing?

TRANS 1: **[Translation of above.]**

PC: Sir, I don't think your question was about whether that was
the cause for his hunger strike, was it?

BM: No.

TRANS 1: No?

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BM: I was asking if he was refusing or not utilizing his privilege to access television because he was unhappy that it was limited and he was protesting that by not utilizing it. It has nothing to do with his hunger strike.

[Private counsel conferring with detainee.]

DET: **[Speaking in Arabic.]**

TRANS 2: So the reason behind not going is because four hours per week is not enough.

PR 2: If I could Sir, I think I can help you get to where you want to be. Moath, you're in [REDACTED] right now. Although you're in a highly compliant status.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes. Yes.

PR 2: Okay. Most detainees who are in a highly compliant status are [REDACTED] correct?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PR 2: [REDACTED]

[REDACTED]
TRANS 2: **[Translation of above.]**

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PR 2: And you being [REDACTED] by yourself [REDACTED]

[REDACTED] -----
TRANS 2: [Translation of above.]

PR 2: Is because of the hunger strike and the fact that you have to be enteral fed.

TRANS 2: Is...?

PR 2: It's because that he is on...

TRANS 2: It's because that he is on hunger strike and being enterally fed.

TRANS 2: [Translation of above.]

DET: [Speaking in Arabic.]

TRANS 2: Yes.

PR 2: So the detainees [REDACTED] have unrestricted access to TV.

TRANS 2: [Translation of above.]

DET: [Speaking in Arabic.]

PR 2: And although you're in the same status [REDACTED] you only have access to four hours a week.

TRANS 2: [Translation of above.]

DET: [Speaking in Arabic.]

TRANS 2: Yes.

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PR 2: So although you're in the same status you aren't give the same privilege.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

Trans 2: Yes.

BM: Thank you. I think my question was a little bit more basic than that, and I understand the mechanics of why that is. My question is simply why not utilize the four hours?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: What I do in four hours? I mean ----

DET: **[Speaking in Arabic.]**

TRANS 2: What do I do? It's four hours per week. Do you want to go like 20 minutes per day?

DET: **[Speaking in Arabic.]**

TRANS 2: Or 30 minutes per day?

DET: **[Speaking in Arabic.]**

BM: So how have you been preparing yourself ----

DET: **[Speaking in Arabic.]**

TRANS 2: It's not even enough to go through the channels.

PC: Channel shop.

PR 2: Channel surf.

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TRANS 2: Channel surf.

BM: How have you been preparing yourself for a potential life outside of Guantanamo Bay?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: The situation that was imposed on me doesn't allow me to watch the outside news, but I would love to watch - know about the outside news.

PR 1: I think the question was more broad than that. While you have been at Guantanamo, how have you been preparing yourself for life outside of Guantanamo if you are transferred?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I can't tell you how I am going to prepare or how I'm preparing myself. I'm just living the way it is.

DET: **[Speaking in Arabic.]**

TRANS 2: I mean I'm boxed in, in a small room [REDACTED]
[REDACTED]

TRANS 1: **[Speaking in Arabic.]**

PM: I'm going to ask - your families stated that they would help you with jobs if you were to come to them in Saudi Arabia.

TRANS 1: **[Translation of above.]**

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DET: **[Speaking in Arabic.]**

TRANS 2: As far as calls, I get in contact with my family about once a month.

DET: **[Speaking in Arabic.]**

TRANS 2: But I never had the opportunity to discuss this subject with them.

PM: Have you discussed your plans for a trade school with them?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, I did not talk to them about them.

PC: Moath, how long are your calls with your family?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: One hour.

PC: And it happens once every how many weeks?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Now, it was every two months. Now it's becoming once a month.

PC: And then who do you speak with?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

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TRANS 2: With my mom, with my maternal uncles, and my brothers.

PC: How many people are on the call from your family?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Usually three brothers----

DET: **[Speaking in Arabic.]**

TRANS 2: Three sisters, two brothers ----

DET: **[Speaking in Arabic.]**

TRANS 2: And my parents. My father and my mother.

DET: **[Speaking in Arabic.]**

TRANS 2: And with children.

PC: So it's seven adults and then many children as well.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: So, are you spending a lot of that time just making sure everyone is okay. Or do you talk about something else?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I talk about how they are, if there's news, ----

DET: **[Speaking in Arabic.]**

TRANS 2: their health...

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DET: **[Speaking in Arabic.]**

TRANS 2: I talk to the children.

DET: **[Speaking in Arabic.]**

TRANS 2: There is no time to talk about this.

PM: All right. I want to ----

PC: Do you think about this?

TRANS 2: **[Translation of above.]**

PC: Do you think about this subject? Do you think about your future, your training?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes. I think about my future.

PM: Let me go back to ----there were a couple more questions I think. Going back to where we started.

TRANS 2: **[Translation of above.]**

PM: You mentioned that you need a Fatwa in order to engage in Jihad.

TRANS 1: **[Translation of above.]**

PM: How do you know which Fatwas to follow and how do you know which is a good Fatwa and which is a bad Fatwa?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

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TRANS 2: No, I did not say that I need a Fatwa to go fighting.

DET: **[Speaking in Arabic.]**

TRANS 2: What I said is this subject about Jihad should only be discussed by a scholar. Someone who knows the laws. The Islamic laws.

DET: **[Speaking in Arabic.]**

TRANS 2: I'm not...

PC: I'm not obligated.

TRANS 2: And even now I'm not obligated.

PC: Moath, let me follow up because this is a very important question that the President is asking you.

TRANS 2: **[Translation of above.]**

PC: How do you recognize someone that you consider a scholar?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: If you are part of the counsel, the Islamic law counsel ----

PC: The elder scholar----

TRANS 2: The elder scholar ----

DET: **[Speaking in Arabic.]**

TRANS 2: That's recognized by the government ----

PC: Which government?

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TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Saudi government.

PC: So this is a counsel of scholars that exists officially
recognized by the Saudi government?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

PC: **[Speaking in Arabic.]**

TRANS 2: **[Speaking in Arabic.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes. Officially.

PC: So that's the person you would consider a scholar?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

PC: And if someone else came and gave you a Fatwa that's not
necessarily ----

TRANS 2: **[Translation of above.]**

PC: That's not necessarily a scholar in your view.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No.

PC: And even with a - an opinion or ruling from a scholar ----

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TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, I'm not obligated.

PC: How do you explain that?

TRANS 2: **[Translation of above.]**

PC: Does it depend on the subject of the opinion?

TRANS 2: **[Translation of above.]**

PC: How do you explain that? Does the difference depend on the subject of view?

TRANS 2: **[Translation of above.]**

PC: Does the difference of attitude depend on the subject of view?

TRANS 2: **[Translation of above.]**

PC: **[Speaking in Arabic.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Of course if the Fatwa is based from a scholar in Islamic law counsel **[Unintelligible]** from the Saudi government ----

DET: **[Speaking in Arabic.]**

TRANS 2: I mean the government is not going to put a scholar unless they are qualified by - have degrees.

DET: **[Speaking in Arabic.]**

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TRANS 2: A college degree.

PC: University.

TRANS 2: University degree.

DET: **[Speaking in Arabic.]**

TRANS 2: The government is not going to take in anybody from the street and tell them, "hey come be a scholar."

PC: So these are the people whose opinions you would respect?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: As my right.

DET: **[Speaking in Arabic.]**

TRANS 2: Of course. It's in my right to listen to the Fatwa. And I'm not obligated to follow it.

PC: So there's a difference in your mind between the opinion of a scholar, a Fatwa, and a religious obligation?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: **[Speaking in Arabic.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes, there is a difference.

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PM: You also mentioned that you've had some, you had bad circumstances in Saudi Arabia. You have bad circumstances in your view now.

[Translator one conferring with presiding member.]

TRANS 1: **[Translation of above.]**

PM: Is there a time you think you had the best circumstances for you?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 1: **[Speaking in Arabic.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I'll repeat the question.

PM: I'll try to simplify it. When was the best time of his life? What was the best of his life?

TRANS 1: **[Translation of above.]**

[Translator two conferring with detainee.]

DET: **[Speaking in Arabic.]**

TRANS 2: During childhood only.

DET: **[Speaking in Arabic.]**

TRANS 2: Because my situation in Saudi Arabia before the Gulf crisis----

DET: **[Speaking in Arabic.]**

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TRANS 2: The situation was different than post Gulf crisis.

DET: **[Speaking in Arabic.]**

TRANS 2: Before the Gulf crisis I was permitted to learn.

DET: **[Speaking in Arabic.]**

TRANS 2: And be treated as equal as a Saudi and everything.

DET: **[Speaking in Arabic.]**

TRANS 2: But post Gulf crisis, everything changed.

PM: Okay. You mentioned you saw justice and fairness in Afghanistan. Was that a happy time for you being in Afghanistan?

TRANS 1: **[Translation of above.]**

[Translator one conferring with presiding member.]

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: It was a very simple short period.

DET: **[Speaking in Arabic.]**

TRANS 2: What I saw in that short period good fairness.

DET: **[Speaking in Arabic.]**

TRANS 2: The government respected everyone.

DET: **[Speaking in Arabic.]**

TRANS 2: All religion.

DET: **[Speaking in Arabic.]**

TRANS 2: Nobody assault anybody.

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PC: Moath, is that - this is based on what you were able to see in that short period of time in Afghanistan?

TRANS 2: **[Translation of above.]**

[Presiding member conferring with board member.]

PC: Based on your personal experience?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: The government give you housing.

DET: **[Speaking in Arabic.]**

TRANS 2: Living.

DET: **[Speaking in Arabic.]**

TRANS 2: Government gives you safety as well.

PC: So this was your experience?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: So it's possible other things were happening in Afghanistan that you did not know about?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I don't know.

[Translator conferring with private counsel and detainee.]

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DET: **[Speaking in Arabic.]**

TRANS 2: I don't know.

PM: Okay. We just have one more question and then we'll start the closing. So the last question----

TRANS 1: **[Translation of above.]**

PM: Have you made any mistakes in your life that you - do you have any regrets?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: In my life as far as mistakes I mean the first time I came into a police station is Guantanamo Bay.

PC: What do you mean?

DET: **[Speaking in Arabic.]**

TRANS 2: When I was living in Saudi Arabia ----

DET: **[Speaking in Arabic.]**

TRANS 2: I never done anything wrong or done any ----

PC: Violation.

TRANS 2: Violation.

DET: **[Speaking in Arabic.]**

TRANS 2: I was trying to get along with everyone.

DET: **[Speaking in Arabic.]**

TRANS 2: And I did not violate anybody.

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DET: [Speaking in Arabic.]

TRANS 2: I was trying to help everybody.

DET: [Speaking in Arabic.]

TRANS 2: As far as I can.

DET: [Speaking in Arabic.]

TRANS 2: So if it was a mistake ----

DET: [Speaking in Arabic.]

[Translator two conferring with detainee.]

PC: To the extent there was a mistake, my decision to leave and go to other countries like Afghanistan.

DET: [Speaking in Arabic.]

TRANS 2: For example ----

DET: [Speaking in Arabic.]

TRANS 2: For example, at that time if I had the opportunity to go to a different country ----

DET: [Speaking in Arabic.]

TRANS 2: That gave me the opportunity to continue my study.

DET: [Speaking in Arabic.]

TRANS 2: To build my future.

DET: [Speaking in Arabic.]

[Translator two conferring with detainee and private counsel.]

DET: [Speaking in Arabic.]

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TRANS 2: But I had limited tunnel vision.

DET: **[Speaking in Arabic.]**

TRANS 2: And I took that decision very quickly.

PC: Rashly.

TRANS 2: Rashly.

PC: So instead of Afghanistan, if you and the chance to go to
another country with more opportunity ----

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes I would.

PC: At the time back then.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: So that's the mistake?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I took a rational - rash, a decision in a rush. A
rushed decision.

PC: That was the mistake is what he's saying.

PM: All right. So I'm going to go back onto the script.

TRANS 2: That was a mistake.

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[Presiding member conferring with board member and translator one.]

PM: That concludes the questions for you from the board members. Moath, normally written statements are presented by a detainee to the Board and a transcript of the detainee's participation at the hearing is posted to the Periodic Review's website. Do you wish to have your written statement and or transcript of your participation at the hearing posted to this website?

TRANS 1: **[Translation of above.]**

PC: A minute. Please your honor, Ma'am, to just confer with Mr. Al-Alwi.

PM: Okay.

PC: Thank you Ma'am.

[Private Counsel conferring with Detainee.]

PM: Why don't we - for the sake of time and getting to the other questions, you can get back to us. The personal representatives can get back to the PRS if this needs some more discussion. For right now I'm going to say no, we're not going to post it and then you discuss it further and personal representatives, please let the PRS know. Is that acceptable?

PR 2: Yes. That's acceptable. We'll do that.

PR 1: Yes Ma'am.

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PM: Okay. Thank you. So now then for the personal representatives and the private counsel do you have questions, final questions, for Moath?

TRANS 1: **[Translation of above.]**

PR 1: Yes Ma'am.

TRANS 1: **[Translation of above.]**

PM: And I heard a yes.

PR 1: Yes Ma'am we do.

PM: Okay. So personal representatives and private counsel you may proceed with the questions.

PR 2: Please go.

PR 1: Hey Moath.

TRANS 2: **[Translation of above.]**

PR 1: They mentioned the word justice and it was in your own statement.

TRANS 2: **[Translation of above.]**

PR 1: So you had stated in your statement that there is justice in Afghanistan.

TRANS 2: **[Translation of above.]**

PR 1: What does that word justice mean to you?

TRANS 2: **[Translation of above.]**

PR 1: And how is there justice in Afghanistan?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: So justice is to do no harm.

DET: **[Speaking in Arabic.]**

TRANS 2: Is for example for someone who's stronger to violate someone less strong?

DET: **[Speaking in Arabic.]**

TRANS 2: And for government to stop that kind of violation, that's what justice is.

PR 1: So based on our conversations that we've had in the past -

--

TRANS 2: **[Translation of above.]**

PR 1: Would you agree that justice and equality are basically the same word?

TRANS 2: **[Translation of above.]**

[Translator two conferring with private counsel and personal representative one.]

DET: **[Speaking in Arabic.]**

TRANS 2: Everything is interrelated.

DET: **[Speaking in Arabic.]**

TRANS 2: Justice complete equality and equality complete intertwined.

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PR 1: We had this conversation in the past as well.

TRANS 2: **[Translation of above.]**

PR 1: We talked about you being a cell block leader.

TRANS 2: **[Translation of above.]**

PR 1: And you instigating your brothers to take part in protest. Peaceful protest.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, I never instigate anybody.

PR 1: Right. We had the conversation about what your file said. Yes?

PC: Oh, you're talking about the profile. **[Speaking Arabic.]**

TRANS 2: **[Translation of above.]**

PC: That you discussed what's in the classified file.

TRANS 2: **[Translation of above.]**

PR 1: You and I have had that conversation.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I never been a block leader.

DET: **[Speaking in Arabic.]**

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TRANS 2: My witness is the government.

PR 1: Yes.

PR 1: So when you went back and talked to your brothers about our conversation, about you being a block leader, what was their response?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: They were laughing.

PR 1: Why were they laughing at that?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: It's not reasonable. I never been a block leader.

[Personal representative one conferring with personal representative two and private counsel.]

PR 2: Moath, when we discussed your future, over the past few months----

TRANS 2: **[Translation of above.]**

PR 2: You discussed in depth that there were only three or four things.

TRANS 2: **[Translation of above.]**

PR 2: That were very important to you in any country that you might go to.

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DET: **[Speaking in Arabic.]**

PR 2: Can you tell the board about each one of those things and what it means to you?

TRANS 2: **[Translation of above.]**

PR 2: And what's important to you?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I have two important things.

DET: **[Speaking in Arabic.]**

TRANS 2: In any country I will go to.

DET: **[Speaking in Arabic.]**

TRANS 2: And I do not - I have no objection to go to any third country.

DET: **[Speaking in Arabic.]**

TRANS 2: That treat me humanely.

DET: **[Speaking in Arabic.]**

TRANS 2: Give me the right environment to build my future.

DET: **[Speaking in Arabic.]**

TRANS 2: And it's my wish that it'll be a safe country.

DET: **[Speaking in Arabic.]**

TRANS 2: Far from problems.

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PR 2: Good and we've had a lot of discussions about your future.

TRANS 2: **[Translation of above.]**

PR 2: And I've learned that you have a strong desire.

TRANS 2: **[Translation of above.]**

PR 2: To be independent and self-sufficient.

TRANS 2: **[Translation of above.]**

[Translator two conferring with detainee and private counsel.]

PR 2: But although you want to be independent and self-sufficient, you do realize at the beginning, you're going to need help. What type of help do you see yourself needing at the beginning?

TRANS 2: **[Translation of above.]**

PC: And that you'll need help at the beginning.

TRANS 2: **[Translation of above.]**

PC: You're asking what would that help would be?

PR 2: Yes. And would he be willing to accept that help?

TRANS 2: **[Translation of above.]**

[Private counsel conferring with detainee and translator two.]

DET: **[Speaking in Arabic.]**

TRANS 2: Okay. Of course, I've been here for fourteen years.

DET: **[Speaking in Arabic.]**

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TRANS 2: I need when I'm out of here to ----

DET: **[Speaking in Arabic.]**

TRANS 2: To go to a country that would help me and stand by me.

DET: **[Speaking in Arabic.]**

TRANS 2: To support me in everything until I rise from - until
I stand on my feet.

PR 2: So we talked about ya know education.

TRANS 2: **[Translation of above.]**

PR 2: Assistance with a place to live.

TRANS 2: **[Translation of above.]**

PR 2: And assistance with finding a job.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PR 2: And you would like - how long would you like that support
to go on?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I wish it won't be too long.

PR 2: Good. Okay. Earlier there were some questions.

TRANS 2: **[Translation of above.]**

PR 2: Regarding alleged statements that you had made.

TRANS 2: [Translation of above.]

[Translator two conferring with personal representative two.

TRANS 2: [Translation of above.]

PR 2: Regarding Daesh or ISIL.

TRANS 2: [Translation of above.]

PR 2: You heard about the actions through talking with the other detainees.

TRANS 2: [Translation of above.]

PR 2: What's been said about violence committed against Muslims, Christians, Jews, others?

TRANS 2: [Translation of above.]

PR 2: Is there any - what are your thoughts on those types of actions?

TRANS 2: [Translation of above.]

[Personal representative two, private counsel, and translator two conferring.]

PR 2: And the type of people that would carry those actions out.

TRANS 2: [Translation of above.]

DET: [Speaking in Arabic.]

TRANS 2: Enough information is just like hearsay.

DET: [Speaking in Arabic.]

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TRANS 2: I don't have any media access.

DET: **[Speaking in Arabic.]**

TRANS 2: That I know about ISIS. Anything about ISIS.

DET: **[Speaking in Arabic.]**

TRANS 2: But I am against violence-hostility, violence.

DET: **[Speaking in Arabic.]**

TRANS 2: In any way.

PR 2: Regardless of race, religion?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Violence is violence, regardless of religion.

PC: And is that a personal opinion or religious opinion?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: From my religious ----

DET: **[Speaking in Arabic.]**

TRANS 2: From my religious view it's forbidden to violate
anybody.

PC: Regardless of religion?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: In any religion, regardless of religion.

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PR 2: One last question about Guantanamo.

TRANS 2: **[Translation of above.]**

PR 2: There's been times in the past where you were in a non-compliant status.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PR 2: What were some of those reasons and then how come now, since let's say 2013?

TRANS 2: **[Translation of above.]**

PR 2: That's enabled you to go from being non-compliant.

TRANS 2: **[Translation of above.]**

PR 2: To now, where you are highly compliant?

TRANS 2: **[Translation of above.]**

PR 2: What changed in your condition?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Okay. I mean from before I was compliant.

DET: **[Speaking in Arabic.]**

TRANS 2: But what happened.

DET: **[Speaking in Arabic.]**

TRANS 2: So the former Colonel.

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PC: The riot squad, the IRS.

TRANS 2: The riot squad brought - forced.

DET: **[Speaking in Arabic.]**

TRANS 2: And that's how things get out of hand **[Unintelligible]**
for punishment.

DET: **[Speaking in Arabic.]**

TRANS 2: And nobody liked what the Colonel did basically.

PC: He said the doctors and the ----

TRANS 2: Even the doctors and the medical staff.

PC: The senior medical staff.

TRANS 2: The senior medical officer.

DET: **[Speaking in Arabic.]**

TRANS 2: And I used to walk with my own legs towards meal.

PC: Tube feeding.

TRANS 2: The tube feeding.

PR 2: There were some instances in 2013 when ----

TRANS 2: **[Translation of above.]**

PR 2: When largely the entire camp populace was in a
noncompliant status.

TRANS 2: **[Translation of above.]**

[Translator two conferring with personal representative two.]

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PR 2: And so how did that change? How was that brought ----

TRANS 2: Yes.

PR 2: And so how did that change? How was that brought ----

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: There were people did not - couldn't go through with
it because of punishment ---

PR 2: Torture.

PR 2: Mistreatment?

TRANS 2: Not mistreatment.

PC: Torture.

TRANS 2: Torture, torture because of torture.

PR 2: Thank you.

TRANS 2: Mistreatment.

PR 2: But when it ended did conditions improve?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, it did not improve.

[Personal representative conferring with private counsel.]

PC: I have a few more questions Ma'am, with your permission.

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PM: Please, go ahead.

PC: Thank you. Moath, did you have a meal last night?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, I ate before I come to the meeting.

PC: Is that when you drank the Ensure?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, apart from the Ensure.

PC: So why did you drink the Ensure nutritional supplement and then have the meal that you have?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I had an agreement with a female doctor.

PC: What was that agreement?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

PC: Because I vomit.

TRANS 2: Because I vomit everything - nothing stays in. I vomit the food.

DET: **[Speaking in Arabic.]**

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TRANS 2: So I had an agreement with the female doctor that I take my medication ----

DET: **[Speaking in Arabic.]**

TRANS 2: With food. With the meal.

DET: **[Speaking in Arabic.]**

TRANS 2: And I take the other calories.

DET: **[Speaking in Arabic.]**

TRANS 2: Via the ----

PC: So my understanding is that the agreement is that you take your medication in combination with the nutritional supplement, the Ensure. But that you would complete this calorie count with the meal. And then what's the result of that?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: To keep my weight and my health.

PC: And were you also doing that because of today?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, every day.

PC: And when you talk about this medication, what is this medication, what does it do?

TRANS 2: **[Translation of above.]**

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DET: **[Speaking in Arabic.]**

TRANS 2: [REDACTED]

DET: **[Speaking in Arabic.]**

TRANS 2: [REDACTED]

PC: And that enables you to keep your weight?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes, to keep my weight.

PC: And that's your agreement with the medical officer?

TRANS 2: **[Translation of above.]**

TRANS 2: Yes.

PC: And Moath, you had mentioned to all of us----

TRANS 2: **[Translation of above.]**

PC: That you intend to end your hunger strike.

TRANS 2: **[Translation of above.]**

PC: If you are approved for release.

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: Why is that?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I mean I would know what's going on, what will happen with me. My destiny.

PC: So once you know your fate, then you can stop your hunger strike?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: And Moath, when you went to Afghanistan, how long ago was that?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: In the end of - maybe towards the end of 2001 or the middle of 2001. I don't really remember exactly.

PC: So many years ago.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yeah, I can't really think. There are many things I forgot.

PC: How old were you back then?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I think you have mistaken your...

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DET: **[Speaking in Arabic.]**

TRANS 2: I was 22 years old when I went to Afghanistan.

PC: To Afghanistan, I'm sorry.

TRANS 2: **[Translation of above.]**

PC: So you were 22?

TRANS 2: **[Translation of above.]**

PC: And you went to Afghanistan without the permission of your parents?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: And your parents would've prevented it?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, they would not agree.

PC: And the conditions that pushed you out included not being able to learn, or find a job, after the Gulf crisis, because you are not a Saudi. Correct?

TRANS 2: **[Translation of above.]**

PC: Included not being able to learn.

TRANS 2: **[Translation of above.]**

PC: Or to find a job.

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TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: As a non-Saudi.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: After the Gulf crisis.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: You would've gone to another country if you had a choice.

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: So that was the mistake that you committed in your youth?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: The mistake was the rushed decision.

PC: But when it comes to conditions in Saudi Arabia today....

TRANS 2: **[Translation of above.]**

[Private counsel conferring with translator two.]

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PC: You don't know what the circumstances are in Saudi Arabia today, is that correct?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: A few more questions Moath.

TRANS 2: **[Translation of above.]**

PC: When you - whoever, regardless of which country you go to....

TRANS 2: **[Translation of above.]**

PC: If it's Saud Arabia, or another country.

TRANS 2: **[Translation of above.]**

PC: Would you consent to the government of that country?

TRANS 2: **[Translation of above.]**

PC: That the government of that country would impose conditions on your resettlement----

[Translator two conferring with private counsel.]

PC: Would you accept any conditions?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes. I will agree.

PC: Of course we understand that you want to be treated

humanely and you want to have opportunities.

TRANS 2: **[Translation of above.]**

PC: And that you want to have opportunities.

TRANS 2: **[Translation of above.]**

[Private counsel conferring with translator two.]

TRANS 2: **[Translation of above.]**

PC: But besides that there are security conditions.

TRANS 2: **[Translation of above.]**

PC: And you would agree to those security conditions?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Yes.

PC: Okay. So now for the most important question.

TRANS 2: **[Translation of above.]**

PC: Would you please finally share with the board, the recipe
for your Snickers bar that you make?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: No, I don't think so.

PC: Why not?

TRANS 2: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

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TRANS 2: No, it's a trade secret.

PC: All right. Well would you at least promise us that when you get out, Inshallah, you will share it with everyone?

TRANS 2: **[Translator of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: Okay. I'll just put it in the ingredient in the Saudi's package.

PC: The package.

TRANS 2: Yeah the package. Only the greeting, you can only read it through the package.

PC: Thank you.

TRANS 2: **[Translation of above.]**

PC: Thank you Ma'am.

PM: All right. Thank you. Moath, do you have anything further that you wish to say?

TRANS 1: **[Translation of above.]**

DET: **[Speaking in Arabic.]**

TRANS 2: I have only one question.

DET: **[Speaking in Arabic.]**

TRANS 2: 2009.

DET: **[Speaking in Arabic.]**

TRANS 2: There was a big protest.

DET: **[Speaking in Arabic.]**

TRANS 2: It was a hunger strike.

DET: **[Speaking in Arabic.]**

TRANS 2: Why the board did not ask to stop that hunger strike?

[Private counsel conferring with detainee and translator two.]

PC: [to TRANS 2] I think you need to retranslate.

TRANS 2: Okay so in 2009 I was under the hunger strike.

DET: **[Speaking in Arabic.]**

TRANS 2: There was the government knew about ----

PC: The administration and government were responsive.

[Private counsel conferring with translator two.]

TRANS 2: The government and administration were responsive.

DET: **[Speaking in Arabic.]**

PC: They resolved.

TRANS 2: They resolved all the problems.

DET: **[Speaking in Arabic.]**

TRANS 2: You don't just go under hunger strike just for the
love of it.

DET: **[Speaking in Arabic.]**

TRANS 2: I wanted to go with the most peaceful way to protest.

DET: **[Speaking in Arabic.]**

TRANS 2: That would not harm anybody else.

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DET: **[Speaking in Arabic.]**

TRANS 2: This is it.

PM: All right Moath, this concludes your participation in this hearing. The board will continue in a classified session. Your personal representatives and private counsel will remain and attend the classified session, and will continue to advocate on your behalf.

TRANS 1: **[Translation of above.]**

[Translator one conferring with the presiding member.]

PM: [to TRANS 1] Would you like me to read it again?

TRANS 1: Yeah, yeah.

PM: This concludes your participation of the hearing. The board will continue in a classified session. Your personal representatives and private counsel will remain and attend the classified session, and will continue to advocate on your behalf.

TRANS 1: **[Translation of above.]**

PM: The Board will the deliberate to determine whether your continued law of war detention is warranted in your case. Your personal representative will advise you of the results.

TRANS 1: **[Translation of above.]**

PM: We'll take a 15-minute recess and prepare for the remaining session.

TRANS 1: **[Translation of above.]**

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[The detainee's session closed at 1226, 22 September 2015

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ABBREVIATION AND ACRONYM KEY

BM: BOARD MEMBER
DET: DETAINEE
PC: PRIVATE COUNSEL
PM: PRESIDING MEMBER
PR 1: PERSONAL REPRESENTATIVE ONE
PR 2: PERSONAL REPRESENTATIVE TWO
TRANS 1: TRANSLATOR ONE (LOCATED AT PRS HQ)
TRANS 2: TRANSLATOR TWO (LOCATED AT GUANTANAMO BAY)