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CA: This periodic review board is being conducted at 0903 hours on 5 May 2014, with regard to the following detainee: Muhammad Abd Al-Rahman Al-Shumrani, ISN 195.

As a reminder, a transcript of the unclassified portions of these proceedings will be posted on the PRS website.

Representatives from the following detainee -- from the following agencies are present and are members of the board:

DEPARTMENT OF DEFENSE;

DEPARTMENT OF STATE;

DEPARTMENT OF JUSTICE;

DEPARTMENT OF HOMELAND SECURITY;

OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE;

OFFICE OF THE CHAIRMAN OF THE JOINT CHIEFS OF STAFF;

The following personnel are also present:

LEGAL ADVISOR TO THE BOARD;

CASE ADMINISTRATION TEAM LEAD;

CASE ADMINISTRATOR;

PERSONAL REPRESENTATIVES; and

SECURITY OFFICER.

CA: The detainee's personal representatives are located at the detention facility, U.S. Naval Station Guantanamo Bay, Cuba, and are attending this hearing via video teleconference.

This session is being observed by foreign, national,

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and local media; foreign government officials, and representatives from nongovernmental organizations.

PM: This board is called to order. This board is convened to determine whether continued law of war detention is warranted for Muhammad Abd Al-Rahman Al-Shumrani, ISN 195, in order to protect against a continuing significant threat to the security of the United States.

This periodic review board hearing is unclassified in this session. Classified documents and classified discussions relating to classified information shall not be presented or discussed during the unclassified session of this hearing.

This is the periodic review board to determine whether continued law of war detention is warranted for the detainee. His continued law of war detention will be warranted if such detention is necessary to protect against a continuing significant threat to the national security of the United States. The focus of this hearing is on the threat the detainee may pose to the United States and its interests if transferred or released from U.S. custody, and not on the lawfulness of his detention.

The personal representatives are the detainee's representatives to assist and advocate in this process. There is no private counsel participating in the hearing.

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Additionally, the detainee has elected not to participate in this hearing.

Personal representatives, has the detainee had an opportunity to review the unclassified summary?

PR: Yes.

PM: Thank you.

I will now read for the record the unclassified summary:

Muhammad Abd Al-Rahman Al-Shumrani was recruited for jihad while working as a high school teacher in Saudi Arabia, and he subsequently served as a recruiter in Saudi Arabia for al-Qaida and the Taliban. During interviews, he stated he initially aspired to fight in Bosnia and Chechnya, but on his parents' insistence, traveled instead to Afghanistan to undergo training. While in Afghanistan, the detainee trained with and almost certainly joined both al-Qaida and the Taliban. After completing his training, the detainee possibly attempted to travel to Chechnya to engage in jihad but was unable to enter that region and so returned to Saudi Arabia. He later returned to Afghanistan, where he fought on the front lines against the Northern Alliance and almost certainly against U.S. forces. During his time in Afghanistan, the detainee probably cultivated direct or indirect relationships with numerous extremist

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leaders.

The detainee has been a problematic and unpredictable detainee throughout his incarceration at the Guantanamo Bay detention facility, having committed several significant disciplinary infractions and used his authority as a religious leader to encourage other detainees not to cooperate with the detention staff. He has provided little information during interviews, probably is withholding information of value, and has declined all interviews since 2007.

While the detainee openly admitted to participating in jihad in Afghanistan, he has been careful not to implicate himself further during interrogations and repeatedly has recanted prior statements or refused to discuss his own file and involvement in terrorism. He repeatedly has told interrogators and other detainees he would reengage in extremism if he were released from Guantanamo. He has minimal known associations with at-large extremists.

This concludes the unclassified statement -- summary statement.

Does the personal representative wish to make an unclassified opening statement in this unclassified session?

PR: Yes.

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PM: I would like to remind all participants that any information shared at this time must be unclassified. If there is a concern about the classification of the information, I will indicate such and proceedings will stall -- will stop until the classification issue is resolved.

Personal representatives, you may proceed with your opening statement.

PR: Good morning, ladies and gentlemen of the board. We are the representatives for Muhammad Abd Al-Rahman Al-Shumrani. We will be representing -- presenting Muhammad's case to you today without the aid of private counsel. Additionally, Muhammad elected not to participate during this portion of the process, but we want you to know that though he is not physically present at today's board, he has been cooperative during the earlier stages of the PRB process. He has provided information to us via letters on several occasions that help explain why he has chosen not to appear today. He also has provided us some information about what he would like to do in the future.

Muhammad has spent 12 years at Guantanamo Bay, and during that time he has missed the birth of many family members and has had to endure the pain of losing his father. In fact, he found out about the death of his father 8 years after the

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fact. Now he desires to be reunited with his family, especially his mother, and make up for lost time. Today you will hear about the composition of his family, his future desires, should he be released from Guantanamo Bay.

Muhammad benefits from being a Saudi citizen, and according to the unclassified dossier "the Saudi government has provided the appropriate assurances to facilitate the transfer of detainees." As a result of "these assurances, the United States has transferred over 100 detainees, including two in 2013, to Saudi Arabia." Saudi Arabia has established a robust rehabilitation and aftercare program "focused on changing the attitudes of Saudis who have been involved in terrorism and include detainees transferred from the Guantanamo Bay detention facility. The components of this program include counseling, religious instruction, sports, and social and therapeutic activities." Additionally, family members are able to visit the detainees going through the program. Muhammad has told us that he is willing to go through the government program even though he does not know the details of the program. This shows his desire to turn his life around and return home to be with his family.

Muhammad would like to be here today and talk to the board personally, but his reason for not participating is very

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personal and tied to his strong cultural beliefs. He has consistently stated his objection to the body search required to be conducted prior to his attendance at legal meetings or other appointments. For this detainee, the body search as conducted, which requires the guard to touch the area near his genitals, is humiliating and degrading. Muhammad has not only refused to attend our scheduled meetings with him, he's even refused dental appointments, knowing his own personal comfort would be affected by a failure to meet with the medical provider. In fact, the only appointments Muhammad takes are the limited opportunities he has to talk with his family. I will share Muhammad's own words with you later today and I believe you will see that his convictions do not imply an unwillingness to cooperate, nor do they establish or support in any way that he is a significant threat to the United States, but rather he is a man who cannot subject himself to the searches he finds degrading.

Since being in detention, Muhammad's behavior has been classified according to the unclassified dossier as "problematic and unpredictable" and it is stated he uses "his authority to encourage other detainees not to cooperate with detention staff." In many ways, and as those of you with prior military experience would likely acknowledge, Muhammad's resistant mindset while in detention is similar to the mindset and

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behaviors we expect of our own military members should they be captured and become prisoners of war. Article III of the Code of Conduct says, "If I am captured, I will continue to resist by all means available." Muhammad's pattern of behavior in detention does not mean he is a significant threat to the United States; rather, he is behaving like a man captured in a conflict who is continuing to resist by all means available, a quality which we train for and require from our military members.

As I've stated, Muhammad has said he would like to return to Saudi Arabia and go through the country's extensive detainee rehabilitation program so that he may rejoin his family. Never in our inquiries to Muhammad did we ask about or even mention the Saudi rehabilitation program. We did not ask him if he would be willing to participate in the program in any of our correspondence. Rather, Muhammad volunteered information freely, thus showing he does not have a desire to return to the fight and should not be considered a continuing significant threat to the United States.

You probably have already reviewed the historical information that led to Muhammad's detention. As you review the additional information we have provided, and have the opportunity to ask questions, we urge you to consider the whole picture when making your recommendation. Muhammad is a man who

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wants to start over and should be given a second chance. He should not be considered a continuing significant threat to the United States.

Thank you for your time and consideration. We are happy to answer any questions you have throughout this proceeding.

PM: Thank you for your opening statement.

We understand board members may reserve questions until detainee and witness statements have been presented in their entirety.

At this time does any member of the board have a question for the personal representatives in this unclassified session?

[No verbal response from the members.]

PM: Seeing none, this concludes this portion of the hearing.

Since the detainee is not present and there are no witnesses, the board will move directly into the classified session. The detainee's personal representatives will remain and attend the classified session, and will continue to advocate on his behalf.

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I will request that all members remain seated until further instructed by the case administrator.

[The public session closed at 0915, 5 May 2014.]

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ABBREVIATION AND ACRONYM KEY

CA: CASE ADMINISTRATOR
PM: PRESIDING MEMBER
PR: PERSONAL REPRESENTATIVE