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Combatant Status Review Tribunal

08 Aug 04

TO: Personal Representative

FROM: Recorder

Subject: Summary of Evidence for Combatant Status Review Tribunal - Noori, Mullah Norullah

1. Under the provisions of the Department of the Navy Memorandum, dated <sup>21 MCH</sup> 16 July 2004, *Implementation of Combatant Status Review Tribunal Procedures for Enemy Combatants Detained at Guantanamo Bay Naval Base Cuba*, a Tribunal has been appointed to review the detainee's designation as an enemy combatant.
2. An enemy combatant has been defined as "an individual who was part of or supporting the Taliban or al Qaida forces, or associated forces that are engaged in hostilities against the United States or its coalition partners. This includes any person who committed a belligerent act or has directly supported hostilities in aid of enemy armed forces."
3. The United States Government has previously determined that the detainee is an enemy combatant. This determination is based on information possessed by the United States that indicates that he served as part of the Taliban Government of Afghanistan and engaged in hostilities against the United States or its coalition partners.
  - a. The Detainee is a member of the Taliban.
    1. The detainee traveled to Kabul to serve as a security guard for a Taliban official.
    2. He later worked as a security guard for the governor of Jalalabad carrying a Kalashnikov rifle.
    3. In 2000 the detainee moved to Mazar-E Sharif where he was a member of a 10-12-man team who provided security to the Governor.
    4. He was armed with a Kalashnikov rifle while on guard duty.
    5. The detainee served as the acting governor in Mazar-E Sharif for 8 or 9 months prior to his capture.
  - b. The Detainee participated in military operations against the coalition.
    1. He was fighting on the front lines at Masar-E-Sharif as a Taliban fighter. As the front lines in Masar-E-Sharif fell, he moved with a majority of the remaining fighters to Kunduz to reestablish the front lines.
    2. He participated in a meeting where Taliban leaders decided to surrender to the Northern Alliance.

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3. He was captured by Northern Alliance forces along with a Taliban leader and five Taliban soldiers.

4. The detainee has the opportunity to contest his designation as an enemy combatant. The Tribunal will endeavor to arrange for the presence of any reasonably available witnesses or evidence that the detainee desires to call or introduce to prove that he is not an enemy combatant. The Tribunal President will determine the reasonable availability of evidence or witnesses.

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