

UNCLASSIFIED

Detained

CWG PM-Coordinator

Header:

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@INFO: CIAE(01) CMS(01) D(01) DODE(01) G(01)
INR(00) INR(01) JCS(01) MA(01)
NSCE(01) OVP(01) P(01) S(01) SP(01)
SS(01) SSO(01) TF1(01)

RELEASED IN PART
B1, 1.4(D), B6

===== 180711L JAN 02 LMK (TOTAL COPIES:016)

@INFO: P(00) SS(00) SS(00) SS(00)
SS(00) USNW(00) WO(00)

===== 181202Z JAN 02 STePS (TOTAL COPIES:000)

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ACTION SS-00

INFO LOG-00 SAS-00 /000W
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O 180923Z JAN 02

FM [REDACTED]
TO SECSTATE WASHDC IMMEDIATE 9166
INFO SECDEF WASHDC IMMEDIATE
NSC WASHDC IMMEDIATE
NATO EU COLLECTIVE IMMEDIATE

B1

DECAPTIONED

SECRET [REDACTED]

EXDIS

DEPT PLS PASS OVP, OSD, JCS, CIA

E.O. 12958: DECL: 01/18/22
TAGS: PTER, PGOV, PREL, PINR, PINS, PHUM [REDACTED]

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SUBJECT: TFUS01: U.S. MILITARY ASSUMES CUSTODY OF SUSPECTED
TERRORISTS [REDACTED]

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(U) CLASSIFIED BY [REDACTED] FOR REASONS
1.5 (B,D).

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SUMMARY

1. (S) The six [REDACTED]
in October 2001 are now in U.S. custody at an SFOR base
near [REDACTED] pending their transfer to Guantanamo Bay
Naval Base. Violent protestors and a purported Human
Rights Chamber injunction attempted unsuccessfully to
derail the transfer. [REDACTED]

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B1

summary.

B1

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: WILLIAM E LANDFAIR
DATE/CASE ID: 19 OCT 2004 200303827

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2. (S) As of 0530 18 January 2002, all [redacted] detained since October 2001 at USG request by the [redacted] [redacted] were in the custody of U.S. armed forces at Camp Jimiri. [redacted] had formally agreed to the transfer of custody the evening before. At 1725 17 January 2002, [redacted] [redacted] accepted on behalf of his government the U.S. Government's request to assume custody of the detainees. [redacted] said that no formal note would be sent in reply, but that the Government [redacted] would agree to the transfer. [redacted] met later that evening, and confirmed their earlier decision to transfer custody of the detainees to the U.S.

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Protestors Unsuccessfully Try to Block Transfer

3. (S) Several hundred protestors attempted to interfere with the early morning transfer, attacking and injuring five local police at the [redacted] prison where the [redacted] had been held. The crowd was dispersed at 0600 by police using only tear gas, no weapons, with two arrests for assault. No SFOR or U.S. personnel were injured, but one detainee was taken to [redacted] on a stretcher, and may have been injured during the transfer.

Detainees Expected to Move to [redacted] then Guantanamo

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(S) We understand the detainees will be transferred to the main U.S. military base in [redacted]

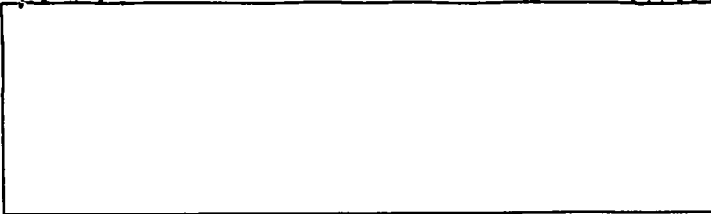
Human Rights Chamber Issues Purported Injunction

5. (C) [redacted] had stripped five of the six detainees of their [redacted] citizenship in December, 2001. The sixth, [redacted] had never been granted [redacted] citizenship. Four of the detainees appealed the government's revocation decision, initially to the Federation Supreme Court and subsequently to the [redacted]

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[redacted] Reportedly, at 1800 18 December 2002, the [redacted] issued an ex parte (i.e., without notice to the government that they were exercising jurisdiction) paper enjoining until [redacted] February 11 the taking out of [redacted] [redacted] who had appealed to the [redacted] The Chamber said it expected to issue a final decision in the [redacted] February 11 [redacted]

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[redacted] Rejects [redacted] Paper

6. (S) The [redacted] received word of the [redacted] "paper" at about 1900, and asked to meet with representatives of the [redacted]

[redacted] subsequently met with [redacted]

[redacted] to discuss the [redacted] purported order, of which the state Council of Ministers was only notified after its meeting to confirm the transfer decision. The senior [redacted] officials stated that they had made their decision and would stick with it, rejecting the [redacted] "paper," which they considered to have not been legitimately issued and in violation of the [redacted] procedures and mandate.

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Comment

7. (S) [redacted] Government officials have held steadfastly to their decision to deport the six [redacted], through [redacted]

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[redacted] a coordinated effort to derail the deportation through public and judicial criticism. The [redacted] current concern is that these individuals be transferred out of [redacted]. We need to stand by the [redacted] over the coming days, until the anticipated crescendo of public criticism dies down, as we expect it will. End comment.

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NOTE: NOT PASSED TO ABOVE ADDRESSEE(S)

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