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B1, 1.4(D), B7(A), B7(C)

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MILITARY HANDLE AS SPECAT EXCLUSIVE

2ND C O R R E C T E D C O P Y (ADDING CAPTION)

E.O. 12958: DECL: 06/8/07
TAGS: PTER, PREL, KAWC

SUBJECT: JUNE 10 TRANSFER OF DETAINEES TO GUANTANAMO

REF: A) STATE 6135 B) STATE 20095

Classified by S/WCI - Pierre Prosper, for reasons 1.5 (b) and (d).

1. (U) This is an action message.

2. (S) Posts are reminded that the NODIS caption is designed to protect the most sensitive information conveyed between posts and Washington. It means, with very few and specific exceptions, that there is "no distribution" to any other addressee other than the Department. In some cases, however, there may be compelling reasons to share post-originated NODIS messages with other posts. The best way to get your NODIS message to another post is to provide a suggested list of additional addressees in the first paragraph of your cable. The Department will make every effort to turn your request around quickly.

3. (C) Addressee posts (not/not including Havana) are requested to inform host governments at the earliest opportunity of information related to the transfer of their national(s) [redacted] to U.S facilities in Guantanamo Bay. Personal information on detainees in paragraph 6 may B1

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be shared with host government. We will provide further identifying details on detainees that could be shared with host governments as it becomes available. Please do not share details on nationals from third countries with host government. Post, and host government should be aware that much of this information is self-reported by the detainee. It may be inaccurate and even intended to deceive. Please use talking points in paragraph 4.

4. (U) Talking Points

-- At mid-afternoon local time June 10, a U.S. military aircraft arrived at the U.S. Naval Base, Guantanamo Bay, Cuba carrying a number of individuals detained in relation to military operations in Afghanistan. These included (a) national(s) of your country. The USG does not intend to make names of the individuals being detained at Guantanamo Bay public at this time.

-- These individuals pose a threat to the United States and international peace and security. They are being detained on the same basis and under the same status as other detainees held in connection with our military operations. For operational and security reasons, we have transported them to the U.S. Naval Station at Guantanamo Bay.

-- All detainees will be treated humanely. Representatives from the International Committee of the Red Cross are present at Guantanamo and will be given the opportunity to visit with the detainees.

-- The United States is evaluating the possibility of prosecuting these detainees in a U.S. forum.

-- We are also evaluating the possibility of returning certain individuals to their country of nationality for further legal action. Before making any decisions, however, we seek additional information.

-- If you have information concerning these detainees, and especially information concerning any criminal conduct (including violations of the laws of war) that they are alleged to have committed, we would appreciate receiving that information through the law enforcement liaison at our embassy.

-- We would hope that you would be able to prosecute vigorously all of your nationals who have aided al-Qaida terrorists.

-- Do you have any information from your own sources that connects these persons with al-Qaida or the Taliban?

-- Are there any charges pending against these persons in your country? If so, what are those charges and against whom have they been brought?

-- Would these persons be subject to prosecution in your country, and if so, for what crimes? For crimes committed inside your country? For crimes committed outside, including for acts related to the Afghan conflict or terrorist acts?

-- What types of punishments are available under your law for offenses that have been or might be brought against these persons in your country?

5. Ref B provides detailed guidance regarding requests for access to detainees in Guantanamo.

6. (S/Rel to governments as specified in para 3)
Detainee Data:

Name	DOB	Nationality

~~B1, B7(A)~~, B7(C)

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7. (U) Background for Posts

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9. Minimize considered.
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