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OFFICE OF THE
SECRETARY OF DEFENSE

INFO MEMO

2004 : * - 1 8 1 0 0 0

August 11, 2004, 1:00 P.M.

FOR: SECRETARY OF DEFENSE

FROM: *W* William J. Haynes II, General Counsel

SUBJECT: Status of UK Detainees (AmEmbassy Cable 0814572 JUL 04 (C))

- There are 4 UK detainees who remain at Guantanamo:
 - On July 3, 2003, the President determined that Feroz Ali Abbasi and Moazzem Begg are subject to his military order of November 13, 2001. Charges are on hold pending discussions with UK.
 - The President has not yet determined whether or not Richard Belmar and Martin Mubanga are eligible for trial by Military Commission. Both are potential witnesses in other Commission trials and candidates for trial by Military Commission (decision on hold pending negotiations with UK).
- Recent Supreme Court decisions do not change the status of the UK detainees. The UK detainees will be afforded an opportunity to appear at a Combatant Status Review Tribunal (CSRT), however, no CSRT has yet been scheduled. Abbasi and Begg will not appear at an Annual Review Board at this time because charges against them have already been referred to a Military Commission.

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COORDINATION: Mr. Sullivan and Brig Gen Hemingway

UCB - please control

Replies to OSD 78453-04

11 Aug 04

