

**S E C R E T // N O F O R N**



REPLY TO  
ATTENTION OF

**DEPARTMENT OF DEFENSE  
JOINT TASK FORCE GUANTANAMO  
GUANTANAMO BAY, CUBA  
APO AE 09360**

JTF GTMO-CG

31 January 2004

MEMORANDUM FOR Commander, United States Southern Command, 3511 NW 91st Avenue, Miami, FL 33172.

SUBJECT: (S) Annual Enemy Combatant Review

1. (S/NF) In 5 August 2002, US9TI-000731DP, Nuzar Udeen was transferred to JTF Guantanamo (GTMO). Although he was assessed as an enemy combatant at the time of his transfer to GTMO, on-going assessment and determination of his status as an EC is required by the Implementing Guidance for Release or Transfer of Detainees under US Department of Defense Control to Foreign government Control, dated 11 December 2002, and approved by the Secretary of Defense on 26 December 2002.
2. (U) Enemy combatant is defined by the above guidance as "any person that U.S. or allied forces could properly detain under laws and customs of war." For purposes of this conflict, an enemy combatant includes, but is not necessarily limited to, a member or agent of al-Qaida, the Taliban, or another international terrorist organization against which the United States is engaged in armed conflict.
3. (S/NF) Detainee was living and studying in Pakistan. He was arrested by Pakistani police, held for a month in a Karachi jail then sent to the US Forces in Afghanistan. He was arrested at a small library in Karachi on 19 May 02. It is undetermined as to why the detainee was transferred to GTMO. Since his arrival at GTMO it has been determined that this detainee is not an al-Qaida or Taliban member. Furthermore, no information has developed to support his determination as an EC under any other aspect of the EC definition above. Therefore, after reviewing all relevant and reasonably available information, it is GTMO's assessment that this detainee is not an enemy combatant.
4. (S/NF) This case is being processed by the GTMO Detainee Assessment Branch for release.

  
GEOFFREY D. MILLER  
Major General, U.S. Army  
Commanding

**S E C R E T // N O F O R N**