

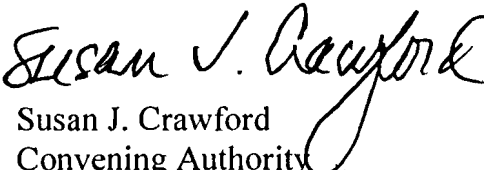
December 8, 2009

[REDACTED]

DIRECTION OF THE CONVENING AUTHORITY

I considered carefully the 3 December 2009 request by the Government to withdraw and dismiss without prejudice the charge and specifications referred for trial by military commission in the case of United States v. Mohammed Kamin. I also considered the Legal Advisor's recommendation concerning the request to withdraw and dismiss without prejudice.

The recommendation of the legal advisor in the military commission case of Mohammed Kamin is approved. The charge and specifications referred for trial by military commission on 4 April 2008 are withdrawn and dismissed without prejudice.


Susan J. Crawford
Convening Authority
for Military Commissions

CHARGE SHEET**I. PERSONAL DATA****1. NAME OF ACCUSED:**

Mohammed Kamin

2. ALIASES OF ACCUSED:

Mohammed Kamen, Mohammad Kamin, Mohammed Younis, Mohmmmed Unis

3. ISN NUMBER OF ACCUSED (LAST FOUR):

1045

II. CHARGES AND SPECIFICATIONS**4. CHARGE: VIOLATION OF SECTION AND TITLE OF CRIME IN PART IV OF M.M.C.****SPECIFICATION:**

See Attached Charge and Specifications

III. SWEARING OF CHARGES**5a. NAME OF ACCUSER (LAST, FIRST, MI)**

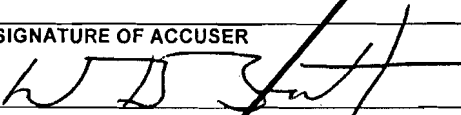
BRITT, WILLIAM B.

5b. GRADE

O-5

5c. ORGANIZATION OF ACCUSER

OMC-PROSECUTION

5d. SIGNATURE OF ACCUSER**5e. DATE (YYYYMMDD)**

20080311

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oath in cases of this character, personally appeared the above named accuser the 11th day of MARCH, 2008, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

RACHEL E. TREST

Typed Name of Officer

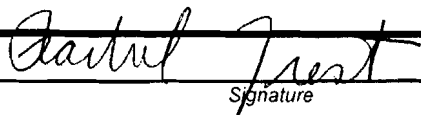
Office of the Chief Prosecutor, OMC

Organization of Officer

LT, U.S. NAVY

Grade

Judge Advocate

Official Capacity to Administer Oath
(See R.M.C. 307(b) must be commissioned officer)
Signature

IV. NOTICE TO THE ACCUSED

6. On 28 March, 2008 the accused was notified of the charges against him/her (See R.M.C. 506).

RACHEL E. TREST, LT, U.S. Navy
Typed Name and Grade of Person Who Caused
Accused to Be Notified of Charges

Office of the Chief Prosecutor, OMC
Organization of the Person Who Caused
Accused to Be Notified of Charges

Rachel Trest
Signature

V. RECEIPT OF CHARGES BY CONVENING AUTHORITY

7. The sworn charges were received at 1029 hours, on 12 March 2008, at Arlington, Virginia

Location

For the Convening Authority:

Typed Name of Officer

CW4

Grade

8a. DESIGNATION OF CONVENING AUTHORITY
Convening Authority 10 USC §948h
Appointed on 6 February 2007

8b. PLACE
Arlington, VA

8c. DATE (YYYYMMDD)
20090108

Referred for trial to the (non)capital military commission convened by military commission convening order 09-04 dated 7 January 2009

subject to the following instructions¹: This case is referred non-capital

☒ X

Command, Order, or Direction

☒ X

Susan J. Crawford

Typed Name and Grade of Officer

Susan J. Crawford
Signature

Convening Authority 10 USC §948h

Official Capacity of Officer Signing

VII. SERVICE OF CHARGES

9. On _____, I (caused to be) served a copy these charges on the above named accused.

Typed Name of Trial Counsel

Grade of Trial Counsel

Signature of Trial Counsel

FOOTNOTES

¹See R.M.C. 601 concerning instructions. If none, so state.

UNITED STATES OF AMERICA

v.

MOHAMMED KAMIN
a/k/a Mohammed Kamen
a/k/a Mohammad Kamin
a/k/a Mohammed Younis
a/k/a Mohammed Unis

CHARGE:

**I. PROVIDING MATERIAL
SUPPORT FOR
TERRORISM**

CHARGE: VIOLATION OF 10 U.S.C. § 950v(b)(25),
PROVIDING MATERIAL SUPPORT FOR TERRORISM

Specification 1: In that Mohammed Kamin, a person subject to trial by military commission as an alien unlawful enemy combatant, did, in Afghanistan and Pakistan from on or about January 1, 2003 to on or about May 14, 2003, in the context of or associated with an armed conflict, provide material support and resources to wit: personnel, himself, to be used in preparation for or carrying out an act of terrorism, and that the said Mohammed Kamin knew the said material support or resources were to be used for an act of terrorism, by joining the terrorist organization known as al Qaeda and performing at least one of the following:

a. Receiving military training at an al Qaeda terrorist training camp, which included at least one of the following: the use of small arms, how to make remote detonators for improvised explosives devices, and how to modify military ammunition to be used in attacks against American and Coalition forces.

*SVC
4-4-08*
b. ~~Delivering at least one of the following weapons or weapons systems or other supplies and equipment to be used by Taliban or al Qaeda members and associates in attacks against American or Coalition forces; to wit: global positioning satellite systems, missile remote controls, rockets, handheld radios, and anti-tank mines.~~

b. x. Conducting surveillance on United States and Coalition military bases and activities.

c. d. Placing two mines under a bridge along the route to Zaina Khail Village.

d. e. Placing missiles near the Khowst Customs House to launch into a United States or Coalition base.

e. x. Placing missiles near Khowst, AF and launching them towards the city which was then occupied by United States and Coalition armed forces.

Specification 2: In that Mohammed Kamin, a person subject to trial by military commission as an alien unlawful enemy combatant, did, in Afghanistan and Pakistan, from on or about January 1, 2003 to on or about May 14, 2003, in context of or associated with an armed conflict and with knowledge that al Qaeda, an international terrorist organization engaged in hostilities against the United States, had engaged in or engages in terrorism, provide material support or resources, to wit: personnel, himself, to al Qaeda, an international terrorist organization engaged in hostilities against the United States, with the intent to provide such material support and resources to al Qaeda, by becoming a member of the organization and performing at least one of the following:

a. Receiving military training at an al Qaeda terrorist training camp, which included at least one of the following: the use of small arms, how to make remote detonators for improvised explosives devices, and how to modify existing military ammunition to be used in attacks against American and Coalition forces.

4-4-06 S/C
~~b. Delivering at least one of the following weapons or weapons systems or other supplies and equipment to be used by Taliban or al Qaeda members and associates in attacks against American or Coalition forces, to wit: global positioning satellite systems, missile remote controls, rockets, handheld radios, and anti-tank mines.~~

~~b.~~ Conducting surveillance on United States and Coalition military bases and activities.

~~c.~~ Placing two mines under a bridge along the route to Zaina Khail Village.

~~d.~~ Placing missiles near the Khowst Customs House to launch into a United States or Coalition base.

~~e.~~ Placing missiles near Khowst AF and launching them towards the city which was then occupied by United States and Coalition armed forces.

Specification 3: In that Mohammed Kamin, a person subject to trial by military commission as an alien unlawful enemy combatant, did, in Afghanistan and Pakistan from on or about January 1, 2003 to on or about May 14, 2003, in the context of or associated with an armed conflict, provide material support and resources to wit: a facility (his residence) to al Qaeda for use in receiving and storing weapons and equipment to be used in preparation for or carrying out an act of terrorism and attacks against American and Coalition forces, and that the said Mohammed Kamin knew the said material support or resources were to be used for this purpose.

Specification 4: In that Mohammed Kamin, a person subject to trial by military commission as an alien unlawful enemy combatant, did, in Afghanistan and Pakistan from on or about January 1, 2003 until on or about May 14, 2003, in the context of or associated with an armed conflict and with knowledge that al Qaeda, an international terrorist organization engaged in hostilities against the United States, had engaged in or engages in terrorism, provide material support or resources, to wit, a facility (his residence) to al Qaeda, an international terrorist organization

~~engaged in hostilities against the United States, with the intent to provide such material support and resources to al Qaeda, by knowingly providing his residence to receive and store weapons for members of al Qaeda, Taliban or others directly associated with said organizations.~~

Specification 5: In that Mohammed Kamin, a person subject to trial by military commission as an alien unlawful enemy combatant, did, in Afghanistan and Pakistan from on or about January 1, 2003 to on or about May 14, 2003, in the context of or associated with an armed conflict, provide material support and resources to wit: transportation by transporting and delivering weapons and equipment to various locations and people in Afghanistan to be used in preparation for or carrying out an act of terrorism and attacks against American and Coalition forces, and that the said Mohammed Kamin knew the said material support or resources were to be used for this purpose.

Specification 6: In that Mohammed Kamin, a person subject to trial by military commission as an alien unlawful enemy combatant, did, in Afghanistan and Pakistan, from on or about January 1, 2003 to on or about May 14, 2003, in the context of or associated with an armed conflict and with knowledge that al Qaeda, an international terrorist organization engaged in hostilities against the United States, had engaged in or engages in terrorism, provide material support or resources to al Qaeda, to wit: transportation by transporting and delivering weapons and equipment to various locations and people in Afghanistan with the intent to provide such material support and resources to al Qaeda.