



Pillsbury Winthrop Shaw Pittman LLP
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David J. Cynamon
tel 202.663.8492
david.cynamon@pillsburylaw.com

October 30, 2009

Via E-Mail and First Class Mail

Peter K. Levine, Esq.
General Counsel
Senate Armed Services Committee
Russell Senate Office Building, SR-228
Washington, DC 20510-6050

Re: **Request for Investigation Into the Torture and Abuse of
Guantanamo Detainee, Fouad Al Rabiah**

Dear Mr. Levine:

I represent Fouad Al Rabiah, a Kuwaiti citizen who is detained at the prison in Guantanamo Bay, Cuba. I am writing to request that the Senate Armed Services Committee investigate the torture and abuse of Mr. Al Rabiah by U.S. interrogators during his detention.

On September 17, 2009, Judge Colleen Kollar-Kotelly of the U.S. District Court for the District of Columbia entered an order granting Mr. Al Rabiah's petition for a writ of habeas corpus and holding that the United States is not authorized to detain him. The order was accompanied by a lengthy opinion explaining the bases for the Court's ruling, including a detailed description of the abusive and coercive tactics used by interrogators to extract patently false confessions from Mr. Al Rabiah. I have enclosed a copy of the unclassified version of the Court's opinion.

As you will see, the interrogations of Mr. Al Rabiah took place at about the same time, and involved similar methods, as the abusive interrogations of Mohamadou Walid Slahi, the detainee whose case is discussed in detail at pages 135-143 of the Committee's Report, Inquiry Into the Treatment of Detainees in U.S. Custody, issued November 20, 2008. The major difference between Mr. Al Rabiah and Mr. Slahi is that the latter was fortunate that an FBI agent reported the improper interrogations of Mr. Slahi, resulting in an extensive FBI inquiry, while Mr. Al Rabiah's mistreatment remained under wraps until we were able to present the evidence at his habeas

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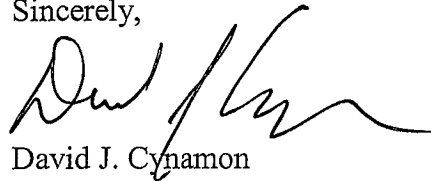
hearing. Investigation of Mr. Al Rabiah's case would be a logical extension of the Committee's prior inquiry, as it raises disturbing questions about the extent to which these abusive interrogation methods were used.

By letter dated October 5, 2009, I asked the Attorney General to investigate the torture and abuse of Mr. Al Rabiah, and also to explain why the Department of Justice vigorously defended these interrogation methods, and the false confessions that were extracted by means of those methods. A copy of my letter is enclosed.

Unfortunately, I have not received a response. Since the Executive Branch does not appear willing to confront these serious problems, it is my hope that the Armed Services Committee will continue its good work in this area. I would be happy to provide any further information about Mr. Al Rabiah's case that might be helpful to your inquiry.

Thank you for your consideration of this request. I look forward to hearing from you.

Sincerely,

A handwritten signature in black ink, appearing to read "David J. Cynamon", written in a cursive style.

David J. Cynamon

Enclosures



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October 30, 2009

Via E-Mail and First Class Mail

Gordon S. Heddell
Inspector General
United States Department of Defense
400 Army Navy Drive, Suite 1000
Arlington, VA 22202-4704

Re: **Request for Investigation Into the Torture and Abuse of
Guantanamo Detainee, Fouad Al Rabiah**

Dear Mr. Heddell:

I represent Fouad Al Rabiah, a Kuwaiti citizen who is detained at the prison in Guantanamo Bay, Cuba. I am writing to request that you investigate the torture and abuse of Mr. Al Rabiah by U.S. interrogators during his detention.

On September 17, 2009, Judge Colleen Kollar-Kotelly of the U.S. District Court for the District of Columbia entered an order granting Mr. Al Rabiah's petition for a writ of habeas corpus and holding that the United States is not authorized to detain him. The order was accompanied by a lengthy opinion explaining the bases for the Court's ruling, including a detailed description of the abusive and coercive tactics used by interrogators to extract patently false confessions from Mr. Al Rabiah. I have enclosed a copy of the unclassified version of the Court's opinion.

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improper interrogations of Mr. Al Rabiah. I would be happy to provide any further information about Mr. Al Rabiah's case that might be helpful to your inquiry.

Thank you for your consideration of this request. I look forward to hearing from you.

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October 30, 2009

Via Fax and First Class Mail

Glenn A. Fine
Inspector General
Office of the Inspector General, United States Department of Justice
950 Pennsylvania Avenue, NW, Suite 4706
Washington, DC 20530

**Re: Request for Investigation Into the Torture and Abuse of
Guantanamo Detainee, Fouad Al Rabiah**

Dear Mr. Fine:

I represent Fouad Al Rabiah, a Kuwaiti citizen who is detained at the prison in Guantanamo Bay, Cuba. I am writing to request that you investigate the torture and abuse of Mr. Al Rabiah by U.S. interrogators during his detention.

On September 17, 2009, Judge Colleen Kollar-Kotelly of the U.S. District Court for the District of Columbia entered an order granting Mr. Al Rabiah's petition for a writ of habeas corpus and holding that the United States is not authorized to detain him. The order was accompanied by a lengthy opinion explaining the bases for the Court's ruling, including a detailed description of the abusive and coercive tactics used by interrogators to extract patently false confessions from Mr. Al Rabiah. I have enclosed a copy of the unclassified version of the Court's opinion.

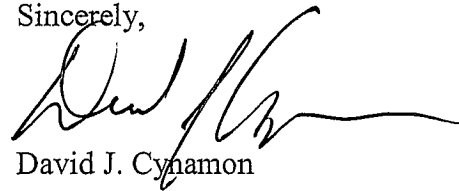
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October 30, 2009

Via E-Mail and First Class Mail

Roslyn A. Mazer
Inspector General
Office of the Director of National Intelligence
Washington, DC 20511

Re: **Request for Investigation Into the Torture and Abuse of
Guantanamo Detainee, Fouad Al Rabiah**

Dear Ms. Mazer:

I represent Fouad Al Rabiah, a Kuwaiti citizen who is detained at the prison in Guantanamo Bay, Cuba. I am writing to request that you investigate the torture and abuse of Mr. Al Rabiah by U.S. interrogators during his detention.

On September 17, 2009, Judge Colleen Kollar-Kotelly of the U.S. District Court for the District of Columbia entered an order granting Mr. Al Rabiah's petition for a writ of habeas corpus and holding that the United States is not authorized to detain him. The order was accompanied by a lengthy opinion explaining the bases for the Court's ruling, including a detailed description of the abusive and coercive tactics used by interrogators to extract patently false confessions from Mr. Al Rabiah. I have enclosed a copy of the unclassified version of the Court's opinion.

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Via E-Mail and First Class Mail

Senator David L. Boren
Co-Chairman, President's Intelligence Advisory Board
Executive Office of the President
New Executive Office Building
725 17th Street, NW, Room 5020
Washington, DC 20503

Senator Charles T. Hagel
Co-Chairman, President's Intelligence Advisory Board
Executive Office of the President
New Executive Office Building
725 17th Street, NW, Room 5020
Washington, DC 20503

**Re: Request for Investigation Into the Torture and Abuse of
Guantanamo Detainee, Fouad Al Rabiah**

Dear Senators Boren and Hagel:

I represent Fouad Al Rabiah, a Kuwaiti citizen who is detained at the prison in Guantanamo Bay, Cuba. I am writing to you in your capacity as Co-Chairmen of the President's Intelligence Advisory Board to request that you investigate the torture and abuse of Mr. Al Rabiah by U.S. interrogators during his detention.

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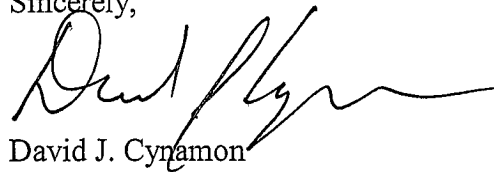
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