

16 he wanted this group to do?
17 A. To be ready for another step because in Afghanistan
18 everything is over.
19 Q. And did he explain at that time what that other step was?
20 A. They say we have to make Khalifa.
21 Q. Can you explain to the jury what a khalifa is?
22 A. Khalifa mean we need one Muslim leader for the whole
23 Muslim in the war.
24 Q. Continue with what else you recall Usama Bin Laden stated
25 he wished to do after the Russians left Afghanistan.

190

1 A. He say also we want to change the Arab government because
2 there's no Muslim government in the war, so we have to make
3 Muslim government.
4 Q. Did there come a time you met a person by the name of Abu
5 Ayoub al Iraqi?
6 A. Yes.
7 Q. Can you tell the jury where you first met Abu Ayoub al
8 Iraqi?
9 A. I met him first time in Jaji, Afghanistan.
10 Q. Where particularly in Jaji? Were you in a battlefield or
11 in a house?
12 A. No, in front line.
13 Q. Did there come a time when you attended a meeting with Abu
14 Ayoub al Iraqi?
15 A. Yes. At that time I was in Farook camp in Khost.
16 Q. Can you tell us what happened at the meeting you attended
17 in the Farook camp in Khost, Afghanistan?
18 A. He came with -- Abu Ayoub al Iraqi and his brother Yasin,
19 they came to the camp and they got meeting about we going to
20 make group training people and we don't want to stop after
21 Russia left Afghanistan.

22 THE COURT: Who came with Abu Ayoub al Iraqi?

23 THE WITNESS: His brother Yasin.

24 BY MR. FITZGERALD:

25 Q. Can you tell us approximately when it was that this

191

1 meeting happened at the camp in Khost where Abu Ayoub al Iraqi

2 talked about a group?

3 A. What time?

4 Q. Yes, what year, approximately?

5 A. Around area of '89.

6 Q. Can you tell us what Abu Ayoub al Iraqi said was the

7 intention of this group?

8 A. He bring a lot of papers and he give each person three and

9 he say read and we make lecture and we talk about what we want

10 to do.

11 Q. And I would like you, to the extent you can --

12 MR. SCHMIDT: Your Honor, I'm sorry, I didn't

13 understand that last answer.

14 (Record read)

15 BY MR. FITZGERALD:

16 Q. Let's go through this more slowly. First, can you tell us

17 what the lecture was -- what the lectures concerned, what was

18 discussed during these lectures at this camp with Abu Ayoub al

19 Iraqi?

20 MR. SCHMIDT: Objection, your Honor.

21 THE COURT: No, overruled.

22 MR. SCHMIDT: Not identifying any of the participants

23 who is saying anything.

24 THE COURT: I assume it's the same participants.

25 Establish the participants.

192

1 BY MR. FITZGERALD:

2 Q. Sir, who gave the lectures?

3 A. Abu Ayoub al Iraqi.

4 Q. Were you there?

5 A. Yes.

6 Q. Can you tell us what Abu Ayoub al Iraqi said?

7 A. He said we going to make group and this is group that
8 under Farook, and it's going to be one man for the group and
9 it's going to be focussed in jihad and we going to use the
10 group to do another thing out of Afghanistan.

11 Q. And did Abu Ayoub al Iraqi tell you what the name of this
12 group was?

13 A. Yes.

14 Q. Can you tell the jury what the name of the group was?

15 A. Al Qaeda.

16 Q. When you were there did anyone tell you why you were one
17 of the people invited to this meeting?

18 A. Yes.

19 Q. What were you told?

20 A. They say we love if you join the group and if you continue
21 about jihad.

22 Q. My question was, were you told why you in particular, you
23 and Jamal Ahmed al-Fadl, were one of the people invited to
24 this meeting?

25 A. Because I been before with them in Afghanistan.

193

1 Q. Did anyone else give a lecture at this meeting?

2 MR. SCHMIDT: I'm sorry, I didn't hear.

3 MR. COHN: We heard but didn't understand.

4 (Record read)

5 BY MR. FITZGERALD:

6 Q. You said you were before with them. Can you tell us who

7 "them" was?

8 A. The people who want to establish a group, I work with them

9 in Afghanistan.

10 Q. Can you tell us who those people were that wished to

11 establish the group?

12 A. Abu Ayoub al Iraqi and Abu Ubaidah al Banshiri.

13 Q. Will you stop there. We'll put that on the screen.

14 Why don't we continue and give us the name and we'll

15 discuss each name.

16 A. Abu Faraj al Yemeni.

17 Q. Is it fair to say a person has the name "al Yemeni," they

18 are of the background that comes from Yemen?

19 A. Yes. And Dr. Abdel Moez and Ayman al Zawahiri.

20 Q. Would you stop there. Dr. Abdel Moez, you also mentioned

21 the name Ayman al Zawahiri. If you make two things clear:

22 Are Abu Moez and Ayman al Zawahiri, are they the same or

23 different people?

24 A. Same person.

25 Q. And you mentioned the word "doctor," is he in fact a

194

1 doctor?

2 A. Yes, he's general doctor.

3 Q. Okay. And you mentioned so far that Abu Ubaidah al

4 Banshiri, Abu Faraj al Yemeni and al Zawahiri, anyone else

5 forms this group?

6 A. Dr. Fadhl el Masry.

7 Q. Was he in fact a medical doctor?

8 A. Yes, he's a surgeon doctor.

9 Q. Anyone else that was forming this group at this time?

10 A. Abu Burhan and Al Khabir.

11 Q. Anyone else?

12 A. Abu Hafs al Masry.

13 Q. You also mentioned Al Khabir.

14 Can you tell us what the word "Khabir" means?

15 A. "Khabir" means the big guy.

16 Q. Is Abu Hafs al Masry and @Abu Hafs el Masry el Khabir same

17 or different people?

18 A. Same person.

19 Q. Anyone else that was forming this group?

20 A. Abu Musab al Saudi.

21 Q. Anyone else?

22 A. Izzildine.

23 Q. Had you in fact worked with those people before?

24 A. Yes.

25 Q. And can you tell us who Abu Ubaidah al Banshiri is?

195

1 A. Abu Ubaidah al Banshiri, he's an Egyptian guy and he work,

2 he runs the front line war during the Afghanistan against

3 Russia.

4 Q. And did he have any particular skills?

5 A. Yes, he's --

6 MR. SCHMIDT: Objection, your Honor, the basis of the

7 knowledge.

8 THE COURT: What is the foundation for his knowledge?

9 BY MR. FITZGERALD:

10 Q. Without telling us what the skills are, did you learn

11 whether or not Abu Ubaidah al Banshiri had any particular

12 skills? If so, how did you learn that?

13 A. I worked under him.

14 Q. How long did you work with Abu Ubaidah al Banshiri?

15 A. Few months.

16 Q. Jumping ahead to today, how many -- in your lifetime, how

17 long did you work with Abu Ubaidah al Banshiri?

18 A. From end of '88 until '94.

19 Q. Did you get to know him well?

20 A. Yes.

21 Q. Did you know how he got the nickname al Bانشiri, what
22 that refers to?

23 A. Because first time when he came to Afghanistan, he worked
24 in area called @@@@Bانشir, or Wadi Bانشir, means Bانشir
25 Valley.

196

1 Q. And do you know what his background was before he came to
2 Afghanistan?

3 A. He's police officer in Egypt.

4 Q. And did you ever discuss with him his life and his
5 background, Abu Ubaidah al Bانشiri?

6 A. Sometimes.

7 Q. And from your discussions with him, did you learn if he
8 had any particular skill?

9 A. He got civil military experience.

10 THE COURT: What was that last answer?

11 Q. Will you tell us what Abu Ubaidah al Bانشiri explained to
12 you about the papers he said he handed out to you?

13 A. The papers about the agenda of the al Qaeda group and
14 about the rule, about what your duty, what emir duty and about
15 the shura council.

16 Q. Why don't we stop there. First, you said "the papers."
17 Explain what the al Qaeda agenda was. Can you tell us what
18 those papers said about the al Qaeda agenda?

19 A. The al Qaeda, it's established for focus in jihad, to do
20 the jihad.

21 Q. And did it indicate -- at that time did the agenda
22 indicate what the jihad was directed against?

23 A. Say again.

24 Q. Was there a particular target that the jihad was directed
25 at during that time?