

Exhibit 5

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

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SULEIMAN ABDULLAH SALIM,
MOHAMED AHMED BEN SOUD, OBAID
ULLAH (as Personal
Representative of GUL RAHMAN),

Plaintiffs,

Civil Action No.

vs.

2:15-CV-286-JLQ

JAMES ELMER MITCHELL and
JOHN "BRUCE" JESSEN,

Defendants.

- - - - - x

VIDEOTAPED DEPOSITION OF SULEIMAN ABDULLAH SALIM

VOLUME I

March 14, 2017

Reported by:
Jane M. Borrowman, RPR, CSR
Job no: 18303

1 the deposition, I said if there's a time when
 2 you don't understand the question, just tell
 3 me and I'll repeat it or rephrase it?
 4 A. Yes.
 5 Q. Why didn't you ask me to repeat it or rephrase
 6 it?
 7 MR. HOFFMAN: Objection. You can
 8 answer.
 9 THE WITNESS: I've told you right
 10 now.
 11 BY MR. SMITH:
 12 Q. Okay. So tell me, you were interviewed two
 13 times by US officials in connection with
 14 getting a visa?
 15 A. Yes.
 16 Q. When was the first time?
 17 A. I can't remember.
 18 Q. Was it this year?
 19 A. I think it was last year, but I'm not sure.
 20 Q. And where did the interview take place?
 21 A. Inside American embassy.
 22 Q. Okay. Where, what country?
 23 A. In Tanzania.
 24 Q. Okay. And you were trying to get a visa to

1 come where?
 2 A. To come to America.
 3 Q. Okay. And did the US officials at the
 4 American embassy issue a visa?
 5 A. I did not get a visa.
 6 Q. Did they tell you why?
 7 A. They said they were going to talk to my
 8 lawyer.
 9 Q. Okay. Did they tell you why they wouldn't
 10 issue a visa to you?
 11 A. They did not tell me.
 12 Q. Okay. And then you tried again at the same
 13 American embassy in Tanzania?
 14 A. Yes.
 15 Q. And was that this year?
 16 A. I can't remember.
 17 Q. Okay. So it was either this year or last
 18 year?
 19 MR. HOFFMAN: Objection.
 20 THE WITNESS: I don't remember the
 21 year, but it didn't -- it didn't take long
 22 from the first time I asked for the visa. I
 23 just -- it didn't take long before I went back
 24 to look for the second time.

1 BY MR. SMITH:
 2 Q. The second time. Okay.
 3 So the first time was sometime last
 4 year, right?
 5 MR. HOFFMAN: Objection. You can
 6 answer.
 7 THE WITNESS: For sure, I don't
 8 remember the year. I -- and I remember going
 9 twice.
 10 BY MR. SMITH:
 11 Q. Okay. The second time, did the United States
 12 embassy issue a visa?
 13 A. They did not.
 14 Q. Do you know why?
 15 A. I don't know.
 16 Q. Okay. So sitting here today, do you have any
 17 understanding why you can't get a visa into
 18 the United States?
 19 MR. HOFFMAN: Okay. And I'll object
 20 to that to the extent that it asks you to
 21 testify about anything that your lawyers have
 22 told you. So you can only testify about
 23 things that your lawyers did not tell you on
 24 that subject.

1 THE WITNESS: Fine.
 2 BY MR. SMITH:
 3 Q. Are you unable to answer the question?
 4 A. I've already answered the question.
 5 Q. Do you have any understanding, other than
 6 through communications with your lawyers, why
 7 you couldn't get into the United States with a
 8 visa the second time you applied?
 9 A. No.
 10 Q. Now, you said you were arrested in 2003?
 11 A. Yes.
 12 Q. Who arrested you?
 13 A. The Somali.
 14 Q. Can you identify who from Somalia arrested
 15 you?
 16 A. They were just Somali.
 17 Q. Were they Somali police?
 18 A. But then, there were no policemen in Somalia.
 19 Q. Okay. Were they warlords?
 20 INTERPRETER: Warlords?
 21 Q. Let me withdraw the question.
 22 Do you know the identity of the
 23 people who arrested you in Somalia, who these
 24 Somalians were?

1 interrogated me when I was in Somali.
 2 Q. At the airport?
 3 A. Yes, at the airport.
 4 Q. And that's -- those same individuals took you
 5 to the airport in Kenya?
 6 A. They are the one that handed me to Kenyans
 7 and, then, the Kenyans handed me to the same
 8 people that handed me back to Kenyans.
 9 Q. Okay. So when you got to the Kenyan airport,
 10 were you taken back to Somalia?
 11 A. Yes.
 12 Q. Okay. And who took you back to Somalia?
 13 A. The Americans.
 14 Q. Okay. And what happened to you after you got
 15 back to Somalia?
 16 A. I remember being interrogated by one Somali.
 17 Q. Where did that interrogation take place?
 18 A. It was just like a house.
 19 Q. Where in Somalia?
 20 A. Bossasso.
 21 Q. Okay. So you were -- the Americans brought
 22 you to a house where you were interrogated by
 23 Somali officials?
 24 MR. HOFFMAN: Objection. You can

1 answer, if you can.
 2 THE WITNESS: Yes.
 3 BY MR. SMITH:
 4 Q. Okay. How long did that interrogation last?
 5 A. It was just a short period.
 6 Q. Okay. And during that interrogation by the
 7 Somalis, were you beaten?
 8 A. No.
 9 Q. And what happened after that interrogation?
 10 A. I was taken to Djibouti.
 11 Q. By whom?
 12 A. The Americans.
 13 Q. And what happened at Djibouti?
 14 Let me withdraw the question.
 15 Mr. Salim, when you were taken to
 16 Djibouti, were you turned over -- you were
 17 taken there by Americans, correct?
 18 A. Yes.
 19 Q. And were you turned over to others?
 20 A. No.
 21 Q. How long did you stay in Djibouti?
 22 A. It was just hours.
 23 Q. Hours. Okay.
 24 And you were in custody by the US

1 while you were in Djibouti?
 2 A. Yes.
 3 Q. Okay. And you stayed there for some hours?
 4 A. Yes.
 5 Q. Where did you stay?
 6 A. I think it was just within the airport.
 7 Q. Okay. Where within the airport?
 8 A. It was just at the airport.
 9 Q. Okay. But was it at a hotel at an airport,
 10 was it in a conference room at an airport, do
 11 you remember?
 12 A. I was not seeing anything. I was tied.
 13 Q. Okay. All right. Did anything happen to you
 14 while you were at this airport?
 15 A. Yes.
 16 Q. Do you have a memory of what happened to you?
 17 A. Yes.
 18 Q. What happened?
 19 A. I was raped.
 20 Q. And who raped you?
 21 A. The Americans.
 22 Q. Were these American soldiers?
 23 A. I don't know.
 24 Q. How do you know they were Americans?

1 A. They were the people who got me from Kenya to
 2 Somali and their voices were just the same.
 3 Q. Did you ever see their faces?
 4 A. I saw one.
 5 Q. Okay. And was it more than one of these
 6 Americans who raped you?
 7 A. I think it was just one.
 8 Q. Okay. Do you know if this American was a CIA
 9 agent?
 10 A. I don't know.
 11 Q. And can you describe this individual who raped
 12 you?
 13 A. I don't remember.
 14 Q. Okay. Did anyone observe this?
 15 MR. HOFFMAN: Objection, but you can
 16 answer.
 17 THE WITNESS: I don't know.
 18 BY MR. SMITH:
 19 Q. Okay. And you were taken from that airport to
 20 where?
 21 A. Afghanistan.
 22 Q. Where in Afghanistan?
 23 A. I don't know.
 24 Q. Who took you there?

1 A. The same people.
 2 Q. Okay. And when you got to Afghanistan, where
 3 did you go?
 4 A. "The Darkness."
 5 Q. Can you tell me what you mean by that?
 6 A. It's a jail, darkness jail.
 7 Q. Okay.
 8 A. Yeah.
 9 Q. In Afghanistan?
 10 A. Yes.
 11 Q. How do you know that you were in Afghanistan,
 12 did someone tell you?
 13 A. At the end, I knew.
 14 Q. So, originally, when you got there, you didn't
 15 know where you were?
 16 A. Yes.
 17 Q. Okay. And did you -- do you have a memory of
 18 when you arrived at this place in Afghanistan?
 19 A. No, I don't remember.
 20 Q. But it was in 2003?
 21 A. Yes.
 22 Q. Okay.
 23 MR. HOFFMAN: Is this a good time to
 24 break?

1 MR. SMITH: Sure. We're going to
 2 break for lunch. Go off the record.
 3 VIDEOGRAPHER: Time is 12:41. We're
 4 off the record.
 5 (Lunch break.)
 6 VIDEOGRAPHER: We're back on the
 7 record. The time is 1:29.
 8 BY MR. SMITH:
 9 Q. Mr. Salim, are you ready to proceed?
 10 A. I'm ready.
 11 Q. Okay. Mr. Salim, just before the lunch break,
 12 you testified about being transferred to what
 13 you later came to know as Afghanistan.
 14 Do you remember that?
 15 A. Yes.
 16 Q. And you were taken to a place that you refer
 17 to as darkness. Do you remember that?
 18 A. Yes.
 19 Q. And, Mr. Salim, do you now know that place to
 20 be also referred to as Cobalt?
 21 A. No, I don't.
 22 Q. How long were you kept at this place that you
 23 refer to as darkness?
 24 A. Not very sure, but I think about two months.

1 Q. Two months.
 2 And where were you taken to after
 3 that?
 4 A. From there, I was taken to a place known as
 5 "salt pit."
 6 Q. Do you know where this salt pit was located?
 7 A. I don't know exactly, but it was not too far
 8 away from "The Darkness."
 9 Q. Okay. Do you think salt pit was also located
 10 in Afghanistan?
 11 A. I think so.
 12 Q. And how were you transferred from darkness to
 13 salt pit?
 14 A. By car.
 15 Q. Okay. And how long were you kept at salt pit?
 16 A. About a year and something.
 17 Q. A year and several months?
 18 A. One year and several months.
 19 Q. Okay. And after salt pit, where were you
 20 taken to?
 21 A. Bagram.
 22 Q. And what did you understand Bagram to be?
 23 A. Can you ask again?
 24 Q. You said that you were taken to Bagram.

1 A. Yeah.
 2 Q. Where is that located?
 3 A. In Afghanistan.
 4 Q. And did you understand this to be a prison of
 5 some sort?
 6 A. It's like prison.
 7 Q. Okay. And how long were you kept there?
 8 A. I think four years and some months.
 9 Q. And you were released from Bagram when?
 10 A. About 2008.
 11 Q. Okay. And what did you do when you were
 12 released from Bagram?
 13 A. I went home.
 14 Q. And where was home then?
 15 A. Zanzibar.
 16 Q. Okay. And have you left -- well, strike that.
 17 Do you have any memory of being
 18 interrogated by either American military
 19 officials or CIA agents, or both, while you
 20 were being detained?
 21 A. Yes.
 22 Q. I'm going to hand to you what we've marked in
 23 the case as Salim Exhibit No. 1.
 24 Have you seen this document before

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<p>1 MR. HOFFMAN: Objection. You can 2 answer. 3 THE WITNESS: I went to Afghanistan, 4 but I want to tell you how I went. 5 BY MR. SMITH: 6 Q. I'm going to get to that, but my question is, 7 did you train in Afghanistan with Fahid 8 Mohamed Ally Msalam, as it says in this 9 government document? 10 MR. HOFFMAN: Same objection. You 11 can answer, if you can. 12 INTERPRETER ODANGA: He never 13 trained with him. 14 BY MR. SMITH: 15 Q. Did you ever train in Afghanistan? 16 MR. HOFFMAN: Same objection. 17 THE WITNESS: Yes. 18 BY MR. SMITH: 19 Q. When did you train in Afghanistan? 20 A. I'm not sure, but it was between 1993 or 1994. 21 Q. And how long did you train in Afghanistan? 22 MR. HOFFMAN: Same objection. He 23 can answer. 24 THE WITNESS: I got trained only</p>	<p>1 Q. For how long? 2 A. About six months. 3 Q. And that was in 1993 or 1994? 4 A. I'm not sure. It's around '93 or '94. 5 Q. Okay. How did you get to Afghanistan? 6 A. I left Tanzania, I went to India. From India, 7 I went to Pakistan. Then, from Pakistan, I 8 went to Afghanistan. 9 Q. Who paid for you to fly to -- or to travel to 10 Afghanistan? 11 A. Myself. 12 Q. Okay. And where did this training take place? 13 MR. HOFFMAN: Objection, again, but 14 you can answer. 15 THE WITNESS: Afghanistan. 16 BY MR. SMITH: 17 Q. Where in Afghanistan? 18 A. I don't know the place. 19 Q. Well, you traveled to the place, didn't you? 20 A. Yes. 21 Q. Did you travel by automobile, by plane? How 22 did you get to this place? 23 MR. HOFFMAN: Objection. 24 THE WITNESS: By car.</p>
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<p>1 once. 2 BY MR. SMITH: 3 Q. How long did you train in Afghanistan? 4 MR. HOFFMAN: Same objection. You 5 can answer. 6 THE WITNESS: Training or the whole 7 stay? 8 BY MR. SMITH: 9 Q. Mr. Salim, you testified that you trained in 10 Afghanistan. Do you recall that? 11 MR. HOFFMAN: Objection. 12 THE WITNESS: But I told you I got 13 trained one time. 14 BY MR. SMITH: 15 Q. Okay. But let's stay with my questions. 16 How long did you train in 17 Afghanistan? 18 INTERPRETER ODANGA: How long did 19 you stay in Afghanistan? 20 MR. SMITH: Did you train in 21 Afghanistan. 22 MR. HOFFMAN: Objection, again. 23 THE WITNESS: One time. 24 BY MR. SMITH:</p>	<p>1 BY MR. SMITH: 2 Q. Who drove the car? 3 A. The driver. 4 Q. What was the driver's name? 5 A. I don't remember name. 6 Q. Okay. How did you come in contact with the 7 driver? 8 A. I don't know him. 9 Q. How did you come in contact with him to enable 10 you to get into his car? 11 A. It was a passenger car. 12 Q. Okay. How did you come in contact with this 13 driver such that he could take you to this 14 place? 15 A. I wasn't by myself, I was with other people. 16 We would go to take by public means and, then, 17 we go to where we were going. 18 Q. Who were the other people that you were with? 19 A. I don't know the other ones, I only know one. 20 Q. What's that person's name? 21 A. Al-Fani. 22 Q. And did these people travel with you from, I 23 guess, Zanzibar to Afghanistan? 24 MR. HOFFMAN: Objection.</p>

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<p>1 THE WITNESS: One person came with 2 me from Dar es Salaam, but not Zanzibar. 3 BY MR. SMITH: 4 Q. From Jerusalem. Okay. 5 And you departed from where? 6 INTERPRETER ODANGA: Dar es Salaam. 7 MR. HOFFMAN: Dar es Salaam. 8 MR. SMITH: I'm sorry? 9 MR. HOFFMAN: Dar es Salaam. 10 INTERPRETER ODANGA: Dar es Salaam. 11 MR. SMITH: Oh, Dar es Salaam. 12 Thank you. 13 BY MR. SMITH: 14 Q. You departed from where to Afghanistan? 15 A. Dar es Salaam. 16 Q. Okay. Okay. Now, when you got to this 17 training facility, your testimony is you don't 18 know where it was located in Afghanistan? 19 MR. HOFFMAN: Objection. You can 20 answer. 21 THE WITNESS: I didn't know. 22 BY MR. SMITH: 23 Q. Okay. And you were there at this place for 24 six months?</p>	<p>1 answer. 2 THE WITNESS: I don't know him. 3 BY MR. SMITH: 4 Q. Well, was there an organization that sponsored 5 this training? 6 MR. HOFFMAN: Same objection. You 7 can answer. 8 THE WITNESS: I know it was a group. 9 BY MR. SMITH: 10 Q. What was the name of the group? 11 A. Harakati Ansari. 12 Q. Can you spell that, please. 13 A. H-A-R-A-K-A-T-I. Then, the other one is 14 A-N-S-A-R-I. 15 (Discussion between Interpreter 16 Odanga and witness.) 17 INTERPRETER ODANGA: Oh, there's no 18 "I" at the end. It's just "R" at the end. 19 Q. Is that one person or two people? 20 A. What? 21 Q. Harakati Ansar, is that the name of a person 22 or a group? 23 A. Group. 24 Q. And what was the purpose of this group?</p>
<p>Page 119</p> <p>1 A. Something like that, I think. 2 Q. Describe this place for me. 3 A. I remember a big place, a big hilly place. 4 Q. Where did you sleep? 5 A. We had -- we would sleep in the bushes 6 sometimes and sometimes in the -- in the 7 tents. 8 (Witness speaking.) 9 INTERPRETER ODANGA: Oh, sorry. 10 Like the mosque. They would sleep on a 11 mosque, not bushes, mosques or tents. 12 BY MR. SMITH: 13 Q. And what were you training to do while you 14 were there? 15 A. The training was how to do -- how to exercise. 16 We were exercising, we were learning how to 17 shoot, and that's... 18 Q. I'm sorry? 19 INTERPRETER ODANGA: He said 20 "that's." He was learning how to shoot and 21 just doing exercises. 22 BY MR. SMITH: 23 Q. Okay. Who sponsored this training? 24 MR. HOFFMAN: Objection. You can</p>	<p>Page 121</p> <p>1 MR. HOFFMAN: Objection. You can 2 answer. 3 THE WITNESS: All I knew was that we 4 were going to fight Kashmir. 5 MR. HOFFMAN: There may be a 6 translation issue here. 7 INTERPRETER KENDAGOR: I think what 8 -- what... 9 (Translation discussion by 10 Interpreter Kendagor.) 11 INTERPRETER KENDAGOR: Yeah. What 12 he means is that that group was going to fight 13 in Kashmir, but he didn't know that the group 14 was going to fight in Kashmir. 15 COURT REPORTER: I'm having trouble 16 hearing you. 17 INTERPRETER ODANGA: I did not hear 18 where he said he didn't know, so I don't know 19 where you got he didn't know -- 20 INTERPRETER KENDAGOR: Okay. Maybe 21 explain -- 22 INTERPRETER ODANGA: -- but I heard 23 you asking if he knew. 24 MR. SMITH: Wait a minute. Wait a</p>

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<p>1 A. No.</p> <p>2 Q. Never discussed it with him?</p> <p>3 A. Never.</p> <p>4 Q. And when you left the camp, you returned to</p> <p>5 Tanzania?</p> <p>6 A. Yes.</p> <p>7 Q. To do what?</p> <p>8 A. That's my home.</p> <p>9 Q. Okay. What did you do there?</p> <p>10 A. I did not have any job. I was just sitting at</p> <p>11 my friend's store.</p> <p>12 Q. Friend's?</p> <p>13 INTERPRETER ODANGA: The friend had</p> <p>14 a store so he would just sit at the store.</p> <p>15 Q. Okay. And how long did you sit at the store</p> <p>16 in Tanzania before you got a job?</p> <p>17 A. Not too long.</p> <p>18 Q. And did you ever have any other training other</p> <p>19 than what you've told me about so far?</p> <p>20 MR. HOFFMAN: Objection. You can</p> <p>21 answer.</p> <p>22 THE WITNESS: Never.</p> <p>23 BY MR. SMITH:</p> <p>24 Q. Mr. Salim, what is your understanding of</p>	<p>1 knew two Al-Qaeda operatives in Mogadishu?</p> <p>2 MR. HOFFMAN: Objection. You can</p> <p>3 answer.</p> <p>4 THE WITNESS: No.</p> <p>5 BY MR. SMITH:</p> <p>6 Q. Mr. Salim, have you reviewed any of the</p> <p>7 documents that have been turned over by the</p> <p>8 United States government in connection with</p> <p>9 this case?</p> <p>10 A. I have not.</p> <p>11 Q. Are you aware that there are documents that</p> <p>12 have been produced in this case that indicate</p> <p>13 that you had direct or indirect links to</p> <p>14 members of Al-Qaeda?</p> <p>15 MR. HOFFMAN: I'll object to that</p> <p>16 question to the extent that it asks him to</p> <p>17 respond based on attorney/client</p> <p>18 communications. So you can only answer that</p> <p>19 question if you have information other than</p> <p>20 what you got from your lawyers.</p> <p>21 THE WITNESS: I don't know.</p> <p>22 MR. SMITH: Okay. So your lawyer</p> <p>23 has requested that we take a break, so why</p> <p>24 don't we take a break. It's about 11 minutes</p>
<p>Page 143</p> <p>1 Al-Qaeda?</p> <p>2 A. I don't -- I don't understand anything.</p> <p>3 Q. Your testimony is that you have no</p> <p>4 understanding of Al-Qaeda, is that correct?</p> <p>5 MR. HOFFMAN: Objection. You can</p> <p>6 answer.</p> <p>7 THE WITNESS: Like what?</p> <p>8 BY MR. SMITH:</p> <p>9 Q. Like your understanding.</p> <p>10 MR. HOFFMAN: Objection. You can</p> <p>11 answer.</p> <p>12 THE WITNESS: I know they are bad</p> <p>13 people. They bomb. That's what I understand.</p> <p>14 BY MR. SMITH:</p> <p>15 Q. Do you understand that it's a group that is</p> <p>16 committed to trying to do injury to the United</p> <p>17 States?</p> <p>18 A. That one, I don't understand.</p> <p>19 Q. You don't. Do you know anyone that's</p> <p>20 affiliated with Al-Qaeda?</p> <p>21 A. I don't know.</p> <p>22 Q. Did you ever?</p> <p>23 A. No.</p> <p>24 Q. Did you ever admit to US officials that you</p>	<p>Page 145</p> <p>1 till three. What time would you like to</p> <p>2 resume?</p> <p>3 MR. HOFFMAN: Just 10 minutes or 15</p> <p>4 minutes.</p> <p>5 MR. SMITH: Okay.</p> <p>6 VIDEOGRAPHER: The time is 2:49.</p> <p>7 We're off record.</p> <p>8 (Brief pause.)</p> <p>9 VIDEOGRAPHER: Back on the record.</p> <p>10 The time is 3:02.</p> <p>11 BY MR. SMITH:</p> <p>12 Q. Mr. Salim, are you ready to go forward?</p> <p>13 A. Fine.</p> <p>14 Q. Mr. Salim, you said that you had a drug</p> <p>15 addiction problem around or about the time</p> <p>16 that you left for Pakistan and, ultimately,</p> <p>17 Afghanistan. Do you recall that?</p> <p>18 A. Yes.</p> <p>19 Q. This was in 1993 or 1994, right?</p> <p>20 A. Something like that.</p> <p>21 Q. Now, tell me about this drug addiction</p> <p>22 problem. What was the drug that you were</p> <p>23 addicted to?</p> <p>24 A. I was using tablets, scorpion, marijuana. I</p>

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<p>1 MR. HOFFMAN: Objection. You can 2 answer. 3 THE WITNESS: Repeat again. 4 MR. SMITH: Will the court reporter 5 read it back. 6 (Whereupon, the record was read back 7 by the court reporter as follows: 8 "Did you ever seek any medical 9 advice about the impact on your body 10 of being a drug addict for almost 20 11 years?") 12 THE WITNESS: There was no impact on 13 my body. 14 BY MR. SMITH: 15 Q. Who told you that there was no impact on your 16 body? 17 MR. HOFFMAN: Objection. You can 18 answer. 19 THE WITNESS: I knew myself. 20 BY MR. SMITH: 21 Q. Did you ever receive any medical treatment for 22 any injuries of any kind prior to the time 23 that you were taken into detention by the 24 Somalia government that you testified to</p>	<p>1 the period of time that you were taken to what 2 you refer to as darkness. 3 A. Okay. 4 Q. You were held there, at this facility that you 5 call darkness, for approximately two months? 6 INTERPRETER ODANGA: I'm sorry. I 7 translated years instead of months. I'm 8 sorry. 9 (Translating.) 10 A. Yeah. Yes. I'm not very sure, but it was 11 around two months. 12 Q. Okay. Now, during that period of time, who 13 controlled this facility that you refer to as 14 darkness? 15 MR. HOFFMAN: Objection. You can 16 answer. 17 THE WITNESS: Americans. 18 BY MR. SMITH: 19 Q. Okay. And what's the basis for you to make 20 that statement? 21 A. They told me. 22 Q. Okay. So the people who you communicated with 23 said that they were Americans? 24 A. Yes.</p>
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<p>1 earlier? 2 MR. HOFFMAN: Objection. You can 3 answer. 4 THE WITNESS: No. 5 BY MR. SMITH: 6 Q. Were you ever -- strike that. 7 Were you ever arrested by any 8 authorities related to your drug abuse? 9 A. Never. 10 Q. Were you ever a victim of any violent crimes? 11 MR. HOFFMAN: Objection. You can 12 answer. 13 THE WITNESS: Never. 14 BY MR. SMITH: 15 Q. Have you ever used heroin? 16 INTERPRETER ODANGA: Heroin? 17 MR. SMITH: Heroin, the drug, 18 heroin. 19 (Translating.) 20 A. No. 21 Q. You were released from prison in 2008. At any 22 time thereafter, have you used illicit drugs? 23 A. No. 24 Q. I want to direct your attention, sir, back to</p>	<p>1 Q. And did they tell you whether or not they were 2 -- these Americans were affiliated with the 3 United States government? 4 A. No, they didn't tell me. 5 Q. Did you have any understanding of whether or 6 not these Americans who ran this facility that 7 you call darkness were affiliated with the 8 United States government? 9 A. Yes. 10 MR. SMITH: Could you read back the 11 question, madam court reporter. 12 (Whereupon, the last question was 13 read back by the court reporter.) 14 BY MR. SMITH: 15 Q. What was your understanding? 16 INTERPRETER ODANGA: He's just 17 asking that I repeat the whole question. 18 MR. SMITH: Sure. 19 INTERPRETER ODANGA: Okay. Let me 20 read. 21 (Translating.) 22 THE WITNESS: I knew them as CIAs. 23 BY MR. SMITH: 24 Q. And what was the basis for your belief that</p>

1 they were CIA agents?
 2 A. They told me.
 3 Q. Did any of them tell you their names?
 4 A. No.
 5 Q. Now, during the period of time that you were
 6 held at this facility called darkness, were
 7 you interrogated by the CIA agents?
 8 A. Yes.
 9 Q. And do you have any memory of those
 10 interrogations?
 11 A. Questions like where are you from, where were
 12 you born, things like that.
 13 Q. Anything else that you remember?
 14 A. I don't remember.
 15 Q. How many times do you think you were
 16 interrogated during the period of time that
 17 you were held at the facility that you call
 18 darkness?
 19 A. I cannot recall how many times, but it was
 20 almost for two months.
 21 Q. Almost for two months?
 22 A. All the days that I was in there, they
 23 interrogated me.
 24 Q. So your memory is every day or almost every

1 day, you were interrogated?
 2 A. It was almost every day.
 3 Q. Okay. And can you describe for me what would
 4 happen during these interrogations?
 5 MR. HOFFMAN: Objection, but you can
 6 answer.
 7 THE WITNESS: How?
 8 BY MR. SMITH:
 9 Q. Well, you were taken into a room, I take it,
 10 right?
 11 MR. HOFFMAN: Objection. You can
 12 answer.
 13 THE WITNESS: Which room?
 14 BY MR. SMITH:
 15 Q. When you were in darkness, were you kept in a
 16 cell?
 17 A. Like a room.
 18 Q. Okay. Were other people kept in the room,
 19 too, or were you kept there alone?
 20 A. Myself.
 21 Q. Okay. And when these CIA people would come to
 22 interrogate you, did they interrogate you in
 23 that room or in another room?
 24 MR. HOFFMAN: Objection. You can

1 answer.
 2 THE WITNESS: Another room.
 3 BY MR. SMITH:
 4 Q. Okay. So they would escort you into another
 5 room?
 6 A. Yes.
 7 Q. Do you know what the room looked like?
 8 A. I can remember one, it was just a big place
 9 like this.
 10 Q. Okay. And were there lights, no lights?
 11 MR. HOFFMAN: Objection. You can
 12 answer.
 13 THE WITNESS: Not too much light.
 14 BY MR. SMITH:
 15 Q. Okay. And how many people would be in there
 16 in addition to yourself?
 17 A. I don't understand.
 18 Q. Well, you would go into this room to be
 19 interrogated, how many people in addition to
 20 yourself were in the room?
 21 MR. HOFFMAN: Objection. You can
 22 answer.
 23 THE WITNESS: There were a lot of
 24 people.

1 BY MR. SMITH:
 2 Q. A lot of people.
 3 A. Sometimes just one person.
 4 Q. Okay. So it would depend upon which day it
 5 was?
 6 A. Yeah, it depends.
 7 Q. Okay. So can you describe for me, when you
 8 were taken into the room, what occurred during
 9 the interrogation?
 10 MR. HOFFMAN: Objection. You can
 11 answer.
 12 THE WITNESS: So many things
 13 happened, so I don't know where to start.
 14 BY MR. SMITH:
 15 Q. Okay. So tell me what your best recollection
 16 is. And if different things happened on
 17 different days, then just describe for me what
 18 you remember on any given day.
 19 MR. HOFFMAN: Objection. You can
 20 answer.
 21 THE WITNESS: I remember being put
 22 in a box. I remember being hanged.
 23 (Gesturing.)
 24 I remember being naked and a big

1 light -- they put a light on my face.
 2 I remember being put on the ground
 3 in a plastic bag and water is being poured on
 4 me. And there was a plastic jug, plastic
 5 water jug being put -- they were knocking my
 6 rectal area with it.
 7 I remember being put on a table and,
 8 then, I was tied around while being taken
 9 around.
 10 I remember there were two boxes,
 11 they were -- there's one that was being put on
 12 the ground and there was one that was also
 13 standing position.
 14 I remember being tied on the wall,
 15 handcuffed to the wall. I couldn't go up or
 16 come down. I also remember being handcuffed
 17 and naked in the room with not any clothes on.
 18 I remember being put on something
 19 like a hospital bed, my -- my hands tied to
 20 both sides of bed. They put something like an
 21 injection on me and I lost my conscious.
 22 I remember, also, them putting a
 23 cloth around -- tying a cloth around my neck
 24 and, then, they were punching me on the wall,

1 punching.
 2 At the present time, I can't recall
 3 anything; if I do, I will let you know.
 4 BY MR. SMITH:
 5 Q. Okay. Now, what you just described, did these
 6 occur in the interrogation room or in the cell
 7 that you were being detained or both?
 8 MR. HOFFMAN: Objection, but you can
 9 answer.
 10 THE WITNESS: Being tied on the wall
 11 was at the dark room, the room where I was
 12 staying. The other ones, it was different
 13 places, but the same place, another room.
 14 BY MR. SMITH:
 15 Q. Where the interrogations took place?
 16 A. They were doing it in different rooms. At the
 17 interrogation place was where they were
 18 putting lights on my face.
 19 Q. Okay. And where did these other things happen
 20 to you, sir?
 21 A. Different rooms.
 22 Q. How many times were you injected?
 23 A. I can't remember whether it was once or twice.
 24 Q. And when you recovered, when you regained your

1 consciousness, did you suffer any effects from
 2 the injection?
 3 A. I can't remember.
 4 Q. And did you ever learn what you were injected
 5 with?
 6 A. No.
 7 Q. How many times were you put on plastic and
 8 water was poured on you?
 9 A. Can't remember.
 10 Q. Was it more than once?
 11 A. Yes.
 12 Q. Okay. But you just don't know beyond that?
 13 A. Yes.
 14 Q. Okay. And did you suffer any injuries from
 15 being put on the ground in this plastic and
 16 this water poured on you?
 17 A. Yes.
 18 Q. What injuries did you suffer?
 19 A. My chest was -- my chest, my heart was beating
 20 so fast, my jaws were shaking, and that was
 21 causing a lot of pain.
 22 Q. Okay.
 23 A. My -- I had -- I already had a fracture on my
 24 finger, but because of the torture that they

1 were doing, it made it more painful.
 2 Q. Did you suffer any long-term injuries as a
 3 result of being put in this plastic with water
 4 poured on you?
 5 A. I don't know.
 6 Q. Did you suffer any injuries as a result of the
 7 injections?
 8 A. I don't know.
 9 Q. Sir, you said that you were put on a table and
 10 tied to a table and spun around. Do you
 11 remember that?
 12 A. Yes.
 13 Q. How many times did that happen?
 14 A. Just one time.
 15 Q. Okay.
 16 A. But it was just for a little time.
 17 Q. Okay.
 18 A. For a short time.
 19 Q. And did you suffer any injuries as a result of
 20 that?
 21 A. Yes.
 22 Q. What injuries did you suffer?
 23 A. Dizziness.
 24 Q. Okay. And did you suffer any long-term

1 injuries as a result of that dizziness?
 2 A. Yes.
 3 Q. What are the long-term injuries?
 4 A. I still have dizziness.
 5 Q. And what is the basis for you to believe that
 6 your dizziness, presently, is as a result of
 7 being spun on that table?
 8 A. Because they had tortured me a lot, I was very
 9 weak and I had no strength. I could not -- I
 10 didn't have any strength. I did not eat
 11 anything. And ever since that happened, I've
 12 been experiencing the dizziness.
 13 Q. Tell me about the dizziness.
 14 A. Like what?
 15 Q. Were you dizzy today?
 16 A. No.
 17 Q. When is the last time you experienced a dizzy
 18 event?
 19 A. I can't remember.
 20 Q. Now, you said that you were put in a box. Do
 21 you remember that?
 22 A. Yes.
 23 Q. And as I appreciate what you said, sir, one
 24 box was vertical and one box was horizontal,

1 is that right?
 2 A. Yes.
 3 Q. How many times were you put in a box and laid
 4 in the box horizontally?
 5 INTERPRETER ODANGA: Horizontal is
 6 this? (Gesturing.)
 7 MR. SMITH: Horizontal would be that
 8 way, yeah.
 9 A. I can't remember.
 10 Q. Was it more than once?
 11 A. I can't remember.
 12 Q. How many times were you put in a box where you
 13 stood up vertically?
 14 A. I can't remember.
 15 Q. How long did you stay in the box where you
 16 were put in vertically?
 17 A. I'm just thinking that it was about 30
 18 minutes.
 19 Q. And how long did you stay in the box when you
 20 were in a horizontal position?
 21 A. It was a little more, but I can't remember.
 22 Q. Less than an hour?
 23 A. At times, they would put me there, then they'd
 24 go and beat me, and then they'd come and put

1 me there and sometimes they just leave me
 2 there.
 3 Q. So you're saying that the CIA agents beat you,
 4 as well?
 5 A. When they were interrogating me, I don't know
 6 if they are the one that were interrogating me
 7 or not.
 8 Q. Who beat you?
 9 A. Somebody.
 10 Q. Was it an American?
 11 A. Yes.
 12 Q. Okay. Was it a CIA agent?
 13 A. I don't know.
 14 Q. How many times were you beaten?
 15 A. Ever since I was there, it was totally.
 16 Q. But I'm trying to understand in greater
 17 detail. We're on your -- the period that you
 18 were in this what you call darkness for two
 19 months. Are you with me?
 20 A. Yes.
 21 Q. And is it your testimony that you were beaten
 22 on a daily basis?
 23 A. Not every day.
 24 Q. Okay. But, periodically, you were beaten by

1 whoever these people were?
 2 MR. HOFFMAN: Objection, but you can
 3 answer.
 4 THE WITNESS: Yes.
 5 BY MR. SMITH:
 6 Q. Okay. Can you describe for me what you
 7 endured in these beatings?
 8 A. I already told you.
 9 Q. I don't think you did.
 10 A. I told you that they tied a cloth on my neck
 11 and they were punching me.
 12 Q. Okay.
 13 A. They were putting me down and -- they were
 14 putting me down and kicking me.
 15 Q. Okay. And you don't remember how many times
 16 this happened while you were in darkness?
 17 MR. HOFFMAN: Objection. You can
 18 answer.
 19 THE WITNESS: I don't remember.
 20 BY MR. SMITH:
 21 Q. And where did they punch you?
 22 MR. HOFFMAN: Objection.
 23 (Witness gesturing.)
 24 BY MR. SMITH:

Page 166	Page 168
<p>1 Q. In the chest?</p> <p>2 A. (Gesturing.)</p> <p>3 MR. HOFFMAN: He's pointing at the</p> <p>4 stomach.</p> <p>5 BY MR. SMITH:</p> <p>6 Q. Where did they kick you, sir?</p> <p>7 A. Tummy.</p> <p>8 Q. Okay. Same place that they punched you?</p> <p>9 A. The kicking was more on the lower abdomen.</p> <p>10 Q. Okay. All right. Now, you also said that</p> <p>11 during this period you were hanged.</p> <p>12 Do you remember that?</p> <p>13 A. Yes.</p> <p>14 Q. Was that in your cell?</p> <p>15 A. No.</p> <p>16 Q. It was in the interrogation room?</p> <p>17 A. No.</p> <p>18 Q. Where were you hanged?</p> <p>19 A. Another room.</p> <p>20 Q. Okay. And can you describe for me how you</p> <p>21 were hanged?</p> <p>22 A. (Gesturing.) There was like a pipe up there,</p> <p>23 then I was handcuffed, and then it was tied</p> <p>24 there and I was standing.</p>	<p>1 A. The cell where I was kept.</p> <p>2 Q. Okay. And can you describe for me how you</p> <p>3 were shackled or tied to the wall?</p> <p>4 A. So this is the wall. (Gesturing.)</p> <p>5 Q. Yes.</p> <p>6 A. There's something tied to it, like a ring.</p> <p>7 Q. Yes.</p> <p>8 A. My hand is handcuffed.</p> <p>9 Q. Yes.</p> <p>10 A. They come and tie it to that ring.</p> <p>11 (Gesturing.) It's something that would not</p> <p>12 let me sit down or cannot let me stand.</p> <p>13 Q. How many times, while you were in this</p> <p>14 facility that you call darkness, were you tied</p> <p>15 to the wall like that?</p> <p>16 A. I can't recall how many times.</p> <p>17 Q. Did you suffer any injuries as a result of it?</p> <p>18 A. Yes.</p> <p>19 Q. Can you tell me what those injuries are?</p> <p>20 A. My waist. My -- the pain in my fingers</p> <p>21 intensified.</p> <p>22 Q. Anything else?</p> <p>23 A. I can't remember.</p> <p>24 Q. Do you presently have any injuries to your</p>
<p>Page 167</p> <p>1 Q. Okay. And how long -- strike that.</p> <p>2 How many times were you hanged like</p> <p>3 that by the pipe?</p> <p>4 A. I can't remember.</p> <p>5 Q. Okay. Was it more than once?</p> <p>6 A. Yes.</p> <p>7 Q. Okay. And what happened to you while you were</p> <p>8 hanging by the pipe?</p> <p>9 A. A lot of pain in my arms, a lot of pains in my</p> <p>10 back and around my waist.</p> <p>11 Q. And did anyone beat you while you were hanging</p> <p>12 from that pipe?</p> <p>13 A. I can't remember.</p> <p>14 Q. Okay. And did you suffer any permanent damage</p> <p>15 as a result of being hanged by that pipe,</p> <p>16 permanent injury?</p> <p>17 A. Yes.</p> <p>18 Q. Can you describe for me what the injuries are?</p> <p>19 A. My back. My waist.</p> <p>20 Q. Now, you said that you were also tied to a</p> <p>21 wall. Do you remember that?</p> <p>22 A. Yes.</p> <p>23 Q. Was this a wall in your cell where you were</p> <p>24 kept or some other place?</p>	<p>Page 169</p> <p>1 waist as a result of being tied to the wall,</p> <p>2 as you described?</p> <p>3 A. Yes.</p> <p>4 Q. And what are those injuries?</p> <p>5 A. It's painful.</p> <p>6 Q. Can you describe for me the pain?</p> <p>7 A. I can't describe how painful it was.</p> <p>8 Q. Do you presently experience the pain?</p> <p>9 A. Yes.</p> <p>10 Q. Can you describe for me the pain that you feel</p> <p>11 presently?</p> <p>12 A. Maybe I need to tie you here so that -- for</p> <p>13 one hour so you can feel the pain, if you want</p> <p>14 to know the pain.</p> <p>15 MR. HOFFMAN: Can we take a break?</p> <p>16 MR. SMITH: We can take a break.</p> <p>17 VIDEOGRAPHER: The time is 3:45.</p> <p>18 We're off the record.</p> <p>19 (Brief pause.)</p> <p>20 VIDEOGRAPHER: We're back on the</p> <p>21 record. The time is 4:01.</p> <p>22 BY MR. SMITH:</p> <p>23 Q. Mr. Salim, are you able to go forward?</p> <p>24 A. I'm fine.</p>

Page 170	Page 172
<p>1 Q. Okay. And as I said to you off the record, 2 sir, I don't mean to be insensitive and I hope 3 you understand I have a job to do. 4 And if you find yourself moving to a 5 point where you want to take a break, just 6 wave your hands or tell me, we'll go off the 7 record and we'll figure out how to avoid these 8 moments for you, if we can. All right? 9 A. Fine. 10 Q. Okay. Now, Mr. Salim, before we went off the 11 record, I was trying to understand if you have 12 any present injuries as a result of being 13 shackled to the wall, as you describe. 14 A. Yes. 15 Q. Okay. Can you describe for me what the 16 present injuries are? 17 A. I feel like we should not go too much into 18 that because it's going to remind me of other 19 things. 20 Q. Okay. So why don't we see if there's a time 21 later today or tomorrow that we can pick that 22 up. 23 A. That is good. 24 Q. Okay. Mr. Salim, the other matter that you</p>	<p>1 remember they gave me the eyeglasses in 2 Bagram. 3 Q. And do you have any memory of a doctor telling 4 you what exactly your problem was with your 5 eye? 6 Is it one eye or both eyes, by the 7 way? 8 A. Both. 9 Q. And do you remember what the doctor telling 10 you the problem was with both eyes? 11 A. I don't remember. 12 Q. Okay. Do you presently wear eyeglasses? 13 A. I don't. 14 Q. Why did you stop wearing them? 15 A. I don't want to. 16 Q. Why not? 17 A. I don't want to. 18 Q. Is it because you don't like them on your 19 face? What's the reason why you don't want to 20 wear them? 21 A. I just think it will make the problem, it will 22 worsen the problem. 23 Q. Did anyone tell you that wearing eyeglasses 24 would worsen the problem with your eyes?</p>
Page 171	Page 173
<p>1 described during the period of time that you 2 were at darkness was that you were brought 3 into an interrogation facility naked and a 4 light was shined in your face while you were 5 asked questions. 6 Do you remember you told me about 7 that? 8 A. Yes. 9 Q. How many times did that happen? 10 A. The one with the light was once. 11 Q. And did you sustain any injuries as a result 12 of that? 13 A. I have eye problem. 14 Q. Okay. And did anyone ever tell you that the 15 eye problem that you have is related to that 16 event that occurred to you that you described 17 in darkness? 18 A. Nobody. 19 Q. Okay. Did you ever seek treatment from a 20 doctor for this eye problem? 21 A. Yes. 22 Q. And did the doctor tell you what exactly your 23 problem is with your eyes? 24 A. I did not know English that very well, but I</p>	<p>1 A. Nobody. 2 Q. Okay. Now, have you told me about all of the 3 things that happened to you while you were in 4 custody at this place that you call darkness 5 for approximately two months? 6 MR. HOFFMAN: Objection, but you can 7 answer. 8 THE WITNESS: Yes. 9 BY MR. SMITH: 10 Q. Now, do you know a man named Dr. James 11 Mitchell? 12 A. I don't know him. 13 Q. Have you ever heard that name before? 14 A. I don't remember. 15 Q. Do you know a man named Dr. Bruce Jessen? 16 A. I don't know him. 17 Q. Had you ever heard that name before today? 18 A. I don't remember. 19 Q. Did anyone ever tell you, in words or 20 substance, that Dr. Mitchell or Dr. Jessen had 21 anything to do or were in any way responsible 22 for the conditions and the circumstances that 23 you confronted while you were being held in 24 custody in the facility that you identified as</p>

1 by the court reporter as follows:
 2 "Do you have any factual information
 3 that Drs. Jessen or Mitchell had
 4 anything to do with the
 5 interrogations that occurred while
 6 you were at salt pit?")
 7 THE WITNESS: My lawyer will answer
 8 that question.
 9 BY MR. SMITH:
 10 Q. And what does that mean, your lawyer relies
 11 (sic) on that question?
 12 A. Because I don't know when it comes to -- I
 13 don't -- I don't know -- I don't know more
 14 about the law. They do know.
 15 Q. And, Mr. Salim, do you understand I'm not
 16 asking you about the law. I'm just asking you
 17 about the factual information. Do you
 18 understand that?
 19 A. And that's why I answered you that my lawyer
 20 will answer the question.
 21 Q. Mr. Salim, let's go back to Exhibit No. 8 for
 22 a second. Am I to understand, sir, that you
 23 have never looked at this document before
 24 today?

1 COMMONWEALTH OF MASSACHUSETTS.)
 2 SUFFOLK, SS:)
 3
 4 I, JANE M. BORROWMAN, Registered
 5 Professional Reporter and Notary Public in and
 6 for the Commonwealth of Massachusetts, do
 7 hereby certify that on March 14, 2017,
 8 Suleiman Abdullah Salim, the witness whose
 9 deposition is hereinbefore set forth, was duly
 10 sworn by me and that such deposition is a true
 11 record of the testimony given by the witness.
 12 I further certify that I am neither
 13 related to or employed by any of the parties
 14 in or counsel to this action, nor am I
 15 financially interested in the action.
 16 In witness whereof, I have hereunto
 17 set my hand and seal this 28th day of March
 18 2017.
 19
 20 Notary Public
 21 RPR No. 001420
 22
 23 My commission expires:
 24 7 December 2023

1 MR. HOFFMAN: Objection.
 2 THE WITNESS: Yes.
 3 BY MR. SMITH:
 4 Q. Have you ever looked at any parts of this
 5 document?
 6 A. I don't remember.
 7 Q. Have you ever -- I'm going to direct your
 8 attention to starting on page 32, paragraph 71
 9 through 116. Have you ever looked at any
 10 document that contained this information?
 11 A. I've never.
 12 Q. Did you ever tell your lawyers that the
 13 information in paragraph 71 through 116 was
 14 true?
 15 A. I don't know what it's saying.
 16 Q. All right. Mr. Salim, what do you say we quit
 17 for today and we'll start tomorrow morning.
 18 A. What you think is okay.
 19 MR. SMITH: Okay. Go get some rest.
 20 We'll start tomorrow morning. Let's go off
 21 the record.
 22 VIDEOGRAPHER: The time is 4:51.
 23 We're off the record in the deposition.
 24 (Time: 4:51 p.m.)

1 *** ERRATA SHEET ***
 2 TRANSPERFECT DEPOSITION SERVICES
 3 216 E. 45th Street, Suite #903
 4 NEW YORK, NEW YORK 10017
 5 (212) 400-8845
 6 CASE: SULEIMAN ABDULLAH SALIM et al. v. MITCHELL
 7 DATE: MARCH 14, 2017
 8 WITNESS: SULEIMAN ABDULLAH SALIM REF: 18303
 9 PAGE LINE FROM TO
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 14 _____
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 21 _____
 22 _____
 23 _____
 24 _____

21 SULEIMAN ABDULLAH SALIM
 22 Subscribed and sworn to before me
 23 this ____ day of _____, 20__.
 24 _____
 Notary Public

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

- - - - - x

SULEIMAN ABDULLAH SALIM,
MOHAMED AHMED BEN SOUD, OBAID
ULLAH (as Personal
Representative of GUL RAHMAN),

Plaintiffs,

Civil Action No.

vs.

2:15-CV-286-JLQ

JAMES ELMER MITCHELL and
JOHN "BRUCE" JESSEN,

Defendants.

- - - - - x

VIDEOTAPED DEPOSITION OF SULEIMAN ABDULLAH SALIM

VOLUME II

March 15, 2017

Reported by:
Jane M. Borrowman, RPR, CSR
Job no: 18304

1 Times in Dubai, is that your testimony?
 2 MR. HOFFMAN: Objection.
 3 (Translating.)
 4 MR. HOFFMAN: Objection.
 5 (Translating.)
 6 MR. HOFFMAN: Objection, but you can
 7 answer.
 8 THE WITNESS: Yes.
 9 BY MR. SMITH:
 10 Q. Now, during the -- strike that.
 11 Who set this meeting up with James
 12 from the New York Times?
 13 MR. HOFFMAN: Objection, but you can
 14 answer.
 15 THE WITNESS: I don't know.
 16 BY MR. SMITH:
 17 Q. Who told you about it?
 18 MR. HOFFMAN: Objection, but you can
 19 answer.
 20 THE WITNESS: About what?
 21 BY MR. SMITH:
 22 Q. About the meeting.
 23 A. Repeat your question.
 24 Q. Who told you about the meeting with James in

1 Dubai?
 2 A. My lawyer.
 3 Q. And who paid for you to come to Dubai to be
 4 interviewed by James?
 5 MR. HOFFMAN: Objection, but you can
 6 answer.
 7 THE WITNESS: I don't remember.
 8 BY MR. SMITH:
 9 Q. You didn't pay for it, did you?
 10 A. No.
 11 Q. Now, during the course of this interview, do
 12 you recall if you were asked questions about
 13 my clients, Drs. Mitchell and Jessen?
 14 A. I don't remember.
 15 Q. Turn, if you would, to the last page of
 16 Exhibit No. 18. Do you see where it says on
 17 the top of the page, first paragraph, quote:
 18 "He is now a plaintiff in a lawsuit against
 19 two CIA contractors who helped devise and run
 20 the brutal interrogation program of which he
 21 was a part."
 22 Do you see that, sir?
 23 MR. HOFFMAN: Well, I'll object to
 24 that, it's not a quote.

1 MR. SMITH: No. I'm quoting from
 2 the document.
 3 MR. HOFFMAN: Oh. Well, but the way
 4 you asked it, it made it sound like that was a
 5 quote.
 6 MR. SMITH: Maybe it sounded that
 7 way to you, but that's not what I said. I
 8 said "do you see where it says, quote."
 9 THE WITNESS: I don't remember
 10 saying it.
 11 BY MR. SMITH:
 12 Q. So that was going to be my next question. Did
 13 you tell Mr. Risen, Mr. James Risen, that you
 14 were "a plaintiff in a lawsuit against two CIA
 15 contractors who helped devise and run the
 16 brutal interrogation program" for which you
 17 were a part, did you say that to him?
 18 A. I don't remember.
 19 Q. Who were the two CIA contractors that are
 20 referenced there, do you know?
 21 MR. HOFFMAN: Objection, but you can
 22 answer.
 23 THE WITNESS: I don't know them.
 24 BY MR. SMITH:

1 Q. Do you have any factual basis for the
 2 proposition that two CIA contractors helped
 3 devise and run the interrogation program that
 4 you were subjected to?
 5 MR. HOFFMAN: Objection. You can
 6 answer.
 7 THE WITNESS: No.
 8 BY MR. SMITH:
 9 Q. Do you know if it was your lawyers who set up
 10 this interview with you with Mr. Risen, James
 11 Risen?
 12 MR. HOFFMAN: Objection. You can
 13 answer.
 14 THE WITNESS: I don't know.
 15 BY MR. SMITH:
 16 Q. Do you know if the purpose of this interview
 17 was to generate publicity about the lawsuit
 18 that had been filed against my clients?
 19 MR. HOFFMAN: Objection. You can
 20 answer.
 21 THE WITNESS: I don't know.
 22 BY MR. SMITH:
 23 Q. Did you ever speak to James again after the
 24 meeting in Dubai?

1 questions of the witness.
 2 MR. HOFFMAN: Okay. Do we have a
 3 protocol for signing and time and all that
 4 stuff? I assume the usual stipulations.
 5 MS. ALEXANDER: No, we didn't have
 6 them previously. I mean...
 7 MR. SMITH: You guys have been
 8 reading and signing, haven't you?
 9 MR. WATT: Yeah. We have.
 10 (All parties speaking at once.)
 11 MR. SMITH: No, but we're not --
 12 there's no waiving reading, signing?
 13 MR. HOFFMAN: No. No. No.
 14 COURT REPORTER: Are we off the
 15 record? Are we off the record here?
 16 MR. SMITH: Sorry, we're off the
 17 record.
 18 VIDEOGRAPHER: The time is 12:25.
 19 We're off the record.
 20 (End of proceedings: 12:25 p.m.)
 21
 22
 23
 24

1 *** ERRATA SHEET ***
 2 TRANSPERFECT DEPOSITION SERVICES
 216 E. 45th Street, Suite #903
 3 NEW YORK, NEW YORK 10017
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 8 PAGE LINE FROM TO
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 18 _____
 19 _____
 20 _____
 21 _____
 22 SULEIMAN ABDULLAH SALIM
 23 Subscribed and sworn to before me
 24 this ____ day of _____, 20__.

1 COMMONWEALTH OF MASSACHUSETTS)
 2 SUFFOLK, SS:)
 3
 4 I, JANE M. BORROWMAN, Registered
 5 Professional Reporter and Notary Public in and
 6 for the Commonwealth of Massachusetts, do
 7 hereby certify that on March 15, 2017,
 8 Suleiman Abdullah Salim, the witness whose
 9 deposition is hereinbefore set forth, was duly
 10 sworn by me and that such deposition is a true
 11 record of the testimony given by the witness.
 12 I further certify that I am neither
 13 related to or employed by any of the parties
 14 in or counsel to this action, nor am I
 15 financially interested in the action.
 16 In witness whereof, I have hereunto
 17 set my hand and seal this 28th day of March
 18 2017.
 19
 20 Notary Public
 21 RPR No. 001420
 22
 23 My commission expires:
 24 7 December 2023

24 Notary Public