

Exhibit C

U.S. Department of Homeland Security

DHS Traveler Redress Inquiry Program (DHS TRIP)
601 South 12th Street, TSA-901
Arlington, VA 22202-4220



Homeland Security

January 21, 2015

Nusrat Jahan Choudhury
American Civil Liberties Union Foundation
125 Broad Street, 18th Floor
New York, NY 10004

RE: Amir Meshal
Redress Control Number: 2061053

Dear Mr. Choudhury:

The Department of Homeland Security Traveler Redress Inquiry Program (DHS TRIP) received a response from counsel for Amir Meshal on December 18, 2014, providing the reasons supporting Mr. Meshal's belief that his placement on the No Fly List was in error. DHS TRIP provided that submission to the Transportation Security Administration (TSA) for review. Attached, please find a TSA determination regarding Mr. Meshal's redress inquiry.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Moore".

Deborah Moore
Director, DHS Traveler Redress Inquiry Program

Office of the Administrator

U.S. Department of Homeland Security
601 South 12th Street
Arlington, VA 20598-6001



**Transportation
Security
Administration**

DECISION AND ORDER

On December 18, 2014, Amir Meshal, through his counsel, submitted a response to the Department of Homeland Security Traveler Redress Inquiry Program (DHS TRIP) providing reasons why he believed his placement on the No Fly List was in error and requesting his removal from that List. For the reasons set forth below, I determine that Mr. Meshal should remain on the No Fly List.

On June 10, 2009, Mr. Meshal submitted an inquiry to DHS TRIP describing his travel difficulties. On October 13, 2009, DHS TRIP informed Mr. Meshal it had conducted a review of his records and determined that no changes were warranted at that time. On November 24, 2014, DHS TRIP informed Mr. Meshal that it was reevaluating his redress inquiry. DHS TRIP further informed Mr. Meshal that he was on the No Fly List because he had been identified as an individual who “may be a threat to civil aviation or national security.” 49 U.S.C. § 114(h)(3)(A). In particular, it had been determined that he was an individual who represents a threat of engaging in or conducting a violent act of terrorism and who was operationally capable of doing so.

In addition, DHS TRIP provided Mr. Meshal with a summary of the unclassified facts available for release that supported his placement on the No Fly List and encouraged him to respond with relevant information if he believed the determination was in error or if he felt the

information provided to him was inaccurate. DHS TRIP withheld certain information because additional disclosure would risk harm to national security and jeopardize law enforcement activities. On December 18, 2014, Mr. Meshal, through his counsel, responded that he believed his placement on the No Fly List was not warranted and provided representations he believed to be relevant to DHS TRIP's determination. Mr. Meshal did not submit any evidence in support of any of these representations.

Upon review of the information Mr. Meshal has submitted to DHS TRIP, as well as other information available related to Mr. Meshal's placement on the No Fly List, I find that Mr. Meshal may be a threat to civil aviation or national security; in particular, I find that he is an individual who represents a threat of engaging in or conducting a violent act of terrorism and who is operationally capable of doing so. I therefore conclude that Mr. Meshal is properly placed on the No Fly List and no change in status is warranted.

Consistent with the protection of national security and law enforcement activities, I can provide the following explanation of my decision:

1. I have considered Mr. Meshal's contention that he "does not pose, and has never posed, a threat of engaging in a violent act of terrorism." I conclude, however, that the information available, including Mr. Meshal's statements to the FBI, supports his placement on the No Fly List.
2. I have also considered Mr. Meshal's contention that his statements about his connections to terrorists and terrorist activities (including members of Al-Qaeda) in Somalia were the product of coercion. I conclude, however, that the information available supports Mr. Meshal's placement on the No Fly List.

These conclusions do not constitute the entire basis of my decision, but I am unable to provide additional information. Without specifying all possible grounds for withholding information in this case, information has been withheld for the following particular reasons:

- additional disclosure would risk harm to national security;
- additional disclosure would jeopardize law enforcement activities; and
- disclosure of name(s) of individuals referred to in the letter of November 24, 2014, would implicate third-party privacy concerns.

No Fly List determinations, including this one, are not based solely on the exercise of Constitutionally protected activities, such as the exercise of protected First Amendment activity.

This determination constitutes a final order and is reviewable in a United States Court of Appeals pursuant to 49 U.S.C. § 46110 or as otherwise appropriate by law. A petition for review must be filed within 60 days of issuance of this order.

1-21-2015

DATED


Melvin J. Carraway
Acting Administrator
Transportation Security Administration