




Exhibit C

Meitl, P.J.

 From: Jonathan Turley [jturley@law.gwu.edu]
Sent: Tuesday, June 24, 2008 11:23 PM
To: Kromberg, Gordon (USAVAE); Rosenberg, Chuck (USAVAE)
Cc: Olson, William; Meitl, P.J.; Ward, Steven (USAVAE); Aaron, David (SMO)
Subject: RE: Al-Arian Offer and Affidavit

Attachments: AFFIDAVIT AL-ARIAN.PDF



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Gordon;

Attached is an affidavit from Dr. Al-Arian addressing the additional questions that you have raised. He has made this additional statement without any promised benefit from the government and has offered to take a polygraph to establish that he has given a truthful account.

Our client has now submitted two detailed affidavits voluntarily to show that he is not withholding any information relevant to the IIIT investigation. Indeed, this affidavit addresses matters completely outside and unrelated to IIIT. Dr. Al-Arian has already explained all of the documents that you previously cited as the reason for his being called before the grand jury. Despite your prior statement to the Court that Dr. Al-Arian is a minor witness, he has continued to cooperate despite your continued addition of new questions. This includes your recent addition of questions regarding Damra. Despite the representations in last email, you will find an express assurance in your April 4th email to me that you would not ask questions about Damra.

My client is prepared meet with investigators to clarify information contained within the scope of the first affidavit. He is also willing to answer any written questions for clarification on this affidavit. However, he will not answer questions about PIJ, which was addressed in his Florida trial. Not only was Dr. Al-Arian assured that all such issues would be closed with his plea, PIJ is entirely unrelated to the IIIT matter.

I believe that we are now at a final position when we need to decide whether to end this matter on this basis of voluntary cooperation. I believe that the court would be astonished with the suggestion that the Justice Department would prosecute an individual that the government previously described as a minor witness after he (1) addressed all of the documents raised in the IIIT investigation, (2) fully explained his knowledge of the organization, and (3) addressed questions outside of IIIT. He submitted this information without a promised benefit and offered to take a polygraph examination without any prompting or request of the government.

I have been informed that the nation of Egypt has issued a new traveling document for Dr. Al-Arian to go directly to Egypt after his release. The ICE representative has informed Dr. Al-Arian that such a document removes any remaining barrier for deportation. He was told that deportation could now occur within a couple weeks. The only barrier remaining is the Justice Department and its failure to deport him as agreed in the Florida plea agreement.

I am eager to inform Dr. Al-Arian and his family whether they can finalize the plans for his arrival in Egypt. I would, therefore, appreciate it if you would inform me as soon as the government has decided how it intends to proceed.

Jonathan Turley

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AFFIDAVIT OF DR. SAMI AMIN AL-ARIAN

I, Dr. Sami Amin Al-Arian, declare under penalty of perjury under the laws of the United States of America, that the foregoing is true and correct.

1. I have already submitted a previous affidavit to United States Attorney Chuck Rosenberg on June 16, 2008 that provided great detail about my knowledge of IIIT and the related documents in which prosecutors stated they were interested. This followed a good-faith offer to demonstrate to the government that I have no information concerning any criminal acts related to IIIT. Moreover, my counsel supplied an attorney proffer that explained the meaning of all of the documents identified by the government as being of interest. I offered to answer questions about IIIT to show that I know of no crimes committed by that organization or its officers. I further offered to submit to a polygraph examination to establish that I had testified truthfully on the information and documents related to IIIT.

2. After receiving my affidavit, Assistant United States Attorney Gordon Kromberg responded that I still had not addressed several questions that he had previously posed – apparently referencing his May 4, 2008 email in which he posed 9 questions (numbered 1, 2, 2a, 2b, 5, 6, 7, 8, 9). Although I do not agree with the assessment that I have not already answered questions related to the IIIT matter, I have agreed to supply this supplemental affidavit to show that I am not holding back any information on any crime related to IIIT and to offer my full knowledge of the meaning of these documents and underlying facts.

3. Furthermore on June 20, 2008, Mr. Kromberg added yet another question regarding the nature of my financial relationship with the IIIT people and asked why I had not solicited them in the early 1990s for the Palestinian cause. Although I believe this question has already been answered, I shall address it again in this supplemental affidavit.



4. Without waiving any of my rights or appeals, I have agreed to make this statement to demonstrate to the government that I am not withholding any information related to IIIT or any other criminal behavior related to IIIT.

5. Below is a detailed set of issues and facts that is responsive to the questions raised in Mr. Kromberg's May 4, 2008 and June 20, 2008 e-mails:

I. My knowledge of Drs. Barzinji, Totonji, and Al-Talib's connection with Muslim Brotherhood (Question 1 of May 4, 2008 e-mail)

6. My direct familiarity and involvement with the Muslim Brotherhood occurred from the fall of 1978 until about the end of 1982. I had lesser involvement with the Muslim Brotherhood from the end of 1982 to September 1983. I have no direct knowledge of the activities of the Muslim Brotherhood after September 1983.

7. I do not recall ever coming into contact with individuals associated with IIIT in any function or meeting regarding the Muslim Brotherhood during the period that I was directly involved with that group. I believe that Drs. Jamal Barzinji, Ahmad Totonji, and Hisham Al-Talib were most likely located in Saudi Arabia during much of the period between 1978 and September 1983.

8. During subsequent discussions with some other individuals, including Dr. Al-Alwani, who I recall meeting after 1983, I came to believe that Drs. Barzinji, Totonji and Al-Talib were either formerly associated with the Muslim Brotherhood or had a very strained relationship with the group. I did not care enough to find out which was the case. I came to this belief based on comments in conversations with others and not based on direct statements made by Drs. Barzinji, Totonji, and/or Al-Talib.



9. I was not close enough to anyone associated with IIIT, either age-wise or socially, to share intimate details or experiences regarding political affiliations or prior associations, despite our mutual respect.

10. Individuals associated with IIIT never volunteered their political or religious affiliations to me and I never asked. The individuals associated with IIIT never shared with me detailed information about their public institutions such as IIIT and SAAR, let alone their former or current non-public associations.

II. My knowledge of individuals associated with IIIT's views on the political associations of Dr. Al-Arian, Dr. Nafi, and Dr. Shallah (Questions 2, 2a, and 2b of May 4, 2008 e-mail)

11. Between late 1987 and the fall of 1993, there was a popular uprising in the West Bank and Gaza known as the (first) intifada. This uprising was recognized by many objective observers as largely non-violent. There were three political forces influencing the events of this uprising: 1) the Unified Leadership Command (the PLO factions representing the nationalists' trend), 2) Hamas (the Political branch of the Palestinian Muslim Brotherhood), and 3) the Islamic Jihad Movement in Palestine (better known in the West as the PIJ).

12. Up until 1995, none of these political groups, whether nationalist or Islamist, was on any United States government list of terrorist or terrorist-supported organizations.

13. During the 1987 through 1993 period and beyond, I do not recall Dr. Totonji's participation in any discussions regarding the Palestinian struggle.

14. I recall that Drs. Barzinji and Al-Talib only participated in limited discussions concerning contemporary news stories related to the Palestinian struggle.

