




# 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.





15. Dr. Al-Alwani was involved in more extensive discussions about the Palestinian struggle than other individuals associated with IIIT. Dr. Al-Awani's involvement in such discussions, however, were infrequent.

16. During the (first) intifada, it appeared to me that individuals associated with IIIT, other than Dr. Al-Alwani, lacked interest in the Palestinian situation, and that they had limited knowledge of the latest political developments related to Palestine.

17. During my discussions with Dr. Al-Alwani regarding that Palestinian situation, Dr. Al-Alwani's interest in that situation was limited to the intellectual foundations of the groups involved, and their relationship to the larger reform movements within the Islamic world, rather than to any political agenda or programs. Dr. Al-Alwani and I, at no point, had any discussions about financial support or transactions to benefit any political groups in the Palestinian territories, including the PIJ.

18. I believe that Dr. Al-Alwani was aware that the Islamic Committee for Palestine ("ICP"), during its existence (1988-1993), had favored and advocated for the Islamic trend in Palestine, particularly the PIJ. I think that by extension the other individuals associated with IIIT also knew that as well.

19. I do not recall discussing my political associations with Dr. Al-Alwani, or any other individuals associated with IIIT, during the 1988-1993 period, or thereafter.

20. Because the issue was never discussed, I do not know what Dr. Al-Alwani, and others associated with IIIT, came to believe about me regarding any political associations. I also do not know what they came to believe about my political associations based on what they learned from the media reports in late 1994 and 1995. My impression is that Dr. Al-Alwani, and others associated with IIIT, were unhappy about the media reports in 1995 about my political



connections and came to believe that such reports were part of a campaign to discredit WISE based on its political associations rather than the merit of its work.

21. I have no knowledge of any discussions that individuals associated with IIIT might or might not have had with Dr. Bashir Nafi regarding his political associations. I doubt that Dr. Nafi's political affiliation would have been an issue with the individuals associated with IIIT when they hired him because IIIT considered itself to be a non-political (or apolitical) organization. I believe that IIIT had many employees who had been hired based on their qualifications and their achievements regardless of their political associations, as long as such associations would not undermine their job performance or the progress and mission of the organization.

22. I, however, believe that individuals associated with IIIT became aware of the media reports in 1995 about Dr. Nafi's political affiliations. I am not aware of how IIIT reacted to those media reports.

23. I never spoke with individuals associated with IIIT about Dr. Ramadan Shallah's political association and I am not aware of any discussion between Dr. Shallah and individuals associated with IIIT. I doubt that individuals associated with IIIT had much interaction with Dr. Shallah when he was in the United States.

24. Most of my meetings with individuals associated with IIIT over the years were not social but rather in the context of events or conferences and hence were short and with no real substance. Some of the meetings, however, were long meetings as part of focused programs and/or discussions. None of these meetings, however, ever involved discussions or requests regarding support to any Palestinian political agenda or to the PIJ.





25. If my meetings with IIIT ever involved support to any Palestinian political agenda or to the PIJ, Dr. Al-Alwani would have mentioned it in his November 6, 1992 letter or in other correspondence to me (all such correspondence was seized in the 1995 FBI search). If there had ever been such solicitations or transactions, the FBI FISA communications intercepts would have exposed such transactions and documented them in their tech cuts, which they regularly had done during 10 years (1993-2003) of continuous monitoring of all telephones and fax machines to which I ever had access. If there had ever been a single financial transaction, it would have shown on any bank account out of more than 120 accounts that I saw during the Florida trial discovery in 2004 and 2005, and which surely have been fully investigated by the FBI financial analysts. No records of transactions involving IIIT's support for the Palestinian political agenda or to the PIJ exists because no such transaction, to my knowledge, ever took place.


**III. My knowledge of Dr. Al-Alwani's awareness of Sheik Odeh's affiliation with PIJ (Question 5 of May 4, 2008 e-mail)**

26. I believe that Dr. Al-Alwani was aware of the fact that Sheik Abdel Aziz Odeh was one of the founders of the PIJ in Gaza in the 1980s. At the time, this fact was known publicly to anyone familiar with the Palestinian situation.

**IV. My knowledge of Dr. Khalil Shikaki's association with Palestinian political groups (Question 6 in May 4, 2008 e-mail)**

27. To the best of my knowledge, Dr. Khalil Shikaki was never affiliated with any Palestinian political group, including the PIJ.

28. Although Dr. K. Shikaki's brother was the founder and leader of the PIJ at the time, Dr. K. Shikaki had always made it known both publicly and privately that not only was he not affiliated with the group, but he also had differences with the group's political tactics and programs. Dr. K. Shikaki presented some of his critiques of the Islamic trend of both Hamas and



the PIJ during the ICP conferences. The video tapes of these presentations were seized during the 1995 FBI WISE search and are currently in the FBI Tampa office.

29. Furthermore, I have no knowledge that Dr. K. Shikaki ever handled any financial transactions for the PIJ.

**V. My knowledge of individuals associated with IIIT's understanding of Dr. K. Shikaki's political associations (Question 7 in May 4, 2008 e-mail)**

30. I believe that the relationship between Dr. K. Shikaki and IIIT was based on their mutual interest to promote IIIT's Islamic reform agenda. My belief is based in part on the faxed communications that took place in 1992 between WISE and Dr. Shikaki regarding his IIIT work. These communications were seized in the 1995 FBI WISE search and are currently in the FBI Tampa office. My belief is also based on my review of the cancelled checks of Dr. Shikaki's bank account, which I inspected during the discovery phase of the Florida trial in 2004 and 2005.

31. I do not believe that individuals associated with IIIT considered Dr. K. Shikaki to have been affiliated with any political group, including the PIJ. My belief is based on the following facts: (a) Dr. K. Shikaki had always pointed out during his professional interactions, even without being prompted, that he was independent and not affiliated with any political group, including the PIJ, because of the perceptions of others regarding his familial relationship to the leader of the PIJ; and (b) any person working publicly under the watchful eyes of the Israeli military authorities would definitely jeopardize any efforts to promote the IIIT intellectual programs and agenda if he was affiliated with any banned political group inside the Occupied Territories.

32. I do not recall being a party to discussions between Dr. K. Shikaki and individuals associated with IIIT.



**VI. My knowledge of IIIT's monetary support of the PIJ (Question 8 of May 4, 2008 e-mail)**

33. I have no knowledge of any financial support provided by IIIT, or any other organization connected with IIIT, to any Palestinian political groups including the PIJ.

34. The only financial transactions involving IIIT or other related organizations that I am aware of are the financial transactions between IIIT, and WISE and ICP, as outlined in the previous affidavit submitted to you on June 16, 2008.

**VII. My communications with Dr. Totonji regarding the orphans project (Question 9 in May 4, 2008 e-mail)**


35. My one-time conversation with, and single fax to, Dr. Totonji regarding the orphans project centered on the possibility of sponsoring needy children. I had no discussions with Dr. Totonji about this money being used to support any political organization, including the PIJ.

36. When I first contacted Dr. Totonji about the orphans project, Dr. Totonji showed a lack of interest in the program and quickly referred me to someone else. Dr. Totonji referred me to that same other person when I later sent Dr. Totonji a facsimile asking for advice regarding the orphans project.

37. My perception is that Dr. Totonji did not care about the orphans project. I believe that Dr. Totonji would have either offered to call the reference he was providing to me, or at least have written a letter of recommendation on my behalf, if Dr. Totonji had been interested in the project. Dr. Totonji did neither.

**VIII. The Nature of the Relationship With IIIT (New Question in June 20, 2008 e-mail)**

38. Over the 25 years of my public activity and community service in the United States (1975-2003), I have been involved in five broad areas of interest. In each case, my




involvement was through organizations or institutions that I founded, co-founded, or were already in existence.

39. The five broad areas, and some of their corresponding organizations, were: (I served on the board of many of these organizations):

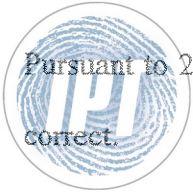
- a. Internal Islamic reform and Intellectual Progress: [such as Islamic Society of North America (ISNA) and International Institute of Islamic Thought (IIIT)];
- b. Promoting dialogue between Islam and the West and Interfaith Activities: [such as World and Islam Studies Enterprise (WISE), Hillsborough Organization for Progress and Equality (HOPE), National Conference for Christians and Jews (NCCJ), and other local interfaith groups];
- c. The Palestine issue: [such as Islamic Committee for Palestine (ICP)];
- d. Education: [such as Islamic Academy of Florida (IAF), Council of Islamic Schools in North America (CISNA)];
- e. Civil Rights and Political Lobbying: [such as Tampa Bay Coalition for Justice and Peace (TBCJP), National Coalition to Protect Political Freedom (NCPFF), American Civil Liberties Union (ACLU), National Association for the Advancement of Colored People (NAACP), American Muslim Alliance (AMA), and others].

40. The nature of the relationship with IIIT and its people should be understood in the context of shared mutual and common interests. Hence, my relationship with IIIT and its people centered on the first area, which was the mission of their organization and the primary focus of the people involved in that organization. However, they also had an interest in the second area, mainly, the intellectual dialogue between Islam and the West (the primary focus of WISE during its existence). That is why WISE and IIIT cooperated and cosponsored some activities and



shared personnel. Because their interests in the other areas were very minimal or nonexistent, there were very few discussions or common activity with them in the other areas over the years.

41. The limited and difficult discussion regarding any Palestinian-related support with Dr. Al-Alwani and IIIT was in relation to the support of the ICP Annual Conference in 1991. After initially agreeing to support it, Dr. Al-Alwani back-tracked which triggered the correspondence between us in 1992. In the end, even that limited support was withdrawn because in my opinion IIIT did not want to support any political advocacy organization such as the ICP. The circumstances in which Dr. Al-Alwani initially agreed to support the 1991 ICP Annual Conference and then withdrew that support was fully explained in the affidavit submitted to you on June 16, 2008.



Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and

Executed this <sup>th</sup>~~21~~ day of June 2008.

Dr. Sami Amin Al-Arian