



Office of the Attorney General
Washington, D. C. 20530

January 22, 2010

MEMORANDUM FOR THE SECRETARY OF DEFENSE
THE SECRETARY OF STATE
THE SECRETARY OF HOMELAND SECURITY
THE DIRECTOR OF NATIONAL INTELLIGENCE
THE CHAIRMAN OF THE JOINT CHIEFS OF STAFF
ASSISTANT TO THE PRESIDENT FOR NATIONAL
SECURITY AFFAIRS
COUNSEL TO THE PRESIDENT

FROM:  ERIC H. HOLDER, JR.
ATTORNEY GENERAL

SUBJECT: FINAL REPORT OF THE GUANTANAMO
REVIEW TASK FORCE

One year ago, the President issued Executive Order 13492, calling for a comprehensive review of the individuals detained at the Guantanamo Bay Naval Base and finding that the appropriate disposition of these individuals would further the national security and foreign policy interests of the United States and the interests of justice.

Today that review is complete. The agencies responsible for the review—the Department of Justice, Department of Defense, Department of State, Department of Homeland Security, Office of the Director of National Intelligence, and Joint Chief of Staff—collected and examined the facts relevant to the status of each detainee. As a result of that effort, and after deliberation, senior officials representing each agency reached unanimous agreement on the proper disposition of all 240 detainees subject to the review. In sum:

- 126 detainees were approved for transfer outside the United States subject to appropriate security measures;
- 44 detainees were referred for prosecution either in federal court or a military commission, and 36 of these detainees remain the subject of active cases or investigations;
- 48 detainees were determined to be too dangerous to transfer, but not feasible for prosecution, and were approved for continued detention under the Authorization for Use of Military Force (2001); and
- 30 detainees from Yemen were approved for “conditional” detention based on the current security conditions in Yemen.

The enclosed report of the Guantanamo Review Task Force describes the review process and explains the decisions resulting from the review. I want to express my appreciation for the contribution that you and your agencies have made to this effort over the past year.