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document (when_ separated from attachment): artietrr

To: Dusty Fogg.
cc:

Subject: short backgrounder

11/10/2005 05:48 PM

Dusty - at both the DO update and right after the G 77 the issue oft° Abu.Zubaydah tapes were

discussed. You may recall these concern the tepes'which were made during his interrogations et and being held by the of that country. It was recommended to provlous.D0 menagement.tha .th?,611

was tapes be destoyed Th s after the . had reviewed theni and deemed that transcripts were an
ecuratO./eriection of Whafhappenedand the were no longer nee.dad..frOmffielrperapective was

. ked Ft V someone (nft) downtown and as a resultvot cold feet @Ad dict. not order:thertt.dotarOYOri dutrerit not wanting.- ismartty-to continue .be custodian oftbesethirige was asking .Sand lo .a 'oetjt,e for guidance Re did So. Guidance obisent j - cleared by id, 000 and told ihim to destroy. , tie did so. Ririe found out today this had occurred as was upset.- apparently because he had

not been consulterelf there was another reason .1-le raised at DO update but was calmed' (only slightly) when toldellillihadepproved J880 raised with'Porter and myself and after G-7 and explained that he aoselleit It was extremely important to destroy thetapea and that .there was any heat he would take It (PG laughed and.seld thayaotuelly, it would be he, Ki k:who would take the: heat) however; agreed wittritie decision. As Joao said, the heat from deetoying is nothing compered to what it would be if the tapes ever gotinto public domain- nesaid that out of context they would make us -look terrible; it would: be !devastating to as: All in the agreed but noted thatweneeded to find CO Rizzds concern and whether ft was substantive or jail being 'left out.' Jose was going to purtue this. 'Believe this is end °fit, but Incase it comes up, you heed the background:II

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2007-8808-lG000074

11/101200507:25 PM To: Dusty FoggcM1111•111
cc:

Subject: short backgrounder - part 2

Dusty - ok - on the Zabaydah tapes - - I am no longer feeling comfortable. While I understand Jose's

'decision' (and believe the tapes were bad new I was just told by Rizzo that DID NOT concur on the cable - it was never discussed with him (this

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is perhaps worse news, in that we may have improperly' destro ad 0 something). in fact, it is unclear now whether the XI did as well. Cable was apparently drafted by and released by Jose; they are only two names on it so I am told by Rizzo. Either= lied to

Jose a ut 'clearing' with Ka (my bet) or Jose misstated the facts. (It is not without relevanCe
that =figured prominently in the tapes asilliwas in charge oflair at the time and clearly would

want the tapes destroyed.) Rizzo Is clearly upset, because he was on the hook to notify Harslet Mier's of

the status of the tapes because It was she who had asked to be advised before any action was taken Apparently, Rizzo coifed Harriet this afternoon and she was Mg which he said was actually unusual for her. Rizzo does not think this Is likely to Just go away. Rizzo has advised of this latest 'wrinkle.'