

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

MURAT KURNAZ, )  
    Detainee, Camp Delta; )  
 )  
RABIYE KURNAZ, )  
    as Next Friend of MURAT KURNAZ )  
 )  
 )  
Petitioners, )  
 )  
v. )  
 )  
 )  
GEORGE W. BUSH, )  
    President of the United States )  
    The White House )  
    1600 Pennsylvania Ave., N.W. )  
    Washington, D.C. 20500; )  
 )  
DONALD RUMSFELD, )  
    Secretary, United States )  
    Department of Defense )  
    1000 Defense Pentagon )  
    Washington, D.C. 20301-1000; )  
 )  
ARMY BRIG. GEN. JAY HOOD, )  
    Commander, Joint Task Force - GTMO )  
    Guantánamo Bay Naval Station )  
    Guantánamo Bay, Cuba; and )  
 )  
ARMY COL. NELSON J. CANNON, )  
    Commander, Camp Delta, )  
    Guantánamo Bay Naval Station )  
    Guantánamo Bay, Cuba )  
 )  
Respondents. )  
All sued in their official and individual )  
capacities. )

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AFFIDAVIT OF BERNHARD DOCKE

FILED

JUL - 2 2004

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

I, **BERNHARD DOCKE**, of Koenenkampstr. 10, in 28213 Bremen, Germany being duly sworn, depose and state as follows:

1. I am an attorney and partner of the law firm Dr. Heinrich Hannover und Partner, Bremen. I have been retained by Rabiye Kurnaz to act on her behalf and on behalf of her son Murat Kurnaz, who is presently detained by the United States military at Camp Delta, Guantánamo Bay Naval Station, Cuba (Guantánamo). I got engaged on May 27, 2002. Annexed hereto is a copy of my designation as attorney for Rabiye Kurnaz and her son Murat.

2. After Murat Kurnaz left Germany in October 3, 2001 to go to Pakistan, the Prosecutors Office in Bremen started an investigation to try to learn whether Mr. Kurnaz was involved in illegal activities they thought that he might have traveled to Pakistan to get in contact with the Taliban and take part in the conflict with US forces. The German General Prosecutor took over, and after months of intensive investigations he came to the conclusion that there was no indication that Mr. Kurnaz was involved or in contact with any terrorist groups. According to the Prosecutors Office Mr. Kurnaz has no prior convictions.

3. I was in correspondence and talks with the German State Department of Germany, the Turkish Embassy, the International Red Cross and the Prosecutor's Office. Nobody could give me details on the place, date, and circumstances of Mr. Kurnaz' arrest nor specific reasons for the ongoing detention, because the US authorities would provide no such information.

4. The family of Murat Kurnaz has no current information about his health. The last card they received was dated March 2002. No mail from Mr. Kurnaz has been delivered since that time. The family is very worried and is suffering under the uncertainty.

5. Apart from the information discussed above, I have received no other communication concerning Mr. Kurnaz' detention at Guantánamo.

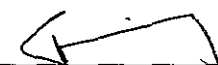
6. Consistent with the family's wishes, I have discussed the case with Clive Stafford Smith, and authorize him, Joe Margulies, Michael Ratner, any member of the Center for Constitutional Rights, or their assigns to take whatever action they deem suitable on Mr. Kurnaz' behalf. Mr. Kurnaz' mother wishes to act as his "next frined" and has specifically authorized such an action on her son's behalf.

7. I was instructed by the authorising Notary about the legal consequences of a false affidavit. I do hereby state in lieu of oath that my statement is accurate.

Sworn by the Deponent at New York on this 7 day of March, 2004



Before me:



**SHAYANA D.KADIDAL, Esq.**  
Notary Public, State Of New York  
No. 02KA6095022  
Qualified In New York County  
Commission Expires June 30, 20 07