

EXHIBIT F

DECLARATION OF JEFFREY K. HAYHURST

I, Jeffrey K. Hayhurst, pursuant to 28 U.S.C. § 1746, hereby declare and say as follows:

1. I am a Commander in the United States Navy with over 30 years of active duty service. I currently serve as the Deputy Commander of the Joint Detention Group (JDG) for the Joint Task Force – Guantanamo Bay ("JTF-GTMO"). As the Deputy Commander, I am responsible for all aspects of detention operations for Camp Delta in the absence of the Commander. I have served in this position since 7 October 2008, and had previously served as the Commanding Officer of the Navy Expeditionary Guard Battalion in support of the Joint Detention Group at JTF-GTMO for over one year. The information provided in this declaration is based on my personal knowledge or information obtained in the course of my official duties.

2. It is my responsibility, among others, to ensure that the detention mission at Guantanamo is performed in a humane manner that protects the safety and security of the detainees and the military personnel at JTF-GTMO. I am entirely familiar with all of the areas of detention within JTF-GTMO, including the conditions and operational policies and procedures for each detention area. As with any detention or correctional institution, custody and control measures at JTF-GTMO are in place to protect the welfare of and safety of security personnel and detainees alike.

3. Currently, the Uighur petitioners are housed in Camp Iguana, which is a minimum-security facility that is used to house detainees who are to be treated as if they were "No Longer Enemy Combatants." Camp Iguana is a communal living facility and affords the most freedoms for detainees of any facility at JTF-GTMO. It features communal bunk houses, a recreational

room with television and video capabilities, a communal prayer room, a kitchen, and a detainee library among other facilities. Detainees housed in Camp Iguana are unshackled and completely free to move around the compound. Guards are not posted within the compound but conduct security patrols outside the perimeter fence.

4. When counsel is scheduled to meet with any detainee, regardless of their combatant status, certain measures must be taken in accordance with JTF-GTMO's Standard Operating Procedures. For all attorney meetings, detainees are, at a minimum, restrained in a single leg shackle and monitored visually by a remote camera (where available) for safety and security reasons and items brought by counsel to their meetings are subject to a contraband inspection. These procedures are in place for force protection reasons which include the safety and security of the guard force, the detainee, and counsel. The same restraint procedures apply for detainees participating in interviews, medical appointments and annual phone calls.

5. Due to the unique detention environment of Camp Iguana, counsel are not permitted to conduct client interviews within the facility. Since Camp Iguana is a camp which allows the unrestricted movement of detainees within its interior perimeter, counsel cannot enter Camp Iguana to meet their detainee clients. These restrictions are in accordance with JTF-GTMO Standard Operating Procedure and must be enforced for the safety and security of all parties involved. Counsel must stay on the outside perimeter of the fence while meeting with multiple clients. In this case, the Petitioners were to be unrestrained at outdoor picnic tables opposite the chain link fence, thereby allowing counsel to speak with all detainees at the same time and pass documents back and forth.

6. On Monday, October 20, 2008, the Department of Defense (DoD), received counsel's request to visit nine of his clients together in Camp Iguana. In addition to that request, counsel, through the Department of Justice, sent DoD several additional conditions they wanted met during their visit. JTF-GTMO made every effort to accommodate counsel's short-fused visit request. Specifically, JTF-GTMO waived the requirement that counsel schedule all visits at least 20 days in advance. JTF-GTMO also told counsel that they could meet with their clients through the lunch period and the command would make every effort to clear non-privileged newspaper articles and editorials to share with their clients. Normally, there are no scheduled attorney visits during the lunch period (11:30 A.M. to 1:30 P.M.), and non-privileged materials are subject to a rigorous security screening which includes translation and possible redaction. Here, the command offered to provide security screening for non-privileged materials in an expedited manner in order for counsel to immediately share these materials with their clients during their meeting. JTF-GTMO, however, cannot accommodate a waiver of the standing force protection and security procedures currently in place which specifically preclude counsel from roaming around the interior perimeter of Camp Iguana. If this were to be allowed, the safety of counsel or their detainees could not be adequately protected because the guards stationed outside the fence cannot respond immediately in the event of an emergency or incident.

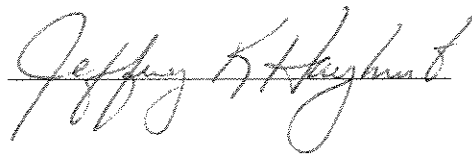
7. Counsel made a second proposal asking to meet with only six of their nine clients at the same time. GTMO said they could accommodate this request under the following conditions: GTMO will move the six designated detainees to the "movie room" of Camp 4; there are six beds/bunks and a desk in this room; each detainee will be restrained by a single-leg shackle to a bunk; counsel will sit at a desk during the meeting; and because there is no visual

monitoring system in the movie room, the guard will have to open the door every few minutes to make mandatory safety checks during their rounds. Under these conditions, counsel will be able to shake their client's hands, exchange documents and conduct a meeting. Again, due to safety and force protection reasons, this is the only way JTF-GTMO can accommodate this type of request to ensure the safety of counsel, the guards and the detainees.

8. Counsel made a third proposal which includes entering Camp Iguana to meet with three detainees at a time. Again, for safety and force protection reasons, counsel are not allowed to meet with their clients inside the perimeter fence of Camp Iguana. To grant this demand would violate JTF-GTMO SOP and impermissibly risk the safety of counsel, our guard force and the detainee population within the camp. For these reasons, this proposal cannot be accommodated.

I declare under the penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on October 23, 2008.

A handwritten signature in cursive script, reading "Jeffrey B. Houghton". The signature is written in black ink and is positioned to the right of the date line.