

**Statement of Understanding
Right to be Present at All Commission Proceedings**

- (1) I have been informed that a session in the case of United States v. _____ is going to be held on _____ 2009 at _____ hours in the Courtroom at Guantanamo Bay.
- (2) I, _____, the accused in a military commission, understand that I have the statutory right to be present during all sessions of the commission;
- (3) I acknowledge that my voluntary absence from any session of the commission is an unequivocal waiver of the right to be present during that session;
- (4) I understand that if I request to absent myself from any proceeding or session, such absence is voluntary and of my own free will;
- (5) I understand that my absence from any of the proceedings or sessions may negatively affect the presentation of the defense in my case;
- (6) I understand that my failure to meet with and cooperate with my detailed defense counsel may also negatively affect the presentation of my defense;
- (7) I understand that the members of the commission might draw a negative inference based on my choice to absent myself from the proceedings;
- (8) I understand and agree that the trial may continue in my absence through findings and, if necessary, adjudication of an appropriate sentence;
- (9) I acknowledge that my choice to absent myself from the proceedings is inconsistent with proceeding *pro se*, and provides a basis for termination of my right to proceed in a *pro se* status;
- (10) I understand and agree that, under certain circumstances, my attendance at a session can be compelled regardless of my personal desire not to be present;
- (11) I understand and agree that, regardless of my absence at any particular session of the commission, I have the right to decide to attend any subsequent session; and,
- (12) I understand that I will be informed of the time and date of each commission session prior to the session to afford me the opportunity to decide whether I wish to attend that session.

ACCUSED

DATE