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of, NSC: Records

Folder Title: Terrorism: Individuals: Hammadei,
Mohammed [Muhammad Hammadi] (6)

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WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name COUNTERTERRORISM AND NARCOTICS, NSC: RECORDS **Withdrawer** SMF 5/19/2010
File Folder TERRORISM: INDIVIDUALS: HAMMADEI, MOHAMMED [MUHAMMAD HAMMADI] MCNAMARA, NSC STAFF (6) **FOIA** F97-082/4
Box Number 92270 RAC Env 8 **WILLS**
16

ID	Doc Type	Document Description	No of Pages	Doc Date	Restrictions
91547	CABLE	BONN 18019	5	6/16/1987	B1
91550	CABLE	DUPLICATE OF 91547 W/DIFFERENT ANNOTATIONS	5	6/16/1987	B1
91552	CABLE	BONN 18152	6	6/17/1987	B1
91553	MEMO	KELLY TO CARLUCCI RE HAMEDI CASE	1	6/22/1987	B1
91558	TALKING POINTS	FOR CONVERSATION WITH FRG AMBASSADOR	1	ND	B1
91562	CABLE	BONN 18752	22	6/23/1987	B1
91566	CABLE	BONN 18752 (TEXT SAME AS 91562, SECTIONS 1 THRU 4 ONLY)	7	6/23/1987	B1

The above documents were not referred for declassification review at time of processing

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<ORIG> AP
<TOR> 870622094056

Handwritten signature and initials
Hamadi

<TEXT>R I AP-GERMANY-HAMADI 06-22 0454
AP-GERMANY-HAMADI

BONN, WEST GERMANY (AP) BONN WILL NOT APPROVE A U.S. REQUEST TO EXTRADITE THE ALLEGED HIJACKER OF A TWA JETLINER, OUT OF FEAR FOR THE LIVES OF TWO WEST GERMAN HOSTAGES IN BEIRUT, SECURITY SOURCES TOLD THE ASSOCIATED PRESS TODAY.

BUT ATTORNEY GENERAL EDWIN MEESE IS EXPECTED TO VISIT BONN ON TUESDAY IN AN APPARENT ATTEMPT TO GET WEST GERMAN OFFICIALS TO CHANGE THEIR MINDS, SOURCES SAID.

MEESE WAS TO MEET WITH INTERIOR MINISTER FRIEDRICH ZIMMERMANN TO DISCUSS 'SECURITY ISSUES,' SAID ROLAND BACHMEIER, A ZIMMERMANN SPOKESMAN. BACHMEIER REFUSED TO GO INTO DETAILS, BUT SECURITY SOURCES SAID MEESE WAS GOING TO BONN TO DISCUSS THE HAMADI CASE AND MIGHT MEET WITH JUSTICE MINISTER HANS ENGELHARD AND OTHER OFFICIALS.

CHANCELLOR HELMUT KOHL AND OFFICIALS IN THE JUSTICE, FOREIGN AND INTERIOR MINISTRIES MADE THE DECISION NOT TO EXTRADITE MOHAMMED ALI HAMADI, THE SOURCES SAID.

INSTEAD OF EXTRADITING THE LEBANESE SUSPECT, WEST GERMANY WILL PLACE HIM ON TRIAL, THE SOURCES SAID. THE DECISION WILL BE MADE OFFICIAL IN A WEDNESDAY MEETING OF THE WEST GERMAN CABINET, THE SOURCES SAID.

HAMADI, 22, IS ONE OF FOUR PEOPLE INDICTED IN THE UNITED STATES IN CONNECTION WITH THE JUNE 1985 HIJACKING OF A TWA FLIGHT 847 TO BEIRUT, LEBANON, AND THE KILLING OF A U.S. NAVY DIVER WHO WAS A PASSENGER.

HE WAS ARRESTED AT FRANKFURT AIRPORT ON JAN. 13 WHEN LIQUID EXPLOSIVES WERE FOUND IN HIS LUGGAGE. THE UNITED STATES REQUESTED HIS EXTRADITION SOON AFTER HIS ARREST.

BONN BALKED AT THE EXTRADITION REQUEST OUT OF FEAR FOR THE LIVES OF RUDOLF CORDES AND ALFRED SCHMIDT, WHO WERE TAKEN HOSTAGE IN BEIRUT SOON AFTER HAMADI'S ARREST IN FRANKFURT, THE SOURCES SAID. THE KIDNAPPERS DEMANDED HAMADI'S RELEASE.

THE SECURITY SOURCES, WHO DEMANDED ANONYMITY, WERE CONFIRMING A REPORT IN TODAY'S EDITIONS OF THE DIE WELT NEWSPAPER THAT SAID HAMADI WOULD NOT BE EXTRADITED TO THE UNITED STATES.

DIE WELT ALSO SAID THAT HAMADI WOULD BE TRIED IN WEST GERMANY ON CHARGES OF MURDER AND AIR PIRACY STEMMING FROM THE TWA HIJACKING, AS WELL AS CHARGES STEMMING FROM THE EXPLOSIVES FOUND IN HIS BAGGAGE.

THE SECURITY SOURCES TOLD THE AP THAT HAMADI WAS EXPECTED TO BE TRIED IN WEST GERMANY, BUT THEY DID NOT KNOW ON WHAT CHARGES.

GOVERNMENT SPOKESMAN FRIEDHELM OST SAID LAST WEEK THAT A DECISION ON HAMADI'S FATE WOULD BE ANNOUNCED AFTER THE CABINET MEETING THIS WEEK.

HE COULD NOT BE REACHED FOR COMMENT TODAY.

ROBERT HEATH, A SPOKESMAN AT THE U.S. EMBASSY IN BONN, SAID HE COULD NOT COMMENT ON THE MATTER.

LAST WEEK, HAMADI WAS SHOWN TO AMERICANS WHO WORKED AS CREW ABOARD TWA FLIGHT 847 WHEN IT WAS HIJACKED. SECURITY SOURCES SAID THEY POSITIVELY IDENTIFIED HIM AS ONE OF THE HIJACKERS.

AP-NY-06-22-87 0942EDT

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National Security Council
The White House

System # II
Package # 90632
DOCLOG DM AIO

	SEQUENCE TO	HAS SEEN	DISPOSITION
Bill Courtney	<u>1</u>	<u>WHR</u>	<u>A</u>
Marybel Batjer			
Grant Green	<u>2</u>	<u>[initials]</u>	
Colin Powell	<u>3</u>	<u>[initials]</u>	
Paul Thompson			
Frank Carlucci	<u>4</u>	<u>[initials]</u>	<u>A</u>
Grant Green			
NSC Secretariat			
West Wing Desk	<u>5</u>		<u>N</u>
Situation Room			

I = Information **A = Action** R = Retain D = Dispatch N = No further Action

cc: VP Baker Other PRS

COMMENTS

Should be seen by: _____
(Date/Time)

Give me for USB tomorrow. [initials]

U.S. Appears to Concede on Extradition

By LESLIE MAITLAND WERNER

Special to The New York Times

WASHINGTON, June 22 — President Reagan said today that he would be satisfied to see Mohammed Ali Hamadei, the suspected Lebanese jet hijacker, stand trial for murder "wherever he is tried."

The President's comment followed months of efforts by the Justice and State Departments to have Mr. Hamadei extradited from West Germany to face trial here.

Administration officials here said they expected West German officials to inform Attorney General Edwin Meese 3d on Tuesday that they had decided against permitting Mr. Hamadei's extradition to the United States. Mr. Meese is scheduled to meet with West German officials, including Interior Minister Friedrich Zimmermann, in Bonn.

Mr. Hamadei, who is currently in prison in Frankfurt, has been charged with murder and hijacking in connection with the June 1985 hijacking of a Trans World Airlines jetliner to Beirut and the murder of one of the passengers, Robert D. Stethem, a United States Navy diver.

'Capitulation to Terrorists'

Bonn has been reluctant to agree to Mr. Hamadei's extradition, reportedly for fear of terrorist retaliation either in West Germany or against two West German businessmen being held hostage in Lebanon.

Senator Alphonse M. D'Amato, Republican of New York, said in an interview today that he was "outraged" by the Administration's handling of the case and said it represented a dangerous "capitulation to terrorists."

"The White House handled this poorly," Mr. D'Amato said. "President Reagan did not vigorously pursue this matter. He allowed the Germans to pursue the course they are taking by saying he'd be satisfied with their trying him."

Mr. D'Amato, co-chairman of the Senate's anti-terrorism caucus, sponsored a resolution last week, backed by 65 senators, calling for Mr. Hamadei's extradition to face trial in the United States.

Reagan Satisfied

Mr. Reagan made his remarks about the case today while touring the Dictaphone plant in Melbourne, Fla. In response to a question, Mr. Reagan said, "All I could tell you was that I knew and have known that he is going to be tried for murder wherever he is tried."

Asked whether that satisfied him, Mr. Reagan answered, "Yes."

Bonn has been saying publicly that it has been considering extradition, while allowing rumors to circulate in West Germany that it was also examining the possibility of an agreement that would free the two German hostages.

President Reagan discussed the situation with Chancellor Helmut Kohl during the economic summit meeting in Italy this month. According to several Administration officials, Mr. Reagan indicated that he sympathized with Bonn's predicament.

Administration officials said that Mr. Reagan was unwilling to insist on Mr. Hamadei's extradition over fear of retaliation in West Germany or against the hostages. Other officials indicated that the National Security Council had shaped the President's opinion and had actually favored Mr. Hamadei's being tried in West Germany, possibly for fear of terrorist reprisals in the United States.

Two weeks ago, however, a delegation of high-ranking Justice and State Department officials visited officials in Bonn to press for Mr. Hamadei's extradition.

They included Stephen S. Trott, the Associate Attorney General, and Victoria Toensing, Deputy Assistant Attorney General, both of the Justice Department, as well as Abraham Sofaer, the State Department legal adviser, and Mary Mochary, his deputy.

Administration officials said that in order to allay the fears of the West Germans that they might extradite the

wrong man, the American team arranged for three witnesses, passengers aboard the hijacked plane, to fly to West Germany to identify Mr. Hamadei in a line-up. All three picked him out, they said.

Questions about whether Mr. Hamadei would be subject to the death penalty also played a part in the discussion for a time. The United States provides for the death penalty in certain cases while West Germany does not.

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NATIONAL SECURITY COUNCIL

23-Jun-1987 12:15p EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Thomas E. McNamara
(MCNAMARA)

SUBJECT: NYT Article on Hamedi Case

I CALL YOUR ATTENTION TO A PAGE 3 NYT ARTICLE ON THE HAMEDI CASE.

Inter alia it says:

...D'Amato is "outraged" by the Administration's handling of the case and said it represented a dangerous "capitulation to terrorists." "The White House handled this poorly," Mr. D'Amato said.

...Other officials indicated the the National Security Council had shaped the President's opinion and had actually favored Mr. Hamadei's being tried in West Germany, possibly for fear of terrorist reprisals in the United States.

I suspect this is just the first shot from The Hill and Justice on this issue. It is a destructive line because it takes a very satisfactory solution -- albeit, not ideal -- and makes it appear as a failure of our terrorist policy. The idea that the President and NSC are responsible for the "capitulation" only magnifies the perception of failure.

Because this line is being fed by Justice officials, I think the most effective way to scotch further stories like this one is to have the Attorney General make a clear statement on, or shortly after, his return from Europe this weekend.

Distribution:

- FOR: Colin L. Powell (POWELL)
- FOR: Frank C. Carlucci (CARLUCCI)
- FOR: D. Barry Kelly (KELLYDB)
- FOR: Fritz W. Ermarth (ERMARTH)
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