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NAZI WAR CRIMES DISCLOSURE ACT  
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SUBJECT: CARLOS CONTINUES TO DOMINATE FRENCH NEWS

REF: (A) PARIS 22498; (B) KHARTOUM 4102

1. (C) SUMMARY: CARLOS' CAPTURE CONTINUES TO  
DOMINATE FRENCH NEWS. THE FINER POINTS OF HIS LEGAL  
RIGHTS ARE BEGINNING TO BE EXPLORED, AS ARE CONTINUED  
ALLEGATIONS THAT PARIS MUST HAVE GIVEN "SOMETHING" TO  
KHARTOUM IN RETURN FOR ITS COOPERATION IN THIS CASE.  
WE SPOKE WITH ANTI-TERRORIST MAGISTRATE BRUGUIERE  
AUGUST 18 ABOUT THE FUTURE OF THE CASE; HIS VIEWS AND  
INFORMATION WILL BE REPORTED SEPTEL. END SUMMARY.

THE EXTRADITION ISSUE  
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2. (U) AS FRENCH MEDIA CONTINUE TO FOLLOW UP ON THE STORY OF CARLOS' CAPTURE AND INCARCERATION IN FRANCE, LEGAL QUESTIONS CONCERNING THE CASE ARE BEGINNING TO SURFACE. CARLOS' DEFENSE TEAM HAS DENOUNCED HIS ARREST AND SUBSEQUENT TRANSFER TO FRANCE AS A CASE OF "KIDNAPPING" AND AN EXAMPLE OF A "BARGAIN" STRUCK BETWEEN THE FRENCH AND SUDANESE GOVERNMENTS. ONE OF CARLOS' LAWYERS, MOURAD OUSSEDIK, CLAIMED HIS CLIENT WAS A VICTIM OF "ARBITRARY DETENTION" WHILE HE WAS ABOARD THE AIRPLANE THAT TOOK HIM TO FRANCE. CARLOS' ATTORNEYS PLAN TO APPEAL THE CASE TO THE "COUR DE CASSATION" (FRANCE'S SUPREME COURT) AND THE EUROPEAN COURT FOR HUMAN RIGHTS. (NOTE: OUSSEDIK, WHO HOLDS BOTH FRENCH AND ALGERIAN NATIONALITIES, DEFENDED GEORGE HABASH DURING HIS HOSPITALIZATION IN FRANCE IN 1992. ANOTHER OF CARLOS' ATTORNEYS, JACQUES VERGES, DEFENDED WEST GERMAN TERRORIST MAGDALENA KOPP IN 1982; KOPP REPORTEDLY MARRIED CARLOS AFTERWARDS. VERGES ALSO DEFENDED **KLAUS BARBIE** AND GEORGES IBRAHIM ABDULLAH (ACCUSED OF KILLING THE U.S. MILITARY ATTACHE IN PARIS IN 1982). VERGES IS REPORTED TO HAVE HAD LINKS WITH CARLOS' GROUP IN THE 1980S; THERE ARE EVEN ALLEGATIONS, OBTAINED FROM STASI FILES, THAT VERGES MAY HAVE PURPOSELY ABETTED CARLOS' ORGANIZATION. END NOTE.)

3. (C) THE CENTER-RIGHT DAILY "LE FIGARO" REPORTS THAT CARLOS WAS NOT LEGALLY EXTRADITED TO FRANCE: RATHER, IT SUGGESTS HE WAS "EXPELLED" FROM SUDAN, SINCE EXTRADITION WOULD HAVE BEEN TOO LENGTHY A PROCEDURE. IN A MEETING WITH US AUGUST 17, BERNARD GUILLET -- A MEMBER OF INTERIOR MINISTER CHARLES PASQUA'S INNER CIRCLE -- CONFIRMED THIS ACCOUNT. THERE BEING NO EXTRADITION CONVENTION BETWEEN FRANCE AND SUDAN, HE SAID, SUDAN SIMPLY EXPELLED CARLOS TO FRANCE. ALTHOUGH UNABLE TO COMMENT ON THE THEORETICAL LEGAL GROUNDS ON WHICH CARLOS' ATTORNEYS COULD DISPUTE HIS APPREHENSION, GUILLET ASSURED US THAT CARLOS WILL STAND TRIAL IN FRANCE -- MUCH AS MANUEL NORIEGA HAD BEEN TRIED AND INCARCERATED IN THE UNITED STATES -- DESPITE SOME LEGAL QUESTIONS SURROUNDING HIS CAPTURE. CARLOS' ATTORNEYS, ADDED GUILLET, ARE SIMPLY DOING THEIR JOB. ANTI-TERRORIST MAGISTRATE JEAN-LOUIS BRUGUIERE, WHO IS RESPONSIBLE FOR THE CARLOS DOSSIER, ADDED DURING AN AUGUST 18 MEETING WITH US THAT ALTHOUGH CARLOS' TRANSFER TO FRANCE WAS A BIT "UNUSUAL," COMPLAINTS ABOUT THE PROCESS SHOULD BE DIRECTED TO SUDANESE RATHER THAN FRENCH AUTHORITIES. (NOTE: WE ARE REPORTING VIA SEPTEL JUDGE BRUGUIERE'S VIEWS ON THE LIKELY FUTURE OF THE CARLOS CASE. END NOTE.)

MORE ON POSSIBLE "DEALS"  
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4. (U) DESPITE INTERIOR MINISTER CHARLES PASQUA'S HEATED DENIALS AUGUST 16 THAT THE FRENCH HAD WORKED OUT A "DEAL" WITH SUDAN IN EXCHANGE FOR CARLOS (REF A), THE FRENCH MEDIA CONTINUES TO SPECULATE ON SUCH AN

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ARRANGEMENT. THE AUGUST 17 EDITION OF THE CENTER-LEFT DAILY "LIBERATION" SUGGESTS FRANCE MAY HAVE AGREED TO FURNISH THE GOS WITH SATELLITE PHOTOS TO HELP IN ITS STRUGGLE AGAINST GUERILLAS IN THE SOUTH.

ALTERNATIVELY, THE PRESS HAS SPECULATED ON SUDANESE ASSISTANCE IN FRANCE'S DISPUTE WITH THE ALGERIAN FIS, OIL EXPLORATION RIGHTS IN SUDAN, AIRBUS AIRCRAFT SALES, AND THE RELEASE OF TWO SUSPECTED IRANIAN TERRORIST SUSPECTS IN DECEMBER 1993 AS POTENTIAL INGREDIENTS IN THE CARLOS EQUATION.

5. (C) BERNARD GUILLET WAS QUICK TO DENY ANY "DEAL" WITH SUDAN DURING OUR AUGUST 17 MEETING. HE EXPLAINED, HOWEVER, THAT THE SUDANESE UNDOUBTEDLY REALIZE THAT FRANCE IS ONE OF THE FEW COUNTRIES IN EUROPE WITH STRONG INTERESTS AND INFLUENCE IN BOTH THE ARAB WORLD AND SUB-SAHARAN AFRICA -- TWO REGIONS WHICH SUDAN STRADDLES -- AND THAT THE SUDANESE MAY HAVE SOUGHT THE GOF'S GOOD GRACES IN DECIDING TO BE COOPERATIVE ON THE CARLOS ISSUE. IN ANY EVENT, SAID GUILLET, KHARTOUM'S RECORD ON THIS CASE DOES NOT CONSTITUTE A PROFOUND CHANGE FROM ITS PREVIOUS BEHAVIOR, BUT IT IS A GOOD AND NOTEWORTHY STEP WHICH THE GOF HOPES WILL BE THE BEGINNING OF A SERIES OF POSITIVE MOVES BY THE SUDANESE. JUDGE BRUGUIERE ECHOED GUILLET'S COMMENTS ON AUGUST 18, CLAIMING THAT THAT THE GOF DID NOT TO HIS KNOWLEDGE PROVIDE KHARTOUM WITH ANY FINANCIAL OR POLITICAL "QUIDS" FOR CARLOS, ALTHOUGH THE MOVE WAS CERTAINLY IN SUDAN'S INTEREST.

6. (C) COMMENT: A CONVERGENCE OF NATIONAL INTERESTS OBVIOUSLY LED PARIS AND SUDAN TO AGREE UPON CARLOS' TRANSFER TO FRENCH SOIL, BUT THE INGREDIENTS OF ANY ARRANGEMENT REMAIN EXTREMELY MURKY. WE SUSPECT, HOWEVER, THAT THE AGREEMENT WAS DRIVEN BY FRANCE'S NORTH AFRICAN STRATEGY AND ITS ANTI-TERRORIST OBLIGATIONS, ALONG WITH PASQUA'S CONTINUING DESIRE TO PORTRAY HIMSELF AS FRANCE'S PREEMINENT PROTECTOR OF LAW AND ORDER.

HARRIMAN

ADMIN  
END OF MESSAGE

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