

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
3rd MILITARY POLICE GROUP (CID)
78th MILITARY POLICE DETACHMENT (CID) (FWD)
BAGHDAD, IZ
APO AE 09342

CIMPR-FR

17 Jul 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0147-04-CID259-80210-
/5C1R2/5Y2E/5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 15 APR 2004/1720 HRS - 21 APR 2004/2359 HRS; UNKNOWN DETENTION
FACILITY, TIKRIT, IZ

DATE/TIME REPORTED: 3 Jun 2004 0900 HRS

INVESTIGATED BY: SA [REDACTED] SA [REDACTED] SA [REDACTED]

SA [REDACTED]

SUBJECT: 1. (UNKNOWN); (NFI); [AGGRAVATED ASSAULT] [CRUELTY AND
MALTREATMENT] [CONSPIRACY]

2. (UNKNOWN); (NFI); [AGGRAVATED ASSAULT] [CRUELTY AND
MALTREATMENT] [CONSPIRACY]

VICTIM: 1. [REDACTED]

CAPTURE: 17 APR 04; IZ (NFI); [AGGRAVATED ASSAULT] [CRUELTY AND
MALTREATMENT] [CONSPIRACY]

INVESTIGATIVE SUMMARY:

On 3 Jun 04, this office received Memorandum of Transmittal (MOT) 0024-04-CID789, from the
Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Central
Confinement Facility (BCCF), Abu Ghraib, Iraq APO AE 09342, regarding allegations of abused
directed against Mr. [REDACTED] while he was detained at an unknown detention facility in Tikrit,
Iraq.

Investigation did not develop sufficient evidence to prove or disprove the allegations made by
Mr. [REDACTED]. Interviews of the involved U.S. personnel disclosed Mr. [REDACTED] sustained his
injuries prior to entry into the control of U.S. Forces. No medical logs were maintained
regarding the medical treatment or evaluations of Mr. [REDACTED] prior to 5 May 04 to support or
refute the statements provided. Investigation did not further diminish the integrity or credibility
of Mr. [REDACTED] allegation.

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DODDOACID-005015

STATUTES:

- Article 128, UCMJ: Aggravated Assault
 Article 93, UCMJ: Cruelty and Maltreatment
 Article 81, UCMJ: Conspiracy

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED] PIT, BCCF, 6 May 04, detailing the receipt of the initial complaint; the interview of Mr. [REDACTED] exposure of photographs; and coordination with 1LT (Dr.) [REDACTED] and CW2 [REDACTED] *7C1 b6 b2*
2. Photographic Packet comprised of 20 photographs. (Photos T-20) (Mr. [REDACTED] (USACRC and File Copies only) *7F 7C 7C 4*
3. Compact disc 040024.789 containing all photographs and the originals of Exhibit 2. (USACRC and File copy only)
4. Prisoner In-Processing Medical Screening Record and attached SF 600, Chronological Record of Medical Care, 5 May 04, which reflects the medical screening of Mr. [REDACTED] *7F 7C b6 4*
5. AIR of SA [REDACTED] 48th Military Police Detachment (CID), 6th Military Police Group, Fort Carson, CO 80913, 10 Jun 04, detailing the receipt of Request for Assistance from this office; coordination with MAJ [REDACTED] and SGM [REDACTED], interviews of CPT [REDACTED], SFC [REDACTED], SFC [REDACTED], MSG [REDACTED] and SSG [REDACTED] and collection of evidence. *7C b6 4* *7C b6 4* *7C b6 4* *7C b6 4* *7C b6 4*
6. Sworn Statement of SFC [REDACTED] 9 Jun 04, wherein he stated Mr. [REDACTED] sustained injuries prior to entering U.S. custody. *7C b6 4* *7F 7C b6 4*
7. Sworn Statement of SFC [REDACTED] 10 Jun 04, wherein he detailed the medical treatment he provided to Mr. [REDACTED] *7C b6 4* *7F 7C b6 4*
8. Sworn Statement of MSG [REDACTED] 10 Jun 04, wherein he detailed Mr. [REDACTED] condition when he entered U.S. custody and described Mr. [REDACTED] actions after entering U.S. custody. *7C b6 4* *7F b6 7C 4*
9. Sworn Statement of SSG [REDACTED] 10 Jun 04, wherein he detailed his knowledge of Mr. [REDACTED] condition at the time he was released to U.S. custody. *7C b6 4* *7F 7C b6 4*
10. AIR of SA [REDACTED] 286th Military Police Detachment (CID), Forward Operating Base Danger, APO AE 09392, 17 Jun 04, detailing the receipt of Request for Assistance from this office and the interviews of CPT [REDACTED], MAJ [REDACTED], Mr. [REDACTED], and 1LT [REDACTED] *7C1 b6 1 b2*
11. AIR of SA [REDACTED] 5 Jul 04, detailing the receipt of MOT from PIT, BCCF, coordination with CPT [REDACTED], and review of evidence. *7C1 b6 1*

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 DODDOACID-005016

12. DA Form 4137, Evidence/Property Custody Document (ECD), Voucher Number 529-04.
(USACRC and File Copies only)

Not Attached:

Retained in the files of this office:

13. Computer discs. (Item 1, VO 529-04) (U.S. Government)

14. Detention Packet of Mr. [REDACTED] 7F 7C b6 4

15. Situation Reports, Incident Reports, and Summary Interrogations Reports, which pertained to Mr. [REDACTED] 7F 7C b6 4

The originals of Exhibits 1, 2, and 5 through 12 are forwarded with USACRC copy of this report. The original of Exhibit 4 is maintained in the files of the 391st Military Police Battalion Aid Station, BCCF.

STATUS: This is a Final (C) Report. This investigation is terminated in accordance with CIDR 195-1, Chapter 4-17 (a)(6), the Special Agent in Charge determined further of the investigation would be of little or no value. Remaining Leads: Locate, fully identify, and interview Iraqi Police personnel.

Report Prepared By:

Report Approved By:

[REDACTED] 7C1
[REDACTED] b61
Special Agent [REDACTED] b2

[REDACTED] 7C1
[REDACTED] b61
Special Agent in Charge [REDACTED] b2

Distribution:

- 1-DIR, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506 (original)
- 1-Thru: CDR, 22nd MP BN (CID), APO AE 09342
- Thru: CDR, 3rd MP Group (CID)
- To: CDR, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060
- 1-USACIDC, ATTN: Ms. [REDACTED] (email only) 7C b6 3
- 1-PMO, MNF-I (e-mail only)
- 1-CID LNO, MNF-I, APO AE 09335 (e-mail only)
- 1-Office of the Staff Judge Advocate, III Corps, ATTN: CPT [REDACTED] (email only) 7C b6 3
- 1-File

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0024-04-CID789

PAGE 1 OF 1 PAGES

DETAILS

BASIS FOR INVESTIGATION: On 5 May 04, the 391st Military Police (MP) Battalion (BN) Operations, Baghdad Correctional Confinement Facility (BCCF), Abu Ghruyeb, Iraq (AGI), notified this office that Detainee [REDACTED] National Detainee Reporting System (NDRS) # [REDACTED] reported that US Soldiers had abused him during his capture. *7F 7C b6 4*

About 1100, 5 May 04, SA [REDACTED] with the assistance of Interpreter [REDACTED] this office, interviewed Detainee [REDACTED] in reference to the alleged abuse. [REDACTED] stated that he was captured about 15 Apr 04 by the Iraqi Police. He said he was hit in the head with a pistol several times. He said he was then transferred to US Military custody. He stated he received medical attention and medicine from a US Medical doctor for the injuries to his head. He was then transferred to somewhere in Tikrit, Iraq. He said the first night his clothing was cut from his body while still flex cuffed and blind folded. He said people who were speaking English were standing on his back. He was then beat with a cable on the shoulders and with a stick in the ribs. He said he was kicked in the head. He said the English speaking guards would pour the medicine from the capsules on the floor preventing him from taking the medicine provided by the doctor. He said in the days to follow he was interrogated and the translator would kick and punch him in the face and head. He said he was beaten on the bottom of his feet with a plastic stick. [REDACTED] recalled seeing a translator in a US uniform and an English-speaking male in blue jeans through the blindfold during his beatings. He stated he was kept in a small box, which forced him to stay on his knees. He said the guards would keep him awake all night. [REDACTED] further stated he was bound with flex cuffs the entire time until four days prior to being brought to BCCF. [REDACTED] stated since arriving at BCCF, he has been treated well. *7C b6 1* *7C 2 b6 3* *7F 7C b6 4*

About 1300, 5 May 04, SA [REDACTED] exposed photographs of the alleged injuries using a Fujifilm Digital camera. (See Photos) *7C 1 b6 1* *7F 7C b6 4*

About 1315, 5 May 04, SA [REDACTED] observed 1LT (DR.) [REDACTED] 391st MP BN, AGI, perform a physical exam of [REDACTED] 1LT [REDACTED] stated the injuries were approximately 15 days old and consistent with blunt trauma. He stated the injury to the rib area was consistent with blunt trauma from a long tubular object. He stated there was dried blood in the left ear, which would be consistent with some type of head trauma. (See Medical Documents) *7C b6 1* *7F 7C b6 4* *7C 3 b6 3*

About 0900, 6 May 04, the CW2 [REDACTED], Special Agent in Charge of the 286th MP Detachment (CID), Tikrit, Iraq was briefed on the details of this incident and that it occurred in his area of operation. *7C 1 b6 1*

////////////////////LAST ENTRY////////////////////////////////////

| | | | |
|--|--|--|--------------|
| TYPE AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] <i>7C 1 b6 1 b2</i> | | ORGANIZATION PRISONER INTERROGATION TEAM (PIT)(CID) Baghdad Correctional Confinement Facility, Abu Ghruyeb 09342 | |
| SIGNATURE [REDACTED] <i>7C b6 1</i> | | DATE 6 May 04 | EXHIBIT 1 |

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PHOTOGRAPHIC PACKET
0147-04-CID259-80210



1. Photograph depicting view of road to the west of guard shack.
2. Photograph depicting full body view of Mr. [REDACTED] ^{7F-R-1064}
3. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} head.
4. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} knees with scale.
5. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} knees without scale.
6. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} left shoulder with scale.
7. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} left shoulder without scale.
8. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} left wrist with scale.
9. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} left wrist without scale.
10. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} left wrist with scale.
11. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} left wrist with scale.
12. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right shoulder with scale.
13. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right shoulder without scale.
14. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right midsection.
15. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right midsection with scale.
16. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right wrist with scale.
17. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right wrist without scale.
18. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right wrist with scale.
19. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} right wrist without scale.
20. Photograph depicting view of Mr. [REDACTED] ^{7F-R-1064} head with scale.

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EXHIBIT

2

GJF

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Q147-04-259-80210

Exhibit 3

Page(s)

27 - 28

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

AGENT'S INVESTIGATION REPORT

ROI NUMBER

0234-04-CID056

CID Regulation 195-1

PAGE 1 OF 2 PAGES

DETAILS

BASIS FOR INVESTIGATION: About 1200, 9 Jun 04, this office received a Request for Assistance (RFA) from the 78th Military Police (MP) Detachment (Det) (CID) (FWD), 3rd MP Group (CID), Baghdad, Iraq, APO AE 09342, requesting that this office coordinate with Operational Detachment Alpha (ODA) 065, C Company (Co), 2nd Battalion (Bn), 10th Special Forces Group (SFG), Fort Carson, CO 80913 (FCC), and obtain all records pertaining to allegations of abuse received by a detainee while under US Military control in Tikrit, Iraq. Mr [redacted] National Detainee Reporting System (NDRS) # [redacted] reported that he was physically abused while under US Military control. Mr [redacted] reported that he was blindfolded during the abuse, but was able to see an unidentified (U/I) male translator wearing US Army uniform and a U/I English-speaking male wearing civilian clothing while he was abused. The RFA requested that this office locate, fully identify, and interview SFC [redacted], ODA 065, C Co, 2nd Bn, 10th SFG, FCC, pertaining to the injuries received by Mr [redacted] prior to and during US Military control. Additionally, the RFA requested that this office obtain any ODA 065 records pertaining to Mr [redacted] determine what guards were on duty between 15-24 Apr 04, and conduct canvass interviews of the guards. This

About 1425, 9 Jun 04, Special Agent (SA) [redacted] and Investigative Assistant (IA) [redacted] both this office, coordinated with MAJ [redacted], Commander, C Co, 2nd Bn, 10th SFG, FCC, and SGM [redacted] First Sergeant, C Co, 2nd Bn, 10th SFG, FCC, and briefed them on this investigation. MAJ [redacted] Bn, 10th SFG, FCC, were not available to be interviewed but efforts had been made to contact them. MAJ [redacted] related that it was unlikely that any records pertaining to Mr [redacted] were brought back from Iraq, but that ODA 065 personnel would know any were.

About 1441, SA [redacted] interviewed CPT [redacted] who related that detainee records may have been brought back to FCC on a classified hard drive, and that the unit that relieved ODA 065 in Tikrit, Iraq, would have the detainee records. CPT [redacted] attempted to locate the hard drive without success. CPT [redacted] related that MSG [redacted] ODA 065, C Co, 2nd Bn, 10th SFG, FCC, or SFC [redacted] may know the hard drive's location. CPT [redacted] related that the Peshmerga (Kurdish soldiers) were responsible for security in Iraq. CPT [redacted] related that his unit did not have any Peshmerga guard rosters.

About 1720, 9 Jun 04, SA [redacted] interviewed SFC [redacted] who rendered a sworn statement detailing his knowledge of Mr [redacted] injuries. SFC [redacted] related that the only injuries Mr [redacted] received while he was in the custody of ODA 065 were self-inflicted (see Sworn Statement of SFC [redacted] for details). SFC [redacted] related that 1st Infantry Division (ID) soldiers guarded the temporary detention facility during the period of 15-24 Apr 04, but his unit did not maintain the 1st ID guard rosters.

At 2049, 9 Jun 04, SA [redacted] collected as evidence two classified computer disks containing electronic records pertaining to Mr [redacted] from SFC [redacted] (see DA Form 4137, Evidence/Property Custody Document, for details). SFC [redacted] related that he wrote the two interrogation reports pertaining to Mr [redacted]. He also related that he had copies of eight Spot Reports pertaining to Mr [redacted] but the Spot Reports were classified for a special project, the name of which was also classified. SFC [redacted] related that the Spot Reports were from 2003 and the Julian dates and Spot Report numbers were 276-1, 276-2, 293-1, 320-02, 352-1, 358-4, 360-01, and 361-01. SFC [redacted] related that the Spot Reports were used to capture Mr [redacted] and did not pertain to his detention. SFC [redacted] further related that the Spot Reports were also kept on file at the Combined Joint Special Operations Task Force - Arabian Peninsula, located at the Baghdad International Airport.

About 0815, 10 Jun 04, SA [redacted] interviewed SFC [redacted] Medic, ODA 065, C Co, 2nd Bn, 10th SFG, FCC, who rendered a sworn statement relating that he treated Mr [redacted] while he was detained by ODA

| | | | | |
|--|------------|--|-----------|---------|
| TYPED AGENT'S NAME AND SEQUENCE NUMBER | | ORGANIZATION | DATE | EXHIBIT |
| SA [redacted] | 7C1 7C1 | 48 th MP Det (CID) (CASE) 6 th MP Grp (CID), USACIDC Fort Carson, CO 80913 | 10 Jun 04 | 5 |
| SIGNATURE | [redacted] | DATE | EXHIBIT | |
| | | 10 Jun 04 | 5 | |

AGENT'S INVESTIGATION REPORT

ROI NUMBER

0234-04-CID056

CID Regulation 195-1

PAGE 2 OF 2 PAGES

DETAILS

065, and that Mr. [redacted] physical health improved while ODA 065 detained him (see Sworn Statement of SFC [redacted] for details).

About 1000, 10 Jun 04, SA [redacted] interviewed MSG [redacted], Team Sergeant, ODA 065, C Co, 2nd Bn, 10th SFG, FCC, who rendered a sworn statement relating that the only injuries Mr. [redacted] received while in ODA 065 custody were self-sustained (see Sworn Statement of MSG [redacted] for details).

About 1215, 10 Jun 04, SA [redacted] interviewed SSG [redacted] Human Intelligence Specialist, ODA 065, C Co, 2nd Bn, 10th SFG, FCC, who rendered a sworn statement relating that the only injuries Mr. [redacted] received while in ODA 065 custody were self-sustained (see Sworn Statement of SSG [redacted] for details).///LAST ITEM///

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted]

SIGNATURE

ORGANIZATION

48th MP Det (CID) (CASE)
6th MP Grp (CID), USACIDC
Fort Carson, CO 80913

DODDOACID-005023

DATE

10 Jun 04

EXHIBIT

5

CID FORM 94

1 FEB 77

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SWORN STATEMENT

0234-04-CID056
0234-04-CID056

FILE NUMBER : 0234-04-CID056
LOCATION : Fort Carson, CO
DATE : 9 June 04
NAME : [REDACTED] TIME: 20:05
SSAN : [REDACTED]
ORG/ADDRESS : ODA 065, C Co, 2nd Bn, 10th Special Forces Group, Fort Carson, CO 80913
Grade/Status: E-7/AD

I, [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

My detachment, ODA 065 obtained custody of detainee [REDACTED] from 1st Infantry Division O/A 8-10 April 2004. My detachment did not witness the detention of [REDACTED] when he was first taken into custody by the Iraqi National Police (INP) office in Tikrit Iraq. The 1st Infantry Division gained custody of [REDACTED] from the INP prior to [REDACTED] being transferred to ODA 065. Statements by 1st Infantry Division and a conversation between the detachment chain of command revealed that [REDACTED] had sustained injuries to his hands and head and some upper torso bruising while in custody of the INP. [REDACTED] was extremely hostile through his detainment until approximately 24-36 hours after my detachment took custody. He further caused injury to himself by banging his head against a wall and trying to break his hand cuffs. When my detachment gained custody of [REDACTED] he was given a physical inspection which was conducted by the detachment medic to assess for any injuries or medical conditions that he might have. The inspection revealed that [REDACTED] head had several lacerations on top and contained approximately 30-35 staples to hold the lacerations together. His hands were swollen and had some bruising and small scraping from [REDACTED] trying to break out of his hand cuffs. [REDACTED] also had some bruising to his upper torso that was noted by the detachment medic. [REDACTED] was treated for his hands and wrists by the detachment medic and was given bandages for his wrists once he became calm. While in detachment custody the lacerations on [REDACTED] head were treated every day by the detachment medic and healed sufficiently to remove the staples prior to transporting [REDACTED] to Bahgdad. I am not aware of any other injuries that [REDACTED] may have sustained prior to or following his detainment time while in detachment custody. [REDACTED] was wanted by Coalition forces for the murder of a U.S. citizen, 2 U.S. servicemembers, an Iraqi National, and wounding two USSF personnel. The information in this statement was provided to the authorities at Abu Ghreib prison in Bahgdad Iraq during the prisoner transfer from detachment custody to the PMO at Abu Ghreib. Also the statements from the 1st Infantry division and all administrative detainee documents were given to the receiving party at the time of transfer. Separately a classified packed containing the summary interrogation reports on [REDACTED] were handed to the receiving party at time of transfer as well.

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- Q: SA [REDACTED]
- A: SFC [REDACTED]
- Q: Where was your unit when [REDACTED] was taken into custody by US Forces?
- A: In Bayji, Iraq.
- Q: What does INP stand for?
- A: Iraqi National Police.

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INITIALS OF PERSON MAKING STATEMENT: [REDACTED]

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EXHIBIT 431

7C4 b64

"Statement of [redacted], taken on 9 June 04, at Fort Carson, CO, continued:"

Q: How many statements pertaining to [redacted]'s injuries did the 1st Infantry Division write?
A: Two.

Q: Who wrote the 1st Infantry Division statements?
A: MAJ [redacted] and CPT [redacted]

Q: How many did ODA 065 write?
A: Two.

Q: Who wrote the ODA 065 statements?
A: Myself and SSG [redacted] I believe. It was either [redacted]

Q: Who is [redacted]?
A: SSG [redacted]

Q: Who is [redacted]?
A: MSG [redacted]

Q: Where are these statements now?
A: In Baghdad, at Abu Ghreib prison.

Q: How soon after ODA 065 assumed custody of [redacted] was a medical inspection conducted?

A: I'd say within the first hour. Its one of the first things we do by SOP, especially when we have a detainee who already has injuries. Its one of the first things we check out.

Q: What did the bruises on [redacted]'s torso look like?
A: Normal bruises. Bluing to purplish. Circle in diameter. Normal bruises you would see on a

body.
Q: How large were they?
A: I'd say 3-6 inches in diameter

Q: Where on Mr [redacted]'s torso were the bruises?
A: On the back side of his torso near the ribcage area.

Q: How many head lacerations did Mr [redacted] have?
A: I'd say three. I didn't look at his really detailed, but I observed three.

Q: How large were they?
A: Two were approximately 4-6 inches. Then there was one that went side to side, I'd say about

10 inches long.
Q: How did Mr [redacted] receive the lacerations and bruises?
A: From the INP, to the best of my knowledge.

Q: Who told you this?
A: It was in the statements from the 1st Infantry Division. In a conversation I had with MAJ

[redacted] and CPT [redacted] they said that they talked to the INP commander, who said the he

received the injuries while to trying escape capture. CPT [redacted] is the one who took him to the

aid station and had the staples put in his head.
Q: How long was Mr [redacted] in ODA 065's custody?
A: Approximately six days.

Q: Did Mr [redacted] receive any other injuries other than self-inflicted ones while in ODA 065's custody?
A: No.

Q: Who guarded Mr [redacted] while he was in ODA 065's custody?
A: 1st Infantry Division personnel, as well as detachment members sometimes

INITIALS OF PERSON MAKING STATEMENT: [redacted]

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EXHIBIT 6

File # [redacted] 7C4 b64

Statement of [redacted] taken on 9 June 04, at Fort Carson, CO, continued."

Q: When would detachment members guard Mr [redacted] 7F 7C b6-4
A: To relieve the 1st Infantry guards for meal breaks and latrine breaks. But it was very sporadic.
Q: Did ODA 065 have a guard detail for Mr [redacted] 7F 7C b64
A: No.

Q: How long would detachment members relieve 1st Infantry guards for breaks and meals?
A: At the most, 30 minutes.
Q: How was it determined when 1st Infantry guards would be relieved by detachment members?
A: They'd call on the radio and say Hey, I need you to come out here so I can take a break and use the latrine. It was relayed through radio comms.

Q: Did all detachment members have radios?
A: No, it was at the operations center. The detachment member on duty would monitor the radio.

Q: If a guard needed to be relieved, the duty detachment member would be the one to relieve him?
A: First he would contact the sergeant of the guard. If the sergeant of the guard could not relieve him, he would contact the ODA member.

Q: Was there a duty ODA member roster?
A: Yes.
Q: Do you have a copy of the roster for the period of 8-24 Apr 04?
A: I do not.

Q: Does anyone in your unit?
A: The detachment team sergeant was responsible for that, so if anyone has it, he has it.
Q: Who has a copy of the 1st Infantry guard roster for the period of 8-24 Apr 04?

A: That would be the squad leader of the 1st Infantry Division squad that was responsible for the guard duty at that time.
Q: Which squad was responsible for security at that time?
A: Couldn't tell you.

Q: Did 1st Infantry pull guard during interrogations?
A: No.
Q: Who did?
A: Detachment members, and only when needed.
Q: Are there records of who was present, to include guards, during interrogations?
A: Yes.

Q: Where are they?
A: In Tikrit, as well as being handed in the packets that went to the prison transfer at Abu Ghreib. A lot of times what happens over there, they lose packets left and right, so we maintained electronic copies of every detainee packet we submit. So if they lose a packet, at least we can give them electronic copies.

Q: Did the Peshmerga ever guard Mr [redacted] 7F 7C b64
A: No, not that I'm aware of.
Q: What was ODA 065's response when Mr [redacted] 7F 7C b64 was being combative?
A: We'd restrain him. We'd put him back in his flex cuffs or handcuffs and sit him on the floor.

Q: You wrote in your narrative that he was extremely hostile for 24-36 hours after being taken into custody. What did you mean? [redacted]

INITIALS OF PERSON MAKING STATEMENT: [redacted]

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7C4b64

"Statement of [redacted], taken on 9 June 04, at Fort Carson, CO, continued."

A: He was banging his head against the wall. Cursing, yelling. Trying to escape, basically. He was very angry. He'd spit, through his food, things like that.

Q: After the 24-36 hour period you mentioned, did he ever exhibit this behavior again while in your custody?

A: No. If it was, it was limited. It was an isolated incident.

Q: Do you recall any of those incidents?

A: No. 7F7C4

Q: Did Mr [redacted] cause any new injuries to himself while in your custody?

A: He re-injured his head. He re-injured his wrists. He caused the staples, the lacerations to continue to bleed. He caused more swelling and scraping of his skin while rubbing his wrists on the flex cuffs.

Q: How often was Mr [redacted] treated for his injuries while in ODA 065 custody?

A: Daily.

Q: What kind of treatment did he receive?

A: Bandaging to his wrists. He received ice for his swollen hands. Same with the staples in his head. They were cleaned everyday. 7F7C4

Q: How many times was Mr [redacted] interviewed by detachment members?

A: Twice. Two successful, two unsuccessful. So probably four. Two he wouldn't speak.

Q: When were these interviews?

A: If we gained custody on the 8th, the first interview was conducted on the 9th. Subsequently, everyday. The 9th and the 10th would be the unsuccessful ones, and the last two he successfully spoke with us.

Q: Are there reports on both the successful and unsuccessful interviews?

A: No, just the successful.

Q: Do you know who was present at the unsuccessful interviews?

A: It would have been myself and SSG [redacted]. All the interviews were conducted with either myself, SSG [redacted] or MSG [redacted]. 7C4b64

Q: Was he ever blindfolded while being interviewed?

A: No.

Q: Was he ever blindfolded?

A: Yes.

Q: When?

A: During transportation.

Q: Why?

A: Security for the detachment compound, as well as Task Force 1-60 aircraft.

Q: Did you type the narrative portion of this statement?

A: Yes.

Q: Did you lie on any portion of this statement?

A: No.

Q: Do you have anything to add to this statement?

A: No.///End of Statement/// [redacted] 7C4b64

DODDOACID-005027

INITIALS OF PERSON MAKING STATEMENT: [redacted] 7C4b64

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EXHIBIT 6

7C4 b64
"Statement of [REDACTED] taken on 9 June 04, at Fort Carson, CO, continued:"

AFFIDAVIT

7C4 b64
I, [REDACTED] HAVE OR HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 5. I FULLY UNDERSTOOD THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES

[REDACTED] 7C1 b61
IA [REDACTED]

4th MP Det (CID)
ORGANIZATION AND ADDRESS

[REDACTED] 7C4 b64
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of June, 2004, at Fort Carson, CO.

[REDACTED] 7C1 b61
(Signature of Person Administering Oath)

Special Agent [REDACTED] b2
(Typed Name of Person Administering Oath)

Article 136. UCMJ
(Authority to Administer Oath)

DODDOACID-005028

INITIALS OF PERSON MAKING STATEMENT: [REDACTED] 7C4 b64

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EXHIBIT 4

SWORN STATEMENT

0234-04-CID056 ■■■■■■

FILE NUMBER : 0234-04-CID056
 LOCATION : Fort Carson, CO
 DATE : 10 June 04
 NAME : [REDACTED] 7C 664
 SSAN : [REDACTED]
 ORG/ADDRESS : ODA 065, C Co, 2nd Bn, 10th Special Forces Group, Fort Carson, CO 80913
 Grade/Status: E-7/AD

I, [REDACTED] 7C 664 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
 During the month of April, while working in Tikrit Iraq, a detainee by the name of [REDACTED] 7F 66 7C F was brought to our compound. [REDACTED] had been apprehended in the city of Tikrit by the INP and was later given to the coalition for reasons I do not know. Once [REDACTED] 7F 7C 664 was at our compound, I as the team medic was informed that he had several staples in his head, and his wrists looked like they had been wearing against the flex cuffs. Do to other operations I was not able to care for him on a routine basis. On my first visit to see [REDACTED] 7F 7C 664 condition I noticed that he had several staples across the top of his head, and a few behind his right ear. There were friction burns on his wrists from rubbing against the flex cuffs, and his hands were swollen as a result. I told the team sergeant that we needed to get his hands elevated to reduce the swelling and also keep an eye on his head to make sure that infection didn't set in. I later found out that the staples had been put in at the 118th aid station, from whom I got a staple remover for the removal of the staples. It was my concern that, the staples may become impacted, do to the amount of hair that was in and under the staples. About once a day I would get a chance to take food and water in to [REDACTED] 7F 7C 664 at which time I would look at his head and wrists. After a day or two his hands returned back to normal and his wrist began to heal. After about four to five days I had to cut his hair in order to find all the staples to remove them. At that time I removed aprox. 18 staples from his head. I believe that [REDACTED] was at our compound for about a week when he was transported to the confinement facility in Bahgdad. [REDACTED] 7C 664

SA [REDACTED] 7C 1661 7C 664
 A: SFC [REDACTED] 7F 7C 664

Q: What is [REDACTED] last name?

A: I don't know. That wasn't my area of emphasis.

Q: How long had [REDACTED] been at the ODA 065 compound before you examined him?

A: We got back in the morning from Baji. I know I went to sleep. Probably, I would say the next day, but less than 24 hours.

Q: During the course of your daily examinations, did you ever notice any new injuries on [REDACTED] 7F 7C 664 while in ODA 065 custody?

A: Not new injuries, no.

Q: Did you notice any new trauma to previously sustained wounds?

A: No. That was my fear, that when I took the old staples out, that the head wound may reopen. But it never did. It healed up well. There was no infection or anything like that on him.

Q: Were you ever present while [REDACTED] was interrogated by ODA 065 members?

A: No [REDACTED] 7C 664 7F 7C 664

DODDOACID-005029

INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C 664

Page 1 of 2 Pages

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EXHIBIT 7 36

704 b64
 "Statement of [redacted] taken on 10 June 04, at Fort Carson, CO, continued."
 Q: Would you say with regards to [redacted] injuries, was his medical condition better after being in ODA 065 custody?
 A: Oh yes. His staples were removed and his wrists had scabbed over. They were dry wounds, not wet wounds.
 Q: Who pulled guard on the detainees in Apr 04?
 A: I'm not sure. I'm not even going to try and guess out of fear of being wrong.
 Q: Was it ODA 065 members?
 A: No.
 Q: Other than what you wrote in your narrative, how else did you medically treat [redacted]
 A: There wasn't a need to treat him any other way than what I had already done. Just observations of the wounds he already had, so they didn't become infected. And make sure his condition didn't deteriorate.
 Q: Did you type the narrative portion of this statement?
 A: Yes I did.
 Q: Did you lie on any portion of this statement?
 A: No.
 Q: Do you have anything to add to this statement?
 A: No.///End of Statement/// [redacted] 704 b64

AFFIDAVIT

704 b64
 I, [redacted], HAVE OR HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTOOD THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

[redacted] 701 b61
 IA [redacted]
 48th MP Det (CFD)
 ORGANIZATION AND ADDRESS

[redacted] 704 b64
 (Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of June, 2004, at Fort Carson, CO.

[redacted] 701 b61
 (Signature of Person Administering Oath)

Special Agent [redacted] 701 b61 b2
 (Typed Name of Person Administering Oath)

Article 136, UCMJ
 (Authority to Administer Oath)

DODDOACID-005030

INITIALS OF PERSON MAKING STATEMENT: [redacted]

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EXHIBIT 7 37

SWORN STATEMENT

0234-04-CID056

FILE NUMBER : 0234-04-CID056
 LOCATION : Fort Carson, CO
 DATE : 10 June 04
 NAME : [REDACTED] TIME: 12 15
 SSAN : [REDACTED]
 ORG/ADDRESS : ODA 065, C Co, 2nd Bn, 10th Special Forces Group, Fort Carson, CO 80913
 Grade/Status: E-8/AD

7C 664

7F 664

7F
7C
7b
4

7F
7C 4
bb

[REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: ODA 065's number one target was [REDACTED] was responsible for attacking members of the American Special Forces in August of 2003. [REDACTED] was apprehended in September 03 by Coalition forces. [REDACTED] was in the system when his paperwork (detention packet) was lost. The Coalition forces not having his detention packet and not knowing who he was, released him. ODA 065 was informed while the ODA was involved in an operation in Bayji in April 2004 that [REDACTED] was captured by the 1-18th IN of 1st ID. The ODA returned back to Tikrit the next day. Another ODA member and myself went to see the S-3 and the S-2 of the 1-18th IN to find out the circumstances of [REDACTED] capture. We were informed that the Iraqi police had captured [REDACTED] at his aunt's house in Tikrit. The Iraqi police called the 1-18th IN and informed them they had [REDACTED] in custody and that they could come and pick him up. The 1-18th IN sent the S-2 and other members of the battalion to pick him up. The 1-18th IN arrived at the police station to retrieve [REDACTED], however he was still being questioned by the police and was not ready for release. [REDACTED] became combative with the police in front of the members of the 1-18th soldiers. [REDACTED] was actively fighting up to six police officers. A police officer came into the room with his pistol drawn and proceeded to beat [REDACTED] with it. At this point the 1-18th soldiers were asked to step out of the room and wait in an outer room. [REDACTED] was brought out several minutes later and released to the 1-18th contingent. [REDACTED] was bleeding from an injury to his head. The 1-18th soldiers transported [REDACTED] to their first aid facility at FOB Danger. [REDACTED] was treated at this facility. [REDACTED] had several staples put in his scalp (more than 20) as well as some stitches. [REDACTED] had bruises and cuts on his body in several places. His wrists had severe ligation marks on them as well. ODA 065 took custody of [REDACTED] from the 1-18th IN a day or two after the 1-18th IN had him in custody. The 1-18th turned him over to the ODA because the ODA possessed a substantial amount of information on the anti-coalition activities of [REDACTED]. The ODA had been informed that he had already been fed several times that day while at the 1-18th holding facility. A member of ODA 065 and myself retrieved [REDACTED] from the 1-18th IN holding facility after learning the details of his capture from the S-2 of 1-8th IN. [REDACTED] was blindfolded and flexed cuffed prior to putting him in the ODA's pick-up truck. Immediately upon being placed in the back seat of the pick-up [REDACTED] proceeded to beat his head upon the door window and the front seat. I moved him to the middle of the back seat so he could not cause himself injury. Upon arriving at the ODA compound [REDACTED] was transferred to the holding facility. [REDACTED] was first interviewed a short while later. Another member of ODA 065 and myself attempted to move [REDACTED] to the interview room to begin questioning. [REDACTED] became very combative at this time. He began struggling with both members of the team. [REDACTED] threw himself up against the wall and [REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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EXHIBIT 8 38

7C4 b64
"Statement of [redacted] taken on 10 June 04, at Fort Carson, CO, continued."

- Q: Who were the S-2 and S-3 you spoke with?
- A: S-3 is MAJ [redacted]. The S-2 is CPT [redacted] from the 1-18th. 7C4 b64
- Q: Was [redacted] blindfolded during the interrogations?
- A: Mine, yeah. 7F 7C b64
- Q: Why did you blindfold him?
- A: For self-protection, for myself and my men. I knew he would be released right away, and I didn't want them recognized and jeopardize their lives.
- Q: How long was [redacted] in ODA 065 custody?
- A: I don't know the exact time, but I think it was 11 days or more. [redacted] would know the exact date he was transferred. 7C b64
- Q: How many times was he interrogated?
- A: An exact number, I don't have it, to be honest with you. I'd say five to seven times by me. Some were long, some were twenty minutes. Others were like two and half hours.
- Q: Did you type the narrative portion of this statement?
- A: Yes.
- Q: Did you lie on any portion of this statement?
- A: No. Everything is true to the best of my knowledge.
- Q: Do you have anything to add to this statement?
- A: No.///End of Statement/// [redacted] 7C b64

AFFIDAVIT

7C b64
I, [redacted] HAVE OR HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. I FULLY UNDERSTOOD THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

[redacted] 7C4 b64
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of June, 2004, at Fort Carson, CO.

ORGANIZATION AND ADDRESS

[redacted] 7C1 b61
(Signature of Person Administering Oath)

Special Agent [redacted]
(Typed Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

DODDOACID-005032

INITIALS OF PERSON MAKING STATEMENT: [redacted] 7C1 b61

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EXHIBIT 8

SWORN STATEMENT

0234-04-CID056 ■■■■■■

FILE NUMBER : 0234-04-CID056
 LOCATION : Fort Carson, CO
 DATE : 10 June 04 *7C b6 4*
 NAME : *7C b6 4* TIME: 1756 *7C b6 4*
 SSAN : *7C b6 4* Grade/Status: E-6/AD
 ORG/ADDRESS : ODA 065, C Co, 2nd Bn, 10th Special Forces Group, Fort Carson, CO 80913
7C b6 4

7C b6 4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: Sometime in late April, the Iraqi National Police turned over *7C b6 4* to the custody of 1st Infantry Division. ODA 065 assumed custody of *7C b6 4* from 1st ID. *7C b6 4* had significant head lacerations, rib bruising, and raw spots on his elbows. I did not witness this, but was informed that these injuries were inflicted by Colonel *7C b6 4* of the Tikrit Police Department. During the time that ODA 065 had *7C b6 4* custody, the only wounds he received were self-inflicted friction burns (flex cuffs) on his wrists. *7C b6 4* did not receive any other injuries during the time that ODA 065 had him in custody. *7C b6 4* the ODA medic examined *7C b6 4* several times, including the time when he removed the staples from *7C b6 4* head. *7C b6 4* gave *7C b6 4* a clean bill of health (no infection, no other injuries). *7C b6 4*

Q: SA *7C b6 4*

A: SSG *7C b6 4*

Q: How long was *7C b6 4* in ODA 065 custody?

A: I think roughly 6-7 days.

Q: Did you conduct any interrogations on *7C b6 4*?

A: I interjected a few questions during an interrogation. I wasn't primary.

Q: How many interrogations were you present at?

A: Two.

Q: Who was with you?

A: *7C b6 4*

Q: What is *7C b6 4* last name? *7C 4 b6 4*

A: *7C b6 4*

Q: Both times?

A: I don't know for sure. There were so many people and so many combinations of us in there, sometimes it was two, sometimes it was three.

Q: Was it ever just you and an interpreter during an interrogation of *7C b6 4*?

A: No. He was too combative. He was pissy all the time. I wasn't going to go in there.

Q: How many times was *7C b6 4* interrogated?

A: Half a dozen. Probably 6-7 times.

Q: Who guarded the detainees during the month of April 04?

A: Peshmerga and 1st ID. There was really no rule on who guards them. It was either Pesh, and all Pesh, or 1st ID, and all 1st ID. If we were in a high security posture, Pesh would guard the detainees while 1st ID pulled security on the roofs.

Q: Were you present when *7C b6 4* was taken into custody? *7C b6 4*

DODDOACID-005033

INITIALS OF PERSON MAKING STATEMENT *7C b6 4*

Page 1 of 2 Pages

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EXHIBIT 9

7C b6 4

"Statement of [redacted] taken on 10 June 04, at Fort Carson, CO, continued."

7C b6 4

- A: No.
- Q: Did you type the narrative portion of this statement?
- A: Yes.
- Q: Did you lie on any portion of this statement?
- A: No.
- Q: Do you have anything to add to this statement?
- A: No.//End of Statement//[redacted] 7C b6 4

AFFIDAVIT

7C b6 4

I, [redacted], HAVE OR HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTOOD THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

[redacted] 7C b6 4
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of June, 2004, at Fort Carson, CO.

[redacted] 7C b6 1
(Signature of Person Administering Oath)

ORGANIZATION AND ADDRESS

Special Agent [redacted] 7C b6 1
(Typed Name of Person Administering Oath) b2

Article 136, UCMJ
(Authority to Administer Oath)

DODDOACID-005034

INITIALS OF PERSON MAKING STATEMENT [redacted] 7C b6 4

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EXHIBIT 9

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AGENTS INVESTIGATION REPORT
CID REGULATION 195-1

0147-04-CID259-80210
0117-04-CID469

BASIS FOR INVESTIGATION: On 7 Jun 04, this office received a Request for Assistance (RFA) from the 78th Military Police (MP) Detachment (DET) CID, Baghdad, IZ, requesting this office to coordinate with the 1/18th Infantry (INF) Battalion (BN) temporary holding facility and with the ODA 065 temporary holding facility to obtain all documents pertaining to Mr. [REDACTED] to include prisoner records, interrogation reports, and medical records. Additionally, requested to locate, fully identify, and interview CPT [REDACTED], 1/18th INF BN, Forward Operation Base (FOB) Danger, IZ, regarding injuries sustained by Mr. [REDACTED] prior to his release to U.S. Forces and determine if Mr. [REDACTED] was in CPT [REDACTED] control. If Mr. [REDACTED] was in CPT [REDACTED] control, determine the time frame Mr. [REDACTED] was in his control; determine injuries sustained by Mr. [REDACTED] in that time frame, and who Mr. [REDACTED] was released to. Further, locate, fully identify, and interview SFC [REDACTED], C Co, 2nd BN, 10th Special Forces Group (SFG), pertaining to the injuries Mr. [REDACTED] sustained prior to SFC [REDACTED] assuming control of Mr. [REDACTED] from 1/18th INF BN, and determine what injuries Mr. [REDACTED] sustained while under ODA 065 control. Also, is requested to conduct canvass interviews of 1/18th INF BN Temporary Holding Facility personnel and ODA 065 Temporary Holding Facility personnel who were on guard between 15-24 Apr 04, pertaining any knowledge of abuse towards Mr. [REDACTED]

7C 7F664

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7F7C664

7C1661

7C3663

About 1500, 8 Jun 04, SA [REDACTED] interviewed CPT [REDACTED] who related on 17 Apr 04, when Mr. [REDACTED] was transferred from the Iraqi National Police (INP) to his control, Mr. [REDACTED] was examined and it was noted he had sustained lacerations on his head which required 21 staples. Also, noted was bruising on various parts of Mr. [REDACTED] body, which appeared to be caused by a stick, and some sort of infection on his buttocks. CPT [REDACTED] related Mr. [REDACTED] was under Task Force 1/18th INF's control for approximately 3 days and subsequently he was released to personnel of ODA 065. Further, CPT [REDACTED] related Mr. [REDACTED] was not interrogated by personnel of his unit, he did not sustain any injuries while in 1/18th INF's custody, and all documentation was provided to ODA 065 at the time that Mr. [REDACTED] was transferred; however, there was no medical record generated for Mr. [REDACTED]. Also, CPT [REDACTED] could not identify who were the guards of the temporary holding facility at the time Mr. [REDACTED] was in their custody, as there was no roster or personnel permanently assigned to the facility.

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About 1545, 8 Jun 04, SA [REDACTED] coordinated with SGM [REDACTED], Command SGM, 1/18th INF BN, FOB DANGER, IZ, who related upon taking control of Mr. [REDACTED] from the INP, he personally transported Mr. [REDACTED] to the Aid Station for examination. He related as a result

TYPED AGENT'S NAME AND SEQUENCE NUMBER

ORGANIZATION:

286th MP DET (CID), FOB Danger,
APO AE 09392

[REDACTED]

[REDACTED]

7C1661 62

SIGNATURE

DATE

17 Jun 04

EXHIBIT 10 (1 of 3)

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AGENTS INVESTIGATION REPORT
CID REGULATION 195-1

0147-04-CID259-80210
0117-04-CID469

of the examination it was noted that Mr. [REDACTED] sustained lacerations to the head, which required 21 staples administered in the Aid Station. Further, Mr. [REDACTED] sustained bruising in the body, especially around the rib's cage, and on his buttocks area he what appeared to be a cyst, which was infected. Further, SGM [REDACTED] related it is impossible to identify who were the guards on the holding facility, as is a temporary holding facility and there is no personnel assigned to the holding facility.

About 2100, 11 Jun 04, SA [REDACTED] interviewed MAJ [REDACTED], Operation Officer, TF 1/18th INF; FOB Danger, IZ, who related he was part of a four vehicle convoy that picked up Mr. [REDACTED]. He related Mr. [REDACTED] appeared to have sustained injuries to the head before INP [REDACTED]. He transferred him to TF 1/18th INF; however, he did not know the extend of Mr. [REDACTED] injuries, as he was not present at the time of the medical examination. He related he talked to ODA to share the information pertaining to Mr. [REDACTED], as he was a high priority and very dangerous target. He did not have any other information pertaining to Mr. [REDACTED].

About 1330, 14 Jun 04, SA [REDACTED] coordinated with CW3 [REDACTED] Operation Officer, A Co, 3rd Battalion (BN), 5th Special Forces Group (SFG), FOB Danger, IZ. He related he could not find any records pertaining to Mr. [REDACTED]. Further, he related all records to include interrogation records, transfer records, and medical screening records are forwarded with the detainee.

About, 1430, 14 Jun 04, SA [REDACTED] interviewed Mr. [REDACTED] Interpreter, A Co, 3rd BN, 5th SFG, FOB Danger, IZ, who related he never hit or witness anyone from the Special Forces team hitting a detainee while in their custody.

About 1330, 17 Jun 04, SA [REDACTED] interviewed 1LT [REDACTED] Physician Assistant (PA), TF 1/18th INF, FOB Danger, IZ, sometime in Apr 04, Mr. [REDACTED] was brought to the aid station to be examined. He related he washed Mr. [REDACTED] head with clean water to have a better view and determine what type of injuries Mr. [REDACTED] had sustained. 1LT [REDACTED] related he had to cut and shave some areas of Mr. [REDACTED] hair to treat his injuries. 1LT [REDACTED] related Mr. [REDACTED] sustained lacerations on his head which required numerous staples/stitches; however, he could not remember how many staples. 1LT [REDACTED] related Mr. [REDACTED] sustained at least five lacerations to his head, which be believed were sustained approximately six to eight hours prior to his examination. 1LT [REDACTED] related he conducted a neurological examination of Mr. [REDACTED] which revealed no neurological problems. He further

| REPORTING AGENT'S NAME AND SEQUENCE NUMBER | ORGANIZATION: | DATE | EXHIBIT |
|--|---|-----------|-------------|
| A [REDACTED] [REDACTED] 7C1 b61 02 | 286 th MP DET (CID), FOB Danger, APO AE 09392 | 17 Jun 04 | 10 (2 of 3) |

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DODDOACID-005036

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AGENTS INVESTIGATION REPORT
CID REGULATION 195-1

0147-04-CID259-80210
0117-04-CID469

7F7Cbb3
related he provided Mr. [REDACTED] with antibiotics and pain medicine. Further, 1LT [REDACTED] related there was no records kept in the aid station pertaining to Mr. [REDACTED] examination and treatment.///LAST ENTRY///
7F7Cbb4

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED]

ORGANIZATION: _____

286th MP DET (CID), FOB Danger,
APO AE 09392

7Ci b61 b2
SIGNATURE [REDACTED]

DATE

17 Jun 04

EXHIBIT 10 (3 of 3)

CID FORM 94

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DODDOACID-005037

BASIS FOR INVESTIGATION: About 0900, 3 Jun 04, this office received Memorandum of Transmittal (MOT) 0024-04-CID789, from the Prisoner Interview/Interrogation Team (PII), 75th Military Police Detachment, Baghdad Central Confinement Facility (BCCF), Abu Ghraib, Iraq APO AE 09342, regarding allegations of abused directed against Mr. [REDACTED] while he was detained at an National Detainee Reporting System (NDRS) Number [REDACTED] unknown detention facility in Tikrit, Iraq.

71-7066

About 1300, 5 Jul 04, SA [REDACTED] briefed CPT [REDACTED] Chief of Criminal Law, Office of the Staff Judge Advocate, III Corps, Baghdad, IZ, on all aspects of this investigation. CPT [REDACTED] opined insufficient evidence was present to prove or disprove the allegations made by Mr. [REDACTED]

703/bb3

701/bb1

703/bb3

707F/bb4

About 0900, 15 Jul 04, SA [REDACTED] reviewed the contents of the discs which were listed on DA Form 4137, Evidence/Property Custody Document (ECD), Voucher Number (VO) 529-04. The review disclosed the documents contained on the disc were previously obtained and provided no new information pertinent to this investigation.///LAST ENTRY///

701/bb1

SA [REDACTED] 706/bb 78th MP Detachment (Forward) (CID)
Special Agent, [REDACTED] 62 Baghdad, Iraq APO AE 09342
Signature: [REDACTED] 701 Date: Exhibit:
[REDACTED] 841 15 Jul 04 //

EVIDENCE/PROPERTY CUSTODY DOCUMENT

For use of this form see AR 190-45 and AR 195-5; the proponent agency is US Army Criminal Investigation Command

0147-04-CRD 259-80211
MPR/CID SEQUENCE NUMBER

0234-04-CR058

CRD REPORT/CID ROI NUMBER

RECEIVING ACTIVITY

48th Military Police Detachment (CID) (CASE)

LOCATION

Fort Carson, CO 80913

NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED

OWNER
 OTHER

SFC [REDACTED] 7C4b64

ADDRESS (Include Zip Code)

CDA 065, C Co, 2nd Bn, 10 SFG
FORT CARSON, CO 80913

LOCATION FROM WHERE OBTAINED

from the hand of SFC [REDACTED] located in 065 team room, building 7415, room 109 Fort Carson, CO 80913

REASON OBTAINED

Evidence

TIME/DATE OBTAINED

2849/9 JUN 04

ITEM NO.

QUANTITY

DESCRIPTION OF ARTICLES

(Include model, serial number, condition and unusual marks or scratches)

1

2

Computer disks, 3 1/4" 3.5 standard size, black in color, plastic and metal type construction, scuffed - 50% condition, manufacturers markings "Office Depot... 1.44 MB" containing electronic documents pertaining to Mr [REDACTED] write protected to preclude documents from being over written or deleted, both disks marked "Secret" in red in color ink. MFED with 2049/9 JUN 04 [REDACTED] 7C4b64

7C4b64

LAST ITEM

MFR: Upon receiving disks, they were placed in an envelope, sealed, and marked "Secret," with a transmittal record inside.

[REDACTED] 7C3b63
Sgt. USAF 4815 MP Det (CID)

CHAIN OF CUSTODY

ITEM NO.

DATE

RELEASED BY

RECEIVED BY

PURPOSE OF CHANGE OF CUSTODY

| | | | | |
|---|---------------|------------------------------|----------------------------|--|
| 1 | 9 JUN 04 | [REDACTED] E-7 | [REDACTED] 7C1b61 | EVALUATION AS EVIDENCE |
| 1 | 10 JUN 04 | [REDACTED] SA | [REDACTED] SA | RELEASED |
| 1 | 14 JUL 04 | [REDACTED] SA | [REDACTED] REGISTERED MAIL | EVIDENCE CUSTODIAN - SCRCNI |
| 1 | 05 [REDACTED] | [REDACTED] RR 456 370 633 US | [REDACTED] SA | PHOTO CONTROL OFFICE |
| 1 | [REDACTED] | [REDACTED] | [REDACTED] SA | SCRCNI |
| 1 | [REDACTED] | [REDACTED] | [REDACTED] | RECEIVED BY EVIDENCE CUSTODIAN |
| 1 | [REDACTED] | [REDACTED] | [REDACTED] | Released to Case Agent for Evaluation [REDACTED] |

DA FORM 4137 1 Jul 76

Replaces DA FORM 4137, 1 Aug 74 and DA FORM 4137-R Privacy Act Statement 26 Sep 75 Which are Obsolete.


LOCATION

DOCUMENT NUMBER

103-04

ORIGINAL

DODDOACID-005039

| | | SIGNATURE | | OF CUSTODY |
|---|---------|--|--|-------------------|
| 1 | 17JUL04 |  <i>2166</i> | <i>M/14</i> | Final Disposition |
| | | NAME, GRADE OR TITLE <i>Special Agent</i> | NAME, GRADE OR TITLE <i>Case File 044-04130259-4210</i> | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME, GRADE OR TITLE | NAME, GRADE OR TITLE | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME, GRADE OR TITLE | NAME, GRADE OR TITLE | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME, GRADE OR TITLE | NAME, GRADE OR TITLE | |
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| | | NAME, GRADE OR TITLE | NAME, GRADE OR TITLE | |
| | | SIGNATURE | SIGNATURE | |
| | | NAME, GRADE OR TITLE | NAME, GRADE OR TITLE | |

FINAL DISPOSITION ACTION

RELEASE TO OWNER OR OTHER (Name/Unit) _____
 DESTROY _____
 OTHER (Specify) *Release to Case File*

FINAL DISPOSITION AUTHORITY

ITEM(S) 1 ON THIS DOCUMENT, PERTAINING TO THE INVESTIGATION INVOLVING _____ (Grade)
Unknown? (Name) _____ (Organization) _____ (IS) (ARE) NO LONGER

REQUIRED AS EVIDENCE AND MAY BE DISPOSED OF AS INDICATED ABOVE. (If article(s) must be retained, do not sign, but explain in separate correspondence)

10/01
 _____ *CAJZ, Special Agent in Charge* _____ *2166* _____ *17JUL04*
 (Typed/Printed Name, Grade, Title) (Signature) (Date)

WITNESS TO DESTRUCTION OF EVIDENCE

THE ARTICLE(S) LISTED AT ITEM NUMBER(S) _____ (WAS) (WERE) DESTROYED BY THE EVIDENCE CUSTODIAN, IN MY PRESENCE, ON THE DATE INDICATED ABOVE.

 (Typed/Printed Name, Organization) (Signature)

DATE: 4 JUNE 2004

FROM: SAC, 78TH MILITARY POLICE DET (CID) (FWD)
TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, HQUSACIDC ATTN: CIOP-ZA, FORT BELVOIR, VA
CDR, 22ND MILITARY POLICE BATTALION (CID) (FWD)
CDR, 3D MILITARY POLICE GROUP (CID)
CDR, 78TH MILITARY POLICE DET (CID) (FWD)
MNC-1, CHIEF OF STAFF, DETAINEE OPS
PROVOST MARSHAL, MNC-1
LNO CID, MNC-1 (FOR FURTHER DISTRIBUTION)

SUBJECT: CID REPORT -INITIAL/SSI - 0147-04-CID259-80210-
/5C1R2/5Y2E/6X1

DRAFTER : SA [REDACTED]
RELEASER: SA [REDACTED] *7C1 b61*

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 15 APRIL 2004/1720 - 21 APRIL 2004/2359 HRS;
UNKNOWN DETENTION FACILITY, TIKRIT, IZ

2. DATE/TIME REPORTED: 3 JUN 2004, 0900 HRS

3. INVESTIGATED BY: SA [REDACTED]; SA [REDACTED]; SA [REDACTED]
7C1 b2

4. SUBJECT: 1. (UNKNOWN); (NFI); [AGGRAVATED ASSAULT]
[CRUELTY AND MALTREATMENT] [CONSPIRACY]

2. (UNKNOWN); (NFI); [AGGRAVATED ASSAULT]
[CRUELTY AND MALTREATMENT] [CONSPIRACY]

5. VICTIM: 1. [REDACTED] *7E 7C4 b64*; CIV; NDRS NUMBER
[REDACTED] DATE OF CAPTURE: 17 APR 04; M; IZ
[REDACTED] (NFI); [AGGRAVATED ASSAULT] [CRUELTY AND MALTREATMENT]
[CONSPIRACY] *b6 b7C 4*

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT
IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION
AND MAY CHANGE PRIOR TO THE COMPLETION OF THE
INVESTIGATION.

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

7F 7C b6 4
ON 3 JUN 04, THIS OFFICE RECEIVED MEMORANDUM OF TRANSMITTAL (MOT) 0024-04-CID789 FROM THE PRISONER INTERVIEW/ INTERROGATION TEAM (PIT), 75TH MILITARY POLICE DETACHMENT, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF), ABU GHRAIB, IRAQ APO AE 09342, REGARDING ALLEGATIONS OF ABUSE DIRECTED AGAINST MR [REDACTED] WHILE HE WAS DETAINED AT AN UNKNOWN DETENTION FACILITY IN TIKRIT, IRAQ.

7F 7C b6 4
PRELIMINARY INVESTIGATION REVEALED MR [REDACTED] WAS CAPTURED BY THE IRAQI NATIONAL POLICE, TIKRIT, IZ, AND RELEASED TO U.S. MILITARY CONTROL. MR [REDACTED] WAS SUBSEQUENTLY PLACED IN AN UNKNOWN CONFINEMENT FACILITY IN TIKRIT, IZ. WHILE DETAINED IN TIKRIT, IZ, MR [REDACTED] WAS STRUCK ON HIS SHOULDERS WITH AN UNKNOWN TYPE CABLE; WAS STRUCK ON THE RIGHT SIDE OF HIS TORSO WITH A STICK; WAS STRUCK ON THE SOLES OF HIS FEET WITH A PLASTIC-TYPE STICK; AND WAS KICKED AND PUNCHED IN THE FACE. MR [REDACTED] STATED DURING THE ABUSE HE WAS BLINDFOLDED, BUT HE WAS ABLE TO SEE AN UNIDENTIFIED MALE TRANSLATOR IN U.S. MILITARY UNIFORM AND AN ENGLISH-SPEAKING MALE IN CIVILIAN CLOTHING PRESENT DURING THE ABUSE.

7F 7C b6 4
ON 5 MAY 04, MR [REDACTED] UNDERWENT A MEDICAL SCREENING, WHICH DISCLOSED HE SUSTAINED INJURIES APPROXIMATELY 15 DAYS PRIOR TO THE EXAMINATION, WHICH WERE CONSISTENT WITH BLUNT FORCE TRAUMA.

EFFORTS ARE ON GOING TO LOCATE, FULLY IDENTIFY, AND INTERVIEW THE UNKNOWN SUBJECTS.

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

8. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKING IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

0900, 3 Jun 04
[REDACTED]
7C1 b61

BASIS FOR INVESTIGATION: About 0900, 3 Jun 04, this office received Memorandum of Transmittal (MOT) 0024-04-CID789, from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Central Confinement Facility (BCCF), Abu Ghriab, Iraq APO AE 09342, regarding allegations of abused directed against Mr [REDACTED] National Detainee Reporting System (NDRS) Number [REDACTED], while he was detained at an unknown detention facility in Tikrit, Iraq.
7F 7C b6 4

1130, 3 Jun 04

Assembled case file. Drafted Initial Report. To SAC for Review.

4 JUN 04

SAC Review:

1. INI/SSA Dispatched.

2. Good IP

TO SA [REDACTED] 7C1 b61

DODDOACID-005044

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TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACITIVITY

1300, 4 Jun 04

[Redacted] 7CI 1261

Response to SAC Review:

- 1. Noted
- 2. Noted.

1000, 5 Jun 04

[Redacted] 7CI 1261
5 JUN 04

Drafted RFA to Tikrit. To SAC for Review.

Reviewed RFA to Tikrit. Get Docs scanned and I will send to SAC, Tikrit, IR.

[Redacted] 7CI 1261
5 JUN 04

Documents scanned. To SAC for ~~dispatch~~.

[Redacted] 7CI 1261
7 JUN 04

Sent RFA to Tikrit

[Redacted] 7CI 1261

TO SA [Redacted] 7CI 1261

8 JUN 04
[Redacted] 7CI 1261

Brief Commander [Redacted], Deputy Commander, CJSOTF, on this investigation and RFA to Tikrit.

8 JUN 04
[Redacted] 7CI 1261

Delayed Entry: On 7 JUN 04 rec'd email from SA [Redacted] Tikrit, who stated he rec'd RFA. Personnel for ODA 065 have redeployed to Ft. Carson.

8 JUN 04
[Redacted] 7CI 1261

Drafted RFA to Ft. Carson To SAC for review.

8 JUN 04
[Redacted] 7CI 1261

Reviewed RFA. Make corrections. Have Documents scanned to include attachments, so we can send to FCC.

9 JUN 04
[Redacted] 7CI 1261

Corrected RFA scanned. To SAC for review.

9 JUN 04
[Redacted] 7CI 1261

SAC Review:

- 1. Reviewed RFA. Sent to FCC.

9 JUN 04
[Redacted] 7CI 1261

Response to SAC Review:

- 1. Noted

9 JUN 04
[Redacted] 7CI 1261

Sent RFA to Ft Carson via email ([Redacted] & Carson. Army mil)

DODDOACID-005045

2000-3

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LAW ENFORCEMENT SENSITIVE

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

17 JUN 04

7CI b01

Rec'd Info Report from Ft. Carson and postcard posted to case file. Statement of SAC [redacted] advised a [redacted] (NF1) had information regarding activities to [redacted] TF 7CI b02

11 JUN 04

7CI b01

Constituted with Tikit and requested they locate, fully ID, and interview [redacted] 7CI b03

14 JUN 04

7CI b01

Rec'd Final Info Report from Ft. Carson via email. Pending receipt of hard copy Info Report.

14 JUN 04

7CI b01

Rec'd Info Report from Tikit via email. Interview of [redacted] was completed. Pending hard copy.

16 JUN 04

7CI b01

TO SAC FOR REVIEW

17 JUN 04

7CI b01

SAC Review:

1. Continue efforts with IP. & update.
2. Stamp all documents w/ ROI / FNO.

TO SA [redacted] 7CI b01

17 JUN 04

7CI b01

Response to SAC Review:

1. Will continue.
2. Will stamp file.

27 JUN 04

7CI b01

Rec'd electronic copy of Info Report from Tikit with AIR attached. Pending receipt of original.

30 JUN 04

7CI b01

Traveled to CPT [redacted] 7CI b03 office to brief him on this investigation. However, no one was at his office.

30 JUN 04

7CI b01

Rec'd hard copy info report from Ft. Carson.

30 JUN 04

7CI b01

TO SAC for review

1 JUL 04

7CI b01

SAC Review:

1. Brief SJA for opine
2. Generate Draft Final
3. Update YAK [redacted]
4. [redacted]

DODDOACID-005046

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LAW ENFORCEMENT SENSITIVE

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

[redacted] 7C1601
1 JUL 04

Response to SAC Review:

1. Will brief SJA.
2. Will draft final.
3. Note.

[redacted] 7C1601
1 JUL 04

Attempted to brief CPT [redacted] ^{7C3603} however, access to the III Corps SJA area was restricted for an undisclosed reason.

[redacted] 7C1601
2 JUL 04

Attempted to brief CPT [redacted] ^{7C3603} was informed he was in duty. Briefed CPT [redacted] ^{7C3603} III Corps SJA Office, on this investigation. CPT [redacted] ^{7C3603} declined to provide an opine until he could confer w/ CPT [redacted] ^{7C3603}

[redacted] 7C1601
5 JUL 04

Briefed CPT [redacted] ^{7C3603} on this investigation. CPT [redacted] ^{7C3603} opined insufficient evidence was present to prove or disprove w/ [redacted] allegations.

[redacted] 7C1601
6 JUL 04

Sent email to SA [redacted] ^{7C1601} requesting SA [redacted] ^{7C1601} provide electronic version of photographs and a signed AZR.

[redacted] 7C1601
6 JUL 04

Drafted Final C. Pending receipt of documents from BCCF and Ticket. To SAC for review.

[redacted] 7C1601
9 JUL 04

Rec'd original AZR and CD containing originals of photographs from SA [redacted] ^{7C1601} BCCF.

[redacted] 7C1601
12 JUL 04

Attempted to contact evidence custodian to obtain voucher number, which met w/ negative results.

[redacted] 7C1601
14 JUL 04

Coordinated w/ SFC [redacted] ^{7C3603} Evidence Custodian, 22nd MP BN, who stated he did not know the voucher number off-hand. stated he would review his records + contact CIA.

[redacted] 7C1601
14 JUL 04

To SAC for review.

[redacted] 7C1601
15 JUL 04

SAC Review:

1. Reviewed FINAL. Make Corrections
2. Continue efforts w/ evidence custodian. Need to review evidence (links)
3. Complete that report (Can't you print photos to fit page?)
4. We have copies of [redacted] on file

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

15 JUL 04

[REDACTED] rcbel

Response to SAC Review:

1. Will correct Final.
2. Will review contents of discs.
3. Printed photos to fit page. Will complete packet.
4. Noted. The Info Report from Tiknt is not the original documents. Will coordinate w/ SA ^{rcbel} [REDACTED] to determine when Info Report was mailed for sure.

15 JUL 04

[REDACTED] rcbel

Coordinated w/ SFC ^{rcbo 3} [REDACTED] Evidence Custodian, and signed for two discs collected by FCC.

15 JUL 04

[REDACTED] rcbel

Reviewed contents of disks; the documents were previously obtained by this office. Nothing additional was gained.

17 JUL 04

[REDACTED] rcbel

Discussed w/ SAC. Authorized release of evidence to case file.

17 JUL 04

[REDACTED] rcbel

Prepared Final C with corrections per SAC. To SAC for review

17 JUL 04

[REDACTED] rcbel

Reviewed Final C, signed. Nothing further required by this office. File closed

TO ADMW For Distro.

23 JUL 04

[REDACTED] rcbel

DISTRO DONE FILE ON CD

CID FORM 66

| | | | | | | |
|---|----------|------------|--------------------------|--------|---|--|
| 1. DATE 3 Jun 04 | | | 2. TIME RECEIVED 0900 | | 7. CASE NUMBER 0147-04-CID259-80210 | |
| 3. OFFENSE Aggravated Assault /Cruelty and Maltreatment/Conspiracy | | | | | 8. ASSIGNED TO 7C1 661 | |
| 4. SUBJECT Unknown | | | | | 9. TYPE OF ACTION GC | |
| 5. VICTIM <i>7F 7C41264</i> NDRS# <i>7F 7C4264</i> | | | | | 10. REPORTS TYPE SUSPENSE COMP | |
| 6. CASE DESCRIPTION Mr alleged he was abused while detained at an unknown confinement facility in Tikrit, IZ <i>7F 7C41264</i> | | | | | | |
| 11. OTHER ACTION | | | 12. CID FUNDS | | INI/SSI | |
| ACTION | RQRD | COMPL | DATE | AMOUNT | 4 JUN 04 | |
| | | | | | SAC 17 JUN 04 17 JUL | |
| | | | | | SAC 1 JUL 1 JUL | |
| | | | | | SAC 15 JUL 15 JUL | |
| | | | | | SAC 29 JUL 17 JUL | |
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| RA to Tikrit | 7 JUN 04 | | | | | |
| RA to CACAW | 6 JUN 04 | 305 JUN 04 | | | | |

DEPARTMENT OF THE ARMY
 US Army Criminal Investigation Command
 78th Military Police Detachment (CID) (FWD)
 3rd Military Police Group
 Baghdad, Iraq APO AE 09342

CIMPR-FR

8 Jun 04

MEMORANDUM FOR Special Agent in Charge, 48th Military Police Detachment (CID) (CASE), Fort Riley CID Battalion, Fort Carson, CO 80913-5041

SUBJECT: Request for Assistance (RFA) 0147-04-CID295-80210

1. On 3 Jun 04, this office received Memorandum of Transmittal (MOT) 0024-04-CID789, from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Central Confinement Facility (BCCF), Abu Ghriab, Iraq APO AE 09342, regarding allegations of abused directed against Mr [REDACTED] National Detainee Reporting System (NDRS) Number [REDACTED] while he was detained at an unknown detention facility in Tikrit, Iraq.

2. Preliminary investigation revealed Mr [REDACTED] was captured by the Iraqi National Police, Tikrit, IZ, and released to U.S. military control. Mr [REDACTED] was subsequently placed in an unknown confinement facility in Tikrit, IZ. While detained in Tikrit, IZ, Mr [REDACTED] as struck on his shoulders with an unknown type cable; was struck on the right side of his torso with a stick; was struck on the soles of his feet with a plastic-type stick; and was kicked and punched in the face. Mr [REDACTED] stated during the abuse he was blindfolded, but he was able to see an unidentified male translator in U.S. military uniform and an English-speaking male in civilian clothing present during the abuse.

3. On 5 May 04, Mr [REDACTED] underwent a medical screening, which disclosed he sustained injuries approximately 15 days prior to the examination, which were consistent with blunt force trauma.

4. On 7 Jun 04, this office coordinated with SA [REDACTED] Special Agent in Charge, 286th Military Police Detachment (CID), FOB DANGER, Tikrit, Iraq APO AE 09392, who stated Operational Detachment A (ODA) 065, C Company, 2nd Battalion, 10th Special Forces Group, redeployed to Fort Carson, CO.

5. Request your office coordinated with ODA 065 and obtain any and all documentation, which pertains to Mr [REDACTED] to include prisoner records, interrogation reports, and medical records, which may have been maintained from the unit's rotation to Iraq.

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JUN 8
 DODDOACID-005050

SUBJECT: Request For Assistance 0147-04-CID259-80210

6. Further request your office locate, fully identify, and interview SFC [redacted] ODA 065, C Company, 2nd Battalion, 10th Special Forces Group, regarding what injuries Mr [redacted] sustained prior to SFC [redacted] assuming control of Mr [redacted] from 4-18 Infantry Battalion's temporary holding facility. Also determine what injuries Mr [redacted] sustained while under ODA 065 control.

7F 7C b7D 4

7C b6 4

7F 7C b6 4

7C b6 4

7. Request your office determine what guards were on duty at the ODA 065 temporary holding facility between 15 Apr and 24 Apr 04. Request canvass interviews be conducted of these personnel to determine if they have witnessed abuse of detainees.

8. Request your office conduct any additional investigative activity identified within your office's AOR during the conduct of this RFA.

9. This is a Category I Investigation. Results will be provided to this office within 24 hours of receipt. Reasons for non-compliance with the 24-hour response time limit will be expeditiously provided to this office.

10. Point of Contact for this request is SA [redacted] at DNVT: 302-550-[redacted] email at [redacted]@wood.army.mil. Request email confirmation of receipt of this RFA.

7C b6 1

7C b6 1

7C b6 1

[redacted]

7C b6 1

(5) Encls

- 1. Initial Report [redacted]
- 2. AIR of SA [redacted]
- 3. Sworn Statement of CPT [redacted]
- 4. Sworn Statement of SFC [redacted]
- 5. Medical Screening of Mr [redacted]

CW2, MP
Special Agent-in-Charge

7C b6 4

7F 7C b6 b7D

DEPARTMENT OF THE ARMY
US Army Criminal Investigation Command
78th Military Police Detachment (CID) (FWD)
3rd Military Police Group
Baghdad, Iraq APO AE 09342

CIMPR-FR

5 Jun 04

MEMORANDUM FOR Special Agent in Charge, 286th Military Police Detachment (CID), FOB DANGER, Tikrit, Iraq APO AE 09392

SUBJECT: Request for Assistance (RFA) 0147-04-CID295-80210

1. On 3 Jun 04, this office received Memorandum of Transmittal (MOT) 0024-04-CID789, from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Central Confinement Facility (BCCF), Abu Ghriab, Iraq APO AE 09342, regarding allegations of abused directed against Mr [REDACTED] National Detainee Reporting System (NDRS) Number [REDACTED] while he was detained at an unknown detention facility in Tikrit, Iraq.

2. Preliminary investigation revealed Mr [REDACTED] was captured by the Iraqi National Police, Tikrit, IZ, and released to U.S. military control. Mr [REDACTED] was subsequently placed in an unknown confinement facility in Tikrit, IZ. While detained in Tikrit, IZ, Mr [REDACTED] was struck on his shoulders with an unknown type cable; was struck on the right side of his torso with a stick; was struck on the soles of his feet with a plastic-type stick; and was kicked and punched in the face. Mr [REDACTED] stated during the abuse he was blindfolded, but he was able to see an unidentified male translator in U.S. military uniform and an English-speaking male in civilian clothing present during the abuse.

3. On 5 May 04, Mr [REDACTED] underwent a medical screening, which disclosed he sustained injuries approximately 15 days prior to the examination, which were consistent with blunt force trauma.

4. Request your office coordinate with the 1-18 Infantry Battalion temporary holding facility and obtain any and all documentation, which pertains to Mr [REDACTED] to include prisoner records, interrogation reports, and medical records.

5. Request your office coordinated with the ODA 065 temporary holding facility and obtain any and all documentation, which pertains to Mr [REDACTED] to include prisoner records, interrogation reports, and medical records.

6. Request you office locate, fully identify, and interview CPT [REDACTED] Task Force 1-18 Infantry, FOB Danger, regarding the injuries sustained by Mr [REDACTED] prior to his release to U.S. forces and determine if Mr [REDACTED] was released to CPT [REDACTED] control. If Mr [REDACTED] was in CPT [REDACTED] control, determine the time frame for CPT [REDACTED]

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10
DODDOACID-005052

SUBJECT: Request For Assistance 0147-04-CID259-80210

7C b6 4
[redacted] control of Mr *7F7C b6 4* [redacted] what injuries Mr *7F7C b6 4* [redacted] sustained during that time frame; and who CPT [redacted] released Mr [redacted].
7F7C b6 4

7C 4 b6 4
7. Further request your office locate, fully identify, and interview SFC [redacted] ODA 065, C Company, 2nd Battalion, 10th Special Forces Group, regarding what injuries Mr [redacted] sustained prior to SFC [redacted] assuming control of Mr [redacted] from 1-18 Infantry Battalion's temporary holding facility. Also determine what injuries Mr [redacted] sustained while under ODA 065 control.
7F7C b6 4
7C b6 4

8. Request your office determine what guards were on duty at the TF 1-18 INF temporary holding facility between 15 Apr and 24 Apr 04. Request canvass interviews be conducted of these personnel to determine if they have witnessed abuse of detainees.

9. Request your office determine what guards were on duty at the ODA 065 temporary holding facility between 15 Apr AND 24 Apr 04. Request canvass interviews be conducted of these personnel to determine if they have witnessed abuse of detainees.

10. Request your office conduct any additional investigative activity identified within your office's AOR during the conduct of this RFA.

11. This is a Category I Investigation. Results will be provided to this office within 24 hours of receipt. Reasons for non-compliance with the 24-hour response time limit will be expeditiously provided to this office.

7C b6 1
12. Point of Contact for this request is SA [redacted] at DNVT: 550-*7C b6 1* [redacted] or email at [redacted]@wood.army.mil. Request email confirmation of receipt of this RFA.
7C b6 1

(5) Encls

- 1. Initial Report *7C b6 1* *7C b6 1*
- 2. AIR of SA [redacted] CW2, MP
- 3. Sworn Statement of CPT [redacted] Special Agent-in-Charge
- 4. Sworn Statement of SFC [redacted] *7C 4 b6 4*
- 5. Medical Screening of Mr [redacted] *7F7C b6 4*

DEPARTMENT OF THE ARMY
Prisoner Interview/Interrogation Team (PII)(CID)(FWD)
75th Military Police Detachment (CID)(-)(FWD)
Baghdad Confinement Correctional Facility (BCCF)
Abu Ghryeb, Iraq APO AE 09342

6 May 04

CIRFR-PIT

MEMORANDUM FOR Special Agent in Charge, 286th Military Police (MP) Detachment
(CID), Tikrit, Iraq, APO AE 09392

SUBJECT: Memorandum of Transmittal (0024-04-CID789)

1. On 5 May 04, this office was notified by the 391st MP Battalion (BN) Operations, BCCF, Abu Ghryeb, Iraq, that Detainee [redacted] National Detainee Reporting System (NDRS) # [redacted] reported that US soldiers had abused him during his capture. Preliminary investigation revealed Detainee [redacted] received his alleged injuries during his capture, which occurred in your area of responsibility. *7F7Cbb 4*

2. The results of our preliminary investigative actions are documented in the attached enclosures and are forwarded to your office for action deemed appropriate.

3. Point of contact for this report is SA [redacted] at DNVT 550 [redacted] or e-mail: [redacted]@us.army.mil or [redacted]@us.army.smil.mil .

- Encl
- 1. AIR of SA [redacted]
- 2. CD
- 3. Dossier

[redacted signature block]
CW2, MP
Special Agent in Charge

AKO Welcome to AKO Mail >> [redacted]@us.army.mil >> **FEEDBACK** **USER GUIDE** **LOGOUT**

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Compose Reply Reply All Forward Delete Add Addresses Previous Next Close

Move message to folder: [v]

From [redacted]@us.army.mil
 Sent Saturday, June 12, 2004 11:58 am
 To [redacted]@us.army.mil
 Cc *7C1 b61*
 Bcc
 Subject Fwd: RFA 0117-04

[redacted] per our conversation.

V/R
 [redacted] *7C1 b61*
 Special Agent In Charge
 286th MP DET (CID)
 Tikrit, Iraq
 302-553-[redacted] *7C1 b61*

[redacted] *7C 3 b6 3* *7F 7C b6 4* *7F 7C b6 4*
 Interview of MA [redacted] completed. He was part of a four vehicle convoy that picked Mr. [redacted] from the INP. He related Mr. [redacted] looked beat up at the time the INP transferred him to TF 1/18 INF. He did not know the extend of Mr. [redacted] injuries, as he was not present at the time of the examination. He related he talk to ODA just to share the intel pertaining to Mr. [redacted] as he was a high priority and very dangerous target. He did not have any other information pertaining to Mr. [redacted] *7F 7C b6 4*

His ID is:

MAJ [redacted] *7C 3 b6 3*
 Operation Officer
 Task Force 1/18th INF
 FOB Danger, IZ.

If you have any questions, please let me know

[redacted] *7C1 b61*
 286th MP DET (CID)
 FOB Danger
 APO AE 09392
 DNVT: 553-[redacted] *7C b6 1*

DODDOACID-005055

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13

From [redacted] (O-5) <[redacted]@orha.centcom.mil>

Sent Thursday, June 10, 2004 7:11 am

To [redacted]@us.army.mil

Cc [redacted] (CIV) <[redacted]@orha.centcom.mil>, [redacted] (O-3)" <[redacted]@orha.centcom.mil>, [redacted] (CIV)" <[redacted]@orha.centcom.mil>

Subject RE: Information on a few detainees

The person you need to contact is [redacted] in the MOJ Prisons Dept. He maintains their database. If these persons are still confined by the Iraqi criminal system, he can tell you where they are. Please note, however, that many people have recently been released from the Iraqi prisons for lack of evidence, etc. Additionally, if these people were released when they were in a security internee status, [redacted] would have no knowledge of their whereabouts.

I have copied [redacted] on this email so that you can contact him directly by email. I hope this helps.

[redacted] Lt Col, USAF

Ministry of Justice

Voice: [redacted]
Fax: [redacted]

-----Original Message-----

From: [redacted] (CIV)
Sent: Wednesday, June 09, 2004 9:55 PM
To: [redacted] (O-5)
Subject: FW: Information on a few detainees

Can you help him?

[redacted]
Coalition Provisional Authority - Baghdad
Ministry of Justice
APO AE 09316

-----Original Message-----

From: [redacted]@us.army.mil [redacted]@us.army.mil]

Sent: Tuesday, June 08, 2004 11:32 AM

To: [redacted] (CIV)
Cc: [redacted] SA
Subject: Information on a few detainees

DODDOACID-005056

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*7ci b61***CW2 MNC-I Special Agent to Chage**

From: *7ci b61* [REDACTED] SA [REDACTED] @1id.army.smil.mil]
 Sent: Monday, June 07, 2004 11:38 AM
 To: *7ci b61* [REDACTED] CW2 MNC-I Special Agent to Chage
 Subject: RE: Two CAT 1 RFA's (0147-04-CID259-80210 and 0149-04-CID259-80212)

7ci b61

[REDACTED] also be advised that the ODA folks that were here during the time frames of these alleged abuses have gone back to Fort Carson. The new ODA came in during the May time frame.

V/R *7ci b61*
 CW2 [REDACTED]
 Special Agent in Charge
 286th MP DET (CID)
 Tikrit, Iraq
 553-[REDACTED] (Ofc) *7ci b61*
 [REDACTED] (House)

-----Original Message-----

From: [REDACTED] CW2 MNC-I Special Agent to Chage *7ci b61*
 [mailto:[REDACTED]iraq.centcom.smil.mil] *7ci b61*
 Sent: Monday, June 07, 2004 7:33 AM
 To: [REDACTED] SA *7ci b61*
 Subject: Two CAT 1 RFA's (0147-04-CID259-80210 and 0149-04-CID259-80212)

7ci b61
 I have two more CAT 1 RFA's for your office. Thanks.

<<0147-04-cid259.pdf>> <<0149-04-cid259 #1.pdf>>

7ci b61
 [REDACTED] *7ci b61*
 Special Agent In Charge
 78th MP DET (CID) (FWD)
 Baghdad, Iraq
 APO AE 09342

15



Close

From: SA Fort Carson/48th MP Det [SMTP: *7C1b61* @us.army.mil]
 To: *7C1b61* @wood.army.mil
 Cc: *7C9663*
 Subject: 1st Info for CAT 1, (0147-04-CID295-80210)
 Sent: 6/10/2004 9:41 AM Importance: Normal

SA *7C1b61*

Here is the 1st Info Report for your CAT 1 RFA. First interview has been completed and the interview reports have been obtained; however, additional leads have been developed and are being completed.

7C1b61
CW2

<<Info Report 0234-04.doc>>

[Info Report 0234-04.doc](#)

DODDOACID-005058

16

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Close

From: [redacted] SA Fort Carson/48th MP DET (CID) [SMTP: [redacted]@us.army.mil]

To: [redacted] wood.army.mil

Cc:

Subject: RFA 147-04-CID295-80210

Sent: 6/10/2004 12:29 AM

Importance: Normal

TC/bcl

TC/bcl

TC/bcl
4

7F7C/bcl 4

SA [redacted]

Our case number is 0234-04-CID056. We obtained a sworn statement from SFC [redacted] and obtained pertinent unit records (which are classified) on Mr [redacted]. We developed a few more leads that we need to pursue, namely ODA 065 personnel who interviewed Mr [redacted] and the ODA medic who treated him. 1st ID did the guard detail for the detainees, but there was an ODA member on call for any incidents. Do you want us to ID and canvass the ODA members who were on call from 15-24 Apr 04?

Here are the sworn statements and my draft AIR. Our official info report will be sent tomorrow morning. We received your RFA at 1200 here, so expect the first info report (and hopefully the final one) by then. We may have several long interviews to conduct, so don't count on it. We couldn't completely finish today because the unit is on recovery and NOBODY seems to be available to be contacted. However, most everyone should be at the unit tomorrow morning. The SFG personnel have been very cooperative in trying to help us get this done. The only thing I can foresee delaying completion within 24 hours is pursuing all leads thoroughly.

<<AIR 0234-04.doc>> <<[redacted] Stmt.doc>>

Let me know about those canvass interviews, and let me know if there's anything else you need.

Thanks,

[redacted]

Special Agent, General Crimes Team
48th MP Det (CID)(CASE), 6th MP Grp (CID)
6525 Specker Ave, Bldg 1816
Fort Carson, CO 80913
Wk: [redacted]
DSN: 691 [redacted]
Cell: [redacted]
Fax: [redacted]

[redacted] AIR 0234-04.doc [redacted] Stmt.doc

TC/bcl 4

TC/bcl

TC/bcl

TC/bcl 4

DODDOACID-005059

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00. 17

7C1 b61

CW2 MNC-I Special Agent to Chage

From: [redacted] SA [redacted] M@1id.army.smil.mil]
Sent: Wednesday, June 09, 2004 10:45 AM
To: 7C1 b61 [redacted] CW2 MNC-I Special Agent to Chage
Subject: RE: Two CAT 1 RFA's (0147-04-CID259-80210 and 0149-04-CID259-80212)

7C1 b61
[redacted] we are still working your CAT I RFA'S and are still awaiting the return of the Kurdish interpreter from leave. He has been named I believe in at least two of the CAT I's. What other type of update are you going to need for your file? Just let me know.

7C1 b61
V/R [redacted] 7C1 b61
CW2 [redacted]
Special Agent in Charge
286th MP DET (CID)
Tikrit, Iraq
553-[redacted] (Ofc) 7C1 b61
[redacted] (House)

7C1 b61
-----Original Message-----
From: [redacted] CW2 MNC-I Special Agent to Chage
[mailto:[redacted]@iraq.centcom.smil.mil]
Sent: Monday, June 07, 2004 12:07 PM
To: [redacted] SA 7C1 b61
Subject: RE: Two CAT 1 RFA's (0147-04-CID259-80210 and 0149-04-CID259-80212)

thanks.

7C1 b61
-----Original Message-----
From: [redacted] SA [mailto:[redacted]@1id.army.smil.mil]
Sent: Monday, June 07, 2004 11:38 AM
To: [redacted] CW2 MNC-I Special Agent to Chage 7C1 b61
Subject: RE: Two CAT 1 RFA's (0147-04-CID259-80210 and 0149-04-CID259-80212)

7C1 b61
[redacted] also be advised that the ODA folks that were here during the time frames of these alleged abuses have gone back to Fort Carson. The new ODA came in during the May time frame.

7C1 b61
V/R [redacted] 7C1 b61
CW2 [redacted]
Special Agent in Charge
286th MP DET (CID)
Tikrit, Iraq
553-[redacted] (Ofc) 7C1 b61

7C1 b61
-----Original Message-----
From: [redacted] CW2 MNC-I Special Agent to Chage
[mailto:[redacted]@iraq.centcom.smil.mil]
Sent: Monday, June 07, 2004 7:33 AM
To: [redacted] SA 7C1 b61
Subject: Two CAT 1 RFA's (0147-04-CID259-80210 and 0149-04-CID259-80212)

7C1 b61
I have two more CAT 1 RFA's for your office. Thanks.
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DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
3RD MILITARY POLICE GROUP (CID)
78TH MILITARY POLICE DETACHMENT (CID) (FWD)
BAGHDAD, IZ
APO AE 09342

CIMPR-FR

28 Jul 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0224-04-CID259-80258-
/5C2/5Y2E/5X1/5M3A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 20 JUN 2004/ 0001 HRS - 20 JUN 2004/ 2400 HRS, 3RD BRIGADE COMBAT
TEAM DETAINMENT FACILITY, BAGHDAD, IZ

DATE/TIME REPORTED: 19 JUL 2004, 0900 HRS

INVESTIGATED BY: SA [REDACTED] SA [REDACTED] SA [REDACTED] SA [REDACTED]
SA [REDACTED] SA [REDACTED]

SUBJECT: 1. (UNKNOWN); M; WHITE; (NFI); [ASSAULT (UNFOUNDED)] [CRUELTY AND
MALTREATMENT (UNFOUNDED)] [CONSPIRACY (UNFOUNDED)]

2. (UNKNOWN); M; WHITE; (NFI); [ASSAULT (UNFOUNDED)] [CRUELTY AND
MALTREATMENT (UNFOUNDED)] [CONSPIRACY (UNFOUNDED)]

3. [REDACTED] (TRIBAL NAME: [REDACTED]); CIV; NDRS
[REDACTED] ISN UNKNOWN; [REDACTED] DATE OF CAPTURE 18 JUN 04; M; BAGHDAD,
IZ;(NFI) [FALSE OFFICIAL STATEMENT]

VICTIM: 1. [REDACTED] (TRIBAL NAME: [REDACTED]); CIV; NDRS
[REDACTED] ISN UNKNOWN; [REDACTED] DATE OF CAPTURE 18 JUN 04; M; BAGHDAD, IZ;
(NFI) [ASSAULT (UNFOUNDED)] [CRUELTY AND MALTREATMENT (UNFOUNDED)]
[CONSPIRACY (UNFOUNDED)]

2. U.S. GOVERNMENT (78TH MILITARY POLICE DETACHMENT (CID) (FWD),
CAMP VICTORY, IZ, APO AE 09342) [FALSE OFFICIAL STATEMENT]

INVESTIGATIVE SUMMARY:

On 22 Jun 04, this office received Memorandum of Transmittal (MOT) 0087-04-CID789, from
the Prisoner Interview/Interrogation Team (PIT), 75TH Military Police Detachment, Baghdad
Central Confinement Facility (BCCF), Abu Ghraib, Iraq APO AE 09342, that Mr. [REDACTED]
reported he was abused while detained at 3RD Brigade Combat Team Detention Facility, IZ.

The conduct of this investigation determined that Mr. [REDACTED] was not assaulted as he originally
reported. Investigation established probable cause to believe that Mr. [REDACTED] committed the

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1

DODDOACID-005061

offense of False Official Statement when he provided a written statement that did not reflect the incident as it actually happened and statements taken of the personnel who attended Mr. [redacted] interrogation denied any abuse took place.

b7c-4, b1

On 23 Jul 04, CPT [redacted] Office of the Staff Judge Advocate, Camp Victory, Iraq opined probable cause existed that Mr. [redacted] committed the offense of False Official Statement.

b7c-3, b6-3
b7c-5, b6-5

STATUTES:

- Article 128, UCMJ: Assault
- Article 93, UCMJ: Cruelty and Maltreatment
- Article 81, UCMJ: Conspiracy

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] PIT, BCCF, 26 Jun 04, detailing the receipt of the initial complaint; the interviews of 1LT [redacted] Mr. [redacted] Mr. [redacted] and Mr. [redacted] coordination's with SFC [redacted] and review of the detainee file. *b7c-1, b6-1
b2*
2. Prisoner In-Processing Medical Screening Record pertaining to Mr. [redacted] 26 Jun 04. *b7c-4, b6-4*
3. Detainee file pertaining to Mr. [redacted] *b7c-4, b6-4*
4. AIR of SA [redacted] 23 Jul 04, detailing the basis for investigation; interviews of SPC [redacted] and SPC [redacted] canvass interviews and coordination with SJA. *b7c-1, b6-1*
b7c-4, b6-4
5. Rights waiver certificate and sworn statement of SPC [redacted] 23 Jul 04, wherein he denied the allegations of abuse. *b7c-4, b6-4*
6. Sworn statement of SPC [redacted] 23 Jul 04, wherein he stated no one abused Mr. [redacted] during the interrogations. *b7c-4, b6-4*
7. Canvass interview worksheet, 23 Jul 04.

Not Attached:

Retained in the files of this office:

8. Interrogation report of Mr. [redacted] 21 Jun 04. *b7c-4, b6-4*

The originals of Exhibit 1, 4 through 7 are forwarded with USACRC copy of this report. The originals of Exhibits 2 and 3 are maintained in the files of the BCCF.

STATUS: This is a Final (C) Report. This investigation is terminated in accordance with CIDR 195-1, Chapter 4-17 (a)(6), the Special Agent in Charge determined further of the investigation would be of little or no value. Remaining Leads: Additional canvass interviews.

Report Prepared By:

Report Approved By:

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[Redacted]

b7c-1,66-1
b2

Special Agent

[Redacted]

b7c-1,66-1

Special Agent in Charge

Distribution:

1-DIR, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506 (original)

1-Thru: CDR, 22nd MP BN (CID), APO AE 09342

Thru: CDR, 3rd MP Group (CID)

To: CDR, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060

1-PMO, MNF-I (e-mail only)

1-CID LNO, MNF-I, APO AE 09335 (e-mail only)

1-Office of the Staff Judge Advocate, III Corps, ATTN: CPT [Redacted] (email only)

b7c-366-3

1-File

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DODDOACID-005063

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0224-04-CID259-80258
0087-04-CID789

PAGE 1 OF 2 PAGES

DETAILS

BASIS FOR INVESTIGATION: About 0930, 25 Jun 04, this office was notified by 1LT [redacted] Detainee Aid Station, Baghdad Central Confinement Facility. [redacted] Detainee [redacted] National Detainee Reporting System (NDRS) [redacted] that reported he was abused during his interrogation by American Soldiers. b7c-3, 66-3

About 1000, 26 Jun 04, SA [redacted] interviewed 1LT [redacted] who stated during his initial in-processing physical screening of Detainee [redacted] he reported he was assaulted and choked by American forces. Further, these assaults took place during interrogations prior to arrival at BCCF. Detainee [redacted] arrived at BCCF on the night of 25 Jun 04. 1LT [redacted] could find no signs of injury on the detainee. (See SF Form 600 for more details) b7c-3, 66-3

About 1045, 26 Jun 04, SA [redacted] with the assistance of Interpreter [redacted] this office interviewed Detainee [redacted] who stated he was assaulted during interrogations conducted by two American soldiers and one translator. Upon being captured on 19 Jun 04, Detainee [redacted] was transported to what he described as one of the Presidential Palaces. On the second day of his capture he was interrogated. The translator sat behind him during the interrogation but he believed the accent to be Iraqi. The interrogators were described as: white male, 6'0", thin build, blonde hair, thin mustache, wearing prescription style glasses and wearing Desert Camouflage Uniform (DCU) and white male, 6'2", medium build, bald with a linear scar on his forehead, wearing a DCU. He observed the American flag on the shoulder of the DCU but could not recall any other specific patch or insignia. He was asked about his involvement about attacks on Coalition Forces (CF). Upon denying involvement he was struck with a closed fist to the abdomen by the shorter white male and called a "liar" via the translator. At one point this same interrogator grabbed him around the throat and threatened to choke him if he did not confess. Detainee [redacted] did not confess and the interrogation ended. At no time was he actually choked. As he was being escorted back to the isolation cell, the shorter American interrogator slammed him against the wall and struck him in the stomach. Detainee [redacted] was then thrown into the isolation cell. Detainee [redacted] stated he was captured along with Detainees [redacted] (two uncles) and [redacted] (neighbor). b7c-4, 66-4

AGENT'S COMMENT: Detainee [redacted] was illiterate and he stated he had only completed the 9th grade of education. He had no job skills and never had a job. b7c-4, 66-4

About 1145, 26 Jun 04, SA [redacted] with the assistance of Interpreter [redacted] this office interviewed Detainee [redacted] who confirmed he was captured with Detainee [redacted] (nephew) and [redacted] (brother). He was interrogated by American forces but denied being tortured or assaulted. He believed his nephew was soft and probably was not harmed as much as he claimed. The first time he had heard about the abuse allegation was this morning during their in-processing at BCCF. He had contact with his nephew the previous 6 days and there was no mention of assault at anytime. b7c-3, 66-3

DODDOACID-005064

| | | | |
|--|--|--|----------------|
| TYPE AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] b7c-1, 66-1 62 | | ORGANIZATION PRISONER INTERROGATION TEAM (PIT)(CID) Baghdad Central Confinement Facility, Abu Ghryeb 09342 | |
| SIGNATURE [redacted] <i>For</i> | | DATE 26 Jun 04 | EXHIBIT --- |

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0224-04-CID259-80258
0087-04-CID789

PAGE 2 OF 2 PAGES

DETAILS

b7c-1,66-1
 About 1215, 26 Jun 04, SA [redacted] with the assistance of Interpreter [redacted] this office, interviewed Detainee [redacted] who confirmed he was captured with Detainee [redacted] (nephew) and [redacted] (brother). He was interrogated by American forces but denied being tortured or assaulted. He believed his nephew was assaulted by American forces, but not the extent he claimed. The first time he had heard about the abuse allegation was this morning during their in-processing at BCCF. He had contact with his nephew the previous 6 days and there was no mention of assault at anytime. *b7c-3,66-3*

b7c-1,66-1
 About 1245, 26 Jun 04, SA [redacted] with the assistance of Interpreter [redacted] this office, interviewed Detainee [redacted] NDRS [redacted] who stated he was captured on the same day as Detainees [redacted], and [redacted] Detainee [redacted] stated he was the neighbor of the above detainees and never had any problems with them. Further, Detainee [redacted] had not informed him of any assaults during interrogation by the Americans; however, he was not close with him and had not spoken to him during their detainment. Detainee [redacted] stated he was briefly interrogated by Americans but not harmed in anyway. The description of his interrogators matches that of Detainee [redacted] but that at one point the shorter American took off his DCU top, which revealed a tattoo on his left or right forearm/bicep. He did not get a good enough look at the tattoo to discern color, shape, or design. He added Detainee [redacted] was also captured with them but he did not know him. *b7c-3,66-3*

b7c-1,66-1
 About 1315, 26 Jun 04, SA [redacted] with the assistance of Interpreter [redacted] this office, interviewed Detainee [redacted], who stated he was captured on 19 Jun 04, as he was traveling by foot through a neighborhood that was adjacent to his home. He heard an explosion, gunfire, and shortly thereafter the American military detained him. He was walking by the homes of Detainees [redacted] but he did not know them. He added, he was interrogated by Americans but no assaults occurred. He had no interaction with Detainees [redacted], as he did not know them. *b7c-3,66-3*

b7c-1,66-1
 About 1345, 26 Jun 04, SA [redacted] coordinated with SFC [redacted] Prisoner In-Processing, BCCF who provided the capture packet pertaining to Detainee [redacted] (See Detainee File) *b7c-3,66-3*

b7c-5,66-5
 AGENT'S COMMENT: Detainee [redacted] arrived at Baghdad Central Confinement Facility on 25 Jun 04, the date of his complaint, therefore no interrogation records exist nor were canvass interviews conducted of Military Police guards. ///LAST ENTRY///

DODDOACID-005065

| | | | |
|---|--|--|----------------|
| TYPE AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] <i>b7c-1,66-1</i> <i>62</i> | | ORGANIZATION PRISONER INTERROGATION TEAM (PIT)(CID) Baghdad Central Confinement Facility, Abu Ghryeb 09342 | |
| SIGNATURE <i>for</i> [redacted] | | DATE 26 Jun 04 | EXHIBIT --- |

Page(s)

6-7

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

Page(s)

8-24

Referred to:

U.S. CENTRAL COMMAND
7115 SOUTH BOUNDARY BLVD
ATTN: CCJ6-DM
MACDILL AIR FORCE BASE
FLORIDA 33621-5101

MS. JACQUELINE SCOTT
scottj@centcom.smil.mil
(813) 827-5341/2830

Basis for Investigation: On 28 Jun 04, this office received a Memorandum of Transmittal (0076-04-CID789) from the 75th Military Police Detachment, Baghdad Central Correctional Facility (BCCF), Abu Ghraib, IZ, that Mr. [redacted] reported he was abused while detained at the 3rd Brigade Combat Team (BCT), detention facility, IZ.

About 1025, 23 Jul 04, SA [redacted] advised SPC [redacted] D Company, 312th Military Intelligence, 3rd BCT, Forward Operating Base (FOB) Greywolf, IZ, of his legal rights which he waived and provided a sworn statement wherein he denied ever touching Mr. [redacted] and he and the linguist were the only other people in the room during the interrogations (see rights waiver and sworn statement for details).

Agent's Comments: Mr. [redacted] described two interrogators and a linguist during his interrogation. None of the interrogators matched the description given by Mr. [redacted] further, a review of the interrogation reports revealed one interrogator and one linguist present during the interrogations of Mr. [redacted].

About 1100, 23 Jul 04, SA [redacted] this office, conducted canvass interview of SFC [redacted] S-2, 3 BCT, 1st Calvary Division, FOB Greywolf, Iraq, who stated he has never seen or heard of any detainees being abused at their detention facility. SFC [redacted] further advised the interrogation was videotaped and monitored, no abuse was seen. SFC [redacted] advised due to the lack of tapes, the tapes are recorded over and the last recording is dated 1 Jul 04.

About 1115, 23 Jul 04, SA [redacted] conducted canvass interview of SSG [redacted] D Company 1/153 Infantry, Sheridan, AR (deployed to Iraq) who stated his company was tasked with providing security at the detention facility and he has never seen or heard of any detainees being abused at their facility.

About 1138, 23 Jul 04, SA [redacted] interviewed SPC [redacted] D Co, 312th MI, 3rd BCT, FOB Greywolf, IZ, who stated he and the interrogator never touched Mr. [redacted] and he never called Mr. [redacted] a "Liar" during the interrogation (see sworn statement for details).

About 1200, 23 Jul 04, SA [redacted] conducted canvass interviews of the other interrogators at 3rd BCT, none of the interrogators matched the description provided by Mr. [redacted] or knew of any abuse in the facility.

About 1630, 23 Jul 04, SA [redacted] coordinated with CPT [redacted] Staff Judge Advocate (SJA) who opined there was probable cause to believe Mr. [redacted] committed the offense of False Swearing. ///LAST ENTRY///

SA [redacted] 78th MP DET Forward (CID)
Special Agent, [redacted] Baghdad, Iraq APO AE 09342
Signature: [redacted] Date: 23 Jul 04 Exhibit: 4
LAW ENFORCEMENT SENSITIVE

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE
For use of this form. see AR 190-30: the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

| | | | |
|---|---|-----------------|---------------------------|
| 1. LOCATION BAGHDAD INTL AIRPORT (BAGHDAD, IRAQ) | 2. DATE 23 Jul 04 | 3. TIME 1025 | 4. FILE NO. b7c-4,66-4 |
| 5. NAME (Last, First, MI) [REDACTED] | 8. ORGANIZATION OR ADDRESS D Co 312 MI 3 rd BCT | | |
| 6. SSN [REDACTED] | 7. GRADE/STATUS SPC/E4 | Baghdad, Iraq | |

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command as a Special Agent and wanted to question me about the following offense(s) of which I am suspected/accused — Assault, Cruelty and Maltreatment and Conspiracy///

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

I do not have to answer any questions or say anything.

Anything I say or do can be used as evidence against me in a criminal trial.

(For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Do you currently have legal counsel No. [REDACTED]

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me [REDACTED]

| | | |
|--------------------------------------|------------|---|
| WITNESSES (If available) | | 3. SIGNATURE OF INTERVIEWEE [REDACTED] |
| 1a. NAME (Type or Print) | [REDACTED] | [REDACTED] |
| b. ORGANIZATION OR ADDRESS AND PHONE | [REDACTED] | 4. SIGNATURE OF INVESTIGATOR [REDACTED] |
| 2a. NAME (Type or Print) | [REDACTED] | 5. TYPED NAME OF INVESTIGATOR SA [REDACTED] |
| b. ORGANIZATION OR ADDRESS AND PHONE | [REDACTED] | 6. ORGANIZATION OF INVESTIGATOR 78 TH MP DET (CID) BAGHDAD, IRAQ |

Section C. Non-Waiver

1 I do not want to give up my rights.

I want a lawyer.

I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA form 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.