DATE: 31 Jan 05

FROM: SAC, 87TH MILITARY POLICE DET (CID)
TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, HQUSACIDC //CIOP-COP-CO//
CDR, 10TH MP BN (CID)(ABN)(FWD) //OPS//
CDR, 3D MP GROUP (CID) //OPS//
DIR AFIP AFME WASH, DC//AFIP-CPLF//

SUBJECT: CID REPORT –1ST SUPPLEMENTAL/SSI - 0009-04-CID679-83486-5H4J/5C1L/5Y2P9/5Y2D1/5M3/5C2/X1/9G1

DRAFTER: SA RELEASER: SA

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- 1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
- 1. 9 JAN 2004/0730 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.
- 2. 4 JAN 2004/1730 4 JAN 04/1830; ALTERNATE SUPPLY ROUTE BRONZE, IRAQ.
- 3. 6 JAN 2004/1000 6 JAN 04/1300; ODA 525 COMPOUND, FOB RIFLES BASE, AL ASAD, IRAQ.
- 4. $10 \, \text{JAN} \, 2004/1200 10 \, \text{JAN} \, 04/1800; \, 94^{\text{TH}} \, \text{MP COMPANY BILLETS, FOB RIFLES BASE, AL ASAD, IRAQ.}$
- 2. DATE/TIME REPORTED: 9 JAN 2004, 1010
- 4. SUBJECT: 1. , SFC; , M; WHITE; ODA 525, B COMPANY, 1^{S1} BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

M; WHITE; ADA BATTERY, 1/3 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

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3. M; SFC; M; WHITE; ODA 525, B COMPANY, 1^{SI} BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

4. SSG; ; M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT],[FALSE OFFICIAL STATEMENT], [CONSPIRACY]

5 SPC; M; WHITE; S & T SUPPORT SQUADRON, FORT CARSON, CO; CT [NEGLIGENT HOMICIDE], [CRUELTY AND MALTREATMENT]

6. SGT M; WHITE; MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT [NEGLIGENT HOMICIDE], [CRUELTY AND MALTREATMENT]

7, ; SPC; , M; WHITE; AVIATION MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT [AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

8. PFC:
M; WHITE; S & T, SUPPORT SQUADRON, FORT CARSON, CO;
CT [NEGLIGENT HOMICIDE], [CONSPIRACY]

9.

M; BLACK; S & T, SUPPORT SQUADRON; FORT CARSON, CO; CT [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

10. ; SSG; M; WHITE; 2133RD TRANSPORTATION COMPANY, IOWA NATIONAL GUARD, IA; CT [DERELICTION OF DUTY], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

M; WHITE; AVIATION MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT [CONSPIRACY], [FALSE OFFICIAL STATEMENT]

5. VICTIM: 1. FORMER LTC, IRAQI ARMY; DETAINEE NUMBER

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M; C; DULA'AB, IRAQ; ZZ; (NFI) [NEGLIGENT HOMICIDE], [ASSAULT], [AGGRAVATED ASSAULT], [CRUELTY AND MALTREATMENT]

2. U.S. GOVERNMENT. [FALSE OFFICIAL STATEMENT], [CONSPIRACY], [DERELICTION OF DUTY]

6. INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO DOCUMENT FURTHER INVESTIGATIVE ACTIVITY.

DURING AN OPERATIONAL REVIEW IT WAS DETERMINED FURTHER INVESTIGATIVE ACTIVITY AND DOCUMENTATION WAS NECESSARY TO CLARIFY INFORMATION CONTAINED IN THE FINAL REPORT.

FINAL REPORT:

INVESTIGATIVE SUMMARY: ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, NOTIFIED THIS OFFICE AN IRAOI DETAINEE DIED AT THE FOB RIFLES BASE DETENTION FACILITY.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SPO COMMITTED THE OFFENSE OF ASSAULT WHEN SHORTLY AFTER THE CAPTURE OF MR. KICKED MR. , SPC TWO OR THREE TIMES. SPC STATED THE REASON FOR THE FROM STANDING. MR. ASSAULT WAS TO STOP MR. RESTRAINED WITH ZIP TIES AT THE TIME OF THE ASSAULT

AND SSG ATTACKED SFC ATING MR STATED THEY HAD TO SUBDUE MR. AND SFC

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SFC COMMITTED THE OFFENSES OF AGGRAVATED ASSAULT, CONSPIRACY, AND FALSE OFFICIAL STATEMENT WHEN THEY ENTERED INTO AN AGREEMENT TO PROVIDE A UNIFORMED STATEMENT AS TO THE ALLEGED ATTACK ON SFC ALL THREE THEN PROVIDED OFFICIAL STATEMENTS AND ATTEMPTED TO REACH FOR THE PISTOL LOCATED IN HIS SHOULDER HOLSTER THEY BY STRIKING MR. REPEATEDLY FOR ONE TO TWO MINUTES. SSG STATED THEY NEVER ATTEMPTED TO GAIN CONTROL HANDS IN ORDER TO PREVENT HIM FROM REACHING FOR OF MR THE WEAPON. MR. INJURIES WERE NOT CONSISTENT WITH THIS EXPLANATION IN THAT THE NUMBER OF INJURIES AND SEVERITY OF THE

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INJURIES EXCEEDED THE FORCE THAT WOULD REASONABLY BE REQUIRED FOR THREE MEN TO SUBDUE HIM.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SPC COMMITTED THE OFFENSES OF AGGRAVATED ASSAULT, CONSPIRACY, AND FALSE OFFICIAL STATEMENT; SPC THE OFFENSE OF FALSE OFFICIAL STATEMENT AND CONSPIRACY; SPC COMMITTED THE OFFENSES OF FALSE OFFICIAL STATEMENT AND CONSPIRACY; AND SSG COMMITTED THE OFFENSES OF DERELICTION OF DUTY, CONSPIRACY, AND FALSE OFFICIAL STATEMENT WHEN THEY ENTERED INTO AN AGREEMENT PRIOR TO BEING INTERVIEWED BY CID, THAT THEY WOULD NOT DISCLOSE THE FACT THAT ACTUALLY MADE IT OUTSIDE THE DETENTION FACILITY DURING HIS ESCAPE ATTEMPT. SPC AAVE STATED AND SPC APPREHENDED MR. ALONE BY GRABBING HIS SHOULDERS FROM BEHIND, CAUSING MR. TO FALL BACKWARDS IN A TWISTING MOTION ONTO HIS BUTTOCKS. AT WHICH TIME SPC STEPPED OVER, OR AROUND HIM, TO A POSITION NEAR MR. LEGS AND FEET. SPC THEN ESCORTED MR THE SLEEP DEPRIVATION AREA LOCATED DIRECTLY IN FRONT OF THE STATED SPC GUARD STAND. HOWEVER, SSC CAUGHT MR. PRIOR TO HIM LEAVING THE BUILDING. SSC FIRST CONTACT, SPC SLAMMED MR WALL, AND THEN BEAR HUGGED MR. FROM BEHIND AND SLAMMED HIM TO THE FLOOR WITH SPC LANDING ON TOP OF MR. FAILED TO INITIALLY REPORT HOW SPC FURTHER, SSG APPREHENDED MR. DURING THE ESCAPE ATTEMPT.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE PFC COMMITTED THE OFFENSE'S OF NEGLIGENT HOMICIDE WHEN HE UTILIZED A MILITARY POLICE STYLE BATON TO BRING MR. HIS FEET AFTER HE REFUSED TO STAND. SPO STATED PFC APPEARED TO BE VERY UPSET ABOUT THE ESCAPE ATTEMPT REFUSED TO STAND PFC BATON UNDER THE CHIN OF MR. WHILE STANDING BEHIND HIM, AND PULLED HIM TO A STANDING POSITION, THERE BY FRACTURING THE HYOID BONE, WHICH WAS THE MAJOR CONTRIBUTING FACTOR FOR THE FURTHER INVESTIGATION ESTABALISHED PROBABLE CAUSE TO BELIEVE PFC COMMITTED THE OFFENSE OF CONSPIRACY WHEN HE ENTERED INTO AN AGREEMENT WITH SPC AND SPC SPC PRIOR TO BEING INTERVIEWED BY CID, IN THAT THEY WOULD NOT DISCLOSE THE FACT ACTUALLY MADE IT OUTSIDE THE DETENTION FACILITY DURING HIS ESCAPE ATTEMPT.

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INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SGT COMMITTED THE OFFENSE OF NEGLIGENT AND SPC HOMICIDE AND CRUELTY AND MALTREATMENT WHEN THEY ORDERED TO STAND AS PART OF A MASS PUNISHMENT, THEN AFTER MR. AILED TO COMPLY WITH THEIR ORDER THEY HANDCUFFED MR. TO THE DOOR FRAME OF HIS CELL IN SUCH A MANNER TO FORCE HIM TO REMAIN STANDING. SGT AND SPC AFTER HE REFUSED TO STOP MAKING NOISES. SPC GAGGED MR. WITH THE GAG AROUND MR. STOOD BEHIND MR. HEAD, AS SGT TILIZED PRESSURE POINTS ON THE UPPER JAW AND CHIN TO FORCE HIS MOUTH OPEN. SPC PULLED THE GAG INTO PLACE AND TIED IT OFF BEHIND MR. HEAD.

CONSIDERING THE TOTALITY OF THE FACTS AND EVENTS REGARDING THE DETENTION OF MR. THERE WAS NO ONE INCIDENT WHICH CAUSED THE FINAL DEMISE OF MR. RATHER HE WAS STEADILY SUBJECTED TO PHYSICAL TRAUMA, BROUGHT ON BY HIS OWN ACTIONS; HOWEVER, EXCESSIVE FORCE WAS UTILIZED BY SSG. SFC.

AND SFC AND PFC THERE IS INDICATION TO SUGGEST SGT OR SPC ACTED IN A NEGLIGENT MANNER WHEN THEY GAGGED AND FORCED MR. TO STAND AS PUNISHMENT FOR TALKING. THE INITIAL INCIDENT WITH SPC WAS DEEMED INSIGNIFICANT TO CAUSE GRIEVOUS BODILY INJURY FROM EYE WITNESS STATEMENTS, FROM MEMBERS OF HIS UNIT, AND FROM THE INTERVIEWS OF THE OTHER IRAQIS DETAINED AT THE SAME TIME AS MR.

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 MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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DEPARTMENT OF THE ARMY 87TH MILITARY POLICE DETACHMENT (AIRBORNE)(FORWARD) DIVISION SUPPORT ELEMENT (CID) AR RAMADI, IRAQ APO AE 09384

CIRC-ABB

11 Jan 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL - 0009-04-CID679-83486-5H4J/5C1L/5Y2P9/5Y2D1/5M3/5C2/X1/9G1

DRAFTER: SA PRELEASER: SA

DATES/TIMES/LOCATIONS OF OCCURRENCES:

- 1. 9 JAN 2004/0730 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.
- 2. 4 JAN 2004/1730 4 JAN 04/1830; ALTERNATE SUPPLY ROUTE BRONZE, IRAQ.
- 3. 6 JAN 2004/1000 6 JAN 04/1300; ODA 525 COMPOUND, FOB RIFLES BASE, AL ASAD, IRAQ.
- 4. $10 \text{ JAN } 2004/1200 10 \text{ JAN } 04/1800; 94^{\text{TH}} \text{ MP COMPANY BILLETS, FOB RIFLES BASE, AL ASAD, IRAQ.}$

DATE/TIME REPORTED: 9 JAN 2004, 1010

INVESTIGATED BY: SA

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02 SA

SUBJECT: 1. SFC; , M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

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2. ; SPC; M; WHITE; ADA BATTERY, 1/3 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

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ProteEORrOPHIGIAE divided ONE automatic termination (Chap 3, AR 25-55)

- 3. SFC; CA; M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]
- 4. SSG; SSG; SSG; M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT],[FALSE OFFICIAL STATEMENT], [CONSPIRACY]
- 5. SPC; M; WHITE; S & T SUPPORT SQUADRON, FORT CARSON, CO; CT [NEGLIGENT HOMICIDE], [CRUELTY AND MALTREATMENT]
- 6. SGT; WHITE; MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT [NEGLIGENT HOMICIDE], [CRUELTY AND MALTREATMENT]
- 7.

 M; WHITE; AVIATION MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT [AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]
- 8. PFC M; WHITE; S & T, SUPPORT SQUADRON, FORT CARSON, CO; CT [NEGLIGENT HOMICIDE], [CONSPIRACY]
- 9 SPC: M; BLACK; S & T, SUPPORT SQUADRON, FORT CARSON, CO; CT [FALSE OFFICIAL STATEMENT], [CONSPIRACY]
- 10. SSG:
 M; WHITE; 2133RD TRANSPORTATION COMPANY, IOWA
 NATIONAL GUARD, IA; CT [DERELICTION OF DUTY], [FALSE OFFICIAL
 STATEMENT], [CONSPIRACY]
- M; WHITE; AVIATION MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT [CONSPIRACY], [FALSE OFFICIAL STATEMENT]

VICTIM: 1. LTC, IRAQI ARMY; DETAINEE NUMBER

[DECEASED]; FORMER

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M; C; DULA'AB, IRAQ; ZZ; (NFI) [NEGLIGENT HOMICIDE], [ASSAULT], [AGGRAVATED ASSAULT], [CRUELTY AND MALTREATMENT]

2. U.S. GOVERNMENT. [FALSE OFFICIAL STATEMENT], [CONSPIRACY], [DERELICTION OF DUTY]

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

INVESTIGATIVE SUMMARY: ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, NOTIFIED THIS OFFICE AN IRAQI DETAINEE DIED AT THE FOR RIFLES BASE DETENTION FACILITY.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SPO COMMITTED THE OFENSE OF ASSAULT WHEN SHORTLY AFTER THE CAPTURE OF MR. SPC KICKED MR. IN THE CHEST TWO OR THREE TIMES. SPC STATED THE REASON FOR THE ASSAULT WAS TO STOP MR. FROM STANDING. MR. WAS RESTRAINED WITH ZIP TIES AT THE TIME OF THE ASSAULT.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SFC AND SSG OMMITTED THE OFFENSES OF AGGRAVATED ASSAULT, CONSPIRACY, AND FALSE OFFICIAL STATEMENT WHEN THEY ENTERED INTO AN AGREEMENT TO PROVIDE A UNIFORMED STATEMENT AS TO THE ALLEGED ATTACK ON SFC ALL THREE THEN PROVIDED OFFICIAL STATEMENTS STATING MR. ATTACKED SFC AND ATTEMPTED TO REACH FOR THE PISTOL LOCATED IN HIS SHOULDER HOLSTER. THEY STATED THEY HAD TO SUBDUE MR. BY STRIKING MR. REPEATEDLY FOR ONE TO TWO MINUTES. SSG AND SFC STATED THEY NEVER ATTEMPTED TO GAIN CONTROL OF MR. HANDS IN ORDER TO PREVENT HIM FROM REACHING FOR INJURIES WERE NOT CONSISTENT WITH THIS THE WEAPON. MR. EXPLANATION IN THAT THE NUMBER OF INJURIES AND SEVERITY OF THE INJURIES EXCEEDED THE FORCE THAT WOULD REASONABLY BE REQUIRED FOR THREE MEN TO SUBDUE HIM.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SPC
COMMITTED THE OFFENSES OF AGGRAVATED ASSAULT,
CONSPIRACY, AND FALSE OFFICIAL STATEMENT; SPC
COMMITTED
THE OFFENSE OF FALSE OFFICIAL STATEMENT AND CONSPIRACY; SPC
COMMITTED THE OFFENSES OF FALSE OFFICIAL STATEMENT
AND CONSPIRACY; AND SSG
COMMITTED THE OFFENSES OF
DERELICTION OF DUTY, CONSPIRACY, AND FALSE OFFICIAL STATEMENT
WHEN THEY ENTERED INTO AN AGREEMENT PRIOR TO BEING
INTERVIEWED BY CID, THAT THEY WOULD NOT DISCLOSE THE FACT THAT
MR. ACTUALLY MADE IT OUTSIDE THE DETENTION FACILITY
LAW ENFORCEMENT SENSITIVE

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DURING HIS ESCAPE ATTEMPT. SPC AND SPC ALONE BY GRABBING HIS APPREHENDED MR. SHOULDERS FROM BEHIND, CAUSING MR. TO FALL BACKWARDS IN A TWISTING MOTION ONTO HIS BUTTOCKS. AT WHICH TIME SPC STEPPED OVER, OR AROUND HIM, TO A POSITION NEAR MR. S LEGS AND FEET. SPC THEN ESCORTED MR. THE SLEEP DEPRIVATION AREA LOCATED DIRECTLY IN FRONT OF THE GUARD STAND. HOWEVER, SSG STATED SPC CAUGHT MR. PRIOR TO HIM LEAVING THE BUILDING, SSC SLAMMED MR. FIRST CONTACT, SPC INTO THE BACK WALL, AND THEN BEAR HUGGED MR. FROM BEHIND AND SLAMMED HIM TO THE FLOOR WITH SPC LANDING ON TOP OF MR. FURTHER, SSG FAILED TO INITIALLY REPORT HOW SPC PPREHENDED MR. DURING THE ESCAPE ATTEMPT.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE PFC OMMITTED THE OFFENSE'S OF NEGLIGENT HOMICIDE WHEN HE UTILIŽED A MILITARY POLICE STYLE BATON TO BRING MR. HIS FEET AFTER HE REFUSED TO STAND. SPC STATED PFC APPEARED TO BE VERY UPSET ABOUT THE ESCAPE ATTEMPT REFUSED TO STAND PFC AND WHEN MR. BATON UNDER THE CHIN OF MR. WHILE STANDING BEHIND HIM. AND PULLED HIM TO A STANDING POSITION, THERE BY FRACTURING THE HYOID BONE, WHICH WAS THE MAJOR CONTRIBUTING FACTOR FOR THE DEATH OF MR. FURTHER INVESTIGATION ESTABALISHED PROBABLE CAUSE TO BELIEVE PFC COMMITTED THE OFFENSE OF CONSPIRACY WHEN HE ENTERED INTO AN AGREEMENT WITH SPC SPC AND SPC R PRIOR TO BEING INTERVIEWED BY CID, IN THAT THEY WOULD NOT DISCLOSE THE FACT ACTUALLY MADE IT OUTSIDE THE DETENTION FACILITY DURING HIS ESCAPE ATTEMPT.

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SGT AND SPC COMMITTED THE OFFENSE OF NEGLIGENT HOMICIDE AND CRUELTY AND MALTREATMENT WHEN THEY ORDERED TO STAND AS PART OF A MASS PUNISHMENT, THEN AFTER MR. FAILED TO COMPLY WITH THEIR ORDER THEY HANDCUFFED MR. TO THE DOOR FRAME OF HIS CELL IN SUCH A MANNER TO FORCE HIM TO REMAIN STANDING. SGT AND SPC AFTER HE REFUSED TO STOP MAKING NOISES. SPC GAGGED MR. STOOD BEHIND MR. WITH THE GAG AROUND MR. HEAD, AS SGT UTILIZED PRESSURE POINTS ON THE UPPER JAW AND CHIN TO FORCE HIS MOUTH OPEN. SPO THEN PULLED THE GAG INTO PLACE AND TIED IT OFF BEHIND MR. HEAD.

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Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

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CONSIDERING THE TOTALITY OF THE FACTS AND EVENTS REGARDING THERE WAS NO ONE INCIDENT WHICH THE DETENTION OF MR. CAUSED THE FINAL DEMISE OF MR. 1 . RATHER HE WAS STEADILY SUBJECTED TO PHYSICAL TRAUMA, BROUGHT ON BY HIS OWN ACTIONS: HOWEVER, EXCESSIVE FORCE WAS UTILIZED BY SSG

AND SFC SPC AND PFC THERE IS INDICATION TO SUGGEST SGT OR SPO ACTED IN A NEGLIGENT MANNER WHEN THEY GAGGED AND FORCED MR. STAND AS PUNISHMENT FOR TALKING. THE INITIAL INCIDENT WITH SPC WAS DEEMED INSIGNIFICANT TO CAUSE GRIEVOUS BODILY INJURY FROM EYE WITNESS STATEMENTS, FROM MEMBERS OF HIS UNIT. AND FROM THE INTERVIEWS OF THE OTHER IRAQIS DETAINED AT THE SAME TIME AS MR.

STATUTES:

ARTICLE 134, UCMJ: NEGLIGENT HOMICIDE

ARTICLE 128, UCMJ: AGGRAVATED ASSAULT

ARTICLE 93, UCMJ: CRUELTY AND MALTREATMENT

ARTICLE 128, UCMJ: ASSAULT

ARTICLE 107, UCMJ: BALSE OFFICIAL STATEMENT

ARTICLE 81, UCMJ, CONSPIRACY

ARTICLE 92, UCMJ, DERELICTION OF DUTY

EXHIBITS AND SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA , 11 Jan 04, detailing the Basis for Investigation, Subject and Witness Interviews and Other Coordination's.

2. Guard Force Standard Operating Procedure, 31 Jul 03.

0701

- 3. Compact disc, containing one photographic packet comprised of 18 photographs (crime scene).
 - 4. Crime scene sketch, 9 Jan 04, prepared by SA

5. Capture packet, 4 Jan 04, pertaining to Mr.

9 Jan 04, in which he stated he gagged and Sworn Statement of SGT forced Mr. to stand for talking just prior to Mr.

7. Sworn Statement of SPC 9 Jan 04, in which he stated he assisted SGT in gagging Mr.

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Protective marking IAL LISE ON WARDING termination (Chap 3, AR 25-55)

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ACLU-RDI 2285 p.<u>10</u>

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8. Sworn Statement of SPC 9 Jan 04, in which he stated he apprehended Mr. 2012 after he (Mr. 2012 as) escaped from his isolation cell.

- 9. Sworn Statement of CPL 9 Jan 04, in which he stated ODA interviewed Mr. between 1200 and 1600, 8 Jan 04.
- 10. Sworn Statement of SPC 9 Jan 04, in which he stated he observed bruises on Mr. 100 mid section.
- 11. Sworn Statement of SPC 9 Jan 04, in which he stated Special Forces, interrogated Mr.
- 12. Sworn Statement of SGT 9 Jan 04, in which he stated he saw bruises on Mr. 12. Sworn Statement of SGT 9 Jan 04, in which he stated he saw bruises on Mr. 12. Sworn Statement of SGT 9 Jan 04, in which he stated he saw bruises on Mr. 12. Sworn Statement of SGT 9 Jan 04, in which he stated he saw bruises on Mr. 12. Sworn Statement of SGT 9 Jan 04, in which he stated he saw bruises on Mr. 12. Sworn Statement of SGT 9 Jan 04, in which he stated he saw bruises on Mr. 12. Sworn Statement of SGT 9 Jan 04.
- 13. Compact disc, containing one photographic packet comprised of 16 photographs (body of Mr. (b
 - 14. Waiver Certificate of SFC 10 Jan 04. b7c 5
- 15. Waiver Certificate and Sworn Statement of SFC 15. Waiver Certificate and Sworn Statement of
- 16. Interrogation Summary pertaining to detainee number 1582, (Mr. 04.
- 17. Interrogation Summary pertaining to detainee number 1582, (Mr. 88 Jan 04.
- 18. Waiver Certificate and Sworn Statement of SSG 10 Jan 04, in which he admitted to striking and kicking Mr. several times in the mid section after Mr. attacked SFC
- 19. Waiver Certificate and Sworn Statement of SFC 10 Jan 04, in which he admitted to striking and kicking Mr. everal times after Mr. attacked him.
- 20. Waiver Certificate and Sworn Statement of SGT 10 Jan 04, in which he denied ever striking Mr.
- 21. Waiver Certificate and Sworn Statement of SPC 10 Jan 04, in which he admits to kicking Mr. 10 two or three times just after Mr. 10 capture.
- 22. Waiver Certificate and Sworn Statement of SFC. 10 Jan 04, in which he stated he observed SSG states slap and kick Mr. In an attempt to get Mr. 10 Jan 04, in a decrease Mr. 10 Jan

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Protective marking is excluded from automation
The AR 25-55

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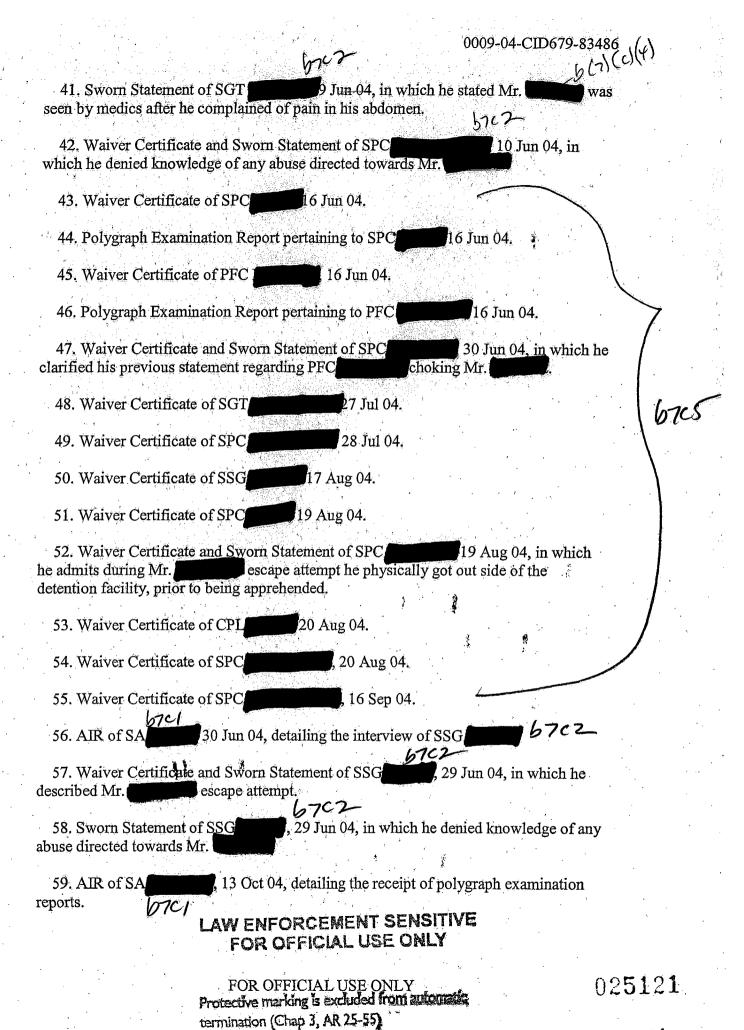
00 039

ACLU-RDI 2285 p.11

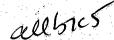
0009-04-CID679-83486
23. Waiver Certificate of SSG 10 Jan 04.
24. Compact disc, containing one photographic packet comprised of 12 photographs (Interrogation Bunker).
25. Crime scene sketch, 11 Jan 04, prepared by SA Interrogation Bunker).
26. AIR of SA 12 Jan 04, detailing the Autopsy of Mr. and Other Coordination's.
27. Preliminary Autopsy Report, 11 Jan 04, ME04-14, pertaining to Mr. listing Cause of Death as blunt force injuries and asphyxia, and Manner of Death as homicide.
28. Compact disc, ME04-014, comprised of 69 photographs (Autopsy).
29. AIR of SA 16 Sep 04, detailing Subject and Witness Interviews, Final Autopsy Report, and Other Significant Coordination's.
30. Waiver Certificate of SFC 13 Jan 04.
31. Waiver Certificate of SFC 13 Jan 04.
32. Waiver Certificate of SSG 13 Jan 04.
33. 15-6, Commanders Inquiry, 23 Jan 04, pertaining to the death of Mr.
34. DD Form 2064, Death Certificate pertaining to Mr. 9 Jan 04.
35. Final Autopsy Report 30 Apr 04, ME04-04, pertaining to Mr. listing listing Cause of Death as blunt force injuries and asphyxia and the Manner of Death as nomicide.
36. Waiver Certificate of SGT
37. Waiver Certificate and Sworn Statement of SPC in which he stated PFC choked Millian with a Military Police style nightstick.
38. Waiver Certificate of PFC 8 Jun 04.
39. Waiver Certificate and Sworn Statement of SPC 19 Jun 04, in which he lenied knowledge of any abuse directed towards Mr.
40. Waiver Certificate of SPC 9 Jun 04.
LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

ACLU-RDI 2285 p.12

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ACLU-RDI 2285 p.13



- 60. Polygraph Examination Report pertaining to SPC 30 Jun 04.
- 61. Polygraph Examination Report pertaining to SGT 27 Jul 04
- 62. Polygraph Examination Report pertaining to SPC 28 Jul 04.
- 63. Compact disc containing all digital photographs pertaining to this investigation (USACRC copy only).
- 64. DA Form 4137, Evidence Property Custody Document (EPCD) Voucher Number (VO), 162-04.

NOT ATTACHED:

Retained in the evidence depository, 87th MP Det CID, Fort Bragg, NC 28310.

65. Rag, VO 162-04.

Retained in the files of this office.

66. Memorandum, CJTF-7 Interrogation and counter-Resistance Policy, 10 Sep 03.

Retained in the files of the this office.

67. FRAGO Memorandum, FOB 51 Detention Operations Relating to Detainees, 7 Oct 03.

Retained in the files of the U.S. Army Crime Records Center, Fort Belvoir, VA:

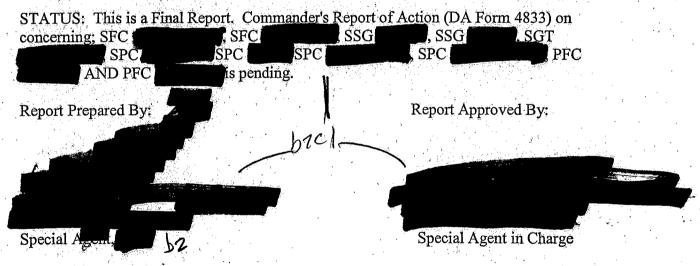
- 68. Polygraph authorization (SPC 16 Jun 04.
- 69. Polygraph examination statement of consent (SPC 16 Jun 04
- 70. Four polygraph charts (SPC , 16 Jun 04.
- 71. Polygraph authorization (PFC 71. 16 Jun 04
- 72. Polygraph authorization (SPC 30 Jun 04.
- 73. Polygraph examination statement of consent (SPC 30 Jun 04.
- 74. Six polygraph charts (SPC 30 Jun 04.
- 75. Polygraph authorization (SGT 75, 27 Jul 04
- 76. Polygraph examination statement of consent (SGT LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

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- 77. Four polygraph charts (SGT 2000), 27 Jul 04.
- 78. Polygraph authorization (SPC 1997), 28 Jul 04.
- 79. Polygraph examination statement of consent (SPC (SPC)), 28 Jul 04.
- 80. Four polygraph charts (SPC 28 Jul 04.

The originals of Exhibits 1, 3, 4, 9 through 14, 20, 22 through 26, 29, 41, 53, 56, 59 and 63 are attached to the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the 3rd Armored Cavalry Regiment, Fort Carson, CO 80913. The originals of Exhibits 5 through 8, 15, 18, 19, 21, 30 through 32, 36 through 40, 42, 43, 45, 47, 48, 51, 52, 54, 55, 57 and 58 are retained in the files of this office pending adjudication. The originals of Exhibits 16, 17 and 33 are retained in the files of B Company, 1st Battalion, 5th Special Forces Group, Fort Campbell, KY 42223. The originals of Exhibits 27, 28 and 35 are retained in the files of the Armed Force Institute of Pathology, AFIP Annex, Bldg 102, 1413 Research Blvd, Rockville, MD 20858. The original of Exhibit 34 is retained in the files of Medical Troop, Support Squadron, 3rd Armored Cavalry Regiment, Fort Carson, CO 80913. The originals of Exhibits 44, 46, 60, 61 and 62 are retained in the files of the U.S. Army Crime Records Center, Fort Belvoir, VA. The original of Exhibit 64 is maintained in the files of the evidence depository this office.



DISTRIBUTION:

- 1 Director, U.S. Army Crime Records Center, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (original).
- 1 THRU: Commander, 3^{rd} Military Police Group, (CID), Fort Gilliam, GA (Email Only/Less Exhibits).

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Commander, 10th Military Police Battalion (CID), Fort Bragg, NC 28310-5000(Email Only/Less Exhibits).

TO: Headquarters, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060-5505

1 – THRU: Commander, 5th Special Forces Group, Fort Campbell, KY 42223 (Email Only/Less Exhibits).

Commander, 1st Battalion, 5th Special Forces Group, Fort Campbell, KY 42223 (Email Only/Less Exhibits).

- TO: Commander, B Company, 1st Battalion, 5th Special Forces Group, Fort Campbell, KY 42223 (Email Only/Less Exhibits).
- 1 THRU: Commander, 3rd Armored Cavalry Regiment (ACR), Fort Carson, CO 80913 (Émail Only/Less Exhibits).
- TO: Commander, ADA Battery, 1st Battalion, 3rd ACR, Fort Carson, CO 80913 (Email Only/Less Exhibits).
- TO: Commander, S & T Support Squadron, Fort Carson, CO 80913 (Email Only/Less Exhibits).
- TO: Commander, Maintenance Troop, Support Squadron, Fort Carson, CO (Email Only/Less Exhibits).
- TO: Commander, Aviation Maintenance Troop, Support Squadron, Fort Carson, CO 80913 (Email Only/Less Exhibits).
- TO: Commander, 2133rd Transportation Company, Iowa National Guard, IA (Email Only/Less Exhibits).
- 1- Director, Armed Force Institute of Pathology, AFIP Annex, Bldg 102, 1413 Research Blvd, Rockville, MD 20858
- 1 File.

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	Marie accepted Activity Marie Poul Adult and Continue Continue Continue Continue Continue Continue Continue Co
AGENT'S INVESTIGATION REP	PORT ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1 7 = 6 (6) (4)	
	PAGE 1 OF 11 PAGE
BASIS FOR INVESTIGATION: Around 1010, 9 Jan 04 Base, Al Asad, Iraq, notified this office of a detainee dea Detention Facility.	1, the 94 th Military Police (MP) Company, FOB Rifles th at the Forward Operating Base (FOB) Rifles Base ———————————————————————————————————
DETAILS: Amound 1050 O Jan 04 CA	
94 th MP Co, FOB Rifles Base, Al Asad, Iraq, who related Criminal Investigation Division (CID). SGT Procedure (SOP) for the guard force. (See Guard Force Society CRIME SCENE EXAMINATION: Around 1055, 9 Jan	also provided a copy of the Standard Operating SOP for details)
CHARACTERISTICS OF THE SCENE: The detention The interior of the hangar was divided into two large con and concertina wire. Each area had a metal-framed cage the southern end of the hanger.	finement areas and four isolation areas built using barbe
CONDITION OF THE SCENE: At the time of the example trainees were primarily housed in the two large confiner three of the four isolation cells. The body of Mr. corner of the hangar. The body was lying face up, his heat he was wearing undergarments that appeared to be soiled eants, which were down to his knees. Extensive bruising blue and purple in color. There was a second blanket rollight colored dish dash (Man Dress) draped over the concentration on the floor in the northeastern corner of the he cell and one water bottle in the cell. It did not appear immediately outside the deceased's cell was a rag. The radiceeased. There was a denim jacket lying on the floor outside the deceased.	ment areas. Three detainees were housed individually in was located in the isolation cell nearest the southwest ad toward the cell door. He was covered with a blanket, a shirt, which was up towards his chest and a pair of was visible on the upper body. The bruises were dark ed up on the floor at the foot of the body. There was a ertina wire to the left of the deceased. A pair of leg cell. There was an open 'meal ready to eat' (MRE) in that any of the contents of the MRE were consumed. In was lying on the floor, and was used to gag the triide of the cell in the southwest corner of the hangar.
ENVIRONMENTAL CONDITIONS: At the time of the approximately 55 degrees Fahrenheit. There was low hun he hangar was approximately 60 degrees Fahrenheit.	
	RGANIZATION
	7th Military Police Detachment (CID) (DSE) (FWD)
	r Ramadi, (Rifles Base, Iraq)
	11 Jan 04 EXHIBIT
CID FORM 94 FOR OFFICIAL U	ISE ONLY
LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY	025125 EXHIBIT /
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A CENTERA DE CENCA ENONE DE DODO	n ROI NUMBER
AGENT'S INVESTIGATION REPORT	0009-04-CID679-83486
CID Regulation 195-1 MM! = $b(G)(4)/b(7)(c)(4)$	PAGE 2 OF 11 PAGE
PETAILS FACTORS PERTINENT TO ENTRY/EXIT: There was one do solation cell. The Detention Facility was accessible by two does he hangar the other on the southern wall.	
CENE DOCUMENTATION: SA personnel exposed digital Coolpix 995 Digital Card Camera with built in flash. SA photographic CD #040009.679 and Crime Scene Sketch for details.	l photographs of the crime scene utilizing a Nikon prepared a crime scene sketch. (See ails)
COLLECTION OF EVIDENCE; SA collected one and a DA Form 4137, Evidence/Property C	white and red rag, which was used to gag Mr. Custody Document. 672
Around 1055, 9 Jan 04, SA Coordinated with SGT Carson, CO, (Rifles Base, Iraq) who provided the detainee capturacket revealed Mr. was detained on 4 Jan 04. He was Air Defense Artillery (ADA) Battery, 1 st Squadron, 3 rd Ar Base, Al Asad, Iraq and SSG	of the section of the
was detained on alternate supply route, ASR, Bronze we etention he was in possession of a pair of binoculars, three handick and approximately one hundred feet of wire. (See Capture I	dheld radios, two motorcycle batteries, one hand File for details)
round 1110, 9 Jan 04, SA interviewed SCT apport Squadron, 3 rd ACR, FOB Rifles Base, Al Asad, Iraq. So herein he stated he and SPC	the state of the s
e refused to stop talking, SGT and SPC and SPC lated, about five minutes later he discovered Mr. was and removed his gag. SGT laid him on the	gagged him. SGT further inshackled Mr. are floor and discovered he had no pulse. SGT
then sent SPC	d. (See Sworn Statement for details)
herein he described assisting SGT with gagging N Ir. See Sworn Statement for detail	
Mortuary Affairs, 54 th Quartermaster Co, attached to 3 th	
	litary Police Detachment (CID) (DSE) (FWD) adi, (Rifles Base, Iraq)
IGNATURE: DATE	11 Jan 04 EXHIBIT
FOR OFFICIAL USE OFFICIAL USE OFFICIAL USE OFFICIAL USE ONLY	O25126 EXHIBIT /
ACLU-RDI 2285 p.18	00 046

AGENT'S INVESTIGATION RE	1 0000 01 012072 02 100
CID Regulation 195 U(7)(C)(4) DETAILS	PAGE 3 OF 11 PAGE
etalls round 1200, 9 Jan 04, SA	
aintenance, AVIM, Troop, Support Squadron, 3 rd AC	
	roached him on 8 Jan 04, complaining his zip tie handcuffs
ere cutting off circulation to his hands. SPC	
derneath, and re-cuffed Mr. SPC	
	ained Mr
lls. (See Sworn Statement for details)	
5-101	6762
ound 1200, 9 Jan 04, INV	CPL S and T
	Al Asad, Iraq, who provided a sworn statement in which h
그렇게 있다는 그 사람들이 가는 그는 사람들이 되었다. 그렇게 하는 그는 그 사람들은 사람들이 가지 않는 것이 되었다. 그 사람들이 없는 사람들이 없는 사람들이 되었다.	1r. between 1200 and 1600, 8 Jan 03. (See Swort
ntement for details)	
, <u>676</u>	The who related Mr. was not interrogated by
ound 1205, 9 Jan 04, SA	who related Mr. was not interrogated by
	ho interrogated Mr. were the Special Forces unit
	ritten record of Special Forces signing Mr. out of
	hought Mr. may have been a diabetic and been
scribed heart medicine but could not provide any do	ocumentation to snow his medical condition.
970 atomic of CG	ANTIM Troop Consout
ound 1225, 9 Jan 04, SA more interviewed SSG	AVIM Troop, Support SSG stated he was the Non-Commissioned Officer
parae (NCOIC) of the detention facility mards SSG	stated Mr. was the Non-Commissioned Officer
or to his death SSG confirmed Special Force	es interviewed Mr. on at least one occasion. The
	a syrup and Motrin. SSG related there was a board
at told the guards what medicines each prisoner was	
vas not on sleep deprivation, but was not slee	
Je!	
	94 th MP Co, interviewed SPC
and T Troop, Support Squadron, 3 rd ACR, FOB Rifle	
00-0400, 9 Jan 04, as a guard. He witnessed Mr.	attempt to escape. He alerted SGT
	turned him to his isolation cell and shackled him to a pole.
6701	
	OT
ound 1236, 9 Jan 04, SA Language interviewed Swa Army National Guard, IA, attached to 3 rd ACR, F	
was a detainee for about one week. SGT	stated Special Forces soldiers interviewed Mr.
on at least one occasion	-6762
on at least one occasion.	I OPGANIZATION
	ORGANIZATION 87th Military Police Detachment (CID) (DSE) (FWD)
YPED AGENT'S NAME AND SEQUENCE NUMBER	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq)
YPED AGENT'S NAME AND SEQUENCE NUMBER A	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq) DATE EXHIBIT
YPED AGENT'S NAME AND SEQUENCE NUMBER A	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq)
YPED AGENT'S NAME AND SEQUENCE NUMBER A GNATURE D2 67 10 10 10 10 10 10 10 10 10 1	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq) DATE 11 Jan 04
PROPERTY OF CEMENT SENSITIVE FOR A CONTROL OF COMMENT SENSITIVE FOR A CONTROL OF CEMENT SENSITIVE FOR A CONT	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq) DATE 11 Jan 04
PED AGENT'S NAME AND SEQUENCE NUMBER A GNATURE b2 67 67 77 78 78 78 78 78 78 78	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq) DATE 11 Jan 04

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AGENT'S INVESTIGATION REI	PORT ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1	PAGE 4 OF 11 PAGE
1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	TAGE 4 OF IT PAGE
Around 1246, 9 Jan 04, SA interviewed SPC	2133 Transportation
Company, Iowa Army National Guard, IA, attached to 3	4 ACP FOR Piffer Poss A1 Acad Tree who rendered
two sworn statements. SPC related Mr.	
	several dark bruises on Mr. upper body. (See
Sworn Statements for details)	2
AGENT'S COMMENT: SPC	vardal on two sanarata Gresses Chatassant Comes on he
prematurely signed the first statement. SA swore	corded on two separate Sworn Statement forms, as he
The state of the s	to each statement separately.
Around 1250, 9 Jan 04, INV	GT AVIM Troop,
Support Squadron, 3 rd ACR, FOB Rifles Base, Al Asad,	Iraq, who rendered a sworn statement SGT
related he noticed bruising on Mr. abdomen b	etween 2000 and 2200, 8 Jan 04, SGT
he could see the bruises from some distance, as he was s	
(See Sworn Statement for details)	anding on the raised platicing in the detention racinty.
(See Sworn Statement for details)	
Around 1250, 9 Jan 04, SA	2133 Transportation
Co, Iowa Army National Guard, IA, attached to 3 rd ACR	
was the supervisor of the guard shift from 0000-0400, 9	Ion M. During that shift Mr.
	Jan 04. During that shift, Mr. attempted to accurred about 0215, 9 Jan 04. SPC stopped the
escape attempt. While SPC was subduing Mr	
returning Mr white St Company was subduing win	
moving very slowly and appeared to experiencing diffici	
Special Forces soldiers interrogated Mr. experiencing difficult	
Special Porces sordiers interrogated with	III tile week.
Around 1251, 9 Jan 04, INV	FC Maintenance
Troop, Support Squadron, 3rd ACR, FOB Rifles Base, A	
	on the floor. PFC stated he observed
significant bruising on the upper body of Mr.	c stated he observed
significant ordising on the upper body of this	
Between 1218 and 1253, SA	and INV 94th MP Co, conducted
	the soldiers were able to provide information pertinent to
this investigation.	sale de provide information pertinont le
	674
NAME 6762 SSN UNIT	
	nce Troop, Support Squadron, 3rd ACR, FOB Rifles Base
Al Asad,	
	RGANIZATION
la de la companya de	7th Military Police Detachment (CID) (DSE) (FWD)
	Ar Ramadi, (Rifles Base, Iraq)
	DATE EXHIBIT
	11 Jan 04
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FOR OFFICIAL USE ONLY	OCETOR EXMIDIT \/
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ACLU-RDI 2285 p.20	U UTO

AGENT'S INVESTIGATION R	REPORT ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1 WW = b(6)(4)	PAGE 5 OF 11 PAGE
	tenance Troop, Support Squadron, 3rd ACR, FOB Rifles Base
PFC S and	sad, Iraq IT Troop, Support Squadron, 3 rd ACR, FOB Rifles Base, Al , Iraq
	, Support Squadron, 3 rd ACR, FOB Rifles Base, Al Asad, Irac
PFC S and Asad	T Troop, Support Squadron, 3 rd ACR, FOB Rifles Base, Al
The production of the control of the state o	Support Squadron, 3 rd ACR, FOB Rifles Base, Al Asad, Irac
SPC AVIN	M Troop, Support Squadron, 3 rd ACR, FOB Rifles Base, Al
attacl	Transportation Company, Iowa Army National Guard, IA, ned to 3 rd ACR, FOB Rifles Base, Al Asad, Iraq
Around 1335, 9 Jan 04, SA	
Physician's Assistant, PA, (CPT)	Medical Troop, Support Squadron, 3 rd ACR, FOB Rifles
diabetic. PA checked Mr. b	told the doctor he had high blood pressure and was lood sugar. He also examined the medication Mr.
had with him for his high blood pressure. PA to notify the guards if he ran out.	eturned the medication to Mr. (a) , and told him (b)
Around 1345, 9 Jan 04, SA and SA and SA unable to locate the medicine described by Ms.	onducted a re-check of the crime scene, and were
Around 1423, 9 Jan 04, SA and SA	examined the remains of Mr. There was
	ple in color. Abraded injuries were present near the left
white t-shirt. The white t-shirt was up towards the ar	were down to the ankles. He was wearing boxer shorts and a mpits. The hands were bound with flexi cuff style handcuffs.
	digital photographs of the remains utilizing a Nikon Coolpik
backet and Co	ompact Disc 04-0009-679-83486 (Exam of body) for details)
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq)
SIGNATURE 63	DATE EXHIBIT
CID FORM S ENFORCEMENT SERSITIVE	AL USE ONLY 025129 FXHIRIT /
FOR OFFICIAL USE ONLY ACLU-RDI 2285 p.21	U0 049
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AGENT'S INVESTIGATION RE	EPORT ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1 / 6(7) (6	161
DETAILS 6701	PAGE 6 OF 11 PAGE
round 1500, 9 Jan 04, SA	Mr. (detainee, Rifles Base, Iraq) utilizin
Interpreter Mr. Occupied the isolation cell adjection	oreter, 3 rd ACR, FOB Rifles Base, Al Asad, Iraq, as an acent Mr. Sec. 3, Mr. Sec. 3, related Mr. Sec. 3, had
en complaining for three days about wanting to go h	nome. On 8 Jan 04, Mr. observed bruises on Mr.
after Mr. removed his dish dash bed	cause it was wet from having water thrown on him as
nishment for talking. Mr. William Jurther complain	
674	
round 1530, 9 Jan 04, SA interpreter Mr. Serving as interpreter. Mr. Serving as interpreter.	Mr. Reference (detainee, Rifles Base, Iraq) with Mr. upied one of the isolation cells. He was detained on 8 Jan
, and was not able to provide any information pertind	ent to this investigation.
round1540, 9 Jan 04, SA and INV	interviewed Mr. an Israeli nation
ho occupied one of the isolation cells. Mr.	detailed the levels of punishment he witnessed detainees
ceive for talking in their cells. The first level of puni	ishment was being made to stand. The second level was
ing made to kneel. The third level was having your l	head doused in water. The fourth level was being gagged.
r. was awakened during Mr. esc	cape attempt and noticed he was having extreme difficulty took Mr. out of the detention facility three days
or to his death. When Mr.	noticed he was in much worse physical shape and
scribed him as being hurt badly.	was an masar worse parysieur snape and
<u> </u>	
ound 1555, 9 Jan 04, SA interviewed M	
serving as interpreter. Mr	was confined in the large confinement area adjacent Mr.
ree times. Each time. Mr. returned he was	n mask came and took Mr. to interrogation two of having difficulty breathing. On the morning of 9 Jan 04,
nen Mr. was made to stand up, he had to be	lifted up by the guards. He also stated Mr.
mplained of being cold at night. On 8 Jan 04, Mr.	observed Mr. Ling "hog tied" and the
used with water as punishment for talking. Mr.	noticed a lot of bruises on Mr.
further stated he had never seen any of the detention	n facility guards hit or hurt anyone.
ound 1705, 9 Jan 04, SA interviewed CPT	CPT related no life saving
asures were performed on Mr. CPT	stated rigor mortis was present, but not fixed and
s in the supine position when he examined Mr.	body. CPT pronounced Mr.
ad at 0900, 9 Jan 04.	
ound 1709, 9 Jan 04, SA interviewed SGT	and PFC and PFC Support Squadron, 3 rd ACR, FOB Rifles Base, Al Asad,
	s that responded to the detention facility. The initial call
PED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
	87th Military Police Detachment (CID) (DSE) (FWD)
A 570	Ar Ramadi, (Rifles Base, Iraq)
\w	DATE EXHIBIT
D FORM 94 FOR OFFICIAL	L USE ONLY

SA SIGNATURE Ar Ramadi, (Rifles Base, Iraq) DATE 11 Jan 04 CID FORM 9 DEFOR OFFICIAL USE ONLY	est two or three was
SA SIGNATURE Ar Ramadi, (Rifles Base, Iraq) DATE 11 Jan 04 CID FORM 9 1 FEB 77	est two or three was (DSE) (FWD)
SA SIGNATURE Ar Ramadi, (Rifles Base, Iraq) DATE 11 Jan 04	est two or three was
SA SIGNATURE Ar Ramadi, (Rifles Base, Iraq) DATE EXHIBIT	est two or three was
	est two or three was
(A) (III WITH BEITH BEIT	est two or three was
TYPED AGENT'S NAME AND SEQUENCE NUMBER ORGANIZATION 87th Military Police Detachment (CID) (est two or three
times by one of the soldiers. Mr. stated it was a caucasian soldier about 5'6" tall. Mr.	
Mr. related he was treated well during the arrest, but Mr. was kicked in the che	vith lvir.
utilizing Mr. as the interpreter. Mr. stated he was arrested w	
	tainee number
Statement and Interrogation Summaries for details)	
recovery of an Improvised Explosive Device, reportedly set by Mr. (See Waiver Certification)	
copies of the Interrogation Summary's dated 6 Jan 04, and 8 Jan 04, which document the interrogation	
	also provided a
manner from relatively docile to aggressive. But he stated once the attack occurred it took SFC and himself to restrain Mr. SFC stated Mr. was struck	
	changed his
6 Jan 04. SFC stated prior to the attack Mr. was released from his flexi of	cuffs and was
rendered a sworn statement in which he stated Mr. attacked SFC during the	interrogation of
Around 1050, 10 Jan 04, SA advised SFC and the second fights which he was	waived and
Waiver Certificate for details)	
he was not beaten, but had attacked SFC during the interrogation and had to be restra	ained. (See
SFC stated he spoke with his team about the interrogation of Mr.	ey informed him
stated he was the team sergeant and did not take part in interrogations or operation	
Around 0923, 10 Jan 04, SA and advised SFC and the of his legal rights which he provided a verbal statement in which he stated he did not take part in the interrogation of Mr.	waived and SFC
A round 0023 10 Ion 04 SA	waived and
Mr. and interrogated Mr. the FOB Rifles Base detention facility.	
Interpreter), were present during the first interrogation. Between 1300 and 1400, 7 Jan 04, SFC	an
and (Titan Corporation C	Contractor,
and SSG all assigned to ODA 525, B Co, 1/5 th ,	SF GRP, FCKY
was conducted on 6 Jan 04. from approximately 1000 to 1800, at the ODA compound on FOB R	ines Base. SFC
CPT related members of his unit interviewed Mr. on two occasions. The first	
Special Forces Group, Fort Campbell, KY (FCKY), Operational Detachment Alpha (ODA) 525,	
Around 2030, 9 Jan 04, SA interviewed CPT Brown B Co, 1	1 st Battalion, 5 th
by c2	
negative results. No life saving measures were conducted by SGT and or PFC present at the scene, however they observed bruising on the abdominal area of Mr.	NO DIOOG WAS
by a blanket. SGT section stated he checked Mr. for a pulse or any signs of life, which he gative results. No life saying measures were conducted by SGT for a pulse or any signs of life, which he gative results.	h met with No blood was
was for breathing difficulties. Upon arrival at the detention facility, Mr. was lying on h	
DETAILS	
"mb" = b(6)(4) PAGE 7 OF 11	PAGE.
CID Regulation 195-1 0009-04-CID679-	83486
AGENT'S INVESTIGATION REPORT ROINUMBER 0009-04-CID679-	

AGENT'S INVESTIGATION REPOR	2T ROLNUMBER 0009-04-CID679-83486
CID Regulation 195-1 "M" = 6(6)(4)	PAGE 8 OF 11 PAGE
was interrogated one time by men wearing masks. To stated he was in the proximity of Mr. Stated him. On 8 Mr. Stated him. On 8 Rifles Base detention facility. Mr. Stated him. On 8 noticed large bruises on Mr. Stated him abdomen. Mafter they were arrested. He further stated no one had struck Market and the struck of the stated of the struck of the stated of the sta	The men did not strike or hurt Mr. Mr. Mr. ding cell on 6 Jan 04. At that time, Mr. Jan 04, Mr. Jan 16, Mr. Jan 16
stated he did not think Mr. had eaten since	
utilizing Mr. as interpreter. Mr. sime they were detained, one U.S. soldier kicked Mr. scicked Mr. one time. Mr. stated he was interrogued. S. custody. He stated one of the men kicked him while he will do not leave a bruise. On 8 Ján 04, Mr. saw Mr. schirt off after guards doused him with water for talking. Mr.	pated only one time by the men in masks while in was walking behind him, but not very hard. The kick without his shirt on. Mr.
worn statement in which he stated he struck and kicked Mr. attempt to restrain him after he (Mr. stated during the struggle to restrain Mr.	Mr. made several attempts at SFC
weapon, which was in a shoulder holster. SSG was required to get Mr. atto a Non Tactical Vehicle (required to restrain him during the interrogation. (See Waiver	
rendered a sworn statement wherein he stated he p an 04. During the interrogation, Mr. jumped out of	his chair and grabbed SFC by the front
away. SFC also punched Mr. assisted with subduing Mr. wo minutes to subdue Mr. (See Waiver Certificate	the ribs repeatedly in an attempt to take his breath several times. SFC further related SSG estimated it took one to and Sworn Statement for details)
Around 1449, 10 Jan 04, SA advised SGT advised SGT denie apprehended him on 4 Jan 04. SGT further stated	of his legal rights. SGT waived his d he hit or kicked Mr. when they Mr. was guarded by SPC
87th N	ZATION Ailitary Police Detachment (CID) (DSE) (FWD) madi, (Rifles Base, Iraq) EXHIBIT
CID FORM 94 FOR CENTER SENSITIVE	11 Jan 04
FOR OFFICIAL USE ONLY	025132 <u>EXHIBIT</u> /

ACLU-RDI 2285 p.24

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alk and breathe without any visible the enemy prison of war (EPW) detention ted he was the interpreter during the la half hours on 6 Jan 04. He stated quired SFC SFC punching and kicking from both sides. SSG listed the appropriate level of fir. Into the NTV, Mr. See who he could not recall. Mr. NTV. ADA BTRY, 1 the statements of SSG and listed the statements of SSG and listed three 155 artillery rounds along the side mission he observed SSG and lice Detachment (CID) (DSE) (FWD) es Base, Iraq) EXHIBIT EXHIBIT
ted he was the interpreter during the la half hours on 6 Jan 04. He stated quired SFC SFC punching and kicking from both sides. SSC assed the appropriate level of line. Into the NTV, Mr. se who he could not recall. Mr. NTV. ADA BTRY, 1st he statements of SSG and hand brought three 155 artillery rounds along the side mission he observed SSG and hand be lexible to be a statement (CID) (DSE) (FWD) es Base, Iraq) EXHIBIT
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ted he was the interpreter during the la half hours on 6 Jan 04. He stated quired SFC SFC punching and kicking from both sides. SSG assed the appropriate level of lr. Into the NTV, Mr. se who he could not recall. Mr. NTV. ADA BTRY, 1 to estatements of SSG and and Co. 1/5th SF GRP, in in which Mr. brought
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ted he was the interpreter during the la half hours on 6 Jan 04. He stated quired SFC SFC punching and kicking from both sides.
ted he was the interpreter during the la half hours on 6 Jan 04. He stated juired SFC SFC punching and kicking from both sides.
ted he was the interpreter during the la half hours on 6 Jan 04. He stated
ted he was the interpreter during the
ted he was the interpreter during the
conducting his search, SPC was was buse of the detainees. SSG
who stated he searched the vehicle which conducting his search, SPC was
ement for details)
Mr. was to keep vin
et up several times before he resorted to his intent was to keep Mr.
their vehicle was being searched. While
court wo or three times in the
egal rights. SPC
e never witnessed anyone hit or kick Mr
did recall that Mr.
s Base, Al Asad, Iraq, while he searched
PAGE 9 OF 11 PAGE
0009-04-CID679-83486

except as noted 6755

AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1	
"mr"= bC6X4)/6C78CX4)	PAGE 10 OF 11 PAGE
B Co, 1/5 th SF GRP, FCKY, tr	y for approximately five minutes to get Mr.
	was pulling Mr. Trom the driver's
side back seat while SSG was was pushing from the passenge	r's side of the NTV. SSG
observed SSG slapping at Mr. Lease legs and arms in	
SSG stated Mr. was cooperative with the except	
stated he had been with the team for approximately one year and h	and never seen or heard of any member of the
eam mistreat a detainee.	
Around 1730, 10 Jan 04, SA advised SFC	ODA 525, 5 th Specia
Forces Group, Fort Campbell, KY 42223, of his legal rights, which	
worn statement, wherein he stated he did not participate in the in	
did supervise a mission during which Mr.	
emplaced an improvised explosive devise (IED). At the outset of	
get into the truck SFC was driving. SFC	witnessed SSC slap and
cick Mr. mtil he got into the truck. Mr. did no	
(See Waiver Certificate and Sworn Statement	ior details)
Around 1834, 10 Jan 04, SA and advised SSG and of his I	egal rights which he waived and rendered a
verbal statement. SSG stated around 1330, 6 Jan 04, he was	tasked to conduct a PID from information
gained from the interrogation of Mr. He stated he was n	ot involved in the interrogation but did have an
ncident in which he had to lay hands on Mr. SSG	stated as SSG was attempting to get
Mrinto the NTV, Mrresisted. SSG state	ed he got on the drivers side of the NTV in the
pack seat and pulled Mr. and into the NTV while SSG at the one point during the struggle to get Mr. And into the NTV into	pushed from the other side. SSG stated
bedomen in an attempt to get him into the NTV. SSG stated	
luring the mission. (See Waiver Certificate for details)	
	-676/-
CRIME SCENE EXAMINATION: Around 1315, 11 Jan 04, SA	and SA conducted a crime
cene examination of the ODA 525 detainee interrogation area, local and the open series of	cated within the ODA Compound, Rifles Base,
raq, MGRS 38S KC 62928 43339.	
Characteristics of the Scene: The ODA interrogation room was lo	cated within a hunker on the compound. The
bunker was comprised of one main room with two attached smalle	
nterrogating detainees. There was ductwork from the ventilation	
TYPED AGENT'S NAME AND SEQUENCE NUMBER ORGANIZATION ORGAN	ary Police Detachment (CID) (DSE) (FWD)
	i, (Rifles Base, Iraq)
SIGNATURE	EXHIBIT
	1 Jan 04
CID FORM 94 FOR OFFICIAL USE ON	LY
1 FEB 77 LAV FORCEME T SENSITIVE	025134 (EVIDE)

ACLU-RDI 2285 p.26

DOD-050684

Scene Documentation: SA proposed digital photographs of the bunker utilizing a Nikon Coolpix 995 Digital Card Camera. SA prepared a sketch of the bunker. (See CD 04-0009-CID679-83486 (bunker) and Sketch for details)

Collection of Evidence: Nothing of evidentiary value was discovered during the crime scene examination.

///LAST ENTRY///

ill bod

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
	87th Military Police Detachment (CID) (DSE) (FWD Ar Ramadi, (Rifles Base, Iraq)	
SIGNATURE	DATE	EXHIBIT
	11 Jan 04	1
	<u> </u>	

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1 FEB 77 LAW/ENFORCEMENT SENSITIVE

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025135



the center of the bunker.

Page(s)

56-67

Referred to:

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

Master Sergeant Pamela Andrews andrewsp@centcom.smil.mil (813) 827-5341/2830

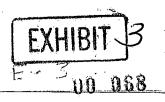
Photographic Packet

0009-04-CID679-83486

Number	Description of Photographs
1	Photo depicting North view of detention facility (main entrance)
2	Photo depicting Mr. 's isolation cell'
3	Photo depicting Mr. s isolation cell
4	Photo depicting rag used as gag and shirt used by Mr. to push barbed wire down.
5	Photo depicting rag used as gag
6	Photo depicting shackles used to restrain Mr.
7	Photo depicting Mr. in isolation cell
8	Photo depicting bruises to Mr. sabdomen
9	Photo depicting bruises to Mr.
10	Photo depicting bruises to Mr.
11	Photo depicting bruises to Mr.
12	Photo depicting detention facility from Mr. isolation cell
13	Photo depicting Mr. isolation cell
14	Photo depicting shackles in Mr. isolation cell
15	Photo depicting detention facility from Mr. sisolation cell
16	Photo depicting detainee latrine area located on North side of facility
17	Photo depicting door to Mr. sisolation cell
18	Photo depicting Military Intelligence building located just East of detention facility

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

ACLU-RDI 2285 p.29



Page(s)

69

English Translation:

Withheld due to:

_____ Foreign Language

_____ Photos depicting Americans

____ Photos depicting foreign nationals

____ Civilian Agency Records

____ Audio/Video depicting foreign nationals and Americans

025in

Bates Pages 25139-25143 depict photos which are nonresponsive and have not been provided based on application of the Judge's in camera rulings (tourist-type photos)

Page(s)

75-80

English Translation:

Withheld due to:

____ Foreign Language

____ Photos depicting Americans

______ Photos depicting foreign nationals

____ Civilian Agency Records

Audio/Video depicting foreign nationals and Americans

Bates Pages 25145-25146 depict photos which are nonresponsive and have not been provided based on application of the Judge's in camera rulings (tourist-type photos)

Page(s)

83 - 84

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		The state of the s		
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and the special control of the second		-		

	Pho	tos	denic	cting	Am	erican	Ž.
an armen and the arms.							÷
	· *			<u> </u>			

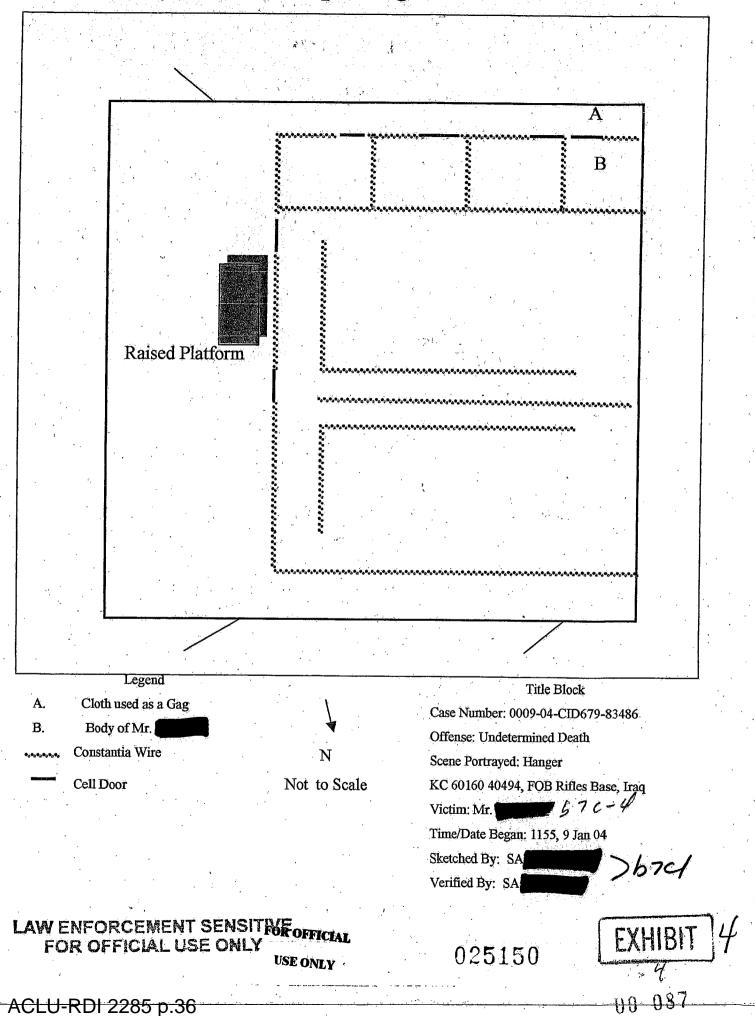
	Photos	depicting	foreign	nationals
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_____ Civilian Agency Records

Audio/Video depicting foreign nationals and Americans

Bates Pages 25148-25149 depict photos which are nonresponsive and have not been provided based on application of the Judge's in camera rulings (tourist-type photos)

Kough Sketch Depicting Crime Scene



Page(s)

88-101

Referred to:

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

Master Sergeant Pamela Andrews andrewsp@centcom.smil.mil (813) 827-5341/2830

ACLU-RDI 2285 p.38

SWORN STATEMENT

DOD-050696

TAKEN AT Rifles Base STATEMENT OF SOT DATED 9 JANOY CONTINUED more to the front to wash our banks as it was wer obvious the Prisoner had Deficated him self earlies. once I was done washing or bunds I looked Back at the Prisoner and sais he was slunged down. nothing of it at the line and continued to More Preserves to the yard. at 0730-0735 Inothered the Prisoner was still slunged Down this was only 5-6 minutes after I had washed in bouls so I went to see why he worsn't stoudy up. I approved the case and told him to stand up he chelin't work so I hit We care door to make noise, he still didn't more. at this Point I also notucal that he was not Breathing so I opened the case door and reliased him to the floor where I attempted to find a Pulse, there was none at which eall then go on foot to the mI bulble and get Site region at 0750 Sat and then to the slap and to get SSQ at with which time I would the Book to come in followed By 356 the middle of the isolator care with see it was 0 755 and I was released as gound by 341 The m T building to saint me's for studements. While waiting Medies come in and the say that they reeded to yo back for a Doctor to Pronounce Time of doeath. This was at 0810 and the medies informed me that they could do nother Mrd he had Been Read for edpost 20-25 minutes from the Time & forellin . I later learned that the Presoner was a diabette and Possible high Blood presere and was Doctor bad slong up But died not know the time, and had Pronounced the Prisoner Dearl & continued to wait with my generalisat the MI bulletin Till MR. Q: Q: How exactly was he agged? A: The doth is lied into a small bull about 1/2 to 1" is cliquity and then the Ball is placed into the primary worth with the excess cloth dien off Behind their head to alow

INITIALS OF PERSON MAKING STATEMENTS

thing to Breath through Thur rose

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as Could you tell he was still able to breath after he was gassed?

A. Y.S. he was making granting noises and I southeard him Brea

LAW ENFORCEMENT SENSÍTIVE FOR OFFICIAL USE ONLY

a: When did this prisoner crive?

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PAGE 1 OF 41 PAGES

EXHIBIT 4

025153

all 6765

0009-03-CID679-83486 FILE NUMBER:

STATEMENT OF SUT	EN AT Rifles Bose DATED & SANDOY CONTINUED
A: on or around the 4th of SANUARY	
or When he arrived what w	as his physical condition?
	in good condition IE No Bruses, line or sing
thing that would sugest he was in t	하게 하는 현실 사람들은 가는 사람들은 사람들은 사람들은 사람들은 사람들은 사람들이 가는 사람들이 가를 받는다.
0: Did you notice his condit	
○一分には、しょくと、これには、これに「●5と」とからは、はたは4月2年であったがは、「からは、これがは、これがは、これがは、これがはないがった。	of SANVARY I noticed that he was walking about
	. he also shifted his speet instead of lifting them
when he wilked	
or Did you notice any brusses	on him and when?
그 없는 사람이 가득 모르겠다면 하면 이 생님 그 얼마나 하는 그렇게 되고 됐다. 그 그리는 🛣 그	found him dead and his shirt fifted up did
I police that his chest was Bruised	
o: who was interviewing h	하다 (4) 🐧 교육되는 이 취임은 기회의 이 발표를 하는 것들이 하는 사람들이 되었다.
A. I don't know.	
or what is the good force a	llowed to do to the defences as control
weasures and/or punishment?	
	t on thursness, gas, bogte, Pt with wat Bottles
	abenders. We as not allowed to strike the Prisoners,
Q'why do you think this delaw	
가게 되고 보다면 그 그런 그는 그는 전에 불러가 되었다. 그는 그는 그는 그는 그는 그를 모르는 것이 없는 그를 다 먹었다.	It failed? or ple was a duegalie and he
didn't luke his neds? I really	
3. Ded you ever give any medicin	
	medical Board as needly to receive medicators.
o: To you have crything else to	
A: No. 111 END OF STATEMENT III	
INITIALS OF PERSON MAKING STATEMENT:	PAGE 3 OF PAGES
	FOR OFFICIAL
LAW ENFORCEMENT SENSITIV	
FOR OFFICIAL USE ONLY	025154
ACI II-DDI 2295 n 40	00 104
ACLU-RDI 2285 p.40	, , , , , , , , , , , , , , , , , , , ,

KEN AT RIPLES LESE DATED 9 TANOY CONTINUED: STATEMENT OF SOT STATEMENT (Continued) **AFFIDAVIT** HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE $rac{M}{2}$. I FULLY UNDERSTAND 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, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. Statement) WITNESSES: Subscribed and sworn to before me, a person authorized by law to administer oaths, this Q day of TAWAPY, 2004 at Willes 1868 ALASAD ITERO ORGANIZATION OR ADDRESS nature of Person Administering Oath) (Typed Name of Person Administering Oath) ORGANIZATION OR ADDRESS ART 136 COSCUS UCINT 6705 (Authority To Administer Oaths) INITIALS OF PERSON MAKING STATE FOR OFFICIAL PAGE PAGES USE ONLY AW ENFORCEMENT SENSITIVE 025155 FOR OFFICIAL USE ONLY ACLU-RDI 2285 p.41

For use of this form, see A № 90-45; the propone	nt agency is Office o	f The Deputy Chief o	of Staff for Personnel.	allores
LOCATION FUB Rifles Base, Al Asad, Ivas	DATE . 9 Jan 04	TIME -/2:10	FILE NUMBER	-
LAST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURIT	92	GRADE/STATUS	
ORGANIZATION OR ADDRESS		LACR	31-770	
STT Troop, Suppord Squadr	مر , د	<u> </u>		
- 71 6 8 4	WANT TO		he in mute (4	
to aut telking so he asked	me to	arrive his	in with our	thing
a cy on him So & help put t	the gay on	him and	he cuffed he	en
To the top of the jets and lock	ed the gate	-behind of	in The thing	in Oked
away and started letting immat	es out to	use the	seation the	gall
guard tower directing in and or	1 / / / / / / / / / / / / / / / / / / /	Curl Was	en top of the	
soldie were outerd with the en	mates. As	Point In	minutes went	L high
and diti	he caffed	prison s	lumped down	with
his eyes clased. He immediately	went to	heek on s	rum and dete	rmined
he was not breathing. He then	told in the	go to the	to m/ shack	net
along to Symenutes later of war over	and got	S.T.	and he a	sure!
enmates in and out it the Cays	Les sectro	on brake	Swhile Set	
and Ad were Checking a	on the case	walty Tel s	en It	7
natured the immate skumped over	e and no	1 Creathin	y he took of	
his sug and calls and yelled	then for	me to sa	get helf	Home
hot of mer abille.	Il that	of can re	member 16 1	
Q: Are you aware of a	ny esca	pe atte	inpto ma	de
by this Prisoner?				
A: Yot to my knowledge.	0	· · · · · · · · · · · · · · · · · · ·		
	eased f	risoner	5 name	OV
A: No				
diwhich aage was the	e decea	sed pr	isoner ha	onsed
inz			·	· · · · · ·
A'When you face the cages he was in the far	left isola	ted cage in	the far back.	
EXHIBIT INITIALS OF PERSON MAKING STA	TEMENT		PAGE 1 OF 2	PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADIN THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR T				NTINUED."
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ACLU-RDI 2285 p.42

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STATEMENT OF	TAKEN AT	FILE DATED	NUMBER: CONTIN	1⊑De
STATEMENT (Continued)				<u> </u>
Q: Do you know it	anyone in	acle any.	attempts	<i>to</i>
resuscitate the prise				
A. A know that A did on	ot because A	went the go of	et belg but	as for
as anyone else of do not	know.			
ar Did this prisone	v ever com	plant to yo	on about	being
A. Mo he did not				
a. Po you know if	Hais orisone	er was er	ver Intern	"ewed?
He of west don't know do	auri			
Qi Do you know how	u long this	prisoner	was in	instody?
A. at least one week	marke more			
a. Is there anothin	5 you would	d like to a	del to the	.3
Statement?			. j	
A. TO ILLEND OF ST.	ATEMENI/		5705	

			*************************************	,,
	· · · · · · · · · · · · · · · · · · ·		·	
	AFFIDA	/IT		
WHICH BEGINS ON PAGE 1 AND ENDS ON PAG	E 2 I FULLY UNDERSTAN	, HAVE READ OR HAVE DITHE CONTENTS OF TH	IE ENTIRE STATEMEN	Γ MADE BY ME.
THE STATEMENT IS TRUE, I HAVE INITIALED A STATEMENT. I HAVE MADE THIS STATEMENT	FREELY WITHOUT HOPE O	F BENEFIT OR REWARD,		
AND WITHOUT COERCION, UNLAWFUL INFLUE	NCE, OR UNLAWFUL INDUC	CEMENT		
	6705 -			has in
WITNESSES:		gnat	ersón Making State	
	to	Subscribed and sworn administer oaths, this ?— FOB R. RUS BAS	to before me, a person a	Dras
ORGANIZATION OR ADDRESS	ar	FOS RIVES SA	7500)-	
ORGANIZATION OR ADDRESS	174/	(Signature	of Person Administering	(Oath)
	0,.			
		SA- (Typed Nam	ne of Person Aurumston	DE CARDA
ORGANIZATION OR ADDRESS		Art 1367	34 ucm	7
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ACLU-ROCK285 D.43 E ONL		120101	PAGE 2 OF	2 PAGES
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to the population of the proportion against a character of the population of the proportion of the pro
LOCATION FOR Rifles Abose 95ANOW 1225 FILE NUMBER 1225
LAST NAME FIRST NAME MIDDLE NAME SOCIAL SECURITY NUMBER GRADE/STATUS SPE / E- 4
ORGANIZATION OR ADDRESS AVIN Troop, 3 ACR, FOB RIFLAS Base Ing (Fort Carson Co)
I, X WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
- Staperd working on site Jan 05 2003, ON 886 Crew
· Yesterday Morning The Prissular Came to me During Cell Shocke Down
and show me his entise They were cutting his hand Due
to Server swellings I Removed them at that time and
put leg IRONS ON him I went Jack Bundages the Cuts
· That Night went came onto shift The Prisoner would
Not sleep and Reip saying that he wanted to go home.
· At 0215 the Gentelman i'n Question tryed to escape from
the Prison, At this time I detained thim with Proper Force
He was Eldery, and so I did Not use all that much.
cage was fixed
· At 0400 we Finshed the Cage and Put Cutts and led Trons
ON him. The he was cutt with about I feet of Slack So
he could lay down away From the wike to the corner Post.
also that is when I left shift.
Q: SA! 674
AUSPC
Q: Describe How he escaped &
A: Pushed wire Down and then through his coat over the wire and
Steped acrossed.
A. That happend to his lig irons?
No. They were off when we came on Shift. And we did Not howow
untill the Escape.
EXHIBIT INITIALS OF PERSON MAKING STATEMENT
PAGE 1 OF 3 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OFTAKEN ATDATEDCONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGEOF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM
1 JUL 72 PAW ENFORCEMENT SENSITIVE
TOR OFFICIAL USE ONLY UZ3130
ACLU-RDI 2285 p.44 67C5 U0 108

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0009-03-CID679-83486

FILE NUMBER:

STATEMENT OF TAKEN AT FOLD IT FAS BASED 9 34 NOS CONTINUED
Q! Since you Started working at the BDW site has anyone
over taken the IZ that died out for interogration it so who
A: I AM Not 100% But I think The Frist Night I was
a. Since you started working at the BDW site has anyone over taken the IZ that died out for interogation if so who and when? A. I AM Not 100% But I think The First might I was here SF had him. That would be the only time I can Remember Q. What injuries did the IZ ha died have on his body A. All That I say Desides The cets on his hund was a massive Bruse on his Torson I think I was his left Side Chapped around to his lover stomach and lower back Q. Po you have anything to add to this Statement? A. Yes No Prishols were awake During time of Escape except for the skep Dep. O: When you took the prisoner back to his holding area after his escape did her lay down and attempt to slope. A: Not that I know But when I left he was Still sitting up. (C. Pa you have anything to add so this statement? A: No! (C. Pa you have anything to add so this statement? A: No! (C. Pa you have anything to add so this statement? (C. Pa you have anything to add so this statement? (C. Pa you have anything to add so this statement? (C. Pa you have anything to add so this statement? (C. Pa you have anything to add so this statement? (C. Pa you have anything to add so this statement?
can Remember
(d. What injuries did the 12 who died have on 1,000 y &
Since you Started working at the BDW site has anyone is to taken the IZ that died out for an ecrogation if so who when? I AM Not 100% But I think The Frist wight I was here SF had him. That would be the only time I an Remember What injuries did the IZ who died have on his body of All That I says besides The cuts on his hand was a lassive Bruse on his Torso, I think I was his left side Grapping round to his lower Stomach and lower Back Po you have anything to add to this Statement? Yes No Prishols were awake During time of Escape except For the skep Dep. When you took the prisoner back to his holding area after his escape did he lay down and attempt to stopping. I not that I know But when I left he was Still stilling.
around to his lower stomach and lower back
a Da in have and to take statement?
A' Yes No Paisworks were awake Dining Him of Scape
except For the Sleep Dep.
Q: When you took the prisoner back to his holding grea after
his escape did he lay down and attempt to steep &
A: Not that I know But when I left he was Still sitting
ωp_{\bullet}
W. Pa you have anything toddo to this statement &
A; No!
MEND of Statement //

INITIALS OF PERSON MAKING STATEMENT

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		367).
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ST NAME FIRST NAME MIDDLE NAME	SOCIAL SEC	URITY NUMBER	GRADE/STATUS	
		a contract of the	SPC/NG	ı
GANIZATION OR ADDRESS 2133 TC, Iowa NG, at	tached to	3rd ACR	**************************************	
1,	, WA	NT TO MAKE THE FO	DLLOWING STATEMENT UNDER	OATH:
THE INMATE THAT PASS	ED AWAY	9JANO4	, was not	ص
serious problem. I wa	25 ON 3	hiff wh	en the MP's.	
prought him in of: a	bow 7	days pric	or to death	
	problem	s with	the inmate	
	atly talk	ina, we		
scaradation pen, to		in from	TALKING. NO	
OTHER PROBLEMS EVER	priginate	, m,		THE
WIGHT OF 8JANOY		HE lum		5.
HIRT OFF AND HAD			essive BRUISIN	
ROUND THE ABDOMINAL		HE HAD	BEEN INTERR	
	HING WA		OR DONE ANTE	0001
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ADDITIONAL PAGES MUST CONTAIN THE H	EADING "STATEME	NT OF TAKE		INUED."
TE BOTTOM OF EACH ADDITIONAL PAGE MUST E	BEAR THE INITIALS	OF THE PERSON	MAKING THE STATEMENT A	ND BE
ITIALED AS "PAGE OF PAGES." WHEN NED OUT, AND THE STATEMENT WILL BE CONCL	UDED ON THE REV	ERSE SIDE OF A		
DA FORVERS ORCEMENT SENSIA				

ACLU-RDI 2285 p.49

STATEMENT OF	TAKENAT		
STATEMENT OF FATEMENT (Continued)	TAKEN AT	DATED	CONTINUED:
		 	
	AFFIDAVIT EGINS ON PAGE TANGERUS ON PAGE. I FULLY UNDERSTAND THE CONTROL OF THE ENTIRE STATEMENT MADE IN THE ACT OF PUNISH THE CONTROL OF THE ACT OF THE ENTIRE STATEMENT MADE IN THE ACT OF THE ENTIRE STATEMENT MADE IN THE CONTROL OF EACH PAGE CONTAINENT. I HAVE MADE THIS STATEMENT FREELY NUTHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISH FOULT COERCION, UNLAWFUL INFLUENCE, OR U		
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	AFFIDAVI	T	· · · · · · · · · · · · · · · · · · ·
ICH BECING ON FACE		HAVE READ OR HAVE HA	D READ TO ME THIS STATEMENT
STATEMENT IS TRUE, I HAVE INITIALED A	LL CORRECTIONS AND HAVE	INITIALED THE BOTTOM	OF EACH PAGE CONTAINING THE
TEMENT. I HAVE MADE THIS STATEMENT I	FREELY WITHOUT HOPE OF	BENEFIT OR REWARD, WI	THOUT THREAT OF PUNISHMENT,
WITHOUT COERCION, DINEAWFOL INFIDE		MENT.	
	6762		
-		(Sigi	king Statement)
VITNESSES:			
		Subscribed and sworn to b	belove tile, a person authorized by law
	to ad	minister oaths, this / day	of Jan., 20 <u>07</u>
	to ad	minister daths, this 7 day	of Jan, 2007 case, 101 Heard Dires
	to ad at	minister daths, this 7 day	of Jan, 20 09 case, 101 Asach Tras
	to ad at	OB Taffes is	ose, 101 Asacl Tras
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	to ad at	(Signature of	ose, 101 Asacl Tras
DRGANIZATION OR ADDRESS	67c/	(Signature of	ose, of Asach Tras
	67c/	(Signature of)	Person Administering Oath) Person Administering Jath)
DRGANIZATION OR ADDRESS	674 at	(Signature of)	Person Administering Oath)

For use of this form, see AR 190-45; the proponer	nt agency is Office of The Deputy Chief	of Staff for Personnel,
FOR Rifles Base Al Asad Bras	DATE TIME 9Jan 04 1325	FILE NUMBER
AST NAME FIRST NAME MIDDLE NAME	SOCIAL SECURITY NUMBER	GRADE/STATUS SPC/NG
2133 d Trans Co, Dowa NG,	attacked to 3rd	HER
1.	WANT TO MAKE THE FOLL	OWING STATEMENT UNDER OATH:
Q. Do you know if the	prisoner had	any bruises
when he arrived at the		
A No, I did know of any at	that time	
a Did for see aryone	strike this	prisoner?
A Never		
	prisoner got &	he bruises?
AiNo		
Qi Do you know who interr	ugated this pr	isoner?
A. I believe SF/ODA		
a. Do you know when this	3 prisoner wa	is interrogated?
A. No, I have No idea.		
Quiwhat time did you see	- the bruises	on the prisoner
on 8 Jan 044		
A: About 2300 LAST NIGHT.		
Q'Is there anything you w	rould like to a	dd to this
statement?		
A: NOILIEND OF STATEME	301/11	
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ACLU-RDI 2285 p.51	U £	5165
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STATEMENT OF	TAKEN AT	FILE NUMBER: DATED CONTINUED:) d
STATEMENT (Continued)		DATED CONTINUED:	_/_
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	AFFIDAVI	T	···
1.		TAVE READ OR HAVE HAD READ TO ME THIS STATEMEN	TV
WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE	E \mathfrak{Q}_{\cdot} I FULLY UNDERSTAND T	THE CONTENTS OF THE ENTIRE STATEMENT MADE BY M	ΜĒ.
THE STATEMENT IS TRUE. I HAVE INITIALED AI	LL CORRECTIONS AND HAVE	INITIALED THE BOTTOM OF EACH PAGE CONTAINING T	HE
AND WITHOUT COERCION, UNLAWFUL INFLUEN	KEELY WITHOUT HOPE OF B	BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHME	NT,
MAD ANTITOOL COLIZOION, ONEWATIOR INTEGEL	NCE, OR UNLAWFUL INDUCE	WENT CONTRACTOR OF THE CONTRAC	
λ			
\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	276)	Joe.	
MUTATOOTO		ing Statement)	
WITNESSES:	and the second s	Subscribed and sworn to before me, a person authorized by	louř :
***************************************	and the second s	Subscribed and swort to before the, a person authorized by	law
	to adn	ninister paths, this 7 day of Jam 20 04	
	to adn	minister oaths, this 9 day of Jan, 2004	S
	to adn	minister oaths, this 7 day of Jam, 20 09 2013 Pilles Base, Al Asuel Dues	£
ORGANIZATION OR ADDRESS	to adn	minister oaths, this 7 day of Jam, 20 09 BB Rifles Base, Al Asual Divers	€ -
	to adn	OB Rilles Base, Al Asual Drag	E
	to adm	minister oaths, this 9 day of Jam., 20 09 BB RIPLES Base, Al Asuel Dress (Signature or Teson Administering Oath)	£ -
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ORGANIZATION OR ADDRESS ORGANIZATION OR ADDRESS	to admat #	(Signature or reson Administering Oath) (Typed Name of Person Administering Oath)	
ORGANIZATION OR ADDRESS ORGANIZATION OR ADDRESS	to admat #	(Signature or reson Administering Oath) SA (Typed Name of Person Administering Oath) 47 F 736 73 4 UCM J	.
ORGANIZATION OR ADDRESS	to admat #	(Signature or reson Administering Oath) SA (Typed Name of Person Administering Oath) 47 F 736 73 4 UCM J	16

CONTION			Ten estimates
LOCATION AL DED DE COMPANY	DATE	1330	FILE NUMBER
FOR WESSTER, AL ASAD, RIRES BASE, DRAG LAST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURIT		GRADE/STATUS
		"	E-5/SGT.
ORGANIZATION OR ADDRESS	1		
AUM TRP/SPT/SACR.			
	, WANT T	O MAKE THE FOLL	OWING STATEMENT UNDER OATH:
on January 08, 2004 at 1950 hou	rs came	on quat	d shift. I took
position on the elevated plat-	form at	- 2000 he	outs. From
2000-2200 hours I continue	ed to wa	atch th	e prisoners
from the elevated platform		where	
on the platform, Instice		11 /	
		1	
who was found dead this morn	1 /	1	rise around
	hours u		5/6
guard outside the prisoner	s' latti	ne tacil	ities and watched
Them utinate and take a	crap. Hr	Dund 23c	chours, the
prisoners were put to bed.	Lassum	ed my	position on
The platform around 2305	hours.	I continu	ed to watch
the prisoners until odd how	US. I	was rele	aspd from
my shift on January 09,2	004 at	0005 ho	ets. On January 09,2004
at 1130 hours, 556 wo		p and t	old me to go
Jack Assault		Misoner	died to
		- I Joines	1,44.2
entered the building around	1135 ha	15	this .
Q:567	and the second second		
A: SUT		<u> </u>	
0: PRIOR TO 08 JAN. 2004 DID YOU	s motice 1	Bruises or	THE VICTOR
A: No			
B' DO YOU KNOW IF ANYONE INT	ERVIEWED	THE VICTI	<u>~</u>
o: No		4	
0 PO YOU KNOW HOW THE VICTIM	GOT THE T	RRUSES AR	would his mid-section,
as No			
Q: Do you know How Long THE	nchim was	DETAINE	BAT THE CAMP.
NO CONTRACTOR OF THE PROPERTY OF THE PARTY O	TO COLOR	<u> </u>	- Carrier Land
Q HAVE YOU EVER SEEN ANYONE H	Thos ray	z VICTIM.	
19 1 NO	· · · · · · · · · · · · · · · · · · ·		
EXHIBÎT ÎNÎTÎALS OF PERSON MAKING STAT	TEMENT		
ADDITIONAL	0 "07.		PAGE 1 OF 62 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADIN THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR T			
INITIALED AS "PAGE OF PAGES." WHEN ADDIT	IONAL PAGES AI	RE UTILIZED, THE	E BACK OF PAGE 1 WILL BE
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ACLU-RDI 2285/9/336 / -			and the second seco

DOD-050711

all 6702

FILE NUMBER: STATEMENT OF TAKEN AT DATED CONTINUED STATEMENT (Continued) A BRIEFING ON POLICY OR PROCEEDINGS END OF STATEMENT NOT USED 1000 THE WAY Car Car The state of the state of AFFIDAVIT , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE & ULY UNDERSTAND 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, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT: gnature of l-WITNESSES: Subscribed and sworn to before me, a person authorized by law to administer oaths, this of day of Transconny 20 04 at FOBWEBSTER, ALASAD, RIFLES PRINC ORGANIZATION OR ADDRESS (Signature of Person Administering Oath) **S**6T (Typed Name of Person Administering ORGANIZATION OR ADDRESS A2T 136 (5)(4) UCM T 68 (Authority To Administer Oalds) LAW ENFORCEMENT SENSITIVE 113

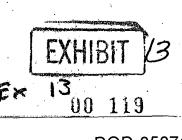
Photographic Facket

all 6(7)(74)

0009-04-CID679-83486

Number	Description of Photographs
1	Photo depicting body of Mr. from feet
2	Photo depicting side view of Mr.
3	Photo depicting body of Mr. from head
4	Photo depicting close up of head
5	Photo depicting over view of torso and head
6	Photo depicting over view of torso and legs
7	Photo depicting close up of hands and abdomen
8	Photo depicting bruises on abdomen with scale
9	Photo depicting bruises of chest
10	Photo depicting bruises of chest with scale
11	Photo depicting bruises on abdomen (left side)
12	Photo depicting bruises on abdomen (left side) with scale
13	Photo depicting bruises on abdomen with scale
14	Photo depicting laceration on right arm with scale
15	Photo depicting bruises on right chest
16	Photo depicting bruises on right chest with scale

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY



Page(s)

120 - 127

English Translation:

Withheld due to:

____ Foreign Language

____ Photos depicting Americans

X Photos depicting foreign nationals

____ Civilian Agency Records

Audio/Video depicting foreign nationals and Americans

RIGHATE WARNING PROCEDURE/WAIVER CER AFFICATE For use of this form, see AR 190-30; the proponent agency is ODCSOPS	<u> </u>
DATA REQUIRED BY THE PRIVACY ACT	<u>al mala di seperata di periode di secono di s</u>
	1
AUTHORITY: Title 10, United States Code, Section 3012(g) PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information m	av be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to fa	
DISCLOSURE: Disclosure of your Social Security Number is voluntary. 1. LOCATION 2. DATE 3. TIME	. FILE NUMBER
Rifles Bose, IMA 16 SAV 64 0922	
SFLAD FT CAMPBIAC, UY	ces, Group
SFC/AD FT CAMPBIAC, UY	and the second control of the second control
FART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE	And the second s
SECTION A. Rights	
The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation and wanted to question me about the following offense	
suspected/account aggravated associt negligent homiciae 14	
Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the follows. 1. I do not have to answer any questions or say anything.	wing rights:
2. Anything I say or do can be used as evidence against me in a criminal trial.	
3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after quest present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government.	
for me at no expense to me or both.	,,
-ot-	
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questic present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, c want one, a lawyer will be appointed for me before any questioning begins.	
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have the righ any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.	t to stop answering questions at
5. COMMENTS (Continue on reverse side)	<u> </u>
SECTION B. Waiver	
I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a stated	tement without talking to a
lawyer first and without having a lawyer present with me.	
WITNESSES (if available) Ia. NAME (Type or Print)	
6.103	
b. ORGANIZATION OR ADDRESS AND PHONE	
1201	
2a. NAME (Type or Print) 5. TYPE NAME (SA	
b. ORGANIZATION OF ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR	
6. ORGANIZATION OF ADDRESS AND PHONE 87" MIT DET (CID) FORT BRAGE, NC, RAN	es Usse, Inda
SECTION C. Non-waiver	
1. I do no want to give up my rights	
I want a lawyer I do not want to be questioned or 2. SIGNATURE OF INTERVIEWEE	say anything
2. GIGITATORE OF HTTER THE WEB	.
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED	BY THE SUSPECT/ACCUSED
DA FORM 3881, NOV 89 (AUTOMATED) EDITION OF NOV 84 IS OBSOLETE	

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	DURE/WAIVER CERTIFICATE 0; the proponent agency is ODCSOPS
DATA REQUIRED I	BY THE PRIVACY ACT
	nt officials with means by which information may be accurately identified, additional/alternate means of identification to facilitate filing and retrieval, is voluntary.
Rifles Base Iraq 5. Name (Last First MI)	10 SAU OF 1050
SEC AD	B CO 1/5 Special forces Group FT Campbell, UY
ر در در از	NON-WAIVER CERTIFICATE
SECTION A. Rights	
Before he/she asked me any questions about the offense(s), however, he/s 1. I do not have to answer any questions or say anything. 2. Anything I say or do can be used as evidence against me in a criminal 3. (For personnel subject to the UCMJ) I have the right to talk privately	to question me about the following offense(s) of which I am witide (!) he made it clear to me that I have the following rights: trial.
en e	or-
want one, a lawyer will be appointed for me before any questioning begin	one that I arrange for at my own expense, or if I cannot afford a lawyer and s. or without a lawyer present, I have the right to stop answering questions at
3. Committee (Committee on Teverse state)	
SECTION B. Waiver	antana (1918) ya manga <u>kabupatan kabupatan kabupatan kabupatan kabupatan kabupatan kabupatan kabupatan kabupat</u> Kabupatan kabupatan k
I understand my rights as stated above. I am now willing to discuss the or lawyer first and without having a lawyer present with me.	fense(s) under investigation and make a statement without talking to a
WITNESSES (if available)	3. SIGNATURE OF INTERVIEWER 57C5
la. NAME (Type or Print)	0 103
b. ORGANIZATION OR ADDRESS AND PHONE	4. 51
2a. NAME (Type or Print)	SA
b. ORGANIZATION OR ADDRESS AND PHONE	874 MP Set CCISS FT BRAGG NC Rifles Lase IRAG
SECTION C. Non-waiver	The second second
 I do no want to give up my rights I want a lawyer SIGNATURE OF INTERVIEWEE 	☐ I do not want to be questioned or say anything
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA	FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED
DA FORM 2881 NOV 80 (ATTOMATED)	TOWN SOLD SOUNDER OF THE SOUTH AND THE SOUTH



DA FORMAZIS ZIFORCEMENT SENSETSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED

ACLUARDP2285659L

DATED 10 54004 CONTINUED

	•
questioning him and he told no that he was a sing to hook up the sadios	brea
to bombs so that he could kill Americans. Jasked him who ethese	
bombs were and he said he could show mp. My toan set I heard this and	
prepared a split team to take potained was loshow us the bombs. Detained was	<u>:</u>
Hen scated with his hands flex cuffed in front of him And own ted the split town for	
movement. Then took him out of the room and they want to the	
Bomb gites. bis took him out of the room and they want to the	
The next time I saw defaince was on 8Jano4 at about 1100.	
where Iques tiened him at the Worntian facility at AlAsad. I picked him Up	
Nom their holding area and walked with him to the guestioning Booth, His hardiven	
not flexcutted but his feet were shackled. He sat down on a stool and meand	
my translator asked him guestions concerning the making of the bumbs detanation	• .
devices and people he worked the looked fine and did not complain about any pain.	
I guestioned him for about an hour, then took him back to the holding a rat!	
0: 670	
A: 67c5	
a: Who was symbol in each interrogation?	R .
O. 12 Interrogation: Myself.	me
2" Interiogation: Mysolf,	•
O'. Besides restraining # after he attached was # struck	•
by anyone any other time?	
A. I heard he resisted getting into the vehicle for transportation to IED site.	:
Knows more about it.	
Q: Wes # Struck in the fecial area?	
A: I did not see any strikes to the face.	er e e e e e e e e e e e e e e e e e e
Or Did you strike at any time, describe?	675
A: I went to grap his teet and he started kicking me so I hit his leas and stomach	
a couple times with aclosed list and then grathed his lage so the	4 .
take him to the ground	
Q: How long drd it take to get whole control is	
A: 1-2 min.	
Q' Pou saw the photos of the drusses on to you think they were	
INITIALS OF PERSON MAKING STATEMENTS 6725 PAGE 2 OF 4 PAGES	
LAW ENFORCEMENT SENSITIVE FYHIRIT	10
FOR OFFICIAL USE ONLY 025174 EARIBIL	(4)
executes ruted 6764 00 139	
ACI II-RIM 2285 n 60	

STATEMENT OF SEC TAKEN AT RIFLES BEE DATED 10 TAN OY

9. STATEMENT (Continued)

Calesed by this incident?

A: I have no idea.

O: be you have enything else to edd to your statement?

A: No.111 END OF STATEMENTALL

6105

INITIALS OF PERSON MAKING STATEMEN

PAGE 3 OF 4 PAGES

PAGE 2, DA FORM 2823, DEC 1998

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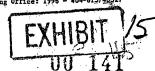


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STATEMENT (Continued)	0009-03-CID679-83486
bacs	
I, AFFID	HAVE READ OR HAVE HAD READ TO ME THIS STATE-
MENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 4. I FU MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FROM THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL I	PRRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE EELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT
	f Perso Statement)
adi at_	Subscribed and sworn to before me, a person authorized by Law to minister caths, this 10 day of TANDANY, AS 2004 LIFLES ISASE TRACE
ORGANIZATION OR ADDRESS 6701	Ignature of Person Administering Oath)
ORGANIZATION OR ADDRESS	11 yped Name of Person Administering Oath) ART 136 (5) (4) OCM 5' (Authority to Administer Oaths)

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

ACLU-RDI 2285 p.62



Page(s)

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Referred to:

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

Master Sergeant Pamela Andrews andrewsp@centcom.smil.mil (813) 827-5341/2830

		G PROCEDURE/WAIVER CERT See AR 190-30; the proponent agency is ODCS
	DATA R	REQUIRED BY THE PRIVACY ACT
	T. 10 11 10 10 10 10 10 10 10 10 10 10 10	tion 3012(g) 0009-031-CID679-83486
AUTHORITY:	Title 10, United States Code, Sect	
PRINCIPAL PURPOSE: ROUTINE USES:		enforcement officials with means by which information may be accurately identified. sed as an additional/alternate means of identification to facilitate filing and retrieval.
ISCLOSURE:	Disclosure of your Social Security	
AGOLOGOTIL.	Disclosure of your oodial security	Number is voluntary.
LOCATION		2. DATE 3. TIME 4. FILE NO.
2: Hes Pase	IRAQ	10 TAN OH 1354
		8. ORGANIZATION OR ADDRESS
		B Co. 1/5 SF GRP
SSN	GRADE/ST	777
	SSG/A	D FT CAMPSUL, U.Y
	PART L- RIGHT	S WAIVER/NON-WAIVER CERTIFICATE
A Dichto		
ection A. Rights		
uspected/ae acced: OCCV	questions about the offensels), however,	and wanted to question me about the following offense(s) of which I am he/she made it clear to me that I have the following rights:
. I do not have to answer	any question or say anything.	
	n be used as evidence against me in a crin	·
		ely to a lawyer before, during, and after questioning and to have a lawyer present with me
	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.		
	scuss the offense(s) under investigation, v wyer before answering further, even if I s	with or without a lawyer present, I have a right to stop answering questions at any time, or sign the waiver below.
COMMENTS (Continue	on reverse sidel	
* *		
ction B. Waiver		
nderstand my rights as sta thout having a lawyer pres	ted above. I am now willing to discuss the ent with me.	e offense(s) under investigation and make a statement without talking to a lawyer first and
W	ITNESSES (If available)	2 SIGNATURE OF INT
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		SA
ORGANIZATION OR AL	DDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR
		874 MP DET (CID).
•		FT BEAGE No. 12:865 Rose, IRAQ
ction C. Non-waiver		111 Days, 100, 100 to base, 1144 Q
 	<u> </u>	
I do not want to give u	p my rights	
☐ I want a lawyer		I do not want to be questioned or say anything
SIGNATURE OF INTERV	√IEWEE	
ORGANITORE OF INTERN	The transfer	
TACH THIS WAIVER CERT	IFICATE TO ANY SWORN STATEMENT	(DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED
A FORM 3881 NO FOI	NFORCEMENT SENSI R OFFICIAL USE ONL	TION OF NOV 84 IS OBSOLETE O 25173 EXHIBIT:
ACLU-RDI		TO IN
	I	

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY:

DISCLOSURE:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

PRINCIPAL PURPOSE: ROUTINE USES:

To provide commanders and law enforcement officials with means by which information may be accurately identified. Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

Disclosure of your social security number is voluntary.

LOCATION KTCles

Base, IRAQ

2. DATE (YYYYMMDD) 10 JAN 04

4. FILE NUMBER 2009-04-017679

7. GRADE/STATUS

6. SSN

1/5 SF Group, FT compbell, UY, Refle's

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the morning of 6 Jan 2003 @ approx. 1030 local I, 556,

picked up 4 detainers from the AL Asad detantion facility. The detainer named (NFI) was among the four that I transported back to the special Forces compound, located on AL Asad Air base (Rifles Base). Upon arrival at the compound, the detainers were placed in the detainer Holding area (DHA). I was then told in what order the defances were to be questioned. The questioning Started withe the school teacher. The tasi drover was to follow him. While questioning the school teacher it was

initial determined the he had little or no information about the detoration devices that were discovered within the texio This detarnee, teacher, was then transported back to the DITA. The taxi driver was the next to be questioned. During the

questioning it was determined that his information about the owner ship of the deforators was legitimate. He stated that

they may belong to his fare, 10. EXHIBIT

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMEN

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

DA FORM 2823, DEC 1998

MUST BE BE INDICATED.

DA FORM 2823, JUL 72, IS OBSOLETE

LAW ENFORCEMENT SENSITIVE



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0009-04-01∆679 =` FILE NUMBER:

TAKENAT Rifles Base, Iraq

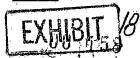
DATED WJon 2003 CONTINUED

determined that should be questioned ine of questioning used initially was the standard lane tage job, Thomas of this nature. When that he saw then on the side the road and asked the taxi driver to stop so he some Mong shine road and it was this that caught is attention, he intended to turn them in at the local police station This was defermined to be a lie. Once the was consulted, it was discovered by an ODA member, that jacket pocket. The found inside the coll of stated that the devices were his the property of the other two oletaminas bought the devices in a market somewhere in Bachdol, had no knowledge on their use or emplayment. made the mistake of admitting that ander the former regions answers. admitted the devices and was in the process of obling detained. was then asked where he plante the levices, to which he park a non-specific questions obtained a location vic RIE he would - this point Ke a seat. He was then showed a TED location. Asad photo nor could was defarmined to It was at this point The Neprince jun

INITIALS OF PERSON MAKING STATEMENT:

LAW ENFORCEMENT SENSITIVE ACLU-RED 285 C. W. USE ONLY

PAGE 2 OF 7 PAGES



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0009-03-CID679-83486

000 9- 04-C/δ679-FILE NUMBER:

STATEMENT OF SSG

TAKEN AT RIFLES BOSC TRADATED 10 TANGE CONTINUED

the chaor he was sitting in and baddy grabbal STC
Asad Hen became very combative stroy
attempt to subthe tead were unsuccessful. It was at this point,
about 5 seconds into the situation, that I entered the situation
to assist SFC Dus initial Attempts to subdue Acad
were met with extreme resistance. I was suprised at
physical strength. We had greatly under estimated IT.
His Strength coupled with the Bulk of his frame made him
a artrendly difficult to subdue and restrain. Several times
during the struggle I felt or saw toad reaching for my
side arm, which I was wearny on a shoulder rig. I was forced
by this action to lay several kircks into his midt section.
or Once on the ground, continued to struggle with
myselfal SFC continued to attempt to got a
usepon from one of the two of US. The entire incident listed
s between 1-2 minutes. Dace axs back under control,
he was reflex cutted. He then made the statement " I wanted
to Kill Americans". He then decide that he was going to fully
cooperate with us. After he calmed down he asked for and
and allowed him to drink. He took several guipping of which
From the bottle. Once Enished his drinked be spit something
on the Place At First & thought it was a "want of snot", but
upon further incestigation Bund What it was a whole tooth. I pick
the tooth is and showed it to SFC , who determined that
it was embroken and had just fell out Again. The testy was while
and undamaged and Here was little br no bleeding from the
The file that the goot had come from Shortly after this
STC cal from the OPS building and instructed that
the detained wase to be propped for Movement to the IED site.
STC aslo instructed me to get my Kit ready for
the mession. At this point I left the room and want to get
reachy for the FTD mission. At this the I was gone for around

INITIALS OF PERSON MAKING STATEMENT:

LAW ENFORCEMENT SENSITIVE ACLU-RDT 2285 FIGTAL USE ONLY

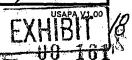
025181 EXHIBIT 6

PAGE 2, DA FORM 2823, DEC 1998

LAW ENFORCEMENT SENSITIVE ACLU-RDF2283F5.66AL USE ONLY



PAGE 2, DA FORMASSENFORCEMENT SENSITIVE ACLU-RDIF2285 5.69 LAL USE ONLY



USE THIS PAGE IF NEEDEL THIS PAGE IS NOT NEEDED, PLEASE PROCEED. INAL PAGE OF THIS FORM. TAKEN AT Rifles Bose, Erry DATED 10 JAN 04 STATEMENT OF 586 9. STATEMENT (Continued) A: I did not return to the detention facility, but whe I last saw him at the cache site he was relaxing comfortably and did not appear to be in any type of physical distress. Of Do you have any thing else to add to your statement?
AT NO.111 END OF STATEMENTIN all bres

NITIALS OF PERSON MAKING STATEMEN

025184

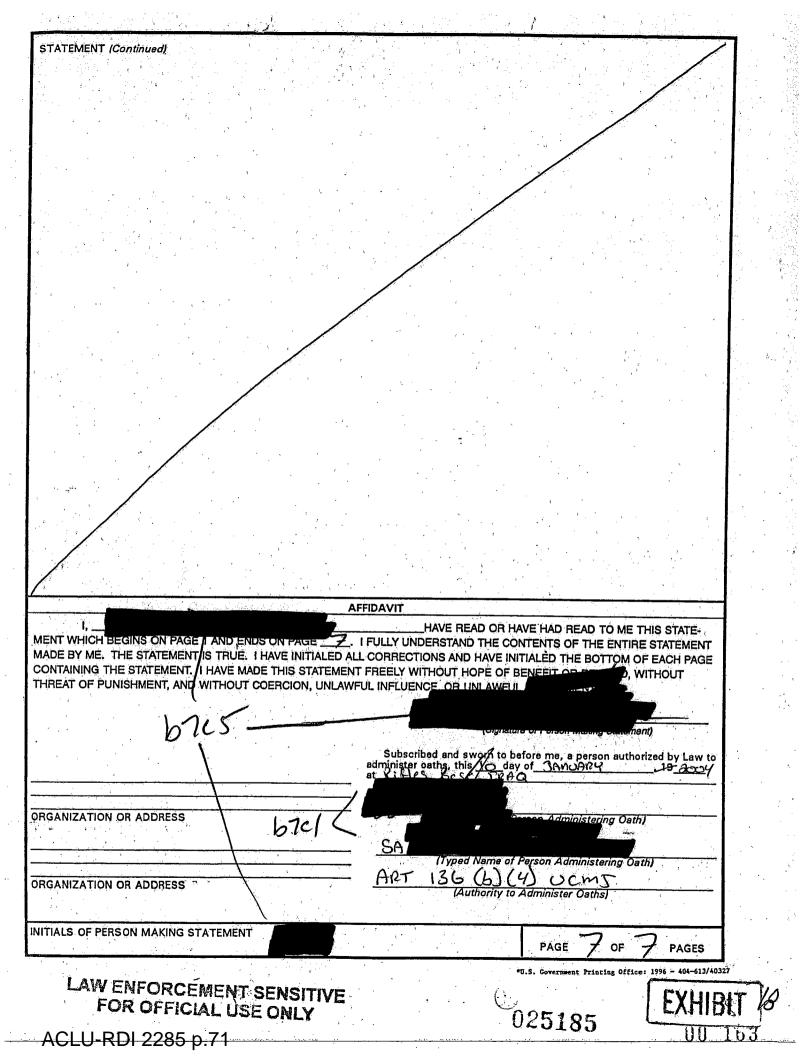
PAGE O OF 7

EXHIBIT

PAGES

PAGE 2, DA FORM 2823, DEC 1998

LAW ENFORCEMENT SENSITIVE ACLU-RDP228561961 USE ONLY



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	For use of this form, see AR 190	0-30: the proponent ager	icv is ODCSOPS	
,	DATA REQUIRE	ED BY THE PRIVACY ACT		
THORITY: INCIPAL PURPOSE: UTINE USES: CLOSURE:	Title 10, United States Code, Section 3012(g To provide commanders and law enforcement Your Social Security Number is used as an a Disclosure of your Social Security Number	nt officials with means by which additional/alternate means of ic		
OCATION		2. DATE	3. TIME	4. FILE NO.
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SN	- GRADE/STATU	JS 53 So	ecial Forces Gr	oup.
	3FC/AL	FORT	ecial Forces Gr Zitles Bese,	Al Asach Tires
	PART 1 - RIGHTS WAIV	ER/NON-WAIVER CERTII		
ion A. Rights				
pected/accuse Agara ore he/she asked nfe any que do not have to answer any of Anything I say or do can be to For personnel subject to the luring questioning. This law or both. For civilians not subject to the uring questioning. I underst uring questioning. I underst poointed for me before any of I am now willing to discus	estions about the offense(s), however, he/she may existed as evidence against me in a criminal trial. EUCMJ) I have the right to talk privately to a laryer can be a civilian lawyer I arrange for at no the UCMJ) I have the right to talk privately to a and that this lawyer can be one that I arrange for	ade it clear to me that I have the ade it clear to me that I have the awyer before, during, and after expense to the Government or a lawyer before, during, and after at my own expense, or if I can thout a lawyer present, I have a	e following rights: questioning and to have a law a military lawyer detailed for er questioning and to have a law annot afford a lawyer and wan	yer present with me me at no expense to me, wyer present with me tone, a lawyer will be
OMMENTS (Continue on		ciow.		
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ion B. Waiver				
lerstand my rights as stated out having a lawyer present	above. I am now willing to discuss the offense with me.	e(s) under investigation and ma	ke a statement without talking	to a lawyer first and
	NESSES (If available)	3. SIG	3F	
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ion C. Non-Waiver		IVOIS KITTES	> base	
				
do not want to give up my	rights:			
I want a lawyer.		☐ I do not want t	be questioned or say anythin	g.
SIGNATURE OF INTERVI	EWEE			
FACH THIS WATER CE	PTIEICATE TO ANY SWODN STATEMENT	(DA form 2022) CUIDEEOUE	NTI V EVECTITED DV TUE	CLICAECTA COLICEO
	RTIFICATE TO ANY SWORN STATEMENT		MILI EXECUTED BY THE	SUSPECI/ACCUSED.
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ACLU-RDI 2285 p.72

025186

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.
LOCATION DATE 0.009 - 07 FILE NUMBER 79 - 83486
FOB Rifles Base, Al Asad, Ivas 10 Jan 04 1648 4
SOCIAL SECURITY GRADE/STATUS
OPGANIZATION OR ADDRESS
ODA 525, 5th Special Forces Group, FOR Rifles Base, Al Asad, Drag
At Approx. 0900, 3 days Ago During the morning task org. Morting,
ANN I WORE TASKED to pick up 4 DETAINOUS From the Detention Facility.
At Appres 1000 WE picked up The 3 porsonnel DETAINED IN A TAXI FOR having
IED DETOUATORS, AND ONE DETAINOR FROM RAWAL. WE BROUGHT Them DOWN TO OUR
holding facility and unloaded them. At that point took The valiele back and pareked it
while merengements were made to question the first Detonor I am not sure if
was present DURING The first interegation, if so, it was only braitly. When I returned
to the interrogation room it was After lunch AND the interview with the subject in
questia was in progress. At the point I entores the subject was being ambiguous
And Denying Cooperation with my other industr in his IED appearations.
He Denyer Recibling funding from Any source AND Charage he PABRICATED the delonators
himsoft. Duping This phase of questioning he was being maper to stand with Lis ziption
hands socured to an overhood pipe Eventually he agreed to tell us what we wanted
IF we let himset. At this point he was cut from , homes unlies AND made comfordals.
Then his Answers bocome vague Again, And he was becoming in cooperative.
During this portion I was structing of his 2 o'clock approx. I metore Away
whom his eyes tixes on me AND he lingues toward mit. He grasso The
front of my shint and IN POSPONSE / TRIND to subdue him. During this period
Allompton to Take his broath away by knowing him in the igibs Repeatingly
and purching. The scuttle went to the Floor as we trive to get control of his
horros and fort. Once we mainlained control wo typicos his harps and
Allacher them to the overhers pipe again. Once he caught his breath guestioning
Passing Al some point he acker for unlone And but a bottle to his
1/ps. He hagan to choke And spit out a look. On examination of the tooth
Doring subsequent ourstoning he acress to take us to the cache site
Toward The Roomyust prior wont to make ARRAINGOMENT
TO TRAINSPORT AND GOT THE BEIDING PENGLY TO TRAVEL AND BROUGH I KIM
EXHIBIT INITIAL MAKING STATEMENT PAGE 1 OF 3 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE
INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.
DA FORM 2022 SUPERSEDES DA FORM 2823 1 JAN 68 WHICH WILL BE USED
FOR OFFICIAL USE ONLY

025187

FILE NUMBER:

STATEMENT OF AKEN AT PILES TESS DATED 10 Jan of CONTINUED

out of the interegation poom to avait the Vehicles. Gues we harded him own to the GROUP that would lake him to PID, I has No FURTHER INVOLVEMENT INTH Qi Do von Know the detainer's name A L NO. a who was in the interrogation scuffle with the detainer A. Muself, interpreter a: How long were you grabbed you? A: About 15-20 minutes. a: were you between the detainer an room A: Yes. Q: were you wearing a weapon A: I was carrying my holster. a: Do you know it any of the other were carrying a weapon? A: I don't know for sure, but it would for them to be arred. to the detainer grabbing your did Q: Prior the detainer? A: No. Not white I was in the room. Q: Did anyone hit the detainer after he was subduer and handensted? A' No, a: Do you believe the actions you took in subduing the detainer were necessary to ensure your safety? A: Of course. Q: Bid the detainer complain of breathing of after he was subduec

INITIALS OF PERSON MAKING STATEMENT:

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PAGE OF 3 PAGES

EXHIBIT 19

025188

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0009-03-CID679-83486

PAKEN AT PUPLES Base DATED 10 Jan 04 CONTINUED: STATEMENT OF STATEMENT (Continued) A: No, He was talking breathing ofco The SF compound on cine grabbed Maybe 30 to 45 errocat Geneva We or SOP eoverine a: Did anyone belp you there any thing atement YEND OF STATE AFFIDAVIT I, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. I FULLY UNDERSTAND 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, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. Statement) WITNESSES: Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of Jan., 20 or g at FOR 72. Ples Base, At Asad Evag. ORGANIZATION OR ADDRESS 674 (Signature of Person Administering Oath) (Typed Name of Person Administering Oath) ORGANIZATION OR ADDRESS 136 B 4 UCM1 6705 (Authority To Administer Oaths) INITIALS OF PERSON MAKING STATEMENT PAGE OF **PAGES** LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY 025189 UU ACLU-RDI 2285 p.75

	VTHE PRIVACY ACT 0009 - 03 - C D 679 - 83486
	icials with means by which information may be accurately identified. onal/alternate means of identification to facilitate filing and retrieval.
1. LOCATION Base, Iraz	2. DATE 3. TIME 4. FILE NO.
5. NAME (Last, First, MI) 670	8. ORGANIZATION OR ADDRESS ADA 1/3 ACIZ
6. SSIN SGT /Z 5	Fort Carson, CO
	NON-WAIVER CERTIFICATE
Section A. Rights	
The investigator whose name appears below told me that he/she is with the United S	States Army Criminal Investigation and wanted to question me about the following offense(s) of which I am
suspected/accuse Negligant Homicide, Aggrantio	
efore he/she asked me any questions about the offense(s), however, he/she made it	t 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 during questioning. This lawyer can be a civilian lawyer I arrange for at no expe	
or both.	sise to the Government of a minuary lawyer detailed for the at no expense to me,
,	
	or -
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawy during questioning. I understand that this lawyer can be one that I arrange for at the contract of the co	
appointed for me before any questioning begins,	
If I am now willing to discuss the offense(s) under investigation, with or without privately with a lawyer before answering further, even if I sign the waiver below	a lawyer present, I have a right to stop answering questions at any time, or speak
5. COMMENTS (Continue on reverse side)	
ction B. Waiver	
understand my rights as stated above. I am now willing to discuss the offense(s) unithout having a lawyer present with me.	
WITNESSES (If available)	3. SIGNATURE OF
1a. NAME (Type or Print) b7cs	
b. ORGANIZATION OR ADDRESS AND PHONE	
1n1/	And a language of the second s
2a. NAME (Type or Print)	5. TYPED NAME OF INV-STIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 87 FL MP DA (ID)
	Ar Ramed, 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.
DA FORM 3881 NOV 89 EDITION OF NOV	/ 84 IS ORSOI ETE
LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY	(EXHIRIT &
IN THE RESERVE AS IN COURSE OF THE PERSON OF	025190 00 168

	ent agency is Office of	The Deputy Chief	of Staff for Personnel.
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Sen my ourner all	and the	med and	I were watched
down. The older me do	A Ken 7	alki a	d my cumer
constantly told his to	Shut up "	. 49her	ue Stopped
then and Turned then	over to	the EF	a site on
Bifles Base dren Then we	re all i	pretty	and shope
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IE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIO	, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT NDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. INS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE UT HOPE OF BENEFIT OR REWARD. WITHOUT THREAT OF PUNISHMENT, WFUL INDUCEMENT.
WITNESSES:	(Signature of Ferson waiking Statement)
WITHEOUEG.	scribed and sworn to before me, a person authorized by law
	to administer oaths, this to day of SAN , 20 GU at _FOB Rofles Base, France
	atat
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ORGANIZATION OR ADDRESS	Administering Oath) SA (Typed Name of Person Administering Oauh) Article 136 B 4 (Authority To Administer Oaths)
ORGANIZATION OR ADDRESS ORGANIZATION OR ADDRESS INITIALS OF PERSON MAKING STATEMENT	Administering Oath) SA (Typed Name of Person Administering Oath) Article 136 B4
ORGANIZATION OR ADDRESS INITIALS OF PERSON MAKING STATEMENT LAW ENFORCEMENT SENSITIVE	Administering Oath) SA (Typed Name of Person Administering Oauh) Article 136 B4 (Authority To Administer Oaths)
ORGANIZATION OR ADDRESS INITIALS OF PERSON MAKING STATEMENT	Administering Oath) SA (Typed Name of Person Administering Oath) Article 136 84 (Authority To Administer Oaths) PAGE 3 OF 3 PAGES

For use of this form, see AR 190-30:	the proponent agency is ODCSOPS
DATA REQUIRED BY	THE PRIVACY ACT 0009 - 03 - C D 679 - 8 3 4 8 6
AUTHORITY: Title 10, United States Code, Section 3012(g) PRINCIPAL PURPOSE: To provide commanders and law enforcement offici	ials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an addition	nal/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is volum	ıtary.
1. LOCATION	2. DATE 3. TIME 4. FILE NO.
FOB Rofles Base, Iraq	1034 Ne3 1527
5. NAME (Last First MI)	8. ORGANIZATION OR ADDRESS
	ADA 1/34(R
6. San 7. GRADE/STATUS	FOB Rofles Base, Irag
SPC	
PART 1 - RIGHTS WAIVER/NO	DN-WAIVER CERTIFICATE
Section A. Rights	
The investigator whose name appears below told me that he/she is with the United Sta	
The state of the s	nd wanted to question me about the following offense(s) of which I am
suspected/according to the Homa de Aggrave	
Before he/she asked me any questions about the offense(s), however, he/she made it c	lear to me that I have the following rights:
1. I do not have to answer any questions or say anything	
2. Anything I say or do can be used as evidence against me in a criminal trial	
3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer b	
during questioning. This lawyer can be a civilian lawyer I arrange for at no expens	e to the Government or a military lawyer detailed for me at no expense to me,
or both.	
- 07	
(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	
appointed for me before any questioning begins.	
4. If I am now willing to discuss the offense(s) under investigation, with or without a	lawver 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)	
O. I. P. W.	
Section B. Waiver Anderstand my rights as stated above. I am now willing to discuss the offense(s) understand my rights as stated above.	ler investigation and make a statement without talking to a lawyer first and
without having a lawyer present with me.	in my configuration and make a statement spin out and make and
WITNESSES (If available)	3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)	
b. ORGANIZATION OR ADDRESS AND PHONE	4 SIGNATUDE AL
	tion of the second seco
2 NAME (T. D.)	
2a. NAME (Type or Print)	5. TYPED NAME OF THE PARTY OF T
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR
5. ORGANIZATION OR ADDICESS AND THORE	874MP DetCID
	Ar Ramedi, Irag
Section C. Non-Waiver	
1. I do not want to all the minimum in Labor.	
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 fo	
LAW ENFORCEMENT SENSITI	A SCHROLLETE
FOR OFFICIAL USE ONLY	EXHIBIT 2/

025194

UU 172

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.
LOCATION DATE TIME FILE NUMBER 1034NO3 16:25
LAST NAME_FIRST NAME_MIDDLE NAME SOCIAL SECURITY NUMBER GRADE/STATUS SPC / C - 4
ORGANIZATION OR ADDRESS ADA, V3 ACIT, FOB Rifles Base, I 199 (Fortlesson Co)
WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On or about 4 Jun 04 that my Platforn was heading north on Route 12 when
we but to pulled or a marroun car for suscipous activity. When we
Searched the 3 people in the car and the car we found 3 motorologs with
Batteries wivedtogether, wedetained all three personals after that
the oldest one Kept talking and trying to get up so kept telling himto shutyo
atentines then I Started to Put the Barrel ofmy MIGAZinhis and tell
tushytupor I'll shoothin and helcept talking and trying to getyp
then I kicked himin the chest 2-3+ime to slightly knock the window to him
and toget him to stop talking interunlessne is talked to then we Landed
themupintothe HUMWEE and brought took them + AIASADang
Processed then in and took them to the detainer sight.
3:SA
A: SPC
Q: Were the three Iragi's who wire deterned in your
care or sight until they were dropped off at the
<u>Epwsitez</u>
A:YES
$G: \mathcal{A} \to \mathcal{A}$
A: How much force did you use when you kicked the older man?
A. On a scale of 1-10 10 being the strongest Eusea three.
The one of the setting the set
Q! Did angene besides you assault the old man in a
uny which would cause severe demage to his sides (shrit?
EXHIBIT INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OFTAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE
DA FORM 2823 FORCEMENT SENSIFIEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED FYHIRIT 2/
DA FORM 2823 OF CENELIT SERSEPES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.
FOR OFFICIAL USE ONLY ACLU-RDI 2285 p.844 6 7c5 025195 EXHBIT 2/ 00 173

STATEMENT OF SPC TAKEN AT P. Hes BLSC DATED 10 JANO CONTINUED
A:VO
Q: Do you feel that when you kicked the old ma
it caused any damage to vitalorgons or permonetly
domaged his health in any way to
A: NO way I caused any damag to vital organs. My intent was
Q: Do you feel that when you kicked the old ma it caused any damage to vital organs or permanelly domaged his health in any way to A: NO way I caused any damag to vital organs. My intent was that make him stoptalking and stayon the ground
Q: How many times did the aldman try to get up before you used force to Stophim? A: Two times before we hand cuffed him, two times after we hand cuffed him, two times after we hand cuffed him and the notion and 2-3+iner.
before you used force to Stophim's
A: I vo times before we hand cuffed him, two times after we hand cuffed
him and then I leicked each time after that which was 2-3+iner,
Q'. Did you kick either of the other defancers & A. No because the Listened andor they knew better
MINU Blecouse The Listenbu andor They Mew Delter
al Was all a ald some able to world and to the after one
Male d'la con a contact de mangral state deministra d'E
Q! Was the old man able to world and talk after you Nicked him or was his physical state deminished? A! He was fine only needed help into the truck, becaus he was hand cured
2) - 1 + WUI 7 1.14 ONLY MAEVED PHEID THE FOREX DE COM) PHE COM) THE COURSE
Q: Was the old man ingood health and physical conditions of your opinion? A: He appeared ed to be in good health for his Age.
in your opinion?
A: He appeareded to be in good health for his Age,
Q! Do you hereauthy to add to this station- To
A: No.
//ENDOS Statements//
INITIALS OF PERSON MAKING STATEMENTS . PAGEOF PAGES
LAW ENFORCEMENT SENSITIVE EXHIBIT 2/
FOR OPPICAL OOL OILL
ACILIADI 2205 p. 02 all 67c5 025196

DOD-050740

0009-02-CID679-83486

FILE NUMBER:
KEN AT 12:5 LES PESOATED LO DA CONTINUED: STATEMENT OF SPC STATEMENT (Continued) AFFIDAVIT HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS PATTAGE 3 I FULLY UNDERSTAND 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, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. Making Statement) WITNESSES: Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1 day of 3 A N , 20 0 4 at 15013 Reserved. ORGANIZATION OR ADDRESS 674 lature of Person Administering Oath) ryped Name of Person Administering Oath) ORGANIZATION OR ADDRESS title 136 (Authority To Administer Oaths) INITIALS OF PERSON MAKING STATEMEN PAGE 3 **PAGES** LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY 025197 ACLU-RDI 2285 p.83

For use of this form, see AR 190-3	0: the proponent agency is ODCSOPS
DATA REQUIRED E	BY THE PRIVACY ACT
Title 10, United States Code, Section 3012(g) RINCIPAL PURPOSE: OUTINE USES: ISCLOSURE: Title 10, United States Code, Section 3012(g) To provide commanders and law enforcement of Your Social Security Number is used as an addit Disclosure of your Social Security Number is vo	0009 - 08 - C ID 67 9 - 8 3 4 8 6 fficials with means by which information may be accurately identified. If the final/alternate means of identification to facilitate filing and retrieval. oluntary.
LOCATION FOB Rifler Buse, Al Asad, Ivag NAME (Last First MI) -b70	2. DATE 3. TIME 4. FILE NO. 10 Jan 04 1730 8. ORGANIZATION OR ADDRESS ODA 525
SPC/AD	FOR Rifles Touse, Al Asad, Ivan
PART 1 - RIGHTS WAIVER/	/NON-WAIVER CERTIFICATE
he investigator whose name appears below told me that he/she is with the United Conversed Ispected/accuse Aggravated Aggra	and wanted to question me about the following offense(s) of which I am
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 UCMI) I have the right to talk privately to a lawyer.	
	pense to the Government or a military lawyer detailed for me at no expense to me,
	or -
appointed for me before any questioning begins. If I am now willing to discuss the offense(s) under investigation, with or withou privately with a lawyer before answering further, even if I sign the waiver below COMMENTS (Continue on reverse side)	at a lawyer present, I have a right to stop answering questions at any time, or speak
	······································
ection B. Waiver understand my rights as stated above. I am now willing to discuss the offense(s) without having a lawyer present with me.	under investigation and make a statement without talking to a lawyer first and
WITNESSES (If available)	3.
a. NAME (Type or Print)	
ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE
a. NAME (Type or Print)	5. TYPED NAME TO BE
ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR B712 MP Det(CID)
	FOR Taffer Buse
ection C. Non-Waiver	
. 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 (D.	A form 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.
	A form 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED. V 84 IS OBSOLETE FXHIBIT 22



025193

SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.
LOCATION FOB Rifles Base, Al Asad, Iras 10 Jan 04 1840 FILE NUMBER
SOCIAL SECURITY NUMBER GRADE/STATUS SFC/14-D
ODA 525, 55 Special Forces Group FOB Patter Base, Al Asad, Iraz
. WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On the 6th of January 2004 myself, were coming back from
lunch around noon, the team Sg+ informed us that a detained being
guestioned byfellow ODA members was going to PID an IED location along highway 12, Mixelf got 2 vehicles ready to go. We
drove up to where the detainer was about 1230-1246 hrs. The detainer was housed
and sitting down resting. I got out of the vehicle and stood the detainer up and
pulled off his hood. I introduced myself and told him our plan to have him
PID the IED. I told him not to give us a hard time and in return he would
be able to have his flex cuffs removed. I asked him if the understood
and he said yes." As time took the detained to the rear passenger
side of our Defender PU truck. I jumped in the remote and started it and
made a radio check. At the same time they told the detainer to get in the rehichle. The detainer started to resist and was acting like the couldn't get
in the relicie. At that time he was slapped and pushed around. He was
yelled at and told to get in the vehicle. This went on for about a min.
He was kicked in either the ley or buttocks. I couldn't see the exact
location due to the angle Finally 11. Thed him into the relacte
and sat him down. We then drove to the Site, The detainer was very coroperate
and showed us where the site was we pulled around the buckside of the
dirt mound where the 12D was implaced. We all got out of the vehicle
and thaced the wires to the 1st of 3 155 artillery shells. After positive dentitaction of 120 the detainer had his Plex cuts removed andways
given a bottle of water the detainer was told to sot down and relax
After disarming the IED the detained was moved to the site for
protographic evidence, the detainer moved under his own control and
had a normal goit. We then loaded up the Shells and flex cuffed
the detainer for the ride to the controlled deficination site. After
the detration we drove to the site where the detainer said he
EXHIBIT INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE WILL DE ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.
LAW ENFORCEMENTS CONLY CIDEDCEDES DA FORM 2823 4 IAN GR WILLICH WILL DE LIGED EXHIBIT 22 all 205 025199 EXHIBIT 22

TAKEN AT P. HOS BOX DATED 10 JOURY CONTINUED STATEMENT OF CFC the rounds the used for the 1ED. Once we arrived discovered a huge weapons cashe we also detained males on the site. After the site was secured detained from the vehicle and removed his flex down He was given water and offered him He declined the food. We were on the site approx 2-21/2 hours. During that time the detained complained about his curists and that Inis back hurt. But he also only mentioned this one time. During the the site we loked around about coing for a swim in the that was right next to the er He was roking around actually smiled at me as he told me he wasn't swimmer once the site was secured by the ord ACR we flex coffed detained and left his hood off for the ride back of Budadi the detainer tried to unlock his door. At that time I asked what he was done . Then at the detention facility without for their We arrived him off with the grouds. During the entire PID mission the detained was not touched. Approx time 4-5 hours. Also during that time he seemed a little some but nothing to cause me to think he had sustained any injuries. is a 566-He is a SSG He is also in a: who Team Who stapped and pushed the detained 150

INITIALS OF PERSON MAKING STATEMENT:

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY



025200

COOP- 034C 1 D 679-83486 FILE NUMBER: KEN AT PATES PAS CONTINUED: STATEMENT OFS P STATEMENT (Continued) newide. **AFFIDAVIT** HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND 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, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. Statement) WITNESSES: Subscribed and swom to before me, a person authorized by law to administer oaths, this lorday of Jan, 2007 at FOR RIVERSE, ALASSEL, Tras **ORGANIZATION OR ADDRESS** (Signature or refrson Administering Oath) **ORGANIZATION OR ADDRESS** 136 13 4 UCM (Authority To Administer Oaths) INITIALS OF PERSONMAKING STATEMENT SENSITIVE FOR OFFICIAL USE ONLY S OF PAGE **PAGES** 025201 ACLU-RDI 2285 p.87

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)
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 2. DATE 3. TIME FILE NUMBER
Rifles base, IRAQ 1000 dy 1834
B Co, 1/5 SF GRP
SSG/AD FT CAMPSell, NY (Ritles Base, IRAA)
PART I - RIGHTS WAIVERNON-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
and wanted to question me about the following offense(s) of which I am suspected/activated assaut, neclinear homiciale.
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:
1. I do not have to answer any questions or say anything.
2. Anything I say or do can be used as evidence against me in a criminal trial.
3. (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.
want one, a lawyer win be appointed for the before any questioning begins.
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have the 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)
5. Comments (Commune on reverse sine)
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.
1a. NAME (Type or Print)
6705
b. ORGANIZATION OR ADDRESS AND PHONE
2a. NAME (Type or Print)
b. ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR
87" MP Det (CID)
FT BRAGG, NC, Rifles Base TRAG
SECTION C. Non-waiver
1. I do no want to give up my rights
☐ I want a lawyer ☐ I do not want to be questioned or say anything
2. SIGNATURE OF INTERVIEWEE
ATPACITATION A BURD CRITICIO ATRICO AND SWODN STATEMENT OF ECONT 2023, STID SECTIONAL VENECULARIO DE STIP STISSECTIVA COLISSES
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED DA FORM 3881 NOV 89 (A LITOMATED)
DA FÖRM 3881, NOV 89 (AUTOMATED) EDITION OF NOV 84 IS OBSOLETE

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY



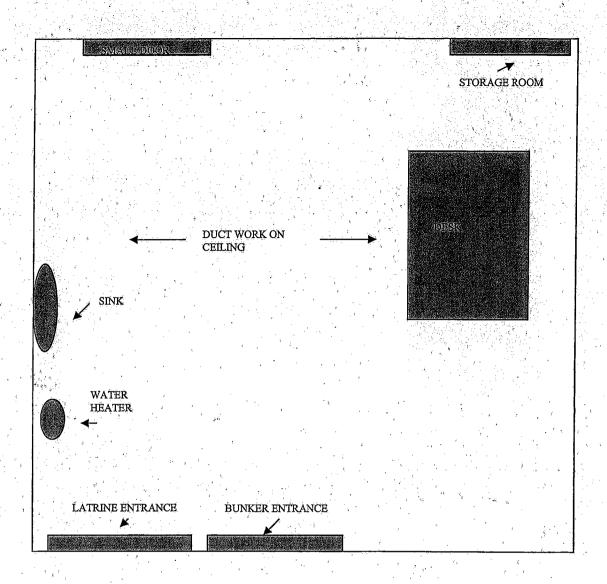
Photographic Packet

0009-04-CID679-83486

Number	Description of Photographs
1	Photo depicting entrance to detainee holding area located within ODA 525 compound
2	Photo depicting individual detainee holding areas
3	Photo depicting individual detainee holding cell
4	Photo depicting entrance to bunker used by ODA 525 for interrogations
5	Photo depicting hall way of bunker
6	Photo depicting hall way of bunker
7	Photo depicting bunker interrogation room
8	Photo depicting vent used to restrain detainees in a standing position
9	Photo depicting bunker interrogation room
10	Photo depicting bunker interrogation room
11	Photo depicting unknown stain on floor
12	Photo depicting vehicles used by ODA 525 during PID
· · · · · ·	

Ex 27 00 181 025203

Bates Pages 25204-25217 depict photos which are nonresponsive and have not been provided based on application of the Judge's in camera rulings (tourist-type photos)



LEGEND:

NOT TO SCALE

TITLE BLOCK:

ROI: 0009-04-CID679-83486 OFFENSE: NEG HOMICIDE DEPICTING: BUNKER

LOCATION: 38S KC 62928-43339

VICTIM:

PREPARED: 1315, 11 JAN 04

SKETCHED BY: SA

VERIFIED: SA

LAW ENFORCEMENT SENSITIVE

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025218

0009 - 0% - CID679 - 83486

AGENT'S INVESTIGA	TON DESCE	7 ROI NUMBER		
CID Regulation	11 10N REPOR'	T. NOTABER	09-04-CID679	9-83486
	14	PAGE	1 oF	1 PAGE
About 1300, 11 Jan 04,	O.D.			r rage
and SA	+ K	Fo	rensic Scie	ence Office
DV. LDR. (Dr)		ODBA OT ME		
orces Medical Examinar, Rock	Chief Deputy Medic ville, MD 20850 w	cal Examiner,	Olifice of	the Armed
I OS WERA Fraction	사건들이 살 가는 그 사람들이 되었다면 하루를 즐겁게			Of Ma
DVrold Cartilago and make		rbre rracture	S. Mr	
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		e de la companya de l		
D AGENT'S NAME AND SEQUENCE NUMBER	102 ORGANIZATION	7		
SA	10 th MP i	BN (CID) (ABN	I) (FWD)	
magazine and a second s	DATE DATE	PO AE 09335	HIBIT	
	12 J	an 04	TET DITE	

ACLU-RDI 2285 p.92

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CID FORM 1 FEB 77

025219

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Page(s)

198-269

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 REPO	ORT ROLNUMBER
CID Regulation 195-1	0009-04-CID679-83486
	PAGE 1 OF 9 PAGE
Around 1025, 12 Jan 04, SA advised SFC provided a verbal statement in which he maintained his of Certificate for details)	of his legal rights, which he waived and ignal statement was true and correct. (See Waiver
	ginal statement was true and correct. (See Waiver
Around 1348, 12 Jan 04, SA and divised SSG a verbal statement in which he maintained his original state for details)	
Around 1435/13 Jan 04, SA	6764
only time he had contact with Mr. was during an 04. Mr. stated he was the interpreter during the interpreter durin	Al Asad, Iraq. Mr. stated the interrogation me during the interrogation was Mr. beaten r. left leg shaking. He also stated Mr. to his isolation cell. Mr. stated he had
Around 2030/13 Jan 04, SA	MD, CDR, MC, USN,
	able to hide the extent of his injuries for two or three atward signs of injury, such as labored breathing. Dr.
Mr. died most likely of a combination of his injur	ing, similar to that of post mortem breaks. He stated ries as well as being gagged and forced to stand.
Around 0900, 28 Jan 04, SA Coordinated with M Airborne Division, Champion Main, Ramadi, Iraq, who pro Counter-Resistance Policy, 10 Sep 03, and a document from	AAJ Provost Marshal, 82d ovided copies of the CJTF-7 Interrogation and
relating to Detainees, 7 Oct 03. A review of the documents for interrogations. Both documents were classified "Secret report; however the documents would remain in the files of	s revealed torture or physical abuse was not an option t", and would not be an attached exhibit to the final
871	CANIZATION th Military Police Detachment (CID) (DSE) (FWD) Ramadi, (Rifles Base, Iraq)
b) c All DAT	
FOR OFFICIAL U FOR OFFICIAL U FOR OFFICIAL USE ONLY	SE ONLY EXHIBIT 29
ACLUED 2285 n.04	025221

AGENT'S INVESTIGATION REP	ORT ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1	2 0005 07 0112075 03 100
	PAGE 2 OF 9 PAGE
DETAILS	th
Around 1230, 1 Feb 04, SA coordinated with	MAJ SJA, 1/5 th SF Group, Ft Campbell,
KY, (BIAP, Iraq) who provided copy of the Commander	rs Inquiry conducted by CPT
Adjutant, 1/5th SF Group, Ft Campbell, KY, (BIAP, Iraq). (See 13-6 Report for details)
Around 1450, 14 Feb 04, SA	gith personnel assigned to Mortuary Affairs 54th
Quartermaster Co, attached to 3 rd ACR, FOB Rifles Base	e Al Asad Iraq who provided a copy of DD Form
2064, Death Certificate, which was signed by CPT	(Physicians Assistant), Medical Troop,
Support Sqd, 3 ACR, Fort Carson, CO, which lists time	of death as 0908, 9 Jan 04, and the major findings of
autopsy as "Died in sleep". (See DD Form 2064 for deta	ails) - 6702
	B/- 0
	tht of the door frame from which Mr. was
nung from to be six feet nine inches.	/
Around 1435, 19 May 04, SA coordinated with	th SA Armed Forces Institute of
Pathology, who provided a copy of the final autopsy rep	ort. A review of the report revealed the Cause of Death
as Blunt Force Injuries and Asphyxia and the Manner of	Death as Homicide. (See Final Autopsy Report for
details)	
670	
Around 0900, 8 Jun 04, SA	
provided a verbal statement clarifying his previous state	ment. SGT stated he worked the 2000-
0000, shift on 8 Jan 04, and the 0400-0800, shift on 9 Jan Mr. was in the sleep depravation area located in	n front of the guard tower. He stated Mr. was
Mr. was was in the sleep depravation area located in leg shackles only and sat there his entire shift. SGT	stated on his 0400-0800, 9 Jan 04, shift Mr.
was placed into his isolation cell and shackled	to a post, legs shackled with an approximate two foot
slack, and his hands were flexi cuffed in front. SGT	further clarified his statement regarding Mr.
being forced to stand as follows; after he and S	PC forced him to stand by hand cuffing
his flexi cuffed hands to the top of the door frame of his	cell, they gagged Mr. with a length of cloth,
which had a knot tied in the center of it. SPC	from behind Mr. pulled the gag into his the chin and lower jaw to force Mr.
	the chin and lower jaw to force Mr. cell. While
SGT was washing his hands he noticed Mr	
went to check on him. After trying to speak with Mr.	SGT noticed Mr. was
not breathing; he checked Mr pulse at the ca	rotid artery and found no pulse. He then un-cuffed Mr.
who fell to the floor, head towards the outside	of his cell, the body approximately half way out of the
cell. He stated he called for help / medics and checked of	one more time for a pulse which met with negative
results. b(b)(4)	
11 = 6 (7) (c) (4)	
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
TITED AGENT S NAME AND SEQUENCE NOMBER	87th Military Police Detachment (CID) (DSE) (FWD)
SA 676/	Ar Ramadi, (Rifles Base, Iraq)
	DATE EXHIBIT
	16 Sep 04
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AGENT'S INVESTIGATION RE	PORT ROI NUMBER 0009-04-CID679-83486			
CID Regulation 195-1	0000 01-010070-00100			
11mm = 6(7)(c)(4)	DACE 2 OF 0 DACE			
	PAGE 3 OF 9 PAGE			
DETAILS	TT 0 11			
	ately thirty minutes to arrive. He further stated he was not			
on duty at the time of the escape attempt and he did no	bt tell SGT the assisted in the re-capture of Mr.			
	nes for the prisoners was not a mandatory thing; they			
went if they had to go. He stated Mr. did no				
death. (See Waiver Certificate for details)				
6701				
Around 1020, 8 Jun 04, SA	of his legal rights, which he waived and provided			
a sworn statement in which he stated PFC	choked Mr. with a police style baton and slapped			
him in the face after Mr. failed escape atter	npt. (See Waiver Certificate and Sworn Statement for			
details)				
6701				
Around 1245, 8 Jun 04, SA advised PFC	of his legal rights, which he waived and rendered			
a verbal statement. PFC stated he was not i	involved in the re-capture of Mr. after Mr.			
	id not slap or choke Mr. with a nightstick. He			
	s after he yelled at him for escaping and then opened the			
door to the cell Mr. was in and told him if he	wanted to go home then go. He stated when Mr.			
made for the door he. PFC	d him back causing Mr. to fall backwards. PFC			
stated he was unaware that Mr.	as already in leg shackles when he did this. PFC			
then requested a lawyer upon further questi				
Waiver Certificate for details)	Stand of the standard of the s			
byel				
Around 0900, 9 Jun 04, SA interviewed SG	The who clarified his previous statement given			
	nes by the detainees was voluntary and he did not			
remember whether or not Mr. Sussell used the latrine during his shift of 2000 – 0000, 8 Jan 04. SGT				
described Mr. as an old sick man. SGT tated the on coming shift was SPC				
PFC another sergeant and maybe SPC				
670				
	of his legal rights, which he waived and rendered a			
sworn statement in which he described in detail the escape attempt by Mr. Son 9 Jan 04. SPC				
clarified his previous statement concerning SGT	presence during the take down of Mr.			
SPC tated SPC took down Mr.	alone. (See Waiver Certificate and Sworn Statement			
for details)	Date in (500 if all for Continuate and Dworn Statement			
674				
	Who clarified his previous statement given on 9			
Jan 04. CPI stated Mr. did not use th	e latrine during the 0400-0800, 9 Jan 04, shift. He stated			
the isolation cells were the last to go to the lattine and	by the time it was their turn he was already dead. CPL			
stated when he used the term "muzzled" when	describing punishment for the detainees, he was referring			
to gagging a detainee for repeated talking.	describing punishment for the detainees, he was referring			
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION			
Way.	87th Military Police Detachment (CID) (DSE) (FWD)			
SA	Ar Ramadi, (Rifles Base, Iraq)			
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AGENT'S INVESTIGATION REPO	ORT 0009-04-CID679-83486
CID Regulation 195-1	
	PAGE 4 OF 9 PAGE
DETAILS	167(G) C4)
Around 1300, 9 Jun 04, SA	of his legal rights, which he waived and
rendered a verbal statement clarifying his previous statement	ent given 9 Jan 04. SPC stated at no
time did he or SGT strike, strangle or other w	vise inflict injury to Mr.
	, Mr. was breathing and talking,
	d of the attempted escape by Mr. until
informed by CID. (See Waiver Certificate for details)	
670	brc 2
Around 1600, 9 Jun 04, SA interviewed SGT	, Maintenance
Troop, Support Sqd, 3 ACR, Fort Carson, CO, who provid	
processed Mr. on 4 Jan 04, and did not observe a	
seen at least two other times by medics (NFI) for complain	nts of rib injuries. (See Sworn Statement for details)
Around 0900, 10 Jun 04, SA	AVIM
Troop, Support Sqd, 3 ACR, Fort Carson, CO of his legal in	rights which he waived and provided a sworn
	choke or strike Mr. (See Waiver
Certificate and Sworn Statement for details)	
Around 1100, 10 Jun 04, SA interviewed SPC	
Around 1100, 10 Jun 04, SA Around interviewed SPC to Medical Troop, Support Sqd, 3 ACR, Fort Carson, CO v	, clerk, assigned
green note book used to document treatment given to detail	
A search of the digital database for name, injury, date and	
17. Source, 67 the digital duties 35 10 12.	and the factor of the state of
Around 1125, 10 Jun 04, SA interviewed CPT	Medical Troop, Support Sqd, 3 ACR,
Fort Carson, CO, stated he never treated Mr.	
screening of Mr. CPT stated the m	edical screening was conducted by the detention
facility personnel and that doctor's, physician's assistance	or medics were only contacted about a screening if
the detainee had some sort of injury or complaint.	
679	
Around 1150, 10 Jun 04, SA coordinated with C	, , , , , , , , , , , , , , , , , , ,
Sqd, 3 ACR, Fort Carson, CO, who stated medics were ass	<u> </u>
call for the detainee's. He stated CPT	
to his unit. The other PA's/Dr's who were attached to his	
Fort Bliss, TX (NFI), CPT Fort Hood (NFI) However he stated he would coordinate with all the medical	
riowever he stated he would coordinate with an the medies	s assigned to his troop for personner who treated Mir.
	1
TYPED AGENT'S NAME AND SEQUENCE NUMBER ORG	GANIZATION
	th Military Police Detachment (CID) (DSE) (FWD)
SA Ar	Ramadi, (Rifles Base, Iraq)
SIGNATURE /b7c/ DAY	
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AGENT'S INVESTIGATION REI	PORT ROI NUMBER 0009-04-CID679-83486
6(6)(4) = 6(7)(6)(4)	PAGE 5 OF 9 PAGE
Around 1210, 10 Jun 04, SA Interviewed 1L and was unaware of who if anyone did	
	th CPT who stated none of his medics recall on facility with the injuries described. CPT
Around 1230, 14 Jun 04, SA coordinated with choking by PFC works, would be sufficient to brea	vithout the other injuries, unless he had received medical
Around, 1125, 17 Jun 04, SA interviewed CI MEDDAC, Fort Hood, TX, who stated he did not recall symptoms described during the time period of Mr.	
Around 0900, 18 Jun 04, SA The Interviewed CP or any detainee with the symptoms described during the	
Agency, 6th Group (CID), USACIDC, Fort Leonard Wareports and waiver certificate of PFC and and SPC and sworn statement of SPC and in which SPC in which SPC from a sitting position to	SA salso provided the waiver certificate stated he witnessed PFC utilize a
Around 0904, 27 Jul 04, SA and SA SGT of his legal rights which he waived. The stated he did not strike or choke any detainee, nor did remember touching Mr. The throat, but went on to possible. SGT went on to describe how SI mouth while he forced Mr. The mouth open using stated SPC placed the gag into Mr.	the witness anyone do it. He also stated he did not to say "it was a long time ago, and that anything was placed the gag into Mr. placed the before mentioned method. SGT
	stated he felt responsible for the detainee's death because
SA	87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq)
16701	16 Sep 04 EXHIBIT
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AGENT'S INVESTIGATION REI	PORT	ROI NUMBER	-04-CID679-834	186
CID Regulation 195-1	4: _	0002	01 010075 05	100
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DETAILS		6AC		
he was the NCOIC of the shift and he took the death pe	ersonally.	SGT	also stated	
was the first deceased person he had been in contact wi	ith his entir	e life. (See Waiy	yer Certificate fo	r details)
bicl		_b705		
			a verbal stateme	
he elaborated on his previous statements. SPC	was que	estioned specific	ally about how P	FC
atilized a MP style, black in color, nightstic	k to lift Mr	b a st	tanding position.	SPC
stated Mr. was in a sitting or kneel	ing position	n when PFC	who was	standing
behind Mr. beauty blaced the nightstick under Mr.				
action was taken because Mr. had refused to some was facing away from the general population				ted Mr.
tower. He stated he did not recall whether or not Mr.				
He stated he did not observe any immediate trauma to l	Mr	neck but die	d state Mr	requested
a doctor and motioned towards his abdomen. SPC	state	ed he did not kno	ow if Mr.	ever saw a
			oard for him to b	
2-1		The state of the s		
Around 0800, 28 Jul 04, SA	of	his legal rights y	vhich he waived	and provided
a verbal statement in which he denied striking or choking	ng Mr.	SPC	stated l	he believed
he may have been responsible for the death of Mr.				
insisted he did not strike Mr. the throat or a				not choking
him or seeing anyone else choke Mr. (See W	aiver Certi	ficate for details)	2
b7c >- 67c Around 1000, 9 Aug 04, SA and SA and SA	-	1		~
Around 1000, 9 Aug 04, SA and SA and SA concerning the injuries and cause of death				
the injuries sustained by Mr. were caused hou				
ribs were broken, several with multiple fract				
described by Dr. as normally seen in a vehic				
would have been in great pain and would have had grea	t difficulty	breathing and w	ould not have be	en able to
walk or attempt an escape Dr. also stated M			ny heart and mos	
		s possible Mr.		one or two
proken ribs and most of the visible bruising from the in	eident with	ODA 525 two c	lays prior to his	death, but not
any of the life threatening injuries.		=1000		
		20702		
Agent's Comment: With the information provided by I			that the crushing	
occurred during, or just after, his escape attempt, since				
make an escape attempt with the injuries noted. The peattempt were SSG SPC SPC SPC				SPC
and PFC tated they did not y	_			
building at the time performing a detail: SPC		to apprehending		it stated he
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATI	~	1.11.	tt Stated Ho
No.		•	hment (CID) (DS	SE) (FWD)
SA	Ar Ramad	i, (Rifles Base, I	raq)	
SIGN	DATE 16		EXHIBIT .	
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CID Regulation 195-1

ROI NUMBER

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DETAILS

used an appropriate level of force. The escape attempt occurred early in the morning which would explain the reason a possible assault was not observed by other detainees as they were asleep.

- h7c1-, this office, advised SSG Around 1047, 17 Aug 04, SA legal rights which he waived and rendered a verbal statement clarifying his previous statements. SSG detailed the following events pertaining to the apprehension of Mr. V SPC were watching a DVD (Buffy the Vampire Slayer) when they noticed Mr. and SPC scaping. SPC and PFC were also on the shift, but were outside the building burning feces. After Mr. actually got out of his cell and was shuffling towards the back door of the detention facility was when SSG hold SPC to get him. SSG stated SPC made contact with Mr. with SPC mext, followed by himself. He stated SPC made contact with Mr. by pushing him into the back wall of the facility, which was made of plywood, then he bear hugged Mr. but turned him and brought him to the floor. SPC made directly on stated he did not touch the detainee, nor did he see SPC touch him top of Mr. SSG to the front of the holding area. Once Mr. other than assisting SPC escort Mr. brought to the front of the holding area, he was shackled and flexi cuffed. SSG stated PFC was in the holding area with the detainee but he did not see anyone else in with the detainee. He believed the door of the holding area was left open which would give the remaining soldiers unrestricted access. SSG stated he went to the isolation cell to repair it in order to prevent another escape. While he was blaced a gag on Mr. it it was on him for only fifteen minutes. He repairing the pen, PFC stated it took him approximately one hour to repair the cell, at which time PFC under his own power, to the isolation cell and shackled him to the corner of the cell. SSG stated he checked the security of the detainee and that was the last contact he, or his soldiers, had with stated he felt he held his soldiers back from abusing not only this prisoner, but others by placing time limits for gagging and hog tying of prisoners. Additionally, SSG and stated SPC pproached him upon hearing of the death of Mr. and asked if in his opinion, the take down was in any way responsible for the cause of death of Mr. (See Waiver Certificate for details)

Around 1315, 18 Aug 04, SA and SA and SA attempted to interview PFC The interview was terminated prior to a rights advisal because PFC stated he had retained a lawyer and was told by his attorney not to provide any further statements.

- 67Ct

Around 1500, 19 Aug 04, SA and SA and SA and Sa advised SPC and of his legal rights which he waived and provided a verbal statement. He continued to deny any knowledge of anyone striking or choking Mr. SPC and lescribed how SPC and prevented Mr. See scape as follows. After hearing the barbed and constanting wire rattle he noticed Mr. See scape and walking quickly to the back door of the detention facility. He alerted SSC and SPC who were

TYPED AGENT'S NAME AND SEQUENCE NUMBER

87th Military Police Detachment (CID) (DSE) (FWD)

Ar Ramadi, (Rifles Base, Iraq)

DATE

16 Sep 04

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AGENT'S INVESTIGATION REPORT	ROINUMBER 0009-04-CID679-83486
CID Regulation 195-1	
"m" = b(6)(4)/b(7)(6)(1)	PAGE 8 OF 9 PAGE
watching a DVD with him (SPC SPC SPC stated SPC just before he went out side the door. SPC ground and secured him until he and SSG stated, at whose he shackled, then walked to the front of the detention facing SPC stated Mr. walked under his own power to be injured or having trouble breathing. He stated while Mr. repaired Mr. cell, which reportedly took only statement it took nearly an hour to repair the cell). SPC he was not punished for the escape attempt. When asked why the believed the detainee to be at least seventy years old and emosphift was over around 0400, 9 Jan 04, Mr. was being experienced.	Dulled Mr. back by the shoulders to the hich time Mr. may or may not have lity and placed in the sleep deprivation area. The sleep deprivation area and did not appear to was in the sleep deprivation area SSG v. five minutes, (According to SSG v. flated other than keeping Mr. awake the detainee was not punished SPC stated optionally unsound. SPC that atted when his
deprivation area, but he did not see where PFC took	him. (See Waiver Certificate for details)
Agent's Comment: SPC was extremely argumentive throfingerprints or allow his photograph to be taken until ordered by Around 1735, 19 Aug 04, SA and SA and SA and PFC and PFC in order to hide the fact that facility prior to being apprehended. (See Waiver Certificate and waived and rendered a verbal statement. He stated during his shis isolation cell alone the entire time, until SGT whim. He stated he did not see anyone strike or hurt Mr section of the compound. CPL stated he was outside with latrine when SPC in notified him. (See Waiver Certificate and section of the compound. CPL stated him. (See Waiver Certificate and section of the compound. CPL stated him. (See Waiver Certificate and section of the compound. CPL stated him. (See Waiver Certificate and section of the compound. CPL stated him. (See Waiver Certificate him. (See Waiver Certificate him.)	oughout the interview and refused to provide his a member of his command. vised SPC of his legal rights, which spiring with SSG SPC SPC SPC Mr. actually got outside the detention of Sworn Statement for details) vised CPI of his legal rights, which he mift, 0400-0800, 9 Jan 04, Mr. was in went into the cell to make him stand and gag CPI stated he was alerted by SPC in from the detention facility towards the MI is other detainees allowing them to utilize the ifficate for details)
Around 0855, 20 Aug 04, SA and SA and SA which he waived and rendered a verbal statement. He stated Mr 0800, 9 Jan 04, and he did not see anyone in or near the cell occupancy gagged/forced him to stand. (See Waiver Certification of the CPT Around 2025, 25 Aug 04, SA and the control of the CPT Beaumont Army Hospital, El Paso, TX who stated he was attack Fort Carson, CO, while deployed to Iraq. While deployed he set Iraq. He stated part of the doctors' and PA's duties were to prove	wupied by Mr. until he and SGT atte for details) William hed to Medical Troop, Support Sqd, 3 ACR, arved as a PA with duty at Rifles Base, Al Asad,
SA Ar Ram	litary Police Detachment (CID) (DSE) (FWD) adi, (Rifles Base, Iraq)
SIGNATE DATE	16 Sep 04
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ACLU-RDI 2285 p.101

AGENT'S INVESTIGATION REPO	RT ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1	0007-04-010077-03400
	PAGE 9 OF 9 PAGE
DETAILS BY	<u> 20</u> martin de la companya del companya de la companya del companya de la compan
detention facility on Rifles Base; however, CPT any detainee with similar injuries.	stated he did not treat Mr. In Jan 04, or
any detance with similar injuries.	
Around 0906, 16 Sep 04, SA	advised SPC of his legal rights,
which he waived and rendered a verbal statement. SPC	admitted that he, SPC
	ors that they were watching movies while on guard pushed Mr. which caused him to fall
backward. He stated this occurred after his escape attempt,	
	yone on his team ever assaulted Mr. while
he was detained. SPC stated he did not observed the	erve the escape attempt or take-down by SPC
	or to him getting out of the building. (See Waiver
Certificate for details) ///LAST ENTRY///	
III DI	b(x)(4) b(x)(c)(4)
	bColcic
	(1)(2)(4)
	ANIZATION 1 Military Police Detachment (CID) (DSE) (FWD)
	Ramadi, (Rifles Base, Iraq)
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RIGHTS WARNING PROCEDURE/WAIVER CE For use of this form, see AR 190-30; the proponent agency is ODCSOPS DATA REQUIRED BY THE PRIVACY ACT Title 10, United States Code, Section 3012(g) **AUTHORITY:** To provide commanders and law enforcement officials with means by which information may be accurately identified. PRINCIPAL PURPOSE: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval. **ROUTINE USES:** Disclosure of your Social Security Number is voluntary. DISCLOSURE: 13 JAN 04 Rifles Base, Al Asad, Iraq 0009-04CID67983846 5. Name (Last First MI) B Company 1st BN, 5th Special Forces Group Fort Campbell, KY (Rifles Base, 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 and wanted to question me about the following offense(s) of which I am false official statement, murder 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: 1. I do not have to answer any questions or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. (For personnel subject to the UCMI) 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. (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. 4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have the 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) 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. WITNESSES (if available) 1a, NAME (Type or Print) b. ORGANIZATION OR ADDRESS AND PHONE 2a. NAME (Type or Print VENTERORAN VENTUCIATION b. ORGANIZATION OR ADDRESS AND PHON 87th MP Det (ABN) (CID) Fort Bragg, NC 28310 (Rifles Base, Iraq) SECTION C. Non-waiver 1. I do no want to give up my rights I want a lawyer I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE

6. SSN

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	For use of this form, see AR 190-	30; the proponent agence BY THE PRIVACY A			
A TIMEY CAR TIMEY	Title 10, United States Code, Section 3012				
AUTHORITY: PRINCIPAL PURPOSE:	To provide commanders and law enforcement		which information may be	accurately identified.	
ROUTINE USES:	Your Social Security Number is used as an	additional/alternate means			
DISCLOSURE:	Disclosure of your Social Security Number	is voluntary.	3. Tiwasan and a second	4. FILE NUMBER	
Rifles Base, Al Asad, Iraq		101 21		0009-04-CID679-	
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5, Name (Last First MI)		8. ORGANIZATION OR AI			
	h7c5		, 5 th Special Forces Gr	oup	
6. SSN	7. GRADE/STATUS	Fort Campbell, KY	(Rifles Base, Iraq)		
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	PART I - RIGHTS WAIVER	/NON-WAIVED CE	DTECATE		
SECTION A. Rights	TARTI- RIGHTS WAIVER	MON-WAIVER CE	RIFICALE		
SECTION A. Rights					
The investigate see name a	ppears below told me that he/she is with the	he United States Army	Criminal Investigation	Command	
		to question me about th	e following offense(s) of	which I am	
suspected accused: false offic	cial statement, murder lestions about the offense(s), however, he/	aha aanda it alaan ta aa	4h 44 T h 444 4h 4 C 11 444 4 4		
1. I do not have to answer any		she made it clear to me	mat I have the following	ngnis:	
2. Anything I say or do can be	used as evidence against me in a criminal				
	e UCMJ) I have the right to talk privately				
for me at no expense to me or b	ning. This lawyer can be a civilian lawyer	r I arrange for at no exp	ense to the Government	or a military lawyer detailed	
for the at no expense to the or t	,				
		-or-			
(For ainiliana not subject to the	UCMJ) I have the right to talk privately	to a lavarior hafara duri	ng and after avertioning	and to have a lawren	
present with me during question	ning. I understand that this lawver can be	one that I arrange for a	ng, and after questioning t my own expense, or if I	cannot afford 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.					
A very large at the second of					
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have the 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)					
SECTION B. Waiver					
17-17-17-17-17-18-18-18-18-18-18-18-18-18-18-18-18-18-	d above. I am now willing to discuss the o	offense(s) under investio	ation and make a stateme	ent without talking to a	
lawyer first and without having	g a lawyer present with me.	monso(s) andor mivesus	ation and make a stateme	ant without taiking to a	
	SSES (if available)	3. SIG	ZWIEWNEI .		
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o. ORGANIZATION OR ADDICESS AND	/ /				
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2a. NAME (Type or Print)		3. T	ATOR		
		SA	**************************************		
6. ORGANIZATION OF ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATION OF I					
87th MP Det (ABN) (CID)					
•		Fort Bragg, NC 28			
(Rifles Base, Iraq)					
•					
SECTION C. Non-waiver					
1. I do no want to give up n	ny rights			00 00c	
☐ I want a lawyer		I do not want to	be questioned or say	anything UU 280	
2. SIGNATURE OF INTE	RVIEWEE				
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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	r			
AUTHORITY: Title 10, United States Code, Section 3012	(m)				
		nich 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 1. LOCATION	is voluntary.	3 711 17			
The state of the s	12 70 2002	4. FILE NUMBER			
Rifles Base, Al Asad, Iraq 5. Name (Last First MI)	13 Jan 2003	0009-04CID67983846			
- h7cs	P. Company 1st DN 5	th Special Forces Group			
	Fort Campbell, KY (I				
6. SSN 7. GRADE/STATUS	i ore campoon, KT (1	Ames Dase, Hady			
E-6/AD					
PART I - RIGHTS WAIVER	NON-WAIVER CER	PIFICATE			
SECTION A. Rights					
0101201.11		der de la company de la compa			
The investigator whose name appears below told me that he/she is with t					
	to question me about the fo	ollowing offense(s) of which I am			
suspected are self-false official statement, murder		and decembers to the			
Before he/she asked me any questions about the offense(s), however, he/ 1. I do not have to answer any questions or say anything.	sne made it clear to me tha	it I have the following rights:			
2. Anything I say or do can be used as evidence against me in a criminal	trial.				
3. (For personnel subject to the UCMJ) I have the right to talk privately	y to a lawyer before, during	g, and after questioning and to have a lawyer			
present with me during questioning. This lawyer can be a civilian lawyer	r I arrange for at no expens	se 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 want one, a lawyer will be appointed for me before any questioning begin	one that I arrange for at m	y own expense, or if I cannot afford a lawyer and			
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have the 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)					
5. Committee (Committee on Texas & Succession)					
SECTION B. Waiver					
I understand my rights as stated above. I am now willing to discuss the c	ffense(s) under investigation	on and make a statement without talking to a			
lawyer first and without having a lawyer present with me.	3. SIGNATU				
WITNESSES (if available) 18. NAME (Type or Print)	S. BIGHATC				
6705					
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURA				
674					
2a. NAME (Type or Print)	STIGA	TOR			
	SA				
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVE				
	87th MP Det (ABN)				
	Fort Bragg, NC 2831	.0			
(Rifles Base, Iraq)					
SECTION C. Non-waiver					
1. I do no want to give up my rights					
I want a lawyer					
2. SIGNATURE OF INTERVIEWEE					
	<u>.</u>	<u> </u>			
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (D	A FORM 2823) SUBSEQUE	NTLY EXECUTED BY THE SUSPECT/ACCUSED			
TAL TOTAL GOOD STOYLOG (A TIMOSE A TIMOS)					

DA FORM 3881, NOV 89 (AUTOMATED) SITIVE EDITION OF NOV 84 IS OBSOLETE LAW ENFORCEMENT SENSITIVE ACLU-BR D22851411 USE ONLY

EXHIBIT 32

Page(s)

282-337

Referred to:

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

Master Sergeant Pamela Andrews andrewsp@centcom.smil.mil (813) 827-5341/2830

Page(s)

338 - 345

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

		DATA REQUIRED I	BY THE PRIVACY ACT			
AUTHORITY; PRINCIPAL PURPOSE; ROUTINE USES; DISCLOSURE;	L PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.					
1. LOCATION FORT CARSON	Co		2. DATE 8 JUN Ø4	3. TIME 0907	4. FILE NO.	
5. NAME (Last, First, MI)		-0/c5	8. ORGANIZATION	or address roop Suppert	63486 Kara 2	
6. SSN	7	7. GRADE/STATUS	3ACR, FOR	- CAISON, CO 8	59/3	
		PART I - RIGHTS WAIVER	NON-WAIVER CERTIF	ICATE		
Section A. Rights						
The investigator whose name		e that he/she is with the United			g offense(s) of which I am	
 (For personnel subject of during questioning. This I or both. (For civilians not subject me during questioning. I will be appointed for me I. If I am now willing to disc 	be used as evidence a the UCMJ I have the a average to the UCMJ I have to the the understand that this labefore any questioning cuss the offense(s) united the understand the thing is the offense(s) united the understand	against me in a criminal trial, right to talk privately to a lawy in lawyer I arrange for at no exp the right to talk privately to a lawyer can be one that I arrange	or - wyer before, during, and a for at my own expense, or out a lawyer present, I have	a military lawyer detailed fter questioning and to hav if I cannot afford a lawye	for me at no expense to me, we a lawyer present with ir and want one, a lawyer	
5. COMMENTS (Continue) Section B. Waiver	on reverse sidel					
understand my rights as state		illing to discuss the offense(s)	under investigation and mak	ke a statement without tal	king to a lawyer first and without	
having a lawyer present with r	ne. TNESSES <i>(If availab</i>		I SIGNATURE OF IN	LTEDA (ITALEE		
1a. NAME (Type or Print)	<u> </u>	hacs				
b. ORGANIZATION OR AD	DRESS AND PHONE		4. SIL	TOR		
2a. NAME <i>(Type or Print)</i>	i.	bol	SA	INVESTIGATOR		
b. ORGANIZATION OR AD	DRESS AND PHONE		87 mp Bet	FINVESTIGATOR (C)(3)		
Section C. Non-waiver			rozi diass, 70	C 20 110		
I do not want to give up I want a lawyer	my rights		☐ I do not want to	be questioned or say anyth	hing	
2. SIGNATURE OF INTERV	/IEWEE					
ATTACH THIS WAIVER CERT	IFICATE TO ANY SWO	ORN STATEMENT (ÖÄ FORM :	2823/ SUBSEQUENTLY EX	ECUTED BY THE SUSPEC	T/ACCUSED	
DA FORM 3881, NO LAW EN FOR	FÖRCEMEN OFFICIAL U	IT SENSITIVE USE ONLY	OV 84 IS OBSOLETE	025235	EXHIBIT 34 00 346	

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

For use of this form, see AR 190-3	0; the proponent agency is ODCSOPS
DATA REQUIRED B	Y THE PRIVACY ACT
	t officials with means by which information may be accurately identified. ditional/alternate means of identification to facilitate filing and retrieval.
1. LOCATION FORT CARSON, CO	2. DATE 3. TIME 4. FILE NO. 8-501 64 10! 26 0009-04-6115629
5. NAME (Last, First, MI) byc	8. ORGANIZATION OR ADDRESS AVEN HOUP, Support Sac
6. SSN 7. MADE/STATUS	BACK, FORT CARSON, CO 80913
PART I - RIGHTS WAIVER/	NON-WAIVER CERTIFICATE
Section A. Rights	
suspected/s see name appears below told me that he/she is with the United suspected/s susp	and wanted to question me about the following offense(s) of which I am
or both. (For civilians not subject to the UCMJ) I have the right to talk privately to a law me during questioning. I understand that this lawyer can be one that I arrange f will be appointed for me before any questioning begins. 4. If I am now willing to discuss the offense(s) under investigation, with or without speak privately with a lawyer before answering further, even if I sign the waive	or -
5. COMMENTS (Continue on reverse side)	
Section B. Waiver	
I understand my rights as stated above. I am now willing to discuss the offense(s) un having a lawyer present with me.	nder investigation and make a statement without talking to a lawyer first and without
WITNESSES (If available)	3 SIGNATURE OF INTERVENCE
1a. NAME (Type or Print) bnc 5	
b. ORGANIZATION OR ADDRESS AND PHONE	The state of the s
2a. NAME (Type or Print)	SA
b. ORGANIZATIÖN OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR GOT MP DC+ CCID) FORT BIAGG, NC 28310
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 2	
DA FORM 3881, NOV 89 NENT SENSITIVE ION OF NO	V 84 IS OBSOLETE SAPA 2.01

ACLU-RDI 2285 p.109

025236 EXHIBIT

LOCATION: Fort Carson, CO	
<u>FILE NUMBER</u> ; 0009-04-CID679-83486	all bacs
DATE: 8 Jun 04	14 6100
TIME: 12.16	
NAME:	ė.
SSAN:	
GRADE/RANK: SPC	
ORGANIZATION OR ADDRESS: AVIM Troop, Suppo	rt Sqd, 3ACR, Fort Carson, CO 80913
want to make the following statem	
This statement is to clarify and add to my previous statement	ont I gave on 9 Jan 04.
	Company of the Compan
A.	
Q: Who was present when attempted to escape? A: SSG PC PFC and myself,	and and
A STATE OF THE PARTY OF THE PAR	and possibly SPC
A: I did, he was all most to the back door of the hanger, I a on his shoulders and pulled him backward to the ground.	
went down, he put his hands down to his sides to cushion l	
down by his shoulders until SPC	
was when I realized he was not wearing leg shackles. I ye	
one knew. By this time SSG gave me a pair of leg	
time I did notice he was having trouble breathing and also	
his right shoulder down to his lower abdomen, it looked lil	
Q: What happened next?	= 6(6)(4) . b(7)(c)(1)
A: Myself PFC and SPC brought	
went to pen to fix it. Was put	to the front near the watchtower, SSG his knees, the three or four of us, I
think SPC was there as well, were discussing	how to keen this incident under wrans
As we discussed this . was kneeling directly in from	
and used his nightstick to choke for about 10 to 1	
him he moved to front and slapped with	tion No. 10 to the first term of the contract
"What the fuck were you thinking" Shortly after this	
be on his knees any more, we then told him to stand and w	
separately picked from under his arms to get h	
minutes and then lay down again which would force us to	
O: How long did this go on for?	
A: Till the end of shift, 0400, 9 Jan 04, he also got water p	oured on him one time for not standing.
Q: When and who put him back into his isolation pen?	
A: Shortly before 0400, 9 Jan 04, SGT	ming shift) put the back into his
pen,	
Q: Was he shackled or cuffed when placed back into his pe	en?
A: He was leg shackled to a pole in his pen in such a way	
don't remember if he was hand cuffed.	HANG GENERAL
	of the other prisoners?

DA Form 2823-E

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INITIALS OF PERSON MAKING STATEMENT

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PAGE 1 OF 2 PAGES

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A: I was nervous. Q: Did you hit or strike	\$(5)@\@I
A: No.	
Q: Did you try to stop PFC	From choking or striking 670
A: No, I wasn't thinking.	
	u would like to add to your statement?
A: No.///END OF STATEM	
	· · · · · · · · · · · · · · · · · · ·
	The state of the s
	The state of the s
	May a sound of the second of t
	AFFIDAVIT
I, have	e read or have had read to me this statement which begins on page 1 and
ends on page 2. I fully unde	erstand the contents of the entire statement made by me. The statement
	orrections and have initialed the bottom of each page containing the statement freely without hope of benefit or reward, without threat of
	ercion, unlawful influence or unlawful inducement.
	675
Witness #1:	and the second s
*	(Signature of Making Statement)
	Subscribed and sworn before me, a
	person authorized by law to administer
	oaths, this 8th Day of Jun 2004,
	at The state of th
Witness #2:	The second of th
,	(Signature of Person Administrating Oath)
	SA
	Article 136 (b) (4) UCMJ
	(Authority to Administer Oath)
٠.	သည်။ သည် မြောင်းများ မေလာက်သည်။ မေလည်း မြောင်းများ မြောင်းများသည်။ မြောင်းသည်။ မေလည်းမြောင်းများကို မေလည်းများ မေလည်းများ
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	and the Control of th
INITIALS OF PERSON MAKIN	IG STATEMENT PAGE 2 OF 2 PAGES
DA Form 2823-E	A the second of
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FOR OFFICIAL USE	025238
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	30; the proponent agency is ODCSOPS
AUTHORITY: Title 10, United States Code, Section 3012(PRINCIPAL PURPOSE: To provide commanders and law enforcement	nt officials with means by which information may be accurately identified, dditional/alternate means of identification to facilitate filing and retrieval.
LOCATION CO CO	2. DATE 3. TIME 4. FILE NO. 0009-04-CID629
5 NAME (STATUS) 6 SSN 7 GRADE/STATUS 8 C/AD	8. ORGANIZATION OR ADDRESS STATEMENT CARSON, CO 809/3
PART I - RIGHTS WAIVER	NON-WAIVER CERTIFICATE
Section A. Rights	
suspected section. Yes included Note that he/she is with the United suspected section. Yes included Note in the United Suspected Section. Yes included Note in the Offense (s), however, he/she made 1. I do not have to answer any question or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. (For personnel subject of the UCMJ) I have the right to talk privately to a lawyer during questioning. This lawyer can be a civilian fawyer I arrange for at no export both. (For civilians not subject to the UCMJ) I have the right to talk privately to a lame during questioning. I understand that this lawyer can be one that I arrange will be appointed for me before any questioning begins. 4. If I am now willing to discuss the offense(s) under investigation, with or without speak privately with a lawyer before answering further, even if I sign the waive	and wanted to question me about the following offense(s) of which I am It clear to me that I have the following rights: It clear to me that I have the following rights: It clear to me that I have the following rights: It clear to me that I have the following rights: It clear to me that I have the following rights: It clear to me that I have the following rights: It clear to me that I have a lawyer present with me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have the following rights: It clear to me that I have the following rights: It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that I have a lawyer detailed for me at no expense to me, It clear to me that
5. COMMENTS (Continue on reverse side)	
Section B. Waiver	
I understand my rights as stated above. I am now willing to discuss the offense(s) u having a lawyer present with me.	under investigation and make a statement without talking to a lawyer first and without
WITNESSES (If available)	3.
1a. NAME (Type or Print) 6765	
b. ORGANIZATION OR ADDRESS AND PHONE 2a. NAME (Type or Print)	4 INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE	SA. 6. ORGANIZATION OF INVESTIGATOR BOM MP but (C/d) FORE ROOM MIS 18-3100
Section C. Non-waiver	FORT Bragg, IUC 28310
1. I do not want to give up my rights U 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 2	823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED
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ACLU-RDI 2285 p.113

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SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS PRIVACY ACT STATEMENT Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN), **AUTHORITY:** PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately **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. 4. FILE NUMBER 2009-04-07-679679 83486 1. LOCATION 2. DATE (YYYYMMDD) 3. TIME 1130 <u> 20040709</u> ORT CARSON (O 7. GRADE/STATUS SPC/AD S+T SUPPORT SGC1, 3 ACR, FORT CARSOLU, CO _, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: I LAS ON SHIFT AT AL ASAO DETAMES SITE ON JAN 94 04 PFC WETH THE FOLLOWING SOIDIERS ... SPC U, SPC AT APPROX 0230 A DETAILER ATTEMPTED TO ESCAR FROM THE SITE, HIS ATTEMPT WAS NOTICED WHEN HE RATTLED THE CONSTANTINA WIRE IN MIS EFFORT TO SEOP over IT. AND SPC MYSCLA, SCHI SOIDIERS IN THE BLOG WHEN THE PRISONER MADE HIS BURNING THE DETANCE'S FECES. THE DETANCE MADE ATTEMPT TO ESCAPE, WAY FROM HIS CRIT WHILST MYSELF & THE OTHER TWO RANGES WERE OBSERVING A DUD ON A RAN UP TO THE DETAMES AND FROM PORTABLE OUD PLAYER. HIM TO THE GROWD, MYSELF & SFC BEHIND HIM. I DO NOT BELIEVE THE DETAINER HAD ANY RESTRAINTS ON WHAT SOEVER WALKED THE PETAINEE INTO THE CENTER ALKUNY BUT, I CANNOT REMEMBER IF WE PIACED RESTRANTS ON MIM OR NOT. I'M GUESSING WE DID. APTERLARDS AND WE'RE INFORMED CON HAPPENED, A DISCUSSION WAS MELD BY ALL WAS DECIDED THIRBY SEC 11. INITIALS OF PERSON MAKING STATEMENT 10. EXHIBIT PAGE 1 OF ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" _ TAKEN AT THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998

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USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.
STATEMENT OF DATED
<u>그래 생물을 하고 있는데 되었다. 이번 사람이 되었다고 하는데 말하는데 되었다. 이번 경우를 들었다고 있다. 그렇게 되었다. 그런데 되었다.</u> 그렇게 보고 있는데 보고 있는데 보고 있는데 보고 있는데 되었다.
9. STATEMENT (Continued) TELL THE NCOIC OF THE INCIDENT THE NEXT MORINING, AN SOP ON THIS KIND OF SITUATION HAP YET TO BE
TYPED UP. AT SOME TIME MYSELF & SGT BOBSERVED
THE CELL WHELE THE DETAINER HAD ESCAPED FROM
BARBED WIRE THAT THE DETAINER MAD MOVED
OUT OF HIS WAT. AT NO TIME AFTER THE DETRINGE'S ATTEMPT
AT ESCAPE DID Z OBSERVE ANTONE GOING INTO
THE CAGE & MARRASSING THE DETAINER. I BELIEVE THE DETAINER WAS STITING POWN BUT, SOMEONE
MAT HAVE INSTRUCTED HIM TO STAND IT AS A
AT THE END OF DESTRINE BACK TO HIS CECC WHEN ESCOTEING THE DETAINER BACK TO HIS CECC WHEN ME OBSERVED THAT HE HAD "SHAT" HIMSELF. I
BECIEVE THE NEXT SHIPT TOOK OVER ROM
THERE. WHEN STOPPED THE PRISONEL GROW ESCAPING
- ACUED THE PRISONER WHAT HE WAS POWE! HE
Simply Answered Back "Home, MISTER, HOME", AND POINTED AT THE DOOR, HE SEEMED TO ME LIKE
16 LASINT MINKING S'IKMIOTHI,
LAS ABLE TO LEAVE WHONEVER HE WANTED TO.
7: Did you see any one strike or choke the delinee following
a: Did you see any one strike of choice me distinct
I who stayed with the delernce after the escape attempt? I I DO DOT BELIEVE ANTONE STATED WSIDE THE CAGE.
NITIALS OF PERSON MAKING STATEMENT PAGE 2. OF 4 PAGES
AGE 2, DA FORM 2823, DEC 1998 FVUIDIT 132
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USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM. STATEMENT OF SPC TAKEN AT FORT CANSON, CO DATED 9 JUN 64 9. STATEMENT (Continued) or when all of you were discussing when to tell the moore of the incident where were tow? A: I was STANDING NEAR THE CENTER OF THE HANGER OF ECHEUNERE NEAR THE SUPPLY ROOM. O: Was the delevere punished at all for attempting to escape? ALTOMY KNOWLEDGE ME WAS NOT. O: Whe were you in view of the detainer for the entre shift? A. YES, Except OR TIMES I LEFT THE HANGER TO BLEW PECES, OR GO TO THE BATHROOM OUTSIDE. choking or slapping Q: Do you have any knowledge of PFC He delannee? A: NO Q: Do you have anything else to add to your stetement? A: NOIL END OF STATEMENTILL

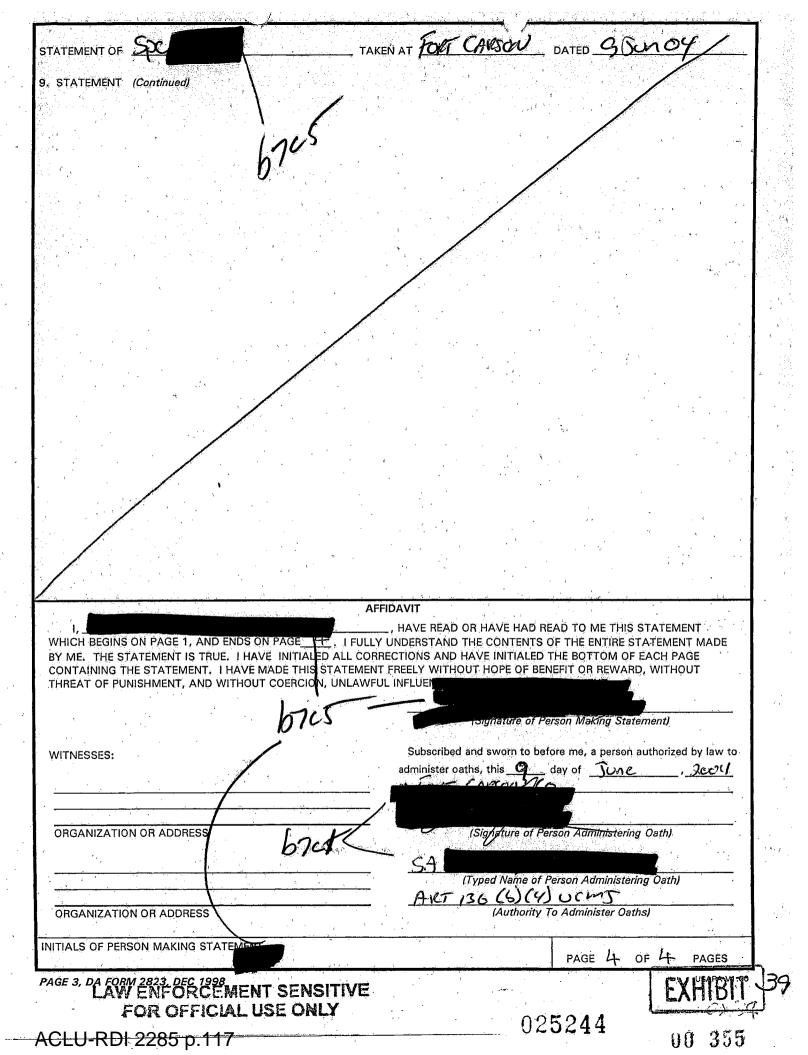
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NITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 4 PAGES

PAGE 2, DA FORM 2823, DEC 1998 LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY





DOD-050775

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DATA REQUIRED	BY THE PRIVACY ACT
	nt officials with means by which information may be accurately identified, dditional/alternate means of identification to facilitate filing and retrieval.
1. LOCATION FORT CARSON, CO 5. NAME (Last, First, MI). 6. SSN. 7. GRADE/STATUS SPC. (AD)	2. DATE 3. TIME 4. FILE NO. 9 JUN 04 PLENG. 0009-04-010679 8. ORGANIZATION OR ADDRESS 83486 8/T Troop, Support Sad 3 ACR. FORT CARSON, CO
PART I - RIGHTS WAIVE	R/NON-WAIVER CERTIFICATE
Section A. Rights	
The investigator whose name appears below told me that he/she is with the United suspected/each nestingent work cide. /// Before he/she asked me any questions about the offense(s), however, he/she made 1. I do not have to answer any question or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. (For personnel subject othe UCMJ I have the right to talk privately to a lawy during questioning. This lawyer can be a civilian lawyer t arrange for at no export both.	and wanted to question me about the following offense(s) of which I am It clear to me that I have the following rights:
will be appointed for me before any questioning begins.	for at my own expense, or if I cannot afford a lawyer and want one, a lawyer out a lawyer present, I have a right to stop answering questions at any time, or
5. COMMENTS (Continue on reverse side)	
Section B. Waiver	
I understand my rights as stated above. I am now willing to discuss the offensels) having a lawyer present with me.	under investigation and make a statement without talking to a lawyer first and without
WITNESSES (If available)	É OF INTERVIEWEE
1a. NAME (Type or Print) b7c5	
b. ORGANIZATION OR ADDRESS AND PHONE	
2a. NAME (Type or Print) b7c/	6A
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 874 MPP Det (CIS) FORF (SIGS) NC 2F310
Section C. Non-waiver	1, 0, 1,0
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
DA FORM 388 ENP CEMENT SENSITIVE OF NO	OV 84 IS OBSOLETE USAPA 2.01

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EXHIBIT

SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS PRIVACY ACT STATEMENT AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN). PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately **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. 2. DATE (YYYYMMDD) 3. TIME 1. LOCATION 4. FILE NUMBER 0004-04-0104 17:08 FORT CARSON CO 20040709 7. GRADE/STATUS 6. SSN 8. ORGANIZATION OR ADDRESS MAINTENANCE TROUP, SUPPORT SQL, 3 ACR, FORT CARSON 6(c)(4), WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: when he was impressed. It was my term that improssed him. He didn't complan of any medient problem's that night. The next day he saw a PA/Doctor of what we dailed sick call on the sight. Two days later I notice the court was down and ask who left? They told me one was one for interagating, when came back he was complaining about pain by his stomach and lifted his man dress braising so I but him on EPW sick FOR the next and there was day. I don't remarked the outcome of his visit. I do know I gave him motion do to it be on the med board. I had the 20:00 to 00:00 SITT and that weart I was the one to put them all to sleep that right. He motion to me he wasn't tried. Q' What day was it the first time you saw A: about three days AFTER he preved. Q: How many dimes did the see He medics believe around 3 times I tell you what his medical problem was? A. He motioned like someone had been hitting him. a: Did he say who? Q: Do you renember the name of the Dr. or medics that helped A:No. hat or stuck by anyone? Q. Did you ever see 10. EXHIBIT T1. INITIALS OF PERSON MAKING STATEMENT PAGË 1 OF **PAGES** ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT"

DA FORM 2823, DEC 1998

MUST BE BE INDICATED.

DA FORM 2823, JUL 72, IS OBSOLETE

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

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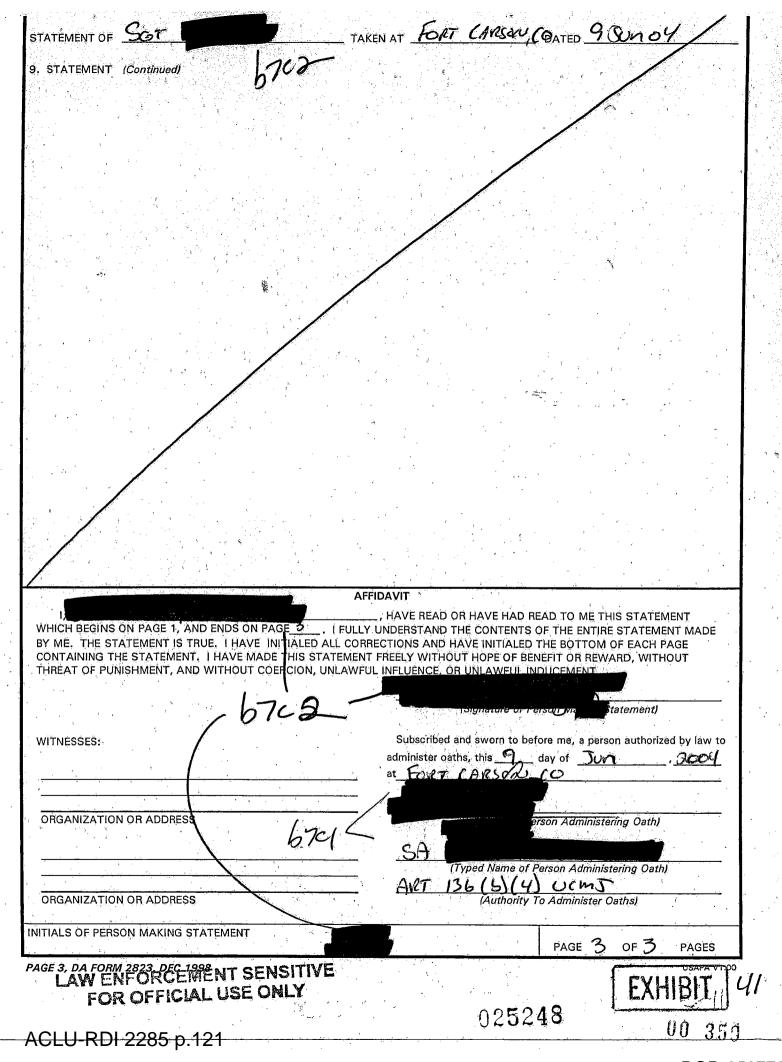
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ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED	Section C. Non-waiver 1. I do not want to give up my rights.	6. ORGANIZATION OF INVESTIGATOR BOTH MP Det (CI) FORT BRAGG, NC 273/6
DA FORMI 3887. NOV 897 CEMENT SENSETIME OF NOV 84 IS OBSOLETE 025249 LXTIP 360	Section C. Non-waiver 1. I do not want to give up my rights. 1. I want a lawyer 2. SIGNATURE OF INTERVIEWEE	6. ORGANIZATION OF INVESTIGATOR SOF MP DET C(1) FORT BRAGG, NC 243/6

SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS PRIVACY ACT STATEMENT AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN). PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately **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, 2. DATE (YYYYMMDD) 1. LOCATION 3. TIME 4. FILE NUMBER PORT CARSON Co 20040716 5. LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS SPCLAN 8. ORGANIZATION OR ADDR AVIM Troop, Support Sgd, 3 ACR FT CARSON CO. , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: , and SFC Myself, SPC Spc on Jan 09, 2004 at the EPW site on Al Asal base in Northmestern Stag We were taking terms every hour on the tower and the other three personeel were on the ground untching the "cases". Approx. plan myself nent outsile to burn the shit. We were outsile for about 45 minutes to an hour. When we came inside we were in formed by ither that the "oldman" in isolation had tried to climbover the wire and escape. We were informed that spe had performed a simple take down and the old man was zipptiel on his hand and put in isolation in Front of the tower. # A Few of us went to the wire and ask the oldman "What were you thinking We never entered the case wither the old man. We told him to sit Lown and not to talk. We then proceeded to help SFC reinforce the wire and me continued withour Laties of cleaning and inventoring the meds. Also, during the time the old man was being put into isolation in front of the toner. We called SSA the NCOIC of the Site and the MP's and notified them or what

Q: Who want to the Serve and ashed the defence what he ass

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED ____

toret bres

happened. We were relived at prop by the next shift.

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998
LAW ENFORCEMENT SENSITIVE 23, JUL 72, IS OBSOLETE
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EXHIBIT 42

UO 361

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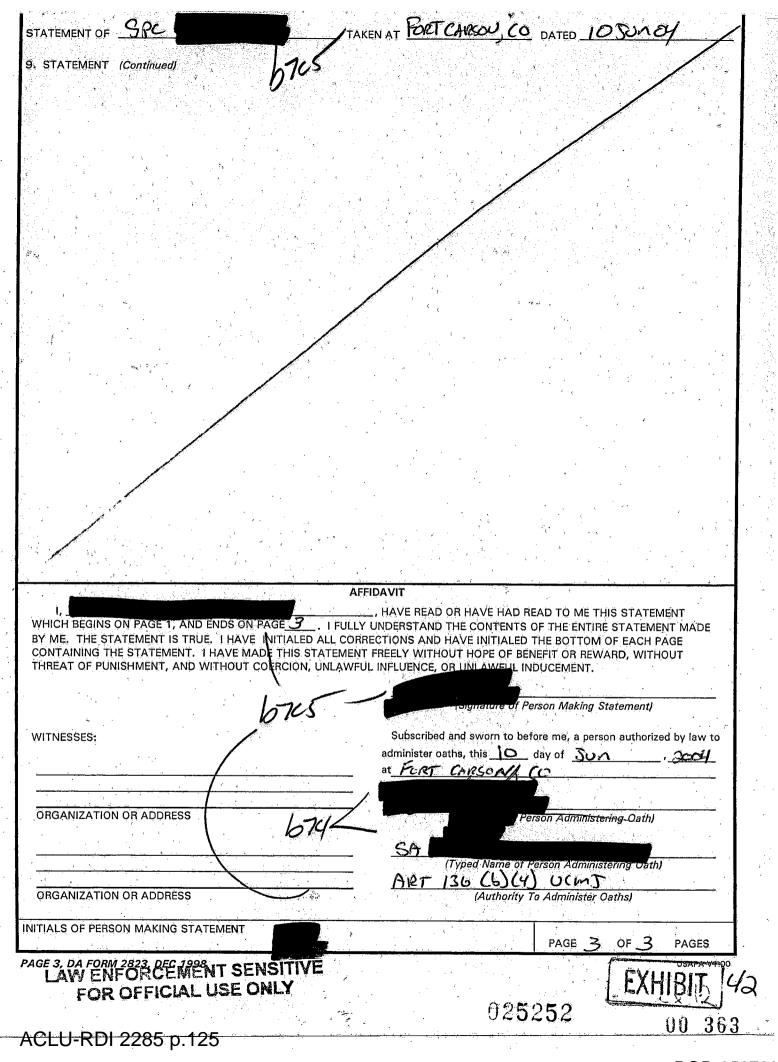
).

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROC	EED TO FINAL PAGE OF THIS FORM.
STATEMENT OF TAKEN AT	DATED
9. STATEMENT <i>(Continued)</i>	
thinking?	
A: I Know myselfand Spc were there but, s	I Lo not recall is anyone
other than vs u-cre there	
91. Did PFC Skip or choke the defend	ee?
A: Not in my presence or that I'm aware ore Homever	I mus hot around spc.
the whole time of the shift, we were clean	
	of Know What happened while
I was in this food with the melications,	
A Did you ever strike or choke a defaince	
of water thrown of He defence who escap	ed?
A. I did not see this hoppen. Hone ver, after the esc	ape affempt the Jetan Be
spensed to be net a ASIF he had nater thrown or	n hime
2. Did any of the goords appear upset after	He escape afternot?
A. It issitated us all but, the two LSPC.	
at the site the lonsest appeared to be upset th	e most o
Q: was the defence sithing, uneeling or standi	is white in the sleep.
dep area?	
A. We were directions him to Sit down but, bec	cause of hisase and in Iraz
the elders are able to do whatever they want he w	rould constantly try to
Stand and we would have to direct him ver	
2. Did you see any one go into the sleep depa	
him into a citties or standing pocition?	
As Not that I'm aware of.	
J: Do you have anything electo add to yo	our statement?
A: NO III END OF STATEMENT (1)	
INITIALS OF PERSON MAKING STATEMENT	PAGE 2 OF 3 PAGES
PAGE 2. BAFPEM 2823 REC-1998 NT SENSITIVE	USAPA V1.00

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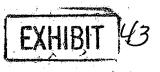
025251

EXHIBIT 42 <u>uo</u> 362



AUTHORITY: PRINCIPLE PURPOSE: ROUTINE USES: DISCLOSURE;	Title 10, United States Code, Section 3012(g) To provide commanders and law enforcement officials wit information may be accurately identified. Your Social Security is used as an additional/alternative m to facilitate filling and retrieval. Disclosure of your Social Security Number is voluntary.	ieans of identification
LOCATION: FORT CA FILE NUMBER: NAME (Last, First MI): ORGANIZATION OR A		NDE/STATUS: <u>E-4</u>
Command as a Special A suspected/accused: <u>FAL</u> Before he/she asked me a following rights: 1. I do not have to answer to anything I say or do construction of the con	RIGHTS WAIVER/NON-WAIVER CE name appears below told me that he/she is with the Ungent and wanted to question me about the following SE SWEARING REGARDING NEGLIGENT HOI any questions about the offense(s), however, he/she are questions or say anything. The can be used as evidence against me in a criminal triat to the UCMJ) I have the right to talk privately to a lawyer present with me during questioning. This is dovernment or a military lawyer detailed for me at n	United States Army Criminal Investigation of offense(s) of which I am MICIDE/CONSPIRACY/// made it clear to me that I have the l. lawyer before, during, and after lawyer can be a civilian lawyer I arrange
questioning and to have a arrange for at my own examy questioning begins. I. If I am now willing to o stop answering questio waiver below. COMMENTS: During understand my rights as	ect to the UCMJ) I have the right to talk privately to a lawyer present with me during questioning. I under pense, or if I cannot afford a lawyer and want one, a discuss the offense(s) under investigation, with, or one at any time or speak privately with a lawyer before the previous 30 days, have you requested an Attorist stated above. I am now willing to discuss the offense to a lawyer first and without having a lawyer preservant.	rstand that this lawyer can be one that I lawyer will be appointed for me before without a lawyer present, I have the right re answering further, even if I sign the ney after being advised of your rights? NO se(s) under investigation and make a
Witness# 1	bic 2	b7c5
Witness# 2 Signature of Witness	SĀ.	T LEONARD WOOD RA (CID) T LEONARD WOOD, MO 65473
	· · · · · · · · · · · · · · · · · · ·	
do not want to give up r	NON-WAIVER CERTIFICA my rights: I want a lawyer: ☐ I do not want to be	TE
do not want to give up r	my rights: I want a lawyer: I do not want to be	TE

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025253

MEMORANDUM FOR

Director, United States Army Crime Records Center, United States Army Criminal Investigation Command, 6010 6th Street, Fort Belvoir, VA 22060-5585 Special Agent In Charge, 87th Military Police Detachment, 3rd Military Police Group (CID), Fort Bragg, NC 28310

SUBJECT: Polygraph Examination Report

INVESTIGATIVE CASE REFERENCE: 04-CID679-83486-5H1

AUTHORIZATION NUMBER: 04-1067, 14 Jun 04

DATE(S) OF EXAMINATION: 16 Jun 04

LOCATION OF EXAMINATION(S): Fort Carson, CO (FCC)

SUBJECT EXAMINED: S & T Support Squadron, FCC

80913; 30 Nov 74; Liverpool, England

OFFENSE(S): False Swearing Regarding Negligent Homicide, Conspiracy; False Official

Statement

PURPOSE OF EXAMINATION: Criminal Investigation

INVESTIGATIVE/OPERATIONAL SUMMARY: Investigation thus far has revealed Mr (LTC) detainee number was detained on 4 Jan 04.

After he was detained, he was placed in an isolation cell located in the Detention Facility, Forward Operation Base (FOB), Rifles Base, Al Asad, IRAQ at the direction of Operation Detachment Alpha (ODA), who wanted to question him. Sometime between 4 - 8 Jan 04. Mr was questioned at least two times by members of the ODA. About 0730, 9 Jan 04, guards at the detention facility ordered all prisoners to stand as punishment for talking. Mr refused to stand and after several warnings, he was shackled to the top of the door frame in order to compel him to continue standing. Mr vas then gagged as he continued to try to talk to other prisoners. About 5 minutes after Mr was gagged and shackled. guards noticed his eyes were closed and he was slumped over hanging from the shackles. Guards went to the cell and discovered Mr was not breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed. medical attention was sought. At approximately 0815, 9 Jan 04, medics arrived on scene and checked for signs of life which met with negative results. Mr was pronounced

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Attached as Exhibit _____ is a Polygraph Examination Report. IAW AR 195-6, para 2-6, this report will be destroyed no later that 90 days from the date of the Report of Investigation. The original of this report to include allied documents, is retained in the files of USACRC, 6010 6th Street, Fort Belvoir, VA 22060.

025254

UO 365

ucceased at 0900. 9 Jan 04. A 11 Jan 04, a forensic autopsy was per. Imed on the remains of MR. Office of the Armed Forces Medical Examiner at Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq. Mr. multiple blunt force injuries to his upper body to include the fracturing of most of his ribs and multiple fractures to some of his ribs. Dr pined the blunt force injuries present on the were consistent with a beating and the bruises appeared to be upper body of Mr. a couple of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of death was determined to be a homicide. Dr vas asked if Mr would have been able to hide his injuries for several days at which time he stated it was stated there should have been some outward signs of injury, possible, but unlikely. Dr such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been gagged and forced to stand. The ODA members were subsequently identified Air Defense Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment, Fort Carson, CO (FCCO); SFC and SSG all assigned to B Company (Co), 1st Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY). SFC SFC and SSC dmitted to striking and kicking humerous times in the mid section and ribs on 6 Jan 04 during their interrogation in an attempt to subdue him when he assaulted SFC admitted to kicking Mr in the chest while his hands were bound during his apprehension when he refused to stop talking. On 9 Jan 04, SGT AVIM Troop, Support Squadron, 3rd ACR related he noticed bruising on Mr. abdomen between 2000 and 2200, 8 Jan 04. On 9 Jan 04, SPC 2133rd Transportation (Trans) Co, Iowa Army National Guard was interviewed and related had been in custody for approximately I week and he was aware that SFG went on to state about 2300, 8 Jan 04 he observed Mr. soldiers had interrogated him. with his shirt off and noticed several dark bruises on his upper body. According to SSG 2133 Trans Co, Iowa Army National Guard who was the supervisor of the guard shift between 0001 and 0400, 9 Jan 04, Mr attempted to escape at approximately 0215. SSG related he was subdued by SPG AVIM Troop Support Squadron, FCCO. While being returned to his cell, SSG he noticed large bruises on sides and he was moving very slowly and appeared to be experiencing difficulty with all of his movements. SPC was subsequently interviewed and rendered a sworn statement detailing on 8 Jan 04, Mr complaining his zip tie handcuffs were cutting off the circulation to his hands. SPC removed the cuffs, bandaged the abraded injury and recuffed Mr. further related that while trying to escape later on during his shift, he subdued N SPC S&T Troop Support Squadron, 3rd related while working as a guard between 0001 and 0400, 9 Jan 04, he witnessed Mr attempt to escape at which time he alerted SGT Maintenance Troop Support Squadron, 3rd ACR and who apprehended and returned him to his isolation cell. SGT related he and SPC S&T Troop Support Squadron, 3rd ACR placed Mr in his shackles when he refused to stand as a punishment for continuing to talk after being told to stop. Mr was shackled to the top of the door of his cell in such a way to force him to stand and when he refused to stop talking he and gagged him SGT approximately 5 minutes later he discovered Mr not breathing. interviewed and confirmed SGT statement. On 8 Jun 04. was advised of

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Jetated after Mr ttempted to escape, PFC S&T Troop Support Squadron 3rd ACR with a police style baton for approximately 10 to 15 seconds, slapped him in the face with an open hand and yelled at him "What the fuck were you thinking." stated the other person present during the incident besides himself and was SPC S&T Support Squadron, 3rd ACR. SPC was subsequently advised of his rights which he initially waived and provided a verbal statement deriving that he choked Mr with a night stick, on that he slapped him. SPC subsequently stated he wanted to speak with an attorney. SPC was advised of his rights, which he waived and denied he ever saw choke or slap Mr his Hyoid bone broken. consented to undergo polygraph testing to prove the truthfulness of 6(7)(c) 4) his statement.

<u>INSTRUMENTATION</u>: This examination was conducted using an Axciton computerized polygraph instrument, as a calibrated on the date of the examination.

OBSERVATIONS: Unusual physiological/psychological reactions were not observed during this examination.

EXAMINER'S CONCLUSIONS: During the pre-instrument phase, the examinee made no comments or statements contrary to those previously provided.

An analysis of the polygrams collected during Series I, determined insufficient criteria were present to form a conclusive decision regarding the truthfulness of

During the post-instrument phase interview continued to deny seeing by (7)(C)(4)

Additional polygraph testing was deemed appropriate, which are declined when he declined to answer any further questions.

RELEVANT QUESTIONS USED:

Series I

Q: Did you see choke that man?

A. No.

Q: Did you see choke that man with a baton?

A: No.

Q: Did you see anyone choke that man?

A: No.

b701

WITNESS, MONITOR OR INTERPRETER: INV

USACIDC

EXAMINEE NATIVE LANGUAGE: English

LANGUAGE(S) USED DURING THE EXAMINATION: English

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025256 uu

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

AUTHORITY: PRINCIPLE PURPOSE: ROUTINE USES:	Title 10, United States Cod To provide commanders ar information may be accura Your Social Security is use to facilitate filling and retrie	nd law enforcement of itely identified. d as an additional/alte		이 강에 걸쳐 보다 하다고	9	
DISCLOSURE:	Disclosure of your Social So	ecurity Number is vol	jirit			705
LOCATION: FORT CA FILE NUMBER:	RSON, CO		the OU TIN		em J	
NAME (Last, First MI): ORGANIZATION OR A	DDRESS: S & T TROC	SSAN: OP, SUPPORT SO		ADE / STATUS: <u>E</u> R. FORT CARSOI		
The investigator whose na Command as a Special A suspected/accused: NEG Before he/she asked me a following rights: 1. I do not have to answe 2. Anything I say or do a 3. (For personnel subject questioning and to have a for at no expense to the G (For civilians not subject questioning and to have a arrange for at my own expany questioning begins. 4. If I am now willing to to stop answering question waiver below. 5. COMMENTS: During I understand my rights as	RIGHTS WAIVEI ame appears below told regent and wanted to quest LIGENT HOMICIDE/C my questions about the or questions or say anything an be used as evidence at to the UCMJ). I have the alawyer present with me overnment or a military level to the UCMJ I have lawyer present with me overnment or a military level to the UCMJ. I have lawyer present with me overnment or a military level to the UCMJ. I have lawyer present with me overse, or if I cannot affor discuss the offense(s) uras at any time or speak put the previous 30 days, he stated above. I am now to the previous so days, he	R/NON-WAIV me that he she is we ion me about the food on the food of the food of the right to talk private during questioning the right to talk producing questioning da lawyer and wander investigation, rivately with a law ave you requested willing to discuss to the right to talk producing the right to talk producing the right to talk producing questioning the right to talk producing the right to talk produced the right to talk private th	ER CERTIF, ith the United Stollowing offense LSE OFFICIAL, he/she made it of the she she she she she offense(s) understand the she offense(s) understand the she she she she she she she she she s	ICATE ates Army Crimina (s) of which I am STATEMENT/// clear to me that I have before, during, and an be a civilian law se to me, or both. er before, during an at this lawyer can be at lawyer present, I bring further, even in being advised of y der investigation an	I Investigation we the after yer I arrange after be one that I or me before have the right f I sign the our rights?	
statement without talking Witne	to a lawyer first and with	hout having a lawy	er present with a	ne.)
TA			Signature of Inte	Viewee		
Witness# 2		İ			2.0	: : • •
Signature of Witness			SA	stleator Special Agent ARD WOOD RA (CID))67C1
				ARD WOOD, MO		
I do not want to give up m		AIVER CERT		ed or say anything		
Signature of Interviewee:					· · · · · · · · · · · · · · · · · · ·	
DA Form 3881-E			,			
				ſ	EXHIBIT	45
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ACLU-RDI 2285 p.130

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ULTAKIMENT OF THE ARMY United States Army Criminal Investigation Command Fort Leonard Wood Resident Agency 6th Military Police Group (CID), USACIDC Fort Leonard Wood, MO 65473

CIRFR-RLW (195-6)

16 Jun 04

MEMORANDUM FOR

Director, United States Army Crime Records Center, United States Army Criminal Investigation Command, 6010 6th Street, Fort Belvoir, VA 22060-5585 Special Agent In Charge, 87th Military Police Detachment, 6th Military Police Group (CID), USACIDC, Fort Bragg, NC 28310

SUBJECT: Polygraph Examination Report

INVESTIGATIVE CASE REFERENCE: 04-CID679-83486-5H1

AUTHORIZATION NUMBER: 04-1094, 16 Jun 04

DATE(S) OF EXAMINATION: 16 Jun 04

LOCATION OF EXAMINATION(S): Fort Carson, CO (FCC)

SUBJECT EXAMINED: Squadron, 3 ACR, Fort Carson, CO; 80913

OFFENSE(S): Negligent Homicide, Conspiracy, False Official Statement

PURPOSE OF EXAMINATION: Criminal Investigation

INVESTIGATIVE/OPERATIONAL SUMMARY: Investigation revealed that Mr. (LTC) detainee number died while in U.S. military custody at the Detention Facility, Forward Operation Base, Rifle Base, Al Asad, Iraq. During a later autopsy AFIP Pathologists, it was determined he died from blunt force trauma and asphyxia. Additionally, it was revealed he had suffered multiple blunt force injuries to his upper body to include multiple fractures to all of his ribs. Dr the attending Pathologist, opined the injuries were consistent with a beating and the manner of death was ruled a homicide. During interviews of several of the U.S. Army personnel who were guards, several admitted to kicking and humerous times in the chest and ribs after he either attempted to escape or would not follow their orders. During an interview of SPC Troop, FCC, he identified as having allegedly choked with a police-style baton, ttempted to escape. also related SPO was interviewed and denied seeing T Troop, FCC, was also present. or anyone with anything to include a baton. Following this, was later shackled by not obeying the guard's orders to be quiet, the the wrist to the top of his cell door. Due to guards placed a gag around his mouth. After approximately five minutes, they noticed

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was not moving. They chec. It him for signs of life, realized he was. It breathing, and summonsed medical assistance. Due to the admissions of the soldiers interviewed, the causes of the majority of the injuries have been determined, with the exception of the asphyxia. Investigators believe that possibly did choke the satisfactory as alleged by one of the guards and caused the throat injuries that lead to the death. Was advised of his rights, which he waived, and denied choking the with anything, to include a nightstick, nor did he see anyone do so. Consented to undergo a polygraph examination to verify the truthfulness of his statement.	1
INSTRUMENTATION: NA OCO) C1	,
OBSERVATIONS: NA	1
EXAMINER'S CONCLUSIONS: During the pre-instrument phase, and declined polygraph testing, but consented to discuss the matter under investigation. In the pre-instrument phase in the previous of the previous provided. In the pre-instrument phase, and the previous phase in the pre-instrument phase, and the pre-instrument phase phas	
As no polygrams were collected, no opinion as to the truthfulness of the truthfulness	
WITNESS, MONITOR OR INTERPRETER: INV	
EXAMINEE NATIVE LANGUAGE: English LANGUAGE(S) USED DURING THE EXAMINATION: English	
EXHIBITS: The allied documents are on file with the original report at the US Army Crime Records Center.	
///ORIGINAL SIGNED///	
modelin store of the	

Polygraph Examiner,

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RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE **AUTHORITY:** Title 10, United States Code, Section 3012(g) PRINCIPLE PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. ROUTINE USES: Your Social Security is used as an additional/alternative means of identification to facilitate filing and retrieval. DISCLOSURE: Disclosure of your Social Security Number is voluntary. DATE: 30 JIN OY LOCATION: FORT CARSON,CO FILE NUMBER: 0009-04-CID679-83486-5H1 NAME (Last, First MI): SSAN: GRADE / STATUS: SPC ORGANIZATION OR ADDRESS: AVIM TROOP SUPPORT SODN, 3RD ACR, FORT CARSON, CO, 80913 RIGHTS WAIVER/NON-WAIVER CERTIFICATE 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/accounting regarding Negligent Homicide 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: 1. I do not have to answer questions or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. (For personnel subject to the UCMI) 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. (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. 4. If I am now willing to discuss the offense(s) under investigation, with, or without a lawyer present, I have the right to stop answering questions at any time or speak privately with a lawyer before answering further, even if I sign the 5. COMMENTS: Have you ever been advised of your legal rights and requested legal counsel? D 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. Witness# 2 Signature of Witness 11th Manay rolice Battalion (CID)

Fort Hood, TX 76544

NON-WAIVER CERTIFICATE

I do not want to give up my rights: I want a lawyer: \square I do not want to be questioned or say anything: \square

Signature of Interviewee:

DA Form 3881-E

LAW ENFORCEMENT SENSIFICIAL USE ONLY FOR OFFICIAL USE ONLY



025260

UU 371

SWURIT STATEMENT

<u>LOCATION</u>: FORT CARSON,CO, 80913 <u>FILE NUMBER</u>: 0009-04-CID679-83486-5H1

TIME: 225

NAME:

SSAN:

<u>GRADE/RANK: SPC</u>

ORGANIZATION OR ADDRESS: AVIM TROOP SUPPORT SODN, 3RD ACR, FORT

CARSON,CO, 80913

"m" = b(6)(4)/b(7)(c)(4)

all pres

want to make the following statement under oath:

This statement is being prepared to clarify issues that were not fully explained or discussed in my earlier statements to CID.

This statement is being prepared for me by SA but the thought and content of this statement are my own.

When I discussed the incident surrounding the eventual death of Mr. in Al Asad, Iraq on 9 Jan 04, I had stated that I had witnessed SPC S&T Troop Support Squadron, 3rd ACR choke Mr. with a nightstick. Today when I was initially interviewed, I stated that I was not 100% sure that it was SPC used the nightstick on MR. but I stated that I was pretty certain that it was SPC After thinking about this incident further, I have to admit that I am positive and 100% certain that it was SPO who used the nightstick on MR. Furthermore. I have to admit that SPC lid not choke MR. ith the nightstick, but used the nightstick to make MR. rather, SPC stand up. At the time of was sitting down on the ground and refused to stand up. He this incident, MR. had just tried to escape and we were worried about how we were going to explain how this had almost been accomplished. We were all under a lot of stress due to the actions of MR. and when he refused to stand up, SPC got "pissed off" at MR. and then he got behind MR. and placed his nightstick under the chin of then used upward pressure on the nightstick and used it to MR. SPC force MR. into a standing position. This only took about 5 or 6 seconds to accomplish and when MR. was on his feet, SPC emoved the nightstick from the chin of MR. I did not observe SPC choke MR. and since he did not pull back on the nightstick nor press it against the neck of MR. I do not think it was possible for SPC to have choked MR. anyway.

The reason I am having problems discussing this incident is that I feel badly that I have to report SPC for what he did. SPC is a good friend of mine and I really like him, so it is hard for me to tell what I had observed SPC do as far as the nightstick with MR. is concerned.

Although I did say that I observed SPC choke MR. hat was not a truthful statement since SPC did not actually choke MR. I just did not know how to say what I meant, so I used the word "choke", but that was not entirely correct.

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

DA Form 2823-E

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EXHIBIT 47

I also want so say that I did not choke MR. choke him either. I also did not beat nor strike MR. do so either, with the exception of the one time that on the side of his face with an open hand after MR. I have now told the entire truth about this incident a	had tried to escape.
b(1)(c)(4)	-b165
Sworn Statement of SPC taken at FORT CONTINUED:	CARSON,CO,, 30-Jun-04,
AFFIDA	VIT
<u>~9165</u>	
have read or have had read and ends on page 2. I fully understand the contents of	I to me this statement which begins on page 1
statement is true. I have initialed all corrections and	have initialed the bottom of each page
containing the statement. I have made this statement	
without threat of punishment, and without coercion,	unlawful influence or unlawful inducement
Witness #1:	16,
the state of the s	
	(Signa Naking Statement)
	Subscribed and sworn before me, a person authorized by law to administer
674	Subscribed and sworn before me, a
\b7\cl	Subscribed and sworn before me, a person authorized by law to administer
	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at
Witness #2:	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at
	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at
	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at SA (Typed name of Person Administering Oath)
	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at
	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at Solution of June 2004 at Solution of June 2004 at Solution of Person Administering Oath) Salution of Person Administering Oath) Article 136 (b) (4) UCMJ
b7cs	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at FOR SA (Syped name of Person Administering Oath) Article 136 (b) (4) UCMJ (Authority to Administer Oath)
	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at (organiture and error Administering Oath) SA (Typed name of Person Administering Oath) Article 136 (b) (4) UCMJ
INITIALS OF PERSON MAKING STATEMENT DA Form 2823-E	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at FORMAR (Typed name of Person Administering Oath) Article 136 (b) (4) UCMJ (Authority to Administer Oath) PAGE 2 OF 2 PAGES
INITIALS OF PERSON MAKING STATEMENT	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at (organituse and error Administering Oath) SA (Typed name of Person Administering Oath) Article 136 (b) (4) UCMJ (Authority to Administer Oath) PAGE 2 OF 2 PAGES
INITIALS OF PERSON MAKING STATEMENT DA Form 2823-E	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at the second Administering Oath) SA (Typed name of Person Administering Oath) Article 136 (b) (4) UCMJ (Authority to Administer Oath) PAGE 2 OF 2 PAGES
INITIALS OF PERSON MAKING STATEMENT DA Form 2823-E FOR OFFICIAL LAW ENFORCEMENT SENSITIVE	Subscribed and sworn before me, a person authorized by law to administer oaths, this 30th day of June 2004 at FORM (SA) (Typed name of Person Administering Oath) Article 136 (b) (4) UCMJ (Authority to Administer Oath) PAGE 2 OF 2 PAGES USE ONLY

	To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES:	Your Social Security is used as an additional/alternative means of identification
DISCLOSURE:	to facilitate filing and retrieval. Disclosure of your Social Security Number is voluntary.
그러는 병수 환하는 일이 이동을 함께	The state of the s
LOCATION: Fort Cars	104_CID679_83486_5H1
NAME (Last, First MD).	SSAN: GRADE / STATUS: SGT
ORGANIZATION OR A	ADDRESS: Maint Troop, Supt Sqdn 3rd ACR, Fort Carson, CO, 80913
	마스트를 하게 하실하게 하고 말라면 하는 것이 모든 사용하게 모든 경우를 하는 것이 되었다. 한 사용을 통해 있었다. 중요를 살아보고 하는 것은 사용을 하고 있다. 사용을 하는 것은
	RIGHTS WAIVER/NON-WAIVER CERTIFICATE
	name appears below told me that he/she is with the United States Army Criminal Investigation
suspected/accessed: Neg	gent and wanted to question me about the following offense(s) of which I am
	any questions about the offense(s), however, he/she made it clear to me that I have the
following rights:	
1. I do not have to answe	er questions or say anything.
	can be used as evidence against me in a criminal trial.
	t to the UCMJ) I have the right to talk privately to a lawyer before, during, and after a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange
	Sovernment or a military lawyer detailed for me at no expense to me, or both.
	ect to the UCMJ) I have the right to talk privately to a lawyer before, during, and after
	a lawyer present with me during questioning. I understand that this lawyer can be one that I
arrange for at my own ex any questioning begins.	pense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before
4. If I am now willing to	discuss the offense(s) under investigation, with or without a lawyer present. I have the right
	o discuss the offense(s) under investigation, with, or without a lawyer present, I have the right ons at any time or speak privately with a lawyer before answering further, even if I sign the
to stop answering questic waiver below.	ons at any time or speak privately with a lawyer before answering further, even if I sign the
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LAW ENFORCEMENT SENSITIVE
FOR OFFICIAL USE ONLY

025263

AUTHORITY: PRINCIPLE PURPOSE:	Title 10, United States Code, Section 3012(g) To provide commanders and law enforcement officials with means by which
ROUTINE USES:	information may be accurately identified. Your Social Security is used as an additional/alternative means of identification
DISCLOSURE:	to facilitate filing and retrieval. Disclosure of your Social Security Number is voluntary.
LOCATION: FORT C. FILE NUMBER: 0009- NAME (Last, First MI):	ARSON, CO DATE: 28 July 6 4 MME; 675 1
The investigator whose in Command as a Special Assuspected/assused: New Before he/she as following rights. 1. I do not have to answ 2. Anything I say or do 3. (For personnel subject questioning and to have for at no expense to the Command Comman	RIGHTS WAIVER/NON-WAIVER CERTIFICATE name appears below told me that he/she is with the United States Army Criminal Investigation Agent and wanted to question me about the following offense(s) of which I am
questioning and to have arrange for at my own exany questioning begins. 4. If I am now willing to stop answering question waiver below.	a lawyer present with me during questioning. I understand that this lawyer can be one that I keense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before to discuss the offense(s) under investigation, with, or without a lawyer present, I have the right ons at any time or speak privately with a lawyer before answering further, even if I sign the you ever been advised of your legal rights and requested legal counsel in the past 30 days?
	s stated above. I am now willing to discuss the offense(s) under investigation and make a g to a lawyer first and without having a lawyer present with me.
§-7 M? Vet CIS Witness#2	
Signature of Witness	T1th Military Police Battalion (CID) Fort Hood, TX 76544
I do not want to give up	NON-WAIVER CERTIFICATE my rights: I want a lawyer: ☐ I do not want to be questioned or say anything: ☐
Signature of Interviewee	
DA Form 3881-E	
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	FOR OFFICIAL LISE ONLY
V ENFORCEMEN FOR OFFICIAL U	T SENSITIVE EXHIBIT 49

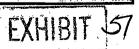
ACLU-RDI 2285 p.137

	CEDURE/WAIVER CERTIFICATE 90-30; the proponent agency is ODCSOPS
	ED BY THE PRIVACY ACT
ROUTINE USES: Your Social Security Number is used as	cement officials with means by which information may be accurately identified. s an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Num	aber is voluntary. 2. DATE 3. TIME 1.4. FILE NUMBER
Higgistia Police Dept, Higgistia, IA	8. ORGANIZATION OR ADDRESS 2133 Than sportation Company
7. GRADE/STATUS E-6	IA Nation Guard
	ER/NON-WAIVER CERTIFICATE
SECTION A. Rights	
suspected/accesses: <u>ries ligent how ctde fallse affice</u> Before he/she asked me any questions about the offense(s), however, l 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 criming. (For personnel subject to the UCM) I have the right to talk priva	ted to question me about the following offense(s) of which I am () he/she made it clear to me that I have the following rights:
	-0)-
(For civilians not subject to the UCMJ) I have the right to talk private present with me during questioning. I understand that this lawyer can, want one, a lawyer will be appointed for me before any questioning be	ely to a lawyer before, during, and after questioning and to have a lawyer be one that I arrange for at my own expense, or if I cannot afford a lawyer and egins.
4. If I am now willing to discuss the offense(s) under investigation, wany time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, or speak privately with a lawyer before answering further, every time, and the speak privately with a lawyer before answering further, every time, and the speak privately with a lawyer before answering further, every time, and the speak privately with a lawyer before answering further, every time, and the speak privately with a lawyer before answering further, every time, and the speak privately with a lawyer before answering further, every time, and the speak privately with a lawyer before answering time.	rith or without a lawyer present, I have the right to stop answering questions at wen if I sign the waiver below.
5. COMMENTS (Continue on reverse side)	
SECTION B. Waiver	
awyer first and without having a lawyer present with me.	e offense(s) under investigation and make a statement without talking to a
WITNESSES (if available) a. NAME (Type or Print)	3, SIGNATURE OF INTERVIEWEE
FONT BARBOLLE 26310	A SIGNATURE OF INVESTIGATOR
De. NAME (Type or Print) DO ORGANIZATION OR ADDRESS AND PHONE	-SA
ONDATION ON ADDRESS AND FRONE	87th MP Det (ABN) (CID) Fort Bragg, NC 28310
SECTION C. Non-waiver	
. I do no want to give up my rights ☐ I want a lawyer 2. SIGNATURE OF INTERVIEWEE	☐ I do not want to be questioned or say anything
D 1 MONTH (6004) 1071 10 10 10 10 10 10 10	(DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED
LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY	EXHIBIT 5
FOK OFFICIAL DOL OTTO	

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For use of this form, see AR 190-3	0; the propone	nt agency is OI	OCSOPS	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
DATA REQUIRED	BY THE PRIVAC	Y ACT		
AUTHORITY: Title 10, United States Code, Section 3012(g) PRINCIPAL PURPOSE: To provide commanders and law enforcement or ROUTINE USES: Your Social Security Number is used as an addit DISCLOSURE: Disclosure of your Social Security Number is v	tional/alternate me	by which informat ans of identificatio	ion may be accurately id n to facilitate filing and i	entified. etrieval.
1. LOCATION	1 2. [DATE	3. TIME	4. FILE NO.
FORT CARSON CO	19	Aucov	1500	4. FILE NOCIDEX,
FORT CARSON; Co 5. NAME (Last, First, MI)		90604 ORGANIZATION	OR ADDRESS	
	St	T Support	Sod	
6. SSN 7. GRADE/STATUS E-4/S/2C	310	ACIR, FT	Sod Canson, Co	80913
PART 1 - RIGHTS WAIVER	NON-WAIVER	ERTIFICATE		
Section A. Rights				
The investigator whose name appears below told me that he/she is with the United	States Cim	incl Inves	tigation Divise following offense(s) of	Stori"
Army				which I am
suspected/accused negliceant homicide, Ralse office lesse asked me any questions about the offense(s), however, he/she made	kwent (11	7		
1. I do not have to answer any questions or say anything.	it clear to me that I	nave the following	grights:	
2. Anything I say or do can be used as evidence against me in a criminal trial.				
3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer				
during questioning. This lawyer can be a civilian lawyer I arrange for at no exp	ense to the Govern	ment or a military	awyer detailed for me at	no expense to me,
or both.	4.			
	ΟΓ <i>≃</i>			
(For civilians not subject to the UCMJ) I have the right to talk privately to a law during questioning. I understand that this lawyer can be one that I arrange for at appointed for me before any questioning begins.				
4. If I am now willing to discuss the offense(s) under investigation, with or withou	t a lawver present.	I have a right to sto	on answering questions a	t any time, or speak
privately with a lawyer before answering further, even if I sign the waiver below				
5. COMMENTS (Continue on reverse side)			<u> </u>	
Section B. Waiver				
I understand my rights as stated above. I am now willing to discuss the offense(s) without having a lawyer present with me.	ınder investigation	and make a statem	ent without talking to a l	awyer first and
WITNESSES (If available)	3. SICHLETTE			
1a. NAME (Type or Print)			67	145
b. ORGANIZATION OR ADDRESS AND PHONE		IGA	TOR	
85TH MA DUT (CTO) 674				
PT. Brand NC Sello	77.07	Day to any o	4 MC D	<u> </u>
2a. NAME (Type or Print)	SA	INVESTIG	ATOR	
b. ORGANIZATION OR ADDRESS AND PHONE		TION OF INVEST	IGATOR	
		Net (CIA)		· · ·
		G, NC, à		
Section C. Non-Waiver				
1. I do not want to give up my rights:				
☐ I want a lawyer.	🔲 I do not	want to be questio	ned or say anything.	
2. SIGNATURE OF INTERVIEWEE		*		
A STRACH THIS WAR HED CONTINGATION OF A STRACK CONTOURS OF A STRACK		HOY IN YOUR ST SE	ations not meet as	Nom/L GOVY
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA	<u> </u>		COTED BY THE SUSP	ECT/ACCUSED.
LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY	/ 84 IS OBSOLET	₿.	E)	(HIBIT 57

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For use of this form, see AR 190	0-30; the proponent agency is ODCSOPS
DATA REQUIRED	D BY THE PRIVACY ACT
	ment officials with means by which information may be accurately identified. In additional/alternate means of identification to facilitate filing and retrieval. It is voluntary:
1. LOCATION CANSON, CD.	2. DATE 19 AV6 2004 3. TIME 3. FILE NO. OC9-04-010609-834
5. NAME (Last First MI)	8. ORGANIZATION OF ADDRESS AVIM TROOP SUPPORT SOURD
6. SSN GRADE/STATUS	320 ACR, FONT CANSON, 60 80913
PART I - RIGHTS WAIVER	NON-WAIVER CERTIFICATE
Section A. Rights	
during questioning. This lawyer can be a civilian lawyer I arrange for at no or both. (For civilians not subject to the UCMJ) I have the right to talk privately to during questioning. I understand that this lawyer can be one that I arrange appointed for me before any questioning begins	and wanted to question me about the following oriense(s) of which I am Stray Stray of the following rights.
privately with a lawyer before answering further, even it I sign the waiver before	the contract of the second of the contract of
5. COMMENTS (Continue on reverse side)	
Section B. Waiver	
1 understand my rights as stated above. I am now willing to discuss the offense(s without having a lawyer present with me.	i) under investigation and make a statement without talking to a lawyer first and
WITNESSES (If available)	3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)	6763
b. ORGANIZATION OR ADDRESS AND PHONE	SIGN
2a. NAME (Type or Print)	Sa
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 87 M. Det (CID)
Section C. Non-waiver	FT BRAGG, INC 28310
I do not want to give up my rights:	
☐ t want a lawyer.	l do not want to be questioned or say anything.
2. SIGNATURE OF INTERVIEWEE	
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2	2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED
DA FORM 38%WENPORCEMENT SENSITIVE FOR OFFICIAL USE ONLY	EXHIBIT 52

ACLU-RDI 2285 p.140

For use of this form, see AR 190-45; the propone	ent agency is Office of The Deputy Chief of Staff for Personnel.
LOCATION FORT CARSON, CO 80913	DATE 19 A Short TIME THE NUMBER
LAST NAME FIRST NAME MIDDLE NAME	SOCIAL SECURITY NUMBER GRADE/STATUS
ORCHITATION OR ADDRESS VIRTION OR ADDRESS TROOP 3	MACR. FONT CARGOL CO
Po 9 Jan 04 The Dallague	SECUPED and when I Noticed
Him He was within my is	est Quess 7-10 Feet From the
Door I stood up From My	Donalis of 11 Diana
which was to my Best Buess	about an Feet would
When I got to him Ho u	vas Just out sive the Door
abour 4705 Feet outside	I took Him Down 15.1
The sholders and a down	ward spinning notian
We Both sell after that de	
as Iast as I could.	were Behind
Me out the Doop. Then C	ame wood Behind
Him and Pointed MIG HE	
	tolding mean
Q DIC	
Q: What time did this occur?	
A: around 2. Am 230 Am	
O:Which prisoner are you falking	e o(-o. +2
A. Service	<u>C C 3001.</u>
O: Who was with you when you	noticed the suspine?
A: and My Self	The property of
O: how in detail did he fall?	
A: Butt frist withen Back 7	hen Flat on Buch 18
were he stayed.	
Di Did you have to hold him down	after he was down?
	easing Moving He was scared
Or Where was the rest of the mais	
O'Where was the rest of the gay's	coshins with you?
EXHIBIT INITIALS OF PERSON MAKING STATES	MENT
ADOUTIONAL DATE	PAGE 1 OF 4 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "S" THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE IN INITIALED AS "PAGE", WHEN ADDITIONAL	TATEMENT OFTAKEN AT DATED CONTINUED."
INITIALED AS "PAGE OF PAGES." WHEN ADDITIONA AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE	
DA FORM 28 28 FORCEMENT SENSITIVE	DA FORM 2823. 1 JAN 68 WHICH WILL BE LIGED A FOR INTERPRETATION
FOR OFFICIAL USE ONLY	EXHIBIT D
A TOTAL WILL STORY OF THE STORY	025268 00 379
ACITI-RDI 2285 n 1/1/1/1/1/10/15	020200

DOD-050799

- <u>^ ^ 다리 : "종주</u> 왕이 전환 전환 전환 경향 전환 전환 경향 전환 전환 경향 전환 전환 경향 전환 전환 경향 전환
A: was helping me by yelling thim and Tring to Find outs.
Had a M16
a. How was mostified of the escape?
The Loonest know the last I know to
The state of the s
A: we all made a Doal, and I stuck By it untill Now
I don't know why at dich
Of when did you make this deal and with who?
1. Everyone on my shift and I was up By the House
Cheveryone on your short do you mean
A. yes, wo one size.
O'cinat exactly was the deal?
A: Just "The Don't Say any think I would get any Body i'w trouble.
A: going outside and the Detail of the Escupe
Of How was the detende moving after he was captured?
A: got up on this own and walked to the Detaining area. Then
We keep him anohe By Standing him up and Sitting
2 De 1900 at cont one ofto
a Did you or any one else have to manually stend how up or s. I have
A: Besides and myse F used his arm to stand
Hom up.
Did you or any one also all and
delenee.
7: NO
Di What was the condition of the deternee when you left for the day?
- sitting stackled to the Canon of Illians
WI WAY DID YOU AND THE DIVINE OF MEN DIE THE
10 191 0.10 21C1. 1001C1.
A: By the time I /we notified him I was to late He was
to close to the Door
UTIAL O OF BETTAGE

LAW ENFORCEMENT SENSITIVE
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ACLU-RDI 2285 p.142

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PAGE Z OF 9 PAGES

EXHIBIT 5

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DATED 19 NGOF

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12: WHO ASKED YOU ABOUT YOUR STATEMENT WITH THES	office.
Ar land a make than one accertions about	<u>, </u>
the stick with	
Q' OSO YOU TELL THEN THE SAME THERE YOU TOLD THES	Office
IN YOUR Sword STATEMENT.	
A: NO I DIEN'T want them to know That I	· · .
told the truth.	
D: DO YOU HAVE ANYTHING ELSE TO AND TO THIS STATEM	ent
A; NO.	
	· ·
	

INITIALS OF PERSON MAKING STATEMENT LAW ENFORCEMENT SENSITI FOR OFFICIAL USE ONLY

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EXHIBIT, 52

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AFFI	DAVIT
	. HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
HICH BEGINS ON PAGE 1 AND ENDS ON PAGE 4. I FULLY UNDERS IE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AN	D HAVE INITIALED THE ROTTOM OF EACH PAGE CONTAINING THE
ATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOI ID WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL II	PE OF BENEFIT OR REWARD. WITHOUT THEFAT OF PUNISHMENT
	of Read Making Challenger
WITNESSES:	(Signature of Person Making Statement)
SA	Subscribed and sworn to before me, a person authorized by
CITE MA BOT (CID)	to administer oaths, this A day of AUG , 20 04 at FORT CARSON CO.
ORGANIZATION OR ADDRESS	
bre 1 <	ature of Person Administering Oath)
	SA
ORGANIZATION OR ADDRESS	(Typed Name of Person Administering Oath)
	AVET 136 (b) (4) UCMS (Authority To Administer Oaths)
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THE THEO OF LENGOR INVIDING STATEMENT	PAGE 4 OF PAGES
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CLU-RDI 2285 p.144	

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. LOCATION FORT CARSON CO ORGANIZATION OR ADDRESS St Tropped Googl THE 3 ACIR, FORT CARSON, CO PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE Rights Section A. The investigator whose name appears below told me that he/she is with the United States Army Climinal Investigation Division and wanted to question me about the following offense(s) of which I am seo Medigecut homicade, false statementill 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 l arrange for at no expense to the Government or a military lawyer iterated for me at no expense to me, (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 Lam 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-COMMENTS (Continue on reverse side) Section B. 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. WITNESSES (If available) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE NAME (Type or Print) 6. ORGANIZATION OF INVESTIGATOR タググ MP ()et ((14) ORGANIZATION OR ADDRESS AND PHONE FT BRAGG, NC 28310 Section C. Non-waiver I do not want to give up my rights: I want a lawyer. I do not want to be questioned or say anything. SIGNATURE OF INTERVIEWEE ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACC<u>USED</u> DA FORM 3881WPW ORCEMENT SEINEM EOV 84 IS OBSOLETE FOR OFFICIAL USE ONLY 383 025272

For use of this form, see AR 190-30; the proponent agency is ODGSOPS

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) To provide commanders and law enforcement officials with means by which information may be accurately identified. PRINCIPAL PURPOSE: **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 veluntary. LOCATION ORT MARSOW. ORGANIZATION OR ADDRESS NAME (Last, First, MI) STT TROUP, Support Sad 3 ACR, FT CANSON, CO RIGHTS WAIVER/NON-WAIVER CERTIFICATE Section A. The investigator whose name appears below told me that he/she is with the United States Army Climinal Investigation Division and wanted to question me about the following offense(s) of which I am suspected/accused negligery homsciale, Felse stelement 111 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. (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. COMMENTS (Continue on reverse side) 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. WITNESSES (If available) 1a. NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 2a. NAME (Type or Print) 6. ORGANIZATION OF INVESTIGATOR ORGANIZATION OR ADDRESS AND PHONE BRAGE NC 28210 Section C. Non-waiver I do not want to give up my rights: I want a lawyer. I do not want to be questioned or say anything. SIGNATURE OF INTERVIEWEE ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED DA FORM 3881 - NOV-89 CEMENT SENSETTIME OF NOV B4 IS OBSOLETE FOR OFFICIAL USE ONLY 025273 00

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

ACLU-RDI 2285 p.146

DOD-050804

For use of this form, see AR 190			and a second
DATA REQUIRED	BY THE PRIVACY A	CT .	
AUTHORITY: Title 10, United States Code, Section 301 PRINCIPAL PURPOSE: To provide commanders and law enforcer Your Social Security Number is used as a DISCLOSURE: Disclosure of your Social Security Number	ment officials with means by n additional/alternate means er is voluntary.	of identification to facilitate	e filing and retrieval.
T. LOCATION	2. DATB	3. TIME	4. FILE NUMBER
Fort Eustis, VA	16 Sep 04	0966	0009-04-CID679- 83486
6. SSN 7. GRADE/STATUS E-4 / SPC	8. ORGANIZATION OR ADI AVIM Troop, Supp Fort Carson, CO 80	ort Squadron, 3rd Arr	nored Cavalry Regiment,
PART I - RIGHTS WAIVE	R/NON-WAIVER CEI	RTIFICATE	
SECTION A. Rights			· · · · · · · · · · · · · · · · · · ·
Before he/she asked me any questions about the offense(s), however, he i. I do not have to answer any questions or say anything. 2. Anything I say or do can be used as evidence against me in a crimina i. (For personnel subject to the UCMI) I have the right to talk private present with me during questioning. This lawyer can be a civilian lawyer for me at no expense to me or both.	al trial. ly to a lawyer before, duri	nat I have the following	rights: g and to have a lawyer
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(For civilians not subject to the UCMJ) I have the right to talk privately present with me during questioning. I understand that this lawyer can be want one, a lawyer will be appointed for me before any questioning beg 4. If I am now willing to discuss the offense(s) under investigation, with	e one that I arrange for at ins. h or without a lawyer pres	my own expense, or if I ent, I have the right to st	cannot afford a lawyer and
any time, or speak privately with a lawyer before answering further, eve	n if I sign the waiver belo	w.	
5. COMMENTS (Continue on reverse side)			
SECTION B. Waiver			
understand my rights as stated above. I am now willing to discuss the	offense(s) under investiga	tion and make a stateme	nt without talking to a
awyer first and without having a lawyer present with me. WITNESSES (if available)	3. SIGNATURE OF INTERV	VIEWEE	
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87 POetCJO			
Fort- Orags NC 28310-5000			56701
a. NAME (Type or Print)	C. A. PEDANIN	ATOK TO A STATE OF THE STATE OF	<i></i>
ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF IN		
	87th MP Det (ABN	(CID)	*
	Fort Bragg, NC 283		
		·	
SECTION C. Non-waiver			
. I do no want to give up my rights	-	-	4.
☐ I want a lawyer 2. SIGNATURE OF INTERVIEWEE	I do not want to	be questioned or say a	nything
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (I	A EODM 2022) CIDOROTO	ENTI V EVECTORES STA	FILE GLIODECTE A COLIGED
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ACLU-RDI 2285 p.147

DOD-050805

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AGENT'S INVESTIGATION REPORT

00066-04-CID065

CID Regulation 195-1

Page 1 of 1 Pages

On 18 Jun 04, this office received a Request for Assistance (RFA) from the Fort Bragg Resident Agency (RA), Fort Bragg, NC, to conduct an interview of SSG 2133rd Transportation Company, concerning his knowledge of the death of an Iraqi prisoner at a Forward Operating Base (FOB).

About 1250, 25 Jun 04, SA the state of this office, coordinated with SSG egarding his interview. SSG stated he would be available for interview at 1200, 29 Jun 04.

About 1205, 29 Jun 04, SA and advised SSG and of his rights, which he waived and rendered a sworn statement. SSG and added detailed his knowledge of the escape attempt and detainment of the prisoner. SSG and stated the prisoner had a large bruise on his abdomen prior to his escape, and his condition was unchanged after his capture. SSG and added the did not see PFC and strike or choke the prisoner, nor did he see anyone else strike or choke the prisoner after his capture.

STATUS: This is a final report. No further investigative activity is anticipated by this office.///LAST ENTRY///

SA

Fort McCoy CID Office
3rd Military Police Group (CID),
Fort McCoy, WI 54656

Signature:

Date:

CID Form 94

AW ENFORCEMENT SENSITIVE
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EXHIBIT:

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

LOCATION: Fort McCov CID Office

DATE: 29 Jun 04

TIME: 120

FILE NUMBER: 0066-04- CID065

NAME (Last, First MI):

SSAN:

GRADE / STATUS: SSG/ USNG

ORGANIZATION OR ADDRESS: 2133" Transportation Company; 33800 Dewey Road, Centerville, IA 52544

RIGHTS WAIVER/NON-WAIVER CERTIFICATE

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. Negligent Homicide///

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:

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

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

3. (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,

(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.

4. If I am now willing to discuss the offense(s) under investigation, with, or without a lawyer present, I have the 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: Have you requested legal counsel in the last 30 days? N

nderstand 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.

Witness#1 67c1	b70	
Signature of Witness Witness# 2	Signature of Interv	/
Signature of Witness NON	Fort McCoy CID Office, USACIDC Fort McCoy, WI 54656 I-WAIVER CERTIFICATE) b7C)
	awyer: I do not want to be questioned or say anything:	
DA Form 3881-E		†

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CATION /		DATE , TI	ME PLE NUMBER	
edar KApi	ds, IA 5240	2 29 Jun 04	1321 0066-04	110065
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rim he want	ed town for the	door and when	he turned to she do	· 0/
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nplace By	the end of our	shift we had h	in back inhis Cel	1 and
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r post and ar	rate in his cell.	It was obser	red that The detail	nee
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ACLU-RDI 2285 p.150

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	요하는데 하고 있다. 함께 얼마를 되었는 수 있었다. 이 그 없는데
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and the state of 	
	
	AFFIDAVIT , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
VHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 1 FULL	Y UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME.
TATEMENT THAVE MADE THIS STATEMENT FREELY WIT	TIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE THOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT,
ND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UN	ILAWFUL INDUCEMENT.
	(Signature of the long Statement)
WITNESSES:	- North Control (1984년 - 1984년
	Subscribed and sworn to before me, a person authorized by law to administer oaths, this 30 day of June 2004 at Ladar Rapids JA 51402
	at Codar Rapids AA 51402
ORGANIZATION OR ADDRESS	
	(Signature Gammistering Cath)
	SA
ORGANIZATION OR ADDRESS	(Typed Name of Person Administering Oath)
ONGANIZATION ON ADDITION	ART 136, UCMJ /5 USC, Section 303
	(Authority To Administer Oaths)
INITIALS OF PERSON MAKING STATEMENT	7 7
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LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY	PAGE 2 OF 2 PAGES EXHIBIT 025278

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SWORN STATEMENT (automated)

For use of this form, see AR 190-45: The proponent agency is Office of Staff for Personnel.

Location Date Time File Number Fort McCoy, WI 54656 29 Jun 04 7321 0066-04-CID065-

LAST NAME, FIRST NAME, MI SOCIAL SECURITY NUMBER

GRADE/STATUS

SSG/ USANG

ORGANIZATION OR ADDRESS

2133rd Transportation Company, 33800 Dewey Road, Centerville, IA 52544

I,SSG WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

1521 Q. SA

A. SSG I

Q. Did you see anyone involved in the recapture of the escaping

prisoner strike or beat him?

A. No, besides wrapping his arms around the prisoner and pushing him against a wall till others could secure him. asked for a set of leg irons, which someone had removed, and I provided a pair of irons to secure the prisoner. I then went to the area the prisoner had escaped from and repaired the cell so the prisoner was unable to escape again. After I fixed the area, the prisoner was brought back into the cell area and shackled to a corner post. Shackling the prisoner to the post did not prevent the prisoner from lying down, or sitting. However, if he attempted to move from the corner post area and length of the shackle, he would have to move the 200 pound post.

Describe the prisoner's physical condition prior to his escape?

He had a large bruise on his abdomen, and a couple of cuts or abrasions on his face and hands. I did not think any of the injuries were life threatening.

Describe the prisoner's condition after his capture?

His condition was the same.

Did you see PFC strike or choke the prisoner?

Α.

While repairing the cell, did you see PEC strike or choke the prisoner?

Α.

Did you see SPC strike the prisoner during the capture, or Q. afterwards?

Did you hear PFC SPC SPC or anyone else yelling at the prisoner while you were working on the cell?

What time was it when the incident took place? Q.

Between 0200 and 0400, end of Dec 03, first of Jan 04. Α.

Where did the incident take place?

Detainee area Hanger, Al Asad, Iraq.

Q. What time did your shift end?

EXHIBIT INITIALS OF PERSON MAKING STATEMENT AGE 1 OF PAGES

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

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- A. About 0400.
- Q. Did the entire crew of soldiers end there shift at the same time?
- A. Yes we did.
- Q. At the end of your shift, what was the prisoner's condition?
- A. He was the same, sitting up and did not appear in any type of distress.
- Q. When did you hear the prisoner had died?
- A. The NCOIC came in and woke me up, I think it was around Noon the same day.
- Q. Why did he wake you up?
- A. He woke me up because I had not reported the incident that the prisoner had escaped. I passed the information onto the next shift commander, and I was also supposed to have woken the NCOIC, which I did not do. They wanted to be briefed on the escape and the condition of the prisoner afterwards.
- Q. When was the last time the prisoner had been interviewed?
- A. I have no idea the last time he had been interviewed.
- Q. What was the prisoner's ISN number?
- A. I can not remember.
- Q. What was the prisoner's name?
- A. I do not recall.
- Q. Describe the prisoner?
- A. Male, Iraqi, 5' tall, 235lbs, black hair, dark colored eyes. He was wearing a Man Dress.
- Q. Do you have anything further to add to this statement?
- A. No, I do not.///END OF STATEMENT///

all bis



EXHIBIT

INITIALS OF PERSON MAKING STATEMENT GE 2 of 3 PAGES

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LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

Organization or Address

INITIALS OF PERSON MAKING STATEMENT FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

PAGE 3 of 3 PAGES

Article 136 UCMJ/ 5 USC, SEC 303

Authority to Administer Oath

VU 392

AGENT'S INVESTIGATION REPORT 0009-04-CID679-83486 CID Regulation 195-1 PAGE 1 OF 1 PAGE DETAILS coordinated with SA Around 1300, 13 Oct 04, SA 11th Military Police Battalion (CID), 6th Military Police Group (CID), Fort Hood, TX 76544, who provided the Polygraph Examination S and T Troop, Support Squadron, 3rd ACR, Fort Reports for SPC Carson, CO, 28 Jul 04, SPC Squadron, 3rd ACR, Fort Carson, CO, 30 Jun 04, and SGT Aviation Maintenance, AVIM, Troop, Support Troop, Support Squadron, 3rd ACR, Fort Carson, CO, 27 Jul 04. (See Polygraph Reports for details) /////////Last item////////

TYPED AGENT'S NAME AND SEQUENCE NUMBER

87th Military Police Detachment (CID) (DSE) (FWD)

Ar Ramadi, (Rifles Base, Iraq)

DATE

13 Oct 04

5 9

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TO FOR OFFICIAL FOR OFFICIAL FOR OFFICIAL USE ONLY

EXHIBIT 59

DEPARTMENT OF THE ARMY
11th Military Police Battalion (CID)
6th Military Police Group (CID)
PO Box V Bldg 2201, 52nd Street
Fort Hood, TX 76544-5000

CICR-PD (195-6)

6/30/2004

6765

MEMORANDUM FOR

Director, United States Army Crime Records Center, United States Army Criminal Investigation Command, 6010 6th Street, Fort Belvoir, VA 22060-5585 Special Agent In Charge, Fort Carson Resident Agency, Sixth Military Police Group (CID) Fort Carson, CO 80913

SUBJECT: Polygraph Examination Report

INVESTIGATIVE CASE REFERENCE: 0009-04-CID679-83486-5H1

AUTHORIZATION NUMBER: 041154, 6/25/2004

DATE(S) OF EXAMINATION: 6/30/2004

LOCATION OF EXAMINATION(S): Fort Hood, TX 76544-5000-

SUBJECT EXAMINED: SPC; AVIM TROOP SUPPORT

SQDN, 3RD ACR, FORT CARSON,CO,

OFFENSE(S): False Swearing regarding Negligent Homicide

PURPOSE OF EXAMINATION: Criminal Investigation

INVESTIGATIVE/OPERATIONAL SUMMARY: Investigation that far has revealed Mr (LTC)

detainee number was detained on 4 Jan 04.

After he was detained, he was placed in an isolation cell located in the Detention Facility, Forward Operation Base (FOB), Rifles Base, Al Asad, IRAQ at the direction of Operation Detachment Alpha (ODA), who wanted to question him. Sometime between 4 and 8 Jan 04, questioned at least two times by members of the ODA. About 0730, 9 Jan 04, guards at the

detention facility ordered all prisoners to stand as punishment for talking. See Sefused to stand and after several warnings, he was shackled to the top of the door frame in order to compel him to continue standing. We was then gagged as he continued to try to talk to other prisoners. About

5 minutes after the was gagged and shackled, guards noticed his eyes were closed and he was slumped over hanging from the shackles. Guards went to the cell and discovered was not

breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed, medical attention was sought. At approximately 0815, 9 Jan

04, medics arrived and checked for signs of life which met with negative results. was

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LAW ENFORCEMENT SENSITIVE ACLUED 12285 18 17 65 0NLY

pronounced dead at 0900, 9 ... 104. On 11 Jan 04, a forensic autopsy is performed on the remains Office of the Armed Forces Medical Examiner at by Dr (CDR) Mortuary Affairs, Baghdad International Airport, Baghdad, Irag. . suffered multiple blunt force injuries to his upper body to include the fracturing of most of his ribs and multiple fractures to some of his ribs. Dr see some opined the blunt force injuries present on the upper body of vere consistent with a beating and the bruises appeared to be a couple of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of death was was asked if would have been able to hide his determined to be a homicide. Dr injuries for several days at which time he stated it was possible, but likely. Dr there should have been some outward signs of injury, such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been gagged and forced to stand. The ODA members were subsequently identified as SPC Air Defense Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment, Fort Carson, CO (FCCO); SFC SFC all assigned to B Company (Co), 1st Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY). SFC SFC numerous times in the mid section and ribs on 6 admitted to striking and kicking Jan 04 during their interrogation in an attempt to subdue him when he assaulted SFC admitted to kicking with a fin the chest while his hands were bound during his apprehension when he refused to stop talking. On 9 Jan 04, SGT AVIM Troop, Support Squadron, 3rd ACR related he noticed bruising on s abdomen 2133rd between 2000 and 2200, 8 Jan 04. On 9 Jan 04, SPC Transportation (Trans) Co. Iowa Army National Guard was interviewed and related been in custody for approximately 1 week and he was aware that SFG soldiers had interrogated him. went on to state about 2300, 8 Jan 04 he observed J with his shirt off and noticed several dark bruises on his upper body. According to SSG Trans Co, Iowa Army National Guard who was the supervisor of the guard shift between 0001 and attempted to escape at approximately 0215. SSG 0400, 9 Jan 04, related he was subdued by SPC While being returned to his cell, SSG stated he noticed large sides and he was moving very slowly and appeared to be experiencing bruises on difficulty with all of his movements. SPC was subsequently interviewed and rendered a sworn statement detailing on 8 Jan 04, 1 was complaining his zip tie handcuffs were cutting off the circulation to his hands. SPC removed the cuffs, bandaged the abraded injury and further related that while trying to escape later on during his recuffed shift, he subdued. . SPC , S&T Troop Support Squadron, 3rd ACR related while working as a guard between 0001 and 0400, 9 Jan 04, he witnessed attempt to escape at which time he alerted SGT Maintenance Troop Support Squadron, 3rd ACR and who apprehended and returned him to his isolation cell. SGT elated he and SPC Troop Support Squadron, 3rd ACR placed his shackles when he refused to stand as a punishment for continuing to talk after being told to stop. vas shackled to the top of the door of his cell in such a way to force him to stand and when he refused to stop talking he and related approximately 5 minutes later he discovered gagged him. SGT was interviewed and confirmed SGT not breathing. was advised of his rights, which he waived and provided a statement. On 8 Jun 04, sworn statement in which he stated after attempted to escape SPC S&T Troop Support Squadron, 3rd ACR choked with a police style baton for

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LAW ENFORCEMENT SENSITIVE ACLU-RDR2285101457USE ONLY

WITNESS, MONITOR OR INTERPRETER: SA

EXAMINEE NATIVE LANGUAGE: English

LANGUAGE(S) USED DURING THE EXAMINATION: English

EXHIBITS: 6 polygrams, the polygraph consent form(s) and allied documents are on file with the original report at the US Army Crime Records Center.

670

///ORIGINAL SIGNED///

Polygraph Examiner

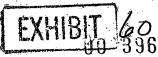
-62

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DEPARTMENT OF THE ARMY

11th Military Police Battalion (CID)
6th Military Police Group (CID)
PO Box V Bldg 2201, 52nd Street
Fort Hood, TX 76544-5000

CICR-PD (195-6)

7/27/2004

MEMORANDUM FOR

Director, United States Army Crime Records Center, United States Army Criminal Investigation Command, 6010 6th Street, Fort Belvoir, VA 22060-5585

Special Agent In Charge, Fort Carson Resident Agency, 6th Military Police Group (CID), Fort Carson, CO 80913

SUBJECT: Polygraph Examination Report

INVESTIGATIVE CASE REFERENCE: 0009-04-CID679-83486-5H1

AUTHORIZATION NUMBER: 041284, 7/20/2004

DATE(S) OF EXAMINATION: 7/27/2004

LOCATION OF EXAMINATION(S): Fort Carson, CO 80913

SUBJECT EXAMINED: ACR, Fort Carson, CO, ;

SGT:

Maint Troop, Supt Sqdn 3rd

dn 3rd /67

OFFENSE(S): Negligent Homicide

PURPOSE OF EXAMINATION: Criminal Investigation

bold

INVESTIGATIVE/OPERATIONAL SUMMARY: Investigation thus far has revealed Mr (LTC)

detainee number was detained on 4 Jan 04.

After he was detained, he was placed in an isolation cell located in the Detention Facility, Forward Operation Base (FOB), Rifles Base, Al Asad, IRAQ at the direction of Operation Detachment Alpha (ODA), who wanted to question him. Sometime between 4 and 8 Jan 04, was questioned at least two times by members of the ODA. About 0730, 9 Jan 04, guards at the detention facility ordered all prisoners to stand as punishment for talking.

Teffused to stand and after several warnings, he was shackled to the top of the door frame in order to compel him to continue standing. Was then gagged as he continued to try to talk to other prisoners. About

5 minutes after was gagged and shackled, guards noticed his eyes were closed and he was slumped over hanging from the shackles. Guards went to the cell and discovered was not breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed, medical attention was sought. At approximately 0815, 9 Jan 04, medics arrived on scene and checked for signs of life which met with negative results.

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ACAM ENDICHESE PENSOS ENSITIVE

was pronounced dead at 096. 9 Jan 04. On 11 Jan 04, a forensic aut by was performed on the Office of the Armed Forces Medical by Dr (CDR) remains of Examiner at Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq multiple blunt force injuries to his upper body to include the fracturing of most of his ribs and multiple fractures to some of his ribs. Dr multiple fractures to some of his ribs. Dr proposed the blunt force injuries present on the were consistent with a beating and the bruises appeared to be a couple of upper body of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of would have been able vas asked if death was determined to be a homicide. Dr to hide his injuries for several days at which time he stated it was possible, but unlikely. Dr tated there should have been some outward signs of injury, such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been gagged and forced to stand. The ODA members were subsequently identified as SPC Air Defense Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment. Fort Carson, CO (FCCO); SFC all assigned to B Company (Co), 1st and SSG Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY). SFC dmitted to striking and kicking Mi and SSG numerous times in the mid section and ribs on 6 Jan 04 during their interrogation in an attempt to subdue him when he assaulted SFC . SPC admitted to kicking chest while his hands were bound during his apprehension when he refused to stop talking. On 9 AVIM Troop, Support Squadron, 3rd ACR related Jan 04, SGT he noticed bruising on abdomen between 2000 and 2200, 8 Jan 04. On 9 Jan 04, SPC 2133rd Transportation (Trans) Co, Iowa Army National Guard was had been in custody for approximately 1 week and he was aware interviewed and related that SFG soldiers had interrogated him. went on to state about 2300, 8 Jan 04 he observed with his shirt off and noticed several dark bruises on his upper body. According to SSG 2133 Trans Co, Iowa Army National Guard who was the supervisor of the guard shift between 0001 and 0400, 9 Jan 04, and attempted to escape at approximately While being returned to his cell. related he was subdued by SPC stated he noticed large bruises on sides and he was moving very slowly and appeared to be experiencing difficulty with all of his movements. SPC was subsequently interviewed and rendered a sworn statement detailing on 8 Jan 04, was complaining his removed the cuffs. zip tie handcuffs were cutting off the circulation to his hands. SPC bandaged the abraded injury and recuffed SPC further related that while trying to escape later on during his shift, he subdued ! SPC Treep Support Squadron, 3rd ACR related while working as a guard between 0001 and 0400, 9 Jan attempt to escape at which time he alerted SGT who apprehended and returned him to his isolation cell. SGT related he , S&T Troop Support Squadron, 3rd ACR placed and SPC in his shackles when he refused to stand as a punishment for continuing to talk after being was shackled to the top of the door of his cell in such a way to force him to told to stop. gagged him. SGT stand and when he refused to stop talking he and was not breathing. When related approximately 5 minutes later he discovered was interviewed, he stated that he placed a gag into the mouth of but he denied that he further maintained that he never put his hands around choked throat in order to choke and he denied seeing anyone else choke was interviewed and confirmed SGT On 8 Jun $0\overline{4}$, vas advised FOR OFFICIAL USE ONLY

is a Polygraph Examination Report. This exhibit will be destroyed not later than three Attached as Exhibit months after the date of the Report of Investigation (AR 195-6, para 2-6b). The original, to include related polygraph records, is at the US Army Crime Records Center, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060-5585.

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anall 6705 of his rights, which he waive and provided a sworn statement in which he stated after attempted to escape, PFC S&T Troop Support Squadron, 3rd ACR choked with a police style baton for approximately 10 to 15 seconds, slapped him in the face with an open hand and yelled at him "What the fuck were you thinking". tated the other person present during the incident besides himself and was SPC denied that he caused any of the injuries to and stated he was being truthful as to what he was reporting about PFC was subsequently advised of his rights which he SPC initially waived and provided a verbal statement denying that he choked with a night stick. or that he slapped him. SPC subsequently stated he wanted to speak with an attorney. was advised of his rights, which he waived and denied he ever saw choke or Medical personnel have stated that did have his Hyoid bone broken. either choked or else he saw someone else choke It is suspected that which ultimately contributed to the death of has denied choking or of knowing who did. was offered and has accepted the opportunity to undergo a polygraph examination to verify the truthfulness of his statement.

<u>INSTRUMENTATION</u>: This examination was conducted using an Axciton computerized polygraph instrument, SN: 4163, last calibrated on the date of the examination.

OBSERVATIONS: Unusual physiological/psychological reactions were not observed during this examination.

EXAMINER'S CONCLUSIONS: During the pre-instrument phase, made no comments or statements contrary to those previously provided.

An analysis of the polygrams collected determined was being deceptive when answering the relevant questions.

maintained that he did not choke During the post-test interview ever strike or hit him in the throat. stated that it was possible that in the heat of the moment when he was trying to put a gag in mouth, that throat. denied that he saw anyone else choke accidentally injured further stated that he felt responsible for the death of or strike him in the throat. since he was the NCOIC of the jail at the time of death and furthermore. was one of the last two people to have any physical contact with declined to be tested further. When related that he was tired and wanted to go home and get some sleep, the interview was terminated.

RELEVANT QUESTIONS USED:

- Q: Did you choke that man?
- A: No.
- Q: Did you choke that detainee in Iraq?
- A: No.
- Q: Did you strike that man in the throat?
- A: No.

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ACLU-RDI 2285 p.161



WITNESS, MONITOR OR TERPRETER: SA

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EXAMINEE NATIVE LANGUAGE: English

LANGUAGE(S) USED DURING THE EXAMINATION: English

EXHIBITS: 4 polygrams, the polygraph consent form(s) and allied documents are on file with the original report at the US Army Crime Records Center.

Polygraph Examiner

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DEPARTMENT OF THE ARMY
11th Military Police Battalion (CID)
6th Military Police Group (CID)
PO Box V Bldg 2201, 52nd Street
Fort Hood, TX 76544-5000

CICR-PD (195-6)

7/28/2004

MEMORANDUM FOR

Director, United States Army Crime Records Center, United States Army Criminal Investigation Command, 6010 6th Street, Fort Belvoir, VA 22060-5585

Special Agent In Charge, Fort Carson Resident Agency, Sixth Military Police Group (CID)

Fort Carson, CO 80913

SUBJECT: Polygraph Examination Report

INVESTIGATIVE CASE REFERENCE: 0009-04-CID679-83486-5H1

AUTHORIZATION NUMBER: 041333, 7/28/2004

DATE(S) OF EXAMINATION: 7/28/2004

LOCATION OF EXAMINATION(S): Fort Carson, CO 80913

SUBJECT EXAMINED: SPC; SPC; S&T TRP, SUPT 676 SQDN,3RD ACR, FORT CARSON, CO,

OFFENSE(S): Negligent Homicide

PURPOSE OF EXAMINATION: Criminal Investigation

162 bycy

INVESTIGATIVE/OPERATIONAL SUMMARY: Investigation thus far has revealed Mr (LTC) detainee number was detained on 4 Jan 04. After he was detained, he was placed in an isolation cell located in the Detention Facility, Forward Operation Base (FOB), Rifles Base, Al Asad, IRAQ at the direction of Operation Detachment b(2)1084 Alpha (ODA), who wanted to question him. Sometime between 4 and 8 Jan 04, questioned at least two times by members of the ODA. About 0730, 9 Jan 04, guards at the detention facility ordered all prisoners to stand as punishment for talking. and after several warnings, he was shackled to the top of the door frame in order to compel him to was then gagged as he continued to try to talk to other prisoners. About continue standing. was gagged and shackled, guards noticed his eyes were closed and he was 5 minutes after slumped over hanging from the shackles. Guards went to the cell and discovered breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed, medical attention was sought. At approximately 0815, 9 Jan 04, medics arrived on scene and checked for signs of life which met with negative results.

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was pronounced dead at 096. 9 Jan 04. On 11 Jan 04, a forensic aut. y was performed on the Office of the Armed Forces Medical 6/6/(4) by Dr (CDR) Examiner at Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq. multiple blunt force injuries to his upper body to include the fracturing of most of his ribs and multiple fractures to some of his ribs. Drawing pined the blunt force injuries present on the were consistent with a beating and the bruises appeared to be a couple of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of was asked if would have been able death was determined to be a homicide. Dr to hide his injuries for several days at which time he stated it was possible, but unlikely. Dr tated there should have been some outward signs of injury, such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been gagged and forced to stand. The ODA members were subsequently identified as SPC Air Defense Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment. Fort Carson, CO (FCCO); SFC , all assigned to B Company (Co), 1st and SSG Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY), SFC admitted to striking and kicking humerous times in and SSG b(6)(4 the mid section and ribs on 6 Jan 04 during their interrogation in an attempt to subdue him when he n the chest while his hands SPC Imitted to kicking assaulted SFC were bound during his apprehension when he refused to stop talking. On 9 Jan 04, SGT AVIM Troop, Support Squadron, 3rd ACR related he noticed bruising on abdomen between 2000 and 2200, 8 Jan 04. On 9 Jan 04, SPC 2133rd Transportation (Trans) Co. Iowa Army National Guard was interviewed and related had been in custody for approximately 1 week and he was aware that SFG soldiers had went on to state about 2300, 8 Jan 04 he observed with his shirt interrogated him. off and noticed several dark bruises on his upper body. According to SSG 2133 Trans Co, Iowa Army National Guard who was the supervisor of the guard shift between 0001 and 0400, 9 Jan 04, attempted to escape at approximately 0215. SSG related he was subdued by SPC with the being returned to his cell, SSG stated he noticed large bruises on the stated he was moving very slowly and appeared to be experiencing difficulty with all of his movements. SPC was subsequently interviewed and rendered a sworn statement detailing on 8 Jan 04, was complaining his zip tie handcuffs were cutting off the circulation to his hands. SPC removed the cuffs, . SPC further related that while trying bandaged the abraded injury and recuffed to escape later on during his shift, he subdued . SPC Troop Support Squadron, 3rd ACR related while working as a guard between 0001 and 0400, 9 Jan attempt to escape at which time he alerted SGT 04, he witnessed Maint Trp, Supt Sqdn, 3rd ACR, Ft Carson, CO and who apprehended and L to his isolation cell. SGT related he and SPC returned his shackles when he refused to stand as a punishment for continuing to talk after being L was shackled to the top of the door of his cell in such a way to force him to told to stop. stand and when he refused to stop talking he and gagged him. SGT related approximately 5 minutes later he discovered not breathing. When interviewed, he stated that he and placed a gag into the mouth of denied that he shoked and and he denied seeing anyone else choke On 8 Jun 04, was advised of his rights, which he waived and provided a sworn statement in which he S&T Troop Support attempted to escape, PFC FOR OFFICIAL USE ONLY

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with a police style baton for app. kimately 10 to 15 seconds. Squadron, 3rd ACR choked, slapped him in the face with an open hand and yelled at him "What the fuck were you thinking". stated the other person present during the incident besides himself and denied that he caused any of the injuries to d stated he was being truthful as to what he was reporting about PFC was subsequently SPC advised of his rights which he initially waived and provided a verbal statement denying that he with a night stick, or that he slapped him. SPC bsequently stated he as advised of his rights, which he waived and wanted to speak with an attorney. SPC choke or slap During the autopsy of denied he ever saw did have his Hyoid bone broken. personnel reported that or else he saw someone else choke either choked It is suspected that which ultimately contributed to the death of has denied choking was offered and has accepted the opportunity to or of knowing who did. undergo a polygraph examination to verify the truthfulness of his statement.

<u>INSTRUMENTATION</u>: This examination was conducted using an Axciton computerized polygraph instrument, SN: 4163, last calibrated on the date of the examination.

OBSERVATIONS: Unusual physiological/psychological reactions were not observed during this examination.

EXAMINER'S CONCLUSIONS: During the pre-instrument phase, made no comments or statements contrary to those previously provided.

An analysis of the polygrams collected determined was being deceptive when answering the relevant questions.

616/4 admitted that he believed he had caused During the post-test interview. stated that immediately after he had gagged had died and he began to worry that his actions had caused the death of related that he throat accidentally, thereby causing his death. began to worry that he injured also related that he was worried that he had tied the gag too tightly when he put it into mouth and that could not therefore breathe and therefore expired. also related that he felt that by putting a gag into night have choked to mouth that death on his own vomit. denied choking L or striking in the throat. stated that during the in-test phase of the polygraph examination, he was worried that he might have accidentally injured throat when he was putting the gag on him. was adamant that he did not deliberately choke nor did he witness anyone stated that he believed his actions with else choking might have maintained that he did not death, but if so, it was accidental since want to do anything to hurt or any of the prisoners. stated that if he did leath, he was willing to suffer the consequences and punishment, if accidentally cause that was necessary. When stated that he had nothing further to say and wanted to leave, the interview was terminated.

RELEVANT QUESTIONS USED:

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LAW ENFORCEMENT SENSITIVE ACLU-ROR228519:4651SE ONLY

approximately 10 to 15 second, slapped him in the face with an open Ad and yelled at him "What stated the other person present during the incident besides the fuck were you thinking". denied that he caused any of the injuries to himself and was SPC and stated he was being truthful as to what he was reporting about PFC vas subsequently advised of his rights which he initially waived and provided a verbal with a night stick, or that he slapped him. statement denying that he choked subsequently stated he wanted to speak with an attorney. SPC was advised of his rights, which he waived and denied he ever saw choke or slap did have his was offered and has accepted the opportunity to undergo a Hyoid bone broken. polygraph examination to verify the truthfulness of his statement.

INSTRUMENTATION: This examination was conducted using an Axciton computerized polygraph instrument, SN: 4163, last calibrated on the date of the examination.

OBSERVATIONS: Unusual physiological/psychological reactions were not observed during this examination.

EXAMINER'S CONCLUSIONS: During the pre-instrument phase. stated that when he with a nightstick, that was not had originally stated that he had observed choke then explained that what had actually occurred was that a correct or truthful statement. was sitting on the ground after his attempted escape and up. When refused to stand, got very angry, and he then went behind and placed his nightstick under the chin of stated that upward pressure on the nightstick to force to his feet. related that he did not with the nightstick and he did not think it was possible for observe i choke J naintained that he had told the truth about the incident with to have done so. and also about actions regarding the treatment of 6/6/4

An analysis of the polygrams collected during Series I, determined that insufficient criteria was present to form a conclusive decision regarding the truthfulness of

During the post-test interview elated that he had told the truth about the treatment of and about denied that neither he or anyone else had actions. declined to undergo further testing saying that he just would rather not stated he had nothing further to add to this undergo further examinations. When investigation, the interview was terminated. Prior to leaving endered a sworn, written statement attesting to the incident with

RELEVANT QUESTIONS USED:

- O: Did you invent that story about placing a nightstick under that man's chin?
- Q: Did you invent that story about using a nightstick to make that man stand up?
- Q: Did you lie about who put a nightstick under that man's chin?
- A: No.

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is a Polygraph Examination Report. This exhibit will be destroyed not later than three Attached as Exhibit months after the date of the Report of Investigation (AR 195-6, para 2-6b). The original, to include related polygraph records, is at the US Army Crime Records Center, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060-5585. Reproduction of this exhibit or it's contents is prohibited

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Q: Did you choke ti., man?

A: No.

Q: Did you choke that detainee in Jan?

A: No.

Q: Did yoù see anyone choke that man?

A: No.

WITNESS, MONITOR OR INTERPRETER: SA

EXAMINEE NATIVE LANGUAGE: English

LANGUAGE(S) USED DURING THE EXAMINATION: English

<u>EXHIBITS</u>: 4 polygrams, the polygraph consent form(s) and allied documents are on file with the original report at the US Army Crime Records Center.

///ORIGINAL SIGNED///

Polygraph Examiner

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Page(s)

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English Translation:

Withheld due to:

____ Foreign Language

_____ Photos depicting Americans

____ Photos depicting foreign nationals

____ Civilian Agency Records

Audio/Video depicting foreign nationals and Americans

Bates Pages 25296-25306 depict photos which are nonresponsive and have not been provided based on application of the Judge's in camera rulings (tourist-type photos)

Page(s)

418

English Translation:

Withheld due to:

____ Foreign Language

_____ Photos depicting Americans

____ Photos depicting foreign nationals

____ Civilian Agency Records

____ Audio/Video depicting foreign nationals and Americans

Bates Pages 25308-25328 depict photos which are nonresponsive and have not been provided based on application of the Judge's in camera rulings (tourist-type photos)

Page(s)

440 - 467

Engli		

Withheld due to:

_____ Foreign Language

_____ Photos depicting Americans

Photos depicting foreign nationals

_____ Civilian Agency Records

Audio/Video depicting foreign nationals and Americans

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	EVICENCE / PROPERTY CUSTODY DOCUMENT		MPR / CID SEQUENCE NUMBER 0009-04-CID679	
For t	use of this form	m see AR 190-45 and AR 195-5; the proponent agency is US Army CDR REPORT / CID ROI NUMBER		
RECEIVING 87 th MF	P Det CID,	(FWD)	LOCATION Ar Ramadi, Iraq	
NAME, GRA	DE and TITLE O	F PERSON FROM WHOM RECEIVED	ADDRESS (Include Zip Code)	
_ OWNE		ne Scene	NA	
⊠ OTHE	ER .	36)(4)(
LOCATION	FROM WHERE O		REASON OBTAINED	TIME / DATE OBTAINED
	EPW site	gear where the body of	Evidence 1104 9 Jan 04	
Mr. Base, I	500	was found, Rifles	9 Jan 04	
 -	ıay		DESCRIPTION OF ARTICLES	
ITEM NO.	QUANTITY	(Include model, s	erial number, fignification and unusual	
1.	1	Rag, cloth in construction, red	and white in color	, suspected to have been used
· · · · ·		as a gag on Mr	L whil ehe was de	etained at the EPW Site, Rifles
•		Base, Iraq. The rag was place	ed in a clean paper	bag which was MFID with
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<u> </u>		CHANGE	CUSTODY	
ITEM			COSTODY	PURPOSE OF CHANGE
NO.	DATE	RELEASED BY SIGNATURE		OF CUSTODY
1	9 Jan	NAME, GRADE OR TIT	,	Evidence
•	04	Crime Scene SA		211461166
			ATHRE	Transport to Evidence
1	15 Jan 04	NAME GRASTON		
		SA	1200	Roem
 - -		SIGNATURE		Transport To Evidence
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DA EGRI				40-46

SUBJ: REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAM

A: DOD DIR 5210.48, DTD 24 DEC 84

B: DOD REG 5210.48R, DTD 24 JAN 85

C: AR 195-6, DTD 29 SEP 95

REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAMINATION OF: S&T Support Squadron, 3rd ACR, Fort Carson, CO 80913;;

2. THE FOLLOWING INFORMATION IS PROVIDED:

A: Negligent Homicide

B: 0009-04-CID679-83486-5H1(SA and SA

C: Investigation thus far has revealed Mr (LTC) was detained on 4 Jan 04. After he was detained, he was placed in an

detainee number isolation cell located in the Detention Facility, Forward Operation Base (FOB), Rifles Base, Al Asad, IRAO at the direction of Operation Detachment Alpha (ODA), who wanted to question him. was questioned at least two times by Sometime between 4 and 8 Jan 04, Mr J members of the ODA. About 0730, 9 Jan 04, guards at the detention facility ordered all prisoners to stand as punishment for talking. Mr refused to stand and after several warnings, he was shackled to the top of the door frame in order to compel him to continue standing. Mr was then gagged as he continued to try to talk to other prisoners. About 5 minutes after Mr was gagged and shackled, guards noticed his eyes were closed and he was slumped over hanging from the shackles. Guards went to the cell and discovered Mr was not breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed, medical attention was sought. At approximately 0815, 9 Jan 04, medics arrived on scene and checked for signs of life which met with was pronounced deceased at 0900, 9 Jan 04. On 11 Jan 04, negative results. Mr a forensic autopsy was performed on the remains of MR. by Dr (CDR) Office of the Armed Forces Medical Examiner at Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq. Mr. L suffered multiple blunt force injuries to

his upper body to include the fracturing of most of his ribs and multiple fractures to some of his opined the blunt force injuries present on the upper body of Mr. were consistent with a beating and the bruises appeared to be a couple of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of death was determined to be a homicide. Dr was asked if Mr would have been able to hide his injuries for several days at which time he stated it was possible, but unlikely. Dr stated there should have been some outward signs of injury, such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been

gagged and forced to stand. The ODA members were subsequently identified as SPC Air Defense Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment, Fort Carson, CO (FCCO); SFC

all assigned to B Company (Co), 1st and SSG Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY). SFC admitted to striking and kicking Mr SFC and SSG numerous times in the mid section and ribs on 6 Jan 04 during their interrogation in an attempt to subdue him when he assaulted SFC SPC admitted to kicking Mr

in the chest while his hands were bound during his apprehension when he refused to stop VIM Troop, Support Squadron, talking. On 9 Jan 04, SGT

025331

ACLU-RDI 2285 p.174

b705

's abdomen between 2000 and 2200, 8 3rd ACR related he noticed bruising on Mr. 2133rd Transportation (Trans) Co, Iowa Jan 04. On 9 Jan 04, SPC had been in custody for Army National Guard was interviewed and related Mr approximately 1 week and he was aware that SFG soldiers had interrogated him. went on to state about 2300, 8 Jan 04 he observed Mr ith his shirt off and noticed several dark 2133 Trans Co. Iowa bruises on his upper body. According to SSG Army National Guard who was the supervisor of the guard shift between 0001 and 0400, 9 Jan 04, attempted to escape at approximately 0215. SSG related he was 6(7)(4) subdued by SPC AVIM Troop Support Squadron, FCCO. While being returned to his cell, SSG stated he noticed large bruises on sides and he was moving very slowly and appeared to be experiencing difficulty with all of his was subsequently interviewed and rendered a sworn statement movements. SPC was complaining his zip tie handcuffs were cutting off detailing on 8 Jan 04, Mr removed the cuffs, bandaged the abraded injury and the circulation to his hands. SPCI further related that while trying to escape later on . SPC recuffed Mr during his shift, he subdued Mr Support Squadron, 3rd ACR related while working as a guard between 0001 and 0400, 9 Jan 04, he attempt to escape at which time he alerted SGT witnessed Mr Maintenance Troop Support Squadron, 3rd ACR and who apprehended and returned him to his isolation cell. SGT related he and SPC S&T Troop Support Squadron, 3rd ACR placed Mr in his shackles when he refused to stand as a punishment for continuing to talk after being was shackled to the top of the door of his cell in such a way to told to stop. Mr force him to stand and when he refused to stop talking he and gagged him. SGT related approximately 5 minutes later he discovered Mr. was interviewed and confirmed SGT statement. On 8 Jun breathing. was advised of his rights, which he waived and provided a sworn statement in which he stated after Mr attempted to escape, PFC S&T Troop with a police style baton for Support Squadron, 3rd ACR choked Mr approximately 10 to 15 seconds, slapped him in the face with an open hand and yelled at him "What stated the other person present during the incident besides the fuck were you thinking". S&T Support Squadron, 3rd ACR. himself and was SPC was subsequently advised of his rights which he initially waived and provided a with a night stick, or that he slapped verbal statement denying that he choked Mr subsequently stated he wanted to speak with an attorney. SPC advised of his rights, which he waived and denied he ever saw choke or slap Mr did have his Hyoid bone broken. was offered and has accepted the opportunity to undergo a polygraph examination to verify the truthfulness of his denials.

D: YES

(7) (2)(4)

E: YES

F: YES

G: NO

H: NO

I: YES

J: CRC NAME CHECK HAS NOT BEEN CONDUCTED.

all 6705

3. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINA'I ION OF PROTECTIVE MARKINGS UP CHAPTER 4, AR 25-55.

02**5333**

Office Mailbox - MAILCICP

From: Office Mailbox - MAILCICP

Sent: Tuesday, June 15, 2004 6:59 AM

To: (E-mail)

Subject: POLYGRAPH AUTHORIZATION FOR

UNCLAS

SUBJECT: POLYGRAPH AUTHORIZATION 04-1067

IS AUTHORIZED, THIS DATE 14

6705

REF YOUR MSG 14 JUN 04, SUBJ AS ABOVE, THE EXAM OF THE AT CRC. IS A JUN 04. NO RECORD OF PRIOR CRIMINALITY CONTAINED ON FILE AT CRC.

//SIGNED//

DIRECTOR, CRC

025334

POLYGRAPH EXAMINATION STATEMENT OF CONSENT
LOCATION: FORT CARSON, CO DATE: 6-16-TIME: 0959 FILE NUMBER: NAME:SSAN: GRADE/STATUS: E-4 DATE AND PLACE OF BIRTH: ORGANIZATION OR ADDRESS: S&T SUPPORT SQUADRON, FURT CARSON, CO 80913
In the presence of the witness(s) whose signature(s) appear below, my rights, as specified on DA Form 3881 (completed copy attached), have been explained to me by SA who informed me that he/she is a polygraph examiner of the United States Army. I have been advised that this polygraph examination statement of consent is being completed in connection with: FALSE SWEARING REGARDING NEGLIGENT HOMICIDE/CONSPIRACY///
In conjunction with explaining the nature of the polygraph examination, I have been told:
a. that should I refuse to undergo a polygraph examination, no adverse action may be taken against me based solely on my refusal.
b. that I have the right to talk privately with a lawyer before, during and after the instrument portion(s) of the polygraph examination.
c. that the examination area is equipped with a two-way mirror or observation device.
d. that the examination will be monitored/recorded.
e. that questioning may occur before, during and after the instrument portion(s) of the polygraph examination.
f. that anything I say or do during the polygraph examination may be used against me in any administrative, military or judicial proceedings.
g. that the polygraph examination will not be conducted without my voluntary consent and even though I am now giving my consent, I can withdraw it at any time and the examination will be stopped.
Understanding my unqualified right to refuse, I do hereby this date of my own free will, consent to undergo a polygraph examination. I have not been threatened, coerced, unlawfully induced or promised anything in conjunction with my consent to undergo a polygraph examination.
Witness# 1
Signature of Witness
Witness# 2
Signature of Witness
FORT LEONARD WOOD RA (CID) FORT LEONARD WOOD, MO 65473

DA Form 2801-E

02**5335**

Ex 473

6(b)(se); 6(7),(c)(st)

1 481H CID

04-1094 lact

UNCLAS FOUO

SUBJ: REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAM

A: DOD DIR 5210.48, DTD 24 DEC 84

B: DOI) REG 5210.48R. DTD 24 JAN 85

C: AR 195-6, DTD 29 SEP 95

1. REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH ENAMINATION
OF: E-3 S& T Troop, Support Squadron, 3 ACR.

Fort Carson, CO: 80913

2. THE FOLLOWING INFORMATION IS PROVIDED:

A: Negligent Homocide

B: 0009-04-CID679-83486-5H1 (SA DSN: 670)

C: Investigation revealed that Mr. (LTC)
detained number died while in U.S. Miniary custody at the Detertion
Facility, Forward Operation Base. Rifle Base, Al Asad, Iraq. During a later autopsy
AFIP Pethologists, it was determined he died from blunt force trauma and asphyxia.
Additionally, it was revealed he had suffered multiple blunt force injuries to his upper
body to include the multiple fractures to all of his ribs. Dresselve the attending
Pathologist, opined the injuries were consistent with a beating and the manner of death
was ruled a homicide.

During interviews of several of the U.S. Army personnel who were guards, several admitted to kicking and punching humerous times in the chest and ribs after he either attempted to escape or would not follow their orders. During an interview of SPC AVIM Troop, FCQ, he identified having a legedly choked with a police-style baton, after attempted to also related SPC S & T Troop. FCC. as interviewed and denied seeing br anyone choke with anything to include a batton. Following this, Avas later shackled by the wrist to the top of his self door. Due to not obeying the guards orders to be quiet, the guards placed a gag around his mouth. After approximately five minutes, avas not moving. They checked him for signs of life, realized he they noticed ! was not breathing, and summonsed medical assistance

Live to the admissions of the soldiers interviewed, the causes of the majority of the injuries have been determined, with the exception of the asphyxia. Investigators believe that the bossibly did choke as alleged by one of the guards and caused the throat injuries that lead to the second with anything, to include a nightstick nor did he see anyone do so. The consented to undergo a polygraph examination to verify the truthfulness of his sworn statement.

Following examination it was determined insufficient criteria was present to form a conclusive decision regarding his truthfulness. During the interview.

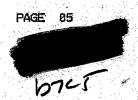
6705

025336

00 474

Ex 71

674



very a gumentative and confrontational. He continued to deny seeing anyone choke and terminated the interview.

D: YES

E: YES

F: YES

G. YES.

14 Jun 04

on 16 Jun 04 at Ft Carson, CO, NO, QC Pending H: YES.

I: YES

J: CRC NAME CHECK HAS NOT BEEN CONDUCTED

3. CIL) REPORTS ARE ENEMPT FOR AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS UP CHAPTER 4, AR 25-55.

Office Mailbox - MAILCICP

From:

Office Mailbox - MAILCICP

Sent:

Thursday, June 17, 2004 7:27 AM

To:

Cc:

Subject: POLYGRAPH AUTHORIZATION FOR

UNCLAS

SUBJECT: POLYGRAPH AUTHORIZATION 04-1094

S AUTHORIZED, THIS

6705

DATE 16 JUN 04. NO RECORD OF PRIOR CRIMINALITY CONTAINED ON FILE AT CRC.

//SIGNED//

DIRECTOR, CRC

REF YOUR MSG 16 JUN 04, SUBJ AS ABOVE, THE EXAM OF

SUBJ: REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAM

A: DOD DIR 5210.48, DTD 24 DEC 84 B: DOD REG 5210.48R, DTD 24 JAN 85

C: AR 195-6, DTD 29 SEP 95

 REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAMINATION OF: AVIM Troop Support Squadron, 3rd ACR, Fort Carson, CO 80913:

2. THE FOLLOWING INFORMATION IS PROVIDED:

A: Negligent Homicide

15701 B: 0009-04-CID679-83486-5H1(SA

Investigation thus far has revealed Mr (LTC)

was detained on 4 Jan 04. After he was detained, he was placed in an isolation cell located in the Detention Facility, Forward Operation Base (FOB), Rifles Base, Al Asad, IRAQ at the direction of Operation Detachment Alpha (ODA), who wanted to question him. Sometime between 4 and 8 Jan 04, Mr was questioned at least two times by members of the ODA. About 0730, 9 Jan 04, guards at the detention facility ordered all prisoners to stand as punishment for talking. Mr refused to stand and after several warnings, he was shackled to the top of the door trame in order to compel him to continue standing. Mr was then gagged as he continued to try to talk to other prisoners. About 5 L was gagged and shackled, guards noticed his eyes were closed minutes after Mr. and he was slumped over hanging from the shackles. Guards went to the cell and discovered Mr was not breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed, medical attention was sought. At approximately 0815, 9 Jan 04, medics arrived on scene and checked for signs of life which met with was pronounced deceased at 0900. 9 Jan 04. On 11 Jan 04, negative results. Mr a forensic autopsy was performed on the remains of Mr. by Dr (CDR) Office of the Armed Forces Medical Examiner at Mortuary Affairs, Baghdad

International Airport, Baghdad, Irag. Mr. L suffered multiple blunt force injuries to his upper body to include the fracturing of most of his ribs and multiple fractures to some of his pined the blunt force injuries present on the upper body of Mr. were consistent with a beating and the bruises appeared to be a couple of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of death was determined to be a homicide. Dr was asked if Mr able to hide his injuries for several days at which time he stated it was possible, but unlikely. Dr tated there should have been some outward signs of injury, such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been gagged and forced to stand. The ODA members were subsequently identified as SPC

Air Defense Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment, Fort Carson, CO (FCCO); SFC

and SSG all assigned to B Company (Co), 1st Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY). SFC dmitted to striking and kicking Mr and SSG numerous times in the mid section and ribs on 6 Jan 04 during their interrogation in an attempt to subdue him when he assaulted SFC Imitted to kicking Mr SPC

h the chest while his hands were bound during his apprehension when he refused to stop

04-1154

025339

Ex 72 477

AVIM Troop, Support Squadron, talking. On 9 Jan 04, SGT s abdomen between 2000 and 2200, 8 3rd ACR related he noticed bruising on Mr 2133rd Transportation (Trans) Co, Iowa Jan 04. On 9 Jan 04, SPC Army National Guard was interviewed and related Mr had been in custody for approximately 1 week and he was aware that SF soldiers had interrogated him. state about 2300, 8 Jan 04 he observed Mr with his shirt off and noticed several dark bruises on his upper body. According to SSG 2133 Trans Co. Iowa Army National Guard who was the supervisor of the guard shift between 0001 and 0400, 9 Jan 04, attempted to escape at approximately 0215. SSG elated he was stated he noticed large/ subdued by SPC While being returned to his cell, SSG sides and he was moving very slowly and appeared to be octives bruises on was subsequently interviewed experiencing difficulty with all of his movements. SPC and rendered a sworn statement detailing on 8 Jan 04. Mr 1 was complaining bis zip tie handcuffs were cutting off the circulation to his hands. SPC removed the cuffs. further related that bandaged the abraded injury and recuffed Mr I SPC while trying to escape later on during his shift, he subdued Mr A S&T Troop Support Squadron, 3rd ACR related while working as a guard tempt to escape at which between 0001 and 0400, 9 Jan 04, he witnessed Mr Maintenance Troop Support Squadron, time he alerted SGT vno apprehended and returned min to his isolation cell. SGT: 3rd ACR and S&T Troop Support Squadron, 3rd ACR related he and SPC in his shackles when he retused to stand as a punishment for placed Mr continuing to talk after being told to stop. Mr was shackled to the top of the door of his cell in such a way to force him to stand and when he refused to stop talking he and elated approximately 5 minutes later he discovered gagged him. SGT not breathing. was interviewed and confirmed SGT was advised of his rights, which he waived and statement. On 8 Jun 04, provided a sworn statement in which he stated after Mr attempted to escape. PFC S&T Troop Support Squadron, 3rd ACR choked Mr a police style baton for approximately 10 to 15 seconds, slapped him in the face with an open hand and yelled at him "What the fuck were you thinking". tated the other person present during the incident besides himself and lenied that he caused any of the injuries to Mr and stated he was being truthful as to what he was reporting about PFO was subsequently advised of his rights which he SPC initially waived and provided a verbal statement denying that he choked Mr subsequently stated he wanted to speak with a night stick, or that he slapped him. SPC was advised of his rights, which he waived and denied he ever saw an attorney. SPC did have his Hyoid bone choke or slap Mr was offered and has accepted the opportunity to undergo a polygraph broken. examination to verify the truthfulness of his statement.

D: YES

E: YES

F: YES

G: YES (Approval # 04-1067, dtd 14 Jun 04; Approval # 04-1094, dtd 16 Jun 04).

6(6)(4)

H: YES, proposed on 16 Jun 04, INC, QC pending; the by the on 16 Jun 04, No Opinion, QC Pending).

I: YES Declined testing

allb7c5

025340

- J: CRC NAME CHECK HAS NOT BEEN CONDUCTED.
- 3. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS UP CHAPTER 4, AR 25-55.

Office Mailbox - MAILCICP

From: Office Mailbox - MAILCICP

Sent: Monday, June 28, 2004 7:20 AM

To: E-mail) 67

Subject: POLYGRAPH AUTHORIZATION FOR

b(2)(c)(5) 04-1154

6705

UNCLAS

SUBJECT: POLYGRAPH AUTHORIZATION 04-1154

REF YOUR MSG 25 JUN 04, SUBJ AS ABOVE, THE EXAM OF A AUTHORIZED, THIS DATE

25 JUN 04. NO RECORD OF PRIOR CRIMINALITY CONTAINED ON FILE AT CRC.

//SIGNED//

6701

CHIEF, POLY DIV

025342

i.co	ANIZATION OR ADDRESS: AVIM TROOP SUPPORT SQDN, 3RD ACR, FORT CARSON,CO, 80913
	STATEMENT OF CONSENT
opy ie U	presence of the witness(s) whose signature(s) appear below, my rights, as specified on DA Form 3881 (completed attached), have been explained to me by the whole informed me that he/she is a polygraph examiner of nited States Army. I have been advised that this polygraph examination statement of consent is being completed nnection with: False Swearing regarding Negligent Homicide
	In conjunction with explaining the nature of the polygraph examination, I have been told:
	a. that should I refuse to undergo a polygraph examination, no adverse action may be taken against me based solely on my refusal.
	b. that I have the right to talk privately with a lawyer before, during and after the instrument portion(s) of the polygraph examination.
	c. that the examination area is equipped with a two-way mirror or observation device.
	d. that the examination will be monitored/recorded.
	e. that questioning may occur before, during and after the instrument portion(s) of the polygraph examination.
, i	f. that anything I say or do during the polygraph examination may be used against me in any administrative, military or judicial proceedings.
	g. that the polygraph examination will not be conducted without my voluntary consent and even though I am now giving my consent, I can withdraw it at any time and the examination will be stopped.
T T., J.,	rstanding my unqualified right to refuse, I the second of the late of my own free will, consent dergo a polygraph examination. I have not been threatened, coerced, unlawfully induced or promised anything in anction with my consent to undergo a polygraph examination.
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to und conju	b7cy b2 b7cy

025343

FOR OFFICIAL USE ONLY

UO 481 Ex 73

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UNCLAS FOUO

SUBJ: REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAM

A: DOD DIR 5210.48, DTD 24 DEC 84

B: DOD REG 5210.48R, DTD 24 JAN 85

C: AR 195-6, DTD 29 SEP 95

DBP10300 b7c1-

1. REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAMINATION OF: Maint Troop, Supt Sqdn 3rd ACR, Fort Carson, CO, SGT: 80913:

2. THE FOLLOWING INFORMATION IS PROVIDED:

A: Negligent Homicide

B: 0009-04-CID679-83486-5H1(SA

C: Investigation thus far has revealed Mr

was detained on 4 Jan 04. After he was detained, he was placed in an solution cell located in the Detention Facility, Forward Operation Base (FOB), Rifles Base, Al Asad, IRAQ at the direction of Operation Detachment Alpha (ODA), who wanted to question him. was questioned at least two times by Sometime between 4 and 8 Jan 04, Mr members of the QDA. About 0730, 9 Jan 04, guards at the detention facility ordered all prisoners to stand as punishment for talking. Mr refused to stand and after several warnings, he was shackled to the top of the door frame in order to compel him to continue standing. Mr was then gagged as he continued to try to talk to other prisoners. About 5 was gagged and shackled, guards noticed his eyes were closed and he was slumped over hanging from the shackles. Guards went to the cell and discovered Mr was not breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed, medical attention was sought. At approximately 0815, 9 Jan 04, medics arrived on scene and checked for signs of life which met with was pronounced deceased at 0900, 9 Jan 04. On 11 Jan 04, negative results. Mr by Dr (CDR) a forensic autopsy was performed on the remains of Mr. Office of the Armed Forces Medical Examiner at Mortuary Affairs, Baghdad

affered multiple blunt force injuries to International Airport, Baghdad, Iraq. Mr. his upper body to include the fracturing of most of his ribs and multiple fractures to some of his opined the blunt force injuries present on the upper body of Mr. ribs. Du were consistent with a beating and the bruises appeared to be a couple of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of death was

vas asked if Mr determined to be a homicide. Dr would have been able to hide his injuries for several days at which time he stated it was possible, but unlikely. Dr stated there should have been some outward signs of injury, such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been gagged and forced to stand. The ODA members were subsequently identified as SPG

Air Defense Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment, Fort Carson, CO (FCCO); SFC

all assigned to B Company (Co), 1st and SSG Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY). SFC dmitted to striking and kicking Mr and SSG numerous times in the mid section and ribs on 6 Jan 04 during their interrogation in an attempt to subdue him when he assaulted SFC SPCdmitted to kicking Mr

in the chest while his hands were bound during his apprehension when he refused to stop

025344

Ex 75 00 482

1 b (7) (c) (4) AVIM Iroop, Support Squadron, talking. On 9 Jan 04, SGT abdomen between 2000 and 2200, 8 3rd ACR related he noticed bruising on Mr 2133rd Transportation (Trans) Co, Iowa Jan 04. On 9 Jan 04, SPC Army National Guard was interviewed and related Mr had been in custody for approximately 1 week and he was aware that SFG soldiers had interrogated him state about 2300, 8 Jan 04 he observed Mr with his shirt off and noticed several dark bruises on his upper body. According to SSC 2133 Trans Co. Iowa Army National Guard who was the supervisor of the guard shift between 0001 and 0400, 9 Jan 04, attempted to escape at approximately 0215. SSG related he was subdued by SPC While being returned to his cell, SSG stated he noticed large s sides and he was moving very slowly and appeared to be bruises on experiencing difficulty with all of his movements. SPC vas subsequently interviewed complaining his moved the cuffs,

further related that and rendered a sworn statement detailing on 8 Jan 04. Mr was complaining his zip tie handcuffs were cutting off the circulation to his hands. SPC removed the cuffs. bandaged the abraded injury and recuffed Mr L. SPC while trying to escape later on during his shift, he subdued Mr S&T Troop Support Squadron, 3rd ACR related while working as a guard between 0001 and 0400, 9 Jan 04, he witnessed Mr attempt to escape at which ho apprehended and returned him to his time he alerted SGT. elated he and SPC isolation cell. SGT Troop Support Squadron, 3rd ACR placed Mr in his shackles when he refused to stand as a punishment for continuing to talk after being told to stop. Mr. shackled to the top of the door of his cell in such a way to force him to stand and when he refused to gagged him. SGT elated approximately 5 minutes stop talking he and not breathing. When later he discovered Mr ras interviewed, he stated that he plaaced a gag into the mouth of but he denied that he choked further maintained that he never put his hands around throat in order to and he denied seeing anyone else choke was interviewed choke tatement. On 8 Jun 04. was advised of his rights. and confirmed SGT which he waived and provided a sworn statement in which he stated after Mr S&T Troop Support Squadron, 3rd ACR choked attempted to escape, PFC with a police style baton for approximately 10 to 15 seconds, slapped him in the face with an open hand and yelled at him "What the fuck were you thinking". the other person present during the incident besides himself and vas SPC denied that he caused any of the injuries to Mr and stated he was being was subsequently truthful as to what he was reporting about PFC SPC advised of his rights which he initially waived and provided a verbal statement denying that he with a night stick, or that he slapped him. SPC was advised of his rights, subsequently stated he wanted to speak with an attorney. SPC hoke or slap Mr which he waived and denied he ever saw did have his Hyoid bone broken. 6(7)(c)(9) or else he saw someone else choke

It is suspected that which ultimately contributed to the death of which ultimately contributed to the death of or of knowing who did. We was offered and the pted the opportunity to undergo a polygraph examination to verify the truthfulness of his statement.

D: YES

E: YES

F: YES

allbres

025345

uu 483

G: (YES, Approval #04-1067, dtd 14 Jun 04, Approval #04-1094, dtd 16

Jun 04; Approval 04-1154, dtd 25 Jun 04)

H: YES, by an 16 Jun 04; INC; QC Unknown; by the first on 16 Jun 04; QC Unknown; by the first on 30 Jun 04; Pre-test admission that he did not see those those trials; NO; QC Complete)

I: YES

J: CRC NAME CHECK HAS NOT BEEN CONDUCTED.

3. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS UP CHAPTER 4, AR 25-55.

MRRI The eram of WAS QC SAT ON 285 UND CONTINUED TO VERY ONLY WORD doing & Tehminared the Interview. The exam of was QC SAT ON 13 Sucol. Refused Testing & Tehminared the Enterview

except when istell

025346

UU 484

Office Mailbox - MAILCICP

From:

Office Mailbox - MAILCICP

Sent:

Wednesday, July 21, 2004 10:18 AM

To:

E-mail)

Cc:

Subject: POLYGRAPH AUTHORIZATION FOR

UNCLAS

SUBJECT: POLYGRAPH AUTHORIZATION 04-1284

REF YOUR MSG 20 JUL 04, SUBJ AS ABOVE, THE EXAM OF A SUBJECT OF SAUTHORIZED, THIS DATE 20 JUL 04. NO RECORD OF PRIOR CRIMINALITY CONTAINED ON FILE AT CRC.

//SIGNED//

DIKECTOR, CRU

b701

025347

POLYGRAPH EXAMINATION STATEMENT OF CONSENT

	つつて,	/ A C	1790	
LOCATION: Fort Carson, CO	DATE: 27 Ju	U / TIME:	O(O)	. (
FILE NUMBER: 0009-04-CID679-83486 -	5H1 . '	, V		
NTARATE.	CD 4	DE/OFFARETO O	C/III	

NAME: GRADE/STATUS: SGT.

DATE AND PLACE OF BIRTH:
ORGANIZATION OR ADDRESS: Maint Troop, Supersquit Sturker, Fore Carson, CO. 8091

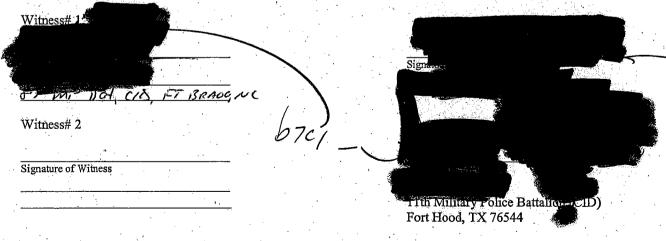
STATEMENT OF CONSENT

In the presence of the witness(s) whose signature(s) appear below, my rights, as specified on DA Form 3881 (completed copy attached), have been explained to me by the United States Army. I have been advised that this polygraph examination statement of consent is being completed in connection with: Negligent Homicide

In conjunction with explaining the nature of the polygraph examination, I have been told:

- a. that should I refuse to undergo a polygraph examination, no adverse action may be taken against me based solely on my refusal.
- b. that I have the right to talk privately with a lawyer before, during and after the instrument portion(s) of the polygraph examination.
- c. that the examination area is equipped with a two-way mirror or observation device.
- d. that the examination will be monitored/recorded.
- e. that questioning may occur before, during and after the instrument portion(s) of the polygraph examination.
- f. that anything I say or do during the polygraph examination may be used against me in any administrative, military or judicial proceedings.
- g. that the polygraph examination will not be conducted without my voluntary consent and even though I am now giving my consent, I can withdraw it at any time and the examination will be stopped.

Understanding my unqualified right to refuse, I consent to undergo a polygraph examination. I have not seen intreatened, coerced, unlawfully induced or promised anything in conjunction with my consent to undergo a polygraph examination.



DA Form 2801-E

025348

FOR OFFICIAL USE ONLY

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UNCLAS FOUO

SUBJ: REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAM

A: DOD DIR 5210.48, DTD 24 DEC 84 B: DOD REG 5210.48R, DTD 24 JAN 85

C: AR 195-6, DTD 29 SEP 95

1. REQUEST FOR AUTHORITY TO CONDUCT POLYGRAPH EXAMINATION OF: SPC: ; S&T TRP, SUPT SQDN,3RD ACR, FORT CARSON, CO, 80913;

2. THE FOLLOWING INFORMATION IS PROVIDED:

A: Negligent Homicide

B: 0009-04-CID679-83486-5H1(SA

C: Investigation thus far has revealed Mr (LTC)

6(7)(c)(4)

Approvious 100th

detainee number was detained on 4 Jan 04. After he was detained, he was placed in an isolation cell located in the Detention Facility, Forward Operation Base (EOB), Rifles Base/Al Asad, IRAQ at the direction of Operation Detachment Alpha (ODA), who wanted to guestion him. Sometime between 4 and 8 Jan 04, was questioned at least two times by members of the ODA. About 0730, 9 Jan 04, guards at the detention facility ordered all prisoners to stand as refused to stand and after several warnings, he was shackled to the punishment for talking. top of the door frame in order to compel him to continue standing. was then gagged as he was gagged and continued to try to talk to other prisoners. About 5 minutes after shackled, guards noticed his eyes were closed and he was slumped over hanging from the shackles. Guards went to the cell and discovered was not breathing at which time they took him down from the door frame and removed the gag from his mouth. After no pulse was noticed, medical attention was sought. At approximately 0815, 9 Jan 04, medics arrived on scene and checked for signs of life which met with negative results. was pronounced dead at 0900, 9 Jan 04. On 11 Jan 04, a forensic autopsy was performed on the remains of Office of the Armed Forces Medical Examiner at Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq. suffered multiple blunt force injuries to his upper body to include the fracturing of most of his ribs and multiple fractures to some of his ribs. Dr ppined the blunt force injuries present on the upper body of with a beating and the bruises appeared to be a couple of days old. The cause of death was determined to be blunt force injuries and asphyxia. The manner of death was determined to be a would have been able to hide his injuries for several homicide. Dr was asked if days at which time he stated it was possible, but unlikely. Dr tated there should have been some outward signs of injury, such as labored breathing and that he had died most likely from a combination of his injuries as well as from having been gagged and forced to stand. The ODA members were subsequently identified as SPC Artillery (ADA) Battery, 1/3 Armored Cavalry Regiment, Fort Carson, CO (FCCO); SFC

all assigned to B Company (Co), 1st Battalion (Bn), 5th Special Forces Group (SFG), Fort Campbell, KY (FCKY). SFC , SFC numerous times in the mid section and ribs on 6 Jan 04 admitted to striking and kicking during their interrogation in an attempt to subdue him when he assaulted SFC admitted to kicking in the chest while his hands were bound during his

apprehension when he refused to stop talking. On 9 Jan 04, SGT

AVIM Troop, Support Squadron, 3rd ACR related he noticed bruising on s abdomen

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between 2000 and 2200, 8 Jan 04. On 9 Jan 04, SPC Transportation (Trans) Co, Iowa Army National Guard was interviewed and related been in custody for approximately 1 week and he was aware that SFG soldiers had interrogated him. with his shirt off and noticed went on to state about 2300, 8 Jan 04 he observed several dark bruises on his upper body. According to SSG Trans Co, Iowa Army National Guard who was the supervisor of the guard shift between 0001 and 0400, 9 Jan 04. While being returned to his cell, SSG stated he noticed large subdued by SPC While being returned to his cell, SSG stated he noticed large sides and he was moving very slowly and appeared to be experiencing bruises on difficulty with all of his movements. SPC was subsequently interviewed and rendered a sworm statement detailing on 8 Jan 04, was complaining his zip tie handcuffs were cutting off the circulation to his hands. SPC removed the cuffs, bandaged the abraded injury and 6(7)(4) further related that while trying to escape later on during his recuffed shift, he subdued . SPC S&T Troop Support Squadron, 3rd ACR related while working as a guard between 0001 and 0400. 9 Jan 04, he witnessed attempt to escape at which time he alerted SGT Supt Sadn, 3rd ACR, Ft Carson, CO and who apprehended and returned related he and SPC isolation cell. SGT placed when he refused to stand as a punishment for continuing to talk after being told to stop. was shackled to the top of the door of his cell in such a way to force him to stand and when he refused to stop talking he and gauge and gauge him. SGT related approximately minutes later he discovered and not breathing. When was interviewed, he stated that he and gauge and he denied a gag into the mouth of the denied that he choked and he denied seeing anyone else choke the denied that he choked was advised of the denied seeing anyone else choke the denied that he choked was advised of the denied seeing anyone else choke the denied that he choked was advised of the denied seeing anyone else choke the denied that he choked was advised of the denied seeing anyone else choke the denied see related approximately 5 his rights, which he waived and provided a sworn statement in which he stated after attempted to escape, PFC , S&T Troop Support Squadron, 3rd ACR choked with a police style baton for approximately 10 to 15 seconds, slapped him in the face with an open hand and yelled at him "What the fuck were you thinking". I stated the other was SPC person present during the incident besides himself and denied that he caused any of the injuries to and stated he was being truthful as to what he was reporting about PFC SPC SPC was subsequently advised of his rights which he initially waived and provided a verbal statement denying that he choked with a night stice with a night stick, or that he slapped him. SPC subsequently stated he wanted to speak with an attorney. was advised of his rights, which he waived and denied he ever saw SPC During the autopsy of . medical personnel reported that slap his Hyoid bone broken. It is suspected that either choked or else he saw someone else choke which ultimately contributed to the death of has denied choking

or of knowing who did. was offered and has accepted the opportunity to undergo a polygraph examination to verify the truthfulness of his statement.

D: YES

E: YES

F: YES

Approval #04-1067, dtd 14 Jun 04; Approval #04-1094, dtd 16 G: (YES. Approval 04-1154, dtd 25 Jun 04; Approval #04-1284; 20 Jul 04) Jun 04;

- b(1)(c)(4)

by on 16 Jun 04; INC; QC complete; H: YES. on 16 Jun 04; INC; QC complete; by on 30 Jun 04: Pre-test admission that he did not see on 16 Jun 04; QC complete: NO; QC Complete; on 27 Jul 04: .DI. stated he

might have accidentally injured not completed)

S throat but denied choking him or striking his throat; QC

- I: YES
- J: CRC NAME CHECK HAS NOT BEEN CONDUCTED.
- 3. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS UP CHAPTER 4, AR 25-55.

Office Mailbox - MAILCICP

From:

Office Mailbox - MAILCICP

Sent:

Wednesday, July 28, 2004 8:10 AM

To:

(E-mail)

Cc:

Subject: POLYGRAPH AUTHORIZATION FOR

UNCLAS

SUBJECT: POLYGRAPH AUTHORIZATION 04-1333

REF YOUR MSG 27 JUL 04, SUBJ AS ABOVE, THE EXAM OF LIS AUDATE 28 JUL 04. NO RECORD OF PRIOR CRIMINALITY CONTAINED ON FILE AT CRC. IS AUTHORIZED, THIS

//SIGNED//

POLYGRAPH EXAMINATION STATEMENT OF CONSENT

LOCATION: FORT CARSON, CO DATE: 28 TH OY WY TIME: 0755	
FILE NUMBER: 0009-04-CID679-83486 - 5H1 NAME: SSAN: GRADE/STATUS: SPC	
DATE AND PLACE OF BIRTH: ORGANIZATION OR ADDRESS: S&T TRP, SUPT SQDN,3RD ACR, FORT CARSON, CO, 80913	
STATEMENT OF CONSENT In the presence of the witness(s) whose signature(s) appear below, my rights, as specified on DA Form 3881 (completed copy attached), have been explained to me by the informed me that he/she is a polygraph examiner of the United States Army. I have been advised that this polygraph examination statement of consent is being completed in connection with: Negligent Homicide In conjunction with explaining the nature of the polygraph examination, I have been told:	
a. that should I refuse to undergo a polygraph examination, no adverse action may be taken against me based solely on my refusal.	
b. that I have the right to talk privately with a lawyer before, during and after the instrument portion(s) of the polygraph examination.	
c. that the examination area is equipped with a two-way mirror or observation device.	
d. that the examination will be monitored/recorded.	
e. that questioning may occur before, during and after the instrument portion(s) of the polygraph examination.	· >
f. that anything I say or do during the polygraph examination may be used against me in any administrative, military or judicial proceedings.	
g. that the polygraph examination will not be conducted without my voluntary consent and even though I am now giving my consent, I can withdraw it at any time and the examination will be stopped.	
Understanding my unqualified right to refuse, I have not been threatened, coerced, unlawfully induced or promised anything in conjunction with my consent to undergo a polygraph examination.	
Witness# 1	
87 m MP Det, CID FT BAACO, NC	
Witness#2	
Signature of Witness USignature of Witness	
11th Military Police Battalion (CID) Fort Hood, TX 76544	
DA Form 2801-E	
A A Ref or many	
02 535 3	

00 491

Ex 79

except noted - 67cs 0009-04-CID679-83486 PAGE 1 OF 3 PAGES 67c 2 6763 SJA, HQUSACIDC, Fort used the appropriate amount of force in subduing and SPC ORGANIZATION 87th MP Det (CID) (ABN) (FWD), Champion Base, APO AE 09384

AGENT'S INVESTIGATION REPORT CID Regulation 195-1 DETAILS: mel eceived an email from MAJ On 20 Jul 04, SA Forces Group Judge Advocate, Fort Campbell, KY in which he stated "RE 525-bottom line, based on my and review of the various reports and witness interviews and various conversation with Dr. pictures I've looked at in the reports. and SSG On 26 Oct 04, SA eceived another email from MAL 12C1 received an email from MAJ On 2 Dec 04, SA Belvoir, VA wherein he stated he had reviewed the entire case file and opined probable causes existed to believe all of the subjects listed had committed the offense for which they were titled, with the exception of for assault, as he believed SPC when he was attempting to escape. Crime Records Center Name Check: A review of the Defense Clearance Investigation Index (DCII) and SSG Favorable NAC 2003/03/29 66-4,61C-4 Favorable NAC 1992/11/03 66-4,676-4.

TYPED AGENT'S NAME AND SEQUENCE NUMBER

6701

EXHIBIT 2 May 05

81

025354

CID Form 94

SIGNATURE

FOR OFFICIAL USE ONLY

DATE

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

ACLU-RDI 2285 p.197

AGENT'S INVESTIGATION REPORT

0009-04-CID679-83486

CID Regulation 195-1.

PAGE 2 OF 3 PAGES

DETAILS:

On 4 Apr 05, SA coordinated with MAJ who opined probable cause existed to believe the listed subjects committed the offenses they were titled for, with the exception of SPC kicking Mr. The chest during his apprehension.

The following information is provided to clarify questions proposed during an operational review of this final report:

During the interview of CPT Bell of the Company of CPT Bell of the Company of CPT Bell of the

On 9 Jun 04, SA Maintenance Troop, Support Squadron, 3" ACR, Fort Carson, CO (AIR, 16 Sep 04, page 4, Exhibit 29) who stated Mr. was seen at least two other times by medics for complaints of rib injuries. Attempts to locate the medics who allegedly saw Mr. for the rib injuries met with negative results. On 10 Jun 04, SA coordinated with CPT (Commander, Medical Troop, Support Squadron, 3" ACR, Fort Carson, CO (AIR, 16 Sep 04, page 5, Exhibit 29) who stated none of the medics recalled treating Mr. for seeing a detainee at the detention facility with the injuries described. Further a DA Form 6 was not maintained to document who was on call or working any particular day. All treatment given to detainees was documented in a green note book. On 10 Jun 04, SA Control of the medics recalled treating Mr. Clerk, Medical Troop, 3rd ACR, Fort Carson, CO (AIR, 16 Sep 04, page 4, Exhibit 29) who stated he transferred all entries from the green note book into a data base and then burned the book. SA conducted a review of the data base and did not note any entries pertaining to Mr.

Linguist, Titan Corporation, Norfolk, On 9 Jan 04, SA interviewed Ms. VA, who stated she was present when Mr. received his medical screening by CPT Medical Troop, Support Squadron, 3" ACR, Fort Carson, CO (AIR, 11 Jan 04, page 5. Exhibit informed CPT he had high blood pressure and was 1). According to Ms., Mr. checked Mr. blood sugar and examined the medication a diabetic. Allegedly, CPT vas taking for his high plood pressure. The medical screening report (Exhibit 5) reflected Mr. was not a diabetic and he did not have high blood pressure. The only noted medical issue was a skin rash. No medications were listed. On 10 Jun 04, SA interviewed CPT Sep 04, page 4, Exhibit 29) who stated he did not conduct the medical screening of Mr. and that the medical screenings were conducted by the detention facility personnel. He stated doctors, physician's assistance and medics were only contacted about a screening if the detainee had some sort of injury or complaint. On 9 Jan 05, SA Activities of the Carson, CO (AIR, 11 Jan 04, page 3, Exhibit 1) who stated he was only taking cough syrup and Motrin. He stated there was a board in the detention facility that told the guards which medications the detainees were taking. SA was not listed on the board.

TYPED AGENT'S NAME AND SEQUENCE NUMBER

ORGANIZATION

87th MP Det (CID) (ABN) (FWD), Champion Base,

APO AE 09384

SIGNATURE

DATE

EXHIBIT

2 May 05

025355

CID FORM 94 FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE ONLY

EXHIBIT 8

67c2

AGENT'S INVESTIGATION REPORT

0009-04-CID679-83486

CID Regulation 195-1

PAGE 3 OF 3 PAGES

DETAILS:

On 2 May 05, this office received the Crime Record Center name checks results pertaining to SPC

which reflected no derogatory information.

TYPED AGENT'S NAME AND SEQUENCE NUMBER

6701

organization 87th MP Det (CID) (ABN) (FWD), Champion Base,

APO AE 09384

CNATURE

2 May 05

EXHIBIT

025356

LAW ENFORCEMENT SENSIPROFFICIAL USE ONLY FOR OFFICIAL USE ONLY

EXHIBIT 81

ACLU-RDI 2285 p.199

DATE: 16 JUL 04

FROM: SAC, 87TH MILITARY POLICE DET (CID)

DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA CDR, HOUSACIDC //CIOP-COP-CO//

CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//

CDR, 3D MP GROUP (CID) //OPS// CDR, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT

CAMPBELL, KY

DIR AFIP AFME WASH, DC//AFIP-CPLF//

SUBJECT: CID REPORT -6TH STATUS/SSI - 0009-04-CID679-83486-5H3C/5C1K/5C2/5C1S/5M3/5X1

DRAFTER : SA

RELEASER: SA

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- DATES/TIMES/LOCATIONS OF OCCURRENCES:
- 1. 9 JAN 2004/0730 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.
- 4 JAN 2004/1730 4 JAN 04/1830; ALTERNATE SUPPLY ROUTE BRONZE, IRAQ.
- 3. 6 JAN 2004/1000 6 JAN 04/1300; ODA 525 COMPOUND, FOB RIFLES BASE, AL ASAD, IRAQ.
- 4. 10 JAN 2004/1200 10 JAN 04/1800; 94TH MP COMPANY BILLETS, FOB RIFLES BASE, AL ASAD, IRAQ.
- 2. DATE/TIME REPORTED: 9 JAN 2004, 1010

INVESTIGATED BY: SA 3.

4. SUBJECT: [CORRECTED] 1.

M; WHITE; ODA 525, B COMPANY, 1st BATTALION, 5th SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED

ASSAULT], [MAIMING], [FALSE OFFICIAL STATEMENT],

[CONSPIRACY]

SPC;

M; WHITE; ADA BATTERY, 1/3 ARMORED

025357

00 495

ACLU-RDI 2285 p.200

CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

M; WHITE; ODA 525, B COMPANY,

1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY

(FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT],

[MAIMING], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

[CORRECTED] 4.

SSG;

M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT], [MAIMING], [FALSE OFFICIAL STATEMENT],

[ADDED] 5. (UNKNOWN). [INVOLUNTARY

MANSLAUGHTER]

[CONSPIRACY]

5. VICTIM: [CORRECTED] 1. [DECEASED]; FORMER LTC, IRAQI ARMY; DETAINEE NUMBER 5 7C M; C; DULA'AB, IRAQ;

ZZ; (NFI) [INVOLUNTARY MANSLAUGHTER], [ASSAULT],
[AGGRAVATED ASSAULT], [MAIMING]

[ADDED] 2. U.S. GOVERNMENT. [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

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.

5TH STAUS:

THE PURPOSE OF THIS STATUS REPORT IS TO AMEND THE TITLING OFFENSES WITH REGARDS TO SSG SFC AND SFC AND SFC AND SSG TO CORRECT THE SPELLING OF SFC LAST NAME AND TO PROPERLY IDENTIFY THE VICTIM IN THIS INVESTIGATION AS DECEASED. FURTHER, TO ADD THE U.S. GOVERNMENT AS A VICTIM.

UPON AN ADMINISTRATIVE REVIEW BY THIS OFFICE, IT WAS DETERMINED SFC NAME WAS SPELLED INCORRECTLY, SFC

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AND SSG WERE NOT FULLY IDENTIFIED AND THE VICTIM WAS NOT LISTED AS DECEASED.

FURTHER INVESTIGATION HAS ESTABLISHED THAT SSG SFC AND SFC DID ASSAULT MR.

INFLICTING SERIOUS INJURIES TO HIS UPPER BODY WHICH COMPROMISED HIS ABILITY TO BREATHE THREE DAYS PRIOR TO HIS DEATH. HOWEVER, THE AUTOPSY FINDINGS AND OPINION OF THE MEDICAL EXAMINER ARE THAT THE INJURY TO MR.

THROAT, WHICH CAUSED HIS DEATH, WAS NOT SURVIVABLE FOR 72 HOURS. THEREFORE SSG SFC AND SFC WERE REMOVED FROM SUSPICION FOR THE DEATH. OTHER SOLDIERS WHO HAD PHYSICAL CONTACT WITH MR. ARE BEING INVESTIGATED FOR CONTRIBUTING TO THE DEATH; HOWEVER, NO ONE HAS YET REACHED THE THRESHOLD FOR TITLING AT THIS TIME.

INVESTIGATION ALSO ESTABLISHED CREDIBLE INFORMATION THAT COMMITTED THE , AND SFC SFC OFFENSES OF FALSE OFFICIAL STATEMENT, AND CONSPIRACY WHEN THEY ALL PROVIDED OFFICIAL STATEMENTS STATING MR. ATTACKED THEM AND THE THREE OF THEM HAD TO SUBDUE BY STRIKING HIM FOR TWO TO THREE MINUTES. MR. INJURIES WERE NOT CONSISTENT WITH THIS EXPLANATION IN THAT THE NUMBER OF INJURIES AND SEVERITY OF THE INJURIES EXCEEDED THE FORCE THAT WOULD REASONABLY BE REQUIRED FOR THREE MEN TO SUBDUE HIM. THE EXPLANATION WAS ALSO INCONSISTENT WITH THEIR OWN ASSESSMENT THAT MR. COULD NOT HAVE ACTED ALONE WITH THE EMPLACEMENT OF 155MM ROUND IMPROVISED EXPLOSIVE DEVICES, IN THAT HE LACKED THE PHYSICAL STRENGTH TO CARRY A 155MM ROUND ON HIS OWN.

INVESTIGATION CONTINUES BY CID.

4TH STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO CHANGE THE OFFENSE OF MURDER AGAINST SSG STATES SFC AND SFC TO VOLUNTARY MANSLAUGHTER.

UPON AN ADMINISTRATIVE REVIEW BY USACIDC COMMAND, IT WAS DETERMINED CREDIBLE EVIDENCE DID NOT EXIST AT THIS TIME TO SUPPORT THE OFFENSE OF MURDER, BUT DID EXIST TO SUPPORT THE OFFENSE OF VOLUNTARY MANSLAUGHTER.

INVESTIGATION CONTINUES BY USACIDC.

3D STATUS:

025359

bref

THE PURPOSE OF THIS STATUS REPORT IS TO ADD SSG SFC SFC AND SFC AS SUBJECTS FOR THE OFFENSE OF MURDER AND SPC FOR THE OFFENSE OF ASSAULT.

UPON FURTHER REVIEW BY THIS OFFICE, IT WAS DETERMINE CREDIBLE EVIDENCE EXISTED TO BELIEVE SSG , SFC SFC COMMITTED THE OFFENSE OF MURDER AND SPC COMMITTED THE OFFENSE OF ASSAULT.

SSG SFC SFC AND SFC ADMITTED TO STRIKING MR SEVERAL TIMES DURING THE INTERROGATION, INTENTIONALLY INFLICTING GREAT BODILY HARM RESULTING IN MULTIPLE FRACTURED RIBS AND EVENTUALLY THE DEATH OF MR

SPC ADMITTED TO KICKING MR IN THE CHEST WHILE HIS HANDS WERE BOUND DURING HIS APPREHENSION.

INVESTIGATION CONTINUES BY USACIDC.

2D STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO REPORT PRELIMINARY AUTOPSY FINDINGS AND TO ADD SSG STATES SFC STATES, SFC AND SPC SUBJECTS OF THIS INVESTIGATION.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SPC
RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO KICKING
MR. IN THE CHEST AFTER HIS APPREHENSION WHEN
HE REFUSED TO STOP TALKING. MR. HANDS WERE
SECURED WITH ZIP TIE STYLE HANDCUFFS AT THE TIME OF THE
ASSAULT.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SSG RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM WHEN HE ASSAULTED SFC DURING INTERROGATOIN ON 6 JAN 04.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SFC RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM WHEN HE ASSAULTED SFC DURING INTERROGATION ON 6 JAN 04.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SFC RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM, WHEN

bac5 and bacy

MR. ASSAULTED HIM DURING INTERROGATION ON 6

ON 11 JAN 04, A FORENSIC AUTOPSY WAS PERFORMED ON THE REMAINS OF MR.

OFFICE OF THE ARMED FORCES MEDICAL EXAMINER AT MORTUARY AFFAIRS, BAGHDAD INTERNATIONAL AIRPORT, BAGHDAD, IRAQ. MR.

SUFFERED MULTIPLE BLUNT FORCE INJURIES TO HIS UPPER BODY, TO INCLUDE THE FRACTURING OF MOST OF HIS RIBS AND MULTIPLE FRACTURES TO SOME OF HIS RIBS. DR

OPINED THE BLUNT FORCE INJURIES PRESENT ON THE UPPER BODY OF MR.

WERE CONSISTENT WITH A BEATING AND THE BRUISES APPEARED TO A COUPLE OF DAYS OLD. THE PRELIMINARY CAUSE OF DEATH WAS DETERMINED TO BE BLUNT FORCE INJURIES AND ASPHYXIA. THE MANNER OF DEATH WAS DETERMINED TO BE HOMICIDE.

THE FINAL AUTOPSY REPORT IS PENDING.

REQUEST CRC NAMECHECKS OF SSG AND SPC

SFC

SFC

6705

INVESTIGATION CONTINUES BY CID.

INITIAL REPORT:

ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, NOTIFIED THIS OFFICE AN IRAQI DETAINEE DIED AT THE FOB RIFLES BASE DETENTION FACILITY.

PRELIMINARY INVESTIGATION DETERMINED MR. WAS DETAINED ON 4 JAN 04. HE WAS THEN PLACED IN AN ISOLATION CELL AT THE DIRECTION OF OPERATION DETACHMENT ALPHA (ODA), WHO WANTED TO QUESTION HIM. SOMETIME BETWEEN 4 JAN 04 AND 8 JAN 04, MR. WAS QUESTIONED AT LEAST TWO TIMES BY MEMBERS OF ODA; HOWEVER, ODA WAS NOT REQUIRED TO SIGN MR. DUT ON THE INTERROGATION LOG.

ABOUT 0730, 9 JAN 04, GUARDS AT THE DETENTION FACILITY ORDERED ALL PRISONERS TO STAND AS PUNISHMENT FOR TALKING.

MR. REFUSED TO STAND AND AFTER SEVERAL WARNINGS HE WAS SHACKELED TO THE TOP OF THE DOOR FRAME IN ORDER TO COMPEL HIM TO CONTINUE STANDING. MR. WAS THEN GAGGED AS HE CONTINUED TO TRY TO TALK TO OTHER PRISONERS. ABOUT FIVE MINUTES AFTER MR. WAS GAGGED AND SHACKLED, GUARDS NOTICED HIS EYES WERE CLOSED AND HE WAS SLUMPED OVER HANGING FROM THE SHACKLES. GUARDS

brcy

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WENT TO THE CELL AND DISCOVERED MR. WAS NOT BREATHING. THE GUARDS TOOK MR. DOWN FROM THE DOOR FRAME AND REMOVED THE GAG FROM HIS MOUTH. AFTER NO PULSE WAS FOUND MEDICAL AID WAS SOUGHT.

ABOUT 0815, 9 JAN 04, MEDICS ARRIVED AND CHECKED FOR SIGNS OF LIFE WHICH MET WITH NEGATIVE RESULTS. NO LIFE SAVING MEASURES WERE INITIATED.

DR. (CPT) MED TROOP, 3RD ARMORED CAVALRY REGIMENT, FOB RIFLES BASE, IRAQ, PRONOUNCED MR. DEAD AT 0900, 9 JAN 04.

PRELIMINARY EXAMINATION OF MR. REMAINS REVEALED EXTENSIVE BRUISING ON HIS UPPER BODY.

INTERVIEWS OF DETENTION FACILITY GUARDS AND THE 66TH
MILITARY INTELLIGENCE COMPANY, FOB RIFLES BASE, AL ASAD,
IRAQ, REVEALED MR. WAS PREVIOUSLY INTERROGATED
BY MEMBERS OF ODA 525TH, 5th SPECIAL FORCES GROUP, FOB
RIFLES BASE, IRAQ.

THE INVOLVEMENT OF DRUGS AND ALCOHOL IN THIS INCIDENT ARE UNKNOWN AT THIS TIME.

THE DATE AND LOCATION OF MR. PENDING.

THE CASUALTY LIASON OFFICER FOR THIS MATTER IS SPECIAL AGENT IN CHARGE AT DSN 302

INVESTIGATION CONTINUES BY CID.

- 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.

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UO 500

MATE: 4 Oct 04

FROM: SAC, 87TH MILITARY POLICE DET (CID)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA

CDR, HQUSACIDC //CIOP-COP-CO//

CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//

CDR, 3D MP GROUP (CID) //OPS//

CDR, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT

CAMPBELL, KY

DIR AFIP AFME WASH, DC//AFIP-CPLF//

SUBJECT: CID REPORT OF INVESTIGATION - 5TH STATUS/SSI - 0009-04-CID679-83486-5H4J/5C1K/5C2/5M3/5X1/5Y2D2/5Y/9G1

DRAFTER : SA RELEASER: SA bicl

UNCLASSIFIED - FOR OFFICIAL USE ONLY

- 1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
- 1. 9 JAN 2004/0730 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.
- 2. 4 JAN 2004/1730 4 JAN 04/1830; ALTERNATE SUPPLY ROUTE BRONZE, IRAQ.
- 3. 6 JAN 2004/1000 6 JAN 04/1300; ODA 525 COMPOUND, FOB RIFLES BASE, AL ASAD, IRAQ.
- 4. 10 JAN 2004/1200 10 JAN 04/1800; 94^{TH} MP COMPANY BILLETS, FOB RIFLES BASE, AL ASAD, IRAQ.
- 2. DATE/TIME REPORTED: 9 JAN 2004, 1010

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3. INVESTIGATED BY: SA

; SA

1/674

4. SUBJECT: [CORRECTED] 1.

SFC;

M; WHITE; ODA

525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT

CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED

ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

6765

2.

SPC;

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M; WHITE; ADA BATTERY, 1/3 ARMORED

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CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

3. SFC;

M; WHITE; ODA 525, B COMPANY,

1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY

(FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

[CORRECTED] 4. SSG;

M; WHITE; ODA 525,

B COMPANY, 1ST BATTALION, 5TM SPECIAL FORCES GROUP, FORT

CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [AGGRAVATED

ASSAULT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

[ADDED] 5.

M; WHITE; S & T SUPPORT SQUADRON, FORT CARSON, CO; CT [NEGLIGENT HOMICIDE], [CRUELTY AND MALTREATMENT]

[ADDED] 6. SGT;

MAINTENANCE TROOP, SUPPORT
SQUADRON, FORT CARSON, CO; CT [NEGLIGENT HOMICIDE],
[CRUELTY AND MALTREATMENT]

[ADDED] 7.

M; WHITE; AVIATION

MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT

[AGGRAVATED ASSAULT], [FALSE OFFICIAL STATEMENT],

[CONSPIRACY]

[ADDED] 8. PFC;

M; WHITE; S & T,

SUPPORT SQUADRON, FORT CARSON, CO; CT [AGGRAVATED ASSAULT],

[CONSPIRACY]

[ADDED] 9. SPC;
M; BLACK; S & T,
SUPPORT SQUADRON, FORT CARSON, CO; CT [FALSE OFFICIAL
STATEMENT], [CONSPIRACY]

[ADDED] 10. SSG;

M; WHITE; 2133RD

TRANSPORTATION COMPANY, IOWA NATIONAL GUARD, IA; CT
[DERELICTION OF DUTY], [FALSE OFFICIAL STATEMENT],
[CONSPIRACY]

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[ADDED] 11.

SPC; WHITE;

AVIATION MAINTENANCE TROOP, SUPPORT SQUADRON, FORT CARSON, CO; CT [CONSPIRACY], [FALSE OFFICIAL STATEMENT]

16705

5. VICTIM: [CORRECTED] 1.

[DECEASED]; FORMER LTC, IRAQI ARMY; DETAINEE NUMBER

M; C; DULA'AB, IRAQ;

ZZ; (NFI) [NEGLIGENT HOMICIDE], [ASSAULT], [AGGRAVATED ASSAULT], [CRUELTY AND MALTREATMENT]

[ADDED] 2. U.S. GOVERNMENT. [FALSE OFFICIAL

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.

STATEMENT], [CONSPIRACY], [DERELICTION OF DUTY]

5TH STATUS:

THIS STATUS REPORT IS BEING GENERATED TO DOCUMENT THE EVENTS THAT LEAD TO THE DEATH OF MR. THE CAUSE OF DEATH WAS INDICATED AS BLUNT FORCE INJURIES AND ASPHYXIA, WHICH WILL BE EXPLAINED IN FIVE SEPARATE INCIDENTS. FURTHER. THIS STATUS REPORT IS BEING GENERATED TO AMEND THE TITLING OFFENSES WITH REGARDS TO SSG SFC AND SFC AND TO FULLY IDENTIFY SFC , TO CORRECT THE SPELLING OF SFC AND TO PROPERLY IDENTIFY THE VICTIM IN THIS INVESTIGATION AS DECEASED. FURTHER, TO ADD THE U.S. GOVERNMENT AS A SPC VICTIM AND TO ADD SPC SPC , AND SGT SSG SUBJECTS.

UPON AN ADMINISTRATIVE REVIEW BY THIS OFFICE, IT WAS DETERMINED SFC WERE NOT FULLY IDENTIFIED AND THE VICTIM WAS NOT LISTED AS DECEASED.

ON 9 AUG 04, CDR (DR) CHIEF DEPUTY MEDICAL EXAMINER, ARMED FORCES INSTITUTE OF PATHOLOGY (AFIP), WASHINGTON, D.C. STATED MOST OF THE BLUNT FORCE INJURIES, SPECIFICALLY THE BROKEN RIBS (MULTIPLE, BILATERAL, DISPLACED AND COMMINUTED RIB FRACTURES WITH LACERATION OF

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THE PLEURA) WERE LIKELY FRACTURED CLOSE TO THE TIME OF DEATH, SINCE THERE WAS LITTLE OR NO BLEEDING ASSOCIATED WITH THE FRACTURES. DR. ALSO STATED WITH THE PROPERTY INJURIES NOTED AT THE TIME OF AUTOPSY IT WOLLD BE 12 IMPOSSIBLE FOR MR. TO WALK, OR ATTEMPT AN ESCAPE. 0764 STATED THE DESCRIBED METHOD IN WHICH PFC UTILIZED A BATON TO BRING MR. TO A STANDING POSITION WOULD BE CONSISTENT WITH THE BROKEN HYOID BONK, BUT STATED IT WOULD TAKE A SIGNIFICANT LEVEL OF FORCE ON THE BEHALF OF TO FRACTURE THE BONE. DR. FURTHER RELATED THERE WERE CONTUSIONS OF VARIOUS DEGREES OF COLORATION, SFC AND SSG INDICTING\SFC LIKELY CAUSE OF SOME OF THE RIP FRACTURES. 107e5

1ST INCIDENT

SHORTLY AFTER THE CAPTURE OF MR. 4 JAN 04, SPC KICKED MR. IN THE CHEST TWO OR THREE TIMES.

SPC STATED THE REASON FOR THE ASSAULT WAS TO STOP MR. 6754

FROM STANDING. MR. WAS RESTRAINED WITH ZIP

TIES AT THE TIME OF THE ASSAULT.

* POSSIBLE BRUISING. INSIGNIFICANT INJURIES

2ND INCIDENT

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SFC , AND SSG COMMITTED THE OFFENSES AGGRAVATED ASSAULT, CONSPIRACY, AND FALSE OFFICIAL STATEMENT. ON 6 JAN 04, MR. WAS TAKEN TO THE SPECIAL FORCES (SF) COMPOUND ON RIFLES BASE, AL ASAD, IRAQ FOR INTERROGATION. AT ONE POINT DURING THE INTERROGATION MR. WAS FREED FROM HIS RESTRAINTS, AS A GOOD FAITH GESTURE FOR COOPERATING WITH THE INTERROGATOR. SHORTLY AFTER BEING RELEASED OF HIS RESTRAINTS MR. AND MADE SEVERAL ATTEMPTS TO GAIN CONTROL OF HIS PISTOL, LOCATED IN A SHOULDER HOLSTER. THROUGH 6705 STATEMENTS FROM SFC SSG SFC (INTERPRETER), IT TOOK THE THREE SF SOLDIERS ONE TO TWO MINUTES TO BRING THE DETAINEE UNDER CONTROL, DURING WHICH TIME EACH SOLDIER ADMITTEDLY KICKED, KNEED AND PUNCHED MR. IN THE ABDOMEN / CHEST AREA, IN AN EFFORT TO "KNOCK THE WIND" OUT OF MR. INFLICTING SERIOUS INJURIES TO HIS UPPER BODY WHICH COMPROMISED HIS ABILITY TO BREATHE THREE DAYS PRIOR TO HIS DEATH. HOWEVER, THE AUTOPSY FINDINGS AND OPINION OF THE MEDICAL EXAMINER

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ARE THAT THE INJURY TO MR. THROAT WAS NOT SURVIVABLE FOR 72 HOURS. THEREFORE SSG SFC AND SFC WERE REMOVED FROM SUSPICION FOR THE DEATH.

, SFC , AND SFC Y COMMITTED THE OFFENSES OF FALSE OFFICIAL STATEMENT AND CONSPIRACY WHEN THEY ENTERED INTO AN AGREEMENT TO PROVIDE A UNIFORMED STATEMENT AS TO THE ALLEGED ATTACK ON SFC . ALL THREE THEN PROVIDED OFFICIAL STATEMENTS STATING ATTACKED SFC AND ATTEMPTED TO REACH FOR THE PISTOL LOCATED IN HIS SHOULDER HOLSTER. THEY STATED BY STRIKING HIM FOR ONE TO THEY HAD TO SUBDUE MR. SFC TWO MINUTES. SSG AND SFC STATED THEY NEVER ATTEMPTED TO GAIN CONTROL OF MR. HANDS IN ORDER TO PREVENT HIM FROM REACHING FOR THE WEAPON. INJURIES WERE NOT CONSISTENT WITH THIS EXPLANATION IN THAT THE NUMBER OF INJURIES AND SEVERITY OF THE INJURIES EXCEEDED THE FORCE THAT WOULD REASONABLY BE REQUIRED FOR THREE MEN TO SUBDUE HIM. THE EXPLANATION WAS! ALSO INCONSISTENT WITH THEIR ASSESSMENT THAT MR. COULD NOT HAVE ACTED ALONE WITH THE EMPLACEMENT OF 155MM ROUND IMPROVISED EXPLOSIVE DEVICES, IN THAT HE LACKED THE PHYSICAL STRENGTH TO CARRY A 155MM ROUND ON HIS OWN.

* MAJORITY OF THE BRUISING AND PROBABLE CAUSE OF AN UNKNOWN NUMBER OF BROKEN RIBS.

3RD INCIDENT

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SPC

COMMITTED THE OFFENSES OF AGGRAVATED ASSAULT,

CONSPIRACY, AND FALSE OFFICIAL STATEMENT; SPC

COMMITTED THE OFFENSE OF FALSE OFFICIAL STATEMENT AND

CONSPIRACY; SPC

COMMITTED THE OFFENSES OF FALSE

OFFICIAL STATEMENT AND CONSPIRACY; AND SSG

THE OFFENSES OF DERELICTION OF DUTY, CONSPIRACY, AND FALSE

OFFICIAL STATEMENT.

AROUND 0230, 9 JAN 04, MR. ESCAPED FROM HIS ISOLATION CELL AND MADE HIS WAY ALONG THE BACK WALL OF THE DETENTION FACILITY AND ALLEGEDLY OUT THE BACK DOOR, WHERE HE WAS APPREHENDED BY SPC SPC AND SPC HAVE STATED SPC APPREHENDED MR. ALONE BY GRABBING HIS SHOULDERS FROM BEHIND, CAUSING MR. TO FALL BACKWARDS IN A TWISTING MOTION ONTO HIS BUTTOCKS. AT WHICH TIME SPC STEPPED OVER, OR AROUND HIM, TO A

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LEGS AND FEET. SPC POSITION NEAR MR. ESCORTED MR TO THE SLEEP DEPRIVATION AREA LOCATED DIRECTIVE IN FRONT OF THE GUARD STAND. HOWEVER, SSG stáped spc CAUGHT MR. PRIOR TO HIM LEAVING THE BUILDING. SSG TATED UPON FIRST CONTACT, SPC SLAMMED MR. INTO THE BACK WALL, AND THEN BEAR FROM BEHIND AND SLAMMED HIM TO THE PLOOR WITH SPC LANDING ON TOP OF MR. . FURTHER, SSG FAILED TO INITIALLY REPORT HOW SPC APPREHENDED DURING THE ESCAPE ATTEMPT. SPC STATED HE ENTERED INTO AN AGREEMENT WITH SSG R, AND PFC PRIOR TO BEING INTERVIEWED BY CID, IN THAT THEY WOULD NOT DISCLOSE THE ACTUALLY MADE IT OUTSIDE THE DETENTION FACT THAT MR. FACILITY DURING HIS ESCAPE ATTEMPT. SPC WAS THE ONLY INDIVIDUAL WHO REPORTED MR. ACTUALLY MADE IT OUTSIDE THE FACILITY PRIOR TO BEING APPREHENDED, EVERYONE ELSE PROVIDED SWORN STATEMENTS IN WHICH THEY STATED MR. I NEVER MADE IT OUTSIDE OF THE FACILITY

* PROBABLE CAUSE OF AN UNKNOWN NUMBER OF BROKEN RIBS.

4TH INCIDENT

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE PFC COMMITTED THE OFFENSE OF NEGLIGENT HOMICIDE.

SHORTLY AFTER MR. RECAPTURE FROM THE FAILED ESCAPE ATTEMPT HE WAS PLACED IN THE SLEEP DEPRIVATION AREA WHILE HIS CELL WAS REPAIRED. ACCORDING TO SPC PFC UTILIZED A MILITARY POLICE STYLE BATON TO BRING MR. TO HIS FEET AFTER HE REFUSED TO STAND. SPC STATED PFC APPEARED TO BE VERY UPSET ABOUT THE ESCAPE ATTEMPT AND WHEN MR. REFUSED TO STAND PFC PLACED THE BATON UNDER THE CHIN OF MR. WHILE STANDING BEHIND HIM, AND PULLED HIM TO A STANDING POSITION.

* CAUSE OF BROKEN HYOID BONE AND BRUISING OF NECK.

5TH INCIDENT

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SGT
AND SPC COMMITTED THE OFFENSE OF
NEGLIGENT HOMICIDE AND CRUELTY AND MALTREATMENT.

SHORTLY AFTER 0700, 9 JAN 04, SGT AND SPC REPEATEDLY ORDERED MR. TO STAND AS PART OF A MASS

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PUNISHMENT. WHEN MR! FAILED TO COMPLY WITH THEIR ORDER THEY HANDCUPFED MR. TO THE DOOR FRAME OF HIS CELL IN SUCH A MANNER TO FORCE HIM TO REMAIN STANDING. SGT AND SPC STATED MR. WAS GAGGED AFTER HE REFUSED TO STOP MAKING NOISE. SPC BEHIND MR. WITH THE GAG, AS SGT PRESSURE POINTS ON THE UPPER JAW AND CHIN TO FORCE HIS MOUTH OPEN. SPC PULLED THE GAG INTO PLACE AND TIED IT OFF BEHIND MR. HEAD. SGT STATED THEY ENSURED MR. WAS BREATHING BEFORE THEY WALKED AWAY. SGT AND SPC NOT AWARE OF PREVIOUS INJURIES INFLICTED UPON MR. HOWEVER, THE ACT OF GAGGING AND HANDCUFFING MR. THE DOOR FRAME, IN CONJUNCTION WITH PREVIOUS BLUNT FORCE

INJURIES, COMPROMISED HIS ABILITY TO BREATH RESULTING IN

* CONTRIBUTING CAUSE OF ASPHYXIA.

ASPHYXIATION AND DEATH.

CONSIDERING ALL THE FACTS OF THIS INVESTIGATION IT IS REASONABLE TO PRESUME THAT THERE WAS NO ONE INCIDENT WHICH CAUSED THE FINAL DEMISE OF MR. INSTEAD HE WAS STEADILY SUBJECTED TO PHYSICAL TRAUMA, BROUGHT ON BY HIS OWN ACTIONS; HOWEVER, EXCESSIVE FORCE WAS UTILIZED BY SSG AND SFC , SPC AND PFC THERE IS INDICATION TO SUGGEST SGT ACTED IN A NEGLIGENT MANNER WHEN THEY GAGGED AND TO STAND AS PUNISHMENT FOR TALKING. FORCED MR. INITIAL INCIDENT WITH SPC WAS DEEMED INSIGNIFICANT TO CAUSE GRIEVOUS BODILY INJURY FROM EYE WITNESS STATEMENTS, NOT ONLY FROM MEMBERS OF HIS UNIT, BUT ALSO FROM THE INTERVIEWS OF THE OTHER IRAQIS DETAINED AT THE SAME TIME AS

INVESTIGATION CONTINUES BY CID.

4TH STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO CHANGE THE OFFENSE OF MURDER AGAINST SSG (1), SFC (1) AND SFC (1) TO VOLUNTARY MANSLAUGHTER.

UPON AN ADMINISTRATIVE REVIEW BY USACIDC COMMAND, IT WAS DETERMINED CREDIBLE EVIDENCE DID NOT EXIST AT THIS TIME TO SUPPORT THE OFFENSE OF MURDER, BUT DID EXIST TO SUPPORT THE OFFENSE OF VOLUNTARY MANSLAUGHTER.

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INVESTIGATION CONTINUES BY USACIDC.

3D STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO ADD SSG SFC AND SFC AS SUBJECTS FOR THE OFFENSE OF MURDER AND SPC FOR THE OFFENSE OF ASSAULT.

UPON FURTHER REVIEW BY THIS OFFICE, IT WAS DETERMINE CREDIBLE EVIDENCE EXISTED TO BELIEVE SSG SFC SFC SFC COMMITTED THE OFFENSE OF MURDER AND SPC COMMITTED THE OFFENSE OF ASSAULT.

SSG SFC AND SFC ADMITTED TO STRIKING MR SEVERAL TIMES DURING THE INTERROGATION, INTENTIONALLY INFLICTING GREAT BODILY HARM RESULTING IN MULTIPLE FRACTURED RIBS AND EVENTUALLY THE DEATH OF MR

SPC ADMITTED TO KICKING MR IN THE CHEST WHILE HIS HANDS WERE BOUND DURING HIS APPREHENSION.

INVESTIGATION CONTINUES BY USACIDC.

2D STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO REPORT PRELIMINARY AUTOPSY FINDINGS AND TO ADD SSG SFC SFC SFC AND SPC AS SUBJECTS OF THIS INVESTIGATION.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SPC
RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO KICKING
MR. IN THE CHEST AFTER HIS APPREHENSION WHEN
HE REFUSED TO STOP TALKING. MR. HANDS WERE
SECURED WITH ZIP TIE STYLE HANDCUERS AT THE TIME OF THE
ASSAULT.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SSG RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM WHEN HE ASSAULTED SFC DURING INTERROGATOIN ON 6 JAN 04.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SFC RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM WHEN HE ASSAULTED SFC DURING INTERROGATION ON 6 JAN 04.

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ACLU-RDI 2285 p.213

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SFC RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM, WHEN MR. ASSAULTED HIM DURING INTERROGATION ON 6 JAN 04.

ON 11 JAN 04, A FORENSIC AUTOPSY WAS PERFORMED ON THE REMAINS OF MR.

OFFICE OF THE ARMED FORCES MEDICAL EXAMINER AT MORTUARY AFFAIRS, BAGHDAD INTERNATIONAL AIRPORT, BAGHDAD, IRAQ. MR.

SUFFERED MULTIPLE BLUNT FORCE INJURIES TO HIS UPPER BODY, TO INCLUDE THE FRACTURING OF MOST OF HIS RIBS AND MULTIPLE FRACTURES TO SOME OF HIS RIBS. DR

OPINED THE BLUNT FORCE INJURIES PRESENT ON THE UPPER BODY OF MR.

WERE CONSISTENT WITH A BEATING AND THE BRUISES APPEARED TO A COUPLE OF DAYS OLD. THE PRELIMINARY CAUSE OF DEATH WAS DETERMINED TO BE BLUNT FORCE INJURIES AND ASPHYXIA. THE MANNER OF DEATH WAS DETERMINED TO BE HOMICIDE.

THE FINAL AUTOPSY REPORT IS PENDING.

REQUEST CRC NAMECHECKS OF SSG SFC SFC 6768

INVESTIGATION CONTINUES BY CID.

INITIAL REPORT:

ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, NOTIFIED THIS OFFICE AN IRAQI DETAINEE DIED AT THE FOB RIFLES BASE DETENTION FACILITY.

PRELIMINARY INVESTIGATION DETERMINED MR.

DETAINED ON 4 JAN 04. HE WAS THEN PLACED IN AN ISOLATION
CELL AT THE DIRECTION OF OPERATION DETACHMENT ALPHA (ODA),
WHO WANTED TO QUESTION HIM. SOMETIME BETWEEN 4 JAN 04 AND 8
JAN 04, MR.

WAS QUESTIONED AT LEAST TWO TIMES
BY MEMBERS OF ODA; HOWEVER, ODA WAS NOT REQUIRED TO SIGN
MR.

OUT ON THE INTERROGATION LOG.

ABOUT 0730, 9 JAN 04, GUARDS AT THE DETENTION FACILITY ORDERED ALL PRISONERS TO STAND AS PUNISHMENT FOR TALKING.

MR. REFUSED TO STAND AND AFTER SEVERAL WARNINGS HE WAS SHACKELED TO THE TOP OF THE DOOR FRAME IN ORDER TO COMPEL HIM TO CONTINUE STANDING. MR. WAS THEN GAGGED AS HE CONTINUED TO TRY TO TALK TO OTHER

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ACLU-RDI 2285 p.214

PRISONERS. ABOUT FIVE MINUTES AFTER MR. WAS GAGGED AND SHACKLED, GUARDS NOTICED HIS EYES WERE CLOSED AND HE WAS SLUMPED OVER HANGING FROM THE SHACKLES. GUARDS WENT TO THE CELL AND DISCOVERED MR. WAS NOT BREATHING. THE GUARDS TOOK MR. DOWN FROM THE DOOR FRAME AND REMOVED THE GAG FROM HIS MOUTH. AFTER NO PULSE WAS FOUND MEDICAL AID WAS SOUGHT.

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ABOUT 0815, 9 JAN 04, MEDICS ARRIVED AND CHECKED FOR SIGNS OF LIFE WHICH MET WITH NEGATIVE RESULTS. NO LIFE SAVING MEASURES WERE INITIATED. Λ

DR. (CPT) , MED TROOP, 3RD ARMORED CAVALRY REGIMENT, FOB RIFLES BASE, IRAQ, PRONOUNCED MR. DEAD AT 0900, 9 JAN 04.

PRELIMINARY EXAMINATION OF MR. REVEALED EXTENSIVE BRUISING ON HIS UPPER BODY.

INTERVIEWS OF DETENTION FACILITY GUARDS AND THE 66TH
MILITARY INTELLIGENCE COMPANY, FOB RIFLES BASE, AL ASAD,
IRAQ, REVEALED MR. WAS PREVIOUSLY INTERROGATED
BY MEMBERS OF ODA 525TH, 5th SPECIAL FORCES GROUP, FOB
RIFLES BASE, IRAQ.

THE INVOLVEMENT OF DRUGS AND ALCOHOL IN THIS INCIDENT ARE UNKNOWN AT THIS TIME.

THE DATE AND LOCATION OF MR. AUTOPSY IS A PENDING.

THE CASUALTY LIASON OFFICER FOR THIS MATTER IS SPECIAL AGENT IN CHARGE AT DSN 302

INVESTIGATION CONTINUES BY CID.

- 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.

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025372

DATE: 6 FEB 04

FROM: SAC, 87TH MILITARY POLICE DET (CID)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA

CDR, HQUSACIDC //CIOP-COP-CO//

CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//

CDR, 3D MP GROUP (CID) //OPS//

DIR AFIP AFME WASH, DC//AFIP-CPLF//

PMO, 82ND ABN DIV (FWD)

SJA, 82ND ABN DIV (FWD)

COS, 82ND ABN DIV (FWD)

SUBJECT: CID REPORT -4TH STATUS/SSI - 0009-04-CID679-83486-5H1R1/5C2

DRAFTER: SA RELEASER: SA

UNCLASSIFIED - FOR OFFICIAL USE ONLY

- 1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
- 1. 9 JAN 2004/0730 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.
- 2. 4 JAN 2004/1730 4 JAN 04/1830; ALTERNATE SUPPLY ROUTE BRONZE, IRAQ.
- 3. 6 JAN 2004/1000 6 JAN 04/1300; ODA 525 COMPOUND, FOB RIFLES BASE, AL ASAD, IRAQ.
- 2. DATE/TIME REPORTED: 9 JAN 2004, 1010
- 4. SUBJECT: 1.

 M; WHITE; ODA 525, B COMPANY, 1ST

 BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB

 RIFLES BASE, IRAQ; SP. [VOLUNTARY MANSLAUGHTER]

2. M; WHITE; ADA BATTERY, 1/3 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

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SFC: M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAO; SP. [VOLUNTARY MANSLAUGHTER] ; SSG; M; WHITE; ODA 525, B COMPANY, 1 BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAO; SP. [VOLUNTARY MANSLAUGHTER] VICTIM: 1. FORMER LTC, IRAQI ARMY; DETAINEE NUMBER M; C; DULA'AB, IRAQ; ZZ; (NFI) [VOLUNTARY MANSLAUGHTER], [ASSAULT] 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.

4TH STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO CHANGE THE OFFENSE'S OF MURDER AGAINST SSG SFC SFC AND SFC TO VOLUNTARY MANSLAUGHTER.

UPON AN ADMINISTRATIVE REVIEW BY USACIDC COMMAND, IT WAS DETERMINED CREDIBLE EVIDENCE DID NOT EXIST AT THIS TIME TO SUPPORT THE OFFENSE OF MURDER, BUT DID EXIST TO SUPPORT THE OFFENSE OF VOLUNTARY MANSLAUGHTER.

INVESTIGATION CONTINUES BY USACIDC.

3D STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO ADD SSG STATE SFO AND SFC SUBJECTS FOR THE OFFENSE OF WURDER AND SPC FOR THE OFFENSE OF ASSAULT.

UPON FURTHER REVIEW BY THIS OFFICE, IT WAS DETERMINE CREDIBLE EVIDENCE EXISTED TO BELIEVE SSG FOR A SFC SFC COMMITTED THE OFFENSE OF MURDER AND SPC COMMITTED THE OFFENSE OF ASSAULT.

, SFC , AND SFC SSG (STRIKING MR SEVERAL TIMES DURING THE INTERROGATION, INTENTIONALLY INFLICTING GREAT BODILY HARM RESULTING IN MULTIPLE FRACTURED RIBS AND EVENTUALLY THE DEATH OF MR ADMITTED TO KICKING MR WHILE HIS HANDS WERE BOUND DURING HIS APPREHENSION. INVESTIGATION CONTINUES BY USACIDC. 2D STATUS: THE PURPOSE OF THIS STATUS REPORT IS TO REPORT PRELIMINARY AUTOPSY FINDINGS AND TO ADD SSG AND SPC AS SUBJECTS OF THIS INVESTIGATION. ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SPC RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO KICKING IN THE CHEST AFTER HIS APPREHENSION WHEN HE REFUSED TO STOP TALKING. MR. HANDS WERE SECURED WITH ZIP TIE STYLE HANDCUFFS AT THE TIME OF THE ASSAULT. ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SSG RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM WHEN HE ASSAULTED SFC DURING INTERROGATOIN ON 6 JAN 04. ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SEC RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO TO SUBDUE HIM WHEN HE REPEATEDLY STRIKING MR. DURING INTERROGATION ON 6 JAN 04. ASSAULTED SFC ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SFO RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO TO SUBDUE HIM, WHEN REPEATEDLY STRIKING MR. ASSAULTED HIM DURING INTERROGATION ON 6 JAN 04. ON 11 JAN 04, A FORENSIC AUTOPSY WAS PERFORMED ON THE BY DR (CDR) REMAINS OF MR. OFFICE OF THE ARMED FORCES MEDICAL EXAMINER AT MORTUARY AFFAIRS, BAGHDAD INTERNATIONAL AIRPORT, BAGHDAD, IRAQ. MR SUFFERED MULTIPLE BLUNT FORCE INJURIES TO HIS UPPER BODY, TO INCLUDE THE FRACTURING OF MOST OF HIS RIBS AND MULTIPLE FRACTURES TO SOME OF HIS RIBS. DR

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OPINED THE BLUNT FORCE INJURIES PRESENT ON THE UPPER BODY OF MR. WERE CONSISTENT WITH A BEATING AND THE had BRUISES APPEARED TO A COUPLE OF DAYS OLD. THE PRELIMINARY CAUSE OF DEATH WAS DETERMINED TO BE BLUNT FORCE INJURIES AND ASPHYXIA. THE MANNER OF DEATH WAS DETERMINED TO BE HOMICIDE.

THE FINAL AUTOPSY REPORT IS PENDING.

REQUEST CRC NAMECHECKS OF SSG SFC AND SPC

INVESTIGATION CONTINUES BY CID.

INITIAL REPORT:

ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, NOTIFIED THIS OFFICE AN IRAOI DETAINEE DIED AT THE FOB RIFLES BASE DETENTION FACILITY.

PRELIMINARY INVESTIGATION DETERMINED MR. DETAINED ON 4 JAN 04. HE WAS THEN PLACED IN AN ISOLATION CELL AT THE DIRECTION OF OPERATION DETACHMENT ALPHA (ODA), WHO WANTED TO QUESTION HIM. SOMETIME BETWEEN 4 JAN 04 AND 8 JAN 04, MR. WAS QUESTIONED AT LEAST TWO TIMES BY MEMBERS OF ODA; HOWEVER, ODA WAS NOT REQUIRED TO SIGN OUT ON THE INTERROGATION LOG.

ABOUT 0730, 9 JAN 04, GUARDS AT THE DETENTION FACILITY ORDERED ALL PRISONERS TO STAND AS PUNISHMENT FOR TALKING. REFUSED TO STAND AND AFTER SEVERAL WARNINGS HE WAS SHACKELED TO THE TOP OF THE DOOR FRAME IN ORDER TO COMPEL HIM TO CONTINUE STANDING. MR. WAS THEN GAGGED AS HE CONTINUED TO TRY TO TALK TO OTHER PRISONERS. ABOUT FIVE MINUTES AFTER MR. GAGGED AND SHACKLED, GUARDS NOTICED HIS EYES WERE CLOSED AND HE WAS SLUMPED OVER HANGING FROM THE SHACKLES. GUARDS WENT TO THE CELL AND DISCOVERED MR. WAS NOT BREATHING. THE GUARDS TOOK MR. DOWN FROM THE DOOR FRAME AND REMOVED THE GAG FROM HIS MOUTH. AFTER NO. PULSE WAS FOUND MEDICAL AID WAS SOUGHT.

ABOUT 0815, 9 JAN 04, MEDICS ARRIVED AND CHECKED FOR SIGNS OF LIFE WHICH MET WITH NEGATIVE RESULTS. NO LIFE SAVING MEASURES WERE INITIATED.

MED TROOP, 3RD ARMORED CAVALRY DR. (CPT) b762

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b7c4

REGIMENT, FOB RIFLES BASE, IRAQ, PRONOUNCED MR. DEAD AT 0900, 9 JAN 04.

PRELIMINARY EXAMINATION OF MR. REVEALED EXTENSIVE BRUISING ON HIS UPPER BODY.

INTERVIEWS OF DETENTION FACILITY GUARDS AND THE 66TH
MILITARY INTELLIGENCE COMPANY, FOB RIFLES BASE, AL ASAD,
IRAQ, REVEALED MR. WAS PREVIOUSLY INTERROGATED
BY MEMBERS OF ODA 525TH, 5th SPECIAL FORCES GROUP, FOB
RIFLES BASE, IRAQ.

THE INVOLVEMENT OF DRUGS AND ALCOHOL IN THIS INCIDENT ARE UNKNOWN AT THIS TIME.

THE DATE AND LOCATION OF MR. PENDING.

AUTOPSY IS

THE CASUALTY LIASON OFFICER FOR THIS MATTER IS SPECIAL AGENT IN CHARGE T DSN 302

INVESTIGATION CONTINUES BY CID.

- 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.

FOR OFFICIAL USE ONLY

025377

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DATE: 30 JAN 04

FROM: SAC, 87TH MILITARY POLICE DET (CID)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA

CDR, HQUSACIDC //CIOP-COP-CO//

CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//

CDR, 3D MP GROUP (CID) //OPS//

DIR AFIP AFME WASH, DC//AFIP-CPLF//

PMO, 82ND ABN DIV (FWD) SJA, 82ND ABN DIV (FWD) COS, 82ND ABN DIV (FWD)

SUBJECT: CID REPORT -3D STATUS/SSI - 0009-04-CID679-83486-5H1M/5C2

DRAFTER : SA RELEASER: SA

UNCLASSIFIED - FOR OFFICIAL USE ONLY

- 1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
- 1. 9 JAN 2004/0730 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.
- 2. 4 JAN 2004/1730 4 JAN 04/1830; ALTERNATE SUPPLY ROUTE BRONZE, IRAQ.
- 3. 6 JAN 2004/1000 6 JAN 04/1300; ODA 525 COMPOUND, FOB RIFLES BASE, AL ASAD, IRAQ.
- 2. DATE/TIME REPORTED: 9 JAN 2004, 1010
- 3. INVESTIGATED BY: SA
- 4. SUBJECT: 1. [ADD] SFC;

 M; WHITE; ODA 525, B COMPANY,

 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY

 (FOB RIFLES BASE, IRAQ; SP. [MURDER]
- 2. [ADD] SPC;

 M; WHITE; ADA BATTERY, 1/3

 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

bol

3. [ADD] SFC; ; M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

4. [ADD]

M; WHITE; ODA 525, B

COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT

CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

5. VICTIM: 1. FORMER 6704

LTC, IRAQI ARMY; DETAINEE NUMBER

M; C; DULA'AB, IRAQ; ZZ; (NFI) [MURDER]

[ASSAULT]

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.

3D STATUS:

THE PURPOSE OF THIS STATUS REPORT IS TO ADD SSG., SFC. AS SUBJECTS FOR THE OFFENSE OF MURDER AND SPC. FOR THE OFFENSE OF ASSAULT.

UPON FURTHER REVIEW BY THIS OFFICE, IT WAS DETERMINE CREDIBLE EVIDENCE EXISTED TO BELIEVE SSG FOR SFC SFC COMMITTED THE OFFENSE OF MURDER AND SPC COMMITTED THE OFFENSE OF ASSAULT.

SSG AND SFC AND SFC ADMITTED TO STRIKING MR SEVERAL TIMES DURING THE INTERROGATION, INTENTIONALLY INFLICTING GREAT BODILY HARM RESULTING IN MULTIPLE FRACTURED RIBS AND EVENTUALLY THE DEATH OF MR

SPC ADMITTED TO KICKING MR IN THE CHEST WHILE HIS HANDS WERE BOUND DURING HIS APPREHENSION.

INVESTIGATION CONTINUES BY USACIDC.

2D STATUS:

025379

THE PURPOSE OF THIS STATUS REPORT IS TO REPORT PRELIMINARY AUTOPSY FINDINGS AND TO ADD SSG SFC SFC SFC AND SPC AS SUBJECTS OF THIS INVESTIGATION.

bres

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SPC
RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO KICKING
MR. IN THE CHEST AFTER HIS APPREHENSION WHEN
HE REFUSED TO STOP TALKING. MR. HANDS WERE
SECURED WITH ZIP TIE STYLE HANDCUFFS AT THE TIME OF THE
ASSAULT.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SSG RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. OF THE OBJECT OF SUBDUE HIM WHEN AE ASSAULTED SFC DURING INTERROGATOIN ON 6 JAN 04.

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SFC RENDERED A SWORN STATEMENT, WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM WHEN HE ASSAULTED SFC DURING INTERROGATION ON 6 JAN 04.

brs

ON 10 JAN 04, SUBSEQUENT TO RIGHTS WAIVER, SFC RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED TO REPEATEDLY STRIKING MR. TO SUBDUE HIM, WHEN MR. ASSAULTED HIM DURING INTERROGATION ON 6 JAN 04.

ON 11 JAN 04, A FORENSIC AUTOPSY WAS PERFORMED ON THE REMAINS OF MR. BY DR (CDR) OFFICE OF THE ARMED FORCES MEDICAL EXAMINER AT MORTUARY AFFAIRS, BAGHDAD INTERNATIONAL AIRPORT, BAGHDAD, IRAQ. SUFFERED MULTIPLE BLUNT FORCE INJURIES TO HIS UPPER BODY, TO INCLUDE THE FRACTURING OF MOST OF HIS RIBS AND MULTIPLE FRACTURES TO SOME OF HIS RIBS. OPINED THE BLUNT FORCE INJURIES PRESENT ON THE UPPER BODY OF MR. WERE CONSISTENT WITH A BEATING AND THE BRUISES APPEARED TO A COUPLE OF DAYS OLD. THE PRELIMINARY CAUSE OF DEATH WAS DETERMINED TO BE BLUNT FORCE INJURIES AND ASPHYXIA. THE MANNER OF DEATH WAS DETERMINED TO BE HOMICIDE.

THE FINAL AUTOPSY REPORT IS PENDING.

REQUEST CRC NAMECHECKS OF SSG SFC SFC SFC SFC AND SPC

INVESTIGATION CONTINUES BY CID.

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INITIAL REPORT:

ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, NOTIFIED THIS OFFICE AN IRAQI DETAINEE DIED AT THE FOB RIFLES BASE DETENTION FACILITY.

PRELIMINARY INVESTIGATION DETERMINED MR. WAS DETAINED ON 4 JAN 04. HE WAS THEN PLACED IN AN ISOLATION CELL AT THE DIRECTION OF OPERATION DETACHMENT ALPHA (ODA), WHO WANTED TO QUESTION HIM. SOMETIME BETWEEN 4 JAN 04 AND 8 JAN 04, MR. WAS QUESTIONED AT LEAST TWO TIMES BY MEMBERS OF ODA; HOWEVER, ODA WAS NOT REQUIRED TO SIGN MR. OUT ON THE INTERROGATION LOG.

ABOUT 0730, 9 JAN 04, GUARDS AT THE DETENTION FACILITY ORDERED ALL PRISONERS TO STAND AS PUNISHMENT FOR TALKING. REFUSED TO STAND AND AFTER SEVERAL WARNINGS HE WAS SHACKELED TO THE TOP OF THE DOOR FRAME IN ORDER TO COMPEL HIM TO CONTINUE STANDING. WAS THEN GAGGED AS HE CONTINUED TO TRY TO TALK TO OTHER PRISONERS. ABOUT FIVE MINUTES AFTER MR. GAGGED AND SHACKLED, GUARDS NOTICED HIS EYES WERE CLOSED AND HE WAS SLUMPED OVER HANGING FROM THE SHACKLES. GUARDS WENT TO THE CELL AND DISCOVERED MR. WAS NOT BREATHING. THE GUARDS TOOK MR. DOWN FROM THE DOOR FRAME AND REMOVED THE GAG FROM HIS MOUTH. AFTER NO PULSE WAS FOUND MEDICAL AID WAS SOUGHT.

ABOUT 0815, 9 JAN 04, MEDICS ARRIVED AND CHECKED FOR SIGNS OF LIFE WHICH MET WITH NEGATIVE RESULTS. NO LIFE SAVING MEASURES WERE INITIATED.

DR. (CPT) MED TROOP, 3RD ARMORED CAVALRY REGIMENT, FOB RIFLES BASE, IRAQ, PRONOUNCED MR. ABDUL JALEEL DEAD AT 0900, 9 JAN 04.

PRELIMINARY EXAMINATION OF MR. REVEALED EXTENSIVE BRUISING ON HIS UPPER BODY.

INTERVIEWS OF DETENTION FACILITY GUARDS AND THE 66TH
MILITARY INTELLIGENCE COMPANY, FOB RIFLES BASE, AL ASAD,
IRAQ, REVEALED MR. WAS PREVIOUSLY INTERROGATED
BY MEMBERS OF ODA 525TH, 5TH SPECIAL FORCES GROUP, FOB
RIFLES BASE, IRAQ.

THE INVOLVEMENT OF DRUGS AND ALCOHOL IN THIS INCIDENT ARE

025331

UNKNOWN AT THIS TIME.

THE DATE AND LOCATION OF MR. AUTOPSY IS b7c/PENDING.

THE CASUALTY LIASON OFFICER FOR THIS MATTER IS SPECIAL > 670/

INVESTIGATION CONTINUES BY CID.

- 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.

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02**5332**

DATE: 18 JAN 04

FROM: SAC, 87TH MILITARY POLICE DET (CID)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA

CDR, HQUSACIDC //CIOP-COP-CO//

CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//

CDR, 3D MP GROUP (CID) //OPS//

DIR AFIP AFME WASH, DC//AFIP-CPLF//

PMO, 82^{ND} ABN DIV (FWD) SJA, 82^{ND} ABN DIV (FWD)

COS, 82ND ABN DIV (FWD)

SUBJECT: CID REPORT -2D STATUS/SSI - 0009-04-CID679-83486-

5,H1M

DRAFTER : SA

UNCLASSIFIED - FOR OFFICIAL USE ONLY

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 9 JAN 2004/0730 - 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.

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- 2. DATE/TIME REPORTED: 9 JAN 2004, 1010
- 3. INVESTIGATED BY: SA

SA

4. SUBJECT: 1. (UNKNOWN); [NFI] [MURDER].

5. VICTIM: 1. LTC, IRAQI ARMY; DETAINEE NUMBER

FORMER

M; C; DULA'AB, IRAQ; ZZ; (NFI) [MURDER]

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.

2ND STATUS:

THE PURPOSE OF THIS REPORT IS TO CHANGE THE MANNER OF DEATH FROM UNDETERMINED TO MURDER.

025383

ON 11 JAN 04 AN AUTOPSY WAS CONDUCTED ON THE BODY OF MR
WHICH REFLECTED THE CAUSE OF DEATH WAS BLUNT
FORCE INJURIES AND ASPHYXIA.

A REVIEW BY THIS OFFICE AND SJA IS PENDING TO DETERMINE WHO IS RESPONSIBLE FOR MR

INVESTIGATION CONTINUES BY CID.

INITIAL REPORT:

ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, NOTIFIED THIS OFFICE AN IRAQI DETAINEE DIED AT THE FOB RIFLES BASE DETENTION FACILITY.

PRELIMINARY INVESTIGATION DETERMINED MR. WAS DETAINED ON 4 JAN 04. HE WAS THEN PLACED IN AN ISOLATION CELL AT THE DIRECTION OF OPERATION DETACHMENT ALPHA (ODA), WHO WANTED TO QUESTION HIM. SOMETIME BETWEEN 4 JAN 04 AND 8 JAN 04, MR. WAS QUESTIONED AT LEAST TWO TIMES BY MEMBERS OF ODA; HOWEVER, ODA WAS NOT REQUIRED TO SIGN MR. OUT ON THE INTERROGATION LOG.

ABOUT 0730, 9 JAN 04, GUARDS AT THE DETENTION FACILITY ORDERED ALL PRISONERS TO STAND AS PUNISHMENT FOR TALKING. REFUSED TO STAND AND AFTER SEVERAL WARNINGS HE WAS SHACKELED TO THE TOP OF THE DOOR FRAME IN ORDER TO COMPEL HIM TO CONTINUE STANDING. MR. WAS THEN GAGGED AS HE CONTINUED TO TRY TO TALK TO OTHER PRISONERS. ABOUT FIVE MINUTES AFTER MR. GAGGED AND SHACKLED, GUARDS NOTICED HIS EYES WERE CLOSED AND HE WAS SLUMPED OVER HANGING FROM THE SHACKLES. WENT TO THE CELL AND DISCOVERED MR. WAS NOT BREATHING. THE GUARDS TOOK MR. DOWN FROM THE DOOR FRAME AND REMOVED THE GAG FROM HIS MOUTH. AFTER NO PULSE WAS FOUND MEDICAL AID WAS SOUGHT.

ABOUT 0815, 9 JAN 04, ARRIVED AND CHECKED FOR SIGNS OF LIFE WHICH MET WITH NEGATIVE RESULTS. NO LIFE SAVING MEASURES WERE INITIATED.

DR. (CPT) MED TROOP, 3RD ARMORED CAVALRY REGIMENT, FOB RIFLES BASE, IRAQ, PRONOUNCED MR. DEAD AT 0900, 9 JAN 04.

PRELIMINARY EXAMINATION OF MR.

REMAINS 6764

025334

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ACLU-RDI 2285 p.227

DOD-050885

REVEALED EXTENSIVE BRUISING ON HIS UPPER BODY.

INTERVIEWS OF DETENTION FACILITY GUARDS AND THE 66TH
MILITARY INTELLIGENCE COMPANY, FOB RIFLES BASE, AL ASAD,
IRAQ, REVEALED MR. WAS PREVIOUSLY INTERROGATED
BY MEMBERS OF ODA 525TH, 5th SPECIAL FORCES GROUP, FOB
RIFLES BASE, IRAQ.

674

THE INVOLVEMENT OF DRUGS AND ALCOHOL IN THIS INCIDENT ARE UNKNOWN AT THIS TIME.

THE DATE AND LOCATION OF MR.

AUTOPSY IS

THE CASUALTY LIASON OFFICER FOR THIS MATTER IS SPECIALAGENT IN CHARGE T DSN 302

1250

INVESTIGATION CONTINUES BY CID.

- 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.

FOR OFFICIAL USE ONLY

DATE: 9 JAN 04

SAC, 87TH MILITARY POLICE DET (CID) FROM:

DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA TO:

CDR, HOUSACIDC //CIOP-COP-CO// CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//

CDR, 3D MP GROUP (CID) //OPS//

DIR AFIP AFME WASH, DC//AFIP-CPLF//

PMO, 82ND ABN DIV (FWD) SJA, 82ND ABN DIV (FWD) COS, 82ND ABN DIV (FWD)

SUBJECT: CID REPORT -INITIAL/SSI - 0009-04-CID679-83486-

DRAFTER : SA RELEASER: SA

UNCLASSIFIED - FOR OFFICIAL USE ONLY

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 9 JAN 2004/0730 - 9 JAN 2004/0900; DETENTION FACILITY, FORWARD OPERATING BASE (FOB), RIFLES BASE, AL ASAD, IRAQ, MGRS 38S KC 60160 40494.

DATE/TIME REPORTED: 9 JAN 2004, 1010

3. INVESTIGATED BY: SA

SUBJECT: 1. (UNKNOWN); [NFI] [UNDETERMINED DEATH].

5. VICTIM: 1. FORMER LTC, IRAQI ARMY; DETAINEE NUMBER M; C; DULA'AB, IRAQ; ZZ; (NFI) [UNDETERMINED

DEATH1

THE INFORMATION IN THIS REPORT 6. INVESTIGATIVE SUMMARY: 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.

ON 9 JAN 04, THE 94TH MILITARY POLICE COMPANY, FOB RIFLES BASE, AL ASAD, IRAO, NOTIFIED THIS OFFICE AN IRAOI DETAINEE DIED AT THE FOB RIFLES BASE DETENTION FACILITY.

025336

PRELIMINARY INVESTIGATION DETERMINED MR. DETAINED ON 4 JAN 04. HE WAS THEN PLACED IN AN ISOLATION CELL AT THE DIRECTION OF OPERATION DETACHMENT ALPHA (ODA), WHO WANTED TO OUESTION HIM. SOMETIME BETWEEN 4 JAN 04 AND 8 WAS QUESTIONED AT LEAST TWO TIMES JAN 04, MR. BY MEMBERS OF ODA; HOWEVER, ODA WAS NOT REQUIRED TO SIGN OUT ON THE INTERROGATION LOG.

ABOUT 0730, 9 JAN 04, GUARDS AT THE DETENTION FACILITY ORDERED ALL PRISONERS TO STAND AS PUNISHMENT FOR TALKING. REFUSED TO STAND AND AFTER SEVERAL WARNINGS HE WAS SHACKELED TO THE TOP OF THE DOOR FRAME IN ORDER TO COMPEL HIM TO CONTINUE STANDING. MR. WAS THEN GAGGED AS HE CONTINUED TO TRY TO TALK TO OTHER PRISONERS. ABOUT FIVE MINUTES AFTER MR. GAGGED AND SHACKLED, GUARDS NOTICED HIS EYES WERE CLOSED AND HE WAS SLUMPED OVER HANGING FROM THE SHACKLES. GUARDS WAS NOT WENT TO THE CELL AND DISCOVERED MR. DOWN FROM THE BREATHING. THE GUARDS TOOK MR. DOOR FRAME AND REMOVED THE GAG FROM HIS MOUTH. AFTER NO PULSE WAS FOUND MEDICAL AID WAS SOUGHT.

ABOUT 0815, 9 JAN 04, MEDICS ARRIVED AND CHECKED FOR SIGNS OF LIFE WHICH MET WITH NEGATIVE RESULTS. NO LIFE SAVING MEASURES WERE INITIATED.

MED TROOP, 3RD ARMORED CAVALRY DR. (CPT) REGIMENT, FOB RIFLES BASE, IRAQ, PRONOUNCED MR. DEAD AT 0900, 9 JAN 04.

PRELIMINARY EXAMINATION OF MR. REVEALED EXTENSIVE BRUISING ON HIS UPPER BODY.

INTERVIEWS OF DETENTION FACILITY GUARDS AND THE 66TH MILITARY INTELLIGENCE COMPANY, FOB RIFLES BASE, AL ASAD, IRAQ, REVEALED MR. WAS PREVIOUSLY INTERROGATED BY MEMBERS OF ODA 525TH, 5th SPECIAL FORCES GROUP, FOB RIFLES BASE, IRAQ.

THE INVOLVEMENT OF DRUGS AND ALCOHOL IN THIS INCIDENT ARE UNKNOWN AT THIS TIME.

THE DATE AND LOCATION OF MR. AUTOPSY IS PENDING.

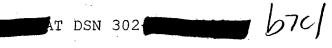
THE CASUALTY LIASON OFFICER FOR THIS MATTER IS SPECIAL

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INVESTIGATION CONTINUES BY CID.

- 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.

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	•		CIL	FORM 66					
1. DATE 9-	ATE 9-Jan-04			2. TIME RECEIVED		7. CASE NUMBER - 0009-05-CID679-83846			
3. OFFENSE:					8. ASSIGNE	D TO:	-		
Undetermined	Death	• ,	•						
4. SUBJECT			· · · · · · · · · · · · · · · · · · ·	s					
Unknown			9. TYPE OF CASE: GC						
5. VICTM DETAINEE N DULA'AB, IR	AQ		10. REPORTS:						
6. CASE DESCI On 9 Jan 04, th Rifles Base, Ira	is office was no	otified of a inma	ates death at the	e EPW cage on	TYPE	SUSPENSE	INITIALS		
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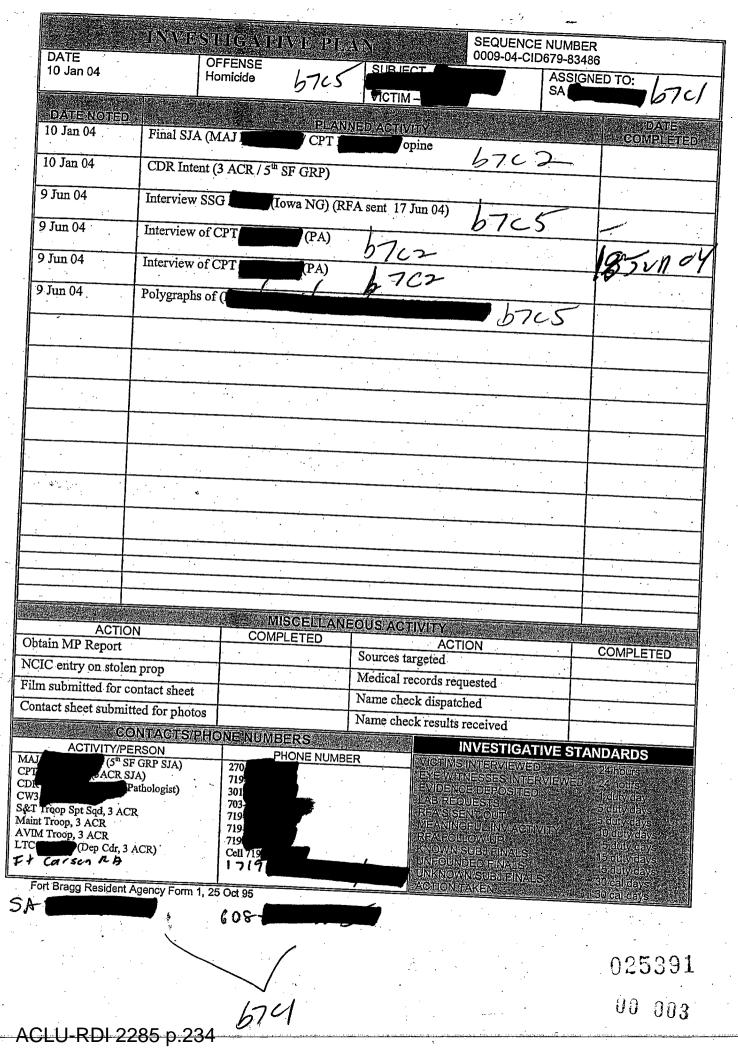
02**5339**

SEQUENCE NUMBER VIESIBLEATERVERE 0009-04-CID679-83486 OFFENSE Homicide ASSIGNED TO: DATE. 10 Jan 04 PLANNED ACTIVITY DATE NOTED Final SJA (MAJ 10 Jan 04 2030 CDR Intent (3 ACR / 5th SF GRP) 10 Jan 04 Dozul Technical interview of SPC hd SGT 19 Jul 04 Re interview of SPC 19 Jul 04 19 Jul 04 Round table with SJA and Pathologist AUG OY 19 Jul 04 Interview of CPT as Aub o4 MISCELLANEOUS ACTIVITY AND A SERVICE OF THE SERVICE COMPLETED COMPLETED ACTION Obtain MP Report Sources targeted Medical records requested NCIC entry on stolen prop Name check dispatched Film submitted for contact sheet Name check results received Contact sheet submitted for photos CONTACTS/PHONE NUMBERS INVESTIGATIVE STANDARDS VIGTIMS INTERVIEWED EYE WITNESSES INTERVIEWED) PHONE NUMBER ACTIVITY/PERSON (5th SF GRP SJA) MAJ 270-EVIDENCE DEPOSITED ACR SJA) CPT 719 LAB REQUESTS REA'S SENT QUID MEANINGEUS INVIACTIVITY 301 (Pathologist) CDR' CW3 703-S&T Troop Spt Sqd, 3 ACR Maint Troop, 3 ACR AVIM Troop, 3 ACR (MAX (Dep Cdr, 3 ACR) 719 719 719 KNOWNISUEU FINALS UNKNOWN SUBJEINAES (6th Grp Poly guy) @lewis.army.mil (CDR S&T Troop) Fort Bragg Resident Agency Form 1, 25 Oct 95

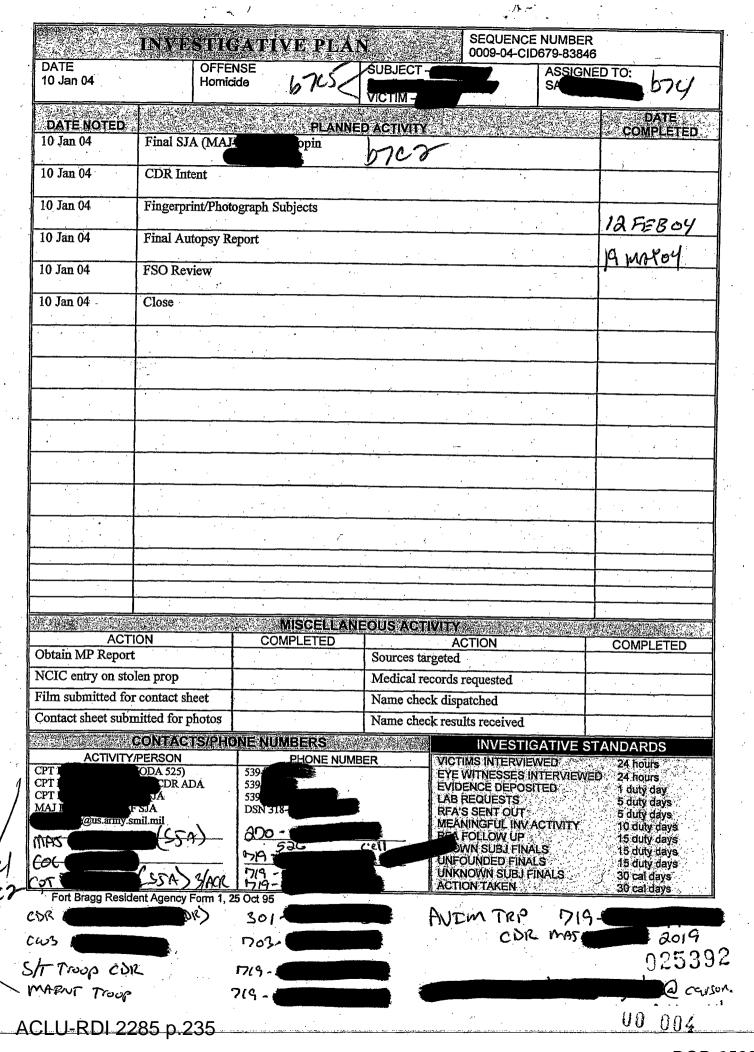
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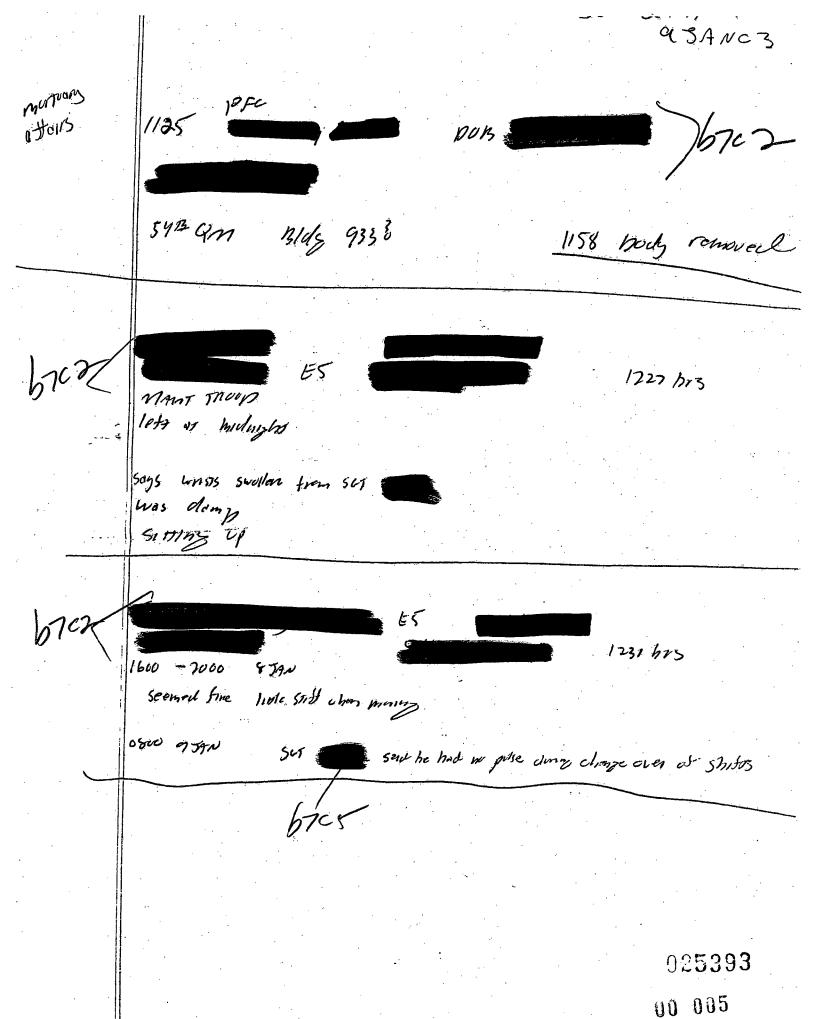
MAS (POLY GOY) 254-MAS (Sci. Medial XO, (Si) COL COR, 3 ACIL, ISG (AVEM) 7/9-

alb74 025390



DOD-050892





ACLU-RDI 2285 p.236

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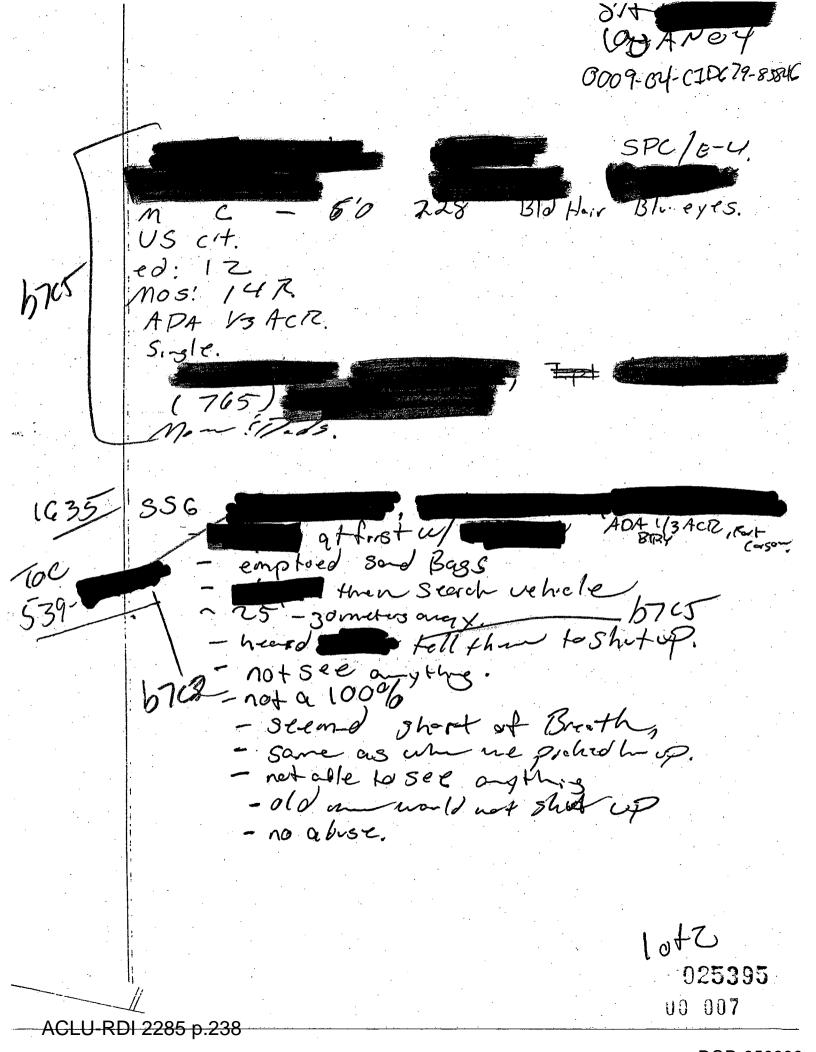
1st set of buildings on right

DoB: -arrested some day as MR - soud he was treated well dung arrest. - men in masks tortuned old man (Mr. - men who arrested them hort & punched old mar when they found the ZED parts. 20,3 times inchest with boots men in mask. - sew Bruises on 8 JANO3 - only one ona hicked old now. - white guy 3 one bright 25 6 - no one else hot how that he saw. never ate only drank water - conversalm on case on Mener Tous

1125.

-arrestet some day as Mi - when orrested men kicked him just once. - No resistance from old man dring gerest 3 dass ago a masked man interragated him - men in mask hit him bucked him with boot -no mark not very hard Courds threw water an old mis

107c3



DOD-050896

biel SA Les SANO3 coop-03-070679-83846 SFC ADABTRY V3ACR. - SUYWAS WALLS a.

1710

1050.

Briefed CPT +DA BTR COTT,

7 of 7 025396

SA 676/ 0009-04-CIDE79-83846 10 Jan 09

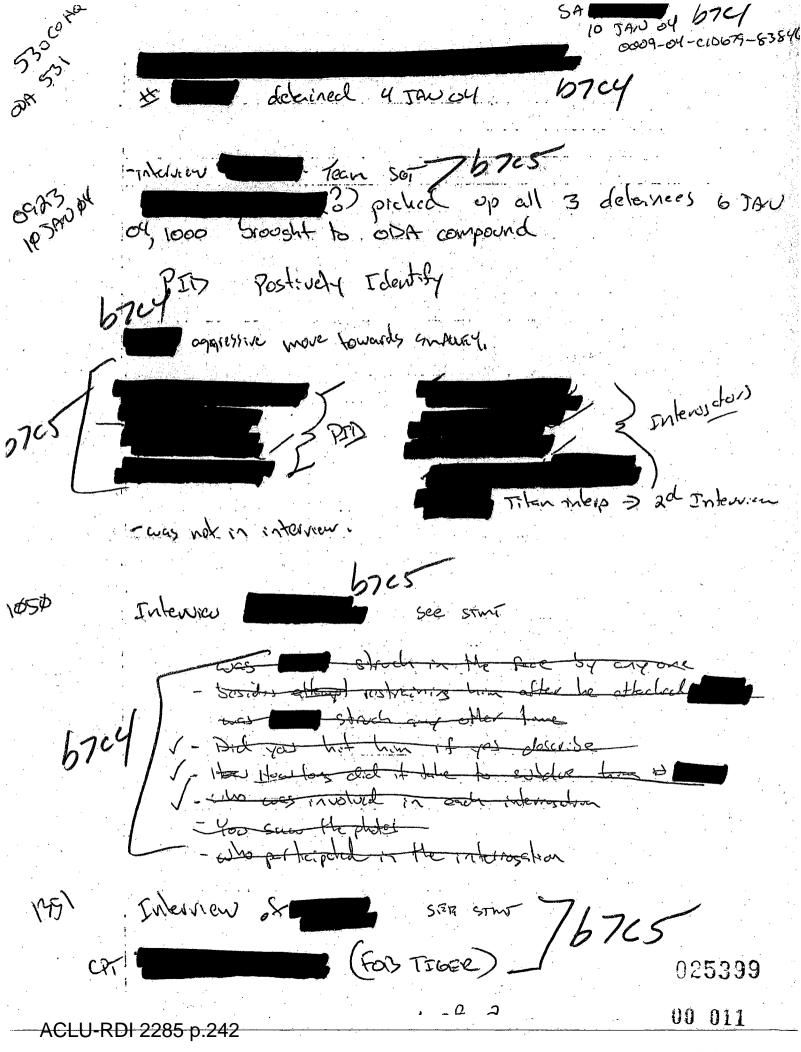
rest bles

10 San 04 SFC

two or thee days ago 0500 meeting tasked to pick up form defence's from case defence's from group 1000 picked up defences transported to SF compound for interrosation in and out of inferrogations after lunch walked in on interresation detainer was being vague of a swers said he was ready to tell the truth sat down in chair and uncuffed sat down and started answering guestions. about 10-15 minutes lansed out of chair and grabbed only about 2-3 feet away grabbed shirt w/ both hands reacted by bringing knee to mid section to take away air probably purched in mid section a couple of times to subdue four people plus detained and came in to a little later SFC not sure what detainer and did to subdue detainer deck

Scriffe lasted I to 2 minutes
got detained to Floor and ziptical
hands in front
detaineds hands shackled to pipe over
head
some detained some water holding
bottle
letained spit out tooth
not bleeding from mouth
later detained led st team to IED on
roadside and cache
did not go on mission did not
see detained again
not sure if before and offer pictures
were taken.
interrogation after scuffle was not
more than 45 minutes
interrogation fraining ust part of formal

6



DOD-050900

4 200 by.	-956	<i>),</i> s	7 = 7/5*	SF. GRR,	FF CAmple) ા, પ્રવૃ	3/8/5
	الا 10 الما - 10 الما - 10 الما	d 1730, i asche (Delen er seet u	nder y dr p	while try ideup)	ing to palled anderd	get — Run o le vehi	bioers che
	aetha	hicked I	I hive	n abdoner	clee.	entre	Po
				e Sy		geH wg	inlo
		1.1 0		dreed used			ė
	from v	varseau" – gu	se Ed	n to Doente	n beilty	opon 1	ehra
	-Was drin	hing a wad	ur 1 bothe	quire messi	W		<u> </u>

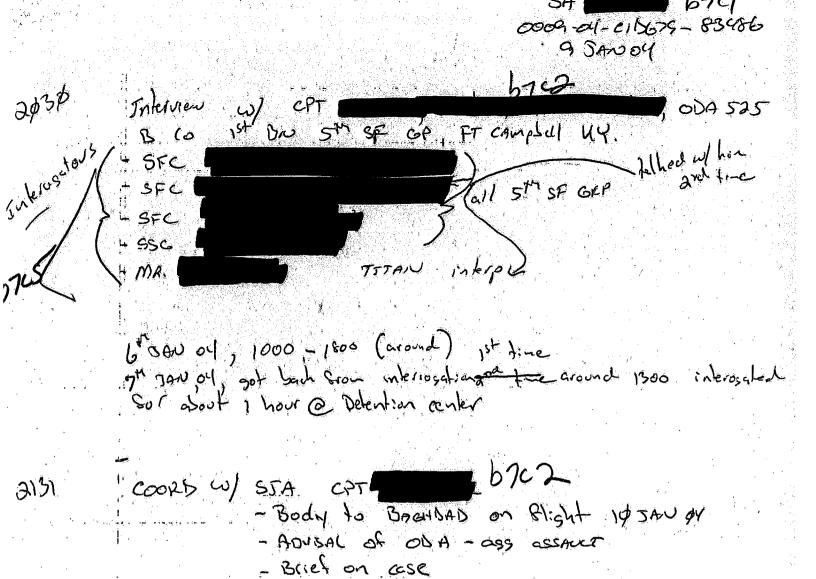
except as noted 6705

-Notified of mission upon returning from Lunch-

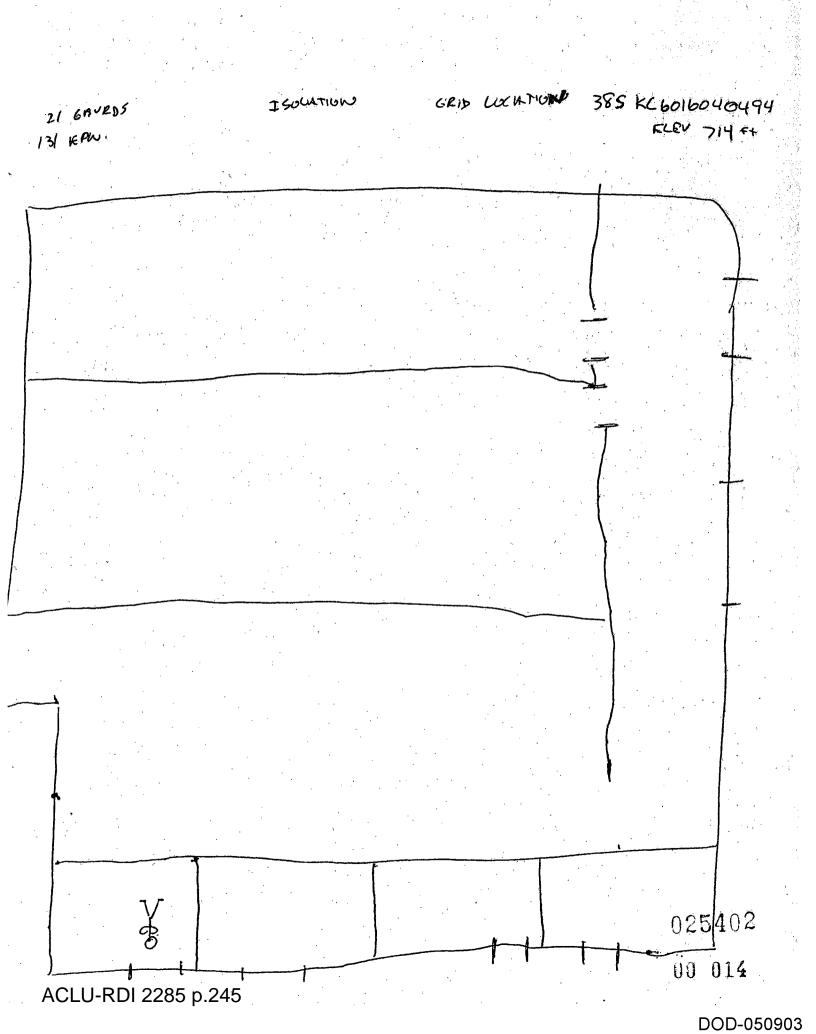
025400

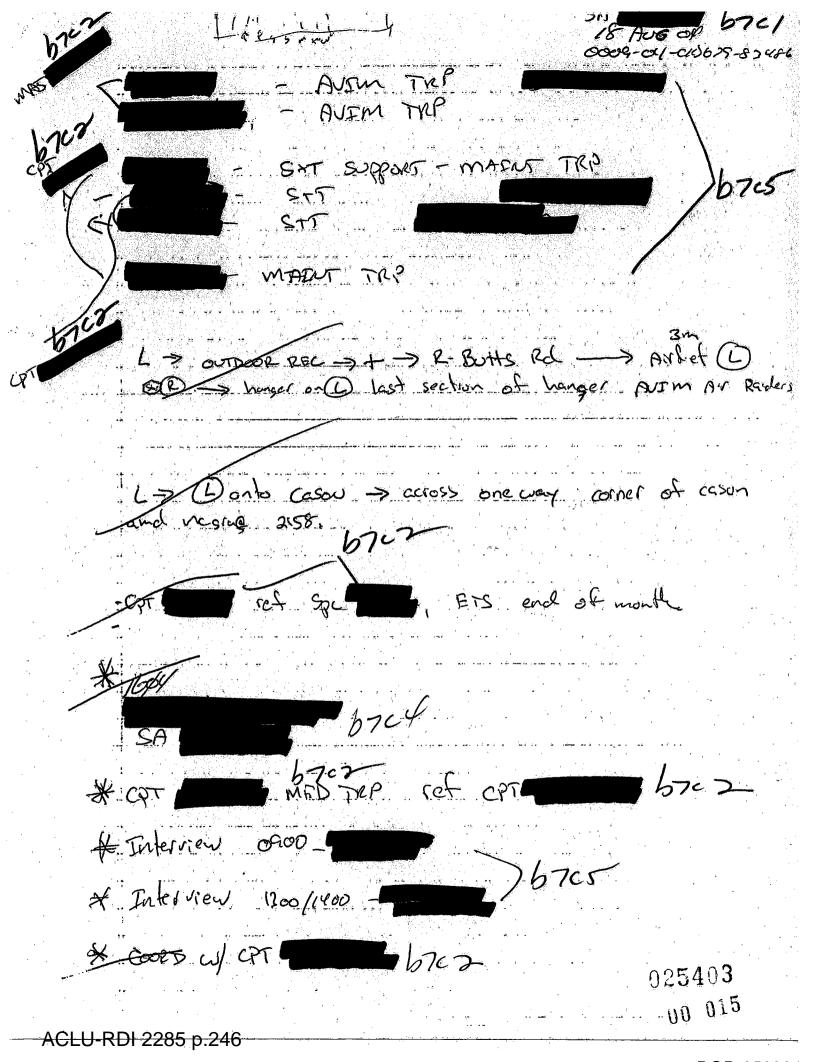
00 012

0 -



0254)1





18 AUG OF 0009-04-C10679-83486

1010 18 AUGOY (COORT) W/ CPT would come to CID office now. case. Stated he woold have PFC escor iφ3Φ BAUP "to as office. attempted to contact car 1250 18 AUG \$4 meeting set for 1500 180004 1290 COORD W/MAT 18 AUG BY meeting set for 1530/1600, 18 AUG pr coold w/ car 300 1880664 Interview of PFC/ has retained lawyer, advised not to spall 1315 (FT CARSON, Trial Defense) 7/9-18 AUG 04 coors w/ mas 1 1500 18 AUG OF COORD W/ CPT 545 cooper w/ cpt 600 @ 08Psic 0900

0254)4

0009-04-010075-83486 everence of SSG1 6705 -did not see any one strike 15 67c4 tode down travel pushed into well Then bear has type take down w/ landing b705, on top of word. (45 sec) then Sworshit him to Root of age shackled and florcuffed, and in case w may have songed him. down left open had access. Sixed iso per approx I hour Hen brought to Iso pen, shockful to pdc. to of chedical on sequely of no other contact w/ bicy asked day after death if he thought He take down was what killed him. had no physical contect with says walked under own power in 199 shadles to iso pen. - Gassed for 15 min's was on knees.

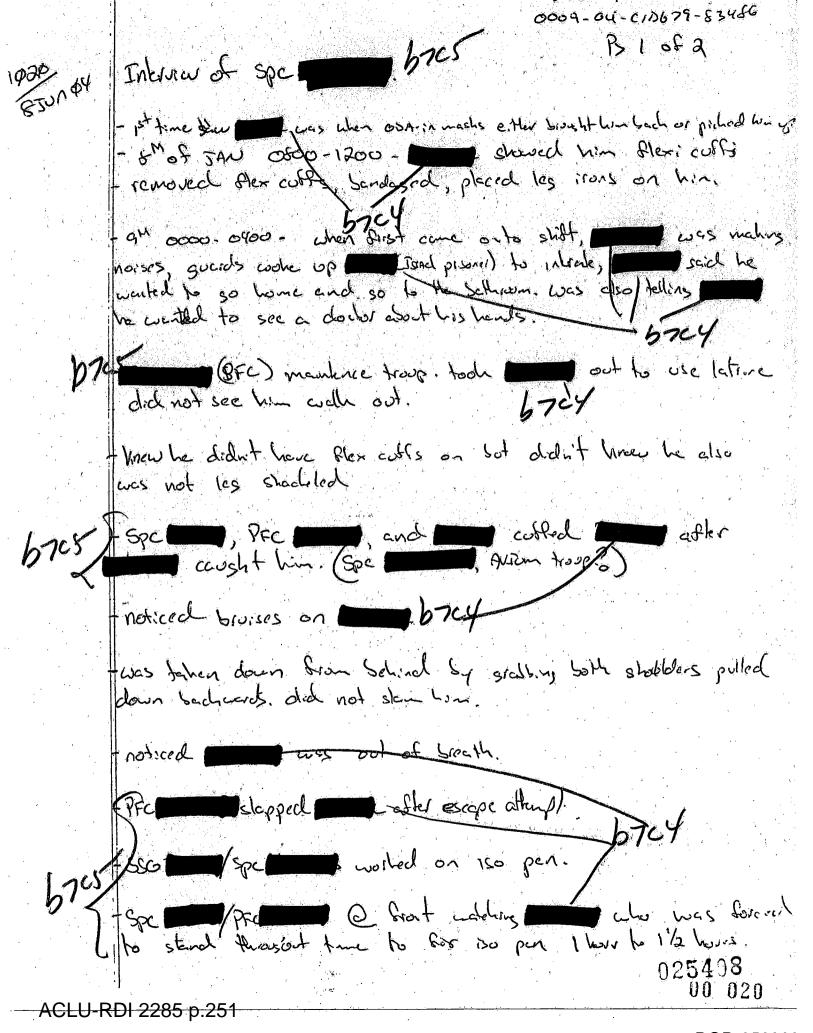
1015 G ANGOY

- croshing injuries near time of dieth
- .- no way a day's prior to eke M
- hyper tension large heart
- -internal injuries are consitent with stempine cruthing -injuries close to time of deaths.
- exterior bruises and possibly 1/2 is Acours
- most likely injuries occove after excape attempt - since unlikely he would be moving.
- lungs had bruiges but not punctured - ren different to breath almost impassible to move.

025406

& JUN 04 0009-04-010679-83486 bics Hp 7 bics 820no4 Interview of SOT #GOO - latines were voluntery -8x -8- 2000-0000 - Charles shall remained up front (sithing) - 0400 - 0600. did not use latine was, was in iso smalled by less and hands 6704 not on shift when the attempted to escape less to ber in isopon hands fleri cutt in Went, Did have conservation in St did not tell him he was implied. - had sharped to over ax before coathers hards told han to set up he did 3 6764 - observed for a few soconds / ro puse, checked carbid when, contacted does and cutt the fell to floor face up half may out of iso pen, called for helf check one more line for the sons took meloc's about 30-37 mm to arrive some unit was with medies when they shocked plisoners. 025407

ACLU-RDI 2285 p.250



8 Jun 84

6200 dx

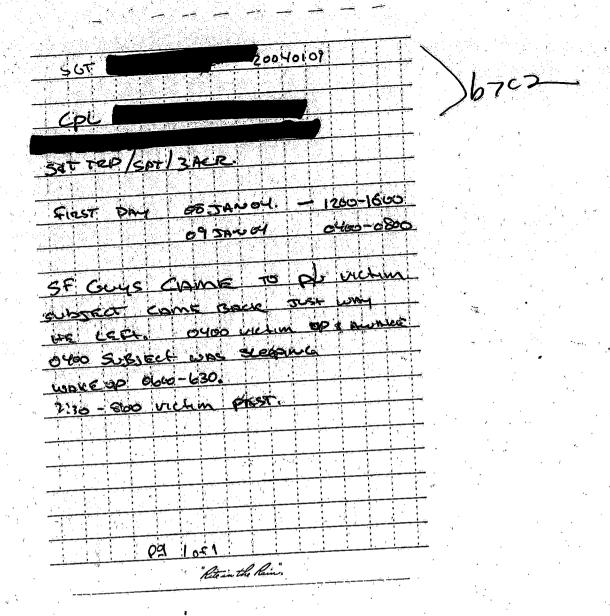
cought just as he was adort to go out door.

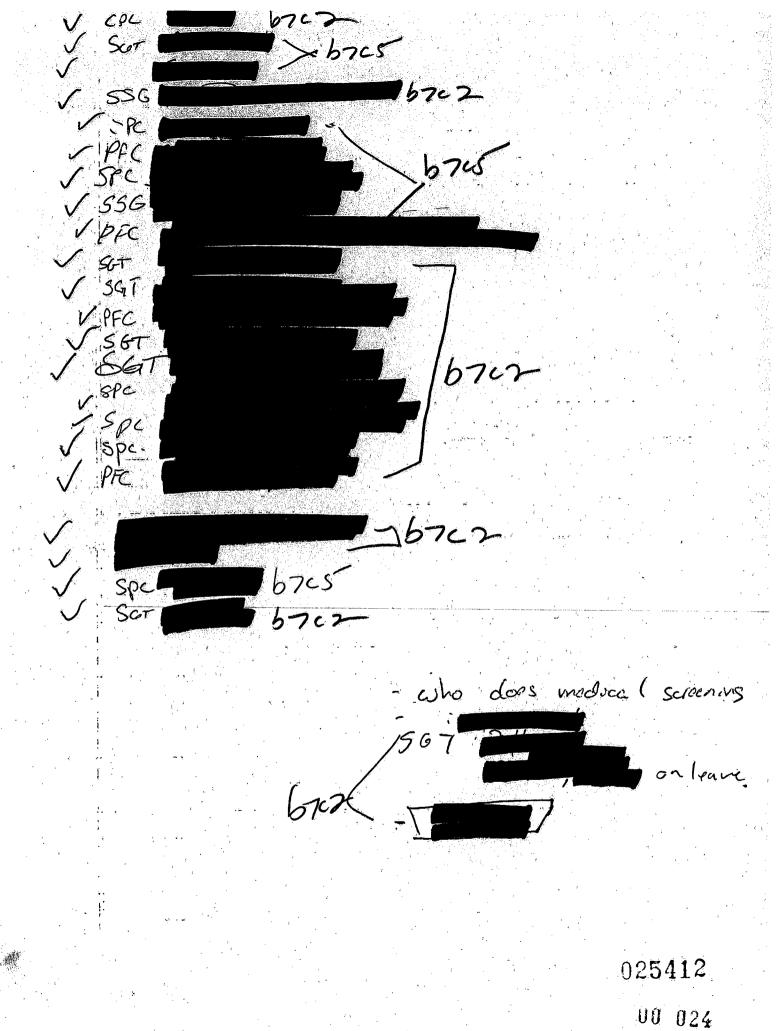
bray
were watering Body rampire series when attempted to
escape.

-changed what he said for most of interieu (1st, page)
wrote cholement insteading PFC 6765

025479

· /	20040109
561	
	6762
Sari	E-5/SGT
	153.2
QUIMTEP/SPT	
STANCIED EPW	- ed Zwo ed
THE PROPERTY OF THE STATE OF TH	24 <u>80</u>
DANGE HISTO	1662
NOTICED BELL	uses on velim
ON JAN OF NO	SURE OF TIME
2215 LATELAS E	200
2280 BEDEED	Dimb
2200 NOTICED BY	euses from a Distance.
DONAL NOTICE V	duy of HER DUTIEUS TO
uchon.	





ACLU-RDI 2285 p.255

DOD-050913

cor 6702

pos

FT Conon, Polles Bise, INDER TOP 3 ACR Korres to Riser when examined, Signe position.

1709 The Mary SCT DIED TRP 3ACR PRC MED TRP 3ACR

responded to Specthing difficulties, syme on Sech covered of beneed, no life serms.

The Good, Sivising around additional area

-received call @ 6800, one of the guards said he must have past during the night

- assirul around 0815 on scene.

0254:3

1081

UD 025

\\$5¢ 9 SAN OH SGT) 67c2 948 MP - verified scene 1056 (audion maint) 3 ACR. (MOTE GUARD FORCE) 2400-0600 sleep no sleep unless Doc wessents 1705 no talking / locking. - Dad guy was Isolated after being referred from other day before. Was gassed by SCT Sortalhing Died crown dires, 9 JAN 84 MAINT Troops SGT 3 ACIR, 1110

JC5

on Front of tower. New guy and Sort put leg irons x3 one to connect lass two attached to chamin middle. Heri cust on hands already an in fronts - noticed prisoner had soiled himself. - moved him back to isolation and secured log iver - moved to wolstion case poor to placing les irons on locked up about 0445. - Sat there for about 1/2 hours (quiet but moving arounds) 125411

ACLU-RDI 2285 p.257

-around as a power went out fixed genealor ous - every one water up eround asso when hadrie power came on whode powers listels. - around own heard everyone belling had everyone to get up, dead suy refused to set the cent to his gate and Add him to stend which he did Sut when he evalued away prisoner sat Sach down, hoppier fice after and the went and got los won key. ite and secured it to down way of case forcing han to sland. (flexing cut to les ivon to lop of door way.) this occurred cround 0715-0730. t wouldn't be quiet bold specified to get gas and 6105 assisted in sassing him.

- deal say rossisted alithe no purchine or striking just - Gassins process both maybe 2/3 min. raster alr min whole crashins hands looked back sain delenee slumping began bathroom runs, asker about i min went such to check on ben noticed he was nit sreathere. goursel door took how down checked for pulse (no pulse) - no life sources measures lehen - when he was brought about back was being outside in doorway of cell. -- Sent spe after attempting to call by phone bedech to get some one from MI brest put him in cell cover up blentest (10 min had past since discovering) called medics. - medics both 10-15 min critical around atto did nothing as fer as life saving measures. . Dead guy did not come in with bruieses noticed Struises this moining. Sure he didn't have bruises plus to delenee soing a/ ODA. ODA comes to case in civ/Slack hours and ash's Sor prisoner by # 025415 a of 3 00 027

GK MI, 3/3 ACR FT CARSON CO R. 9 les Bese, IMAQ > 6702

- cot (CDR, ODA, Refles Base)
- possibly desetic, may have led beat medicine.
- its not been interviewed may mI.

- no record of odd lating him but odd only one's who have interviewed him.

423 PA SA WILL arrive @ Martuary Affers to examine Sody -copers w/ PFC For Sody

Relim Photos Prelim eram pants, underwear, shirt, no secrety notations while no tattos visable no shoes. - Glexi cuffed in Front, Songage on left wist no ID to on cufft, missing two feeth upper front. multiple barge sivises on sides, addoman and lower dest dragions on both forecomes. Subj had defected on self prior to dying. Freq used by most affect 515

1452 of briefed SAC

end upon revini 67c2

025416

− C → 00 - 028

ACLU-RDI 2285 p.259

1217 Maint. Spt. Sqd. 3ACR 0400 -0800 0730 - wakeup goged - SPC? now guy hanging from cage (S6T over and left to go wakeup Colled next shift bacs /SPC 1224 Avin Trp. 3ACR Spt. 0000-0400 0215 - + 17:00 to escape, then brought to the SPC SOT SPC SPC takedown 025417

ACLU-RDI 2285 p.260

6761 0004-04-018679-83486

95ANOY

vever complained to med problems

vever san medics morking o

025418

2 ०४ द

UU 030

9 JAN 04 Canvass Guards 352-3 Frez Packhorse MA Riviewed Detainee Pile 1055 9)a-+SPC 1119 worked 0400 to 0800 shift on 9 van 9 Jac 0730 had problem al/ dead prisoner + prisoner was breaking rules by talking excessively (anabic) + SOT was telling prisoner + SGT fold prisoner to stand up - SGT in case of prisoner - walked up to SGT - SGT to bold to an act + SG-T fold to so get gas + come back and told to put gas on byos put gag on and culted prisoner to rail in a way to force prisoner to Stand about 15 minutes later 56T notices prisoners eyes are closed and slumped SGT went to case prisoner not breathing uncuffed ungagged told to go set belp 6762 went to MI shack and told SGT what was happening Thinks gay was interviewed once or funda

> 1 08 2 025419 00 031

9 JANO & 67C Ausm Troops 3 ACR, FOB Milles Main, Iraq, Fort Carson (d) 1236 empany, Eeder Rapids, IA, FOB Ristes Bast weiked Ugmt 8pm en 8 JANOS ugs como on shift a 0800 9 swot when Defance was alred & dead no intraction states Detainer was talkaure, dod wake upin middle of might regularly - no prier attempts for escap. - only deen here abot a week or Irss - MI or SF took how for interrogation duing his first couple days of detaller 2133 Trans Codof Rapids I A, 52404 FOIS Rifts Base Supervisor 12-400 0-9 SANOY. - Peterinee Refused to 5/77/ caught escapes at 0215 934NOY - large Brises on sides - sittes on floor when went offsheft SPC southon escape. apprehended him - hard true moving, perod includes Bather we he escaped he moved very slowly. this oiled his pents when Spa de tannedhim. 5F had how for in trogertion 22 days as. 1300 (afy 025420

ACLU-RDI 2285 p.263

Translator ecox-ceto-g

Badge #

6703

Zaly

0.25421

- 3dq he complain

- 8 aw injuries 8 3ANO3 when they thrumwatur

on him he was cold so he pulled up mandonss

and he som strat brusis

- lived in next cell over from dradguy

- he saye dradguy better off he is no lagge

prisoner

- guefds fortand him alot

in processed last night hous noths

6723

Israle Natronal

1 Knee 30 hapt on math.

- masked mentock. Ehra him in side.

- helps and who here.

6723

- 2013 toms for Interogentien

- old mon cold not Breath after

- had to star they pull home p

- because of torkure his Shit himself.

7-111

- could not still cold nights.

- they tood heads to less has the threeworker on home.

- much Brising from intersotion on sides.

- no beating in case.

4 of4

				DATA	A REQUIRED	BY PRIVAC	Y ACT				
AUTHORITY		litle 10, Uni	ted States (Code Section 3012		ROUTIN	VE USES:	Your social so Are used as a to facilitate ar	n addition	al/alternate mea	personal information us of identification
PRINCIPAL P	URPOSE: 7	o provide c	ommanders	and law enforcer	nent officials	with DISCL					oluntary
1. Rec Code:	2. Action C		Date:	4. Rel to Case:	5. Control		uence # 0066	7. Year:	8. Office	9. ROI #	Offense:
						O AND INTERNATION	0000	- 04- CID	003 -		
10. Last Name				11. First Name:				12. Middle Ne	ime:		. Grade/Rank; 6/SSG
14. Social Secu	rity Number:	15. Ot	ner ID Num	iber:	6. Date of Bi	rth:	17. POB	City:		18. POB St:	19. POB Zip:
	. Race: 22 aucasion		23. Height 72	24. Welght: 160	25. Hair: Gray	26. Eye Col Hazel	or: 27. C	4 1 1 2 2 2	Educ: /HS	29. Prior Reco NO	rd: 30. Marital: Married
	2. Job Descri	ption/Locati	on: 33. FC	MC; 34. Secur Secret	rity Clr: 35	. Physical Mar	ks/ Tattoos	1		. Spouse Militar s:□ No:⊠	y: Branch:
37. Allas/Nickt	names:	-		38. Alias/Ni	cknames:			39. A	lias/Nicki	names:	1
40. Unit/Organ 2133 RD TRAI	nization: NSPORTAT	ION COM	PANY (L	A NATIONAL (GUARD)	41. Unit Pho	ne Number	Н	ome:	Cell/P	ager:
42. Military Se	rvice:	43. Sub Ut	ilt:	44. Fort/Cit CENTER		45. Stat	e:	46. Country:		47. Zip Code/ 52544	APO:
48. Home Addi	ress:		9. City:			50. Stat	e;	51. Country:		52. Zip Code	APO:
53. JUV: 5	4. Family Rel	: 55. Las	st Name:	. Filosofie (Signatur	THE PROPERTY OF STREET	rșt Name:			57. Mido	lle Name:	
58. Social Secu	rity:		5!	9, Grade/Rank:		60. MC:	• 1	61. Unit;			
62. City:	-	6	3. State:	64. ZI	P/APO:		65.	Phone: W	Vk:	Hr	ni:
										3.7%-/EVAVESE	
66. Offense Co	de: 67. U	JFC: 68.	Offense C	ode: 69. UI	C: 70. C	Offense Code:		71. UFC:	72. Off	ense Code:	73. UFC:
					000000000000000000000000000000000000000	A TRIVINDAY					
Telephone:		ETS: May 2	006	PCS/DE	ROS:		D	Time Interviev ate: 29 Jun ()4		ne: 1200
Place of Intervi Holiday Inn I			,	l				l'ime Interviev ate:	v END:	Time:	
Disposition:											
74. Category:		75. Type		76. Recovered: Yes: No:	77. Valu	e: 78.	Insurer:		Policy:		Year/Date Exp: /
79. Year:	80. Mak	e:		81. Model:		82. Vehicle St Sedan	yle:	. 83. # of Do	oors:	84. Color:	85. Size: Full size
86. V.I.N:				87. License Plate	: 88.	State: 8	39. DOD D	ecal Number:	· .		
NOTES: D	ATES DEP	LOYED:	BEGI	NNING: Feb 20	003	RT	ND: Apri	il 2004	 		·
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T ACT TYPY	TEST• Fe	L 2002					0 y			ſ	125424

End 5 00 036

	CANVASS INTERVIEW WORKSHEET ROI#	-
and the second second	Conducted By: SA Conduc	
	0009-08ECID879	- 3 3 4 8 6
Dote	Name: Rank: ≤P∠ SSN: Rank:	
	Unit Address: STI Troop, SPT Sade, 3rd ACR	
1.0000	Residence Address:	ř.
Time	Service Member:	•
1119	Home # Work	
1//-	Remarks:	•
-		
	사용하는 경험 경험 등을 하는 것은 사용하는 경험을 하는 것이 가장하는 것으로 되었다. 그 중에 가장하는 것은 사용하는 것을 가장하는 것을 하는 것을 하는 것을 하는 것을 하는 것을 하는 것을 하는 통령 경영 기업 전체 기업 경영 기업 경영 기업 기업 기업 기업 기업 기업 기업 기업 기업 기업 기업 기업 기업	
· <u>1.36 - 1.56</u>	하고 있는 것이 있는 것이 되었다. 이 사람들은 사람들은 가장 그는 사람들은 것이 되었다. 그런 사람들은 사람들은 사람들은 사람들은 사람들은 사람들이 있다. 그런 하는 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은	
-		
	Name Rank: PC SSN:	• •
y van	Unit Address: StT Troop, SPT Sydron, 3rd ACR FOIS Refles 1505 E	• • • • • • • • • • • • • • • • • • • •
rene		
4.5 TH 12.5 TH/ST	Service Member:	
1010	Home# Work	2.4
	Remarks: Started working at EPW casellanous Did	
hot	have any individual confuct of deceased prisone	h,
	ner in isolation since has been at case. Pocs	
not 1	know why Prisoner was it isolation.	
- 10 10 10 10 10 10 10 10 10 10 10 10 10		• .
5		
	Name: Rank: PFC SSN:	
1000	Whit Address: HHT, Support Squadron, 3rd MCR	
	Residence Address:	
	Service Member:	
1240	Home# Work	
~~	Remarks: Last shift was 2000-2400, Blan 04. Working at	
EPh	I case about one month, Prisoner here about one	
wee	to No contact with prisoner.	
		
45		•
Date	Name: Rank: SPC SSN:	•
9 Jano	Unit Address: 2133 Trans Co, Iowa NG, Cedar Rapids DA	
	Residence Address:	
Time	Service Member:	
1246	Home# Work	
	Remarks: Prisoner here about one week, Warking when	
Prism	Pair and I have week warping when	•
was	gassed at least one time. On sleep deprivation one	(
or h		÷ 1
Price	and had side of	
11 170	oner had Dishoash off. Saw bruises big bruises	>

all 6702

			นเปลาสะค) โลก คน						
AUTHORITY:	Title 10,	United States Coc	DATA RE de Section 3012 (g)	QUIRED BY	PRIVACY AC ROUTINE U	SES: Your so Are used	cial security nu d as an addition ate and retriev	nal/alternate mear	ersonal information as of identification
PRINCIPAL PI			nd law enforcement on may be accuratel		DISCLOSU	JRE: Disclosu	re of your soci	al security# is vo	luntary
1. Rec Code;	2. Action Code:	3. Date: 4		5. Control:	6. Sequence	e# 7. Year	: 8. Office - CID	9. ROI#	Offense:
10. Last Name:		L	First Name:	PARTIFOLICATI	A VATEVICE	12 Midd	le Name:		Građe/Rank: /SGT
14. Social Secu	rity Number: 15	6. Other ID Number	r: 16. D	Date of Birth:	17.	. POB City:		18. POB St:	19. POB Zip:
Male Ca	. Race: 22. Ethnic aucasion	5'10"	156 Bi	rown B	6. Eye Color: lue	27. Citizen: US	28. Educ: 12/HS	29. Prior Record YES	d: 30. Marital: Married
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53. JUV: 54	4. Family Rel: 55	. Last Name:	TINAVARII	56. First N	EIRTDAGFA		57. Mide	dle Name:	
58. Social Secur	rity:	59. 0	Grade/Rank:	60.	MC:	61. Unit	:		
62. City:		63. State:	64. ZIP/AP	O:	,	65. Phone:	Wk:	Hm	
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Place of Intervie FORT CARSO				w. W.	D	ate / Time Inte Date:	rview END:	Time:	
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74. Category:	75. 1		TROPES 5. Recovered: es: ☐ No: ☐	RIIW WEAT 77. Value:	78. Insur	rer:	Policy:		Year/Date Exp:
79. Year:	80. Make:		. Model:	82. \	Vehicle Style:			84. Color:	85. Size:
86. V.I.N:		87	License Plate:	88. Stat	e: 89. DO	OD Decal Nun	nber:		

025426

						STE STATE					Urde II.					
AUTHORIT	TY:	Т	itle 10, U	Jnited State	es Code Se	DATA ection 3012	REQUII	RED BY	PRIVAC' ROUTIN	Y ACT E USES	Are use	ocial securited as an add	itional/a	er and other alternate me	r person ans of	nal information fidentification
PRINCIPAL		POSE: T	o providence by	e command which info	lers and la	w enforcem ay be accur	ent offici	ials with	DISCLO	OSURE	: Disclost	ire of your s	ocial se	curity # is	volunta	ıry .
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14. Social Se	curity	Number:	15.	Other ID N			6. Date or	f Birth:		17. PC	B City:		18.	POB St:	19). POB Zip:
	21. Ra Cauc	1	Ethnic:	23. Heig 6'2"	tht: 24.	Weight: 0	25. Hai Brown		. Eye Colo een	or: 27 U:	. Citizen: S	28. Educ 12/HS	: 29	Prior Rec	ord:	30. Marital: Single
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74. Category:			75. Ty	pe:		overed: No:	77. V	alue:	78.1	insurer:	i.	Polic	y:		Ϋ́є	ear/Date Exp: /
79. Year:		80. Make:			81. Mo	del:		82. V	ehicle Styl	le:	83.#	of Doors;	84.	Color:	85.	Size:
86. V.I.N:			<u></u>		87. Lic	ense Plate:	•	88. State	: 89	DOD	Decal Nu	mber:			1-	

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AUTHORITY	•	Title 10, I	Inited States	D Code Section 3	ATA REQU 3012 (g)	RED BY	PRIVACY A ROUTINE I	USES: Yo Ar	our social se e used as ar facilitate an	addition	al/alternate me	personal information
PRINCIPALP	URPOSE:			ers and law enfo mation may be a			DISCLOS	URE: Dis	closure of y	our socia	al security # is	voluntary
1. Rec Code:	2. Action	Code:	3. Date:	4. Rel to Ca		ontrol:			Year: 8	3. Office 579 -8	9. ROI # 3486 -	Offense:
10. Last Name				11. First Nan	ne:	YARDUUAYU	iĎi vien	12.	Middle Na	me:		3. Grade/Rank: -4/SPC
14, Social Secu	rity Numbe	r: 15.	Other ID Nu			of Birth:	1.1	7. POB Ci	ty:		18. POB St:	19. POB Zip:
	Race: 2 aucasion	22. Ethnic:	23. Heigh 5'10"	nt; 24. Weigl 202	ht: 25. Hz Brow		Eye Color: ue	27. Citi US		Educ: HS	29. Prior Rec NO	ord: 30. Marital: Married
68X E	2. Job Desc ELECTRI APACHE		ation: 33		ecurity Clr: Clearance	35. Phy NONE	sical Marks/	Tattoos:			. Spouse Militz s:□ No:⊠	ry: Branch:
37. Alias/Nickn			<u> </u>	38. Alia	s/Nicknames	<u>. r</u>			39. A1	lias/Nicki	names:	
40. Unit/ Organ AVIM TROO		RT SQD,	3 ACR			41.	Unit Phone N	lumber:	Ho	ome:	Cell/	Pager:
42. Military Ser Army	rvice:	43. Sub	Unit:	44. Fort	/City: CARSON		45. State: CO	46	. Country: US	- 47	47. Zip Cod 80913	APO:
48. Home Addr	ess:		49. City:				50. State:	51	. Country:		52. Zip Code	APO:
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	4. Family R	el: 33.	Last Name:		•	6. First Na				57. Mide	lle Name:	<u>:</u>
58. Social Secu	rity:			59. Grade/Rank	:	60.1	MC:	61	. Unit:	•.		•
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66. Offense Coo	de: 67.	UFC:	68. Offense (•	70. Offens			. UFC:	72. Off	ense Code:	73. UFC:
Telephone:		ETS:	EP 2006		AUDVUNI DEROS:	SILRATII	YAEADAYEA 1	Date / Tim	ne Interview : 10 JUN			'ime: 0900
Place of Interview FORT CARS									e Interview		Time:	
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74. Category:	· · · · ·	75. Ty	pe:	76. Recovered Yes:☐ No:		Value:	78. Ins	urer:		Policy:		Year/Date Exp: /
79. Year:	80. Ma			81. Model:		82. V	ehicle Style:		83. # of Do	ors:	84. Color:	85. Size:
86. V.I.N:			<u> </u>	87. License P	late:	88. State	: 89. I	OOD Deca	l Number:			<u>,</u>

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AUTHORI	rriz.		Tial- 1/	`	C-1-0	DATA	REQUI		PRIVACY					
AUTHORI	(1 x ;	÷ -	Title 16	I, United Stat	es Code S	Section 3012 ((g)		ROUTINE	USES:	Are used	cial security I as an additi tate and retric	ional/alternate me	r personal information eans of identification
PRINCIPA	L PUR	POSE:	To prov	ide comman by which inf	ders and la ormation r	aw enforceme may be accura	ent offici ately ide	ials with ntified.	DISCLO	SURE:	Disclosu	re of your so	cial security # is	voluntary
1. Rec Code	e: 2	. Actio	n Code:	3. Date:	4. Re	el to Case:	5. Cor	itrol:	6. Seque	nce#	7. Year	: 8. Offic	9. ROI#	Offense:
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10. Last Na					11. Fi	irst Name:						ile Name:		3. Grade/Rank: E-4/CPL
14. Social S	ecurity	Numb	er: 1:	5. Other ID 1			. Date of	f Birth:		17. POE	City:	7 (18. POB St:	19. POB Zip:
20. Sex: Male	21. R Hisp	anic	22. Ethnic	5'9"	ght: 24		25. Hai Black	Bro	Eye Color own	US	Citizen:	28. Educ: 12/HS	29. Prior Rec NO	ord: 30. Marital: Married
31. MOS: 88M	32 TRI	ob Des K DRI	scription/L VER	ocation:	33. MC:	34. Securit No Cleara		TATTO		/ Tattoo	g.		36. Spouse Militz Yes: ☐ No: ☒	
37. Alias/Ni	icknam	ies:	1 1 4.		3] 38. Alias/Nick	mames:	FLAG,	R		J	39. Alias/Ni	cknames:	
40. Unit/ Or S&T TRO			RT SOD.	3 ACR					Jnit Phone 719	Number	r:	Home:	Cell/	Pager:
42. Military				ub Unit:		44. Fort/City;			45. State:	- , T	46. Cou		47. Zip Code	e/APO:
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48. Home A	ddress			49. City:					50. State:		51. Cour	ntry:	52. Zip Code	:/APO:
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53. JUV: (amily I	₹el: 55	5. Last Name	25.55		56	. First Na					iddle Name:	
58. Social S	ecurity -	•			59. Grad	le/Rank:		60. N	1C:		61. Unit		·	
62. City:				63. State:		64. ZIP/2	APO:			65.	Phone:	Wk:	H	lm:
66. Offense	Code:	67	7. UFC:	68. Offens	e Code:	69. UFC	7	DistrinS 0. Offens	e Code.		71. UFC	· 172 C	Offense Code:	73. UFC:
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74. Category	/:	0050500000	75.	Гуре:		ecovered:		alue:	- Company of the contract of the party of the contract of the	surer:		Policy:		Year/Date Exp: /
79. Year:		80. M	lake:		81. M	odel:	ا	82. Ve	chicle Style	2	83.#	of Doors:	84. Color:	85. Size:
86. V.I.N:				 	07 T!	aonna Dista		00 04-4	1 00	DOD ::	125			<u> </u>
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AUTHORI	TY:	Title 10, Un	ited States C	ode Section 3012	(g)	RO	UTINE U	SES: You Are	social secu used as an a cilitate and	additional	/alternate means	rsonal information of identification
PRINCIPA	L PURPOSE:	Fo provide o	commanders hich informa	and law enforcention may be accu	nent official rately identi	s with Di	ISCLOSU	JRE: Discl	osure of you	ur social	security # is volu	intary
1. Rec Code	2. Action C	Code: 3.	Date:	4. Rel to Case:	5. Contr	ol: 6	. Sequenc	e# 7. Y	ear: 8.	Office ID	9. ROI #	Offense:
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10. Last Nat	me:	* ***		11. First Name:			1	12. N	iddle Nam	e:	13. C E-4/	rade/Rank: SPC
14. Social S	ecurity Number:	15. Ot	her ID Numb	per: 1	6. Date of E	Birth:	. 17	. POB City		18	. POB St:	19. POB Zip:
20. Sex: Male	21. Race: 22 Black	. Ethnic:	23. Height: 6'4"	24. Weight: 208	25. Hair: Black	26. Eye Brown	** ,	27. Citize US	n: 28. E		29. Prior Record	: 30. Marital: Married
31. MOS: 63B	32. Job Descri LGHT WHE		ion: 33. M	IC: 34. Securi No Clear	ity Clr: 3	5. Physical		attoos:		36. S	Spouse Military: ☐ No:☑	
37. Alias/Ni	MECHANIC			38. Alias/Nic	S	SYMBOL)			39. Alia	s/Nickna		
40. Unit/ Or	ganization:	<u>;</u>	· · · · · · · · · · · · · · · · · · ·			1 41. Unit	Phone N	umber:	Hon	ne:	Cell/Pag	er:
S&T SUPF	ORT SQD 3	ACR 43. Sub U	nite	44. Fort/City		719		1				
42. Military Army				FORT CAL		CC)		Country: US		47. Zip Code/AI 80913	
48. Home A	ddress:		49. City:	<u> </u>			State:	51.0	Country:		52. Zip Code/AI	PO:
53. JUV:	54. Family Rel	: 55. La	st Name:	<u>je</u>	O P. SHALL S	irst Name:	DATIA		5′	7. Middle	Name:	
58. Social So	ecurity:	·	59.	Grade/Rank:	<u> </u>	60. MC:		61. U	nit:	<u></u>		
62. City:	-	6	3. State:	64. ZIP	/APO:	L	· ·	65. Phon	e: Wk:	<u></u>	Hm:	
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66. Offense	Code: 67. U	ЛГС: 68	. Offense Co			Offense Co		71. (JFC:	72. Offen	se Code:	73. UFC:
Telephone:		ETS:		PCS/DEF	iminiishi Ros:	WYEIVIE I		ate / Time	Interview S	TART:		
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FORT CAL	RSON				<u> </u>	· · · · · · ·		Date:		<u> </u>	Time:	
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74. Category	7 :	75. Type		6. Recovered: Yes: No: □	77. Val	ue:	78. Insu	rer:	Po	olicy:		Year/Date Exp:
79. Year:	80. Mak	e:	3	II. Model:		82. Vehicl	e Style:	83	.# of Door	s: 84	l. Color: 8	35. Size:
86. V.I.N:	<u> </u>		3	7. License Plate:	88	3. State:	89. D	OD Decal 1	Number:	l·-	,5ª	
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LAST HI	V TEST:							•				

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AUTHORITY	: Title 10	United States Co			BY PRIVACY ROUTINE	USES: Your Are u	social security no sed as an additio ilitate and retriev	nal/alternate mea	personal information
PRINCIPAL P	URPOSE: To provi	de commanders a y which informat	and law enforcem ion may be accur	ent officials vately identifie	with DISCLO	SURE: Disclo	sure of your soci	al security # is ve	Juntary
1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case:	5. Control:	6. Seque	nce # 7. Ye	ear: 8. Office	9. ROI#	Offense:
				HANDALWINDAL	IAYLIDIATA				
10, Last Name:	7		1. First Name:			12. M	iddle Name:		Grade/Rank: 4/SPC
14. Social Secu	rity Number: 15	. Other ID Numb	er: 16	5. Date of Bir	th:	17. POB City:		18. POB St:	19. POB Zip:
Male Ca	. Race: 22. Ethnic aucasion	72'	24. Weight: 180	25. Hair: Brown	26. Eye Color: Blue	US	GED	29. Prior Recor YES	Married
	2. Job Description/Lo RK DRIVER	ocation: 33. M	No Clear	ance TA	Physical Norks TTOO U.S. F	/ Tattoos: LAG		6. Spouse Militar es:□ No:⊠	y; Branch:
37. Alias/Nickr	ames:		38. Alias/Nic		n		39. Alias/Nick	mames:	. , ,
40. Unit/ Organ S&T TROOP	ization: , SUPPORT SQD,	3 ACR			41. Unit Phone	Number:	Home:	Cell/Pa	ger:
42. Military Ser Army	vice: 43. Su	b Unit:	44. Fort/City FORT CAR		45. State: CO		ountry: US	47. Zip Code/. 80913	APO:
48. Home Addi	ess:	49. City:		,	50. State:	51. C	ountry:	52. Zip Code/	APO:
		V. (2) (1) (1) (1) (1) (1) (1) (1) (1) (1) (1		White Volvier	MEDURADANTA				
53. JUV: 5	4. Family Rel: 55	. Last Name:			st Name:		57. Mid	dle Name:	
58. Social Secu	rity:	59.	Grade/Rank:		60. MC:	61. U	nit:	:	
62. City:		63. State:	64. ZIP.	/APO:		65. Phone	: Wk:	Hn	ı:
66. Offense Co	de: 67. UFC:	68. Offense Cod	ie: 69. UFC		NSII ffense Code:	71. U	FC: 72. Of	fense Code:	73. UFC:
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74. Category:	75. 7		6. Recovered: 7es:☐ No:☐	77. Value	: 78. Ir	nsurer:	Policy:		Year/Date Exp: /
79. Year:	80. Make:	8	I. Model:	8	2. Vehicle Style	»: 83.	# of Doors:	84. Color:	85. Size;
86. V.I.N:		8	37. License Plate:	88.	State: 89.	DOD Decal N	lumber:		

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AUTHORI	TY:	Title 10, Uni	ited States (DATA Code Section 3012	REQUIRED (g)	BY PRIVACY ROUTINE		Your social	security nu	mber and other	personal information
			. 3					Are used as to facilitate	an addition and retriev	nal/alternate me al.	ans of identification
PRINCIPA	L PURPOSE:	To provide c	ommanders	and law enforceme	ent officials v	with DISCLO	SURE:	Disclosure o	f vour soci	al security# is v	rolunta r v
FRINGIFIC	ET ORTOOL.	means by wi	hich inform	ation may be accur	ately identific	ed.	oora.	Disclosure Q	your soor	ar security # 18	Olumary
1. Rec Code	e: 2. Action	Code: 3.	Date:	4. Rel to Case:	5. Control:	6. Seque	ence#	7. Year:	8. Office	9. ROI #	Offense:
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10. Last Na	me:			11. First Name:			医原理性	12. Middle N	lame:	13	. Grade/Rank:
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14. Social S	ecurity Number	: 15. Of	her ID Nun	iber: 16	. Date of Bir	th:	17. POE	City:		18. POB St:	19. POB Zip:
20. Sex:	21. Race: 2		23. Height	24. Weight:	25. Hair:	26. Eye Color			8. Educ:	29. Prior Rec	
Male	Asian		71'	180	Black	Brown	US		2/HS	NO	Married
31. MOS: 92 A	32. Job Descr LOGISTI S		ion: 33.	MC; 34. Securit		Physical Marks	/ Tattoo	s:		i. Spouse Milita es:□ No:⊠	ry: Branch:
37. Alias/Ni	icknames:			38. Alias/Nic	knames:			39.	Alias/Nick	names:	
40. Unit/ Or	-anization:					41. Unit Phone	Number	<u> </u>	Home:	Cell/I	Pa gar
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42. Military Army	Service:	43. Sub Ui	nit:	44. Fort/City: FORT CAR		45. State: CO		46. Country US	•	47. Zip Code 80913	/APO:
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53. JUV:	54. Family Re	el: 55. La	st Name:	2n	A A	st Name:			57. Mid	dle Name:	
58. Social S	ecurity:	<u>l</u>		9. Grade/Rank;		60. MC:		61. Unit:	<u> </u>		· · · · · · · · · · · · · · · · · · ·
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62. City:		6	3. State:	64. ZIP/	APO:		65.	Phone:	Wk:	H	m: ,
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66. Offense	Code: 67.	UFC: 68.	. Offense C	ode: 69. UFC	: 70. O	ffense Code:		71. UFC:	72. Of	fense Code:	73. UFC:
				AND)	MEINISTER	ATTEMETD/ATT/	Y				11.
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74. Categor		75. Type		76. Recovered:	77. Value	CHICOLEDA 78 I	surer:		Policy:		Year/Date Exp:
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79. Year:	80. Ma	ke:		81. Model:	1 8	32. Vehicle Style	e:	83.# of I	Doors:	84. Color:	85. Size:
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PRINCIPAL I					forcement of e accurately i			CLOSU	RE: Disclo	osure of your	socia	security# is vo	oluntary
1. Rec Code:	2. Action C	ode: 3	. Date:	4. Rel to C	Case: 5. C	Control	6. 9	Sequenc	e# 7. Y	ear: 8. O	ffice	9. ROI #	Offense:
10. Last Name				11. First Na						liddle Name			Grade/Rank: 3/PFC
14. Social Sec	urity Number:	15. C	ther ID Num	iber:	16. Date	of Bi	th:	17.	POB City:		1	8. POB St:	19. POB Zip:
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	32. Job Descrip	otion/Loca	tion: 33. l		Security Clr.	1 9	Physical N	Marks/ T LAG O	attoos: N L SHO	ULDER		Spouse Militar	y: Branch:
37. Alias/Nick			. /	38. Al	ias/Nicknam	es:				39. Alias			
40. Unit/ Orga S & T TROC	nization: P, SUPPOR	r sqd 3	ACR	 			41. Unit P	hone Nu	mber:	Home	* *	Cell/Pa	ager:
42. Military Se Army	rvice:	43. Sub U	Jnit:		rt/City: Γ CARSON		45. S CO	State:	46. C	Country: US		47. Zip Code/. 80913	APO:
48. Home Add	ress:		49. City:				50. 8	tate:	51. C	Country:		52. Zip Code/.	APO:
53. JUV:	4. Family Rel:	55. L	ast Name:		(PAVAYHUL)	150000044	Misieraid st Name:	ASTAVI		57.	Midd	le Name:	
58. Social Secu	irity:	<u> </u>	59). Grade/Rai	nk:		60. MC:		61. U	Jnit:	· .		
62. City:	 		63. State:	- 1	64. ZIP/APO	-		_ 	65. Phon	e: Wk:		Нп	1:
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Place of Interv FORT CARS				· · · · · · · · · · · · · · · · · · ·				D	ate / Time Date:	Interview EN	√D:	Time:	
Disposition:													
74. Category:		75. Typ	e:	76. Recove Yes: ☐ N	red: 77	. Valu		DATA 78. Insu	LAND AND COMPANY OF THE PARTY OF	Pol	icy:		Year/Date Exp:
79. Year:	80. Make	<u> </u> 		81. Model:	!·		82. Vehicle	Style:	83	# of Doors	: - [3	84. Color:	85. Size:
86. V.I.N:		:.		87. License	Plate:	88.	State:	89. D	OD Decal 1	Number:			

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		AMY V.E.STUR	gauliki <u>e</u> a)	(UBKCK) YEHER	E.J.		
AUTHORITY: Title 1	0. United States C	DATA I Dode Section 3012	REQUIRED BY PR		our social sameity r	number and other n	ersonal information
7107-10101	o, om. o. o.	0000 20000012012 (<i>5)</i>	A	re used as an additio	onal/alternate mean	
				. to	facilitate and retrie	val.	
PRINCIPAL PURPOSE: To pro means	vide commanders by which inform	and law enforceme ation may be accura	nt officials with litely identified.	DISCLOSURE: Di	sclosure of your soc	cial security # is vo	luntary
1. Rec Code: 2. Action Code:	3. Date:	4. Rel to Case:	5. Control:	6. Sequence # 7	7. Year 8. Offic 03 21021	5679 E	S 4 8 6
			BYDDEYTECUZULAD	AVITA			
.10. Last Name;		11. First Name:		12	. Middle Name:		Grade/Rank:
14. Social Security Number:	15. Other ID Num	ber: 16.	Date of Birth:	17. POB Ç	itý:	18, POB St:	19. POB Zip:
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20. Sex: 21. Race: 22. Ethn	ic: 23. Height: 5°10°			ye Color: 27. Cit		29. Prior Record	d: 30. Marital:
31. MOS: 32. Job Description/				al Marks/ Tattoos:		6. Spouse Military	: Branch:
						Yes:□ No:□	Army
37. Alias/Nicknames:		38. Alias/Nick	names:		39. Alias/Nic	knames:	
40. Unit/Organization:	0 A-FP		41. Un	it Phone Number:	Home:	Cell/Pa	ger:
42. Military Service: 43. S	Sub Unit:	44. Fort/City:		5. State: 46	6. Country:	47. Zip Code/	APO:
40. Hansa A ddragg	49 City		5	0. State: 51	I. Country:	52. Zip Code/A	PO:
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53. JUV: 54. Family Rel: 5	55. Sponsor Last N		56. Sponsor F		57. Spc	onsor Middle Name	ə:
58. Sponsor Social Security:	59	. Sponsor Grade/Ra	nk: 60 Spo	nsor MC: 61	. Sponsor Unit:		<u></u>
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62. Sponsor City:	63. Sponsor	State: 64. Spon	sor ZIP/APO:	65. Spo	nsor Phone: Wi	C	Hm:
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66. Offense Code: 67. UFC:	68. Offense Co	ode: 69. UFC:	CONTRACT BOX DEAD IN	Code: 7	1. UFC: 72. O	ffense Code:	73. UFC:
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Place of Interview:		· · · · · · · · · · · · · · · · · · ·			ne Interview END:	Time:	
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79. Year: 80. Make:		81. Model:	82. Vehi	cle Style:	83. # of Doors:	84. Color:	85. Size:
86. V.I.N:		87. License Plate:	88. State:	89. DOD Deca	al Number		
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AUTHORITY:	Title	10, United State	s Code Sec		QUIRED 1	BY PRIVACY ROUTIN	ACT E USES				personal information
						*		to facilitate an			
PRINCIPAL PU	RPOSE: Top	rovide command ns by which info	ers and law	enforcement y be accurately	officials w	1		Disclosure of y	٠.		
1. Rec Code:	2. Action Code	: 3. Date:	4. Rel t	o Case: 5	. Control:	6. Sequ	ence#	7. Year 1 -8	Office 03 D	6°7°9#	8 948 8
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10. Last Name:			11. First	Name:				12. Middle Nar	ne:		SSG
14. Social Securi	ty Number:	15. Other ID N	ımber:	16. D	ate of Birth	i.	17. PO	B City;	18.	POB St:	19. POB Zip:
20. Sex: 21.	Race: 22. Et	nnic: 23. Heig	ht: 24. V	Weight: 25	. Hair:	26. Eye Colo	r: 27.	Citizen: 28.	Educ: 2	9. Prior Reco	ord: 30. Marital:
31. MOS: 32.	. Job Description	n/Location: 3	3, MC:	34. Security C	lr: 35. I	Physical Mark	s/ Tatto			oouse Militar	
37. Alias/Nickna	mes:		38.	Alias/Nickna	mes:			39. Al	ias/Nicknan		, and
40. Unit/Organiz	ration:	CRI			Z	11. Unit Phone	e Numbe	er: Ho	me:	Cell/P	ager:
42. Military Serv		Sub Unit:		Fort/City:	5U_	45. State	;	46. Country:	4	7. Zip Code	/APO:
48. Home Addres	ss:	49. City:	12.	<u> </u>		50. State	•	51. Country:	5	2. Zip Code/	/APO:
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53. JUV: 54.	Family Rel:	55. Sponsor La	st Name:		56. Spor	nsor First Nar	ne:		57. Sponsor	Middle Nan	ne:
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62. Sponsor City:		63. Spons	or State:	64. Sponsor	ZIP/APO		65.	Sponsor Phone:	Wk:	:	Hm:
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Place of Interview	v:	-			٠.,			Time Interview Date:	END:	Time:	
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	I	Private	Yes:□	No:□			<u> </u>				/
79. Year:	80. Make:		81. Mod	el:	82	. Vehicle Sty	le:	83. # of Doo	ors: 84.	Color:	85. Size:
86. V.I.N:			87. Lice	nse Plate:	88. S	ate: 89	DOD I	Decal Number:	· · · · · ·		
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CID FORM 44-R...Online version

FHTX, 1999

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AUTHORITY:	Title 10	United State	D. Code Section 3	ATA REQUIR 012 (g)	ED BY PR RO	IVACY ACT OUTINE US	ES: Your so	cial security	number and other	personal information
		•			•		Are use	d as an addit tate and retri	ional/alternate me	ans of identification
PRINCIPAL PURPOSE:	To provi	ide commande	ers and law enfo	cement officia	als with D	ISCLOSUR			cial security # is	in hyataas
	means b	y which infor	mation may be a	ecurately iden	ntified.	<u> </u>	ار	1	<u> </u>	
1. Rec Code: 2. Action	Coder	3. Date:	4. Rel to Cas	e; 5. Con	troi:	0009	#- 0	CD OF OFFI	3679.901#	3496
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10. Last Name:			11. Fust Nam	e;			12 Mid	die Name:		3. Grade/Rank:
14 Social Security Number	r 15	. Other ID Nu	mber:	16. Date of	Birth:	17, P	OB City:		18. POB St.	556 19. POB Zip:
20. Sex: 21. Race:	22, Ethnic	: 23. Heig	ıt: 24. Weigh	t: 25. Hair	: 26. Ev	e Color:	27. Citizen:	28. Educ:	29 Prior Page	ord: 30. Marital:
m C	· ·						のう		29. Prior Reco	
31. MOS: 32. Job Desc 18 C Eng/1	emo	ocation: 33	I.MC: 34.Se	curity Clr.	35. Physica	l Marks/ Tat	toos:		36. Spouse Milita Yes:□ No:□	ry: Branch:
. 37. Alias/Nicknames:	•		38. Alias	/Nicknames:	· · · · · · ·			39. Alias/Ni		
40. Unit/ Organization:	<u>አ</u>				41. Uni	Phone Num	iber:	Home:	Cell/I	ager:
B Co V5	18	EGP	44. Fort	City	1	. State:	46. Cou	· 24 • • •		
	-3.30			CAMpbel	U 1	WY			47. Zip Code	
48. Home Address:		49. City:		•	50	. State:	51. Cou	ntry:	52. Zip Code	APO:
62 886 64 5 -15 8	-l- \ 66	. Last Name:			ARMBER First Name					
53. JUV: 54. Family R	.et: 33	. Last Name:	-	36.	First Name	<u> </u>		57. MG	ddle Name:	
58. Social Security:			59. Grade/Rank:		60. MC:		61. Unit	•		
62. City:		63. State:	64.	ZIP/APO:		6:	5. Phone:	Wk	Hr	n:
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66. Offense Code: 67.	UFC:	68. Offense	Code: 69.	UFC: . 70	. Offense C	ode:	71. UF	2: 72.0	ffense Code:	73. UFC:
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74. Category:	75. T	ype:	76. Recovered Yes:☐ No:		lue:	78. Insurer		Policy:		Year/Date Exp:
79. Year: 80. Ma	ıke:		81. Model:		82. Vehic	le Style:	83.#	of Doors:	84. Color:	85. Size:
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CID FORM 44-ROnlin	e version	•	FHIX, 1999		- '			• :-		

AUTHORITY:	Title 10, United State	DATA S Code Section 3012	REQUIRED BY (g)	PRIVACY ACT ROUTINE USE	S: Your social s	security number as un additional/alter	nd other person	al information
					to facilitate a	nd retrieval.	uate means of	denutication
PRINCIPAL PURPOSE:	To provide command means by which info	ers and law enforcem mation may be accur	ent officials with ately identified.	DISCLOSURE	E: Disclosure of	your social secur	ty#is voluntar	у
1. Rec Code: 2. Action	Code: 3. Date:	4. Rel to Case:	5. Control:	6, Sequence #	-7. X3.	¢°f° 5 67	191 ± 8 3	486
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10. Last Name:		11. First Name:			12. Middle N		13. Grade SSG	
14. Social Security Numb	15. Other ID No	mber. 10	5. Date of Birth:	17. PC	OB City:	18. POE	3 St: 19.	POB Zip:
20. Sex: 21. Race:	22. Ethnic: 23. Heig	ht: 24. Weight:	25. Hair: 26.		7. Citizen: 28		ior Record:	30. Marital:
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. 37. Alias/Nicknames:	100	38. Alias/Nic	knames:		39. A	lias/Nicknames:	**************************************	
40. Unit/Organization:	SF GRP		41.1	Juit Phone Numb	er: H	ome:	Cell/Pager:	
42. Military Service:	43, Sub Unit:	44 Fort/City:	pld/	45. State:	46. Country:	47. Z	p Code/APO:	
48. Home Address:	49. City:			50. State:	51. Country:		p Code/APO:	
53, JUV: 54, Family F	Rel: 55. Last Name:		MIL X MERAER 56. First Na	RDATA		57, Middle Nam		
58. Social Security:		59. Grade/Rank:	60. N		61. Unit:	JV. Withtie Man		
62. City:	63. State:	64. ZIP/		7	9.3	/kc	Hon:	
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66. Offense Code; 67	. UFC: 68. Offense	Code: 69.UFC	70. Offens	c Code:	71. UFC: *	72. Offense Co	ie:	73. UFC:
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Disposition:				· · · · · · · · · · · · · · · · · · ·	Date:		Time:	
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74. Category:	75. Type:	76. Recovered: Yes: No:	77. Value:	78. Insurer:		Policy:	Year	/Date Exp:
79. Year: 80. M	ake:	81. Model:		hicle Style:	83. # of Do	ors: 84. Colo	rt. 85. Siz	ze:
86. V.I.N:		87. License Plate:	3.0	89. DOD	Decal Number:	THE STATE OF THE S	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
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AUTHORITY:	Title 10, United State	s Code Section 3012	(g)	KOUTINE USE		tional/alternate means	sonal information of identification
					to facilitate and ret		
PRINCIPAL PURPOSE:	To provide command means by which infor			DISCLOSURE	E: Disclosure of your s	ocial security # is volu	itary
I. Rec Code: 2. Action	Code: 3. Date:	4. Rel to Case:	5. Control:	6. Sequence #			Offense:
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14. Social Security Number	15. Other ID No	ımber: 1	5. Date of Birth:	17. PC	OB City:	18. POB St;	19. POB Zip:
20. Sex: 21. Race: 2	2. Ethnic: 23. Heig	ht: 24. Weight:	25 Usin 1 26		7.		
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58. Sponsor Social Security:		59. Sponsor Grade/R		ponsor MC:		poisor inacie Italie.	
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62. Sponsor City:	63. Sponse	or State: 64. Spo	nsor ZIP/APO:	65.	. Sponsor Phone: \	VIC:	Hm:
66. Offense Code: 67.	UFC: 68. Offense	Code: 69. UFC	(0) F (3) A (3) 70. Offens		71. UFC: 72.	Offense Code:	73. UFC:
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74. Category:	75. Type:	76. Recovered:	77. Value:	78. Insurer:	- Policy	· · · · · · · · · · · · · · · · · · ·	ear/Date Exp:
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86. V.I.N:	•	87. License Plate:	88. State:	89. DOD	Decal Number:		
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AUTHORITY:	Title 10, United Stat	DATA es Code Section 3012 (REQUIRED BY PR	IVACY ACT DUTINE USES: You	er social security nu	mber and other personal info	mation
				Are	used as an addition acilitate and retriev	al/alternate means of identify	ication
PRINCIPAL PURPOSE:	To provide command means by which info	lers and law enforcementation may be accura	ent officials with I	DISCLOSURE: Disc	losure of your socia	d security # is voluntary	
1. Rec Code: 2. Action	Code: 3. Date:	4. Rel to Case:	5. Control:	6. Sequence # 7.	Year: 1 8. Office	9. ROI # Offense	
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14. Social Security Number	15. Other ID N	umba.	. Date of Birth:	17. POB City	7.	18. POB St: 19. POB 2	Zip:
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31. MOS: 32. Job Desc	ription/Location:	3. MC: 34. Security	y Clr. 35. Physica	Marks/ Tattoos:		Spouse Military: Branc	h:
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42. Military Service:		44. Fort/City:	psell i	State: 46.	Country:	47. Zip Code/APO:	
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66. Offense Code: 67. Telephone:	UFC: 68. Offense		CINISTRATIVE	DATA Date/Time	UFC: 72. Offe	inse Code; 73. UE	C:
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Telephone: Place of Interview: Disposition: 74. Category: 79. Year: 80. Ma 86. V.I.N:	ETS: 75. Type:	PCS/DERC PCS/DERC 76. Recovered: Yes: No: 81. Model: 87. License Plate:	ARSISERATIVA DS: T7. Value:	DATA Date/Time Date: Date: Date: Date: DATA 78. Insurer:	Interview START: Interview END: Policy:	Time: Time: Year/Date	
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Telephone: Place of Interview: Disposition: 74. Category: 79. Year: 80. Ma 86. V.I.N:	ETS: 75. Type:	PCS/DERC PCS/DERC 76. Recovered: Yes: No: 81. Model: 87. License Plate:	ABSIS RATE DS: TREATMENT TO VALUE: 82. Vehic 83. State:	DATA Date/Time Date: Date/Time Date: Date: 10.27A 78. Insurer: 1e Style: 83	Interview START: Interview END: Policy:	Time: Time: Year/Date	
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AUTHORITY		Title 10, L	Inited States C	DATA Code Section 3012	A REQUIRE	D BY PRIVA ROUT	CY ACT NE USES:	Your social s	scurity num	ber and other	er personal info	
								Are used as a to facilitate a	n additional	/alternate m	eans of identi	fication
PRINCIPAL P	PURPOSE:	To provide means by	commanders	and law enforcention may be accu	nent officials	with DISC	LOSURE:	Disclosure of	your social	security # is	and the same of the same of	9.6
I. Rec Code:	2. Action (Code;	3. Date:	4. Rel to Case:	5. Contro	l: 6. 6)	009	7. Q.#. - 02- CII	Coffice 0023	679 9. ROI #	- 8 3 4 Offense	
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10. Last Name				11. First Name:				12. Middle Na	me:		3. Grade/Rank	
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DATA REQUIRED BY PRIVACY ACT tates Code Section 3012 (g) ROUTINE USES: Your social security number and other personal information
Are used as an additional/alternate means of identification to facilitate and retrieval.
anders and law enforcement officials with DISCLOSURE: Disclosure of your social security # is voluntary nformation may be accurately identified.
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Yes:☐ No:☐ Army
38. Alias/Nicknames: 39. Alias/Nicknames:
41. Unit Phone Number: Home: Cell/Pager:
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r Last Name: 56. Sponsor First Name: 57. Sponsor Middle Name:
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76. Recovered: Yes: ☐ No: ☐ 77. Value: 78. Insurer: Policy: Year/Date Exp: 81. Model: 82. Vehicle Style: 83. # of Doors: 84. Color: 85. Size:
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76. Recovered: 77. Value: 78. Insurer: Policy: Year/Date Exp:
81. Model: 82. Vehicle Style: 83. # of Doors: 84. Color: 85. Size:
87. License Plate: 88. State; 89. DOD Decal Number:
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DATA REQUIR	ED BY PRIVACY ACT			
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Color Colo	Offense Code: RASHWE JOANNA Date / Date / Date / 78. Insurer: 82. Vehicle Style:	71. UFC: 72. Of Time Interview START Date: Time Interview END: Date: Policy: 83. # of Doors:	fense Code: 73. Time: Time: Year/Dat / 84. Color: 85. Size:	
Color Colo	Offense Code: RASHWE JOANNA Date / Date / Date / 78. Insurer: 82. Vehicle Style:	71. UFC: 72. Of Time Interview START Date: Time Interview END: Date: Policy: 83. # of Doors:	fense Code: 73. Time: Time: Year/Dat / 84. Color: 85. Size:	
Color Colo	Offense Code: RASHWE JOANNA Date / Date / Date / 78. Insurer: 82. Vehicle Style:	71. UFC: 72. Of Time Interview START Date: Time Interview END: Date: Policy: 83. # of Doors:	fense Code: 73. Time: Time: Year/Dat / 84. Color: 85. Size:	
Color Colo	Offense Code: RASHWE JOANNA Date / Date / Date / 78. Insurer: 82. Vehicle Style:	71. UFC: 72. Of Time Interview START Date: Time Interview END: Date: Policy: 83. # of Doors:	fense Code: 73. Time: Time: Year/Dat / 84. Color: 85. Size:	

025453

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACITIVITY

1010, 9 JAN 04

BASIS FOR INVESTIGATION: About 1010, 9 Jan 04, the 94th Military Police Co, FOB Rifles Base, Al Asad, Iraq, notified this office of a detainee death at the FOB Rifles Base Detention Facility.

pict

About 1050, 9 Jan 04, SA Language coordinated with SGT 1050, 94th Military Police Co, FOB Rifles Base, Al Asad, Iraq, who related he had secured the crime scene pending the arrival of CID.

by

CRIME SCENE EXAMINATION: About 1055, 9 Jan 04, SA

, this office, and INV

Police Co, conducted a crime scene examination of the FOB Rifles Base

Detention Facility located at MGRS 38S KC 60160 40494.

CHARACTERISTICS OF THE SCENE: The Detention Facility was located in a large, hardened airplane hangar. The interior of the hangar was divided into two large confinement areas and four isolation areas built using barbed wire and concertina wire. Each area had a metal-framed cage type door. The four isolation areas were located adjacent the southern end of the hanger.

bod

CONDITION OF THE SCENE: The Detention Facility housed 130 detainees. The detainees were primarily housed in the two large confinement areas. Three detainees were housed individually in three of the four isolation cells. The body was located in the isolation cell closest to the southwest corner of the hangar. The body was lying face up, with his head facing the cell door. He was covered with a blanket. He was wearing undergarments that appeared to be soiled a shirt, which was pushed up towards his chest and a pair of pants, which were pulled down to his knees. Extensive bruising was visible on the upper body. The bruises were dark blue and purple in color. There was a second blanket rolled up on the floor at the foot of the remains. There was a light colored Dish Dash (Man Dress) draped over the concertina wire to the left of the deceased. A pair of leg shackles lay on the floor in the northeastern corner of the cell. There was an open MRE in the cell and one water bottle in the cell. It did not appear that any of the contents of the MRE were consumed. Immediately outside the deceased's cell was a rag. The rag was lying on the floor, and had been used to gag the deceased. There was a denim jacket lying on the floor outside of the cell in the southwest corner of the hangar.

ENVIRONMENTAL CONDITIONS: At the time of the crime scene examination the outside temperature was approximately 55 degrees Fahrenheit. There was low humidity and no signs of moisture. The temperature inside the hangar was approximately 60 degrees Fahrenheit.

6700

FACTORS PERTINENT TO ENTRY/EXIT: There was one door that allowed entry/exit to Mr. The Detention Facility was accessible by two doors. One door was located on the northern wall of the hangar the other on the southern wall.

SCENE DOCUMENTATION: SA

xposed digital photographs of

674

025454

eycest when hitel ACLU-RDI 2285 p.298 b 7c5

Al Asad, Iraq.

About 1200, 9 Jan 04, SA

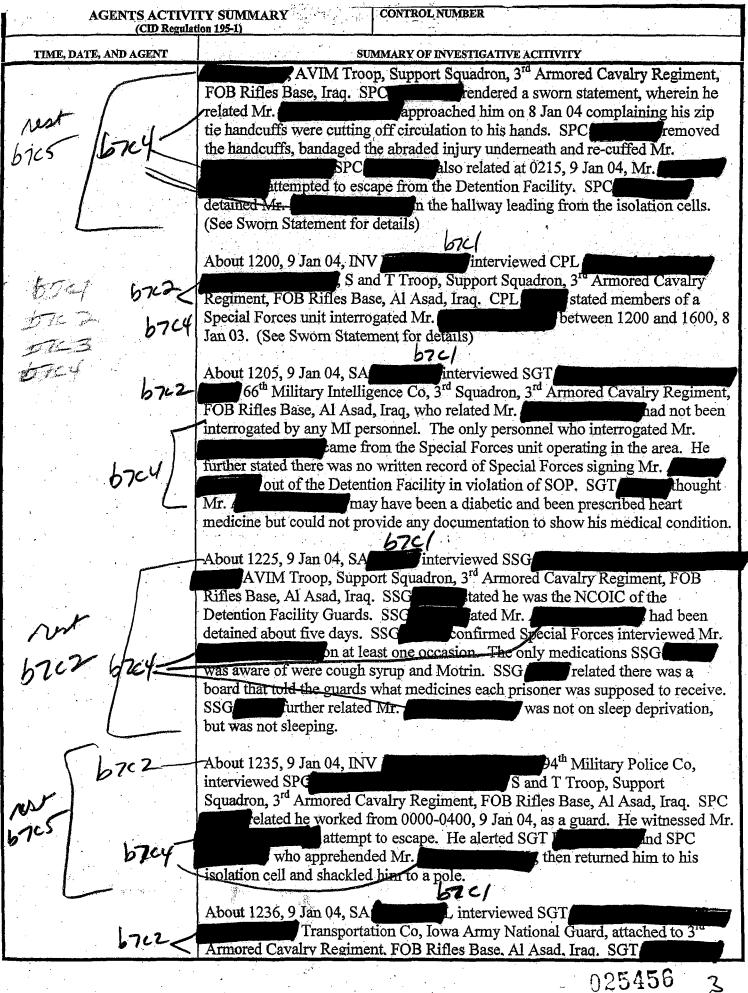
02**5455** 7

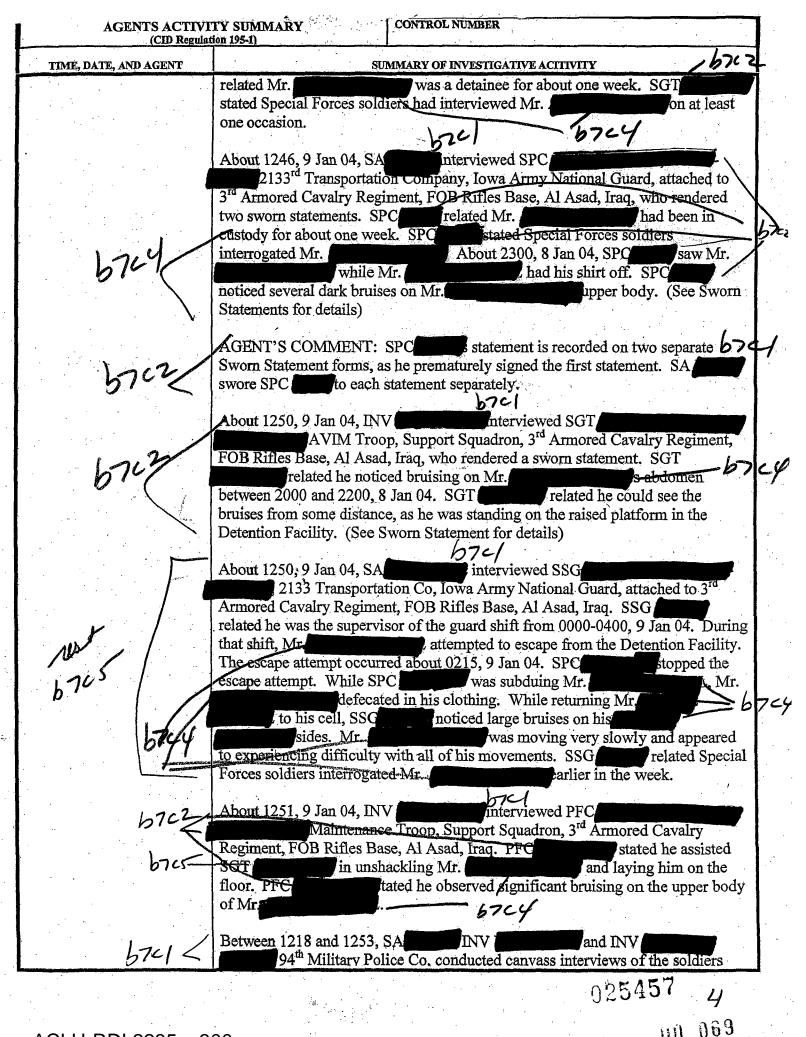
6765

Mortuary Affairs, 54th

Quartermaster Co, attached to 3rd Armored Cavalry Regiment, FOB Rifles Base,

interviewed SPC





ACLU-RDI 2285 p.301

TIME, DATE, AND AGENT

exceptors noted

SUMMARY OF INVESTIGATIVE ACITIVITY

674

About 1500, 9 Jan 04, SA, interviewed Mr. Badge Interpreter, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, served as the interpreter during the interview. Mr. occupied the isolation cell adjacent that occupied by Mr. related Mr. had been complaining for three days about wanting to go home. On 8 Jan 04, Mr. observed bruises on Mr. Mr. his Dish Dash after having water thrown on him as punishment for talking. Mr. further complained of being cold after being doused with water. brel

About 1530, 9 Jan 04, SA interpreter. Mr. occupied one of the isolation cells. He was detained on 8 Jan 04, and was not able to provide any information pertinent to this investigation.

About 1540, 9 Jan 04, SA

About 1540, 9 Jan 04, SA nterviewed Mr. an Israeli national who occupied one of the isolation cells. Mr. detailed the levels of punishment he witnessed detainees receive for talking in their cells. The first level of punishment was being made to stand. The second level was being made to kneel. The third level was having your head doused in water. The fourth level was being gagged. Mr. was having difficulty breathing. Mr. escape attempt and noticed he was having during Mr. extreme difficulty breathing. Mr. stated masked men came and took out of the Detention Facility three days prior to his death. Mr. returned, Mr. When Mr noticed he was in much worse physical shape and described him as being hurt badly.

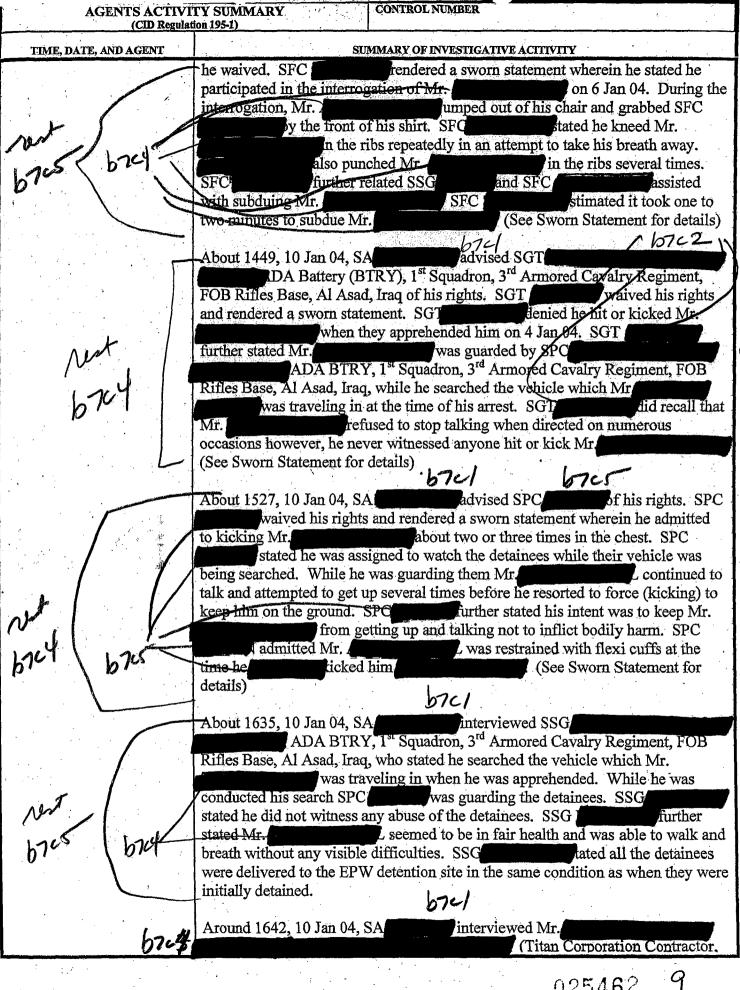
674

About 1555, 9 Jan 04, SA interviewed Mr. serving as interpreter. Mr. was confined in the large confinement area adjacent Mr. isolation cell. Mr. related men in mask came and took Mr. interrogation two or three times. Each time, when Mr. returned, he was having difficulty breathing. On the morning of 9 Jan 04, when was made to stand up, he had to be lifted up by the guards. He also stated Mr. complained of being cold at night. On 8 Jan bserved Mr. being "hog tied" and then doused with water as punishment for talking. Mr. noticed a lot of at that time. He further stated he had never seen bruises on Mr. any of the Detention Facility guards hit or hurt anyone.

About 1705, SA Interviewed Dr. (Dr.) related no life saving measures were performed on Mr. Dr. stated the body had rigor mortis was present, but not fixed and was in the supine position when he examined Mr. Dr. pronounced Mr. dead at 0900, 9 Jan 04.

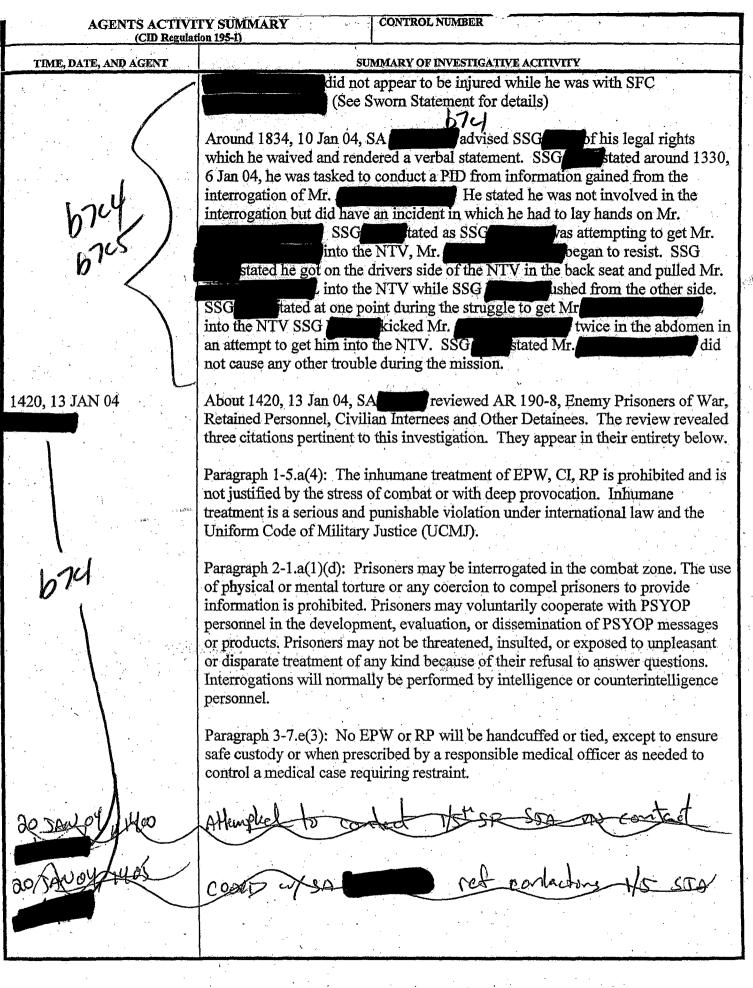
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<u>un 075</u>



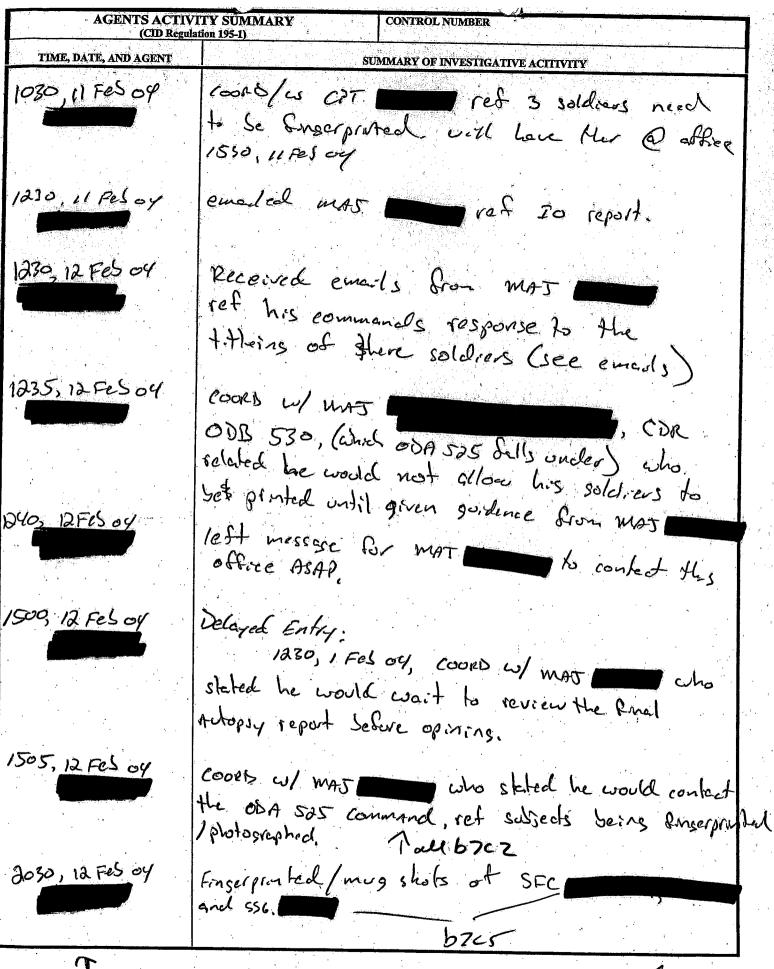
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<u>uo 076</u>

AGENTS ACTIV (CID Regula		Control Number 0009-04-CID679-83846
TIME, DATE, AND AGENT	b su	MMARY OF INVESTIGATIVE ACITIVITY
1800, 11 Jan 04	Around 1800, 11 Jan 04,	received via email a copy of the
SA	preliminary autopsy repor	
and the second second		AO/FS, Chief Deputy Medical Examiner, Armed Forces
	Institute of Pathology per	
		ajuries and Asphyxia and the Manner of Death as
	Homicide. (See Prelimina	ary report for details)
		-6752
1230, 11 Jan 04	Around 1230, 11 Jan 04, 8	SA fully briefed CPT and all on all
SA	aspects of this investigation	n and the personnel this office require to re interview.
	CPT Iso-provi	led this office a copy of his units SOP pertaining to
	detainee detention and inte	errogation procedures.
		6741 6765
1025, 12 Jan 04	Around 1025, 12 Jan 04, S	A advised SFC and the of his legal
SA		d provided a verbal statement in which he maintained
	his original statement was	
	This original statement was	and date correct.
1248, 12 Jan 04	Around 1248 12 Jan 04 S	dvised SFC of the best of his legal
SA	rights which he waived an	d provided a verbal statement in which he maintained
	his original statement was	
	ins original statement was	6701 6705
1348, 12 Jan 04	Around 1348, 12 Jan 04, S	
SA SA SA SA SA SA SA SA SA SA SA SA SA S		ided a verbal statement in which he maintained his
771	original statement was true	
	original statement was true	67cl
1435, 13 Jan 04	Around 1435, 13 Jan 04, S	
SA STATE OF THE SA	7110 and 1 133, 13 tall 0 1, 1	(Titan Corporation
	Category 2 interpreter) ass	igned to ODA 525, who stated the only time he had
e A A A A A A A A A A A A A A A A A A A		as during an interrogation which occurred around 1020,
	7 or 8 Jan 2004. Mr.	stated the interrogation was conducted by SFC
taking terminal		
	on Rifles Base, Al Asad, I	raq. Mr. stated the interrogation lasted
	approximately forty-five n	ninutes. He stated at no time during the interrogation
		struck. He stated during the interrogation he noticed
		ng while he was being interrogated. He also stated Mr.
	9	ng when he was escorted back to his isolation cell. Mr
		en with ODA 525 since the early part of October 2003.
		nem beat or mistreat a prisoner/detainee.
		674
2030, 13 Jan 04	Around 2030, 13 Jan 04, S	
SA	was asked if Ma	
	injuries for two or three da	stated it was possible but unlikely,
		heen some outword signs of injury much on laboured
		stated several of the rib fractures had little bleeding and
	like similar to that of post	mortem breaks. He stated Mr. died most likely
		uries as well as being gagged and forced to stand.
· .	The total of the inj	-b7-1
1100, 14 Jan 04	Around 1100, 14 Jan 04, S	
SA SA SA	CDR 1/5th SF	GRP, Fort Campbell, KY and CSM 1/5 th
	, ODIA 1/3 SI	1/3
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ne bol	•	00 077

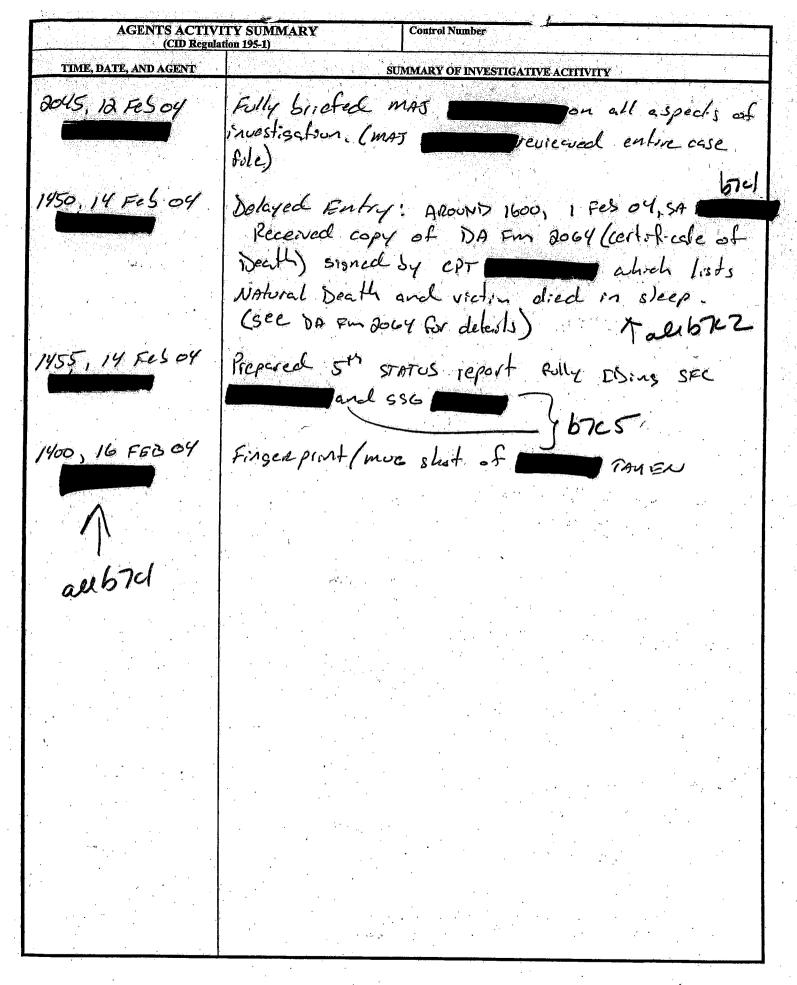
DOD-050966

	TTY SUMMARY ation 195-1)	CONTROL NUMBER					
TIME, DATE, AND AGENT		SUMMARY OF INVESTIGATIVE ACTITIVITY					
1130, 14 Jan 04 SA	Around 1130, 14 Jan Legal NCO, 1/5 th SF was the trial counsel	bell, KY on all aspects of this report. LTO 104, SA 104, SA 105 Coordinate with SGT 105 GRP, Fort Campbell, KY who stated CPT 106 for 1/5th SF GRP but was currently TDY with an expected					
1330, 14 Jan 04 SA	Around 1330, 14 Jar who provided a copy Don'ts of the guard t	n 04, SA coordinated with SGT of the SOP governing the responsibilities and Do's and force located at the detention facility. (See SOP for details)					
1545, 14 Jan 04 SA	icked Mr	e existed to title SPC with Assault when he (SPC during Mr box box by by by by by by by by by by by by by					
2200, 14 Jan 04 SA	Around 2200, 14 Jan Div, SJA, Fort Bragg an opine.	M4, SA mailed copies of all statements taken to SA SAC, this office who would have LTC 182D ABN g, NC (Champion Main, Iraq), review statements and render					
000, 15 Jan 04 BA	Around 1000, 15 Jan stated LTC	vas still reviewing the statements.					
400, 20 Jan 04		1/5 th SF SJA, which met with neg results					
405, 20 Jan 04	Coord w/ SA	ref contacting 1/5 th SF SJA.					
Al brel							
		* *					



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TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY
1230, 1 Feb 04	Around 1230, 1 Feb 04, SA Coordinated with MAJ Available of SJA 1/5 th SF Group, Ft Campbell, KY, (BIAP, Iraq) who stated he would provide an opine upon the review of the final autopsy report. MAJ Available of provided a copy of the Commanders Inquiry conducted by CPT (Coordinated), Adjutant, 1/5 th SF Group, Ft Campbell, KY, (BIAP, Iraq). (See Report for details)
0900, 5 Feb 04	Around 0900, 5 Feb 04, case filed sealed and shipped in connex enroute FBNC.
1600, 18 Feb 04	Around 1600, 18 Feb 04, SA were experienced the height of the door frame from which Mr. was hung from to be six feet 9 inches.
1 <u>000,</u> 7 Apr 04	Around 1000, 7 Apr 04, SA coordinated with SGT who stated he had been redeployed and MAJ stated, SJA, 5 th SF Group, Fort Campbell, KY, would be prosecuting the case.
1100, 7 Apr 04	Around 1100, 7 Apr 04, SA Preceived an e-mail from SA Office of the Armed Forces Medical Examiner, Armed Forces Institute of Pathology, 1413 Research Boulevard, Building 102 Rockville, MD 20850, which stated the SJA, would need to send a request to AFIP to expedite the report.
	Agents Note: Forwarded the e-mail to SGT for action. Phone number for MAJ section of section of section of section.
1526, 21 Apr 04	Around 1526, 21 Apr 04, SA compared mailed draft copy of AIR and two pictures of to SGT to to provide to MAJ
0853, 3 May 04	Around 0853, 3 May 04, SA seems of sent an email message to SA check on status of final autopsy report.
1050, 5 May 04	Around 1050, 5 May 04, SA and a poordinated with MAJ who stated he was going to speak with Driver of for a more specific account of the injuries of Mr. stated, since the final autopsy report was unavailable. MAJ stated he would back brief this agent after he spoke with Dr.
0900, 12 May 04	Around 0900, 12 May 04, SA Preceived an email from MAJ which provided a general back ground as to his conversation with Dr. MAJ MAJ Lated Dr. had completed his final report and it just needed a final review from his supervisor before it was released. (See email dated 12 May 2004, 0209, for details)
1000, 17 May 04	Around 1000, 17 May 04, SA ceived an email of a news release in Germany concerning this investigation.
1030, 17 May 04	Around 1030, 17 May 04, SA conducted a Google search for the news release. A news release from the web site "Prison Planet.com" carried a story

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5 p. 313

	TTY SUMMARY CONTROL NUMBER ation 195-1)
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY
	they got from Der Spiegel (German News organization), which had post autopsy pictures and stated the Army was conducting an investigation into the death of Mr. (See article for details)
0800, 18 May 04	Around 0800, 18 May 04, connex containing case file arrived FBNC.
040, 18 May 04	Around 1040, 18 May 04, SA coordinated with SA who stated the report was in the review stage. SA coordinated he would track the case down and electronically send a copy of the final report to this agent as soon as it was available.
	674 6762
1314, 18 May 04	Around 1314, 18 May 04, SA emailed MAJ and informed him the case file was at FBNC, and to supply this agent with a mailing address to forward a copy to his office.
	Rev. 15762
ACREV	Did have any contact
9~9y04	Did have any contact with victim? Cus subject of other cas
A	for murder.
ail)	Secret marked in file - should have
6701	corer sheets or then
	Subject Int of who was seen
17 Es	abasing de who was seen.
weeks	abusing. If there is enough into
	to title, then do status reports
	6705
25.00	

CID FORM 28

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CID FORM 28

PREVIOUS EDITIONS OF THIS FORM WILL BE USED UNTIL EXHAUSTED

02547219

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY
545, 19 May 04	Received case from 10 th MP Battalion (CID) Operations Officer review.
	SAC 674
	T. Neither SGT more CW3 had contact with Mr.
	thad contact with lyn.
	2. Will correct cover sheets for documents marked "Secret"
invi	3. Both SPC and a shift SGT were interviewed pertaining
bris	to their involvement with Mr. Neither SPC hor SG were seen "Abusing" Mr SPC was
6763	were seen "Abusing" Mr SPC was seen apprehending Mr Salter Mr. Seen apprehending Mr Seen after Mr. Seen apprehending Mr Seen after Mr. Seen apprehending Mr
	SGT some solution on Mr. to gag him and zip tie
	him to the door of Mr. cell doorframe, a second subject
	interview will be conducted or and SPC
35, 19 May 04	Around 1435, 19 May 04, SA
	report from SA A review of the report revealed the Cause of Death a
- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1	Blunt Force Injuries and Asphyxia and the Manner of Death as Homicide. (See Autopsy report for details)
e.	Autopsy report for details)
43, 19 May 04	Around 1443, 19 May 04, SA forwarded a copy of the autopsy report
grant transmitted	to MAJ to MAJ
00, 20 May 04	Around 0900, 20 May 04, SA forwarded a hard copy of complete RO
00; 20 1/14 04	and autopsy report to MAJ
nerviget Owner	
00, 24 May 04	Around 1700, 24, May 04, SA emailed MAJ company of confirm
	receipt of reports.
05, 24 May 04	Around 1705, 24 May 04, SA
	Criminal Intelligence Center, this office for name checks of subjects of this
•	investigation. b7cl
00, 25 May 04	Around 1000, 25 May 04, SA attempted to contact Commander (Dr)
	reference autopsy of Mr. left message for him to
	contact this agent.
20, 25 May 04	Around 1420, 25 May 04, during an operational review identified two document
	which were classified Secret. The documents were removed from the case file
·	and mark in accordance to army regulation and secured with S2, 10 th MP Bn,
	(CID), FBNC. Documents pertained to CJTF-7 Interrogation and Counter-Resistance Policy, 10 Sep 03, and Document from FOB 51 S-2 pertaining to
	Detention Operations relating to Detainees, 7 Oct 03. These two documents will
.	be listed as Non Attached Documents within the final report.
100 2 Tr 04	Around 1000, 3 Jun 04, SA
000, 3 Jun 04	Around 1000, 3 Jun 04, SA property left message for Mr. Polygrapher, 6 th MP Group, to notify him of the TDY to Ft Carson and the possible need for a
	polygrapher.
<u> </u>	OUS EDITIONS OF THIS FORM WILL BE USED UNTIL EXHAUSTED 125473 20
O FORM 28 PREVI	OUS EDITIONS OF THIS FORM WILL BE USED UNTIL EXHAUSTED 1254/3 20

DOD-050974

AGENTS ACTIVITY SUMMARY CONTROL NUMBER (CID Regulation 195-1)		
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY	
	1,74	
1220, 3 Jun 04	Around 1220, 3 Jun 04, SA CR, Fort Carson, CO, on all aspects of this investigation. CPT was also informed this agent would be at Fort Carson between 7 and 11 Jun 04, to conduct follow up interviews of 3 ACR personnel.	
1315, 7 Jun 04	Around 1315, 7 Jun 04, SA Coordinated with CPT wiewer case file.	
1405, 7 Jun 04	Around 1405, 7 Jun 04, SA County July briefed LTC County, Deputy CDR, 3ACR, Fort Carson, CO, on all aspects of this investigation. LTC was given a list of soldiers to be interviewed.	
0900, 8 Jun 04	Around 0900, 8 Jun 04, SA and advised SGT of his legal rights, which he waived and provided a verbal statement clarifying his previous statement. SGT stated he worked the 2000-0000, shift on 8 Jan 04, and the 0400-0800, shift on 9 Jan 04. He stated upon arriving for his shift on 8 Jan 04, Mr. was in the sleep depravation area located in front of the guard tower. He stated Mr. was in leg shackles only and sat there his entire shift. SGT stated on his 0400-0800, 9 Jan 04, shift Mr. was placed into his isolation cell and shackled to a post, legs shackled with an approximate two foot slack, and his hands were flexi cuffed in front. SGT further clarified his statement regarding Mr. leing forced to stand as follows; after he and SPC forced him to stand by hand cuffing his flexi cuffed hands to the top of the door frame of his cell, they gagged Mr. with a length of cloth, which had a knot tied in the center of it. SPC from from behind Mr. pulled the gag into his mouth while SGT with a length of cloth, which had a knot tied in the center of it. SPC from from behind Mr. pulled the gag into his mouth while SGT was depressure points on the chin and lower jaw to force Mr. The left Mr. was not breathing; he checked Mr. was mashing his hands he noticed Mr. was not breathing; he checked Mr. pulse at the carotid artery and found no pulse. He then un-cuffed Mr. who fell to the floor, head towards the outside of his cell, the body approximately half way out of the cell. He stated he called for help / medics and checked one more time for a pulse which met with negative results.	
67c4/	SGT stated it took the medics approximately thirty minutes to arrive. He stated he was not on duty at the time of the escape attempt and he did not tell SGT stated the use of the latrines for the prisoners was not a mandatory thing, they went if they had to go, he stated Mr. did not use the latrines	

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- AGENTS ACTIVI (CID Regulat	
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY
1020, 8 Jun 04 b7cs 1245, 8 Jun 04	on his last two shifts prior to Mr. Around 1020, 8 Jun 04, SA and advised SPC of his legal rights which he waived and provided a sworn statement in which he stated PFC choked Mr. With a police style baton and slapped him in the face after Mr. Failed escape attempt. (See sworn statement for details)
67c5	not involved in the re-capture of Mr. The latter Mr. The lescape attempt on 9 Jan 04. He stated he did not slap or choke Mr. With a nightstick. He stated the only time he had hands on Mr. Was after he yelled at him for escaping and then opened the door to the cell Mr. Was in and told him of he wanted to go home then go. He stated when Mr. Made for the door he, PFC pushed him back causing Mr. Was already in leg shackles when he did this. PFC her hen requested a lawyer when pressed for his alleged choking of Mr.
1710, 8 Jun 04 0900, 9 Jun 04	Around 1710, 8 Jun 04, SA Coordinated with CPT CDR, S&T Troop, 3 ACR who stated SPC and CPL would report to this office on 9 Jun 04 Around 0900, 9 Jun 04, SA Content of the latrines by the detainees was voluntary and he did not remember whether or not Mr. Would used the latrine during his shift of 2000 – 0000, 8 Jan 04. SGT described Mr. Was an old sick man. SGT stated the on coming shift was SPC PFC Inother sergeant and maybe
9938, 9 Jun 04	Around 0938, 9 Jun 04, SA advised SPC of his legal rights which he waived and rendered a sworn statement in which he described in detail the escape attempt by Mr. Son 9 Jan 04. SPC clarified his previous statement concerning SGT presence during the take down of Mr. SPC stated SPC took down Mr. alone. (See sworn statement for details)
1100, 9 Jun 04 1130, 9 Jun 04	Around 1100, 9 Jun 04, SA Line of the latrine and by the time it was their turn he was already dead. CPL stated when he used the term "muzzled" when describing punishment for the detainees he was referring to gagging a detainee for repeated

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TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
	674
300, 9 Jun 04	Around 1300, 9 Jun 04, SA advised SPC and of his legal
	rights which he waived and rendered a verbal statement clarifying his previous
The second second second	statement given 9 Jan 04. SPC statement at no time did he or SGT
1201	trike, strangle or other wise inflict injury to Mr. SPC
ney	stated after he assisted SGT me in gagging Mr.
	Mr. was breathing and talking through the gag. SPC
br	stated he had not heard of the attempted escape by Mr. until informed by
	CID. 6761
136, 9 Jun 04	Around 1436, 9 Jun 04, SA coordinated Mr. who requested this
<u> </u>	agent email supporting documents for a polygraph request. Sent documents via
	email.
	bre 6x2
500, 9 Jun 04	Around 1600, 9 Jun 04, SA interviewed SGT
	Maintenance Troop, Support Sqd, 3 ACR, Fort Carson, CO,
A STATE OF THE STA	who provided a sworn statement in which he stated he in processed Mr.
	on 4 Jan 04, and did not observe any bruises or injuries. He stated Mr.
	was seen at least two other times by medics (NFI) for complaints of rib injuries.
	(See sworn statement for details)
	674
50, 10 Jun 04	Around 0850, 10 Jun 04, SA
550; 10 Juli 0 !	
	670
000 10 T 04	
000, 10 Jun 04	Advised by
A STATE OF THE STA	AVIM Troop, Support Sqd, 3 ACR, Fort Carson,
	CO of his legal rights which he waived and provided a sworn statement in which
	he stated he did not see PFC thought thoke or strike Mr. (See sworn
	statement for details)
	8108 8101 9701
20, 10 Jun 04	Around 1020, 10 Jun 04, SA coordinated with Mr. who stated
	he would most likely have a polygrapher at Fort Carson on 14 Jun 04, to conduct
	the technical interviews.
	6762
100, 10 Jun 04	Around 1100, 10 Jun 04, SA interviewed SPC
	clerk, assigned to Medical Troop, Support Sqd, 3 ACR, Fort
	Carson, CO who stated after transferring all the data from the green note book
	used to document treatment given to detainees into a digital database he burned
	the note book. A search of the digital database met with negative results.
	bry 6762
25, 10 Jun 04	Around 1125, 10 Jun 04, SA interviewed CPT stated he
Lo, IV Juli Vi	never treated Mr. for any medical problems, nor did he conduct the
1	
71	screening was conducted by the EPW site personnel and Doctors, PA's or medics
ubacl	were only contacted about a screening if the detainee had some sort of injury or
all by cl	complaint. 62.4 by:
· •	6764 6761 6762

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PREVIOUS EDITIONS OF THIS FORM WILL BE USED UNTIL EXHAUSTED

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CID FORM 28

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AGENT'S ACTIVITY SUMMARY 0009-04-CID023-838467 TIME, DATE, AND AGENT SUMMARY OF INVESTIGATIVE ACTIVITY 22 Jun 04, 1530 Coordinated with SA no stated declined to be interviewed, as did He stated they did not interview but would set it up for next week was IC. 6701 30 Jun 04, 1515 Coordinated with SA who stated was IC leaning stated toward NDI. used the night stick to stand up, because refused to stand. as initial reported, but did not know what else to did not "ehoke" call it at the time. SA tated he would see if and then send his report to this office. 674 Coordination with SAT 820101 Islad, RA who state 556 ? The statement of Revenue the Into Report is in the Mail of he did not have immed access to the Pleto Rax a copyof the statem the this office . Hewill do so on 9 Soloy.

CID FORM 28 1 OCT 80

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PAGE

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CID FORM 28

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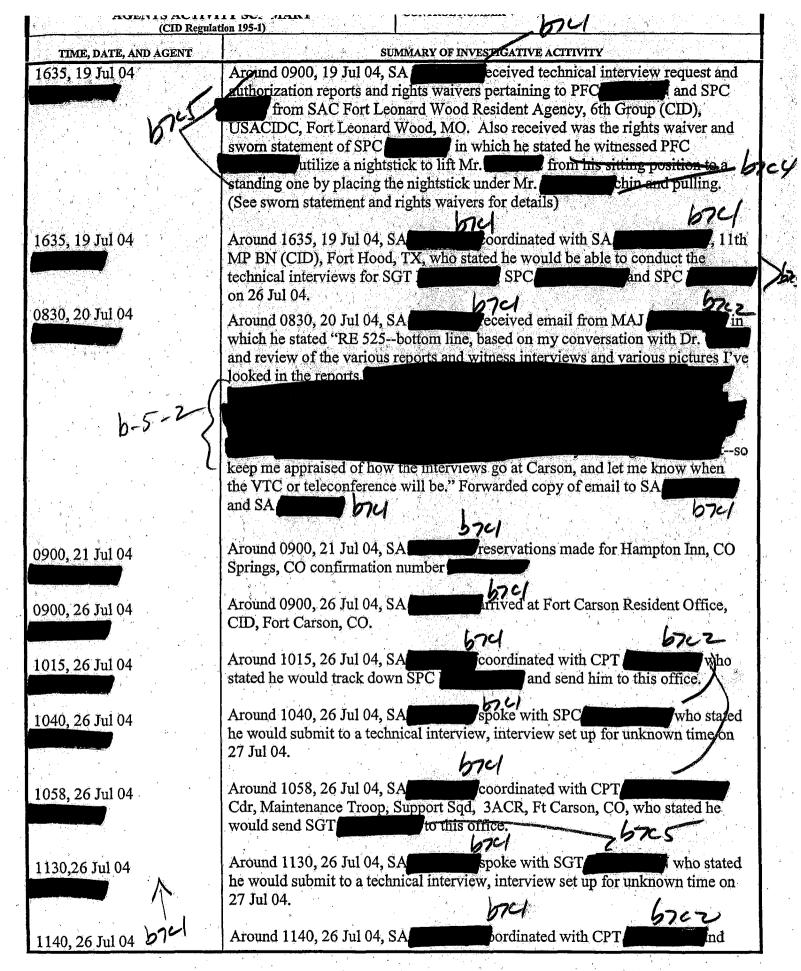
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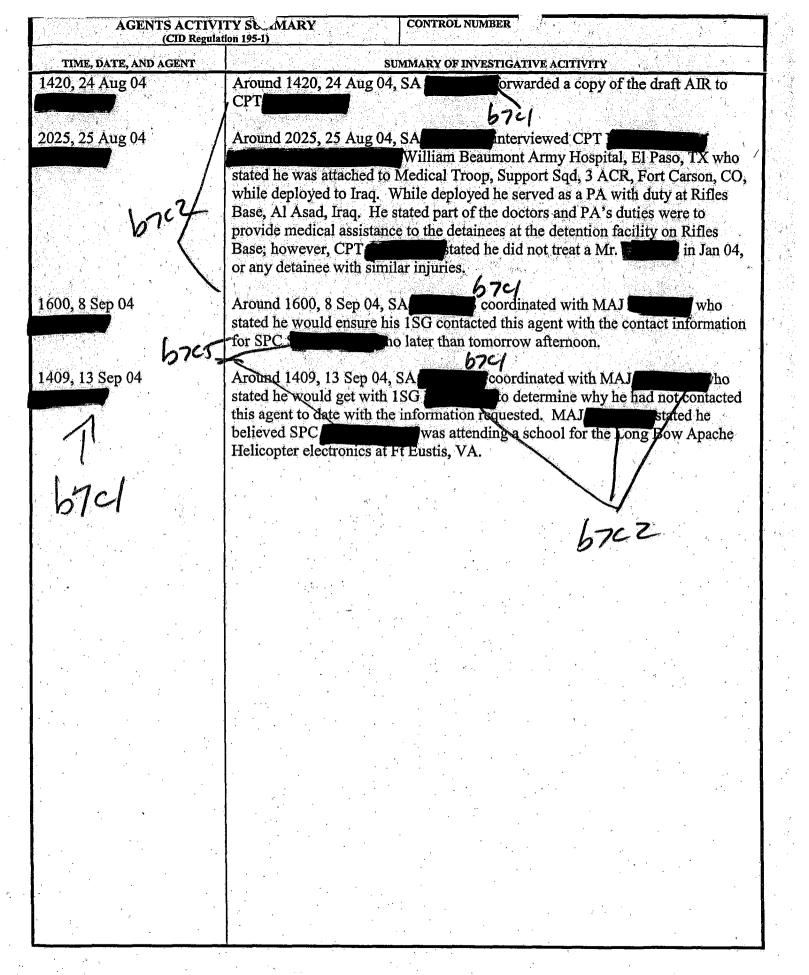
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY
	Agents Note: three charts taken.
0800, 3 Aug 04	Around 0800, 3 Aug 04, SA TDY with SA reference case number 0027-04-CID679 from 3 Aug to 6 Aug 04.
	6762
1000, 4 Aug 04	Around 1000, 4 Aug 04, SA contacted Dr. who stated he would not be available for a round table meeting until 1000, 9 Aug 04.
1000, 9 Aug 04	_b7eL
67c2 67c4	Around 1000, 9 Aug 04, SA and and SA and attended a briefing with Dr. and Dr. Stated the majority of the injuries and cause of death of Mr. Dr. Stated the majority of the injuries sustained by Mr. Were caused hours not days prior to his death. He stated most of Mr. Ribs were broken, several with compound fractures. The ribs were broken in a crushing fashion described by Dr. Stated Mr. Stated Mr. Would have been in great pain and would have had great difficulty breathing and would not have been able to walk or attempt an escape. Dr. Salso stated Mr. Stated Mr. Stated It was possible Mr. Stated it was possible Mr. Stated one or two broken ribs and most of the visible bruising from the incident with ODA 525 two days prior to his death but not any of the life threatening injuries.
67cl	that the crushing injuries occurred during or just after his escape attempt, since the pathologist insists he would not have been able to make an escape attempt with the injuries noted. The personnel on shift during the time of the failed escape attempt were SSG SPC SPC SPC And PFC and SPC SPC and PFC and SPC SPC and PFC and SPC SPC and PFC stated they did not witness the escape attempt as they were outside the building at the time performing a detail; SPC admitted to apprehending Mr. Such but stated he used an appropriate level of force. The escape attempt occurred early in the morning which would explain the reason a possible assault was not observed by other detainees as they were asleep.
1615, 12 Aug 04	Around 1615, 12 Aug 04, SA attempted to contact CPT which met with negative results.
1620, 12 Aug 04	Around 1620, 12 Aug 04, SA attempted to contact CPT which met with negative results, left message.
1630, 12 Aug 04	Around 1630, 12 Aug 04, SA contacted SSG who stated he would be available to be interviewed on 16 Aug 04. A tentative time of 0900, 16 Aug 04, was set.

PREVIOUS EDITIONS OF THIS FORM WILL BE USED UNTIL EXHAUSTED

(CID Regu	lation 195-1)
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY 6753
1500, 16 Aug 04	Around 1500, 16 Aug 04, SA coordinated with Chief
	Chief of Police, Hiawatha Police Department, Hiawatha, IA who stated
경기에 15 전 기계 기계 전 1 전 1 전 1 전 1 전 1 전 1 전 1 전 1 전 1 전	he would facilitate an interview of SSG within his building.
0700 17 1 04	Around 0700, 17 Aug 04, SA Market Bully briefed CPT Conference on recent
0700, 17 Aug 04	Around 0700, 17 Aug 04, SA proceed ally briefed CPT control on recent developments of investigation and informed him of the planned interviews of
	SSG SPC SPC SPC SPC SPC SPC SPC SPC SPC SPC
67451	
L	674
1100, 17 Aug 04	Around 1100, 17 Aug 04, SA and and SA and a second of this office
2100, 21, 22	advised SSG of his legal rights which he waived and rendered a verbal
	statement concerning the escape of Mr. (See AIR for details).
	101 brey 57cz
1010, 18 Aug 04	Around 1010, 18 Aug 04, SA coordinated with CPT who
	stated he would come to this office for a full brief.
	674
1030, 18 Aug 04	Around 1030, 18 Aug 04, SA and Fully briefed CPT on all
120	aspects of this investigation. CPT and tated he would have PFC
b 13	eport to this office for an interview.
	107cl
1250, 18 Aug 04	Around 1250, 18 Aug 04, SA attempted to contact CPT
	which met with negative results.
1070 10 4 04	
1253, 18 Aug 04	Around 1253, 18 Aug 04, SA coordinated with MAJ and and set
	a time for a brief of 1500, 18 Aug 04.
1300, 18 Aug 04	Around 1300, 18 Aug 04, SA Coordinated with CPT and and set
1500, 18 Aug 04	a time for a brief of 1530/1600, 18 Aug 04.
	- h7cL
1315, 18 Aug 04	Around 1315, 18 Aug 04, SA
	Interview was terminated when PFC
1-735	a lawyer and was told by his attorney not to provide any further statements. PFC
8 /2 L	attorney was CPT Fort Carson, Trial Defense,
	674 0762
1430, 18 Aug 04	Around 1430, 18 Aug 04, SA San Sattempted to contact CPT
	which met with negative results, left message.
	5762 6761
1500, 18 Aug 04	Around 1500, 18 Aug 04, SA and SA and SA fully briefed MAJ
	on all aspects of this investigation. MAJ stated SPC
7	R was currently on TDY to Fort Eustis, VA for approximately three
[ad	weeks. He stated he would have SPC eport to CID, Ft Carson for an integrious between 1300 and 1400, 10 Are 04 (SPC)
6703	interview between 1300 and 1400, 19 Aug 04. (SPC
4	by 672
1530, 18 Aug 04	Around 1530, 18 Aug 04, SA Coordinated with SGT Trial
1990, 10 7308 07	Defense clerk, 3 ACR, Ft Carson, CO who stated he was informed by CPT
	that PFC was not to be interviewed nor would he give a
	The Motive of Maria Howard Hol Would no give a

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An Ba			
AGENT'S INVESTIGATION REP	RT ROI NUMBER 0009-04-0	-04-CID679-83486	
CID Regulation 195-1	PAGE 1	OF 20 PAGE	
DETAILS BASIS FOR INVESTIGATION: About 1010, 9 Jan 04, fraq, notified this office of a detainee death at the FQB R	les Base Detention Facility.	DB Rifles Base, Al Asad,	
DETAILS:	No M		
About 1050, 9 Jan 04, SA Section coordinated with So Military Police Co, FOB Rifles Base, Al Asad, Iraq, who of CID.	and the second s	94 th cene pending the arriva	
CRIME SCENE EXAMINATION: About 1055, 9 Jan 0 4th Military Police Co, conducted at MGRS 38S KC 60160 4049	a crime scene examination o	this office, and INV f the FOB Rifles Base	
condition of the scene: The Detention Facility housed in the two large confinement areas. Three detains solation cells. The body of Mr. was located in hangar. The body was lying face up, with his head facing wearing undergarments that appeared to be soiled a shirt, bants, which were pulled down to his knees. Extensive havere dark blue and purple in color. There was a second of there was a light colored Dish Dash (Man Dress) draped bair of leg shackles lay on the floor in the northeastern cound one water bottle in the cell. It did not appear that an immediately outside the deceased's cell was a rag. The releceased. There was a denim jacket lying on the floor of ENVIRONMENTAL CONDITIONS: At the time of the approximately 55 degrees Fahrenheit. There was low hunside the hangar was approximately 60 degrees Fahrenheit.	ge confinement areas and for tal-framed cage type door. July 130 detainees. The detainees were housed individually in a isolation cell closest to the he cell door. He was covered which was pushed up towards using was visible on the uppeanket rolled up on the floor a ver the concertina wire to the ner of the cell. There was an of the contents of the MRE was lying on the floor, and side of the cell in the southwell in the southw	ainees were primarily a three of the four southwest corner of the d with a blanket. He was his chest and a pair of er body. The bruises the foot of the remarks. It the foot of the remarks to left of the deceased. A open MRE in the cell vere consumed. It had been used to gag the est corner of the hangar. Outside temperature was e. The temperature	
SA BIC	th Military Police Detachmer Ramadi, (Rifles Base, Iraq)		
SIGNATURE I	TE EXHII	3IT	

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AGENT'S INVESTIGATION REPORT	ROI NUMBER
	0009-04-CID679-83486
CID Regulation 195-1	
Jerre	PAGE 2 OF 20 PAGE
DETAILS OCCUPIED	6
FACTORS PERTINENT TO ENTRY/EXIT: There was one doo	
isolation cell. The Detention Facility was accessible by two door	s. One door was located on the northern wall
of the hangar the other on the southern wall.	
h /0	
	photographs of the crime scene utilizing a
Nikon Coolpix 995 Digital Card Camera with built in flash. SA	prepared a crime scene sketch.
(See Phonographic GD #040009.679 and Crime Scene Sketch for	details)
COLLECTION OF EVIDENCE: SA Collected one v	white and red rag, which was used to gag Mr.
as evidence on a DA Form 4137, Evidence/Property Cu	stody Document (BPCI), Voucherst 3
-bie good out bic cop	fure >spul of
About 1055, 9 Jan 04, SA coordinated with SGT	66 th MI, 3ACR, Fort
Carson, CO, Rifles Base, Iraq) who provided the detainee file pe	rtaining to Mr A review of the
packet revealed Mr. was detained on 4 Jan 04. He was o	letained by SGT
ADA Battery, 1st Squadron, 3rd Armored Cavalry Regiment	FOB Rifles Base, Al Asad, Iraq and SSG
ADA Battery, 1 Squadron.	3rd Armored Cavalry Regiment. Mr.
was detained on ASR Bronze with two other IZ males. At the time	
pair of binoculars, three handheld radios, two motorcycle batteries	
wire. (See See See See See See See See See Se	
The state of the s	spular
About 1110, 9 Jan 04, SA interviewed SGT	Maintenance
Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB R	Lifles Base, Al Asad, Iraq, SGT
rendered a sworn statement; wherein he stated he and SPC	S and T
Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB R	Rifles Base, Al Asad, Iraq, placed Mr.
in shackles when he refused to stand as punishment for talking. N	Ar was shackled to the top of the
door of his cell in such a way that forced him to stand. When he	
and SPC gagged him. SGT further rel	
Mr. was not breathing. SGT inshackled M	Ir. and a sharp and removed his gag. SGT
laid him on the floor and discovered he had no pulse	
summon medical aid. (See Swom statement for details)	. bol
About 1119, 9 Jan 04, SA Minterviewed SPC	SPC rendered a sworn
	gagging Mr. and SGT
discovering Mr. was not breathing. See Swom Statem	
diboovoring in it.	
TYPED AGENT'S NAME AND SEQUENCE NUMBER ORGANIZAT	ION
87th Mili	tary Police Detachment (CID) (DSE) (FWD)
	di, (Rifles Base, Iraq)
SIGNATURE DATE	EXHIBIT
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AGEN	T'S INVESTIGATION REPOR	T ROI NUMBER 0009-04-CID679-83486
	CID Regulation 195-1	- 0009-04-CID079-83480
		PAGE 3 OF 20 PAGE
DETAILS	670(
About 1125.	9 Jan 04, SA Treleased Mr.	b714 remains to PEC
Ис	ortuary Affairs, 54th Quartermaster Co. attached to	remains to PFC and Armored Cavalry Regiment, FOB Rifles 570 Z
Base, Al Asa	ad. Iraq	
	mel	spulat
About 1200	9 Jan 04, SA interviewed SPC	AVIDATI
Support Sau	adron, 3 rd Armored Cavalry Regiment, FOB Rifle	* · · · · · · · · · · · · · · · · · · ·
statement w	herein he related Mr	
cutting off ci	irculation to his hands. SPC removed	the handcuffs, handaged the abraded injury
underneatha	and re-cuffed Mr. SPC also r	related at 0215, 9 Jan 04, Mr. attempted
	om the Detention Facility. SPC	d Mr in the hallway leading from the
isolation cell	s. ((See Siworn Statement for details)	d in the nanway reading from the
	674	5767
About 1200	9 Jan 04, INV interviewed CPI	C and T
Troop. Suppo	9 Jan 04, INV interviewed CPL interviewed CPL ort Squadron, 3 rd Armored Cavalry Regiment, FC	B Rifles Base, Al Asad, Iraq, Who provided a
sworn statem	nent in which he stated members of a Special Force	ces unit interrogated Mr. between 1200
	Jan 03. See Swora Statement for details):	- 5704
		b7c7
About 1205,	9 Jan 04, SA interviewed SGT	6 th Military Intelligence
Co, 3 rd Squad	dron, 3 rd Armored Cavalry Regiment, FOB Rifles	Base, Al-Asad, Irag, who related Mr.
es had not been	interrogated by any MI personnel. The only pers	onnel who interrogated Mr.
the Special F	orces unit operating in the area. He further stated	there was no written record of Special Forces
	out of the Detention Pacility in violation	
have been a c	diabetic and been prescribed heart medicine but c	ould not provide any documentation to show his
medical cond		
	_ 070	1764
About 1225,	9 Jan 04, SA interviewed SSG	AVM Troop, Support
Squadron, 3 rd	Armored Cavaly Regiment, FOH Rifles Base, A	11 1 13 day 11 dq. DD Clarent Labratour 110 Was the
	e Votention Facility Guards. SSG stated I	
	confirmed Special Forces interviewed Mr.	on at least one occasion. The only medications
	vas aware of were cough syrup and Motrin. SSG	elated there was a board that told the
	medicines each prisoner was supposed to receive	SSG was a lirther related Mr. was not
on sleep depr	rivation, but was not sleeping.	located where
4.1	670	b7cs
	9 Jan 04, INV	ary Police Co, interviewed SPC
	, S and T Troop, Support Squadron, 3rd Armored	
Iraq. SPC	related he worked from 0000-0400, 9 Jan 04	
	6765	672 Y
TYPED AGENT'S		IZATION
SA		Military Police Detachment (CID) (DSE) (FWD)
SIGNATURE	DATE	madi, (Rifles Base, Iraq)
		A. C.
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PAGE 4 OF 20 PAGE PAGE 4 OF 20 PAGE 4 OF 20 PAGE PAGE 4 OF 20 PAGE 4 OF 2	AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-04-CID679-83486
services, He alerted SGT and SPC who apprehended Mr. and returned him to is isolation cell and shackled him to a pole. 1724 bout 1236, 9 Jan 04, SA Interviewed SGT O, Iowa Aimy National Guard, attached to 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. GT — related Mr. was a detainee for about one week. SGT — stated Special Forces oldiers interviewed Mr. bout 1246, 9 Jan 04, SA The related Mr. The point telest one occasion. bout 1246, 9 Jan 04, SA The related Mr. The point telest one occasion. bout 1246, 9 Jan 04, SA The related Mr. The point telest of the related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Mr. The point related Special Forces soldiers interrogated Mr. The point related Special Forces soldiers interviewed Special	CID Regulation 195-1	000704-CIDO73-03-00
escape. He alerted SGT and SPC who apprehended Mr. and returned him to a pole. bout 1236, 9 Jan 04, SA and interviewed SGT and the state of the sta	bics	PAGE 4 OF 20 PAGE
bout 1236, 9 Jan 04, SA Common	DETALS	
bout 1236, 9 Jan 04, SA Linterviewed SGT O, Iowa Army National Guard, attached to 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. Was a detainee for about one week. SGT Stated Special Forces Joidiers interviewed Mr. John at least one occasion. Bout 1246, 9 Jan 04, SA John at least one occasion. John 1246, 9 Jan 04, SA John at least one occasion. John 1246, 9 Jan 04, SA John at least one occasion. John 1246, 9 Jan 04, SA John at least one occasion. John 1246, 9 Jan 04, SA John at least one occasion. John 1246, 9 Jan 04, SA John at least one occasion. John 1246, 9 Jan 04, SA John at least one occasion. John Mr. Joh		- (秦孝) 시시 시간에 살아갔다.
bout 1236, 9 Jan 04, SA Interviewed SGT O, Iowa Army National Guard, attached to 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. OT Interviewed Mr. In at least one occasion. Bout 1246, 9 Jan 04, SA Interviewed SPC Ompany, Iowa Army National Guard, attached to 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, and any who rendered two sworn statements. SPC I stated Special Forces soldiers interrogated Mr. Is upper body. I supper body. I supper body. I statement is recorded on two separate Sworn Statement forms, as he rematurely signed the first statement. SA I supper Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered a sworn attement. SGT I related he noticed bruising on Mr. I supper Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered a sworn attement. SGT I related he noticed bruising on Mr. I provided the supervisor of the guard shift from 0000-0400, 9 Jan 04. During that shift of attempted to escape from the Detention Facility. I stopped the escape attempt was moving very slowly and appeared to experiencing difficulty with all of his lovements. SGG I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I stopped the escape attempt. While SPC I was subduing Mr. I was moving very slowly and appeared to experiencing difficulty with all of his lovements. SSG I mushackling Mr. I provided SPC I mushackling Mr. I provided SPC I provided SP	is isolation cell and shackled him to a pole.	5764
o, Iowa Army National Guard, attached to 3rd Armored Caralry Regiment, FOB Rifles Base, Al Asad, Iraq, GT Felated Mr. was a detainee for about one week. SGT Stated Special Forces oldiers interviewed Mr. was a detainee for about one week. SGT Stated Special Forces oldiers interviewed Mr. Son at least one occasion. bout 1246, 9 Jan 04, SAL Mitter Served SPC State Stated Special Forces oldiers interviewed Mr. Son at least one occasion. bout 1246, 9 Jan 04, SAL Mitter Served SPC State Stated Special Forces oldiers interrogated Mr. Son at least one occasion. bout 1250, 9 Jan 04, SAL Stated Special Forces oldiers interrogated Mr. Son Statement forms, as he was supper body. Solven Statement is recorded on two separate Sworn Statement forms, as he was standing on Mr. Son Statement Served SGT Statement Served SGT Statement Served SGT Statement Served SGT Statement Served SGT Statement Served SGT Statement Served SGT Statement Served SGT Statement SGT Statement Served SGT Statement SGT Statement Served SGT Statement SGT STATE SERVED SERVED STATES STA		
company, Iowa Army National Guard, attached to 3th Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered as swom Statements, FOB Rifles Base, Al Asad, Iraq, who rendered as swom Statements, FOB Rifles Base, Al Asad, Iraq, who rendered two swoms statements. SPC in the statement of the statement		2133 Transportation
bout 1246, 9 Jan 04, SA Therryfewed SPC 2133* Transportation ompany, Iowa Army National Guard, attached to 3th Armored Cavelry Regiment, FOB Rifles Base, Al Asad, and, who rendered two sworm statements. SPC 100 stated Special Forces soldiers interrogated Mr. 100 had been in custody for about one eek. SPC 100 stated Special Forces soldiers interrogated Mr. 100 had been in custody for about one eek. SPC 100 stated Special Forces soldiers interrogated Mr. 100 had been in custody for about one eek. SPC 100 stated Special Forces soldiers interrogated Mr. 100 had been in custody for about one eek. SPC 100 stated Special Forces soldiers interrogated Mr. 100 had been in custody for about one eek. SPC 100 statement forces on Mr. 100 had been in custody for about one eek. SPC 100 had seen in custody for about one eek. SPC 100 had been in custody for about one eek. SPC 100 had been in custody for about one eek. SPC 100 had been in custody for about one eek. SPC 100 had been in custody for about one eek. SPC 100 had been in custody for about one eek. SPC 100 had been in custody for about one eek. SPC	- 19 - 19 - 19 - 19 - 19 - 19 - 19 - 19	
bout 1246, 9 Jan 04, SA hinterviewed SPC related Mr. 2133* Transportation ompany, Iowa Army National Guard, attached to 3th Armored Cavalty Regiment, FOB Rifles Base, Al Asad, aq, who rendered two sworn statements. SPC related Mr. 4 About 2300, 8 Jan 04, SPC while Mr. 4 While Mr. 4 Male his shirt off. SPC who hoticed several dark bruises on Mr. 4 Supper body. (See Sworn Statement, Special Forces soldiers interrogated Mr. 5 while Mr. 4 Sworn Statement forms, as he supper body. (See Sworn Statement, Special Forces soldiers interviewed Sec Sworn Statement forms, as he swore SPC who have several dark bruises on Mr. 5 Sworn Statement forms, as he supper body. (See Sworn Statement, SPC who have several dark bruises on Mr. 5 Sworn Statement forms, as he supper body. (See Sworn Statement, SPC who have several dark bruises on Mr. 5 Sworn Statement forms, as he supper body. (See Sworn Statement, SPC who have several dark bruises on Mr. 5 Sworn Statement separately. 5 Sworn Statement separate	#19###################################	week. SGT stated Special Forces
bout 1246, 9 Jan 04, SA materylewed SPC ompany, Iowa Army National Guard, attached to 3rd Armored Gavelly Regiment, FOB Rifles Base, Al Asad, and, who rendered two sworm statements. SPC related Mr. while Mr. who a this shirt off. SPC who to several dark bruises on Mr. who separate Sworn Statement forms, as he was standing on Mr. who separate Sworn Statement separately. While SPC who separate Sworn Statement separately. While SPC who shiles Base, Al Asad, Iraq, who rendered a sworn attement. SQT who was standing on the raised attement in the Detention Facility. While SPC who was standing on the raised attempt. While SPC was subduing Mr. was subduing Mr. was subduing Mr. was moving very slowly and appeared to experiencing difficulty with all of his clothing. While returning Mr. was moving very slowly and appeared to experiencing difficulty with all of his covernents. SSG was moving very slowly and appeared to experiencing difficulty with all of his covernents. SSG was moving very slowly and appeared to experiencing difficulty with all of his covernents. SSG was moving very slowly and appeared to experiencing difficulty with all of his covernents. SSG was moving very slowly and appeared to experiencing difficulty with all of his covernents. SSG was moving very slowly and appeared to experiencing difficulty with all of his covernents. SSG was moving very slowly and appeared to experiencing difficulty with all of his covernents. SSG where	사람들은 사람들은 사람들은 경기에 가장 있다면 가장 아이들 때문에 가장 하는 사람들이 가장 하는 사람들이 되었다. 그는 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은	
ompany, Iowa Army National Guard, attached to 3 rd Armored Cardily Regiment, FOB Rifles Base, Al Asad, and who rendered two sworn statements. SPC in related Mr. In the been in custody for about one celes. SPC in stated Special Forces soldiers interrogated Mr. In the been in custody for about one celes. SPC in statement for soldiers interrogated Mr. In the been in custody for about one celes. SPC in statement green soldiers interrogated Mr. In the been in custody for about one celes. SPC in the statement green soldiers interrogated Mr. In the been in custody for about one celes. SPC in the statement green soldiers interrogated Mr. In the been in custody for about one celes. SPC in the statement green soldiers interrogated Mr. In the been in custody for about one celes. SPC in the statement green soldiers in the several dark bruises on Mr. In the been soldiers in the several dark bruises on Mr. In the support Squadron, 3 rd Armored Cavary Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered a sworn attended in the Detention Yacility. See the bruises from some distance, as he was standing on the raised attempt in the Detention Yacility. See the bruises from some distance, as he was standing on the raised attempt in the Detention Yacility. See the bruises from some distance, as he was standing on the raised attempt in the Detention Yacility. The escape attempt occurred about 0215, 9 Jan 04. During that shift, Mr. Interrogated in his clothing. While returning Mr. Interviewed SSG in the state of the scape attempt. While SPC in the secape attempt. While SPC in the secape attempt while SPC in the secape attempt while SPC in the secape attempt. While SPC in the secape attempt while SPC in the secape attempt. While SPC in the secape attempt while SPC in the secape attempt. While SPC in the secape attempt while SPC in the secape attempt. While SPC is the secape attempt. While SPC is the secape attempt. While SPC is the secape attempt. While SPC is the secape attempt while secape attempt in the week. Secant Special Sp		01001
ad, who rendered two sworn statements. SPC related Mr. About 2300, 8 Jan 04, SPC with Mr. While		, 2133 Transportation
seek. SPC stated Special Forces soldiers interrogated Mr. About 2300, 8 Jan 04, SPC www. While Mr. Sad his shirt off. SPC should be several dark bruises on Mr. Supper body. See Swom Statement is recorded on two separate Sworn Statement forms, as he rematurely signed the first statement. SA swore SPC to each statement separately. South 1250, 9 Jan 04, INV leterviewed SGT upport Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered a sworn attement. SGT related he noticed bruising on Mr. abdomen between 2000 and 2200, 8 mo 10.4. SGT in the Detention Facility. Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered a sworn attement. SGT related he noticed bruising on Mr. abdomen between 2000 and 2200, 8 mo 10.4. SGT in the Detention Facility. Support Squadron of Sad State S		
w. Mr. supper body. See Sworn Statement is recorded on two separate Sworn Statement forms, as he semantirely signed the first statement. SA swore SPC to each statement separately. bout 1250, 9 Jan 04, INV terviewed SGT apport Squadron, 3 rd Armored Cavaley Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered a sworn attenent. SGT related he noticed bruising on Mr. sabdomen between 2000 and 2200, 8 and 04. SGT related he could see the bruises from some distance, as he was standing on the raised afform in the Detention Facility. Support Squadron, 3 rd Armored Cavaley Regiment, FOB Rifles Base, Al Asad, Iraq, who rendered a sworn attenent. SGT related he could see the bruises from some distance, as he was standing on the raised afform in the Detention Facility. Support Squadron, 3 rd Armored Cavaley Regiment, FOB Rifles Base, Al Asad, Iraq, Ir		
GENT'S COMMENT: SPC Statement is recorded on two separate Sworn Statement forms, as he rematurely signed the first statement. SA Swore SPC Swore Spc Swore SPC Swore Spc Swore SPC Swore SPC Swore Spc Swore SPC Swore Spc Swore SPC Swore Spc Swore SPC Swore Spc Sw		
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to each statement separately. Note: The control of the first statement. SA swore SPC to each statement separately. Note: The control of the	CENT'S COMMENT: SPC (Section on the recorded on the	wa canarata Swam Statament forms on he
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bout 1251, 9 Jan 04, INV bout 1251, 9 Jan 04, INV coop, Support Squadron, 3 rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. PFC ated he assisted SGT ated he observed significant bruising on the upper body of Mr. APPED AGENT'S NAME AND SEQUENCE NUMBER STATE CONSTRUCTION BYPED AGENT'S NAME AND SEQUENCE NUMBER CORGANIZATION BYPED AGENT'S NAME AND SEQUENCE NUMBER ARATT COPY TO FOR OFFICIAL USE ONLY TO FOR OFFICIAL USE ONLY Maintenance Maintenan	sides. Mr. was moving very slowly and app	
roop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. PFC ated he assisted SGT in unshackling Mr. and laying him on the floor. PFC ated he observed significant bruising on the upper body of Mr. YPED AGENT'S NAME AND SEQUENCE NUMBER ORGANIZATION 87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq) OATE OATE OATE OATE DATE OATE		
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YPED AGENT'S NAME AND SEQUENCE NUMBER 87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq) DATE EXHIBIT 1D FORM 94 FOR OFFICIAL USE ONLY 0 25491		and laying him on the floor. PFC
87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq) DATE EXHIBIT ID FORM 94 FOR OFFICIAL USE ONLY 0 25491	ated he observed significant bruising on the upper body of Mr.	
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AGENT'S INVE		EPORT Ro	NUMBER 0009-04-CII	0679-83486
CIDI	Regulation 195-1	74	PAGE 5 OF	20 PAGE
DETAILS	W	A STATE OF THE PARTY OF THE PAR		
Between 1218 and 1253, SA conducted canvass interview information pertinent to this	s of the soldiers listed b	and INV elow. None of the		filitary Police Co, to provide
NAME	SSN UNIT	r		Δ α1 <i>α</i>
SGT.	Main	tenance Troop, S	upport Squadron, 3 rd Base, Al Asad, Iraq	Armored Cavalry
SGT ₍	Main Regin	tenance Troop, S nent, FOB Rifles	upport Squadron, 3 rd Base, Al Asad, Iraq	
PFC	Regii	nent, FOB Rifles	rt Squadron, 3 rd A rm Base, Al Asad, Iraq	
PFC	Rifle	s Base, Al Asad,		
	Regir	nent, FOB Rifles	rt Squadron, 3 rd A rm Base, Al Asad, Iraq	
FC	Rifles	s Base, Al Asad,		
	Regir	nent, FOB Rifles	Squadron, 3 rd A rmo Base, Al Asad, Iraq	
SPC	attacl	ned to 3 rd Armore	Company, Iowa Army ed Cavalry Regiment,	National Guard, The FOB Rifles Base, Al
	Asad	, Iraq		
About 1335, 9 Jan 04, SA Norfolk, VA, who related she	interviewed I e was the linguist preser Med Troop, Support Sq		Linguist eccived his med	Titan Corporation, lical screening. Dr.
Al Asad, Iraq, performed the	screening. Mr.	told the doctor	he had high blood pr	essure and was
liabetic. Dr. ch ad with him for his high blo	od pressure. Dr.		lso examined the me he medication to Mr.	
im to notify the guards if he	-b7d-			and
About 1345, 9 Jan 04, SA mable to locate the medicine	described by Ms	conducted	a re-check of the crin	ne scene, They were
About 1423, 9 Jan 04, SA	and SA	examined the re		There was aim, the abdomen and
TYPED AGENT'S NAME AND SEQUE	•	ORGANIZATION		
SA SIGNATURE	3701		Police Detachment (Rifles Base, Iraq) EXHIBIT	CID) (DSE) (FWD)
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AGENT'S INVEST	IGATION RI	EPORT RO	OI NUMBER OOOQ-O	4-CID679-83486	
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	4		PAGE	6 OF 20 PAGE	
DETAILS.	121			<u> </u>	
n both sides. The bruises were	large and very dark	purple in color.	Abraded injuri	es were present nea	ir the left
bow. There was a pair of pants					
orts and a white t-shirt. The w					
exi cuff style handcuffs. There		4.76(1) 4 (1) 27 (1) (2) (2) (3) (4) (4) (4) (4) (4) (4) (4) (4) (4) (4			
An article of the contract of the first of the contract of the			the state of the s		1 1 1 1 1
ndage, Mr. had defe					ograpus
the remains utilizing a Nikon		Card Camera.	(Description)	201/24 CIRCLE CHAILED	
	070				\
bout 1500, 9 Jan 04, SA	interviewed I	VII.	detaine	e, Rifles Base, Iraq) utilizing
r.					
l Asad, Iraq, as an interpreter.					
lated Mr. Land and been co					
oserved bruises on Mr.					
ater thrown on him as punishm	ent for talking. Mr.	furthe	er complained of	being cold after be	eing /
used with water.					
	674				
bout 1530, 9 Jan 04, SA	interviewed I	Mr.	(detainee,	Rifles Base, Iraq) v	with Mr.
serving as interp				s. He was detained	
, and was not able to provide a					
	challe				- 1
bout 1540, 9 Jan 04, SA		iterv	newed Mr	an Israe	ali l
itional who occupied one of the					
etainees receive for talking in the					
vel was being made to kneel.					
eing gagged. Mr.					was
	scape attempt and				
vakened during IVII.	escape attempt and	nonceu ne was	having extreme	difficulty of earthing	g. IVIF.
stated masked men can ath. When Mr. return	te and took ivii.	Out of the	etention rach	ity three days prior	to ms
	ied, Mir.	onced ne was if	i much worse pr	ysicai snape and d	escribea
m as being hurt badly.	1-0-1				-
	6701		<u> </u>		
bout 1555, 9 Jan 04, SA	interviewed I	A	7	e, Rifles Base, Iraq	, ,
	nterpreter. Mr.			confinement area	
r. solation cell. M			ame and took M		rogation /
o or three times. Each time, M	fr. eturned	d, he was having	g difficulty breat	hing. On the morr	ning of 9
n 04, when Mr. was n	nade to stand up, he	had to be lifted	l up by the guard	ls. He also stated M	Mr.
omplained of being co			bserved		"hog
ed" and then doused with water	- -		· · · · · · · · · · · · · · · · · · ·	a lot of bruises on	, ,
	*	Ti.			
YPED AGENT'S NAME AND SEQUENCE	NUMBER	ORGANIZATION	J.		
	18		and the second s	ment (CID) (DSE)	
A	57cl		- ·	, , ,	(EMD)
GNATURE		Ar Ramadi	(Rifler Roca In	10)	(FWD)
		DATE	(Rifles Base, Ira	і д) хнівіт	(FWD)
RAFT COPY					(FWD)
No. of the contract of the con					(FWD)
ID FORM 94	FOR OFFIC		E	XHIBIT	
and the second s	FOR OFFIC	DATE	E		

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	ATION REPORT ROLL NOMBER 0009-04-CID679-83486	
CID Regulation	0003 01 CH2013 03480	-
,	PAGE 7 OF 20 PAGE	
DETAILS 6764 It that time. He further sta	ted he had never seen any of the Detention Facility guards hit or hurt	:
anyone.		
67	cl cat by by cut	
	interviewed Dr. (Dr.) Experience delated no life saving Dr. (Stated rigor mortis was present, but not fixed an	
measures were performed on Mr. he was in the supine position when h		
dead at 0900, 9 Jan 04.	Cocanamica wir.	19
	interviewed SGT and PFC	, \
	ed to Med Troop, Support Squadrop, 3rd Armored Chvalry Regiment, FC	В
Rifles Base, Al Asad, Iraq, who were	the medics that responded to the Detention Facility. They related they	E
were called to breathing difficulties.	When they arrived at the Detention Pacility, Mr. was lying on	
back, covered by a blanket. SGT		ch
	ving measures were conducted by SGT and the br PFC was all No ever they observed bruising on the abdominal area of Mr.	
	of the first of th	
About 2030, 9 Jan 04, SA	interviewed CPT Commander, B Co, 1	St
	Fort Campbell, KY (FCKY), (ODA 525, Rifles Base, Iraq). CPT	<u> </u>
	yed Mr. The first interrogation was conducted	d
on 6 Jan 04, from approximately 100	0 to 1800, at the ODA compound on FOB Rifles Base. SFC	
SFC	SFC	.
and SSG	ll assigned to ODA 525, B Co, 1/5th, SF GRP, FCKY, and	- 1
A STATE OF THE STA		
luring the first interrogation. Retwee	(Titan Corporation Contractor, Interpreter), were present	
	n 1300, and 1400, 7 Jan 04, SFC	r.
luring the first interrogation. Between	n 1300, and 1400, 7 Jan 04, SFC	
at the FOB Rifles Base Det	en 1300, and 1400, 7 Jan 04, SFC and and later interrogated Mention Facility.	r.
at the FOB Rifles Base Det Around 0923, 10 Jan 04, SA provided a verbal statement in which	en 1300, and 1400, 7 Jan 04, SFC and and least interrogated Mention Facility. 57 Classical Section of Mr. SFC and Section of Mr. SFC and SFC	r.
at the FOB Rifles Base Det Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team	ention Facility. advised SFC advised SFC and less interrogated M advised SFC advised SFC advised SFC advised SFC as a sergeant and did not take part in the interrogation of Mr. as a sergeant and did not take part in interrogations or operations as a norm.	r.
at the FOB Rifles Base Determined O923, 10 Jan 04, SA provided a verbal statement in which stated he was the team SFC stated he spoke where the stat	ention Facility. advised SFC	r.
at the FOB Rifles Base Determined O923, 10 Jan 04, SA provided a verbal statement in which stated he was the team of SFC and stated he spoke where the stated he spoke where t	ention Facility. advised SFC advised SFC and less interrogated M advised SFC advised SFC advised SFC advised SFC as a sergeant and did not take part in the interrogation of Mr. as a sergeant and did not take part in interrogations or operations as a norm.	r.
Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team SFC stated he spoke was the was not beaten but had attack	ention Facility. The properties of the stated he did not take part in the interrogation of Mr. SFC as sergeant and did not take part in interrogations or operations as a norm with his team about the interrogation of Mr. SFC as sergeant and did not take part in interrogations or operations as a norm with his team about the interrogation of Mr. SFC and they informed ted SFC as a large of the interrogation and had to be restrained.	r.
Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team strated he spoke whim he was not beaten but had attack Around 1050, 10 Jan 04, SA	and 1400, 7 Jan 04, SFC and 1400, 7 Jan 14	r.
at the FOB Rifles Base Determined to the FOB Rifles Base Determined to the Policy of t	ention Facility. advised SFC and land interrogated Mention Facility. bf his legal rights which he waived and he stated he did not take part in the interrogation of Mr. SFC a sergeant and did not take part in interrogations or operations as a norm with his team about the interrogation of Mr. advised SFC advised SFC advised SFC f his legal rights which he waived and he stated Mr. Littacked SFC during the interrogation and had to be restrained.	r.
Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team strated he spoke whim he was not beaten but had attack Around 1050, 10 Jan 04, SA prendered a sworn statement in which can 6 Jan 04. SFC	ention Facility. Dadvised SFC In sergeant and did not take part in the interrogation of Mr. SFC In sergeant and did not take part in interrogations or operations as a norm with his team about the interrogation of Mr. SFC In advised SFC In the interrogation of Mr. In and they informed ted SFC In advised SFC In the interrogation and had to be restrained. In advised SFC In the interrogation and had to be restrained. In advised SFC In the interrogation and had to be restrained. In advised SFC In the interrogation and had to be restrained. In advised SFC In the interrogation and had to be restrained. In the stated Mr. In the interrogation and had to be restrained. In the stated Mr. In the interrogation and had to be restrained. In the stated Mr. In the interrogation and had to be restrained. In the stated Mr. In the interrogation and had to be restrained. In the stated Mr. In the interrogation and had to be restrained.	r. n
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Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team strated he spoke whim he was not beaten but had attack Around 1050, 10 Jan 04, SA prendered a sworn statement in which can 6 Jan 04. SFC statement in which was seated on a chair in the interrogate	and 1300 and 1400, 7 Jan 04, SFC and and land interrogated Mention Facility. The advised SFC and be his legal rights which he waived and the stated he did not take part in the interrogation of Mr. SFC and sergeant and did not take part in interrogations or operations as a normal with his team about the interrogation of Mr. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The stated Mr. The advised SFC and the interrogation and had to be restrained. The stated Mr. The advised SFC and the interrogation and had to be restrained. The stated Mr. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained. The advised SFC and the interrogation and had to be restrained.	n.
Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team stated he spoke whim he was not beaten but had attack Around 1050, 10 Jan 04, SA prendered a sworn statement in which con 6 Jan 04. SFC statement in which was seated on a chair in the interrogation manner from relatively docile to TYPED AGENT'S NAME AND SEQUENCE NUMBER.	and land interrogated Mention Facility. The advised SFC compared to the stated he did not take part in the interrogation of Mr. In sergeant and did not take part in interrogations or operations as a normal with his team about the interrogation of Mr. In advised SFC compared the interrogation of Mr. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained.	n.
Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team stated he spoke whim he was not beaten but had attack Around 1050, 10 Jan 04, SA rendered a sworn statement in which on 6 Jan 04. SFC tat was seated on a chair in the interrogath is manner from relatively docile to TYPED AGENT'S NAME AND SEQUENCE NUMBER.	ention Facility. The advised SFC for the interrogation of Mr. SFC as sergeant and did not take part in the interrogations or operations as a norm with his team about the interrogation of Mr. SFC for sergeant and did not take part in interrogations or operations as a norm with his team about the interrogation of Mr. Sergeant and they informed ted SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for	n.
Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team stated he spoke whim he was not beaten but had attack Around 1050, 10 Jan 04, SA prendered a sworn statement in which on 6 Jan 04. SFC statement in which was seated on a chair in the interrogation manner from relatively docile to TYPED AGENT'S NAME AND SEQUENCE NUMBER OF SEGNATURE	and land interrogated Mention Facility. The advised SFC compared to the stated he did not take part in the interrogation of Mr. In sergeant and did not take part in interrogations or operations as a normal with his team about the interrogation of Mr. In advised SFC compared the interrogation of Mr. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained. In advised SFC compared the interrogation and had to be restrained.	n.
Around 0923, 10 Jan 04, SA provided a verbal statement in which stated he was the team stated he spoke whim he was not beaten but had attack Around 1050, 10 Jan 04, SA prendered a sworn statement in which can 6 Jan 04. SFC tat was seated on a chair in the interrogath is manner from relatively docile to a typed agent's NAME AND SEQUENCE NUMBER.	ention Facility. The advised SFC for the interrogation of Mr. SFC as sergeant and did not take part in the interrogations or operations as a norm with his team about the interrogation of Mr. SFC for sergeant and did not take part in interrogations or operations as a norm with his team about the interrogation of Mr. Sergeant and they informed ted SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for the interrogation and had to be restrained. The advised SFC for	n.

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SSG and and himself to restrain him. SFC	stated Mr. was struck in the mid section
by all three of them several times in order to gain control ov	ver him. (See Statement for details)
mel	Political Survey
3.11.12.14.14.14.14.14.14.14.14.14.14.14.14.14.	erviewed Mr. detainee number
utilizing Mr. as the interpreter.	
wo or three times by one of the soldiers. Mr.	he arrest, but Mr. was kicked in the chest
	The men did not strike or hurt Mr.
stated he was in the proximity of Mr.	
old Mr. The state of the men in black masks had tortured him.	On 8 Jan 04, Mr. away Mr. away in the
OB Rifles Base Detention Facility. Mr. had remo	
alking, Mr. noticed large bruises on Mr.	
Mr. Stated he did not think Mr. had eaten	
vater.	since being detained, he had only seen min dank
-bick	
About 1125, 10 Jan 04, SA and Ind SA inte	erviewed Mr. detainee number
utilizing Mr. as interpreter. Mr.	elated he was detained with Mr. At
he time they were detained, one U.S. soldier kicked Mr. sicked Mr. stated he was interre-	ogated only one time by the men in masks while in
J.S. custody. He stated one of the men kicked him while he	
ick did not leave a bruise. On 8 Jan 04, Mr. www.aw Mr.	
aken his shirt off after guards doused him with water for tal	king. Mr. noticed large bruises on Mr.
upper body.	
Around 1354, 10 Jan 04, SA	of his legal rights which he waived and randared
worn statement in which he stated he struck and kicked Mr.	
	during an interrogation, which
ccurred on 6 Jan 04. SSG stated during the strugg.	le to restrain Mr. he (Mr. hade w
everal attempts at SSG weapon, which was in his	
one other incident were force was required to get Mr. was not as sever as the force required to restrain him during	into a Non Tactical Vehicle (NTV) but stated it
vas not as sever as the force required to restrain mini during	
About 1436, 10 Jan 04, SA advised SFC	of his rights, which he waived. SFC
endered a sworn statement wherein he stated he participated	d in the interrogation of Mr. on 6 Jan 04.
	air and grabbed SFC is the by the front of his
and the control of th	ribs repeatedly in an attempt to take his breath away.
	n Military Police Detachment (CID) (DSE) (FWD)
SA bic Ar I	Ramadi, (Rifles Base, Iraq)
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FOR THE SECOND S	nes. SFC until urther related SSG
and SFC sisted with subduing Mr.	SFC estimated it took one to
wo minutes to subdue Mr. Signature Statement for d	
	SN ID
about 1449, 10 Jan 04, SA advised SGT	f his legal rights. SGT
is rights and rendered a sworn statement. SGT	
parehended him on 4 Ian 04 SGT	tas guarded by SPC
pprehended him on 4 Jan 04. SGT and arthur stated Mr. ADA BTRY, 1st Squadron, 3rd Armored Co.	avolar Pegiment FOR Rifles Race Al Acad
raq, while he searched the vehicle which Mr. was travel	
ad, while he searched the vehicle which will was haven	
	Statement for details)
bout 1527, 10 Jan 04, SA de dvised SPC dvised SPC	his rights. SPC waived his rights.
nd rendered a sworn statement wherein he admitted to kicking M	
hest. SPC stated he was assigned to watch the detaineer	
While he was guarding them Mr. Continued to talk and a	
esorted to force (kicking) to keep him on the ground. SPC	
rom getting up and talking not to inflict bodily harm. Si	
estrained with flexi cuffs at the time he kicked him. (See Swood	
bout 1635, 10 Jan 04, SA interviewed SSG	who stated he searched the vehicle which
Ar. was traveling in when he was apprehended. While h	
uarding the detainees. SSG stated he did not witnes	s any abuse of the detainees SSG
further stated Mr. eemed to be in fair health	a and was able to walk and breathe without
ny visible difficulties. SSG	were delivered to the EPW detention site in the
ame condition as when they were initially detained.	1spen at
<u></u>	
round 1642, 10 Jan 04, SA	ho stated he was the interpreter during the
	ne and a half hours on 6 Jan 04. He stated
uring the interrogation Mr. attacked SFC who wh	nich required SFC
nd SSG to restrain Mr. Mr. Mr. Mr. Stated the	
	re was punching and kicking from both sides. V
Ir. stated he believed SFC and	SSG used the appropriate level of
Ir. stated he believed SFC and orce to subdue Mr. Mr. stated during the transf	I SSG was superior used the appropriate level of fer of Mr. was into the NPV Mr.
Ar. stated he believed SFC and once to subdue Mr. Mr. stated during the transf	I SSG was superior with appropriate level of fer of Mr. which into the NPV Mr.
Ar. stated he believed SFC and and orce to subdue Mr. Mr. stated during the transfersisted and was forced into the vehicle by SSG and and some	SSG was a used the appropriate level of fer of Mr. who he could not recall. Mr.
Ar. stated he believed SFC and once to subdue Mr. Mr. stated during the transfersisted and was forced into the vehicle by SSG and some	SSG was a used the appropriate level of fer of Mr. who he could not recall. Mr.
Ar. stated he believed SFC and and orce to subdue Mr. Mr. stated during the transfersisted and was forced into the vehicle by SSG and and some	SSG was a used the appropriate level of Ser of Mr. who he could not recall. Mr. who he NTV.
Ar. stated he believed SFC and once to subdue Mr. Mr. Stated during the transfersisted and was forced into the vehicle by SSG and and some stated there was not an excess of force used to get Mr.	SSG was a used the appropriate level of Ser of Mr. who he could not recall. Mr. who he NTV.
Ar. Stated he believed SFC And once to subdue Mr. Mr. Stated during the transfersisted and was forced into the vehicle by SSG And some stated there was not an excess of force used to get Mr. SA ORGANIZATI 87th Milit Ar Ramac	SSG was a used the appropriate level of Ser of Mr into the NPV Mr. cone else who he could not recall. Mr. into the NTV.
Ar. Stated he believed SFC and orce to subdue Mr. Mr. Stated during the transfersisted and was forced into the vehicle by SSG and some stated there was not an excess of force used to get Mr. TYPED AGENT'S NAME AND SEQUENCE NUMBER. ORGANIZATION ORGANI	SSG was a sused the appropriate level of fer of Mr into the NPV) Mr. sone else who he could not recall. Mr. into the NTV. Into the NTV. TON CON Carry Police Detachment (CID) (DSE) (FWD)
Ar. Stated he believed SFC And once to subdue Mr. Mr. Stated during the transfersisted and was forced into the vehicle by SSG And some stated there was not an excess of force used to get Mr. SA ORGANIZATI 87th Milit Ar Ramac	SSG was a used the appropriate level of fer of Mr into the NPV, Mr. cone else who he could not recall. Mr. into the NTV. ON cary Police Detachment (CID) (DSE) (FWD) di, (Rifles Base, Iraq)

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DETAILS bout 1650, 10 Jan 04, SA interviewed SFC interviewed SFC quadron, 3 rd Armored Cavalry Regiment, FOB Rifles Base, Al A	, ADA BTRY, 1 st sad, Iraq, who corroborated the statements of
round 1720, 10 Jan 04, SA interviewed SSG CKY, who stated he was part of the Positive Identification (PID) embers of ODA 525 to the site were he (Mr. had emple roadway to affack coalition forces. While preparing for the missistic of the SSG CKY, try for approximately seat of an NTV. SSG CKY, try for approximately seat of an NTV. SSG CKY, try for approximately stated CKY, try for approximately one year and the incident deen with the team for approximately one year and had never substreat a detainee. Social Forces Group, Fort Campbell, KY 42223, which he waived atternent, wherein he stated he did not participate in the interrogated supervise a mission during which Mr. CKY detailed a site of the Mr. CKY and the stated he did not participate in the interrogated supervise a mission during which Mr. CKY detailed a site of the Mr. CKY 4221, which he waived at supervise a mission during which Mr. CKY 4221, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 4221, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived at supervise a mission during which Mr. CKYY 42223, which he waived the coal supervise a mission during which Mr. CKYY 42223, which he waived the coal supervise a mission during which Mr. CKYY 42223, which he waived the coal supervise a mission during which Mr. CKYY 42223, which he waived the coal supervise a mission during which Mr. CKYY 42223, which he waived the co	B Co, 1/5 th SF GRP, mission in which Mr. brought acced three 155 artillery rounds along the side of the observed SSG and and SSG mately five minutes to get Mr. In the Mr. from the driver's side back seat NTV. SSG attacted he observed SSG at Mr. finto the NTV. SSG dent with the NTV. SSG attacted he seen or heard any member of the team ODA 525, 5 th I. SFC rendered a sworn ion of Mr. SFC had emplaced an IED-
ails) bund 1834, 10 Jan 04, SA advised SSG files of his le	cick Mr. Intil he got into the truck. See Swood Statement for egal rights which he waived and rendered a
bal statement. SSG translated around 1330, 6 Jan 04, he was a ned from the interrogation of Mr. He stated he was no incident in which he had to lay hands on Mr. SSG SSG	tasked to conduct a PID from information of involved in the interrogation but did have stated as SSG was attempting to tated he got on the drivers side of the NTV in
e back seat and pulled Mr. white SSG that the NTV while SSG that at one point during the struggle to get Mr. while into the struggle to get Mr.	NTV SSG kicked Mr. twice
te back seat and pulled Mr. Since Finto the NTV while SSG atted at one point during the struggle to get Mr. Since Finto the Struggle to get Mr. SSG	NTV SSG kicked Mr. twice tated Mr. and twice tated Mr. the stated
e back seat and pulled Mr. while SSG ated at one point during the struggle to get Mr. into the into the the abdomen in an attempt to get him into the NTV. SSG puble during the mission. See that we find the struggle to get Mr. while into the NTV. SSG puble during the mission. See that we find the struggle to get Mr. while into the NTV. SSG puble during the mission. See that we find the struggle to get Mr. while SSG into the NTV while	NTV SSG kicked Mr. twice tated Mr. white lated Mr. which is a stated in the cause any other

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CRIME SCENE EXAMINATION: About 1315, 11 Jan 04, SA scene examination of the ODA 525 detainee interrogation area, lo Base, Iraq, MGRS 38S KC 62928 43339.	and SA conducted a crime
Characteristics of the Scene: The ODA interrogation room was lobunker was comprised of one main room with two attached smalle interrogating detainees. There was ductwork from the ventilation	er rooms. The main room was utilized for
Condition of the Scene: The bunker was neat and well organized, and four plastic chairs. All of the furniture was standing upright, walls or furniture.	
Factors pertinent to Entry/Exit: The main access point to the bunk outside entryway. A metal blast door located at the bottom of the the bunker. The secondary access point was an escape hatch that from the center of the bunker.	staircase provided access to the main room of
Digital Card Camera. SA prepared a sketch of the bunker.	f the bunker utilizing a Nikon Coolpix 995 (See O 1 1000 9 679 and sketch for details)
Around 1800, 11 Jan 04, SA received via email a copy Mr. Dr. MD, CDR, MC, USN, DM Armed Forces Institute of Pathology performed the autopsy. Dr. Blunt Force Injuries and Asphyxia and the Manner of Death as Hodetails)	of the preliminary autopsy report pertaining to 10 FS, Chief Deputy Medical Examiner, rovided the Cause of Death as
Around 1025, 12 Jan 04, SA devised SFC divised SFC provided a verbal statement in which he maintained his original st	of his legal rights which he waived and atement was true and correct.
Around 1248, 12 Jan 04 SA and devised SFC provided a verbal statement in which he maintained his original st	of his legal rights which he waived and attement was true and correct.
Around 1348, 12 Jan 04, SA and advised SSG was of he werbal statement in which he maintained his original statement was	as legal rights which he waived and provided a as true and correct.
	tary Police Detachment (CID) (DSE) (FWD) li, (Rifles Base, Iraq)
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DETAILS MUL	TAGE IZ OF ZO TAGE
Around 1435, 13 Jan 04, SA interviewed Mr.	
(Titan Corporation Category	interpreter) assigned to ODA 525, who stated the
only time he had contact with Mr. was during an in	errogation which occurred around 1020, 7 or 8 Jan
04. Mr. tated the interrogation was conducted by	FC with him as the interpreter and 5724
took place at the detention facility on Rifles Base, Al Asad, I	aq. Mr. stated the interrogation lasted
approximately forty-five minutes. He stated at no time during	the interrogation was Mr.
struck. He stated during the interrogation he noticed Mr.	left leg shaking while he was being
interrogated. He also stated Mr. seemed to be limp	g when he was escorted back to his isolation cell.
Mr. stated he had been with ODA 525 since the ear	y part of October 2003, and had never witnessed
them beat or mistreat a prisoner/detainee.	Ged TO 1 1 model have beginn
Around 2030, 13 Jan 04, SA coordinated with Dr.	Dr Was asked if Mr. Ve with
would have been able to hide the extent of his injur	a few trick on these days. Du
was possible but unlikely, he stated there should have been s	
	l little bleeding, similar to that of post mortem
breaks. He stated Mr. died most likely of a combin	ion of his injuries as well as being gagged and
forced to stand.	
570	6762
Around 1330, 14 Jan 04, SA coordinated with SG	
SOP governing the responsibilities and Do's and Don'ts of the	guard force located at the detention facility. (See
SOP for details)	12.2
Around 1545, 14 Jan 04, SA	ho stated probable cause existed)
to believe SPC assaulted Mr. during Mr.	ho stated probable cause existed 6704
bul	
Around 1230, 1 Feb 04, SA Coordinated with MA	JA, 1/5 th SF Group, Ft Campbell,
KY, (BIAP, Iraq) who stated he would provide an opine upon	the review of the final autopsy report. MAJ
provided a copy of the Commanders Inquiry cond	
Group, Ft Campbell, KY, (BIAP, Iraq). (See Report for detail	
11600 10 Feb 04 CA	
Around 1600, 18 Feb 04, SA were verified the height of hung from to be six feet nine inches.	the door frame from which Mr. was
nung from to be six feet finde inches.	
Around 1000, 7 Apr 04, SA Coordinated with SG	who stated he had been redeployed and
MAJ SJA, 5th SF Group, Fort Campbell,	
	ZATION
	Ailitary Police Detachment (CID) (DSE) (FWD)
SA SIGNATURE DATE	madi, (Rifles Base, Iraq).
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DETAILS COURT W	154		provide on copy	1 4 . 1
Around 1435, 19 May 04, SA			1	624
review of the report reyealed the Cause of Death as Bl				
as Homicide. (See Sautopsy report found trails)				
spell out the	- Lours			•
Around 1420, 25 May 04, during an operational review	w identified	two documents which we	re classified Secret.	
The documents were removed from the case file and n				·
S2, 10 th MP Bn, (CID), FBNC. Wocuments pertained	to CJTF-7 Is	nterrogation and Counter-	Resistance Policy,	•
10 Sep 03, and Document from FOB 51 S-2 pertaining		n Operations relating to I	Detainees, 7 Oct 03.	
Around 1220, 3 Jun 04, SA fully briefed CH	PT	Trial C	ounsel, 3 ACR, Fort	102c2
Carson, CO, on all aspects of this investigation. CPT		was also informed this ag		
Carson between 7 and 11 Jun 04, to conduct follow up				
574				
Around 1405, 7 Jun 04, SA	rc	Deputy CDR, 3AC	R. Fort Carson, CO.	bree
		of soldiers to be interview		
974				
Around 0900, 8 Jun 04, SA		f his legal rights, which l	ne waived and)
provided a verbal statement clarifying his previous state				/
0000, shift on 8 Jan 04, and the 0400-0800, shift on 9				
Mr. was in the sleep depravation area located				
in leg shackles only and sat there his entire shift. SGT				1-0
was placed into his isolation cell and shackle	d to a post, l	egs shackled with an app	roximate two foot	b7c4
slack, and his hands were flexi cuffed in front. SGT	de la companya del companya de la companya del companya de la comp	further clarified his staten	nent regarding Mr.	1,
being forced to stand as follows; after he and	SPC	orced him to star	id by hand cuffing	6705
his flexi cuffed hands to the top of the door frame of h	is cell, they	gagged Mr. with	i a length of cloth,	
which had a knot tied in the center of it. SPC				}
mouth while SGT used pressure points or			The state of the s	} .
mouth. After the gag was secured SPC was washing his hands he noticed N		slumped over, after abou	cell. While	1.
went to check on him. After trying to speak with Mr.				
	The state of the s	d found no pulse. He the		1
who fell to the floor, head towards the outside				1
cell. He stated he called for help / medics and checked				
results			•	
-67.5		b702 , Q	Mer	
SGT stated it took the medics approxima	ately thirty m		ed he was not on duty	
at the time of the escape attempt and he did not tell SC		assisted in the re-captur		rel
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATI	ON		7, 1
10		ary Police Detachment (C	CID) (DSE) (FWD)	
SA DICI		i, (Rifles Base, Irag)		·
SIGNATURE	DATE	EXHIBIT	005500	1
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CID FORM 94 FOR OFFICIA	AL USE ON	LY	· · · · · · · · · · · · · · · · · · ·	ı
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	ROI NUMBER
AGENT'S INVESTIGATION REPOR	RT 0009-04-CID679-83486
CID Regulation 195-1	
	PAGE 14 OF 20 PAGE
DETAILS 5205	
SGT stated the use of the latrines for the prison	ners was not a mandatory thing, they went if they
had to go, he stated Mr. did not use the latrines on	his last two shifts prior to Mr. destales death. 7 6 7
20	
	f his legal rights, which he waived and provided
a sworn statement in which he stated PFC	Mr. with a police style baton and slapped
him in the face after Mr. and ailed escape attempt.	Secretaristatementalist details)
67cl	
Around 1245, 8 Jun 04, SA	of his legal rights which he waived and provided
a verbal statement. PFC tated tated he was not involv	
	slap or choke Mr. with a nightstick. He
stated the only time he had hands on Mr. was after	he yelled at him for escaping and then opened the
door to the cell Mr. was in and told him of he want	ed to go home then go. He stated when Mr.
made for the door he, PFC pushed him	
stated he was unaware that Mr. was alre	ady in leg shackles when he did this. PFC
then requested a lawyer when pressed for his alleged for his a	ged choking of Mr.
W7C1	
	who clarified his previous statement given
on 9 Jan 04. SGT stated the use of the latrines by	
remember whether or not Mr. used the latrine durin	
	stated the on coming shift was SPC
PFC another sergeant and maybe SPC	
Around 0938, 9 Jun 04, SA	fhis local might which he mained and any local
sworn statement in which he described in detail the escape at	
	ttempt by Mr. Spranger on 9 Jan 04. SPC presence during the take down of Mr.
7 <u></u>	
674	lone. (Seeswormstatement fondetails)
Around 1130, 9 Jun 04, SA	who clarified his previous statement given on 9
	ne during the 0400-0800, 9 Jan 04, shift. He stated
the isolation cells were the last to go to the latrine and by the	time it was their turn he was already dead CPI.
ated when he used the term "muzzled" when descri	
to gagging a detainee for repeated talking.	a processing
1 W7C	
Around 1300, 9 Jun 04, SA	f his legal rights which he waived and
rendered a verbal statement clarifying his previous statement	
time did he or SGT was trike, strangle or other wis	
stated after he assisted SGT in gagging Mr.	Mr. was breathing and talking
TYPED AGENT'S NAME AND SEQUENCE NUMBER ORGA	NIZATION
\sim 87th	Military Police Detachment (CID) (DSE) (FWD)
SA D7C Ar R	Ramadi, (Rifles Base, Iraq)
SIGNATURE DATE	
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AGENT'S INVESTIGATION RE	PORT ROI NUMBER
CID Regulation 195-1	0009-04-CID679-83486
CID Regulation 153-1	DACE 15 OF 20 DACE
DETAILS - 67CS	PAGE 15 OF 20 PAGE
	heard of the attempted escape by Mr.
informed by CID.	
mel	6762
Around 1600, 9 Jun 04, SA interviewed SO	
Troop, Support Sqd, 3 ACR, Fort Carson, CO, who p	rovided a sworn statement in which he stated he in
processed Mr. and did not obse	rve any bruises or injuries. He stated Mr. was
	plaints of rib injuries. (See sworm-statement for details)
57c4 57c4 57c4 57c4 57c4 57c4 57c4 57c4	AVIM Troop, /6
Around 0900, 10 Jun 04, SA advised SPC	AVIM Troop,
which he stated he did not see PFC	hts which he waived and provided a sworn statement in or strike Mr.
which he stated no did not see it e	or strike Mr. (See swom statement for details)
Around 1100, 10 Jun 04, SA	PC clerk, assigned
to Medical Troop, Support Sqd, 3 ACR, Fort Carson,	
green note book used to document treatment given to	detainees into a digital database he humad the note hoole
A search of the digital database met with negative rest	ults.
	r.lea
Around 1125, 10 Jun 04, SA	101
any medical problems, nor did he conduct the medical	screening of Mr. CPT stated the
about a screening was conducted by the garw site per	sonnel and Doctors, PA's or medics were only contacted
	But IS DU ED
Around 1150, 10 Jun 04, SA	cith CPT Cdr, Medical Troop, Support
Sqd, 3 ACR, Fort Carson, CO, who stated medics wer	e assisted by either a Doctor on DA whom conduct Maintal
call for the detainee's. He stated CPT	nd 1LT were the only two PA's assigned
to his unit. The other PA's/Dr's who were attached to	his unit while deployed were CPT
Fort Bliss, TX (NFI), CPT	(NFI) and CPT I Fort Riley, However
he stated he would coordinate with all the medics assi-	gned to his Troop for personnel who treated Mr.
6745MB7	en co
Around 1210, 10 Jun 04, SA interviewed 1	who stated she never treated Mr.
and was unaware of who if anyone did.	
Around 1300, 10 Jun 04, SA coordinated w	with CPT Years who stated none of his medics recall
	tion facility with the injuries described. CPT
also stated a DA 6 was not maintained to document w	ho was on call or working any particular day
	g may paracanar auy.
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA 60 b7c1	87th Military Police Detachment (CID) (DSE) (FWD)
SA 6 10 10 10 10 10 10 10 10 10 10 10 10 10	Ar Ramadi, (Rifles Base, Iraq)
	\
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AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1	323, 323, 32130
	PAGE 16 OF 20 PAGE
DETAILS	ful De ale stated
Around 1230, 14 Jun 04, SA	and updated him on all aspects of
his investigation. CDR stated the described method	of choking would be sufficient to break the
nyoid bone. He also stated Mr. would have died as a re	suit of the broken hyoid bone with or without
he other injuries, unless he had received medical attention. Whe	
plunt force injuries without the broken hyoid bone he stated prob	ably.
Around 1530, 14 Jun 04, SA coordinated with Mr.	The state of the s
who stated he would travel to Fort Carson on 15 Jun 04, and concerns	Polygrapher, 6th Group, USACIDC,
vino stategate would traver to Port Carson on 15 Jun 04, and Long	duct the technical interviews on 16 and 17 Jun
Around 1000, 15 Jun 04, SA	SACTOR OTHER DAY ORGAN AND
spects of this investigation. File turned in for SAC review.	(SAC) and CW5 (BN OPS) on all
To all the second of the secon	6767
Around 1345, 16 Jun 04, SA fully briefed MAL	n all aspects of this investigation. MAJ
stated he was being deployed but would remain the	SIA for this investigation
bil	6767
around, 1125, 17 Jun 04, SA interviewed CPT	USA
MEDDAC, Fort Hood, TX, who stated he did not recall ever treat	
ymptoms described during the time period of Mr.	
MCI	6202
around 0900, 18 Jun 04, SA	vho stated she did not treat Mr.
r any detainee with the symptoms described during the time peri	od of Mr. detention.
around 0900, 19 Jul 04, SA	ew request and authorization reports and rights can
varvers pertaining to PPC and SPC arom SAC	Fort Leonard Wood Resident Agency, 6th
Group (CID), USACIDC, Fort Leonard Wood, MO. Also receive	ed was the rights waiver and sworn statement.
in which he stated he witnessed PFC	utilize a nightstick to lift Mr. from J.
is sitting position to a standing one by placing the nightstick und	ler Mr. chin and pulling. (See Survey
worn statement and rights waivers for details) (See Algorithm	of security of security
Around 0830, 20 Jul 04, SA received email from MAJ	in which he stated "RE 525
	w of the various reports and witness interviews
nd various pictures I've looked in the reports,	directs and witness interviews
-~	
3150	
76-5-2	TON tary Police Detachment (CID) (DSE) (EWD)
TYPED AGENT'S NAME AND SEQUENCE NUMBER 102 ORGANIZAT	TON
87th Mili	sary refree Bettermient (CIB) (BSE) (I WD)
SA SIGNATURE AT RAMA	di, (Rifles Base, Iraq)
	EXHIBIT
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	STIGATION RE	0009-04-CID679-83486
CID	Regulation 195-1	PAGE 17 OF 20 PAGE
DETAILS appraised of how the intervi Forwarded copy of email to		me know when the VTC or telesenference will be."
which SGT stated he did not remember anything was possible. SGT mouth, method, SPC stated he was the NCOIC of the was the first deceadetails) Around 1440, 27 Jul 04, SA he elaborated on his previous utilized a Militar SPC stated Mr. stated Mr. stated Mr. was faciguard tower. He stated he did requested a doctor	ral rights which he waived ated he did not strike or che touching Mr. went on to che stated while he forced Market he gag into Mr. his hands which prevented estioned whether or not he he shift and he took the dead sed person he had been in the statements. SPC by Police style black in color was in a sitting or L placed the night stick unken because Mr. high away from the general hid not recall whether or no not observe any immediate	and conducted an interview of SGT in the conducted an interview of SGT in the conducted an interview of SGT in the conducted an interview of SGT in the conducted an interview of SGT in the conducted an interview of SGT in the conducted in the say "it was a long time ago, and that describe how he and SPC in the conducted the gag of the conduct with open using the before mentioned in houth from behind. SGT in the conduct with Mr. If the gag from coming into contact with Mr. If
nim to be seen. Around 0800, 28 Jul 04, SA a verbal statement in which may have been responsible	he denied striking or choke for the death of Mr.	when he placed the cloth gag into his mouth, but
insisted he did not strike Mr or seeing anyone else choke		where else, he also was adamant about not choking him warver for details)
TYPED AGENT'S NAME AND SEQUENCE OF THE PERSON OF THE PERSO	ENCE NUMBER 07C1	ORGANIZATION 87th Military Police Detachment (CID) (DSE) (FWD) Ar Ramadi, (Rifles Base, Iraq)
	ENCE NUMBER 07C1	87th Military Police Detachment (CID) (DSE) (FWD)

AGENT'S INVESTIGATION REP	ORT 0009-04-CID679-83486
CID Regulation 195-1	
	PAGE 18 OF 20 PAGE
Around 1000, 9 Aug 04, SA and SA and SA	ttended a briefing with Dr
concerning the injuries and cause of death of	
the injuries sustained by Mr. were caused hours	
ibs were broken, several with compound frac	cures. The ribs were broken in a crushing fashion
described by Dr. as normally seen in a vehicle	
would have been in great pain and would have had great	
walk or attempt an escape. Dr. and also stated Mr	had an unhealthy heart, most likely had
hyper tension as well as bruised lungs. Dr.	ated it was possible Mr sustained one or two
broken ribs and most of the visible bruising from the inci	ident with ODA 525 two days prior to his death but not
any of the life threatening injuries.	
Agents Comment: With the information provided by Dr.	it is probable that the crushing injuries
occurred during or just after his escape attempt, since the	barmorogise morals no would not have occil able to
make an escape attempt with the injuries noted. The persattempt were SSG SPC SPC SPC	
	itness the escape attempt as they were outside the
building at the time performing a detail; SPC	The second of th
used an appropriate level of force. The escape attempt of	occurred early in the morning which would explain the
reason a possible assault was not observed by other detail	
574	1 De la constant
Around 1100, 17 Aug 04, SA	this office, advised SSG
legal rights which he waived and rendered a verbal staten	ment clarifying his previous statements. SSG
detailed the following events of the apprehension of Mr.	by SPC
and SPC were watching a DVD (Buffy the Va	
excaping. SPC seems and PFC were	also on the shift but were outside the building burning
feces. After Mr. actually got out of his cell and	was shuffling towards the back door of the detention 576
facility when SSG. told SPC told SPC by be get him with SPC hext, followed by him. He state	n. SSG stated SPC ran towards Mr. b7
pushing him into the back wall of the facility, which was turned him and brought him to the floor with SPC	
Mr. Leto the front of the holding area. Once Mr.	was brought to the front of the detention area
he was shackled and flexi cuffed. SSG stated PF	
but he did not see anyone else in with the detainee, howe	
open which would give the remaining soldiers unrestricted	ed access. SSG tated he went to the isolation
pen to repair it to prevent another escape. He stated whil	
	es. He stated it took him approximately one hour to
TYPED AGENT'S NAME AND SEQUENCE NUMBER C	ORGANIZATION
	37th Military Police Detachment (CID) (DSE) (FWD)
	Ar Ramadi, (Rifles Base, Iraq) ATE EXHIBIT
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MODILI PHARPHOMION ICH OKI	0009-04-CID679-83486
CID Regulation 195-1	
	PAGE 19 OF 20 PAGE
DETAILS	
repair the cell at which time PFC and and SPC walk	red Mr. under his own power to his
isolation cell and shackled him to the corner of the cell. SSG	
detainee and that was the last contact he or his soldiers had with N	
held his soldiers back from abusing not only this prisoner but other	
tying of prisoners. Additionally, SSG stated that SPC	approached him upon hearing of the
death of Mr. and asked if in his opinion, the take down o	of Mr. was in any way responsible for
the cause of death of Mr.	was in any way responsible for
	/
Around 1315, 18 Aug 04, SA and SA and SA and SA	rviewed PFC Interview was
further statements. PFC stated he had retained a lawyer a	and was told by his attorney not to provide any
further statements. Pro-	Fort Carson, Trial Defense,
back	
Around 1500, 19 Aug 04, SA and SA and SA advis	sed SPC f his legal rights which he
waived and provided a verbal statement in which he continued to	
choking Mr. SPC described how SPC	
After hearing the barbed and constantina wire rattle he noticed Mr.	was out of his isolation cage and
walking quickly to the back door of the detention facility. He alert	ted SSG and SPC who
were watching a DVD with him (SPC). SPC tated S	
Mr. just before he went out side the door. SPC	pulled Mr. back by the shoulders
to the ground and secured him until he and SSG arrived, a	it which time Millian may be may not
have been leg shackled then walked to the front of the detention fa	icility and placed in the sleep deprivation area.
SPC walked under his own power to the	e sleep deprivation area and did not appear to
be injured or having trouble breathing. He stated while Mr.	
repaired Mr. see cell, which reportedly took only fi	ive minutes, (According to SSG I
statement it took nearly an hour to repair the cell). SPC	ated other than keeping Mr.
ne was not punished for the escape attempt. When asked why the	
ne believed the detainee to be at least seventy years old and emotion	
shift was over around 0400, 9 Jan 04, Mr was being esco	orted by PFC from the sleep
deprivation area, but he did not see where PFC	m. Coce A The cock
6765	180
Agents Comment: SPC was extremely argumentive through	shout the interview and refused to provide his
inger prints or allow his photograph to be taken until ordered by a	a member of his command.
-274-	
Around 1735, 19 Aug 04, SA and and SA advis	sed SPO
ne waived and rendered a sworn statement in which he admitted to	o conspiring with SSG SPC SPC
TYPED AGENT'S NAME AND SEQUENCE NUMBER ORGANIZATION	ION
· · · · · · · · · · · · · · · · · · ·	tary Police Detachment (CID) (DSE) (FWD)
	li, (Rifles Base, Iraq)
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AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-04-CID679-83486
CID Regulation 195-1	3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3
	PAGE 20 OF 20 PAGE
DETAILS:	
SPC and PFC in order to hide the fac	
detention facility prior to being apprehended (See Systemstate)	DEPLEASING CONTROL OF THE PROPERTY OF THE PROP
Around 0816, 20 Aug 04, SA	vised CPL
waived and rendered a verbal statements which he stated during	
was in his isolation cell the entire time alone, until SGT	
him. He stated he did not see anyone strike or hurt Mr.	CPL tated he was alerted by SPC
	from the detention facility towards the MI
	h other detainees allowing them to utilize the
latrine when SPC	
Around 0855, 20 Aug 04, SA	vised SPC
which he waived and rendered a verbal statement in which he st	ated Mr. was in his view the entire
shift 0400-0800, 9 Jan 04, and he did not see anyone in or near t	the cell occupied by Mr. Substitutil he and
SGT gagged / forced him to stand.	
	2.2001⊆3814 →
///LAST ENTRY///	
· · · · · · · · · · · · · · · · · · ·	
TYPED AGENT'S NAME AND SEQUENCE NUMBER ORGANIZA	
	ditary Police Detachment (CID) (DSE) (FWD) adi, (Rifles Base, Iraq)
SIGNATURE DATE	EXHIBIT
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MEMORANDUM FOR RECORD

SUBJECT: Operational Review of ROI 0009-04-CID697-83846

- 1. On 17 May 04, this office received a Request for Investigation from Headquarters, USACIDC, to conduct an operational review of all detained deaths and other crimes against detained by US military Personnel.
- 2. This investigation was initiated on 9 Jan 04. This investigation pertains to the death of reported to be a former LTC in the Iraqi Army who died on 9 Jan 04 at the Detention Facility, Forward Operating Base, Rifles Base, Al Asad, Iraq. At the time of his death, he was gagged and handcuffed to the top of a doorframe to the room. According to witnesses, about five minutes later he was found dead. Medical personnel were called and determined he was dead, no life saving methods were employed. The final autopsy report listed the cause of death as blunt force injuries and asphyxia. Although a sergeant of the guard force ordered to be hand cuffed to the door frame as punishment for talking, the autopsy indicates died from the blunt force injuries which included massive contusions, numerous fractured ribs, internal injuries which included a fractured hyoid bone. The guard force denied hitting or striking Jaleel in any way, which would have inflicted such injuries. Between his capture on 4 Jan and his death on 9 Jan, there were at least three incidents in which embers of the 1/5th SF Group are known to have kicked and punched Detailing a time line and specifics of those injuries is difficult.
- 3. On 20 -21 May 04, the undersigned conducted an operational review of the above ROI and determined there was continuous investigative activity. This ROI was initiated on 9 Jan 04, by the 87th MP Det while deployed in Iraq. The unit re-deployed from Iraq in Mar 04 and was not replaced by another CID element. Therefore this case was brought back to Ft Bragg for completion. The last investigative activity, documented in the case file was 18 May 04. The original of the case file was secured in a conex on or about 10 Feb 04 for shipment, electronic copies of documents were maintained by the case agent. There had been no periodic reviews by the Det SAC although the Bn OPS and HQ, USACIDC was clearly involved and aware of the investigation. During the operational review, the following investigative issues or leads were identified as being outstanding:
- a. A number of documents in the file are marked "secret" and therefore classification issues and storage concerns must be addressed.

CIRC-OP

SUBJECT: Operational Review of ROI 0009-04-CID697-83486

- b. A copy of the final autopsy report, prepared by AFIP, 30 Apr 04, was in the case file. There are a number of technical issues, which need to be addressed with AFIP and the pathologist.
- c. There was no north wall sketch of the scene, no measurements of the height to the top of the doorframe to aid in determining the impact of being elongated for any period of time. Sketch of scene is incomplete, decisions regarding collection of items depicted in scene photographs need to be documented. Although now it is apparent the interrogation room should have been viewed by the agents, and documented, its value is doubtful.
- d. There are a number of civilian translators who need to be interviewed. The two other Iraq civilians who were apprehended with were never-identified or interviewed, they may have witnessed the first incident of physical force applied to a I suspect they both may have been released and may not be located.

e. There are a number of administrative and documentation issues to be corrected and a cross check of all names mentioned in statements and noted conducted.

f. The Commander, 1/5th SF Group completed a Commanders informal Inquiry, dated 23 Jan 04, which concludes sustained during an escape attempt and the placement of a gag in his mouth by guards at the holding facility. It concludes Operational Detachment Alpha 525 did not contribute to the circumstances of his death.

advantage of the final autopsy report and the detailed statements contained within the case file.

g. Overall, the case is reasonably thorough, considering the circumstances and the status of persons involved. This investigation may well be open for a considerable amount of time.

4. POC for this action is the undersigned at DSN: 236-

///original signed///

CW5, MP

Bn, Operations Officer

025509

674

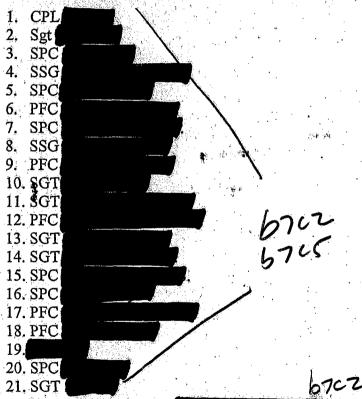
6704

Review of note envelop

	이 그리 않아 사람들의 휴	즐길이라는 경우 사람이 있는데 얼마나 다른 사람들이 하는 하나는 맛없는데, 나를 때 없어	
1.			h701
1.	Photocopy of two	-quarter size sheets of paper, name of Sgt	0/5
	20040109, appar	ently his notes. Reflects interviews of	_
•	a. SGT	appears he was a guard 8 & 9 Jan	102
, t	b. CPL	guard duty8 & 9 Jan	13
e e e e e e e e e e e e e e e e e e e			

- 2. note page from SA
 - a. 1055/9 Jan reviewed detainee file nothing mentioned
 b. 1119/9 Jan SPC to the land, he was on duty when prisoner died, SGT told him to put gag on and cuff prisoner to rail so he had to stand in such a way to force him to stand. 15 min later mentioned he was slumped and eyes closed, went for help, prisoner never asked for medical attention

c. follow on page contains list of 22 names, all checked off, apparently guards:



Side note, who does the med screening Sgt on leave at time?

Name also mentioned on the page

3. note pages of SA(a) interview 10 Jan, SFC (a) he describes an interrogation by SF of a prisoner who lunged at (terp), (terp), (SF) subdued him, SFC (came in, cuffed again, shackled to a

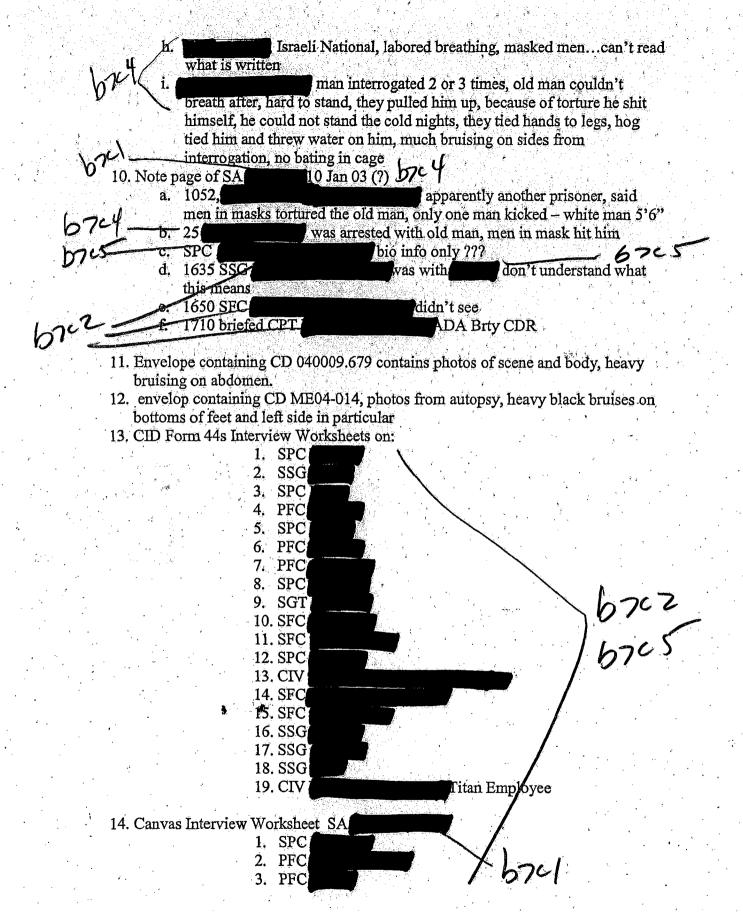
025510

00 122

6x5

 (1	pipe overhead, given water, spit out tooth. Decides to talk, takes SF team to IED	
	on roadside and a cache. Prisoner not identified	
. 2	4. unidentified author: a. 1217 PFC	
	b. 1224 SPC-	
	to the middle row / walkway and shackled. List of names:	
	1. SPC	
	2. SGT 3. SPC	
	3. SPC	
. ;	4. SPC take down	
5	5. note page of SGT	
	a. 1125, PFC 54 th QM, b. 1158 body removed 54 th QM,	
,	c. 1227 hrs SGT says wrists swollen from Sgt. was	
	damp, sitting up	
•	d. 1231 Sgt apparently on guard duty 1600-2000, seemed	
	fine, little stiff when moving, at 0800, SGT said he had no pulse	
	(can't read the rest)	
	50765	
. 6	그는 보고 되는 그는 그를 다른 사람들이 되었다. 그 보고 사람들이 되는 것이 되는 것이 되었다. 그는 그를 하는 것이 되는 그렇게 하는 것이 되었다.	
·	Isolation, Grid (can't read) 385 KC6016040494, ele 714ft	
	b74	
7	. Notes of SA header lists to the same of	•
,		
•		
	b. PID positively identified	
. •	c. 1582 aggressive move towards	
	d. PIO names listed:	
	e. Interrogators:	
	(terp), (Titan Terp for second interview)	F
	f. 1050 interview of see statement g. 1351, interview of see statement	
	h. CPT (FOB Tiger)	
	i. 1826 SSG	
• .	struggling to get into a vehicle on 7 Jan, SFC drove drove	
	back to detention facility after mission (IED on roadside?)	
•	j. 2030 interview w/CPT ODA 525, B/1/5 SF Gp, Ft Campbell, KY 5 76 Z	
	identified interrogators as:	
	1. SFC	
	2. SFC 3. SEC	
	5. 510	
	4. SSG	
·.·	5. Mr. NFI, Titan Terp on second interview	
	said on 6 Jan, 1000-1800 first interview on 7 Jan got back from	
	interrogation around 1800 interrogated for about 1 hr @ detention center	
	670	

5 (1961) P. (1961)	2131 Coord with SJA CPT and body to Baghdad on flight 10 Jan; 6 / 6 and of ADO Agg assault, brief on case
auvisa	
7. Notes	of SA Jan: 676
	1705, CPT pronounced at 0900, no medical, was in rigor
	when examined (this should tell us something) 222222
b.	1709, SGT 68 2
c.	PFC responded to breathing difficulties, supine on
	back covered w/blanket, no life signs, rec a call at 0800, guard said he
	must have past during the night, arrived at scene about 0815
	1、一点では、またが、1、大阪の政策を経過なる。ACA は、ACA
8. Note p	page of SA Jan Jan A 76-7
a.	1050/9 Jan SGT AP - verified scene 30
b.	1056 SSG No. 100 NCOIC of Guard Force, 22 guards, said Sgt
1	gagged man for talking, died about 0745, 9 Jan
C.	1110 Sgt agged him found man dead, SPC agged him
	assisted by Sgt man tried to escape at 0400, told so by Sgt
	sqd was word Was told prisoner soiled himself, locked up about
	0445, sat there for about 1.5 hrs, quietly but moving around, power went
	out about 0600, 0650 everyone woke up, see rest of notes HOPE THER
	IS A STATEMENT 5764
mod a.	1205 SGT 66MI, said MI never interview has no record of
()	ODA interviewing him, but they are the only ones who did interview him, 1423 arrive at mortuary affairs, coord with PFC
1	for body; expose prelim photos
りんよ	52 briefed SAC
g.	59 Chief ODA advised CPT out on mission will call
	upon return
	67c1 - h2c2
9. Note p	pages of SA
a.	SPC SPC
b .	1236 SGT came to work that morning after man was dead by
c.	1250 SSG supervised 12-0400 shift on 9 Jan, detainee
	refused to sleep, about 0215 SPC say him try to escape, SPC
	apprehended, man was moving very slowly, thinks man defecated in pants
	when detained him, SF had man in interrogation 2 days before
d.	1305 Civer and the linguist for Titan Corp, screened for 572 Z
•	medical, man had blood pressure meds in his pocket, diabetic, nothing else
•	wrong, when CPT examined him the card of pills was in his pocket
. ė.	and the second of the second o
U.	1450 translator contracting
f.	prisoner, on 8 Jan saw bruises on man, said guards
	tortured him a lot
g.	in processed last night, knows nothing
	025512



- 15. Memo, 10 Sep 03, subject CJTF-7 Interrogation and Counter-Resistance Policy
- 16. Evidence Property Custody Document: rag, cloth red and white in color, all that was taken from the scene by SA
- 17. There is a Memo for Commander, 1/5 SF Group, 23 Jan 04, Subject: Commanders Informal Inquiry. I will read this last.
- 18. Memo for Support Squadron Staff, 31 Jul 03, Subject Guard Standards, states to use non-violent corrective training, do not strike prisoners
- 19. Eleven pages, apparently an extract from an SOP or other guide, pertains to duties and responsibilities of guards and other persons dealing with prisoners mentions use of only sitting, standing and PT as forms of punishment, another sheet "Medical Problems SOP" states that if you feed that a detainee has a medical condition that warrants medical attention or if the detainee complains of a medical issue, use the following steps.....last sheet is a signature page for soldiers who have (read) the material, signatures are 6 9 Dec 03.

20. AIR of SA and 12 Jan 04, pertains to the autopsy of and the preliminary findings cause of death at blunt force injuries and asphyxia, most ribs were fractured, thyroid cartilage and hyoid bone were fractured, photos ME04-14 CD were taken

- 21. Preliminary autopsy report, 11 Jan 04
- 22. Death Certificate
- 23. Final Autopsy Report, # ME04-14, dated 30 Apr 04, cause of death, blunt force injuries and asphyxia, manner of death: homicide. Multiple blunt force injuries to chest wall numerous rib fractures, lung contusions, fractures of the thyroid cartilage and hyoid bone. The severe blunt force injuries, the hanging position and the obstruction of the oral cavity with a gag contributed to this individual's death.
- 24. Rights Waiver of SSG 13 Jan
- 25. R/W of SFC 13 Jan
- 26. R/W of SFC 13 Jan
- 27. R/W of 10 Jan
- 28. R/W and statement of SFC and a 10 Jan, he discusses initial contact with

describes his resisting getting into the vehicle, being kicked, showing IED site and then cache where 4 more Iraq were detained. Identified

b705

slapped and kicked by by C. 4

30. R/W and statement of SGT and 10 Jan, details the circumstances of the apprehension of the bon 4 Jan??, however said no one kicked or abused any prisoner, specifically that This is not true.

31. R/W and statement of SFC and 10 Jan, he and a statement of SFC and 10 Jan, he and 3 others from detention facility (7 Jan) to the SF compound on Rifles Base.

025514

- bre4 -

was interrogating to when he lunged at subdued him, afterwards spit out a tooth, agreed to take him to an IED and turned him over to another team to exploit the location.

and the were also in the room. Said he heard there was an SOP on interrogating detainees but he never read it.

32. R/W and statement of \$SG and 10 Jan, describes the morning of 6 Jan, picking up 4 detainees, one named and transporting to SF compound. admitted being a LTC in the Iraq army. The helped after the attacked him. kicked in the mid section several times. Read the part in the statement, page 3, about mid way: "I want to kill Americans". He then decided that he was going to fully cooperate with us. This doesn't follow, what happened to make him have such a change of heart??? Then he spit out the tooth. When they tried to take him to the IED site, he resisted to some degree. When last saw that the cache he was resting comfortably and did not appear to be in any distress.

33. Interrogation Summary, 6 Jan 04, prepared by SFC makes no mention of any struggle. Recommendation: Reinterrogate and Never allow him to see the light of day again

- 33. Interrogation Summary, 8 Jan 04, prepared by SFC Recommendation: Reinterrogate, this detainee is much too dangerous to ever release.
- 34. R/W and Statement of SFC 10 Jan, first learned of detainee 1582

 (a) on 5 Jan. On 6 Jan interrogated him, when attacked kicked him, all three wrestled to the floor, he was hit in the midsection to force him to lower his arms. The translator was had him flex cuffed to n overhead pipe. They gave him some water, he spit out a tooth, a looked at it, no bleeding from gums. Sad he was going to hook up the bombs and kill Americans, and then he agreed to take us to site.

 Took him to the site. The next time he saw detainee was on 8 Jan about 1100. He and questioned him for about an hour, cooperative.
- 35. R/W and statement of SGT 10 Jan he was a guard the evening of 8 Jan, about 2000-2200, he noticed the bruises around the abdomen of SGT briefed him on how to hold prisoners that were in processing. Total him to shoot them if thy tried to run away or gang up on another guard member. IS TIS IN THE SOP?
- 36. Statement of SPC night of 8 Jan, 2300, saw dark black excessive bruising around abdominal area no one ever struck him in the holding area.
- 36. Stmt of CPL 9 Jan, guard, came to work 0400-0800 shift, didn't see everything, heard a lot
- 37. This is as far as I got.

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025515

1	CIRC-ABB
	SUBJECT: Initial Update of Category I Monitorship ROI 0009-04-CID679-83846
1	67c Z
	About 1050, 9 Jan 04, SA coordinated with SGT
	Military Police Co, FOB Rifles Base, Al Asad, Iraq, who related he had secured the crime scene pending
	the arrival of CID. 6701
	CRIME SCENE EXAMINATION: About 1055, 9 Jan 04, SA
	and INV 94th Military Police Co, conducted a crime scene examination of the
	FOB Rifles Base Detention Facility located at MGRS 38S KC 60160 40494.
	CHARACTERISTICS OF THE SCENE: The Detention Facility was located in a large, hardened
;	airplane hangar. The interior of the hangar was divided into two large confinement areas and four
` ~	isolation areas built using barbed wire and concertina wire. Each area had a metal-framed cage type door. The four isolation areas were located adjacent the southern end of the hanger.
	b7c4
•	CONDITION OF THE SCENE: The Detention Facility housed 130 detainees. The detainees were
	primarily housed in the two large confinement areas. Three detainees were housed individually in three of the four isolation cells. The body of Mr. was located in the isolation cell closest to
	the southwest corner of the hangar. The body was lying face up, with his head facing the cell door. He
	was covered with a blanket. He was wearing undergarments that appeared to be soiled a shirt, which was
*	pushed up towards his chest and a pair of pants, which were pulled down to his knees. Extensive bruising was visible on the upper body. The bruises were dark blue and purple in color. There was a
-	second blanket rolled up on the floor at the foot of the remains. There was a light colored Dish Dash
٠.	(Man Dress) draped over the concertina wire to the left of the deceased. A pair of leg shackles lay on the
	floor in the northeastern corner of the cell. There was an open MRE in the cell and one water bottle in
	the cell. It did not appear that any of the contents of the MRE were consumed. Immediately outside the deceased's cell was a rag. The rag was lying on the floor, and had been used to gag the deceased. There
P	was a denim jacket lying on the floor outside of the cell in the southwest corner of the hangar.
	<u>고 있으면 다음 살린 얼마를 가입하는 이 번째를 보고 있으면 하는 이번 사람이 되었다. 그는 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은 사람들은</u>
•	ENVIRONMENTAL CONDITIONS: At the time of the crime scene examination the outside temperature was approximately 55 degrees Fahrenheit. There was low humidity and no signs of
	moisture. The temperature inside the hangar was approximately 60 degrees Fahrenheit.
	6709
	FACTORS PERTINENT TO ENTRY/EXIT: There was one door that allowed entry/exit to Mr. solation cell. The Detention Facility was accessible by two doors. One door was located on
į	the northern wall of the hangar the other on the southern wall.
•	SCENE DOCUMENTATION: SA exposed digital photographs of the crime scene utilizing
	a Nikon Coolpix 995 Digital Card Camera with built in flash. SA
	sketch. (See Photographic CD #040009.679 and Crime Scene Sketch for details)
	COLLECTION OF EVIDENCE: SA collected one white and red rag, which was used to
	gag Mr. as evidence on a DA Form 4137, Evidence/Property Custody Document.
	About 1055, 9 Jan 04, SA Coordinated with SGT
	Fort Carson, CO, (Rifles Base, Iraq) who provided the detainee file pertaining to Mr.
٠.	A review of the packet revealed Mr. was detained on 4 Jan 04. He was detained by
	SSG and SGT (NFI), both assigned to ADA Battery, 1 Squadron, 3 rd Armored Cavalry Regiment, Mr. was detained on ASR Bronze with two
	other IZ males. At the time of his detention he was in possession of a pair of binoculars, three handheld
	radios, two motorcycle batteries, one hand pick and approximately 100 feet of wire.
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	2 by 9 025516
	wir.
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SUBJECT: Initial Update of Category I Monitorship ROI 0009-04-CID679-83846

About 1110, 9 Jan 04, SA nterviewed SGT Maintenance Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. SGT rendered a sworn statement; wherein he stated he and SPC S and T Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, h shackles when he refused to stand as punishment for talking. Mr. Iraq, placed Mr. was shackled to the top of the door of his cell in such a way that forced him to stand. When he still refused to stop talking, SGT ind SPC gagged him. SGT further related, about five minutes later he discovered Mr. was not breathing, SGT and removed his gag. SGT inshackled Mr.

laid him on the floor and discovered he had no pulse. SGT sent SPC summon medical aid. (See Sworn statement for details)

About 1119, 9 Jan 04, SA nterviewed SPC rendered a sworn statement wherein he described assisting SGT with gagging Mr. discovering Mr. was not breathing. (See Sworn Statement for details)

su. About 1125, 9 Jan 04, SA eleased Mr. remains to PFC Mortuary Affairs, 54th Quartermaster Co, attached to 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq.

About 1200, 9 Jan 04, SA interviewed SPC AVIM Troop, Support Squadron, 3th Armored Cavalry Regiment, FOB Rifles Base, Iraq. SPC rendered a sworn statement, wherein he related Mr. approached him on 8 Jan 04 complaining his zip tie handcuffs were cutting off circulation to his hands. SPC emoved the handcuffs, bandaged the abraded injury underneath and re-cuffed Mr. also related at 0215, 9 Jan 04, Mr. ttempted to escape from the Detention Facility. detained Mr. in the hallway leading from the isolation cells. (See Sworn Statement for details)

About 1200, 9 Jan 04, INV nterviewed CPL T Troop, Support Squadron, 3th Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. Who provided a sworn statement in which he stated members of a Special Forces unit interrogated Mr. between 1200 and 1600, 8 Jan 03. (See Sworn Statement for details)

_ bid About 1205, 9 Jan 04, SA interviewed SGT Intelligence Co, 3rd Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who related Mr. lad not been interrogated by any MI personnel. The only personnel who interrogated Mr. came from the Special Forces unit operating in the area. He further stated there was no written record of Special Forces signing Mr. out of the Detention Facility in violation of SOP. SGT hought Mr. may have been a diabetic and been prescribed heart medicine but could not provide any documentation to show his medical condition.

about 1225, 9 Jan 04, SA interviewed SSG AVIM Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. SSG ated he was the NCOIC of the Detention Facility Guards. SSG stated Mr. ad been detained about five days. SSG confirmed Special Forces interviewed Mr.

025517

as he was standing on the raised platform in the Detention Facility. (See Sworn Statement for details)

About 1250, 9 Jan 04, SA interviewed SSG Transportation Co, Iowa Army National Guard, attached to 3rd Armored Cavalry Regiment, FOB Riffes Base, Al Asad, Iraq. SSG related he was the supervisor of the guard shift from 0000-0400, 9 Jan attempted to escape from the Detention Facility. The 04. During that shift, Mr. escape attempt occurred about 0215, 9 Jan 04. SPC stopped the escape attempt. While SPC was subduing Mr. Mr. defecated in his clothing. While noticed large bruises on his returning Mr. to his cell, SSG vas moving very slowly and appeared to experiencing sides. Mr. difficulty with all of his movements. SSG related Special Forces soldiers interrogated Mr. earlier in the week.

b74

About 1251, 9 Jan 04, INV interviewed PFC Maintenance Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq. stated he assisted SGT in unshackling Mr.

025518

CIRC-ABB SUBJECT: Initial Update of Category I Monitorship ROI 0009-04-CID679-83846 tated he observed significant bruising on the upper body of Mr. him on the floor, PFC 6704 Between 1218 and 1253, SA and INV Co, conducted canvass interviews of the soldiers listed below. None of the soldiers were able to provide information pertinent to this investigation. NAME SSN UNIT Maintenance Troop, Support Squadron, 3rd Armored SGF Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq Maintenance Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq **PFC** Regiment, FOB Rifles Base, Al Asad, Iraq PFC

S and T Troop, Support Squadron, 3rd Armored Cavalry HHT, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq S and T Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq HHT, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq AVIM Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq 2133 Transportation Company, Iowa Army National Guard, attached to 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq

b7c4

070 interviewed Ms About 1335, 9 Jan 04, SA Linguist, Titan Corporation, Norfolk, VA, who related she was the linguist present when Mr. his medical screening Dr. (CPT) Med Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, performed the screening. Mr. the doctor he had high blood pressure and was diabetic. Dr. blood sugar. He also examined the medication Mr. had with him for his

high blood pressure. Dr. returned the medication to Mr. and told him to notify the guards if he ran out.

about 1345, 9 Jan 04, SA conducted a re-check of the crime scene. They ere unable to locate the medicine described by Ms

About 1423, 9 Jan 04, SA examined the remains of Mr. There was extensive bruising on the upper body of Mr Bruises were visible over the sternum, the abdomen and on both sides. The bruises were large and very dark purple in color. Abraded injuries were present near the left elbow. There was a pair of pants on the remains that were pushed down to the ankles. He was wearing boxer shorts and a white t-shirt. The white t-shirt was pushed up towards the armpits. The hands were bound with flexi cuff style handcuffs. There was a bandage on the left wrist. There was swelling present under the bandage. Mr. had defecated in his underwear prior to dying. SA exposed digital photographs of the remains itilizing a Nikon Coolpix 995 Digital Card Camera. (See CD 040009.679 for details)

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CIRC-ABB

SUBJECT: Initial Update of Category I Monitorship ROI 0009-04-CID679-83846

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About 1500, 9 Jan 04, SA interviewed Mr. (detainee, Rifles Base, Iraq) Interpreter, 3rd Armored Cavalry Regiment. utilizing Mr. FOB Rifles Base, Al Asad, Iraq, as an interpreter. Mr. occupied the isolation cell adjacent Mr. bell. Mr. related Mr. had been complaining for three days about wanting to go home. On 8 Jan 04, Mr. observed bruises on Mr. after Mr. L removed his dish dash because it was wet from having water thrown on him as punishment for talking. Mr. further complained of being cold after being doused with water.

b764

About 1530, 9 Jan 04, SA serving as interpreter. Mr. occupied one of the isolation cells. He was detained on 8 Jan 04, and was not able to provide any information pertinent to this investigation.

bref

h7cl-About 1540, 9 Jan 04, SA interviewed Mr. an Israeli national who occupied one of the isolation cells. Mr. l detailed the levels of punishment he witnessed detainees receive for talking in their cells. The first level of punishment was being made to stand. The second level was being made to kneel. The third level was having your head doused in water. stated he observed Mr. The fourth level was being gagged. Mr. having difficulty breathing. Mr. was awakened during Mr. escape attempt and noticed he was having extreme difficulty breathing. Mr. stated masked men came and took Mr. out of the Detention Facility three days prior to his death. When Mr. eturned, Mr. noticed he was in much worse physical shape and described him as being hurt badly.

b7c4

About 1555, 9 Jan 04, SA interviewed Mr. (detainee, Rifles Base, Iraq) with Mr. erving as interpreter. Mr. was confined in the large confinement area adjacent Mr. isolation cell. Mr. related men in mask came and took b interrogation two or three times. Each time, Mr. eturned, he was having difficulty breathing. On the morning of 9 Jan 04, when Mr. was made to stand up, he had to be complained of being cold at night. On 8 Jan 04, Mr. lifted up by the guards. He also stated Mr. bserved Mr. being "hog tied" and then doused with water as punishment for noticed a lot of bruises on Mr. at that time. He further stated he had never seen any of the Detention Facility guards hit or hurt anyone.

brey

About 1705, 9 Jan 04, SA property interviewed Dr. (Dr.) (Dr.

1,702 10704

About 1709, 9 Jan 04, SA Interviewed SGT and PFC both assigned to Med Troop, Support Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who were the medics that responded to the Detention Facility. They related they were called to breathing difficulties. When they arrived at the Detention Facility, Mr. was lying on his back, covered by a blanket. SGT stated he checked Mr. or a pulse or any signs of life, which met with negative results. No life saving measures were conducted by SGT for PFC No blood was present at the scene, however they observed bruising on the abdominal area of Mr.

About 2030, 9 Jan 04, SA Commander, B Control Battalion, 5th Special Forces Group, Fort Campbell, KY (Rifles Base, Iraq). CPT

No.

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related ODA 525 interviewed Mr. 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 to 1800 at the ODA compound on FOB Rifles Base, SFC 1000 to 1800 167cf

Around 0923, 10 Jan 04, SA advised SFC advised SFC (Manager of Special Forces Group (1/5th SF GRP), Fort Campbell, KY (FCKY), of his legal rights which he waived and provided a verbal statement in which he stated he did not take part in the interrogation of Mr. (Manager of SFC) as a stated he was the team sergeant and did not take part in interrogations or operations as a norm. SFC (Manager of Stated he spoke with his team about the interrogation of Mr. (Manager of SFC) (Mana

67cg

Around 1050, 10 Jan 04, SA advised SFC B Co, 1/5th SF GRP, FCKY, of his legal rights which he waived and rendered a sworn statement in which he stated Mr. attacked SFC during the interrogation on 6 Jan 04. SFC stated prior to the attack Mr. was released from his flexi cuffs and was seated on a chair in the interrogation room. He stated he was unsure why Mr. suddenly changed his manner from relatively docile to aggressive. But he stated once the attack occurred it took SFC SSG B Co, 1/5th, SF GRP, FCKY, and himself to restrain him. SFC stated Mr. was struck in the mid section by all three of them several times in order to gain control over him. (See Statement for details)

674

=b2cl= and SA About 1052, 10 Jan 04, SA L interviewed Mr. detainee as the interpreter. Mr. number utilizing Mr. stated he was arrested related he was treated well during the arrest, but Mr. with Mr. was kicked in the chest two or three times by one of the soldiers. Mr. stated it was a caucasian soldier about 5'6" tall. Mr. was interrogated one time by men wearing masks. The nen did not strike or hurt Mr. Mr. stated he was in the proximity of Mr. holding cell on 6 Jan 04. At that time, Mr. told Mr. the men in black masks had tortured him. On 8 Jan 04, Mr. saw Mr. in the FOB Rifles Base Detention Facility. Mr. had removed his shirt as he was doused with water for noticed large bruises on Mr. s abdomen. Mr. talking. Mr. after they were arrested. He further stated no one had struck see anyone strike Mr. him while he was in U.S. custody. Mr. stated he did not think Mr.

1674

About 1125, 10 Jan 04, SA interviewed Mr. and SA detainee utilizing Mr. as interpreter. Mr. elated he was detained with No number At the time they were detained, one U.S. soldier kicked Mr. thought the soldier only kicked Mr. one time. Mr. interrogated one time by men in masks while in U.S. custody. He stated one of the men kicked him while he was walking behind him, but not very hard. The kick did not leave a bruise. On 8 Jan 04, Mr. saw Mr. with without his shi him with water for talking. Mr. without his shirt on. Mr. had taken his shirt off after guards doused oticed large bruises on Mr. upper body.

since being detained, and he had only seen him drink water.

1614

674

Around 1354, 10 Jan 04, SA advised SSG f his legal rights which he waived and rendered a sworn statement in which he stated he struck and kicked Mr. in the mid section in an attempt to restrain him after he (Mr.) attacked SFC during an interrogation, which occurred on 6 Jan 04. SSG stated during the struggle to restrain Mr. e (Mr. A made several attempts at SSG stated there was one other incident were force weapon, which was in his shoulder holster. SSG was required to get Mr. into a Non Tactical Vehicle (NTV) but stated it was not as selver as the force required to restrain him during the interrogation. (See Statement for details) 574

About 1436, 10 Jan 04, SA advised SFC of his rights, which he waived. SFC rendered a sworn statement wherein he stated he participated in the interrogation of Mr. on 6 Jan 04. During the interrogation, Mr. jumped out of his chair and grabbed SFC by the front of his shirt. SFC stated he kneed Mr. in the ribs repeatedly in an attempt to take his breath away. SFC Iso punched Mr in the ribs several times. SFC further related SSG nd SFC assisted with subduing Mr. SFC estimated it took one to

two minutes to subdue Mr. A (See Sworn Statement for details)

574 About 1449, 10 Jan 04, SA dvised SGT ADA Battery (BTRY), 1st Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq of his rights. SGT waived his rights and rendered a sworn statement. SGT denied he hit or kicked Mr. vhen they apprehended him on 4 Jan 04. SGT further stated Mr. was guar ed by SPC ADA BTRY 1st Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, while he searched the vehicle which Mr. was traveling in at the time of his arrest. SGT refused to stop talking when directed on numerous occasions however, he never witnessed anyone hit or kick Mr. (See Sworn Statement for details) 57-1

About 1527, 10 Jan 04, SA advised SPC of his rights. SPC waived his rights and rendered a sworn statement wherein he admitted to kicking Mr. about two or three times in the chest. SPQ stated he was assigned to watch the detainees while their vehicle was being searched. While he was guarding them Mr. continued to talk and attempted to get up several times before he resorted to force (kicking) to keep him on the ground, SPC further stated his intent was to keep Mr. from getting up and talking not to inflict bodily harm. SPC 1 admitted Mr. was restrained with flexi cuffs at the time he kicked him (See Sworn Statement for details)

5741 About 1635, 10 Jan 04, SA interviewed SSG ADA BTRY, 1st Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, Al Asad, Iraq, who stated he searched the vehicle which Mr. was traveling in when he was apprehended. While he was conducted his search SPC was guarding the detainees. SSG stated he did not witness any abuse of the detainees. SSG further stated Mr. seemed to be in fair health and was able to walk and breathe without any visible difficulties. SSG the detainees were delivered to the EPW detention site in the same condition as when they were initially detained.

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SUBJECT: Initial Update of Category I Monitorship ROI 0009-04-CID679-83846

mol

Around 1642, 10 Jan 04, SA interviewed Mr. (Titan Corporation Contractor, Interpreter). Mr. tated he was the interpreter during the interrogation of Mr. which lasted approximately one to one and a half hours on 6 Jan 04. He stated during the interrogation Mr. attacked SFC which required SFC and SSG o restrain Mr. stated there was punching and kicking from both sides. Mr. . Mr. . believed SFC and SSG used the appropriate level of force to subdue stated during the transfer of Mr. I Mr. L into the NTV Mr. resisted and was forced into the vehicle by SSG ind someone else who he could not recall. Again Mr. tated there was not an excess of force used to get Mr. into the NTV.

About 1650, 10 Jan 04, SA interviewed SFC BTRY, 1st Squadron, 3rd Armored Cavalry Regiment, FOB Rifles Base, At Asad, Iraq, who corroborated the statements of SSG and SGT

B Co, 1/5th SF Around 1720, 10 Jan 04, SA interviewed SSG GRP, FCKY, who stated he was part of the Positive Identification (PID) mission in which Mr. had emplaced three 155 artillery brought ODA 525 to the site were he (Mr.) rounds along the side a roadway to attack coalition forces. While preparing for the mission he observed B Co, 1/5th SF GRP, FCKY, try for approximately and SSG in the back seat of an NTV. SSG Type minutes to get Mr. stated SSG was pulling Mr. from the driver's side back seat while SSG was pushing from the passenger's side of the NTV. SSG stated he observed SSG slapping at Mr. legs and arms in an attempt to get Mr. A into the NTV. SSG stated Mr. was cooperative with the exception of the incident with the NTV. SSG he had been with the team for approximately one year and had never seen or heard any member of the team mistreat a detainee.

> ODA 525, 5th rendered a identified a site

advised SFC About 1730, 10 Jan 04, SA Special Forces Group, Fort Campbell, KY 42223, which he waived. SFC sworn statement, wherein he stated he did not participate in the interrogation of Mr. d supervise a mission during which Mr. SFC) had emplaced an IED. At the outset of the mission, Mr. where he hesitated when told to get into the truck SFC was driving. SFC witnessed SSG slap and kick Mr. A until he got into the truck. Mr. did not appear to be injured while he was with SFC . (See Sworn Statement

for details)

Sound 1834, 10 Jan 04, SA advised SSG of his legal rights which he waived and stated around 1330, 6 Jan 04, he was tasked to conduct a PID endered a verbal statement. SSG from information gained from the interrogation of Mr. . He stated he was not involved in the interrogation but did have an incident in which he had to lay hands on Mr. SSG stated as SSG was attempting to get Mr. into the NTV, Mr. began to resist. SSG ated he got on the drivers side of the NTV in the back seat and pulled Mr. into the NTV while SSG ushed from the other side. SSG stated at one point during the struggle to get Mr. into the NTV SSG

SUBJECT: Initial Update of Category I Monitorship ROI 0009-04-CID679-83846

Mr. Wice in the abdomen in an attempt to get him into the NTV. SSG tated Mr. did not cause any other trouble during the mission.

CRIME SCENE EXAMINATION: About 1315, 11 Jan 04, SA and and SA conducted a crime scene examination of the ODA 525 detained interrogation area, located within the ODA Compound, Rifles Base, Iraq, MGRS 38S KC 62928 43339.

Characteristics of the Scene: The ODA interrogation room was located within a bunker on the compound. The bunker was comprised of one main room with two attached smaller rooms. The main room was utilized for interrogating detainees. There was ductwork from the ventilation system that ran along the ceiling of the room.

Condition of the Scene: The bunker was neat and well organized. The main room was furnished with one table and four plastic chairs. All of the furniture was standing upright. There were no signs of damage to any of the walls or furniture.

Factors pertinent to Entry/Exit: The main access point to the bunker was via a staircase that led from an open outside entryway. A metal blast door located at the bottom of the staircase provided access to the main room of the bunker. The secondary access point was an escape hatch that could be accessed from a latter that ran up from the center of the bunker.

Scene Documentation: SA exposed digital photographs of the bunker utilizing a Nikon Coolpix 995 Digital Card Camera. SA prepared a sketch of the bunker. (See CD 040009.679 and sketch for details)

Collection of Evidence: Nothing of evidentiary value was discovered during the crime scene examination.

About 1300, 11 Jan 04, SA

10th Military Police Battalion, Baghdad International Airport (BIAP), APO AE 09335, attended the autopsy of Mr. Conducted by CDR (Dr)

Medical Examiner, Office of the Armed Forces Medical Examiner, Rockville, MD 20850 while at Mortuary Affairs, Baghdad, Iraq. Mr. Charles had numerous blunt force injuries on his body. Most of Mr. Swere fractured and some had multiple fractures. Mr. Thyroid cartilage and Hyoid bone were both fractured. The manner of death was determined to be homicide and the cause of death was determined to be a combination of blunt force injuries and asphyxia. CDR Preliminary Autopsy Report ME 04-14 and CD Rom with the photographs taken of the injuries. (See Preliminary Autopsy Report and CD Rom for details)

Around 1025, 12 Jan 04, SA decree and dvised SFC and see of his legal rights which he waived and provided a verbal statement in which he maintained his original statement was true and correct.

CIRC-ABB SUBJECT: Initial Update o	f Category I Monitorship ROI 0009-0	4-CID679-83846
	bol	
Around 1248, 12 Jan 04, SA provided a verbal statement in	ran <u>in production and the second of the sec</u>	his legal rights which he waived and both the both his legal rights which he waived and both his legal rights which has been rights and his legal rights which has been rights and his legal rights which has been rights and his legal rights which has been rights and his legal rights which he waived and his legal rights which has been rights and his legal rights which has been rights and his legal rights which has been rights and his legal rights and his legal rights which has been rights and his legal rights and his legal rights which has been rights and his legal rights and his legal rights which has been rights and his legal rights and his legal rights and his legal rights and his legal rights which has been rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal rights and his legal right
Around 1348, 12 Jan 04, SA provided a verbal statement in		legal rights which he waived and / ement was true and correct.
Around 1435, 13 Jan 04, SA	interviewed Mr.	
1020, 7 or 8 Jan 04. Mr. him as the interpreter and took	Titan Corporation Category 2 interplace with Mr. was during an tated the interrogation was conducted at the detention facility on Rifle on lasted approximately forty-five minus.	interrogation which occurred around fucted by SFC with with es Base, Al Asad, Iraq. Mr. 5765
the interrogation was Mr. left leg shaking while limping when he was escorted	beaten or struck. He stated during he was being interrogated. He also shack to his isolation cell. Mr. 2003, and had never witnessed them	tated Mr. seemed to be stated he had been with ODA 525
stated it was possible but unlik as labored breathing. Dr	ordinated with Dr to hide the extent of his injuries for tell, he stated there should have been stated several of the rib fracture ted Mr. diled most likely of a	some outward signs of injury, such is had little bleeding, similar to that
as being gagged and forced to	stand.	bez
Around 1330, 14 Jan 04, SA the SOP governing the respons facility. (See SOP for details)	coordinated with SGT ibilities and Do's and Don'ts of the gr	who provided a copy of
Around 1545, 14 Jan 04, SA existed to believe SPC	coordinated with CPT assaulted Mr. during Mr.	who stated probable cause capture.

SJA, 1/5th SF Group, Ft Around 1230, 1 Feb 04, SA coordinated with MAJ Campbell, KY, (BIAP, Iraq) who stated he would provide an opine upon the review of the final autopsy provided a copy of the Commanders Inquiry conducted by CPT report. MAJ Adjutant, 1/5th SF Group, Ft Campbell, KY, (BIAP, Iraq). (See Report for details)

rified the height of the door frame from which Mr. Around 1600, 18 Feb 04, SA was hung from to be six feet 9 inches.

coordinated with MAJ who stated he was going to Around 1050, 5 May 04, SA for a more specific account of the injuries of Mr. since the final speak with Dr. autopsy report was unavailable. MAJ stated he would back brief this agent after he spoke with Dr.,

received an email from MAJ Around 0900, 12 May 04, SA which provided a general back ground as to his conversation with Dr. had completed his final report and it just needed a final review from his supervisor before it was released. (See email dated 12 May 2004, 0209, for details)



87th MILITARY POLICE DETACHMENT (CID)(Airborne) U. S. ARMY CRIMINAL INVESTIGATION COMMAND 8-1221 RANDOLPH STREET FORT BRAGG, NORTH CAROLINA 28310-5000

CIRC-ABB

23 Jun 04

MEMORANDUM THRU

Commander, 10th Military Police Battalion, 8-1221 Randolph Street, Fort Bragg, NC 28304.

Commander, 3d Military Police Group (MP Grp), USACIDC, 4699 N 1st Street Forest Park, GA 30297-5119

FOR Commander, USACIDC, (CISP-PE-AC) 6010 6th Street, Fort Belvoir, VA 22060-5506

SUBJECT: 5th Update of Category I Monitorship ROI 0009-04-CID679-83846

- 1. References:
 - a. CIDR 195-1, CID Operations, Paragraph 4-6.
- 2. In accordance with above cited references, the following initial update is provided.
 - a. Subjects identified to date:

SFC; M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

; SPC; M; WHITE; ADA BATTERY, 1/3 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

SFC; A, ÇA; M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT, CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

- b. Investigative activity conducted during this reporting period, 23 Jun 04 to 28 Jun 04:
 - 1. No change

SUBJECT: 4TH Update of Category I Monitorship ROI 0009-04-CID679-83846

1. Pending polygraph of SPC
2. Pending interview of CPT
3. Pending completion of RFA to interview SSG

d. Problem areas:

1. Prosecution of this investigation, Need independent prosecutor. (discussed with CW5)

2

025527



87th MILITARY POLICE DETACHMENT (CID)(Airborne) U. S. ARMY CRIMINAL INVESTIGATION COMMAND 8-1221 RANDOLPH STREET FORT BRAGG, NORTH CAROLINA 28310-5000

CIRC-ABB 6 Jul 2004

MEMORANDUM THRU

Commander, 10th Military Police Battalion, 8-1221 Randolph Street, Fort Bragg, NC 28310.

Commander, 3d Military Police Group (MP Grp), USACIDC, 4699 N 1st Street Forest Park, GA 30297-5119

FOR Commander, USACIDC, (CISP-PE-AC) 6010 6th Street, Fort Belvoir, VA 22060-5506

SUBJECT: 6th Update of Category I Monitorship ROI 0009-04-CID679-83846

- 1. References:
 - a. CIDR 195-1, CID Operations, Paragraph 4-6.
- 2. In accordance with above cited references, the following initial update is provided.
 - a. Subjects identified to date:

; SFC; SFC; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

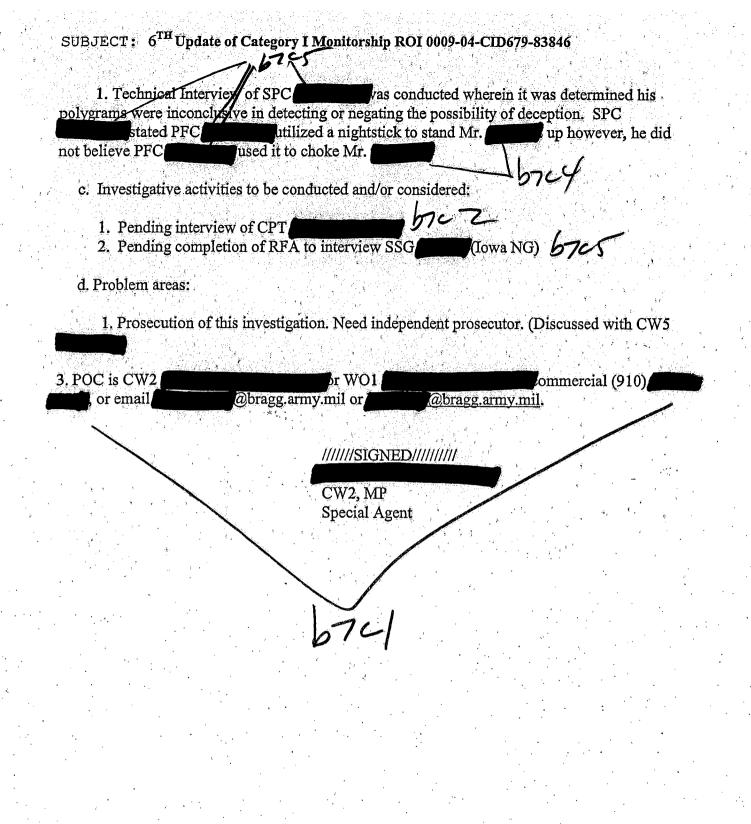
WHITE; ADA BATTERY, 1/3 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

WHITE; ODA 525, B COMPANY, 1st BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

b. Investigative activity conducted during this reporting period, 29 Jun 04 to 6 Jul 04;

025528



2

025529



DEPARTMENT OF THE ARMY 87th MILITARY POLICE DETACHMENT (CID)(Airborne) U. S. ARMY CRIMINAL INVESTIGATION COMMAND 8-1221 RANDOLPH STREET FORT BRAGG, NORTH CAROLINA 28310-5000

CIRC-ABB 12 Jul 2004

MEMORANDUM THRU

Commander, 10th Military Police Battalion, 8-1221 Randolph Street, Fort Bragg, NC 28310.

Commander, 3d Military Police Group (MP Grp), USACIDC, 4699 N 1st Street Forest Park, GA 30297-5119

FOR Commander, USACIDC, (CISP-PE-AC) 6010 6th Street, Fort Belvoir, VA 22060-5506

SUBJECT: 7th Update of Category I Monitorship ROI 0009-04-CID679-83846

- 1. References:
 - a. CIDR 195-1, CID Operations, Paragraph 4-6.
- 2. In accordance with above cited references, the following initial update is provided.
 - a. Subjects identified to date:

M; \\WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

, SPC; , M; WHITE; ADA BATTERY, 1/3 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

; SSG; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

b. Investigative activity conducted during this reporting period, 7 Jul 04 to 12 Jul 04:

025530

SUBJECT: 7TH Update of Category I Monitorship ROI 0009-04-CID679-83846 1. Coordination with Rock Island Resident Agency who stated the interview of SSG was completed and hardcopy was forwarded to this office. Further SSG corroborated statement that SPC stood behind Mr. and used the nightstick, under his chin, to leverage to his feet. c. Investigative activities to be conducted and/or considered: 1. Pending interview of CPT A), to determine if he treated injuries prior o the date of his death. 2. SPC has declined to undergo a technical interview. 3. Coordination with SJA to change the offenses from murder to aggravated assault Further coordinate with SJA for probable cause to list for appropriate offense (neg homicide vs. involuntary manslaughter) as it is apparent his actions with the night stick were the most direct cause of d. Problem areas: 1. We have to brief and coordinate with several prosecutors, as there are multiple subjects. They need coordinated efforts. 3. POC is CW2 commercial (910) or email @bragg.army.mil or @bragg.armv.mil //////SIGNED///////// CW2, MP Special Agent



DEFAKIMENT OF THE ARMY US ARMY CRIMINAL INVESTIGATION COMMAND FORT MCCOY CID OFFICE 1753 SOUTH 11TH STREET FORT MCCOY, WISCONSIN 54656

CIRC-CRI

6 Jul 04

MEMORANDUM FOR Special Agent in Charge, 87th Military Police Detachment (CID) (Airborne), USACIDC, 8-1221 Randolph Street, Fort Bragg, NC 28130-5000

SUBJECT: Second Information Report (0066-04-CID065)

- 1. Reference your Request for Assistance (RFA) 0009-04-CID679-83486, received by this office on 15 Jun 04.
- 2. All anticipated investigative activity has been completed by this office and is annotated in the below listed attachments.
- 3. The following man-hours were expended:
 - a. Administrative Hours:

2

b. Investigative Hours:

2.5

c. Travel Hours:

10

- 4. .0015 Contingency Funds expended: None.
- 5. Privacy Act disclosures: None.

6. POC this office is the undersigned at DSN: 280-COM: (608) or E-

@emh2.mccoy.army.mil. MAIL:

5 Encls

1-AIR of SA 30 Jun 04

CW2, MP

1-DA Form 3881 of SSG

Special Agent in Charge

29 Jun 04

1-Handwritten DA Form 2823 of

29 Jun 04-

1-Typed DA Form 2823 of SSG

29 Jun 04

1- CID Form 44 of SSG

For Official Use Only - Law Enforcement Sensitive

025532

ACLU-RDI 2285 p.375

From: Sent: To: Subject: SA CID @@us.army.mil] ruesday. July 20, 2004 11:56 AM @bragg.army.mil

TOV

I am flying into C/Springs on Monday, 26 Jul arriving 1030: I will probably get to the CID office around noon or so and then we can sit down and talk about this case. I am staying at the Tel (719). Their Govt rate is \$79.00 and they have continental breakfast, etc. If you want to stay there fine, if not, see you at the office.

I sent the request in on the probably get to monday, now awaiting approval and will keep you posted.

all 67cl

025533

- 512	
From: @us.army.mil Sent: Tuesday, July 20, 2004 2:39 AM To: Subject: Re: RE: RFI	
SA 674	
Thanks for the reply. My siprnet address is:	(there is
RE 525-bottom line, based on my conversation with Dr. witness interviews and various pictures i've looked in the remainder.	and review of the various reports and
course always willing to consider it—so keep me appraised o me know when the VTC or teleconference will be.	If there is new information, I'm of fhow the interviews go at Carson, and let
Let me know if you have any questions, and I'll try to locate	the memo SGT mentioned. V/r
MAJ, JA Group Judge Advocate	5700
This message is from the 5th Special Forces Group Judge Acaddressee. The information contained in this message is contained in this message is contained in the intended only for the use of the addressee. Unauthoriz distributing, or using such information is strictly prohibited addressee, please promptly delete this message and notify the mail or call my office at (270)	idential, may be attorney-client privileged, ed forwarding, printing, copying, and may be unlawful. If you are not the
Original Message bill	
From: '@us.army.mil>	
Date: Monday, July 19, 2004 10:40 pm	
Subject: RE: RFI	
>MAJ 67c Z	
>	
7/20/2004	025534

From: CW3 @us.army.mil]

Sent: Tuesday, July 13, 2004 1:50 PM
To: @bragg.army.mil*

Subject: FW: POLYGRAPH EXAMINATION OF 04-679-83486

----Original Message----

From: Office Mailbox - MAILCICP: Decision of the Obelvoir.army.mij]

Sent: Tuesday, July 13, 2004 7:46 AM

To: E-mail)

Subject: POLYGRAPH EXAMINATION OF

Further analysis of the above described polygraph examination has been accomplished and the examination now meets the standards of this Command. The peport and allied documentation are within the standards of this Command and may be released for enclosure in the Report of Investigation as appropriate.

FOR THE DIRECTOR!

POLY DIV, CRC,

all 67c/

From: Sent: To: Subject: CW3 Qus.army.mil Qus.army.mil Qus.army.mil Qus.army.mil Cat 1 case
b2d
This is not an info report just an informal email letting you know what I did so you can update your file.
About 0955, 16 Jun 04, SA Agency, FLW, MO, advised of his rights, which he waived, and continued to deny seeing or anyone choke
About 1445, 16 Jun 04, SA advised of his rights, which he waived, and continued to deny choking at any time.
FOR YOUR NOTES was No Opinion after Series I. During post-test interview he continued to deny seeing the or anyone choke the became irate and upset, and ultimately terminated the interview when he declined to answer any further questions.
declined testing, but accepted the opportunity to answer questions. continued to deny involvement. He related he was going to seek legal counsel.
I spoke with the yesterday and he will scramble someone to Carson this coming week to test
Once I receive my QC message from CRC I will email you the reports. i am putting the original rights waiver forms along with polygraph requests and authorization messages for and
SA MBA Special AgentyPolygraph Examiner
674

From: CCOY CID @emh2.mccoy.army.mil] Friday, June 18,2004 12:57 PM Sent: Dbragg.army.mil To: Subject: RFA for 0009-04-CID679-83486 o interview of SSG Our Case number is 0066-04-CID065. Do you need major or are we going to determine that by his Statement? Let me know. I am going to try to today and attempt to interview him on Monday or Tuesday at the latest. I received your RFA for the interview of SSG case print on SSG get a hold of SSG V/R Special Agent Fort McCoy CID Office (608)DSN:280-Fax: XXX

7/18/2004

uo 149

From: CW5

Sent: Wednesday, June 16, 2004 8:54 AM

To: SA); SA SA); CW2

Subject: Iraq case 0009

All, this was the memo of the review I conducted on the LTC case. However, I have pages of notes in a document on a disc which I haven't been able to find. I'm still searching.

I need to update this memo, in a similar way like we do a status report. So I need to know what you have done over the last two weeks, specifically interviews conducted, coordination with AFIP and pathologist. Have to cover the issue of having to deal with 2 SJAs (SF and 3ID). I know has to do a SIPPER message on Wed.

all 67c/

JSA

From: CW5

Sent: Wednesday, June 16, 2004 8:55 AM

To: A SA) SA) SA) SA) CW2

Subject: Iraq case review 0009

These are part of the notes from my review of the LTC death case. The balance are on a disc which I can't find just now. Regardless, I've got some issues and questions you will need to resolve and include in your IP. We need to discuss this more.

au 67c/

025539

6/16/2004

CW3 @us.army.mil] From: (PKI) 67c/ Tuesday, June 15, 2004 10:25 AM Sent: To: **CW3** E-mail) Subject: FW: POLYGRAPH AUTHORIZATION FOR ----Original Message-@belvoir.army.mil] From: Office Mailbox Sent: Tuesday, June 15, 2004 3:59 AM (E-mail) Subject: POLYGRAPH AUTHORIZATION FOR 6708 UNCLAS SUBJECT: POLYGRAPH AUTHORIZATION 04-1067 REF YOUR MSG 14 JUN 04, SUBJ AS ABOVE, THE EXAM OF S AUTHORIZED, THIS DATE 14 JUN 04. NO RECORD OF PRIOR CRIMINALITY CONTAINED ON FILE AT CRC. //SIGNED// DIRECTOR, CRC

025540

6/19/2004

@D82.army.smil.mil> From 87th-CID < 0009-04-CD679-83846 Sent Saturday, January 10, 2004 10:51 am Qus.almy.smil.mil" @us.army.smil.mil> Subject RE: RE: **Attachments** 291K 580K I could not locate the FM. 0009-04-CID679-83486 Ref MI Reg, AR 190-8, para 2-1a(1)(d) states, "The use of physical or mental torture or any coercion to compel prisoners to provide information is prohibited." It further states, "prisoner may not be threatened, insulted, or exposed to unpleasant or disparate treatment of any kind because of their refusal to answer questions." Also, FM 34-52 (Interview of Interrogations) specifically prohibits use of force during interrogations. Ref to the MG Death case - Ask those MI guys who authorized them to do those "Stress Technique"... Reg MP Reg, AR 190-47 (Army Gorrections), para 12-10e, prohibits the use of irons, restraining straps and jackets shackles, hand irons, or legs irons as punishments and prohibits fastening prisoners to stationary objects. Securing a prisoner to a fixed object is also prohibited under AR 190-47. para 9-7e, except in emergencies. AR 190-8, para 6-11a(4) prohibits, inhumane, brutal or dangerous" disciplinary punishment and specifies the "age, sex and health of the civilian internee will be considered." ----Original Message---From: @us.army.smil.mil [Sent: Saturday, January 10, 2004 9:41 To: 87th-CID Subject: Re: RE: Got it. I thought you were going to send the MI regs. We really need them. Please copy CPT on the email when you send them. Tell the remains are going to BIAP today. They should arrive about 1400. ---- Original Message ---From: 87th-CID Date: Friday, January 9, 2004 7.52 pm Subject: RE: > LET know that I SENT his 3rd statUS repoRt. Attached Is a > CoPy. 025541 1/12/2004 00 - 153ACLU-RDI 2285 p.384

87th MILITARY POLICE DETACHMENT (CID)(Airborne) U. S. ARMY CRIMINAL INVESTIGATION COMMAND 8-1221 RANDOLPH STREET FORT BRAGG, NORTH CAROLINA 28310-5000



REPLY TO ATTENTION OF

309-782-84/9

MEMORANDUM FOR Special Agent in Charge, Rock Island Resident Agency, 3rd Military Police Group (CID), Rock Island, IL.

SUBJECT: Request for Assistance (0009-04-CID679-83486)

- 1. This investigation was initiated upon notification from the 94th Military Police Co, FOB Rifles Base, Al Asad, Iraq, of a detained death at the Forward Operating Base (FOB) Rifles Base Detention Facility.
- 2. Preliminary investigation revealed MR. was detained on 4 JAN 04, and brought to the Rifles Base detention facility, Al Asad, Iraq. On 6 Jan 04, Mr. was interrogated by members of Special Forces unit ODA 525, and again on 8 Jan 04. Around attempted to escape the detention 0215, 9 Jan 04, Mr. facility but was apprehended before exiting the facility by SPC AVIM Troop, Support Squadron, 3rd Armored Cavalry Regiment, Fort Carson, CO. Around 0715, 9 Jan 04, during the time of the died. On shift with SPC escape attempt was SSG 2133 Transportation Co, Iowa Army National Guard, IO, SPC , S and T Troop, Support Squadron, 3rd Armored Cavalry Regiment, Fort Carson, CO, SPC AVIM Troop, Support Sqd, 3 ACR, Fort Carson, CO, and S and T Troop, Support Squadron, 3rd Armored Cavalry Regiment, Fort Carson, CO.

On 8 Jun 04, SPC was interviewed and provided a sworn statement in which he stated PFC choked Mr. with a police style baton for approximately ten to fifteen seconds and then said to Mr. "What the fuck were you thinking" and slapped him across the face.

On 8 Jun 04, PFC was interviewed and denied he choked or slapped Mr. On 9 Jun 04, SPC and and SPC were interviewed and denied any knowledge of PFC choking or slapping Mr.

2. According to the autopsy report Mr. died of blunt force trauma and asphyxia. The apphyxia was contributed to a broken hyoid bone, which was determined to have been broken close to death.

3. Request your office locate SSG advise him of his legal rights (negligent homicide) and determine if he has knowledge of this incident or any other pertaining to Mr. The to include if he witnessed any injuries on Mr. The prior to his death.

4. Provide this office with any man-hours and .0015 funds expended.

5. The POC for this action is SA DSN 236or CID Mail at, bragg army mil Fax Com.

(910)
W01, MP

Special Agent

Enclosures:

1 - Statement of SPC

2 - Initial Report

From: Sent:

Tuesday, May 25, 2004 1:11 AM

To: Subject:

name checks

6701

I need the following name checks for an Iraqi case.

ROI 0009-04-CID679-83846

76705

Thanks

025544

4.5

From: SA Tuesday; May 25, 2004 1:07 AM Tuesday; May 25, 2004 1:07 AM MAd (5SFG) mailed report

Contacts: , MAJ (5SFG)

I was just checking to see if you received the report. I have the final autopsy report now, our command will review it for any leads missed or other investigative activity needed. If you have any questions just give me a call.

5A 674

The connex arrived today with the case file in it. Send me your mailing address and I will get a copy out to you ASAP.

674

Sir,

025546

1

CW2 From: 0009-04-CID679-83846 Monday, May 17, 2004 4:28 PM Sent: To: FW: US troops tortured Iraqi prisoner to death: report (1324 EDT) (U) Subject: High Importance: --Original Message-CW5 Saturday, May 15, 2004 8:43 PM To: Subject: RE: US troops tortured Iraqi prisoner to death: report (1324 EDT) (U) Importance: High give me what ever he has on this and I'll review just got this, I'll have I think this case file is in the conex, due to arrive on 20th or so. -O<u>riginal Mess</u>age-From: To: Sent: 5/15/2004 10:05 AM Subject: FW: US troops tortured Iraqi parsoner to death: report (1324 EDT) (U) If the case is final prease have someone send up a copy to us here. Otherwise, please werify that it is timely and thorough and that the action commander has a copy of whatever he needs to begin taking action... CID [mailto: Sent: Friday, May 14, 2004 9:55 PM To: Subject: RE: US troops tortured Iraqi prisoner to death: report (1324 EDT) (U)

Case is with 87th (BRAGG),

To: Cc: CW5

Sent: 5/14/04 12:22 PM

Subject: RE: US troops tortured Iraqi prisoner to death: report (1324 EDT)

Yes, this is case 0009-04-CID679. Case is still open; however, we

025547

currently have three enlisted Special Forces Soldiers titled for Voluntary Manslaughter and one ADA Soldier titled for Assault in the case. Autopsy was conducted on 11 Jan 04 by AFIP, who advised cause of death was blunt force trauma and asphyxia, with manner of death listed a call (I've worked with him as homicide. I'll give before).

- may want to review the referenced case verify it is moving along in a timely manner and that the action commanders know that they need not wait for the final. If there are photos in Germany, you may want to sent 202d an RFA to see if they can get a copy.

----Original Message

From:

Friday, May 14, 2004 5:33 PM Sent:

To:

COL CIDC G3. . Mr.;

Subject: FW: US troops tortured Iraqi prisoner to death: report (1324

EDT) (U)

Importance: High

would like a call back this evening whether the below allegation fits one of our cases; if not, then treat information as deemed perationally necessary. I think we'll be getting lots more of this kind of stuff from Ms office. Info and me on response.

Thanks

----Original Message--

COL PMG

Sent: Friday, May 14, 2004 5:22 PM @us.armv.mil

Subject: FW: US troops tortured Iraqi prisoner to death: report (1324

EDT). (U)

Importance: High

r OSD-USDI From:

Sent: (refriday, May 14, 2004 5:21:41 PM COL PMG To:

Subject FW: US troops tortured Iraqi prisoner to death: report

(1324 EDT) (U)

Importance: High Auto forwarded by a Rule

UNCLASSIFIED

Well, hope this is you. Would appreciate anything you can let me know as to whether this was in the package you left with us.

Thanks.

----Original Message---

2 all this 6 Pc/ 025548

Page(s)

16/-163

English Translation:

Withheld due to:

Foreign Language

___ Photos depicting Americans

Photos depicting foreign nationals

X Civilian Agency Records

Audio/Video depicting foreign nationals and Americans

Page(s)

164-170

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)

171-172

Referred to:

Inspector General

Department of Defense
Freedom of Information Act &
Privacy Act Office
400 Army Navy Drive

Room 223

Arlington, Virginia 22202-4704

Phone: (703)604-9775

E-mail: FOIA@dodig.osd.mil

SAC Fort Carson/48th MP Det(CID)

From:

MAJ Fort Carson/3ACR

Sent:

Wednesday, August 18, 2004 2:55 PM

To:

SAC Fort Carson/48th MP Det(CID)

Subject: RE: Report on

hvestigation

I'd like to see him sometime Friday, if he's available. The commander is not available, so I'd like to get an update from him on the second behalf.

Anytime Friday is good except for the lunch hour.

Thanks

Brave Rifles!

MAJ Rifles W:

----Original Message-

From: SAC Fort Garson/48th MP Det(CID)

Sent: Wednesday, August 18, 2004 11:13 AM To: AAJ Fort Carson/3ACR

Subject: RE: Report on

Subject: Kr. Keport on

Just a heads up. Special Agent property from the Fort Bragg CID office is currently here conducting additional investigative activity for the investigation dealing with the death of the Iraqi LTC. He should be here a couple of days if you would like to meet with him and possibly get copies of any necessary reports. I know he is briefing the low level company commander's of the soldiers involved in the case. Just let me know and I will get with the low level and have him call you.

CW3, MP Special Agent in Charge 719-

----Original Message-

From: MAJ Fort Carson/3ACR

Sent: Friday, August 13, 2004 1:46 PM

To: SAC Fort: Carson/48th MP Det(CID)

Subject: RE: Report on Investigation

Thanks, I think it's classified....so you know.

all 674

8/19/2004

025552

From: CPT Fort Carson/Spt 3ACR @CARSON.ARMY.MIL]
Sent: Tuesday, June 29, 2004 2:53 PM
To: @bragg.army.mil!

SA

I'm the new commander of S&T Troop, 3d ACR. I'm trying to get an update of SPC and PFC case. It's regarding EPW treatment at Al Asad, Iraq. If you could reply to this email or call me on my cell thanks, CPT

CPT, TC
S&T CDR

7/18/2004

025553

From:	CPT/Fort Carson/OSJA	②us.army.mil]	
· 人名英格兰 医克里氏 医克里氏 医克里氏 医克里氏 医克里氏 医克里氏 医克里氏 医克里氏	iy, August 24, 2004 2:41 PM		
To: Subject: RE:	sA' detainee death case	167cz	
am ready	to move forward on this. I will look it	over.	•
Original	<u> </u>		
From:	SA [mailto @us.a ay, August 24, 2004 12:23 PM	rmy.mil] >674	
To Subject:	CPT Fort Carson/OSJA— detainee death case	762	
Sir here is a	draft copy of my AIR containing all in	vestigative activity to date.	
case for clos	Fort Eustis to interview SPC properties and final review from my command for asset if you find anything else just leading the command of the	irst part of next week. I am	also preparing this r interviews. During

8/25/2004

Page(s)

176-251

Referred to:

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

Master Sergeant Pamela Andrews andrewsp@centcom.smil.mil (813) 827-5341/2830



DEPARTMENT OF THE ARMY 87th MILITARY POLICE DETACHMENT (CID)(Airborne) U. S. ARMY CRIMINAL INVESTIGATION COMMAND 8-1221 RANDOLPH STREET FORT BRAGG, NORTH CAROLINA 28310-5000

CIRC-ABB

27 May 04

MEMORANDUM THRU

Commander, 10th Military Police Battalion, 8-1221 Randolph Street, Fort Bragg, NC 28304.

Commander, 3d Military Police Group (MP Grp), USACIDC, 4699 N 1st Street Forest Park, GA 30297-5119

FOR Commander, USACIDC, (CISP-PE-AC) 6010 6th Street, Fort Belyoir, VA 22060-5506

SUBJECT: Initial Update of Category I Monitorship ROI 0009-04-CID679-83846

- 1. References:
 - a. CIDR 195-1, CID Operations, Paragraph 4-6.
- 2. In accordance with above cited references, the following initial update is provided.
 - a. Subjects identified to date:

, SFC; M; WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

ADA BATTERY, 1/3 ARMORED CAVALRY REGIMENT, FORT CARSON, CO (FOB RIFLES BASE, IRAQ); CT. [ASSAULT]

WHITE; ODA 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

; SSG; 525, B COMPANY, 1ST BATTALION, 5TH SPECIAL FORCES GROUP, FORT CAMPBELL, KY (FOB RIFLES BASE, IRAQ; SP. [MURDER]

b. Investigative activity conducted during this reporting period, 9 Jan 04 to 26 May 04:

BASIS FOR INVESTIGATION: About 1010, 9 Jan 04, the 94th Military Police Co, FOB Rifles Base, Al Asad, Iraq, notified this office of a detained death at the FOB Rifles Base Detention Facility.

025556

From:

MAJ (5SFG Dsoc.mil)

Sent:

Tuesday, May 25, 2004 1:28 AM

To:

Subject: RE: mailed report

SA process on receiving the report, but thanks for mailing it (I'm just glad the report made it and is not... water logged). Did you fed ex it or regular mail? I know we discussed previously the possibility of asking the 3rd ACR soldiers involved to take a poly--please let me know if you believe that request will be made. Thx-

MAJ, JA

Group Judge Advocate

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----Or<u>iginal Message----</u>-

From SA [mailto: Dus.army.mil]

Sent: Monday, May 24, 2004 4:07 PM

To: MAJ (5SFG)

Subject: mailed report

I was just checking to see if you received the report. I have the final autopsy report now, our command will review it for any leads missed or other investigative activity needed. If you have any questions just give me a call.

SA

all 5701

025557

5/25/2004

uu 253

From: Sent: D82.army.smil.mil) D82.army.smil.mil) D82.army.smil.mil

To: Subject:

RE: detainee death (UNCLASSIFIED)

I sent the email from the MAJ on to the man. Tell these guys they have no choice about the print and ask them to come over again. If they blow us off again, tell their COC, who I am sure will be more than happy to help us out.

That was sarcasm.

If the COC does not help we will take it higher and let them fight it out. This whole thing is horse shit. CID has been "titling" people for years with less credible info and now all of a sudden everyone is wrapped up with getting an SJA opine to title. Maybe this will help CID change its titling process and keep the Subject info within CID channels until the end of the investigation. If the subject did not do it (unfounded) then it stays within CID and never makes it to CRC/NCIC.

----Original Message---

From: SACR.HQ.C5.ARMY.SMIL.MIL]

Sent: Thursday, February 12, 2004 11:54 AM

To: (E-mail)

Subject: FW: detainee death (UNCLASSIFIED)

Importance: High

Something else on this. These guys were supposed to come over for prints and photos yesterday and blew us off. How hardass do you want us to play this? Someone in CID needs to tell these guys how it is. Let us know.

87TH MP DET (ABN) (CID) FOB RIFLES BASE AL ASAD, IRAQ

----Original Message----

From:

[mailto soccent.centcom.smil.mil]

Sent: Thursday, February 12, 2004 3:01 AM

To:

Cc: DEPUTY CHIEF OF STAFF

Subject: RE: detainee death (UNCLASSIFIED)

Importance: High

Classification: UNCLASSIFIED

Caveats: FOUO

Special Agent 87th MP Det.(A)(CID) all 57cl

025558

0009-04-CDx79-83814

From:

Wednesday, February 11, 2004 4.5 ⊩ κw

Sent: To:

Cc: Subject: T3ACR-CID Chief of Staff

CID Point-of-Contact (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: FOUO

Special Agent

b70/

soccent.centcom.smil.mil

Would you please help me with an issue by referring me to the right person in CID channels? I'm trying to contact an SAC or other agent who is designated as the CID liaison for If nobody has been appointed yet, who should I talk to about appointing one?

The Commander told me that he has left several messages with \$6-6,57c-6 "CID" but nobody ever called him back. He's very frustrated. He wants to deconflict intelligence operations with criminal investigations, and to generally coordinate CID investigations that may affect his command. He asked me to track down someone in CID who is our primary CID point-of-contact for operations across Iraq (not a full-time person, just someone to call when necessary). I'd appreciate any help that you can provide -- even if it's just forwarding this request up your chain-of-command. Thanks.

v/r,

MAJ Staff Judge Advocate

Combined Joint Special Operations Task Force - Arabian Peninsula

DSN (318)

Classification: UNCLASSIFIED

Caveats: FOUO

76762

270 0009-04-CID679-83 soccent.centcom.smil.mil] From: Sent: Thursday, February 12, 2004 3:01 AM T3ACR-CID To: Chief of Staff; DEPUTY CHIEF OF STAFF Cc: RE: detainee death (UNCLASSIFIED) Subject: Importance: High Classification: UNCLASSIFIED Caveats: FOUO bocl Special Agent 87th MP Det.(A) (CID) 5701 6.5 1) Name, Rank & position of the agent who made the titling decision. (2) Name, Rank & phone number of his/her commander. (3) Did you receive a formal opine from the 3d ACR RJA, 3d MP Group GJA, or other JAG? If so, please provide me his/her name and phone number. Thank you, MAJ 67c Staff Judge Advocate Combined Joint Arabian Peninsula DSN (318) -Original Message-[mailto: ACR.HQ.C5.ARMY.SMIL.MIL] Sent: Wednesday, February 11, 2004 11:36 AM Qus.army.smil.mil Subject: detainee death 025560 UU 256

From: soccent.centcom.smil.mill Sent: wednesday, February 11, 2004 4:37 PM T3ACR-CID To: RE: detainee death (UNCLASSIFIED) Subject: on: UNCLASSIFIED Classificat: Caveats: FO00 Thanks for the update regarding the death. I agree that the final autopsy will be critical, so please let me know as soon as we get that Do you need me to track down the IO Conclusions/Recommendations for you? Thanks again, MAJ. Staff Judge Advocate Combined Joint Arabian Peninsula (318)--Original Message-@3ACR.HQ.C5.ARMY.SMIL.MIL] Wednesday, February 11, 2004 11:36 AM Sent: dus.army.smil.mil Subject: detainee death I didn't get the IO report with his conclusions / recommendations, I have all the statement write ups and such. I still haven't received the final autopsy report, will let you know when I get it. We (CID) have titled b-7(0)(5) ith Voluntary Manslaughter for now, this may change upon review of the remail autopsy report. The other soldier was titled with Assault. That's really all that is going on with this right now, unless something else comes up this investigation is pending the autopsy report to be closed. If you or the command have any questions please contact me. 025561

87TH MP DET (ABN) (CID) FOB RIFLES BASE AL ASAD, IRAQ

0009-04-CID679-83846

87TH MP DET (ABN) (CID) FOB RIFLES BASE AL ASAD, IRAQ

Classification: UNCLASSIFIÉD

Caveats: FOUO

6701

025562

UU 258

BA back

0009-04-CID679-83846

From:

MAJ (5SFG)

@soc.mil]

Sent:

Wednesday, May 12, 2004 2:09 AM

To:

Subject: RE: CID Report 0009-04-CID679-83486

I took the detainee's name from the 1/5 commander's inquiry, which calls him however I do note the CID report lists him as For short, I've been calling him but we are talking about the same person.

Generally speaking, Dr. remained consistent with what I call his holistic approach/opinion to the detainee's death (most of the injuries he had right before he died made it hard for him to breath, and the neck injury and gag coupled with any pre-existing injuries made it impossible for him to breath). However, determining what injuries were pre-exisiting and how long those injuries were there is problematic for Dr to opine about, with the important exception of the broken ribs.

In my view, the most serious of the pre-exisiting injuries are the multiple broken ribs and the broken hyroid bone/thryoid cartilage. For the broken ribs, Dr. gold me that in his opinion the breaks must have happened shortly before, during, or even immediately after death. He thought it was highly unlikely the breaks occured 36-48 hours before death, and unlikely they occured 16-20 hours before death. For the neck injuries, while probably not fatal by themselves, they would have been extremely painful and noticable to anyone around Thus, he believes it is reasonable to assume this injury occured shortly before death and that whoever inflicted this injury knew he was causing serious injury. Drawn wouldn't let me pin him down on when suffered the neck injury, but did say if we assume the guards were paying attention to him, the guards would have noticed immediately he was in significant pain. For the remaing blunt force injuries suffered by would not say with any degree of medical certainty when those injuries were inflicted.

did not go into the detention facility with those injuries, and the only time he was not in Your point re full view of all the guards as well as the other detainees was when he was with ODA 525" is well taken by me and one I want to discuss further. First, one thing that is bothering me about this case is the lack of a paper trial for once he is taken into custody. Did your investigation turn up any receipt of prisoner forms that comment on the detainee's health when he was first received by the detention facility and then when he was transfered back and forth between the facility and ODA 525?

Second, right now its my view that Dr. medical opinions at the least makes any prosecution against an ODA 525 member problematic. For example, its tough to square what Dr told me with the implication of your point above, which is if someone other than ODA 525 hurt the CID investigation would have discovered that person. According to Dr. , a person or individuals were beating or kicking hard either shortly before, during, or shortly after death that the beating/ kicking broke several of ribs. Per Dr. , its highly unlikely that the 6 Jan 04 interrogation resulted in unlikely the re-interrogation on 8 Jan 04 resulted in the broken ribs. (As far as I know, no individual's statement says any physical contact occured at the re-interrogation.) Given this timeline, it would not be unreasonable to ibs also is the person who strangled him or steped on his neck, but it would assume whoever broke be unreasonable to assume either or these happened on 6 Jan 04. Thus, if we accept Dr individual or indivuals besides ODA 525 caused the broken rib and neck injuries-individual(s) who should have been observed by the guards, the detainees or both. Since Dr annot give an opinion when the other blum force injuries occured, there is no way for us to know whether ODA 525 or the individual(s) who broke ribs caused the other blunt force injuries.

Once you get a chance to read this over, I'll give you a call to discuss. MAJ

5/12/2004

025563

MAJ, JA Group Judge Advocate 6262

0009-04-CD679-83846

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----Or<u>iginal Messag</u>e-

From SA [mailto www.mil]

Sent: Tuesday, May 11, 2004 2:41 PM To: MAJ (5SFG)

Subject: RE: CID Report 0009-04-CID679-83486

16761

Who is the victims name is the first of the conversation went with Drivers and but it doesn't sound like it was in line with the conversation I had with him back in Jan 04. I find it troubing to think that the conversation I had with him back in Jan 04. I find it troubing to think that the conversation I had with him back in Jan 04. I find it troubing to think that the conversation injuries were not a contributing factor to his death on 9 Jan. The conversation to the detention facility with those injuries, and the only time he was not in full view of all the guards as well as the other detainees was when he was swith ODA 525.

will contact SA grant and AFIP and try to push the final report through a little faster. Also our connex containing the full report should be here on the 13th of this month.

----Original Message---

From: MAJ (5SFG) [mailto: @soc.mil]

Sent: Tuesday, May 11, 2004 7:20 PM

TO: 5A

Subject: RE: CID Report 0009-04-CID679-83486

SA part —Dr. Mostponed, so I didn't get a chance to talk to him until yesterday. Right now I'm reviewing my notes from what he told me, but the bottom line I took from our conversation is he was doubtful any injuries sustained by the Dn 6 Jan were a significant contributing factor to death on 9 Jan. I'm going to review the entire file that I have one more time, and then prepare to make recommendations to the chain of command on how to proceed. Before doing so, I'd like to discuss this case with you to compare what Dr.

Also, Dr. said his final autopsy results were done, but just needed a peer review before he released them (I'll make sure you get a copy).

6702

MAJ, JA

Group Judge Advocate

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025564

00 260

5/12/2004

From:

MAJ (5SFG) Wednesday, way 05, 2004 6:32 PM

Dsoc.mil]

Sent: To: Subject:

Dus.army.mil CID Report 0009-04-CID679-83486

Importance:

High

-has the CID report shown up yet? If so, I need it. Please give

DSN 635 to discuss. Thx--MAJ

MAJ, JA Group Judge Advocate

30

ą'n.

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025565

SA

From:

@soc.mill

Sent:

Wednesday, May 19, 2004 9:33 PM

To:

SA'

Subject: RE: arrival of connex

thanks in advance for mailing the report to me. The mailing address is:

MAJ (5SFG)

5th Special Forces (Airborne) Group Judge Advocate

ATTN: AOSO-SFA-JA

Building 3212 Indiana Avenue

Fort Campbell, KY 42223

Office Phone: (270)

MAJ, JA

Group Judge Advocate

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----Original Message--

From: From: A [mailto: Sent: Tuesday, May 18, 2004 12:20 PM @us.army.mil]

MAJ (5SFG)'

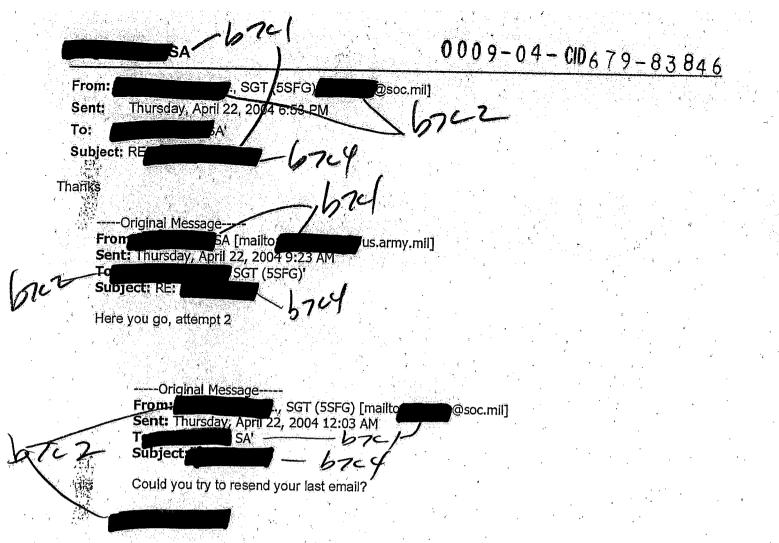
Subject: arrival of connex

The connex arrived today with the case file in it. Send me your mailing address and I will get a copy out to you ASAP.

all 67c/ 67cz

5/19/2004

025566



4/22/2004

025567

----Original Message-

From SA [mailto @us.army.mil]

Sent: Tuesday, May 11, 2004 7:44 AM To MAJ (5SFG)'

Subject: RE: CID Report 0009-04-CID679-83486

Just curious to what the outcome of your talk with Dr.

----Original Message----

From MAJ (5SFG) [mailton bc.mil]

Sent: Inursday, May 06, 2004 6:36 PM

TC A

Subject: RE: CID Report 0009-04-CID679-83486

SA control I talked to Draw and oday and he and I will discuss his findings, etc., tomorrow morning. I'll keep you posted

MAJ, JA 🐷

Group Judge Advocate

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----Original Message--

From SA [mailton Dus.army.mil]

Sent: Thursday, May 06, 2004 7:10 AM To MAJ (5SFG)'

Subject: RE: CID Report 0009-04-CID679-83486

I sent you a copy of the initial report, which has all the info on who was titled and for what.

----Original Message----

maj (5SFG)

Sent: Wednesday, May 05, 2004 8:03 PM

5/12/2004

all 5701

125568

To a company and

SA character-thanks for the phone call back, and I'll let you know how my discussion with Dr. does. Also, when you get a chance, can you let me know who was titled for what in this investigation. Thx--MAJ

MAJ, JA Group Judge Advocate

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- > ----Original Message----
- > From: C., MAJ (5SFG)
- > Sent: Wednesday, May 05, 2004 9:32 AM
- > T
- > Subject: CID Report 0009-04-CID679-83486
- > Importance: High
- > SA has the CID report shown up yet? If so, I need it. Please
- > give me a call a 270. The second to discuss. Thx-MAJ

> MAJ, JA

- > Group Judge Advocate
- > This message is from the 5th Special Forces (Airborne) Group Judge
- > Advocate and is intended only for the addressee. The information contained
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-

all 67c/

025569

00 266

5/12/2004

Page(s)

267-270

Referred to:

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

Master Sergeant Pamela Andrews andrewsp@centcom.smil.mil (813) 827-5341/2830