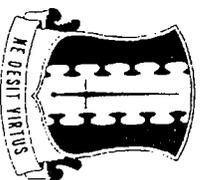


Unclassified



3rd Brigade Combat Team

Detainee Cage Operations

OPERATION IRAQI FREEDOM

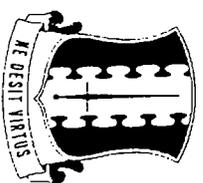
The Classification Level of this Briefing is:

UNCLASSIFIED // FOR OFFICIAL USE ONLY

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1721

AGENDA



2 Overview

Detainee Holding Facility Operations

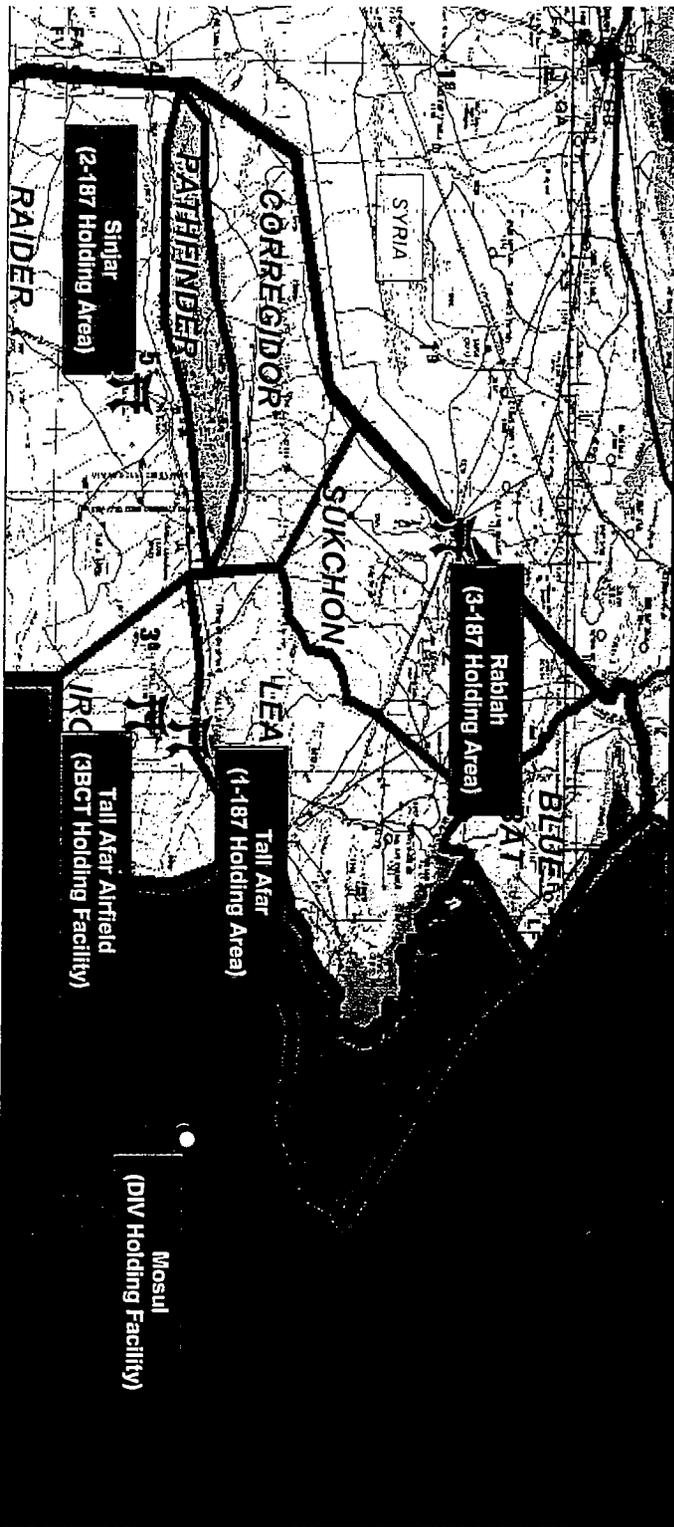
- Detainee Procedures
- Tactical HUMINT Team SOP
- Military Police Holding Facility SOP
- Example Detainee Packets

Lessons Learned

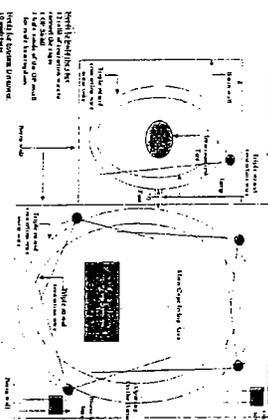
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Detainee Flow



3BCT Detainee Holding Facility



101st ABN DIV (AASLT)
Detainee Holding Facility



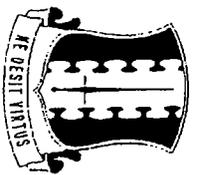
- ag)
- ement)
- rtly
- orm
- MP/Medical in-processing
- C/HUMINT Screening Report
- CIIR Generated
- HUMINT TM Recommendation
- OMT Recommendation
- BCT Staff Recommendation Memo

- Procedures
- MP/Medical in-processing
- C/HUMINT Screening
- CIIR Generated
- Review Board (G2/G3/SJ/PMO)

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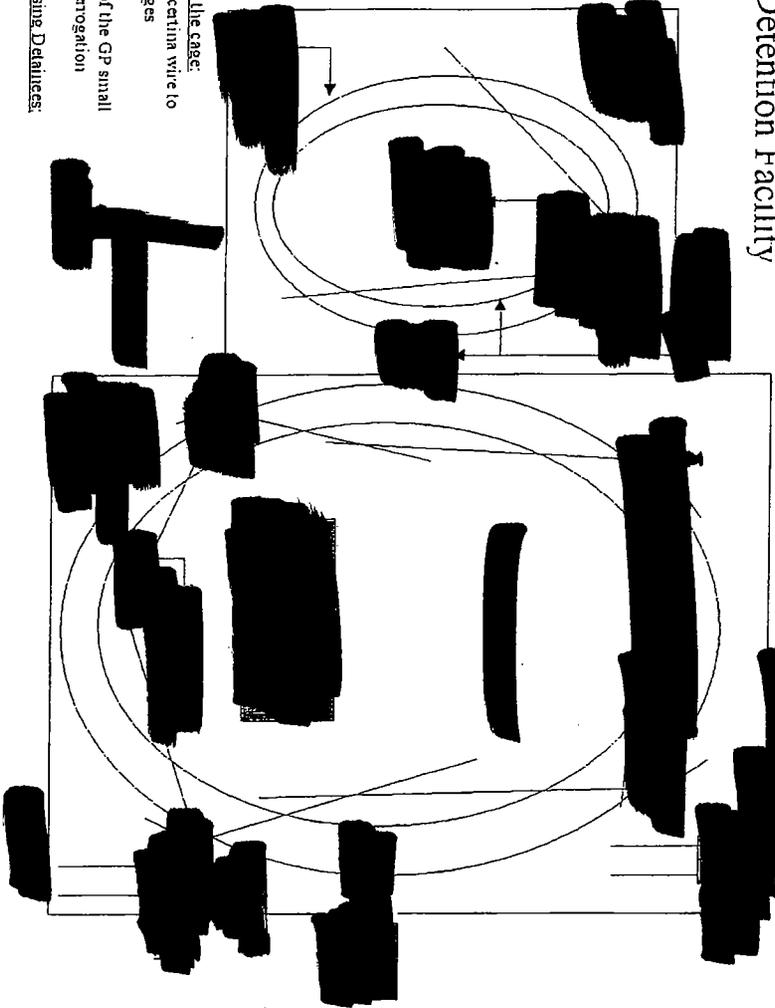
Detainee Holding Facility Layout

BCT Detention Facility

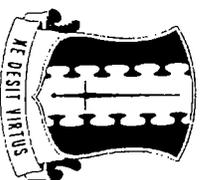


feeds to build the cage;
2 rolls of concertina wire to
connect the cages
GP Small
light inside of the GP small
for night interrogation

feeds for housing Detainees;
0 inmates
Wood floor
0 wool blankets



HUMINT TEAM SOP



1. PURPOSE OF THE SOP
The purpose of this SOP is to ensure that the Humint Team is able to capture and process all necessary information from a detainee in a timely and efficient manner.

27 July 2003

capturing unit has numerous requirements to ensure that process

tion Provisional Forces Apprehension Form

ed out ensuring all sections in yellow are complete. The

This area is critical as it allows for precise questioning of

2023 (Sworn Statement) from the soldiers who detained

of the capture/apprehension and the persons involved.

The details of the reasons for the capture and the capture

capturing unit will inventory the detainee's items, and
m)

ending Report. This is only if the unit has a THT present

in EPW Capture Tag (DD2746). This tag must be
accepted in the Brigade Cage

sorted with the detainee to the Brigade Cage. The Brigade

these documents are not filled out completely, neatly and

pressure bandages over their eyes and within covered

recognition of where they are and to prevent others from

This is both to and from the Brigade Cage. All detainees
interrogation is not authorized at any other location within

no the Cage, the Cage will notify both Assurgan TOC
rol Team (ACTX581-3111). The ACT will then

ver Team (OMT) to send a Technical HUMINT Team

re detainees, if this was not done previously.

id of the CPFAF and DA 2823. The THT will then

nd to the Division Cage (Grid LFC338718). The THT will

it to the Brigade Cage. The paperwork at this time will

- a. CPFAF
- b. DA 2823
- c. Screening report
- d. DA 4137 of the detainee's items
- e. EPW Capture Tag (DD2746)

The THT will inspect all the paperwork at that time, ensuring that all the necessary items are present to get the detainee into the Division Cage.

5. Upon verification of the paperwork being complete by the THT:
a. The Brigade Cage will notify Assurgan TOC that the detainees have the proper paperwork and are able to be transferred.

b. Assurgan TOC will coordinate to have the detainees sent to the Division Cage. Assurgan TOC will notify the Division Cage (581-0972), attention MSG Robins or MSG Bealy, either M5G. If an aircraft delivers the detainees, the Division Cage M5s must be called and asked to meet the aircraft to transport the detainees.

c. The THT will call the CI Cage (581-9511) and email their reports to the Cage to allow them time to prepare for the interrogation. This ensures that the M5s running the cage and the interrogators within the cage are prepared for the detainees' arrival.

6. Detainees will be delivered to the Division Cage, using a one guard per three detainees. Unless it involves an aircraft transfer, then the ratio will be one guard per two detainees. A Mission Complete Report will be submitted to RAK TOC when the delivery mission is complete.

7. Detainees who are screened at the Brigade Cage and are without intelligence value will be recommended to RAK 2 for release. RAK 2 will take that recommendation, along with his recommendation, and present it to RAK 3 or RAK 5 for approval/assess approval. If approved, RAK TOC will notify Assurgan TOC. The capturing unit will also be notified and be directed to return the detainee to the point of capture.

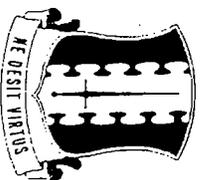
8. The point of contact for this is CPT [redacted] 1581 [redacted] EX 6

CPT, M1
[redacted]
Commanding

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MP PLATOON SOP



EMENT OF THE ARMY
115th AIRBORNE COMBAT
DIVISION (AIR & SCALD)
UNIT #30160
FCIAE 0023560100

20 September 2003

cedures for Operations in the 1st Engage Collection

ures and that detainees are en route. Vulture CP will
will prepare to receive detainees. The SOG will

of detainees in the that would be used as weapons

are showing detainees. Tape, trash bags, binoculars

for service ability, and that they secure food and

ality is ready to receive detainees, and Vulture CP
the SOG will be advised HMM/HT team (HT) of their

detainees in custody, the POB security company will be
argument the 3001 MP guards on duty. 3001 MP
operates the appropriate guards.

of to the PCP and link up with the SOG. Guards will
A weapon and URL. The guard force will remain in
food, water, or a situation arises that warrants

planning and presents all paperwork before
rowth includes CFP, A, preparation Form filed out by
n Statement from the capturing unit, DA 4137
ment with the inventory of the detainee's items, ID

2745 (Capture Team), and a screening report if detainees came from a battalion with a
THT. If the captured personnel are from a battalion not augmented with a THT, they will
not have a screening report. The Brigade THT team is responsible for screening these
personnel. If the paperwork is missing or incomplete, the detainee will not be accepted
into the Brigade Camp and the capturing unit is responsible for guarding the detainees
until the corrected paperwork arrives and is approved. The SOG will notify Vulture CP if
the paperwork is incomplete.

4. The SOG is responsible for the inventory of all property and evidence that
accompanies the detainee, and is required to count any money received with handler and
document that amount on the DA 4137. Once the full inventory is complete, the SOG
will sign the property/evidence and property bag, tag and secure it in a locked container.
The SOG will ensure that documentation is provided on the DA 4137 for every person
that handles the property/evidence, and will inventory the items against the form anytime
the evidence is returned. When the detainees are released or transferred to the Division
Central Collection Point (DCCP), the evidence and property will be signed over to the
transporting unit.

5. The responsibilities of the guards are: adhere to the three General Orders, special
instructions, and to silence, segregate, secure and safeguard the detainees. The detainees
are not permitted to speak to each other or conduct written communication. They will be
segregated according to gender, age, and intelligence value. If there are female or
juvenile detainees in the BCP, they will be retained in the alternate detention facility.
Also, if the Brigade captures a HVT, they will be separated and kept in the alternate
detention facility.

6. The BCP, at a minimum, will have two guards and an SOG. They will maintain 360°
coverage at all times.

7. Upon arrival of detainees, the unit transporting the prisoners will provide security until
they are searched and placed in the living area. Detainees will be removed from the
vehicle one at a time by two soldiers and escorted into the reception area. The escort
team will then search the detainee. There will be a soldier in overwatch while the
detainee is being searched, with a weapon in weapons condition. A motor. The
escort/search team will wear Kevlar, IBA and rubber gloves during the search. The
guards will wear Kevlar, IBA and weapon.

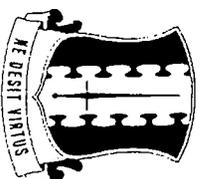
8. Detainees will be medically screened by C/626 FSB in the reception area. Any
prescription medication will be maintained and administered by the guards. Should more
serious medical problems arise, C/626 will be notified and the guards will transport the
detainee to C/626's hangar and provide security until he/she is released back to the BCP.

9. Once the detainees are fully processed and all paperwork completed, they will be
housed with hands in front of them, issued a bottle of water, a non-pork or Halal
MRE (with heater and matches removed), a blanket, a mattress and a jumpsuit. After all

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MP PLATOON SOP



the end of the guard will return to BDA standard

on a 12-hour shift every 12 hours after arrival

BCP operations are as follows:

19.

The facility is designed to hold detainees for approximately one week. If a detainee remains in the BCP up to 5 days, he will take a shower under the supervision of a guard in the facility provided for them. A wash station is also provided within the Irving area of the BCP.

20. Vulture CP will call RAK TOC with a detainee report at 1500 daily with the number of detainees, projected departure time, and any special situations.

21. The POC for this memorandum is the undersigned at Vulture CP.

LT, MP
Platoon Leader

B6-2

with a guard

received to an alternate holding cage for review

and with the Brigade 21a for changes to CFI or
other operations

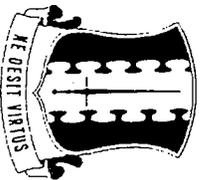
incidents in the interrogation tent adjacent the BCP
to minimize hostile detainees. If necessary, the courts
the detainee moved to the alternate holding cage

communication with the 3003 via FM radio

being release on transfer of a detainee, the 3003 is
is's property, security for the detainee as they enter the
the detainee to the next location (D 3100 MP cannot
coordination will be made with the security company
to departure from the Brigade 21a. Detainees en
% one guard per three detainees if traveling in a
buses if traveling by air

ended, the 3003 must complete DA Form 2308 and
d with the detainee over to the garrison unit on a DA
form to the EnCOP and is released back into the
held over to C311 & M1

Documentation



DAINEE SCREENING SHEET

Individuals were picked up by the Sinjar police on false accusations.

YES
 Individuals were together and capture at the same time under the same false

Police under false allegations:

1. **Kudish DOB:** [REDACTED] **POB:** [REDACTED] **POR:** [REDACTED] **Marital**
ity: Kurdish **Education:** 5th Grade **Religion:** Sunni Muslim
e and length in the Ba'ath Party: N/A **Current Political**
PKK HQ in Arbil

ed Detainees after an individual from Sinjar made false allegation
 ning or possessing weapons to attack the coalition forces. After
 was search and the only weapons found were 2 AK47. After an
 and interrogation from the Coalition Forces it was determined that
 lnohing to do with attacks against the Coalition Forces. It turned
 / purpose of recuperating an amount of money that they paid for a
 r.
 obtained using the direct approach. Detainee was very helpful and
 nce that were doing their job.
 rned to the local police to be released.

Approaches	Location	Interrogator
1	Sinjar Range 54	SSG [REDACTED]
	Sinjar Range 54	SSG [REDACTED]

on of how many times the individual has been questioned

1111 Detainee Recommendations 23 September 2003

OMI recommends the following detainee to be released to Colonel
 reintegration to the local population: [REDACTED] for

Detainee #0013-40
 Ali Baha Wabishi
 Detained by 2787. Suspected of spying and planning attacks against the coalition
 forces, and the point of contact for [REDACTED] group in Bati.
 Suspected of being a weapons smuggler. After interrogation it became clear that he
 was accused erroneously, accusation was motivated by a family dispute.

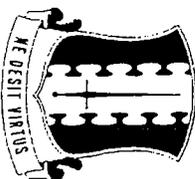
SSG(D), USA
 OMI

66-2

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001775

Documentation



001776

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FORMATION REPORT

tion and Record Management

CIIR 101-31-0029-01-001 Syrian Intelligence Service
Collecting Against Coalition Forces
CIIR 101-31-0029-0010

FOUO (For Training Only)

REL TO MCFI

THT 29
X-1
Theater
Active
20031202162319
20031205151430
Counterintelligence HUMINT

Report Details

1. External/Influence DIV FIR
What state-supported and/or international groups pose a threat to the emerging government, infrastructure and Coalition Forces in the 101 SIAOP? What are their routes to infiltrate and exodus?

Syrian Intelligence Service Collecting

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(For Training Use Only)

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CIIR Summary
Syrian Intelligence and security forces are collecting intelligence about Coalition Forces by conducting HUMINT collection from Iraqi citizens detained in Syria.

Category of Report
Requirement Priority Rating

Target (position or facility of organization or other)

Person
Last Name
First Name
Middle Name
Phonetic
UNIK
UNIK

Facility
Facility Name
Facility Type
Description
Mayor's Office
Government Office
Hasika governor's house

Organization
Organization Name
Organization Type
Description
Syrian Intel Service
Foreign Government Intelligence Service
Syrian Intelligence Services Collecting intel on US Forces possibly using the Syrian border guard as a front

Location
Individual Source
Reliability of Source
Source ID Number
Information Reliability
Information Date (YYYYMMDD)
Last Date of Acquisition (YYYYMMDD)

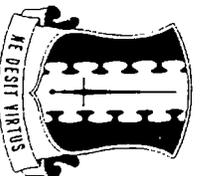
Yes
F - Reliability cannot be judged
6 - Truth cannot be judged
20030821
20031223

Report
On approximately 23 August 2003, an individual was detained by Syrian security forces in Hasika (Gridcode: 37S FA663414) and questioned regarding Coalition Forces. The individual does not remember the exact date of the incident. He only knew it was before the 23rd of August because that was the date printed on a handout he had carried in his notebook. This individual sells merchandise in Katanha (Gridcode: xxx) after purchase in Syria. The last time he

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Documentation



2227100

FOUO

(For Training Use Only)

entered Syria was approximately 16 August 2003 to purchase merchandise. After being in Syria for one week, he was apprehended by Syrian border guards and detained in the mayor's building in Hasaka. The individual was interrogated for approximately two hours by a Syrian security service officer named [REDACTED]. This is probably a false name. The Iraqi believed that [REDACTED] was the chief of security for Hasaka. He did not explain why he thought this. The Iraqi citizen was asked by [REDACTED] about the location of Coalition Forces (CF), asked for names and surnames of CF commanders, location of CF living quarters, and questions about the CF main force. He was further questioned about the number of CF, civilian guides, informants to the CF, and the names of local PDK members. The Iraqi was asked to provide names and home addresses of interpreters working for CF. He was also presented names and asked if he knew any of them. This person claims he did not know any of the names presented. He also states that he does not remember any of the names given by [REDACTED]. [REDACTED] stated that they knew that CF often went to the house of [REDACTED], the sheikh of Kalamiya. This Iraqi citizen stated that he did not know anything about CF. [REDACTED] asked him if he visited the home of [REDACTED] used to be Saddam's counselor in Syria. [REDACTED] replied that he lived in the village of Mas Han in Syria. The Iraqi did not explain what type of counselor [REDACTED] was. He stated that he did not visit [REDACTED] and was accused by [REDACTED] of being a traitor to Iraq because he did not visit [REDACTED]. Before being released, this Iraqi was told to return to Syrian security service before departing Syria. The Iraqi fled the country immediately, leaving all his merchandise and not returning to Syrian security. He was contacted later by his cousin who lives in Syria and told that he would be arrested if he returned to Syria. This Iraqi feels his life is in danger, but did not request protection from CF. He was brought to the main gale by another resident of Kalamiya. He is available for recontact. Interviewer complimented INDIVIDUAL for coming to the CF, for being a patriot for Iraq and for providing important information. Interviewer explained that CF would contact this Iraqi again and asked if he wanted anything from CF. The Iraqi citizen declined any protection or remuneration.

For Unit Use

Source is a first-time reporter. Reliability cannot be judged. Source is a Sunni Arab male. Source is approximately 70 years old. Source is available for recontact. Reliability cannot be determined.

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Page 2

FOUO

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Attachments
 Label
 Description
 File Name

FOUO

(For Training Use Only)

Page 4

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<input type="checkbox"/> Offense against Coalition Forces [check one] If "Other" then describe: _____			
<input type="checkbox"/> Violation of Curfew	<input type="checkbox"/> Trespass on Military Installation or Facility		<input type="checkbox"/> Photographing/Surveilling Military Installation or Facility
<input type="checkbox"/> Illegal Possession of Weapon	<input type="checkbox"/> Obstructing Performance of Military Mission		<input type="checkbox"/> Other
<input type="checkbox"/> Assault/Attack on Coalition Forces			
<input type="checkbox"/> Theft of Coalition Force Property			
Apprehending Unit:		Location Grid:	
Date of Incident: (D/M/Y) / / to / /	Time of Incident: hrs to hrs	Date of Report: (D/M/Y) / /	Time of Report: hrs
Detainee # _____		Key Connected Person: <input type="checkbox"/> Victim <input type="checkbox"/> Witness	
Last Name:		Last Name:	
First Name: Given Name:		First Name: Given Name:	
Hair Color:	Scars/Tattoos/Deformities:	Hair Color:	Scars/Tattoos/Deformities:
Eye-Color:	Weight: lb Height: in	Eye-Color:	Weight: lb Height: in
Address:		Address:	
Place of Birth:		Place of Birth:	
Ethn/Tribe/ Sect:	Sex: <input type="checkbox"/> M <input type="checkbox"/> F	Phone#: DOB D/M/Y:	<input type="checkbox"/> Mobile <input type="checkbox"/> Regular
<input type="checkbox"/> Passport	<input type="checkbox"/> Dr. license	<input type="checkbox"/> Other (specify)	Document #:
<input type="checkbox"/> Passport <input type="checkbox"/> Dr. license <input type="checkbox"/> Other (specify) Document #:			
Total Number of Persons Involved _____ (list names/identifying info on reverse under "Additional Helpful Information")			
<input type="checkbox"/> Vehicle Information		Vehicle Number _____ of _____ Vehicle(s)	
Make:	Color:	VIN:	
Model:	Type:	Plate No.:	Number of People in Vehicle:
Year:	Names of People in Vehicle:		
Contraband/Weapons in Vehicle:			
<input type="checkbox"/> Property/Contraband	<input type="checkbox"/> Weapon	Photo Taken of Suspect with Weapon/Contraband: Yes/ No	
Type:	Model:	Color/Caliber:	
Serial No.:	Quantity:	Make:	Receipt Provided to Owner: Yes/ No
Other Details:		Where Found:	Owner:
Name of Assisting Interpreter:		Email, Phone, or Contact Info:	
Detaining Soldier's Name (Print):		Supervising Officer's Name (Print):	
Last, First MI		Last, First MI	
Signature:		Signature:	
Email:		Email:	
Unit Phone:	Date: / /	Unit Phone:	Date: / /

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How was this person traveling (car, bus, on foot)? _____

Who was with this person? _____

What weapons was this person carrying? _____

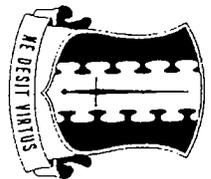
What contraband was this person carrying? _____

What other weapons were seized? _____

What other information did you get from this person? _____

Additional Helpful Information: _____

Documentation



001780

D 12 NOV 03

of Detainee

following detainee detained by BZ-187th on 11

[Redacted] 10/16/03

lements from 2-187th INF for firing at a US convoy
s that he fired a shot at a would-be thief, not at
local policeman who is authorized to carry a

ation Forces did not return fire. Detainee is lying
trial by Rader/2, US forces did return fire
to be released

[Redacted] CI/HUMINT section, 581 [Redacted] EX 6

[Redacted] CW2, USA [Redacted] b6-2
CI Tech, OMT

ADDP 801-03 28 DEC 03

Administrative Form CDE 5437 (REV 01/01)

2. REVIEW: Supporting Documents for Recommendation of Release

1. The enclosed packet contains justification for our recommendation to release the
following detainee due to no intelligence value (TJAI AF to full)

and 52436-1, first handle Last Name

Special review and provide feedback

Initials	Handle	Comments
[Redacted]	[Redacted]	Agree. Leverage

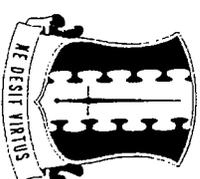
2. The Form for this internet search is ULI number [Redacted]

EX 6

1. Review and sign for Approval
 2. Submitting Report
 3. SIA Form 4133
 4. IIA Form 5023
 5. Condition Provisional Authority
- Form for signature Form
- [Redacted] ULI # [Redacted] ACT sheet
- b6-2

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TTPs & Lessons Learned

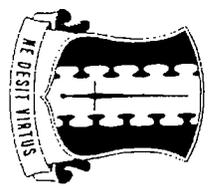


Determining Truth from Fiction

CON: Personal Vendettas against different ethnic groups caused influx of bogus reporting from interrogators and S2's created litmus test before acting on reports. However, once you found someone giving info on their own clan/ethnic group (Kurd or Arab) on a report by itself held more weight.

ENDNOTES: Tactical patience is critical when taking detainees. Retain host nation personnel during SASO. It's more important to have a Science, and usually learned after the unit with mistakes.

182100



TTPs & Lessons Learned

Tracking of detainees

Notes:

Detainees lost in the system due to number/misspelling

Arabic Names

Tracking Detainees above division and retrieving interrogation reports was very difficult

No routine system for the Iraqi public to contact detainees or status of loved one within the system

IDENTIFICATION:

PW Tag number is the sole tracking device (needs to be related down to platoon level)

Database management within the AOR

Issue EPW Tag (portion C) as a hand receipt for family members.

Provide local police with roll up of detainees. Citizens card to police and receive detainee status. Facilitate

communication through red crescent/red cross mailbox at the release station

Clarification of detainee tracking responsibilities across the theater (is the S1 the right choice by doctrine?)



TTPs & Lessons Learned

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operation and liaison with local law enforcement agencies.

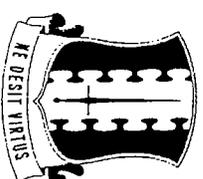
ION:

Releasing detainees of no intelligence value to authorities for repatriation empowers local government
Criminals turned over to local authorities and do not
detention facilities which are reserved for anti-terrorism personnel
Police should have visibility on where detained
1 citizens are within the system

ENDATION: Keep strong positive relationships with tribal leadership. Avoid empowering tribal Sheikhs whom the information directly

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TTPs & Lessons Learned



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detainee review/release procedures at BDE level.

CON: 3BCT's review process prevented
many incarcerations and inadvertent release of
high intelligence value. At times a detainee from one
sector affected working relationships with host nation
in other sectors within the 3BCT and or Division
The review process enhanced the BDE Cdr's ability to
find and maintain order throughout the AO.

FINDATION: Processing detainees for release or
to higher should be a green tab decision with staff
attention.

TTPs & Lessons Learned

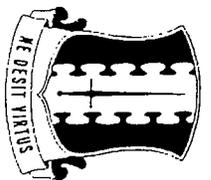


001785

PR Net Access to Battalion Level Units.

CN: Once Secret network was established at non doctrinal) detainee operations were more e. Ability to pass intelligence traffic and questions apprehending unit to the interrogators increased / and decreased amount of time a detainee spent at

ENDATION: Establish a Secret “digital bridge” to or both Operations and Intelligence traffic



1786

1740

QUESTIONS

The Classification Level of this Briefing is:
CLASSIFIED // FOR OFFICIAL USE ONLY

FOR OFFICIAL USE ONLY

DEPARTMENT OF THE ARMY
BRAVO COMPANY, 311TH MI BN (2BCT)
MOSUL, IRAQ

AFZB-KL-B

2 January 2004

MEMORANDUM FOR RECORD

SUBJECT:

B6

1. [redacted] arrived at the BHA at approximately 2000 hours on 13 DEC 03. He was detained during Operation Reindeer Games, but he was not targeted in that operation. He was stopped at a TCP and was found in possession of an AK47. At that point, he should have been transported an Iraqi police station. However, he was driving a red Opel, and many Opels had been involved in attacks on US Forces. He went through initial inprocessing and initial interrogation screening upon his arrival. During this process, detainees are searched, photographed (**enclosure 1**) and assigned a capture tag number and a prisoner number. *b6-y* capture tag number (CTN) was [redacted] His detainee number (internal to the BHA) was [redacted]. During inprocessing, interrogators gather biographical information, such as name, address, political affiliations, occupation, etc.

b6-y

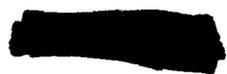
CPA, Sworn Statement and initial inprocessing sheet were not saved at the time of his release. The detainee is also asked questions about their current medical condition. No medical problems were noted in the database. Medics visit the BHA daily to conduct sick call. No records are in the database stating that [redacted] complained of any medical or other issues while he was detained.

2. Due to the large number of personnel at the BHA at the time of his detention, [redacted] was never interrogated at the facility. Detainees are briefed on instructions during their time of detention (**enclosure 2**). Detainees are fed three times a day and are allowed 4-6 hours of sleep. Additionally, if detainees have to use the restroom, they are instructed to raise their hand and ask to use the "WC". When the detainee asks to use the facilities, he/she is immediately escorted to the latrine facilities at the BHA. If detainees fail to follow these instructions (i.e. raising their blindfold or talking) they receive corrective training (mild calisthenics for approximately 20 minutes) and are placed back in their original spot in the holding room. None of the interrogators present at the facility during his detention remember any major issues with [redacted].

b6-y

3. Guards are briefed on rules of engagement during their tour of duty at the BHA. Guards read a set of rules and are reminded that detainees may not be harmed in any way during their stay (**enclosure 3**). 2/44 ADA is primarily responsible for guarding detainees. Due to large detainee influx during Operation Reindeer Games, the BHA was augmented with soldiers from various units in the BCT to assist in guarding detainees.

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Detainees not captured during the Reindeer Games (13-17 December 2003) time frame were placed in a separate holding area and guarded by 2/44 ADA. The Reindeer Games detainees were placed in the main holding room and guarded by the augmentees. was placed in the main holding room, as he was originally believed to be a Reindeer Games detainee. Additionally, guards check the wrists of each detainee during shift change (twice per day) to ensure that the flex cuffs are not causing damage to their wrists.

4. was released at approximately 181230LDEC03 after it was discovered that he worked for an NGO in Mosul and was authorized to have a weapon.

3. POC for this action is WO1 at .

Ex 6
C3.2.1.6

Ex 6
C3.2.1.6

WO1, USA
Detention Facility OIC

b6-2

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DEPARTMENT OF THE ARMY
(2BCT)
MOSUL, IRAQ

b2-2

AFZB-KL-B

14 November 2003

MEMORANDUM FOR RECORD

SUBJECT: Instructions for guard force assigned to 2nd Brigade Holding Area (BHA).

1. Purpose. To establish procedures and Rules of Engagement for the Sergeant of the Guard (SOG) and Guard Force assigned to the 2nd Brigade Holding Area (BHA).
2. Overview. The primary mission of the guard force is Force Protection of all workers at the BHA. The secondary mission is to establish and maintain control of the detainees. Firm control and strict regimen will greatly assist interrogators in accomplishing their mission. However, guards must be cognizant of all applicable laws and regulations. While control is a must, human rights will not be violated. Emotions can run high when people are face to face with the enemy. Self discipline and professionalism will be maintained at all times. **At no time will a member of the guard force inflict bodily harm to an individual unless it is in self defense or defense of other Coalition personnel. Physical contact will be limited to sufficient force to move individuals or regain control of the situation.** The following is a list of responsibilities for different elements operating out of the BHA:
 3. BHA NCOIC Responsibility.
 - a. Maintain schedule for detainees.
 - b. Provide guard force with office/storage space.
 - c. Coordinate meals for guard force in absence of SOG.
 - d. Coordinate with SOG transport of detainees.
 - e. Supervise roll call, physical training and all other mass movements.
 - f. Pick up food and water for detainees on Mondays and Fridays.
 - g. Maintain control of detainees.
 - h. Ensure laws and regulations are strictly enforced.
 4. SOG Responsibilities.
 - a. Supervise guard force.
 - b. Provide logistical support to guards.
 - c. Coordinate for transportations of guards.
 - d. Supervise mass movements.

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- e. Maintain accountability of guard force.
 - f. Ensure proper rest cycle is
 - g. Assist in feeding detainees.
 - h. Maintain control of detainees.
 - i. Ensure laws and regulations are strictly enforced.
 - j. Establish and maintain fields of fire and QRF procedures to ensure safety of Coalition personnel.
5. Guard force responsibilities. The guard force will take all instructions from the SOG, BHA NCOIC and interrogation team personnel (as applicable).
- a. Maintaining visual contact of entire room assigned.
 - b. Maintaining good order and discipline in holding areas and interrogation rooms.
 - c. Limiting access of unauthorized personnel.
 - d. Supervising work details.
 - e. Providing appropriate mental stress detainees.
 - f. Escorting detainees to latrine and wash facilities.
 - g. Ensure laws and regulations are strictly enforced.
6. Rules of Engagement (ROE): The ROE is designed to maintain the safety of both detainees and personnel working at the BHA. All detainees will be treated humanely and provided the basic human needs IAW the Geneva Convention, FM 27-10, FM 19-40 and other related publications. Corrective training may be assigned to a detainee in order to reestablish control over the detainee, in the interest of good order and discipline. Physical labor as corrective training must not exceed two consecutive hours and must be either related to the offense or improvement of living conditions for the detainee. Detainees will maintain living areas within the BHA. Guards working at the facility will use the **minimum amount of force necessary** to eliminate the threat. **At no time will detainees be beaten or physically harmed in any way.** Weapons status for guards is amber at all times during their tour of duty at the BHA. The following risks are outlined below starting from the least dangerous and ending in the most dangerous:
- a. Disorderly Conduct: In the event an individual detainee becomes disorderly, the guards will immediately subdue the detainee, and contact an interrogator and interpreter working in the BHA. The detainee will be escorted to a separate room, where the interrogator will determine the nature of the problem. If the detainee is calmed down, he will be returned to the general population. If he remains defiant, he will be blindfolded, and sent to a separate room, where he will stay until he becomes calmer.
 - b. Escape: If a detainee attempts to escape, the first person that observes the attempted escape will shout, "HALT" or use the appropriate code word of the day. If the detainee does not stop, the guards will shout, "HALT" again. Guards will attempt to stop the detainee using the MINIMUM force necessary to regain control of the detainee. As a last resort, detainee

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may be engaged with small arms fire. This should be a well-aimed shot with the sole purpose of preventing escape. If a detainee is engaged, the NCOIC will contact Performance Main, the 2 BCT ACT, and the unit to which the guard belongs in order to begin appropriate administrative paperwork and medical treatment. All personnel who witnessed the incident will prepare sworn statements.

- c. Riots: In the event more than two detainees attempt to escape from the compound, guards will use necessary force (lethal force if required) to regain control of the situation. After the riot ceases, and Coalition Forces regain control, all living detainees will be placed in the holding cells. The detainees will lie on their stomachs facing the wall and guards will be placed at the entrances of the holding cells. Anyone who attempts to get up from the lying position will be restrained by tying the hands and feet to prevent further disturbance. One interpreter will be with the guards in order to translate instructions in order to avoid confusion. Once order is restored, the BHA NCOIC will then contact Performance Main, the 2BCT ACT, and the 2 BCT Battle Captain in order to obtain medical support and provide a SITREP to pertinent commands.
7. Access. All Coalition personnel are authorized in the administrative (next to operations) room in the BHA. However, unescorted access to holding and interrogation rooms are subject to approval by the BHA OIC or NCOIC. Guards will not allow unauthorized personnel in to the holding areas.
8. Communications. All emergency communications at BHA will be FM voice utilizing vehicle mounted radios or DNVT @ .
9. POC for this memorandum is WO1 or SSG @ :

ExC
C3.2.1.6

Ex4
C3.2.1.6

b6-2 all

WO1, USA
Detention Facility OIC

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I have read and understand the guard MOI for operations at the BHA. I understand that violations of the Geneva Convention and FM 27-10 (The Law of Land Warfare) are punishable under the Uniform Code of Military Justice.

<u>RANK</u>	<u>NAME</u>	<u>UNIT</u>	<u>DATE</u>	<u>SIGNATURE</u>
-------------	-------------	-------------	-------------	------------------

b6-2all

From: [redacted] CPT, DCS, G-3 [redacted] [redacted]@us.army.mil
 Sent: Thursday, September 30, 2004 1:45 PM
 To: [redacted] (E-mail); [redacted] (E-mail); [redacted] (E-mail);
 [redacted] (E-mail); [redacted] (E-mail); [redacted] (E-mail); [redacted] (E-mail);
 (TS, [redacted] (E-mail); [redacted] (E-mail); [redacted] (E-mail); [redacted] (E-mail);
 4th Bde, 78th Div; [redacted] LTC, DCS-G3; 385MAT; 385 EOC, 85TSD-3B;
 P., COL, DCS, G-3
 Cc: [redacted] EOC, Fort Campbell;
 [redacted] MOB, [redacted] MOB, Fort Eustis; MOB, Fort Drum;
 [redacted] EOC, Aberdeen;
 [redacted]@STEWART.ARMY.MIL'; [redacted] army.mil'; MOB, Fort
 Rucker; MOB, Fort Jackson; [redacted] MOB, Fort Benning; [redacted]
 MAJ 87 TSD [redacted] MAJ 85TS [redacted] MAJ, G3, HHC 78th Div
 (TS)
 Subject: FW: Detainee OPs TSP



Detainee Ops TSP Table of Cont...
 Detainee Ops TSP Recommended T...
 MNFI Detainee Ops.pdf (203 KB)...

ALCON, <https://www.us.army.mil/suite/folder/915138>

All units performing Detainee Operations must be trained and validated IAW this guidance!

Attached to this e-mail is the AKO link to the USAMPS Detainee Operations TSP. This TSP has been updated to include the latest guidance from in theater to include the MG Miller, MNIF Memorandum, Non-31E MP/ILO Predeployment Training requirements for the Iraqi Theater of Operations, DTG 12 AUG 04. The TSP will not be posted to the AKO site until tomorrow, 1 OCT 04.

Again this TSP incorporates all the mandatory Training requirements for units performing Detainee Operations. Please read this entire email to gain an appreciation for the evolution of the TSP, what tasks have been added, etc. The 2 word documents attached outline the POI and recommended training schedule, and the MNIF Memo.

If you have trouble viewing the TSP on-line call the TSP POC, MSG [redacted] U.S. Army Military Police School, Senior Detainee Operations Advisor, Fort Leonard Wood, MO 65473, FAX: [redacted] He may have to authorize your AKO account to view the documents.

vr
 [redacted]
 CPT, MP
 1st Army, G3 Training

email: [redacted]

-----Original Message-----
 From: [redacted] [mailto:[redacted]]
 Sent: Thursday, September 30, 2004 1:01 PM
 To:
 Cc:
 Subject: RE: Detainee OPs TSP

Sir, we are in the process of updating the Detainee Ops AKO web site and will have the

information you need NLT COB tomorrow 1 Oct 04. See the following link:
Detainee Operations TSP Link as of 23 Sep 04 <https://www.us.army.mil/suite/folder/915138>

I have attached the updated Table of Contents and recommended training schedule for your review. If you have any further questions please let us know.

Respectfully,

U.S. Army Military Police School
Senior Detainee Operations Advisor
Fort Leonard Wood, MO 65473

bb-2 all

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

From: [redacted] mailto:[redacted]
Sent: Wednesday, September 29, 2004 7:39 AM
To: ▲
Cc: [redacted]
Subject: RE: Detainee OPs TSP

MSG

I'm with Fifth Army training and thanks for the below info (via FORSCOM). For planning purposes what do you estimate the training days (or hours) are required to complete the revised detainee ops module? This will assist in planning overall training days required for mobilizing units. Thanks,

Fifth Army Ops Center Training Desk

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

From: [redacted]
Sent: Tuesday, September 28, 2004 10:01 AM
To: [redacted]
Subject: FW: Detainee OPs TSP

CPT(P), IN
AFOP-TRO Staff Action Officer

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

From: [redacted] [mailto:[redacted]]
Sent: Monday, September 27, 2004 4:04 PM
To: [redacted] Jr, CPT, DCS, G-3'
Cc: [redacted] - G3, [redacted] - LTC G3; [redacted] CPT DCS, G3
Subject: RE: Detainee OPs TSP

Sir, I have reviewed the attached document and identified which tasks are included within the Detainee Ops TSP in addition to the originally identified ones on this document.

Most of the tasks identified in the attached guidance from MG Miller are covered within the Detainee Ops TSP we developed however, I have identified below those that are not. We are in the process of adding those tasks not covered in the original Detainee Ops TSP to the AKO KCC web site in a separate folder identified as "Detainee Ops Other Tasks" NLT Friday 1 Oct 04.

See the following link:

Detainee Operations TSP Link as of 23 Sep 04 <https://www.us.army.mil/suite/folder/915138>

The following tasks are covered within the Detainee Ops TSP.

Non 31E MP/ILO

Task #

Identified within USAMPS

Detainee Ops TSP Task #

3 Use of Force within Detainee Operations
CD 252

4 Conduct Contraband Control Procedures within Detainee Operations
CD 240

5 Special Housing Unit (SHU)/Procedures within Detainee Operations
CD 410

6 Special Housing Unit (SHU)/Procedures within Detainee Operations
CD 410

7 Perform Security and Control Activities within Detainee
Operations
CD 226

10 Communicate with Detainees (Muslim Cultural Awareness)
CD
206

11 Main Gate/Sally Port Procedures within Detainee Operations
CD 404

13 Main Gate/Sally Port Procedures within Detainee Operations
CD 404

14 Escort Procedures within Detainee Operations
CD 246

15 Conduct Contraband Control Procedures within Detainee Operations
CD 240

16 Forced Cell Move Procedures within Detainee Operations
CD 424

17 Accountability Procedures within Detainee Operations
CD 222

19 Prepare Observation and Disciplinary Reports
CD 242 NEW

20 Meal Procedures within Detainee Operations
CD 412

21 Introduction to Detainee Operations
CD 202

22 Introduction to Detainee Operations
CD 202

23 Conduct Contraband Control Procedures within Detainee Operations
CD 240

24 Collect Evidence within Detainee Operations
CD 664 NEW

32 Respond to a Bomb Threat and/or a Bomb within Detainee
Operations
CD 256

33 Supervise & Control Processes in Order to Ensure Compliance
w/3&4
of the GC CD 103 NEW

35 Tower Guard Duties within Detainee Operations
CD 418 NEW

36 Non-Lethal Weapons Capabilities During Disorders/Disturbances
CD 500

37 Emergency Actions for Fire, Escapes and Disorders
CD 254

The following tasks are not identified in Detainee Ops TSP however, they are within the STP 19-95C1-SM dated: 30 Sep 2003 and should be made available on the AKO KCC web site ASAP.

Non 31E MP/ILO
Item #

STP 19-95C1-SM
Task #

19 Prepare Observation and Disciplinary Reports
191-381-1339 &
1340

The following tasks are covered within the Detainee Ops TSP: Additional Recommended Tasks:
A. Cultural Awareness (Islam) - see CD 206 B. Interpersonal Communications (IPC) Skills -
see CD 206 D. Behavioral Health Sciences (BHS) Training - see CD 206 E. Civil
Disturbance (CD) Training - see CD 500

The following tasks are not covered in our Detainee Ops TSP and we have not developed
these tasks however, they may be supported within the local MNC-I "16th MP BDE" Detainee
Ops SOP.

Additional Recommended Tasks:

C. Maintain Operations Security (OPSEC) See GTMO Camp Delta SOP F. Segregation Measures G.
Storage of Evidence H. Identification of Suspicious Activity

If we can be of further assistance please let us know.

Respectfully,

MSG [REDACTED]
U.S. Army Military Police School
Senior Detainee Operations Advisor
Fort Leonard Wood, MO 65473
[REDACTED]

bb-2 all

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

From: [REDACTED] CPT, DCS, G-3 [mailto:[REDACTED]]
Sent: Friday, September 24, 2004 9:47 AM
To: [REDACTED]
Cc: [REDACTED] G3 [REDACTED] - LTC G3; [REDACTED] CPT DCS, G3
Subject: Detainee OPs TSP

[REDACTED]

We recently received guidance from MNC-I in theater reference mandatory training for
Detainee Operations. I think the tasks listed in this guidance (attached) are covered in
your TSP. Some of the tasks are titled differently or may be covered under the collective
classes in the TSP. Could you take a look at this document from MNC-I and confirm whether
or not your TSP covers these tasks. We need to know soon because we have to update our
guidance to the units prepping for deployment, some of which are training as we speak.

vr

[REDACTED]
CPT, MP
1st Army, G3 Training

[REDACTED]
email: [REDACTED]

Detainee Operations Table of Contents

	POI Times	Average Length of Training
CD 202 Introduction to Detainee Operations	3.5 hrs	1hr
CD 206 Communicate with Detainees (Muslim Cultural Awareness)	12 hrs	8hr
CD 113 Geneva Convention (Humane Treatment of Detainees)	1.0 hr	1hr
CD 208 Stress Management within Detainee Operations	1.0 hr	1hr
CD 216 HIV and Universal Precautions within Detainee Operations	1.0 hr	1hr
CD 252 Use of Force within Detainee Operations	1.0 hr	1hr
CD 240 Conduct Contraband Control Procedures within Detainee Operations	7.3 hrs	4hr
CD 250 Restraint Procedures within Detainee Operations	4.4 hrs	3hr
CD 228 Personal Safety Awareness within Detainee Operations	1.0 hr	1hr
CD 260 React using Unarmed Self-Defense Techniques	11.6hrs	8hr
CD 424 Forced Cell Move Procedures within Detainee Operations	8.0 hrs	4hr
CD 256 Respond to a Bomb Threat and/or a Bomb within Detainee Operations	1.5 hrs	1hr
CD 254 Emergency Actions for Fire, Escapes and Disorders	2.7 hrs	1hr
CD 500 Non-Lethal Weapons Capabilities during Disorders/Disturbances	8.7 hrs	3hr
CD 408 Cell Block Operations within Detainee Operations	2.0 hrs	1hr
CD 222 Accountability Procedures within Detainee Operations	1.4 hrs	1hr
CD 226 Perform Security and Control Activities within Detainee Operations	2.0 hrs	2hr
CD 410 Special Housing Unit (SHU)/Procedures within Detainee Operations	2.9 hrs	1hr
CD 404 Main Gate/Sally Port Procedures within Detainee Operations	2.5 hrs	2hr
CD 414 Visitation Procedures within Detainee Operations	2.0 hrs	1hr
CD 246 Escort Procedures within Detainee Operations	2.0 hrs	1hr
CD 412 Meal Procedures within Detainee Operations	3.6 hrs	1hr
CD 418 Tower Guard Duties within Detainee Operations	2.0 hrs	1hr
CD 664 Collect Evidence within Detainee Operations	3.0 hrs	2hr
CD 103 Supervise the Processes to Ensure Compliance with the Geneva Convention	2.0 hrs	2hr
CD 242 Prepare Observation and Disciplinary Reports within Detainee Operations	2.0 hrs	2hr
	TOTAL: 92.1 hrs	TOTAL: 55 hrs

Times are flexible and will adjust based on the instructor's knowledge of the subject.

001797

Detainee Operations Recommended Training Schedule

	POI Times	Average Length of Training	
Day 1			
CD 202 Introduction to Detainee Operations	3.5 hrs	1hr	10 hrs
CD 206 Communicate with Detainees (Muslim Cultural Awareness)	12 hrs	8hr	
CD 113 Geneva Convention (Humane Treatment of Detainees)	1.0 hr	1hr	
Day 2			
CD 208 Stress Management within Detainee Operations	1.0 hr	1hr	10 hrs
CD 216 HIV and Universal Precautions within Detainee Operations	1.0 hr	1hr	
CD 252 Use of Force within Detainee Operations	1.0 hr	1hr	
CD 240 Conduct Contraband Control Procedures within Detainee Operations	7.3 hrs	4hr	
CD 250 Restraint Procedures within Detainee Operations	4.4 hrs	3hr	
Day 3			
CD 228 Personal Safety Awareness within Detainee Operations	1.0 hr	1hr	9 hrs
CD 260 React using Unarmed Self-Defense Techniques	11.6hrs	8hr	
Day 4			
CD 424 Forced Cell Move Procedures within Detainee Operations	8.0 hrs	4hr	10 hrs
CD 256 Respond to a Bomb Threat and/or a Bomb within Detainee Operations	1.5 hrs	1hr	
CD 254 Emergency Actions for Fire, Escapes and Disorders	2.7 hrs	1hr	
CD 500 Non-Lethal Weapons Capabilities during Disorders/Disturbances	8.7 hrs	3hr	
CD 408 Cell Block Operations within Detainee Operations	2.0 hrs	1hr	
Day 5			
CD 222 Accountability Procedures within Detainee Operations	1.4 hrs	1hr	8 hrs
CD 226 Perform Security and Control Activities within Detainee Operations	2.0 hrs	2hr	
CD 410 Special Housing Unit (SHU)/Procedures within Detainee Operations	2.9 hrs	1hr	
CD 404 Main Gate/Sally Port Procedures within Detainee Operations	2.5 hrs	2hr	
CD 414 Visitation Procedures within Detainee Operations	2.0 hrs	1hr	
CD 246 Escort Procedures within Detainee Operations	2.0 hrs	1hr	
Day 6			
CD 412 Meal Procedures within Detainee Operations	3.6 hrs	1hr	8 hrs
CD 418 Tower Guard Duties within Detainee Operations	2.0 hrs	1hr	
CD 664 Collect Evidence within Detainee Operations	3.0 hrs	2hr	
CD 103 Supervise the Processes to Ensure Compliance with the Geneva Convention	2.0 hrs	2hr	
CD 242 Prepare Observation and Disciplinary Reports within Detainee Operations	2.0 hrs	2hr	

TOTAL: 92.1 hrs

TOTAL: 55 hrs

Times are flexible and will adjust based on the instructor's knowledge of the subject.

001798



REPLY TO
ATTENTION OF

HEADQUARTERS
MULTI-NATIONAL FORCE - IRAQ
OFFICE OF THE DCG-DO
BAGHDAD, IRAQ
APO AE 09342-1400

MNFI-CD

12 August 2004

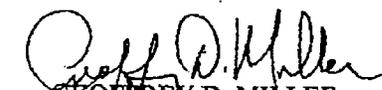
MEMORANDUM FOR C3, MNFI

SUBJECT: Non 31E MP/ILO Pre-Deployment Training Requirements for the Iraqi Theater of Operations

1. Based on a comprehensive review of the 31E / Military Police - Internment/Resettlement Specialist task set and the unique considerations present in this theater for MP / ILO nominated OIF 2/3 units and Individual Augmentees (IAs), we have identified theater (Iraq) specific pre-deployment training requirements for detainee operations. (See enclosure). The task set represents the minimum number of 31E related tasks and other recommended supporting tasks requiring validation during the mobilization process and is in addition to other mandated subject matter / topics required for deployment to the Iraqi theater.
2. Request DIRLAUTH with FORSCOM relative to the deployment cycle training requirements for MPs and ILO MPs identified for duty in the Iraqi theater.
3. MP / ILO units and IAs arriving in support of OIF 2/3 must be trained to standard in the unique task set required in detainee operations in order to facilitate the effective transfer of operations during the rotation of forces without degradation of operational capabilities.
4. Please direct questions regarding this memorandum to the LTC [REDACTED] J3, Detainee Operations at DSN 822 [REDACTED] or e-mail at [REDACTED]@iraq.centcom.smil.mil.

B6-2

Encl (1)


GEOFFREY D. MILLER
MG, USA
Deputy Commanding General
Detainee Operations

001799

Non 31E MPs/ILO MPs Pre-Deployment Training Task Set

	Task	Reference
1.	Introduction to Detainee Operations	USAMPS CD 202
2.	Perform security and control activities at a detainee camp	USAMPS CD 226
3.	Apply priorities of force within a detainee camp	Task 191-381-1324
4.	Conduct inspections/shakedowns of detainee areas	Task 191-381-1251
5.	Observe detainees in close confinement	Task 191-381-1317
6.	Control recreation, shower and shave call within close confinement	Task 191-381-1319
7.	Inspect physical security of a Detainee Camp (tents and barracks area)	Task 191-382-2347
8.	Interact with detainees	Task 191-381-1290/ USAMPS CD 206
9.	Restrain a detainee	Task 191-381-1255/ USAMPS CD 250
10.	Detect symptoms of unusual or potentially deviant behaviors of detainees	Task 191-381-1291
11.	Control vehicle entry to and exit from a detainee camp	Task 191-381-1304
12.	Control packages and materials at sally port	Task 191-381-1305/ USAMPS CD 404
13.	Control personnel entry to and exit from a detainee camp	Task 191-381-1306
14.	Control detainee movements within a detainee camp	Task 191-381-1332
15.	Frisk search a detainee	Task 191-381-1287
16.	Perform a forced removal of a detainee	Task 191-381-1861
17.	Account for detainees	Task 191-382-2290
18.	Brief detainee escorts / escort procedures	USAMPS CD 246
19.	Prepare observation and disciplinary reports	Task 191-381-1323
20.	Supervise and control procedures during detainee meals	Task 191-382-2348
21.	Prepare a DA Form 2823 (Sworn Statement)	Task 191-376-0002
22.	Prepare a DA Form 4137 (Evidence/Property Custody Document)	Task 191-376-5138
23.	Identify evidence/contraband	Task 191-376-5124
24.	Collect evidence	Task 191-376-5125
25.	Unarmed Self-Defense (Pressure Point Control Techniques)	USAMPS CD 260
26.	Stress Management	USAMPS CD 208
27.	Geneva Convention (Humane Treatment of Detainees)	USAMPS CD 113
28.	HIV and Universal Precautions	USAMPS CD 216

Enclosure I to Non 31E MPs/ILO Pre-Deployment Training Requirements for the Iraq Theater

001800

29.	*Full Spectrum of Use of Force to include: Verbal persuasion Less than Lethal Weapons -Proper use and operation of a Taser (SEL Indiv) -OC (All) -12 Gauge Shotgun (less than lethal munitions – M1013, M1012, 40mm non-lethal and 40mm 1029) *(Incorporate ROE for Iraq)	USAMPS CD 252 (Use of Force), CD 500 (Non-Lethal Weapons) Task 191-381-1294
30.	Emergency Action for Fire, Escapes and Disorders within Detainee Operations	USAMPS CD 254
31.	Special Housing Unit Procedures within Detainee Operations	USAMPS CD 410
32.	React to a bomb threat and/or bomb in a detainee camp	Task 191-381-1250
33.	Supervise and control processes in order to ensure compliance with 3 and 4 of the Geneva Convention	
34.	Personal safety awareness	USAMPS CD 228
35.	Perform as a Tower Guard	Task 191-381-1302
36.	Participate in Riot Control Formations to Control Internees	Task 191-381-1258
37.	Take Action in the Event of Disorder at an Internment Facility	Task 191-381-1321

Additional Recommended Tasks:

- A. Cultural awareness (Islam and Iraq)
- B. Interpersonal communication (IPC) Skills
- C. Maintain Operations Security (OPSEC)
- D. Behavioral Health Sciences (BHS) training
- E. Civil Disturbance (CD) training
- F. Segregation measures
- G. Storage of evidence
- H. Identification of suspicious activity
- I. React to Direct and Indirect Fires

INFORMATION PAPER

DETENTION OF CIVILIANS

During operations ISO OPOD COBRA II, TF IH units will be required to restrain, detain and possibly release civilian internees (CI) and other detainees (OD). Regardless of the situation, TF IH units will comply with the law of war and act in a manner consistent with the humanitarian principles of international law.

1. Definitions:

a. Civilian internee (CI): a person who is interned during armed conflict or occupation if he is considered a security risk, needs protection or has committed an offense (insurgent, criminal) against the detaining power. A CI is protected according to the Geneva Convention Relative To The Protection Of Civilian Persons In Time Of War.

b. Other detainee (OD): a person in the custody of the US armed forces who has not been classified as an EPW, a retained person (RP) or a CI. ODs are treated as EPWs until a legal status is ascertained by competent authority.

c. Probable cause: a reasonable certainty that a crime has been committed or is being committed and that person to be detained has committed, is committing or is aiding another to commit the offense.

d. Reasonable basis: under the circumstances that exist at the time, sufficient facts upon which a reasonable person would rely to make a decision.

e. Retained person (RP): an enemy who falls within one of the following categories: a person who is a member or the medical service of an enemy armed force; a medical person exclusively engaged in searching, collecting, transporting or treating the wounded or sick, preventing disease or administering a medical unit or establishment; a chaplain; or a member of the International Federation of Red Cross and Red Crescent Societies.

f. Serious crime: for the purposes of detention, is any crime considered to be a felony under u.s. law; an offense punishable by confinement of one year or more under the UCMJ; or is a violation of the law of war. The definition includes, but is not limited to, murder, rape, robbery, arson, assault, burglary, larceny or destruction of property with a value in excess of five hundred dollars, or conspiracy, solicitation or acting as an accomplice to one of these offenses. The V Corps SJA may approve additional crimes for which detention is authorized.

2. Detention:

a. TF IH units are authorized to detain civilians who are believed to possess information important to, or are interfering with, mission accomplishment. Unless directed otherwise by a more senior commander, the decision to detain civilians is the responsibility of the senior U.S. soldier on the scene.

-
1. Coalition forces are authorized to stop all civilian traffic and search all

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vehicles for weapons, explosives, cell phones and other communications devices, GPS, maps, note pads, cameras, uniforms and other identifiable enemy equipment, and evidence of any activity posing a threat to coalition forces, including intelligence gathering.

2. Adult males present on the battlefield during the hours of darkness will be detained unless, in the judgment of the senior leader on the scene, they are positively identified as posing no threat to coalition forces. The detention of adult males present on the battlefield after dark is essential to the security of coalition forces and to the safety of adult males who are not members of paramilitary forces and might otherwise be engaged as a declared hostile force. Evacuate to the nearest collection point for immediate interrogation.

b. Coalition forces may also detain civilians if they:

1. obstruct the progress of u.s. or coalition forces whether by demonstration, riot, or other means;
2. enter or attempt to enter, without authority, any area controlled by u.s. or coalition forces;
3. commit, attempt, conspire, threaten or solicit another to commit or aid or abet in the commission of a crime; or
4. have been detained pursuant to a warrant, order or indictment issued by competent authority.

c. Commanders are also authorized to take action to prevent looting. Authorized actions include:

1. detention of persons observed in the act, or reasonably suspected, of looting;
2. placement of areas or locations off-limits;
3. establishment of checkpoints that confirm the identity and residence of persons in order to permit them to enter specified areas;
4. use of non-lethal munitions.
5. Use of necessary, graduated force to detain persons observed in the act, or reasonably suspected, of looting is authorized. **DEADLY FORCE IS NOT AUTHORIZED. WARNING SHOTS ARE NOT PERMITTED TO STOP LOOTING.**

d.. Commanders of brigade and larger units, commanders of internment facilities or detention centers or the v corps PMO may approve temporary detention of an individual for up to 21 days if he has probable cause to believe the person satisfies one or more of the criteria of paragraph 2.a.

e. Initial detention will be automatically terminated at 21 days, unless a review is conducted by military magistrate or other competent legal authority as designated by v corps or the TF IH SJA. A record of the review will be maintained by the staff judge advocate.

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f. Continued detention may be directed if the hearing authority determines, upon probable cause, that the detainee has or will commit a serious crime and is awaiting judicial proceedings and the confinement is necessary because it is foreseeable that the detainee will not appear at trial, pretrial hearing, or investigation, or the detainee will commit a serious crime and less severe forms of restraint are inadequate.

g. The hearing officer could also direct continued detention, if he determines, upon probable cause, that the CI or OD fits into Category A listed below.

h. Thereafter, circumstances of detention will be reviewed every 30 days using the standard in paragraph 2-d or the individual's status has been determined by competent authority such as an article 5 tribunal.

i. While U.S. forces will apply the same standards of humanitarian treatment to all detainees, U.S. forces may, for operational and security reasons, classify and segregate detainees based upon the following categories. Designated release authorities may also use these categories to assist them in determining whether they should or should not release particular detainees.

1. Category A consists of civilian non-combatants whose names are contained on the "black list;" who are the subject of any warrants, orders or indictments issued the united states or any internantional tribunal; who are suspected of a violation of the law of war; or who are members of the following international terrorist organizations, or any groups/cells/facilities associated therewith: AL QAIDA, ANSAR ISLAM (AI), TALIBAN, ASBAT AL-ANSAR, EGYPTIAN ISLAMIC GROUP (AKA GAMAAT AL-ISLAMIYYA), HAMAS, HIZBALLAH/ISLAMIC JIHAD ORGANIZATION, AL AQSA MARTYRS BRIGADE, HARAKAT UL MUJAHIDIN, LASHKAR E TAYYIBA, PALESTINIAN ISLAMIC JIHAD, EGYPTIAN ISLAMIC JIHAD, JEMAAH ISLAMIYAH, AND THE ISLAMIC MOVEMENT OF UZBEKISTAN.

2. Category B consists of civilian non-combatants who pose a serious threat to U.S. forces, other protected persons, key facilities, or property designated mission-essential; obstruct the progress of coalition forces whether by demonstration, riot or other means; enter or attempt to enter, without authority, any area controlled by coalition forces; commit or attempt to commit any of the following criminal offenses: assault upon any member of coalition forces; murder, rape, kidnapping, arson, aggravated assault; any crime involving a suspect who has been previously detained by v corps; any crime in which a weapon was used in the commission of the crime, and/or any other serious criminal conduct, including aiding or abetting those who commit the above listed offenses, or conspiring to commit the above listed offenses.

3. Category C consists of civilian non-combatants who steal or loot or attempt to steal or loot coalition or protected property, commit or attempt to commit any of the following offenses: burglary, housebreaking, larceny, looting, driving under the influence of alcohol or drugs; prostitution, destruction of property, simple assault;

harassment, use or possess illegal drugs, possess stolen property, commit or attempt to commit auto theft, carjacking, including aiding or abetting

4. Category D consists of civilian non-combatants who have valuable intelligence information important to mission accomplishment. This category also includes personnel who, through non-violent means, obstruct or attempt to obstruct military operations, commit curfew violations, are drunk and disorderly, commit traffic violations, and/or commit any offense in violation of administration orders.

j. Standard of treatment: U.S. forces will treat all CI and OD in a manner consistent with the humanitarian standards of treatment and protections accorded to EPWs pursuant to the principles outlined in Geneva convention III. U.S. forces will protect CI and OD from physical harm and against insults and public curiosity. U.S. forces will provide CI and OD with protective facilities and instruct them in the procedures to follow in the event of nuclear, biological or chemical attack.

k. Commanders at all levels are responsible to ensure proper handling and treatment of CI and OD. Commanders must ensure that all personnel under their commands understand that CI and OD are not EPW, that they will be processed and housed separately and that they will not be co-mingled.

l. Commander, 18th MP brigade will establish those rules and procedures necessary for the safe and efficient operation of collection points, internment facilities and detention centers. This includes procedures and rules necessary for the proper administration of discipline within the facilities.

3. Rules of engagement:

a. U.S. forces may use force in a manner consistent with the rules of engagement in effect at the time if they are acting in order to defend themselves and their units, enforce facility rules or procedures, protect detainees or prevent detainees from escaping.

b. A commander's inherent authority and obligation to use all necessary means available and to take all appropriate action in self-defense of the commander's unit and other us and coalition forces in the vicinity is not, however, limited. A commander must consider the assigned mission, the current situation, higher commanders' intent and all other available guidance in determining the level of force required for mission accomplishment. Use of force will be proportional in that it should be reasonable in intensity, duration and magnitude, based on all facts known to the commander at the time.

c. With respect to CI and OD, the use of force, including deadly force is authorized to respond to hostile acts, demonstration of hostile intent or to prevent the commission of crimes involving death or serious bodily harm and to prevent "Category A" and "Category B" detainees from escaping.

d. With regard to the use of force to prevent an escape, deadly force is a last resort after all other reasonable means have failed.

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4. Transfer of detainees: No detainees will be transferred to the control of another coalition partner without SECDEF approval.

5. Property seizure: complete the property seizure form for any civilian or personal property seized. Provide one copy to detainee and keep one copy with seized property.



DEPARTMENT OF THE ARMY
 HEADQUARTERS,
 4TH INFANTRY DIVISION (MECHANIZED)
 TIKRIT, IRAQ



REPLY TO
 ATTENTION OF

AFYB-CG

21 September 2003

CONFIDENTIAL

MEMORANDUM FOR TF Ironhorse Commanders, Leaders and Soldiers

SUBJECT: Treatment of Detainees in the Custody of U.S. Forces

1. The purpose of this memorandum is to provide guidance for the treatment of enemy prisoners of war (EPW), civilian internees (CI) and other detainees (OD) in the custody of U.S. Forces.
2. Commanders at all levels will ensure that EPWs, civilian internees (to include unlawful combatants and terrorists) and other detainees are humanely treated in accordance with AR 190-8, Enemy Prisoners of War, Retained Personnel, Civilian Internees, and Other Detainees; Field Manual 27-10, The Law of Land Warfare; the 1949 Geneva Convention Relative to the Treatment of Prisoners of War; and, the 1949 Geneva Convention Relative to the Protection of Civilians in a Time of War.
3. TF Ironhorse soldiers will treat all detainees with dignity and respect and, at the very least, will meet the standards for humane treatment as articulated in international law. TF Ironhorse soldiers will treat all CI and OD in a manner consistent with the protections afforded EPWs pursuant to the principles outlined in the Geneva Convention. Such treatment will be extended to EPWs, CI, and OD from the moment they fall into the hands of U.S. Forces to the time of their final release or repatriation.
4. EPWs, CI, and OD will be respected as human beings. They will be protected against all acts of violence, including, but not limited to: assault, insults, public curiosity, bodily injury, and reprisals of any kind. While detainees in U.S. custody may be interrogated for intelligence purposes, the use of physical or mental torture, or coercion to compel individuals to provide information is strictly prohibited. Interrogations will be conducted by intelligence or counter-intelligence personnel.
5. Detainees will receive humane treatment without regard to race, nationality, religion, political opinion, sex, or other criteria. U.S. Forces may, however, segregate detainees by category for operational and security reasons.
6. Inhumane treatment of EPWs, CI, and OD is strictly prohibited. Neither the stresses of combat, nor deep provocation will justify inhumane treatment. Such ill treatment of detainees is a serious crime, punishable under international law and the Uniform Code of Military Justice (UCMJ). All reports of detainee or civilian maltreatment will be investigated and reported to the supporting judge advocate or Division SJA.
7. POC for this memorandum is LTC [REDACTED], Staff Judge Advocate, at DNVT [REDACTED]

B3/B6

"STEADFAST AND LOYAL!"

b6-2

RAYMOND T. ODIERNO
 Major General, USA
 Commanding

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EPW Check List

References:

FM 3-19.40, Military Police - Internment Resettlement Operations
FM 100-8, Enemy Prisoners of War, Retained Personnel, Civilian Internees and Other Detainees

- Same sex strip-searches
- Tag and account for personal property: place it in a container, a bag or a tray, mark it with a control number, and take it to a temporary storage area.
- Ensure that Internment Serial Numbers (ISN) are assigned to EPWs
- Use ID Band with ISN on it.
- Initiate personnel records, ID documents, and property receipts
- Maintain accountability of EPWs and their property
- Fingerprint EPWs - identify and record the information on fingerprint cards
- Take Photographs of EPW with ISN and name (photograph name boards)
- Provide receipts for all confiscated items to include money.
- Maintain a manifest that contains the name, rank/status, ISN, power served/nationality, physical condition.
- Treat all EPWs alike, regardless of rank, sex and privileged treatment.
- Maintain and enforce discipline and security and deal with offensive acts promptly.
- Maintain a record of disciplinary actions.

EPWs can

- Submit requests and complaints regarding the conditions of confinement
- Send and receive correspondence provided that it is screened first.
- Attend religious services

Schedule of calls (recommended)

- Reveille, Morning Call, Noon call, Sick, Mess, Evening roll, and Lights out

Standing Orders including rules, procedures, and instructions

- Have an emergency plan for Fire, Natural Disasters, Emergency Evacuations, Blackouts, Escapes, Air Raid
- Hours for religious services
- Procedure for sick call

Medical and Sanitation Considerations

- Provide sufficient showers and latrines and ensuring that they are cleaned and sanitized daily
 - Allow EPWs to shower, shave, and get hair cuts
 - Issue personal-comfort items (toilet paper, soap, toothpaste and toothbrush)
- Provide sufficient potable water for drinking, bathing, laundry and food service
- Dispose of human waste properly to protect the health of all individuals
- Inspect EPWs for signs of illness or injury
- Give immunizations or request immunization support from the supporting medical unit
- Initiate treatment and immunization records
- Issue clothing
 - Clothing worn by EPWs at the time of capture is worn until it is no longer serviceable.
 - Ensure the clothing is marked "PW"
- Ensure the EPWs receive as much water as US soldiers
- Provide adequate space within housing units to prevent overcrowding

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Religion

- EPWs are allowed freedom of worship, including attendance at services of their respective faith held within the facility.

Safety Program

- Set up and administer a safety program for housed personnel.
- Maintain records and reports for the internee safety program.

Security - Internal and External

- Establish a security measures that effectively control housed personnel with minimal use of force.
- Commanders protect housed personnel from threats outside the facility.

Tribunal

- A tribunal is held according to Article 5, Geneva Convention Relative to the Treatment of Prisoner of War. It determines the status of an individual who does not appear to be entitled to EPW status but commits a belligerent act to aid enemy armed forces, engages in a hostile activity to aid the enemy armed forces, asserts that he or she is entitled to treatment as an EPW.

001809

**Bates Pages 1810-1811 depict photos which
are nonresponsive and have not been
provided based on application of the Judge's
in camera rulings (tourist-type photos)**

AFZX-C-CO

(b)(3)
(b)(6)

MEMORANDUM FOR _____
TO AE

bb-2

SUBJECT: Memorandum of Instruction for Summary Courts-Martial Officer

1. You are hereby appointed as a Summary Court-Martial Officer in the case of US v. _____
2. You are instructed to contact the 2d ACR Legal Center as soon as possible to receive a legal briefing on the procedures for the court-martial prior to conducting your summary court-martial.
3. You are advised that you should contact _____ for all of your administrative needs.
4. You have been given a complete copy of the Court-Martial Packet and a copy of our Summary Court-Martial Briefing Book. The briefing book contains a copy of Appendix 9 of the Manual for Courts-Martial, a copy of DA Pamphlet 27-7 (Guide for Summary Court-Martial Trial Procedure) and a copy of Rules for Court-Martial 1301 - 1304 of the Manual for Courts-Martial. These are the regulations you will need in order to conduct the Summary Court-Martial.
5. Take the time to read through the entire Court-Martial Packet as soon as possible so that you can determine what witness(es) you wish to call in the Court-Martial. The Trial Counsel and/or the Defense Counsel may make suggestions as to witness(es) that you may want to call, but the decision of who to call is yours. It is your responsibility to determine which witness(es) you will need for the Court-Martial. The accused has a right to request witness(es) as well. It is your responsibility to determine which witnesses are relevant and necessary, and to ensure their attendance at the Court-Martial. Your legal advisor can assist you in this matter, as well as other aspects of the Summary Court proceedings. _____ will contact the witness(es) for you.
6. I want you to read Sections 1 & 2 of DA Pam 27-7 very carefully as soon as possible (contact your legal advisor to have your duties and responsibilities clarified).
7. During the Court-Martial, if you have any questions regarding procedural matters, you are instructed to contact your legal advisor, _____ is,

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CORR-101, dtd 9 Nov 01

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12 DEC 2003

MEMORANDUM FOR Commander, 1st Armored Division, Baghdad, Iraq, APO AE 09324

SUBJECT: Transmittal of Court-Martial Charges in the case of [REDACTED]

[REDACTED]

b6-2

1. The attached court-martial charges against [REDACTED] have been reviewed. The specifications allege offenses under the Uniform Code of Military Justice and are supported by the evidence attached. The charges are forwarded in accordance with R.C.M. 404, MCM (2002), for appropriate disposition.

2. I recommend:

a. Trial by Summary Court-Martial, Special Court-Martial, Special Court-Martial empowered to adjudge a Bad Conduct Discharge, or General Court-Martial.

b. Nonjudicial punishment under Art. 15.

c. Nonpunitive administrative action. Relief of duties for cause, Letter of concern/nonpunitive reprimand, or Administrative discharge proceedings.

d. That no action be taken at this time *11*

3 Encls

- 1. Charge Sheet
- 2. Allied Papers
- 3. Enlisted Record Brief

b6-2

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

AFZX-CB

MEMORANDUM FOR Commander, 2d Armored Cavalry Regiment, APO AE 09322

SUBJECT: Transmittal of Court-Martial Charge in the case of [REDACTED] b6-2

1. The attached court-martial charges against [REDACTED] have been reviewed. The specifications allege offenses under the Uniform Code of Military Justice and are supported by the evidence attached. The charges are forwarded in accordance with R.C.M. 403, MCM (2002), for appropriate disposition.

2. I recommend:

a. Trial by () Summary Court-Martial, () Special Court-Martial, () Special Court-Martial empowered to adjudge a Bad Conduct Discharge, or () General Court-Martial.

b. Nonjudicial punishment under Art. 15.

c. Nonpunitive administrative action. () Relief of duties for cause, () Letter of concern/nonpunitive reprimand, or () Administrative discharge proceedings.

d. That no action be taken at this time.

3 Encls

1. Charge Sheet
2. Allied Papers
3. Enlisted Record Brief

Personal Info Redacted IAW Sec of Def Memo 01 -
CORR-101, dtd 9 Nov 01

001814

AFZX-CB-EN

MEMORANDUM FOR Commander, 2d Squadron, 2d Armored Cavalry Regiment, APO AE 09322

SUBJECT: Transmittal of Court-Martial Charges in the case of [REDACTED]

b6-2

1. The attached court-martial charges against [REDACTED] have been reviewed and are forwarded in accordance with R.C.M. 401, MCM (2002), for appropriate disposition.
2. Summaries of expected testimony and documentary evidence upon which the charges are based are attached.
3. All material witnesses are expected to be available at the time of trial.
4. Personal data of the accused is attached as a copy of the accused's Enlisted Record Brief.
5. The following additional personal data of the accused is provided:
 - a. Number of dependents in command: Three.
 - b. Previous disciplinary actions: None.
6. There is no record of prior court-martial convictions.
7. The soldier is not currently pending separation action under the provisions of AR 635-200.
8. I recommend:
 - a. Trial by Summary Court-Martial, Special Court-Martial, Special Court-Martial empowered to adjudge a Bad Conduct Discharge, or General Court-Martial.
 - b. Nonjudicial punishment under Art. 15.
 - c. Nonpunitive administrative action. Relief of duties for cause, Letter of concern/nonpunitive reprimand, or Administrative discharge proceedings.
 - d. That no action be taken at this time

- 3 Encls
1. Charge Sheet
 2. Allied Papers
 3. Enlisted Record Brief

Personal Info Redacted IAW Sec 01 DER Memo 01 -
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CHARGE SHEET

1. NAME OF ACCUSED (Last, First, MI)		I. PERSONAL DATA		3. GRADE OR RANK	4. PAY GRADE
3. UNIT OR ORGANIZATION		2. SSN		6. CURRENT SERVICE	
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED		a. INITIAL DATE	b. TERM
a. BASIC	b. SEA/FOREIGN DUTY	None		29 May 03	4 years
c. TOTAL		II. CHARGES AND SPECIFICATIONS		9. DATE(S) IMPOSED	
None				N/A	

10. CHARGE I: VIOLATION OF THE UCMJ, ARTICLE 128.
 SPECIFICATION 1: In that *b6-5*, U.S. Army, did, at or near Baghdad, Iraq, on or about between 15 June 2003 and 15 July 2003, unlawfully shock a detainee with an M34 blasting device.
 SPECIFICATION 2: In that *b6-5*, U.S. Army, did, at or near Baghdad, Iraq, on or about between 15 June 2003 and 15 July 2003, unlawfully shock a detainee with an M34 blasting device.
 SPECIFICATION 3: In that *b6-5*, U.S. Army, did, at or near Baghdad, Iraq, on or about between 15 June 2003 and 15 July 2003, unlawfully strike a detainee.
 CHARGE II: VIOLATION OF THE UCMJ, ARTICLE 134.
 SPECIFICATION: In that *b6-5*, U.S. Army, did, at or near Baghdad, Iraq, on or about between 15 June 2003 and 15 July 2003, wrongfully maltreat two detainees by stripping them of their clothing.

11a. NAME OF ACCUSER (Last, First, MI)		III. PREFERRAL		c. ORGANIZATION OF ACCUSER	
d. SIGNATURE OF ACCUSER		b. GRADE	e. DATE		
<i>b6-2</i>			06 DEC 2003		

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this _____ day of _____, _____, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

 Typed Name of Officer

 Organization of Officer

 Grade

 Signature

 Official Capacity to Administer Oath
 (See R.C.M. 307(b) - must be a commissioned officer)

001816

12.

On 07 DEC, 2003, the accused was informed of the charges against him/her and of the name(s) of The accuser(s) known to me (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

MAE bb-2
Typed Name of Immediate Commander

Organization of Immediate Commander

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13.

The sworn charges were received at 1335 hours, 7 Dec, 2003 at _____ Designation of Commander

Regiment, Baghdad, Iraq, APO AE 09322
Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE ¹ _____

bb-2
Typed Name of Officer

Official Capacity of Officer Signing

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	b. PLACE	c. DATE (YYYYMMDD)
--	----------	--------------------

Referred for trial to the _____ court-martial convened by _____

_____, subject to the following instructions: _____

By _____ of _____
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15.

On _____, I (caused to be) served a copy hereof on (each of) the above named accused.

Typed Name of Trial Counsel

Grade or Rank of Trial Counsel

Signature

FOOTNOTES: 1 - When an appropriate commander signs personally, inapplicable words are stricken.
2 - See R.C.M. 601(e) concerning instructions. If none, so state.

CORR-101, did 9 Nov 01

DEPARTMENT OF THE ARMY
2d Armored Cavalry Regiment
APO AE 09322

AFZX-C-CO

MEMORANDUM FOR Commander, 1st Armored Division, Baghdad, Iraq, APO AE
09322

SUBJECT: Recommendation for Separation Under AR 635-200, Chapter 10 (In Lieu of
Trial by Court Martial)

1. I recommend (approval) (disapproval) of the request for separation from
bb-5 , under the provisions of AR
635-200, Chapter 10.
2. I recommend that be separated from the service and issued a(n)
(General) (Other Than Honorable Discharge Certificate).
3. Pursuant to AR 635-200, Paragraph 1-35, I recommend that *bb-5* not be
transferred to the Individual Ready Reserve (IRR).

Encls
nc

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CORR-101, dtd 9 Nov 01

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DEPARTMENT OF THE ARMY
2d Squadron, 2d Armored Cavalry Regiment
APO AE 09322

AFZX-CB

MEMORANDUM FOR Commander, 2d Armored Cavalry Regiment, Baghdad, Iraq,
APO AE 09322

SUBJECT: Recommendation for Separation Under AR 635-200, Chapter 10 (In Lieu of
Trial by Court Martial)

1. I recommend **(approval)** **(disapproval)** of the request for separation from _____
_____ **b6-5**, under the provisions of AR
635-200, Chapter 10.

2. I recommend that SSG Peasgood be separated from the service and issued a(n)
(General) **(Other Than Honorable)** Discharge Certificate.

3. Pursuant to AR 635-200, Paragraph 1-35, I recommend that _____ **b6-5** not be
transferred to the Individual Ready Reserve (IRR).

Encls
nc

Personal Info Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

001819

DEPARTMENT OF THE ARMY
84th Engineer Company
2d Squadron, 2d Armored Cavalry Regiment
APO AE 09322

AFZX-BC-EN

MEMORANDUM FOR Commander, 2d Squadron, 2d Armored Cavalry Regiment, Baghdad,
Iraq, APO AE 09322

SUBJECT: Recommendation for Separation Under AR 635-200, Chapter 10 (Discharge in Lieu
of Trial by Court-Martial)

1. I recommend (approval) ~~(disapproval)~~ of the request for separation by

b6-5 under the provisions of AR 635-200, Chapter 10.

2. I recommend that be separated from the service and issued a(n) (General)
(Other Than Honorable) Discharge Certificate.

3. Pursuant to AR 635-200, Paragraph 1-35, I recommend that *b6-5* not be transferred
to the Individual Ready Reserve (IRR).

Encls
nc

1. ORIGINAL INTO REUACICU LA W. SEC OF DEPT MEMO 01-
CORR-101, dtd 9 Nov 01

001820



DEPARTMENT OF THE ARMY
UNITED STATES ARMY TRIAL DEFENSE SERVICE
82D AIRBORNE DIVISION BRANCH OFFICE
FOB RIDGWAY, IRAQ

AFZA-JA-TDS

24 December 2003

MEMORANDUM FOR Commanding General, 1st Armored Division

SUBJECT: Chapter 10 Request, :

1. Request that you approve Chapter 10 for the following reasons:

b65

request for a

a. ^{b6-5} has never been in any trouble in the entire 7 years he has been in the service, to include article 15s.

b. ^{b6-5} has an exemplary service record (see attached good soldier packet). He was chosen to deploy ahead of the rest of . He saved the lives of numerous Iraqi citizens by destroying DPICM submunitions and other UXOs from neighborhoods in Iraq. He was also on the First Response Team for the United Nations bombing and was involved in evacuating casualties. He destroyed over 10,000 VS-50 AP mines and over 500 DPICM Cluster munitions. He was chosen to deploy with 2nd Squadron within 96 hours over all NCOs in his company. His service record is filled with situations where he risked his life for others. In this particular case, he was involved in the stripping of detainees because he did not want to "rough them up" as ordered or kill them like the guards had done prior. It seems ironic that those who shot looters in violation of ROE have been allowed to continue their military careers while is facing such severe consequences for the offenses charged.

c. His immediate chain of command recommended that he receive an article 15. The Regimental Commander specifically stated in the preferral packet that the case would be returned to the squadron commander for disposition. However, when that commander attempted to take action, the case was removed from his hands. Furthermore, both the Company Commander and Squadron Commander recommended approval of a chapter 10 on 24 December 2003. They both also stated that they would support a General Discharge given service record and dire family situation.

d. has a four month old baby that was born with two holes in his heart. He also has a two year old son who is being treated at the moment for what the doctor's suspect is Leukemia. Approval of the chapter 10 will deprive him of the medical benefits he desperately needs to care for those children.

2. Based on the circumstances, the accused requests approval of the chapter 10 request with a General discharge. AR 635-200, Chapter 10,

Personal Info Redacted IAW Sec of Def Memo U1-
CORR-101, dtd 9 Nov 01

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AFZA-JA-TDS

SUBJECT: Chapter 10 Request,

specifically authorizes such a discharge even though it is rare.
b2.5 understands that he can receive an Other Than Honorable
discharge from this request although he simply requests that a general
discharge be considered. Thank you for your consideration of this
matter.

Personal Info Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

001822

REQUEST FOR DISCHARGE IN LIEU OF TRIAL BY COURT-MARTIAL

DATA REQUIRED BY THE PRIVACY ACT OF 1974 (5 U.S.C. 552a)

AUTHORITY: 5 USC 301, 10 USC 3013.

PURPOSE: To be used by the commander exercising general trial by court-martial jurisdiction over you to determine approval or disapproval of your request.

ROUTINE USES: Request, with appropriate documentation including the decision of the discharge authority, will be filed in the MPRJ as permanent material and disposed of in accordance with AR 640-10, and may be used by other appropriate Federal agencies and State and local governmental activities where use of the information is compatible with the purpose for which the information was collected. Submission of a request for discharge is voluntary. Failure to provide all or a portion of the requested information may result in your request being disapproved.

AFZA-JA-TDS

24 December 2003

MEMORANDUM FOR Commander, 1st Armored Division

SUBJECT: Request for Discharge in Lieu of Trial by Court-Martial

1. I, ^{b6-5} voluntarily request discharge in lieu of trial by court-martial under the provisions of AR 635-200, Chapter 10. I understand that I may request discharge in lieu of trial by court-martial because charges have been preferred against me under the Uniform Code of Military Justice that authorizes the imposition of a punitive discharge. I have been charged with violating Articles 128 and 134 of the Uniform Code of Military Justice.

2. I am making this request of my own free will and have not been subjected to any coercion whatsoever by any person. I have been advised of the implications that are attached to it. By submitting this request for discharge, I acknowledge that I understand the elements of the offenses charged, have discussed the elements and evidence with a trial defense lawyer detailed to represent me, and understand that I am guilty of a charge against me or of a lesser included offense therein contained which also authorizes the imposition of a punitive discharge.

3. Prior to completing this form, I have consulted with counsel who has fully advised me of the nature of my rights under the Uniform Code of Military Justice; the elements of the offense with which I am charged; any relevant lesser included offense thereto; the facts which must be established by competent

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AFZA-JA-TDS

SUBJECT: Request for Discharge in Lieu of Trial by Court-Martial

evidence beyond a reasonable doubt to sustain a finding of guilty; the possible defenses which appear to be available at this time; and the maximum permissible punishment if found guilty. Although I have been provided legal advice, this decision is my own.

4. I understand that, if my request for discharge is accepted, I may be discharged under conditions other than honorable and furnished an Under Other Than Honorable Conditions Discharge Certificate. I have been advised and understand the possible effects of an Under Other Than Honorable Conditions Discharge and that, as a result of the issuance of such a discharge, I may be deprived of many or all Army benefits, that I may be ineligible for many or all benefits administered by the Veterans Administration, and that I may be deprived of my rights and benefits as a veteran under both Federal and State law. I also understand that I may expect to encounter substantial prejudice in civilian life because of an Under Other Than Honorable Conditions Discharge. I further understand that there is no automatic upgrading nor review by any Government agency of an Under Other Than Honorable Conditions Discharge and that I must apply to the Army Discharge Review Board or the Army Board for Correction of Military Records if I wish review of my discharge. I realize that the act of consideration by either board does not imply that my discharge will be upgraded. I further understand that if I am issued an Under Other Than Honorable Conditions Discharge, I will automatically be reduced to the rank of Private (E-1).

5. I understand that once my request for discharge is submitted, it may be withdrawn only with the consent of the commander exercising general court-martial authority, or without that commander's consent, in the event trial results in an acquittal or the sentence does not include a punitive discharge, even though one could have been adjudged by the court. Further, I understand that if I depart absent without leave, this request may be processed and I may be discharged even though I am absent.

6. I have been advised that I may submit any statements I desire on my own behalf to accompany my request for discharge. Statements in my own behalf are submitted with this request.

AFZA-JA-TDS

SUBJECT: Request for Discharge in Lieu of Trial by Court-Martial

7. I hereby acknowledge receipt of a copy of this request for discharge.
8. I do not request a separation physical.
9. I request a delay in the processing of all trial by court-martial charges against me pending final action on my request for discharge UP AR 635-200, Chapter 10.
10. Under the provisions of paragraph 10-5, AR 635-200, if the charges are referred to trial and trial results in acquittal or the sentence does not include a punitive discharge, even though one could have been adjudged by the court, withdrawal of this request for discharge is hereby automatically requested without any further action on the part of the accused or his counsel.

b6-5

*****STATEMENT OF COUNSEL*****

Having been advised by me of the basis for his contemplated trial by court-martial and the maximum permissible punishment authorized under the Uniform Code of Military Justice; of the possible effects of an Under Other Than Honorable Discharge if this request is approved; and of the procedures and rights available to him, ^{b6-5} personally made the choices indicated in the foregoing request for discharge in lieu of trial by court-martial.

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RECORD OF TRIAL BY SUMMARY COURT-MARTIAL

1a. NAME OF ACCUSED <i>(Last, First, MI)</i> <p align="center" style="font-size: 1.5em;">b6-5</p>	b. GRADE OR RANK	c. UNIT OR ORGANIZATION OF ACCUSED BAGHDAD, IRAQ,	d. SSN
2a. NAME OF CONVENING AUTHORITY <i>(Last, First, MI)</i> <p align="center" style="font-size: 1.5em;">b6-2</p>	b. RANK	c. POSITION ()	d. ORGANIZATION OF CONVENING AUTHORITY BAGHDAD, IRAQ,
3a. NAME OF SUMMARY COURT-MARTIAL <i>(If SCM was accuser, so state.)</i> <p align="center" style="font-size: 1.5em;">b6-2</p>	b. RANK	c. UNIT OR ORGANIZATION OF SUMMARY COURT-MARTIAL BAGHDAD, IRAQ,	

(Check appropriate answer)

4. At a preliminary proceeding held on _____ 20 04, the summary court-martial gave the accused a copy of the charge sheet.	YES	N
	X	

5. At that preliminary proceeding the summary court-martial informed the accused of the following:

a. The fact that the charge(s) had been referred to a summary court-martial for trial and the date of referral.	YES	N
	X	
b. The identity of the convening authority.		X
c. The name(s) of the accuser(s).		X
d. The general nature of the charge(s)		X
e. The accused's right to object to trial by summary court-martial.		X
f. The accused's right to inspect the allied papers and immediately available personnel records.		X
g. The names of the witnesses who could be called to testify and any documents or physical evidence which the summary court-martial expects to introduce into evidence.		X
h. The accused's right to cross-examine witnesses and have the summary court-martial cross-examine on behalf of the accused.		X
i. The accused's right to call witnesses and produce evidence with the assistance of the summary court-martial if necessary.		X
j. That during the trial the summary court-martial would not consider any matters, including statements previously made by the accused to the summary court-martial, unless admitted in accordance with the Military Rules of Evidence.		X
k. The accused's right to testify on the merits or to remain silent, with the assurance that no adverse inference would be drawn by the summary court-martial from such silence.		X
l. If any findings of guilty were announced, the accused's right to remain silent, to make an unsworn statement, oral or written or both, and to testify and to introduce evidence in extenuation or mitigation.		X
m. The maximum sentence which could be adjudged if the accused was found guilty of the offense(s) alleged.		X
n. The accused's right to plead guilty or not guilty.		X

6. At the trial proceeding held on _____ 20 04, the accused, after being given a reasonable time to decide, <input type="checkbox"/> did <input checked="" type="checkbox"/> did not object to trial by summary court-martial. <i>(Note: The SCM may ask the accused to initial this entry at the time the election is made.)</i>	<i>(Initial)</i>
--	------------------

7a. The accused <input type="checkbox"/> was <input checked="" type="checkbox"/> was not represented by counsel. <i>(If the accused was represented by counsel, complete b, c, and d below.)</i>
--

b. NAME OF COUNSEL <i>(Last, First, MI)</i>	c. RANK <i>(If any)</i>
---	-------------------------

d. COUNSEL QUALIFICATIONS

1. Original HHS Requested IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

8. The accused was arraigned on the following charges and specifications. The accused's pleas and the findings reached are shown below:

CHARGE(S) AND SPECIFICATION(S)	PLEA(S)	FINDINGS (Including any exceptions and substitutions)
<p>CHARGE I: ARTICLE 128, UCMJ.</p> <p>Specification 1: Unlawfully shock, between o/a 15 Jun 03 and 15 Jul 03, an Iraqi detainee with an M34 shocking device.</p> <p>Specification 2: Unlawfully shock, between o/a 15 Jun 03 and 15 Jul 03, an Iraqi detainee with an M34 shocking device.</p> <p>Specification 3: Unlawfully shock, between o/a 15 Jun 03 and 15 Jul 03, an Iraqi detainee with an M34 shocking device.</p>	<p>Guilty.</p> <p>Guilty.</p> <p>Guilty.</p> <p>Guilty.</p> <p>Guilty.</p>	<p>Guilty.</p> <p>Guilty.</p> <p>Guilty.</p> <p>Guilty.</p> <p>Guilty.</p>
<p>CHARGE II: ARTICLE 134, UCMJ.</p> <p>Specification: Wrongfully maltreat, between o/a 15 Jun 03 and 15 Jul 03, two detainees by stripping them of their clothing.</p>	<p>Guilty.</p> <p>Guilty.</p>	<p>Guilty.</p> <p>Guilty.</p> <p>COPY RECEIVED ON _____</p>

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9. The following sentence was adjudged: To be _____ and to forfeit \$ _____.

10. The accused was advised of the right to request that confinement be deferred. (Note: When confinement is adjudged.)

YES NO

11. The accused was advised of the right to submit written matters to the convening authority, including a request for clemency, and of the right to request review by the Judge Advocate General.

YES NO

12. AUTHENTICATION

Signature of Summary Court-Martial

Date

13. ACTION BY THE CONVENING AUTHORITY

 bb-2
Typed Name of Convening Authority

 bb-2
Position of Convening Authority

Rank

Signature of Convening Authority

Date

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UNITED STATES

v

b6-5

L

STIPULATION OF
FACT

9 January 2004

1. It is hereby stipulated between Trial Counsel and Defense Counsel, with the express consent of the accused, that the following facts and attachments are true, susceptible of proof at trial, and admissible under the Military Rules of Evidence. These facts can be considered by the Summary Court-Martial in determining the providency of the accused's pleas of guilty and in determining the appropriate sentence even if the evidence of the facts is otherwise inadmissible. Accused and Counsel agree to waive any possible objections, which may properly be waived, under the Military Rules of Evidence, the United States Constitution, and applicable case law, to matters contained in this stipulation.

2. The accused, **b6-5** is presently a soldier on active duty in the United States Army. He was on active duty and has been continuously on active duty since 15 June 2003.

3. The accused was at Baghdad, Iraq, between 15 June 2003 and 15 July 2003.

4. The accused, **b6-5**, unlawfully struck a detainee at or near Baghdad, Iraq between 15 June and 15 July 2003. **b6-5** pushed the detainee to the ground and placed his foot into the detainee's chest. The detainee did not act in any manner to provoke such response by

5. The accused, **b6-5**, was present while a subordinate soldier stripped detainees of their clothes. **b6-5** did not do anything to stop this conduct.

6. Striking a detainee unlawfully and allowing a subordinate to strip the detainee of their clothes substantially hinders the rebuilding of Iraq and undermines the trust Iraqi Local Nationals need to facilitate relations between the United States Government and the Iraqi people.

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7. At no time during the events in question was the accused laboring under any mental disease or defect which might have tended to preclude him from appreciating the nature and consequences of his actions.

~~_____~~ b6-5, b6-2

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UNITED STATES

v.

66-5

APPENDIX 1 (QUANTUM)

8 January 2004

1. I, 66-5, offer to plead guilty to the Charges and Specifications, as stated in the Offer to Plead Guilty, and offer to abide by the other terms and conditions set forth in the Offer to Plead Guilty, provided the Convening Authority withdraws the current charges from a Special Court-Martial and then refers the charges to a Summary Court-Martial.
2. Except as limited above, any other lawful punishments can be approved.

66-5)

_____, U.S. Army
Commanding

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UNITED STATES

v.

b6-5

OFFER TO PLEAD
GUILTY

8 January 2004

1. I, *b6-5* am accused in a pending court-martial, offer to plead guilty as set forth in this paragraph:

- To Charge I Specification 1: Not Guilty
- To Charge I Specification 2: Not Guilty
- To Charge I Specification 3: Guilty
- To Charge I: Guilty
- To Charge II and its Specification: Not Guilty

2. As part of this offer, I also agree to the following:

a. I agree to enter into a Stipulation of Fact correctly describing the offenses to which I am offering to plead guilty if such stipulation is requested by the Trial Counsel. I also agree that this stipulation may be used to inform the presiding officer of the summary court-martial of matters pertinent to findings and sentence.

b. I understand that if I were tried by general court-martial, I have a right to be tried by a court consisting of at least five officer members (three members if tried by special court-martial), or by a court consisting of at least one-third enlisted members. None of the members would come from my company. I further understand that I have a right to request trial by military judge alone, and if approved, there would be no court members and the judge alone would decide whether I am guilty or not guilty. If the military judge then found me guilty, the judge alone would determine my sentence. Knowing all the above, I request to be tried by summary court-martial.

3. I agree to take the actions above provided that the Charges are referred to a Summary Court-Martial.

4. I understand that I may request to withdraw the plea of guilty at any time before my plea is accepted and that if I do so, this agreement is canceled. This agreement may also be canceled if:

- a. I fail to fulfill any promise contained in the agreement, or
- b. The Stipulation of Fact is modified at any time without my consent; or

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c. The presiding officer of the summary court-martial's inquiry reveals a disagreement as to a material term in the agreement, or

d. My withdrawal from the pretrial agreement (which I understand that I have the right to do at any time).

5. This writing, including Appendix I (Quantum), includes all terms and conditions of this Offer to Plead Guilty and contains all promises made to me or by me concerning my plea of guilty. There are no other terms or conditions that are not contained in this writing.

Date: ___ January 2004

I have explained all terms and provisions of the forgoing Offer to Plead Guilty (to include Appendix I) to the accused and am satisfied that he understands their meaning and effect.

Date: 8 January 2004

The foregoing offer is (accepted) (rejected)

Date: _____

_____, U.S. Army
Commanding

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REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
2d Armored Cavalry Regiment
APO AE 09322



AFZX-C-CO

4 September 2003

MEMORANDUM FOR Commander, 2d Squadron, 2d Armored Cavalry Regiment, APO AE 09322

SUBJECT: Recommendations for Action Regarding AR 15-6 Investigation

1. I have reviewed the AR 15-6 investigation into detainee abuse by soldiers in the *b6-2*. I concur with the investigating officer's findings.
2. Based upon this investigation, I have recommended that the Commanding General, First Armored Division, relieve *b6-5* for cause for maltreating detainees.
3. In accordance with your recommendations, I am returning full authority to you to discipline *b6-5* in a manner that you believe is appropriate.
4. Finally, I am concerned that soldiers from the *b-2* did not understand the Rules of Engagement for handling detainees and for using deadly force against intruders within your base camp. I direct you to evaluate your subordinates' understanding of the Rules of Engagement. Based upon your review, you may want to consider additional training on the Rules of Engagement and the law of war.

b6-2

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DEPARTMENT OF THE ARMY
2D ARMORED CAVALRY REGIMENT
APO AE 09322

REPLY TO
ATTENTION OF:

AFZX-C-JA

28 AUG 2003

MEMORANDUM FOR RECORD

SUBJECT: Chain of command recommendation of relief for cause of

b6-5

1. On 28 AUG 2003, the soldier's company commander, b6-2 recommended that b6-5 be relieved for cause.
2. On 28 AUG 2003, the soldier's squadron commander, b6-2 recommended that b6-5 be relieved for cause.
3. On 28 AUG 2003, the soldier's regimental commander, b6-2 ay, recommended that b6-5 be relieved for cause.
4. POC is the undersigned at DNVT 587-4512.

b6-2

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DEPARTMENT OF THE ARMY
 ay, 2d Armored Cavalry Regiment
 Camp Dragon, Baghdad, Iraq APO AE 09322-2381



AFZX-CB-EN

27 August 2003

MEMORANDUM FOR COMMANDER, 2ND ARMORED CAVALRY REGIMENT

SUBJECT: Response to 15-6 Investigation

During Operation Scorpion Sting our whole platoon was attached to Eagle Troop. We assisted them in cleaning up the streets from copper wire in their sector. We spent two days doing that, and we would take at least 15 truck loads of copper wire to the back of the camp each day. About one week later, we got a call from Cougar x-ray to go link up with Eagle Troop to go pick up some copper wire. When we got there we loaded up the copper wire into our trailers, and headed back to the camp where we had put the copper wire from the week before. As we arrived to the camp, we saw several Iraqi citizens running from where we had put the copper wire the week prior. *bb-4* and I chased after them. We didn't catch them, so we headed back where everyone else was at. About 20 minutes later *bb-4* told the platoon sergeant that he wanted to go after them again. He said ok. When we got back from going after the looters, he came back with five detainees. We down loaded them and had them help the other two unload the trailers. I stayed at my truck because I was hurting from the heat. I also explained to my soldiers why we need to give the detainees water. Then, after we had them finish down-loading the trailers, we took them to the CMOC.

That day *bb-4* and *bb-4* said they saw me shock a detainee. The statements were false, I did not shock a detainee. After *bb-4* brought back the five detainees, *bb-4* was on the 27 truck as a M249 gunner, *bb-4* stayed at his truck like I did because he also was hurting from the heat. All of our trucks were about fifty feet apart at the site facing the opposite way from each other pulling security. *bb-4* never once, that I saw, got off of the truck he was on to do anything. I never saw come around my truck after arriving back at Camp Marlboro. He was a prior heat injury so he really did not move out of his truck unless it benefited him. I feel that both *bb-4* and *bb-4* have had it out for me sense they both got moved from my squad.

Periodically we would go in the back entrance of the camp to see if we could catch looters in the back of the camp. On two occasions we detained looters. The first time, we took them to the CMOC where we attempted to hand them over to Bulldog elements. Bulldog 6 told my platoon sergeant that he didn't want them here. Then he told my platoon sergeant to "take them out back and beat the fuck out of them." I thought he was serious because every sense we had crossed the berm, it appeared that he had it out for the Iraqi people. We took the detainees to a building in back of the camp, and a team leader in the platoon told the platoon sergeant if he wanted to teach them we should strip them and send them on there way. We could have shot them because they said that they were breaching the outer perimeter. At the time we were way beyond the outer perimeter. We didn't make the outer perimeter until the first week in August. The ROE was to only shoot when you felt your life or another soldier's life was threatened or when fired upon. The Bulldog element was shooting the looters I thought that was to extreme at the time. Therefore, the platoon sergeant didn't want to shoot them and that is why they got stripped.

July 3, 2003 was the day that *bb-4* brought back a detainee to the warehouse where we lived. I don't now why he did that, or what he was thinking when he brought him back. That day we went to go get cokes for the 4th of July party at the camp. When we headed back to the camp we entered into the back gate because I believe the front gate was closed due to the threat con. As we entered the back gate, there were Iraqi people running from where the copper wire was at. As we started to chase them I got a flat tire, so my truck stopped and we waited for the other trucks. We headed back to the camp and I went to get the spare tire so my squad could fix the flat tire. When I came back *bb-4* had pulled in with a detainee in the back of his truck. We unloaded him and put him next to the wall. The platoon sergeant sent everyone to chow sense it was about to be over. *bb-4* said that he would watch him while we go to chow. The

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two soldiers of mine also stayed back that day so they change the tire. When soldiers in the platoon found out that ~~they~~ brought back the detainee they were going back there to take pictures. I told them to stop. I don't know what happen while I was at chow, but when we got done with chow we took the detainee to the CMOC. When you come in the way we enter into the building, you can not see to the other half of the warehouse due to a camo net up between were we parked our trucks and were we live. So when I came back I couldn't see if anything was happening around the trucks.

I don't understand why only two people in the platoon said they saw me do something I didn't do. Everyone else in the platoon said they didn't see me do any of those things.

I admit to participating in the stripping of an Iraqi national. I know this was wrong. I am sorry for this and am fully prepared to take responsibility for my actions and the consequences. I have not beat, kicked, or otherwise physically abused Iraqi nationals at any point in time during my time in theatre.

I have been in the Regiment for six of the seven years I have been in the Army. I deployed ahead of the Regiment with 2nd Squadron. Due in large part to my expertise in engineer operations and ability to make quick and sound judgments, I was selected as one of 10 engineers to accompany the squadron. My service to the country and Regiment is a source of great pride for me. I look forward to continuing to serve both as soon as possible.

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DEPARTMENT OF THE ARMY
y, 2d Armored Cavalry Regiment
Camp Dragoon, Baghdad, Iraq APO AE 09322-2381



AFZX-CB-EN

28 August 2003

MEMORANDUM FOR COMMANDER, 2ND ARMORED CAVALRY REGIMENT

SUBJECT: Response to 15-6 Investigation

I have worked with *b6-4* for approximately one year. During that year he served as the second squad leader, performing well above the standards. When 2/2 ACR received deployment orders, *b6-4* was chosen to deploy ahead of the rest of the *b6-4*. He was selected based on his knowledge on engineer task and his ability to make quick, sound decisions. These were characteristics needed to provide initial advice to the Squadron Commander and the TAC. *b6-4* saved numerous lives of Iraqi citizens by destroying DPICM submunitions and other UXO's from neighborhoods in Iraq. He had always had the best interest of the locals in mind. The platoon started assisting Bulldog Company with looters on Camp Marlboro's "back 40" around mid June 2003. During this time *b6-4* I was involved with detaining several looters from the back 40. On one occasion, that I was present for, 3-4 looters were detained. We attempted to hand them off to Bulldog personnel and were told to take the looters out scare them, rough them up and release them. I return to our platoon AO and sent the others trucks out to release the looters. Just a day or two earlier a looter had been shot and killed on the back 40, therefor the PSG and *b6-4* made a decision to make the detainee strip. This was done to embarrass the looter so he would not return to be shot and possibly killed. The decision may not have been the right one politically, but was effective on saving the lives of those looters. *b6-4* realizes that the wrong decision was made and is prepared to accept the consequences of his actions.

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DEPARTMENT OF THE ARMY
1st Armored Cavalry Regiment
Camp Dragoon, Baghdad, Iraq APO AE 09322-2381



AFZX-CB-EN

27 August 2003

MEMORANDUM FOR COMMANDER, 2ND ARMORED CAVALRY REGIMENT

SUBJECT: Response to 15-6 Investigation

During the first week of June 2003, we first detained looters from the back of Camp Marlboro. At the time we (EN 27, EN22) took the looters to the CMOC, they told us they could not take them at the time, and told us to take them out and scared them. I told my translator to tell the looters they are going to the jail. After we told them they are going to jail, we took them to their house next to Camp Marlboro, turned them over to their family, and witnessed the detainee's father beat them front of us. When I saw this, I told all my squad leaders when we detain any looters we will take them back to their family. The second time we detained looters, I took them back to their house located down an ally. I didn't feel comfortable going down the alleyway and I didn't want my platoon to get ambushed, so I decided that the next time we detained looters I wasn't going to take them back to their house.

In mid June 2003, my platoon was on a mission to retrieve copper wire and drop off in the back of Camp Marlboro. We again detained looters from the back of Camp Marlboro. Instead of taking them to their house, I took them to the CMOC. At the time our ROE was not to shoot the looters. Only time we were authorized to shoot or kill anyone was when we felt our life or another soldiers' life was in danger, i.e.; someone is pointing weapon at you or get shoot at. That's what I understood about our ROE. It wasn't true because Bulldog element shot and killed one looter, and wounded at least two other people. When they shot and killed the looter, they put the dead body on the hood of a vehicle and took the body into Al-Thawra. When I took the looters from the back of Camp Marlboro I could have shot and killed them when they tried to run, but I didn't. I attempted to turn them over to Bulldog elements and let them take care of it. When I walked into the CMOC (same location as Bulldog TOC) I saw **b6-4**, and told him I have detained the looters for them. At that time **b6-4** told me, "just take them back and beat the fuck out of them". I was shocked at what he just told me to do. **b6-4** was standing next to me and heard what was said. I walked out and told the squad leaders what **b6-4** had just told me. I was going to just take them out of Camp Marlboro and release them. At that time **b6-4** said, if you want to teach them a lesson, why don't you strip them and send them away. When **b6-4** told me I really wasn't thinking about stripping the looters, but while I was taking the looters to the back of the camp, I realize these looters will return and possibly be killed by Bulldog elements. I didn't want that to happen to them, so when we stopped at the back of Camp Marlboro there was an empty building we went to. I wanted to just release them but I feared that they would return. I made a bad decision and told **b6-4** to strip the detainee. I know that it was not the right thing to do, but at the same time I wanted for the detainee to never want to return to our camp to steal. I never saw the same looters again after that stripping.

On 3 July 2003 we had a mission to pick up sodas for the squadron 4th July party. When we were coming back from picking up the sodas we saw looters at the back of Camp Marlboro. We tried to detain them, but they got away. EN22 had a flat tire, so I told EN22, EN23 to return back to camp. When EN23 came in to our AO, **b6-4** told me he had detained a looter after all. I told him we would just take him back later since dinner chow was almost ending. I told them to go to the chow, then we will take the looter back to the CMOC. **b6-4** didn't want to eat so he stayed back and watched the detainee. After I returned from chow, I was sitting on my cot, **b6-4** told me **b6-4** was bouncing a soccer ball on the detainees' head. I went to the back of the AO and asked **b6-4** what the hell he was doing and told him not to do that again. We took the detainee to the CMOC. When the entire platoon was back at our AO, I told them we would not abuse or mistreat detainees. When we do pick up any detainees in future we will just take them to the COMC.

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Around mid July 2003, while we were returning from the RTOC, I saw a person on the top of the telephone pole cutting wire. We stopped and detained them. I was with EN26, SIGO, when I detained the individuals and took them to the CMOC turning them over to Bulldog elements.

On 19 July 2003, we were going to the ASP. I saw a person pointing to a vehicle and copper wire on the sidewalk. It looked like someone stole the wire. I told EN21, EN22 to stop. When I walked up with my translator to try to find out where they got this copper wire, my translator told me it was stolen. I was trying to talk to the Iraqi citizen who owned the vehicle to find out where he got this wire from when he tried to push me or grab me. I felt like he was going for my weapon. I grabbed him and told my Driver to hand cuff him. While we were trying to put the handcuffs on, I heard gun shots coming from my left. I told ~~bb-4~~ stay and cuff the detainee. When I walked over to the vicinity the gunshot came from, I saw a person with an AK-47 ready to shoot again. The individual was aiming at EN21, I fired 3 shots and took him down. When I walked over to the body, I saw that it was a female, she was trying to get to the AK-47 she dropped. ~~bb-4~~ took the AK-47 and took her to Camp Marlboro. ~~bb-4~~ gave the shooter first AID, and she lived. Later we found out, from our translator who escorted the women through the medical channels, that the woman's brother was the shooter. After he ran she thought he was shot and brought out another AK-47. I feel that if I had not taken the actions I did, that she would have shot and possibly killed members of my platoon who could not see her. I know that what I did was wrong, I made a bad judgement call on stripping the looters. I am ready to take responsibility for my action.



DEPARTMENT OF THE ARMY
2d Armored Cavalry Regiment
Camp Dragoon, Baghdad, Iraq APO AE 09322-2381



AFZX-CB-EN

28 August 2003

MEMORANDUM FOR COMMANDER, 2ND ARMORED CAVALRY REGIMENT

SUBJECT: Response to 15-6 Investigation

b6-y was assigned to 84th Engineer Company as 2nd Platoon Sergeant about two weeks after I took over as the Platoon Leader. Since his first day, he has mentored and coached me to be a leader. His emphasis on taking care of the soldier and living the Army values has set a base for my development as an officer. During Operation Iraqi Freedom, b6-y has demonstrated his ability to react to any situation, ranging from helping a depressed soldier to calming upset citizens of Iraq. When the platoon started detaining looters, b6-y was the first to make sure they were treated right. He would give water to the thirsty and when informed of possible mistreatments, he talked to the platoon to make sure it would not happen. For a brief period looters were being shot when looter on the back of Camp Marlboro. When told to rough up, scare, and release detainees b6-y felt it necessary to embarrass them to the point they would not return to loot and possibly get shot. His decision was to make he detainee strip and walk home nude. The decision may not have been the best, but it worked. b6-y is aware that he made a bad choice, but in that choice had saving the lives of the looters in his mind. He is a great asset to the platoon and should not be punished to the point of losing his position as Platoon Sergeant.

Personal Info Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

001840

DEPARTMENT OF THE ARMY
2d Armored Cavalry Regiment
APO AE 09322

AFZX-CB-EN

MEMORANDUM FOR Commander, 2d Armored Cavalry Regiment

SUBJECT: Investigating Officer's Report

I acknowledge receipt of the AR 15-6 investigating officer's report and accompanying memorandum from the Commander, 2d ACR. I acknowledge that I will have three days from today's date to reply to this report and to submit relevant rebuttal materials on my behalf.

b65 I waive my rights to reply to this investigation in writing and to submit any rebuttal materials.

b65 I request an opportunity to reply to this investigation in writing and submit rebuttal materials on my behalf.

DATE: 25 Aug 2003
0910 hrs

Personal Info Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

001842



DEPARTMENT OF THE ARMY
Headquarters, 2d Armored Cavalry Regt
APO-AE 09322



AFZX-C-CO

23 August 2003

MEMORANDUM FOR

b6-2

SUBJECT: Notification of AR 15-6 Investigating Officer's Report

1. I have reviewed the Investigating Officer's report into alleged detainee abuse by soldiers in your platoon. I concur with investigating officer's findings. You mistreated Iraqi detainees who were under your control.
2. I have provided you with a copy of this AR 15-6 investigation. Before I take final action on this matter, you will be afforded an opportunity to submit a reply to the investigating officer's report in writing and submit relevant rebuttal materials. I will review and evaluate your response before I take final action on this report. You will have three days from the date you receive this memorandum to submit your reply and rebuttal.

Encl.

Personal Info Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

001843



DEPARTMENT OF THE ARMY
Headquarters, 2d Armored Cavalry Regiment
APO-AE 09322



AFZX-C-CO

23 August 2003

MEMORANDUM FOR

b6-2

d

SUBJECT: Notification of AR 15-6 Investigating Officer's Report

1. I have reviewed the Investigating Officer's report into alleged detainee abuse by soldiers in your platoon. I concur with investigating officer's findings. While serving as the platoon sergeant, you mistreated Iraqi detainees who were under your control.
2. I have provided you with a copy of this AR 15-6 investigation. Before I take final action on this matter, you will be afforded an opportunity to submit a reply to the investigating officer's report in writing and submit relevant rebuttal materials. I will review and evaluate your response before I take final action on this report. You will have three days from the date you receive this memorandum to submit your reply and rebuttal.
3. You are suspended from your platoon sergeant duties pending resolution of this matter.

Encl.

1. ESQUIRE LINDA NEUGARTEN LAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

001844



15-6 Report
Maltreatment of Detainees
July - August 2003

001845

AFZX-C-JA

12 August 2003

MEMORANDUM FOR Commander, 2d Armored Cavalry Regiment

SUBJECT: 15-6 Report of Investigation, Maltreatment of Detainees, July-August 2003

1. I have reviewed the subject report of investigation. The report is legally sufficient and the recommendations are consistent with the findings.
2. The appointing authority should consult with the trial counsel regarding UCMJ or other adverse actions prior to taking them.
3. For administrative completeness the appointing authority should complete Section VIII of the DA Form 1574.
4. There is no legal objection to approval of the findings and recommendations of the investigating officer.

RECEIVED
CORR-101, dtd 9 Nov 01
SEC OF DEF MEMO 01-

001846

REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS
 For use of this form, see AR 15-6; the proponent agency is OTJAG.

IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS.

SECTION I - APPOINTMENT

Appointed by bb-2 (Appointing authority)

on 28 JULY 2003 (Date) (Attach inclosure 1: Letter of appointment or summary of oral appointment data.) (See para 3-15, AR 15-6.)

SECTION II - SESSIONS

The (investigation) (board) commenced at Camp Marlboro, Baghdad, Iraq at _____ (Place) _____ (Time)

on 29 July - 8 Aug 03 (Date) (If a formal board met for more than one session, check here . Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.) The following persons (members, respondents, counsel) were present: (After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)

The (investigating officer) (board) finished gathering/hearing evidence at 1800hrs on 8 August 2003 (Time) (Date)
 and completed findings and recommendations at 1600hrs on 10 August 2003 (Time) (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

		YES	NO	NA
A. COMPLETE IN ALL CASES				
I	Inclosures (para 3-15, AR 15-6)			
	Are the following inclosed and numbered consecutively with Roman numerals: (Attached in order listed)	X		
	a. The letter of appointment or a summary of oral appointment data?	X		X
	b. Copy of notice to respondent, if any? (See item 9, below)	X		
	c. Other correspondence with respondent or counsel, if any?	X		
	d. All other written communications to or from the appointing authority?	X		
	e. Privacy Act Statements (Certificate, if statement provided orally)?	X		
	f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?	X		X

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		YES	NO	NA
2	Exhibits (para 3-16, AR 15-6)			
	a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?	X		
	b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	X		
	c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	X		
	d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?			X
	e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?			X
	f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?	X		
	g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?			X
3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?			X
B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)				
4	At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?			
5	Was a quorum present at every session of the board (para 5-2b, AR 15-6)?			
6	Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
8	If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?			
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)				
9	Notice to respondents (para 5-5, AR 15-6):			
	a. Is the method and date of delivery to the respondent indicated on each letter of notification?			
	b. Was the date of delivery at least five working days prior to the first session of the board?			
	c. Does each letter of notification indicate –			
	(1) the date, hour, and place of the first session of the board concerning that respondent?			
	(2) the matter to be investigated, including specific allegations against the respondent, if any?			
	(3) the respondent's rights with regard to counsel?			
	(4) the name and address of each witness expected to be called by the recorder?			
	(5) the respondent's rights to be present, present evidence, and call witnesses?			
	d. Was the respondent provided a copy of all unclassified documents in the case file?			
	e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
	a. Was he properly notified (para 5-5, AR 15-6)?			
	b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?			
11	Counsel (para 5-6, AR 15-6):			
	a. Was each respondent represented by counsel?			
	Name and business address of counsel:			
	(If counsel is a lawyer, check here <input type="checkbox"/>)			
	b. Was respondent's counsel present at all open sessions of the board relating to that respondent?			
	c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)?			
12	If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
	a. Was the challenge properly denied and by the appropriate officer?			
	b. Did each member successfully challenged cease to participate in the proceedings?			
13	Was the respondent given an opportunity to (para 5-8a, AR 15-6):			
	a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
	b. Examine and object to the introduction of real and documentary evidence, including written statements?			
	c. Object to the testimony of witnesses and cross-examine witnesses other than his own?			
	d. Call witnesses and otherwise introduce evidence?			
	e. Testify as a witness?			
	f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
14	If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15	Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			

001848

SECTION IV - FINDINGS (para 3-10, AR 15-6)

The (investigating officer) (board), having carefully considered the evidence, finds:
I find that soldiers of 2nd Platoon, 84th Engineers Company have committed detainee abuse.

bb-5 all

The first incident was on or about the middle of June 03. An Iraqi civilian was detained in the fields behind Camp Marlboro. The Iraqi was trying to steal copper wire. He was arrested by members of 2nd Platoon. The detainee was then brought to the Civilian Military Operations Center (CMOC) for processing into the detention center. Upon 2nd Platoon's arrival at the CMOC, ██████ told the ██████ that he did not want any detainees at the CMOC. It was better for him to take the detainee away and to release him. ██████ recommended that the detainee be scared, beaten, or whatever the Platoon wanted to do to him. ██████ then decided to take the detainee to an abandoned building behind Camp Marlboro. When they arrived, ██████ gave an order to ██████ to remove all the clothing of the detainee. ██████ removed the detainee's clothing. ██████ released the detainee after all of his clothing was removed. Exhibits M, T, & U support these facts.

The second incident occurred a few days to a week later. The Platoon had detained two looters trying to steal copper wire. They took the detainees to the same building behind Camp Marlboro. ██████ took the two detainees into the building. ██████ told ██████ to remove all of the clothing of the detainees. The detainees were released once all of their clothing was removed. Exhibits A, D, E, M, O, Q, T, & U support these facts.

The third incident occurred on the 3rd of July. The Platoon was tasked to get sodas for the Squadron's fourth of July party. On their way back to Camp Marlboro with the sodas, they were tasked to chase looters away from the back fields. ENG23 captured a looter. ENG23 was then told to take the detainee back to the Engineers barracks on Camp Marlboro. ENG23 arrived at the barracks and the detainee was removed from the back of the truck and placed up against the wall. ██████ bounced a soccer ball off the head of the detainee. He was reprimanded by both ██████ and ██████. In addition, ██████ admitted to hitting the detainee and stated in his sworn statement that others also hit the detainee. Exhibits B, D, E, G, H, J, K, L, M, O, Q, R, T, U, Z, & AA support these facts.

Three soldiers wrote sworn statements of the use of an M34 blasting device to shock Iraqi detainees. Exhibits B, D, I, W, & Y support these statements. However, during further investigation, the accused denied any use of the M34 blasting device to shock any Iraqi detainee. Exhibits M, U, V, X, & Z support these statements.

In addition, during the course of this investigation, ██████ was implicated in numerous alleged questionable actions. These alleged actions are serious and are detrimental to the overall mission. Exhibit T supports this statement.

SECTION V - RECOMMENDATIONS (para 3-11, AR 15-6)

In view of the above findings, the (investigating officer) (board) recommends:
At a minimum the unit:

- a. Enforce patrol and mission debriefs at the Troop level at a minimum. For more significant events a debrief should be conducted by the S-2.
- b. Reprimand ██████ for his poor judgement, lack of battlefield composure, and loss of military discipline and professionalism as senior noncommissioned officer. Continued performance like this could result in an uprising of the citizens of Iraq against US Forces
- c. Refine and clarify the ROE and treatment of detainees. Conduct a stand down day to refocus the Troops and establish clear procedure for processing detainees.
- d. Appoint an Investigating officer in commensurate grade or higher to conduct an inquiry of ██████ alleged actions.

001849

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. (If any voting member or the recorder fails to sign here or in Section VII below, indicate the reason in the space where his signature should appear.)

(Recorder)

(Investigating Officer) (Prestaur)

(Member)

(Member)

(Member)

(Member)

SECTION VII - MINORITY REPORT (para 3-13, AR 15-6)

To the extent indicated in Inclosure _____, the undersigned do(es) not concur in the findings and recommendations of the board. (In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure.)

(Member)

(Member)

SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)

The findings and recommendations of the (investigating officer) (board) are (approved) (disapproved) (approved with following exceptions/substitutions). (If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure.)

FCIS/DIA/HIU INCLOSURE #111
CORR-101, dtd 9 Nov 01

001850



DEPARTMENT OF THE ARMY
Headquarters, 2d Armored Cavalry Regiment
Unit 92401
APO AE 09322-2401



AFZX-C-CO

28 July 2003

MEMORANDUM FOR RECORD

SUBJECT: Appointment of Investigating Officer

1. ~~_____~~ ^{b6-2} you are hereby appointed an investigating officer pursuant to AR 15-6 to conduct an informal investigation into the circumstances involving alleged detainee abuse by soldiers assigned to the 84th Engineer Company.

2. In your investigation, all witness statements will be sworn. From the evidence, you make findings of fact.

3. Submit four copies of your findings on DA form 1574 to this headquarters, ATTN: AFZX-C-RS1, within 3 days.

FOR THE COMMANDER:

Personal Infor Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

001851

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION <i>Camp Markboro, Baghdad, Iraq</i>	2. DATE <i>31 July 03</i>	3. TIME <i>2040 hrs</i>	4. FILE NO.
5. NAME (Last, First, MI) <i>[REDACTED]</i>	8. ORGANIZATION OR ADDRESS <i>[REDACTED]</i>		
6. SSN <i>[REDACTED]</i>	7. GRADE/STATUS <i>[REDACTED]</i>		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The *[REDACTED]* *bb-5* with the United States Army and wanted to question me about the following offense(s) of which I am suspected/accused: *Stopping Iraqi citizen and beating an Iraqi citizen*

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

- I do not have to answer any question or say anything.
 - Anything I say or do can be used as evidence against me in a criminal trial.
 - (For personnel subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
- (For civilians not subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE <i>[REDACTED]</i> <i>bb-5</i>
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE <i>[REDACTED]</i>
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR <i>[REDACTED]</i> <i>bb-2</i>
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR <i>[REDACTED]</i>

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

2. SIGNATURE OF INTERVIEWEE

001852

CORR-101, dtd 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION <i>Camp Mahabero IRAQ</i>	2. DATE <i>1 AUG 03</i>	3. TIME <i>15:54</i>	4. FILE NO.
5. NAME (Last, First, MI) <i>[REDACTED] b65</i>	8. ORGANIZATION OR ADDRESS <i>[REDACTED]</i>		
6. SSN <i>[REDACTED]</i>	7. GRADE/STATUS <i>[REDACTED]</i>		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name is below told me that he/she is with the United States Army
b65 and wanted to question me about the following offense(s) of which I am
 suspected/accused: *Stripping of Iraqi citizens and Beating Iraqi citizens*

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 question or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- (For personnel subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
 - or -
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE <i>[REDACTED] b65</i>
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <i>[REDACTED]</i>
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <i>[REDACTED] b62</i>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <i>[REDACTED]</i>
b. ORGANIZATION OR ADDRESS AND PHONE		

Section C. Non-waiver

1. I do not want to give up my rights I do not want to be questioned or say anything
 I want a lawyer

2. SIGNATURE OF INTERVIEWEE

001853

Personal info redacted IAW Sec of Def Memo U1-CORR-101, dtd 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION Camp Marezah Baghdad Iraq	2. DATE 1 AUG 03	3. TIME 17:00	4. FILE NO.
5. NAME (Last, First MI) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below said that she is with the United States Army [REDACTED] and wanted to question me about the following offense(s) of which I am

suspected/accused: Stepping Iraqi Citizens + Beating Iraqi Citizens

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

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 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.

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

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE [REDACTED]
1a. NAME (Type or Print)	[REDACTED]	66-5
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	
2a. NAME (Type or Print)	[REDACTED]	5. TYPED NAME OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	6. ORGANIZATION OF INVESTIGATOR [REDACTED]

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

001854

Personal Info Redacted IAW Sec of Det Memo 01-CORR-101, dtd 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION <i>Camp Marlboro, Baghdad</i>	2. DATE <i>8 Aug 03</i>	3. TIME <i>1417</i>	4. FILE NO.
5. NAME (Last, First, MI) <i>[REDACTED] b65</i>	8. ORGANIZATION OR ADDRESS <i>[REDACTED]</i>		
6. SSN <i>[REDACTED]</i>	7. GRADE/STATUS <i>[REDACTED]</i>		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below is with the United States Army *b6-5* and wanted to question me about the following offense(s) of which I am suspect/accused: *Detainee Abuse*

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 question or say anything.
 - Anything I say or do can be used as evidence against me in a criminal trial.
 - (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
- (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE <i>[REDACTED]</i>
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <i>[REDACTED]</i>
b. ORGANIZATION OR ADDRESS AND PHONE		
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR <i>[REDACTED]</i>
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR <i>[REDACTED]</i>

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

2. SIGNATURE OF INTERVIEWEE

001855

CORR-101, dtd 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION <i>Camp Marlboro, Baghdad Iraq</i>	2. DATE <i>8 Aug 03</i>	3. TIME <i>1050h</i>	4. FILE NO.
5. NAME [REDACTED] <i>bb-5</i>	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name is *bb-5* ~~is~~ *is* States Army and wanted to question me about the following offense(s) of which I am suspected/accused: *Restraint Abuse*

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 question or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- (For personnel subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

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

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

5. COMMENTS *(Continue on reverse side)*

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 <i>(if available)</i>		3. SIGNATURE OF INTERVIEWEE [REDACTED] <i>bb-5</i>
1a. NAME <i>(Type or Print)</i>		4. SIGNATURE OF INTERVIEWEE [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE		5. NAME OF INVESTIGATOR [REDACTED] <i>bb-2</i>
2a. NAME <i>(Type or Print)</i>		6. ORGANIZATION OR ADDRESS AND PHONE OF INVESTIGATOR [REDACTED]

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

Personal Info Redacted IAW Sec of Det Memo 01-CORR-101, dtd 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION <i>Camp Marshall Baghdad Iraq</i>	2. DATE <i>8/10/03</i>	3. TIME <i>1000hrs</i>	4. FILE NO.
5. AIA/RAC / ... <i>bb5</i>	8. ORGANIZATION OR ADDRESS 		
6. SSN 	7. GRADE/STATUS 		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name is *bb-2* and wanted to question me about the following offense(s) of which I am suspected/accused: *Detainee Abuse*

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

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

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)		<i>bb-5</i>
b. ORGANIZATION OR ADDRESS AND PHONE		
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR

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

Personal Infor Redacted IAW Sec of Def Memo 01-CORR-101, did 9 Nov 01

001857

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION Camp Manikoro Baghdad Iraq	2. DATE 8 Aug 2003	3. TIME 1130hrs	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED] 66-5	8. ORGANIZATION OR ADDRESS		
6. SSN [REDACTED]			
7. GRADE/STATUS [REDACTED]			

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 _____ and wanted to question me about the following offense(s) of which I am

suspected/accused: Retained Abuse

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 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 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.

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

5. COMMENTS (Continue on reverse side)

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)	3. SIGNATURE OF INTERVIEWEE [REDACTED] 66-5
1a. NAME (Type or Print)	4. SIGNATURE OF INTERVIEWER [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE	
2a. NAME (Type or Print)	5. TYPED NAME OF INVESTIGATOR [REDACTED] 66-2
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR [REDACTED]

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

001858

CORR-101, dtd 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION <i>Camp Marlboro 42ACZ Baghdad Iraq</i>	2. DATE <i>1 Aug 03</i>	3. TIME <i>1245 hrs</i>	4. FILE NO.
5. [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. [REDACTED]	7. GRADE/STATUS [REDACTED]	[REDACTED]	

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
 [REDACTED] ^{b6-5} and wanted to question me about the following offense(s) of which I am
 suspected/accused: *stripping Iraqi Citizens + Beating Iraqi Citizens*
 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 question or say anything.
 - Anything I say or do can be used as evidence against me in a criminal trial.
 - (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
- (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE <i>X</i> [REDACTED]
1a. NAME (Type or Print)	[REDACTED]	4. SIGNATURE OF INTERVIEWER [REDACTED] <i>b6-5</i>
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	5. TYPED NAME OF INVESTIGATOR [REDACTED]
2a. NAME (Type or Print)	[REDACTED]	6. ORGANIZATION OF INVESTIGATOR [REDACTED] <i>b6-2</i>
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	

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

2. SIGNATURE OF INTERVIEWEE

001859

Personal Info Redacted LAW DEC 01 2001 10:00:01
CORR-101, did 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION Camp Marlboro, Baghdad, Iraq	2. DATE 8-8-03	3. TIME 12:56	4. FILE NO.
5. NAME (Last, First, MI) bb-5	8. ORGANIZATION OR ADDRESS		
6. SSN	7. GRADE/STATUS		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that she is with the United States Army _____ and wanted to question me about the following offense(s) of which I am suspected/accused: **Detainee Abuse**

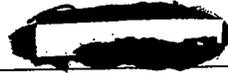
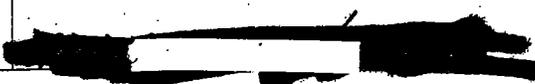
Before she asked me any questions about the offense(s), however, she made it clear to me that I have the following rights:

- I do not have to answer any question or say anything.
 - Anything I say or do can be used as evidence against me in a criminal trial.
 - (For personnel subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
- (For civilians not subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)		 bb-5
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR
		
2a. NAME (Type or Print)		5. TYPED
		 bb-2
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OR ADDRESS AND PHONE
		

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

001860

CORR-101, did 9 Nov 01

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION <i>Camp Marlboro Baghdad Iraq</i>	2. DATE <i>8 Aug 03</i>	3. TIME <i>1225</i>	4. FILE NO.
5. NAME (Type or Print) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator *[REDACTED]* ^{*b6-5*} of the United States Army and wanted to question me about the following offense(s) of which I am

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

- I do not have to answer any question or say anything.
 - Anything I say or do can be used as evidence against me in a criminal trial.
 - (For personnel subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
- (For civilians not subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS *(Continue on reverse side)*

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 <i>(If available)</i>		3. SIGNATURE [REDACTED]
1a. NAME <i>(Type or Print)</i>	[REDACTED]	66-5
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	4. SIGNATURE OF [REDACTED]
2a. NAME <i>(Type or Print)</i>	[REDACTED]	5. TYPED NAME OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	6. ORGANIZATION OF INVESTIGATOR [REDACTED]

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

001861

USUAL INFO REDACTED IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

bb-4 all

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.

1. LOCATION CAMP DRAGON, BAGHDAD IRAQ	2. DATE (YYYYMMDD) 2003 07 28	3. TIME 1930	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [Redacted]	6. SSN [Redacted]	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS [Redacted]			

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON 19 JULY It was brought to my attention that a soldier under my command had vent to the Chaplin reference the possible mis-treatment of Iraqi civilians. Upon finding this out, I went to the [Redacted] and received the information that was brought to his attention. Upon hearing the possible allegations I went to the Platoon Leader & Sergeant to get an initial read. They both said they had heard rumors or talk but knew nothing. I then talked with a couple of soldiers.

was the soldier that went to the Chaplin and he confirmed what the Chaplin had told me. He said that the platoon had stripped an Iraqi civilian, shocked an Iraqi civilian with an M39 blasting device and ragged a civilian up in their Azo. I also talked with [Redacted] who stated that the platoon provoked a lot of things and both soldiers stated the platoon was doing things they should not be doing. The following day, 20 JULY 03, I had the [Redacted] and [Redacted] come to my location. I then began asking them questions reference the proposed allegations. I also spoke with all [Redacted] and [Redacted].

Upon my questioning I gathered the following information. To the best of my knowledge all incidents happened in the absence of the PL. He stated he had no knowledge and had heard some talk but had not seen any of the above stated incidencies. After initial questioning [Redacted] admitted to being present for all and directing the stripping of one individual. [Redacted] seems to have been present for all and took part in the stripping and shocking incident. [Redacted] admitted to being present but had no direct involvement. [Redacted] also admitted to being present but had no direct involvement. Upon questioning other soldiers to the best of my knowledge I believe it is true. So from the

10. EXHIBIT A	11. INITIALS OF PERSON MAKING STATEMENT [Redacted]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____

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

001863

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

STATEMENT OF Mike

TAKEN AT P-100, Baghdad

DATED 28 July 2003

9. STATEMENT (Continued)

information that I gathered the stripping incident happened twice, there was one shocking incident and one possible roughing up incident. With all soldiers questioned only one mentioned the roughing up, and one admitted seeing it (b6-4 on). The NCO's present / accused said they performed these acts as a means to teach them a lesson by not stealing wire and not shooting them. Upon questioning all NCO's and officers I read them their rights. Soldiers were not read their rights hence both the reason for only mentioning two names. I am under on the total number of incidences. It may be three separate but to my knowledge I believe it to be three incidents / allegations and only two individuals. Prior to this incident the NCO's in question had all my confidence and support. To see they were good NCO's and possibly went so far and took on more of a situation than they should have. **NOTHING FOLLOWS**

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, did 9 Nov 01

AFFIDAVIT

I 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28th day of July, 2003 at Baghdad, Iraq

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

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.

1. LOCATION Baghdad
2. DATE (YYYYMMDD) 20030728
3. TIME 20:50
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 6. SSN 66-4
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On or about 2 weeks prior to the 4th of July I witnessed acts against an Iraqi civilian that I feel along with other soldiers felt was wrong. 3 of the platoons trucks had gone on a mission to buy drinks for the 4th of July (trucks 21, 23, 22). On the way back from the mission they went through the back forty to look for looters. One Iraqi boy was apprehended (between 16+18 years old) and brought back to Camp Marlboro. Instead of taking him to be turned in the Plt Sgt called the truck with the prisoner and told them to go directly to the Warehouse with out dropping off the prisoner. The translator was dropped off at the translator office and they all met at the warehouse. While everyone was unloading the drinks the prisoner was taken off the truck and leaned up against the wall. The "bb-5" up and asked the prisoner if he wanted water then proceeded to pour water all over the prisoner. Then "bb-5" took a blasting machine and shocked the prisoner on his feet & neck while he was in zip cuffs. I then left the area and told what was happening. He went to the Plt Sgt and told him that it was not right. I returned to the warehouse about 1 hour

10. EXHIBIT B
11. INITIALS OF PERSON MAKING STATEMENT x 66-4
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER
001865

Personal Inform Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01

STATEMENT OF

TAKEN AT

R-100, Baghdad

DATED

28 July 05

9. STATEMENT (Continued)

and 20 minutes later. They loaded the prisoner in the Plt Sgt's truck and 21, 27, and 22 victors left the camp with the prisoner and went back to the back side of Camp Marlboro. There the prisoner was taken off the truck and taken into a building. While he was inside I could not see him at first but heard lots of yelling. Then I could see him and watched as they stripped him of his clothing. They made him start walking away naked and then sprayed pepper spray on his clothing that was all in the building. Then they said that will surprise him if he comes back to get his clothes. Then [redacted] returned to the trucks and we all returned to Camp Marlboro. For speaking up [redacted] was talked badly about behind his back by most of the Platoon and was not allowed to go out on missions with the Plt Sgt unless there was no other option.

AFFIDAVIT

I, [redacted], 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28th day of July, 2005 at Regimental Rec Battalion, Iraq.

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

AR-15-6 (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

SWORN STATEMENT

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

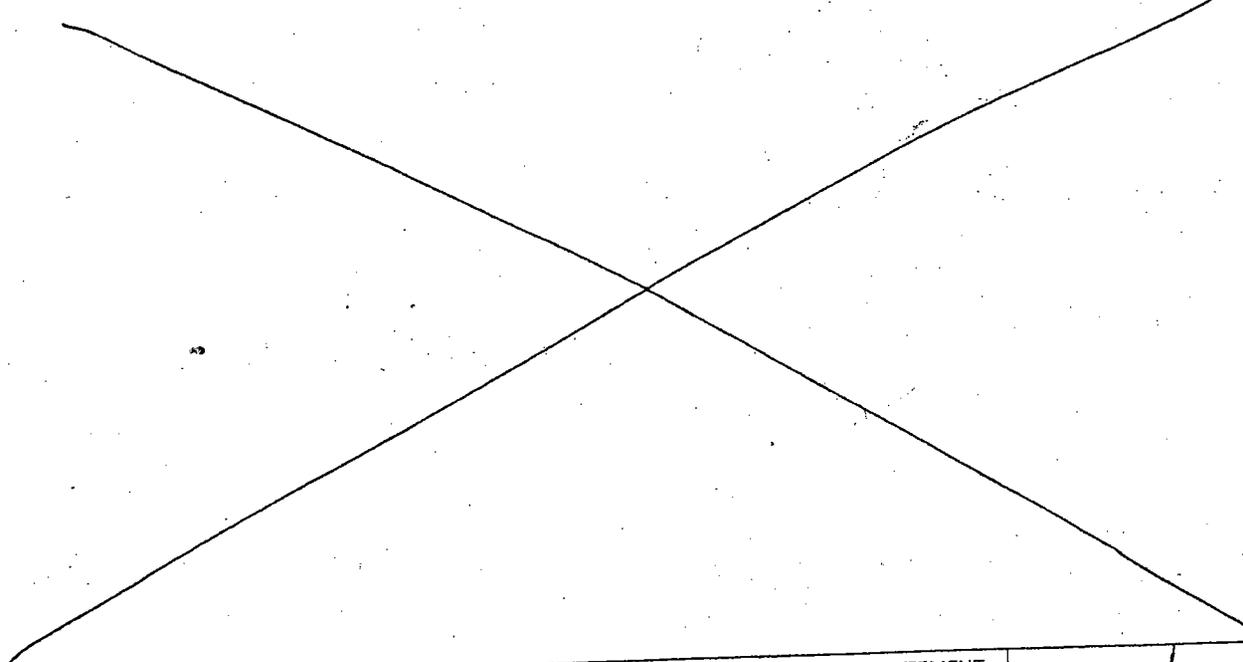
PRIVACY ACT STATEMENT

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.

1. LOCATION Baghdad
2. DATE (YYYYMMDD) 20030728
3. TIME 21:30
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED] 66-4
6. SSN [REDACTED]
7. GRADE/STATUS [REDACTED]
8. ORGANIZATION OR ADDRESS [REDACTED]

9. [REDACTED] 66-4 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

A few days after July 4th at about 1500hrs [REDACTED] came to me and said you wont believe what I saw. I said what he told me that they had caught an Iraqi stealing. He told me that they had taken a 9 millimeter pistol and hit him with it and knocked him unconscious and left him there bleeding and in zip cutts. Then [REDACTED] 66-4 walked up to me and told me the same thing and that he had watched it happen.



10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT p 66-4 PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

Personal Info Redacted IAW Sec of Def Memo 01-
CORR-101, did 9 Nov 01

001867

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.

1. LOCATION: Camp Marlboro Baghdad Iraq
2. DATE (YYYYMMDD): 20030729
3. TIME: 1730
4. FILE NUMBER:
5. LAST NAME FIRST NAME MIDDLE NAME: [Redacted] 66-4
6. SSN: [Redacted]
7. GRADE/STATUS: [Redacted]
8. ORGANIZATION OR ADDRESS: [Redacted]

9. I, [Redacted] 66-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On or about 15 Jul 03 I was approached by [Redacted] 66-4 concerning treatment of Iraqi detainees. It was brought to my attention that one of my soldiers approached him and told of mistreatment of the Iraqis. Upon hearing this information I went to my platoon sergeant and informed him that there are rumors of mistreatment of detainees, and that if it is happening it needs to stop. I acknowledged and said it is not happening and won't happen. Through the investigation by [Redacted] I found out that since approx 2 weeks prior to myself talking to [Redacted] 66-2 that all detainees were detained and taken directly to Bulldog X-Ray at Camp Marlboro. The allegations brought to my attention by [Redacted] 66-5 and [Redacted] 66-5 were forcing detainees to strip, shocking with a blasting machine, and excessive beating. I personally was unaware of these types of actions if they were occurring. I was with [Redacted] 66-4 and another squad while detaining 3 or 4 individuals on approx 2nd or 3rd week of June. During this process, the Iraqis were flex cuffed and put into the truck. They were then taken to Bulldog X-Ray at Camp Marlboro to be handed off to Bulldog Battery. Upon arriving, the mother-in-law of one of the boys came to the camp and her son left in her custody. We were then instructed that nothing could be done right then, so our choices were to leave the detainees in the holding cell at Camp Marlboro or take them out, drive around and release them. We chose to take them out & release the detainees. I stayed at Camp Marlboro and sent my other 2 trucks out to release the detainees. I am aware of one instance of a detainee being brought to our warehouse. My second squad vehicle had a flat tire, so while the tire was being fixed my Platoon Sergeant drove back to the warehouse with the detainee in the back. One of the soldiers in the back had bounced a soccer ball off the detainees head, [Redacted] approach and told him he did not like the way the Iraqi was being treated. Since that talk [Redacted] made sure no Iraqis were mistreated again. I am not aware of any shocking with a blasting machine. I have talked with my soldiers and no individuals have seen or done this action. I have heard the possibility of 2 Iraqis being forced to strip & walk home, but have not seen this. - Nothing Follows -

10. EXHIBIT: C
11. INITIALS OF PERSON MAKING STATEMENT: [Redacted] 66-4
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

CORR-101, dtd 9 Nov 01

101868

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

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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 REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR _____ *bb-4*

(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

bb-2

Subscribed and sworn to before me, a person authorized by law to administer oaths, this *29th* day of *July*, *2003* at *Camp Harburo, Baghdad, Iraq*

(Typed Name of Person Administering Oath)

bb-3

(Typed Name of Person Administering Oath)

15-6
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

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.

1. LOCATION: Camp Marlboro Bahadad Iraq
2. DATE (YYYYMMDD): 20030629
3. TIME: 2010
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED]
6. SSN: 66-4
7. GRADE/STATUS:
8. ORGANIZATION OR ADDRESS: [REDACTED]

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

Before the 4th of July my PI+ was called to pick up a bunch of copper wire from Eagle itreaps sector. We came back to camp Marlboro to the back 40 and saw a bunch of looters. We chased them on foot to route Aeres one of them was making fun of us as he ran away. We got back to our vehicles and on PS6 had 2 detainees the looters started to come back so my squad dropped on trailer and went out to the aeres. At that time we caught 2 more looters. We brought them back and [REDACTED] told we one of the detainees was the one making fun of us. They took him off the truck took him to the front of their truck and roughed him up. Put their foot in his chest. I saw [REDACTED] choke him with a blasting machine. We went back and dropped them off at the CUSOC. When we got back the PS6 asked me if it bothered me and I said yes. The second occasion we picked up looters on the same place. We then drove to a building near the back 40 they pulled the chags out of the truck and a few others took them inside. I was sitting in my Humvee and I saw one chagi run out naked, about 5 min later the other one came out naked. The third incident we caught one looter and took him to the same place. I did not see him come out. I did see them come out with his clothes.

10. EXHIBIT: D
11. INITIALS OF PERSON MAKING STATEMENT: X 66-4
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER 001870

CORR-101, dtd 9 Nov 01

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

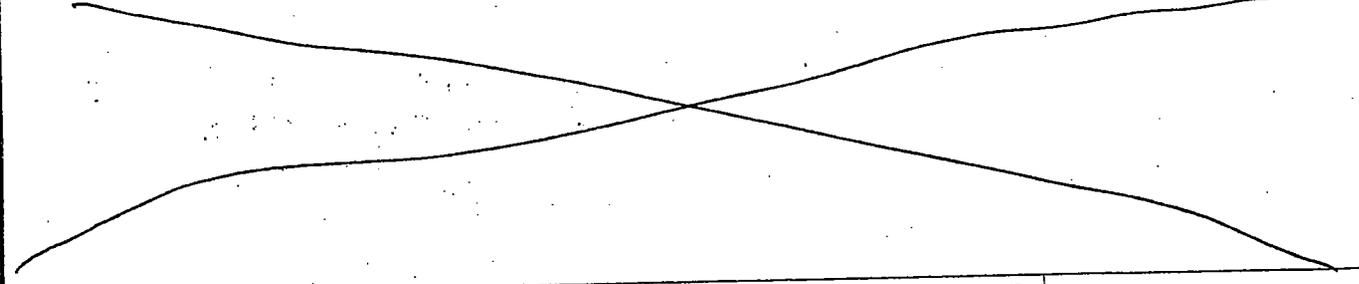
AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: CAMP MARLBORO
2. DATE (YYYYMMDD): 20030729
3. TIME: 2110
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [Redacted]
6. SSN: 66-4
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

We arrested 2 IRAQI LOOTERS RUNNING FROM INSIDE THE SPOT WHERE THE SQUADRON WAS KEEPING THE STOLEN COPPER. I WAS KIND OF SUPRISED THAT THEY WERE NOT SHOT BEFORE THEY MADE THEIR WAY TO US. THE DAY BEFORE THE GUARD TOWER SHOT A LOTTER AND KILLED HIM AND TO OUR UNDERSTANDING THE ROE WAS CHANGED TO SHOOT THE LOOTERS. AFTER THE ARREST WE BROUGHT THEM TO AN ABANDONED HOUSE BEHIND CAMP MARLBORO. THAT IS WHEN THE IRAQIS WERE BROUGHT INTO THE HOUSE. I HAD MY RESPONSIBILITY OF MY SECTOR OF FIRE ON THE GUN SO I HAVE NO KNOWLEDGE OF WHAT HAPPENED IN THE HOUSE. AFTER A SHORT TIME THE LOOTERS RAN, ONE AFTER THE OTHER, NUDE ACROSS THE STREET TO ANOTHER HOUSE.

EN23 BROUGHT WHAT SEEMED TO BE A LOOTER BY BACK TO THE PLATOON AO FOR A REASON I DID NOT KNOW. IT WAS MY DAY OFF SO I WAS WASHING CLOTHES AND JUST SEEN THE TRUCK PULL IN. I WALKED OUTSIDE TO WASH CLOTHES AND UPON MY RETURN THE LOOTER WAS ON BACK OF ONE OF THE TRUCKS AND THE PLATOON LEFT FOR THEIR MISSION.



10. EXHIBIT: E
11. INITIALS OF PERSON MAKING STATEMENT: X 66-4
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER. 001872

RECEIVED LAW SEC 01 DET MICHIG 01-
CORR-101, did 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

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AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

x 66-4
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 29th day of July, 2003 at Camp Maribara, Subdiv 100

[Redacted Signature]
(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

15-6
(Authority To Administer Oaths)

WITNESSES:

66-2

ORGANIZATION OR ADDRESS

JK47

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

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.

1. LOCATION: Camp Marlboro
2. DATE (YYYYMMDD): 030730
3. TIME: 15:55
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted] bb-4
6. SSN: [redacted]
7. GRADE/STATUS: 2
8. ORGANIZATION OR ADDRESS: [redacted]

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
Prior to the 4th of July, EN22, EN23, EN27 seen looters. We detained 1 of them. We then went behind Camp Marlboro. They (- in the [redacted] bb-5) I believe then stripped [redacted] of the Iraqi of his clothes. While this was going on I was on EN23 pulling security on the .50 cal. Then I seen the Iraqi run out of the building. Then we left and came back to Camp Marlboro.

Did you see the Iraqi run out of the Building and past your truck naked? -
yes

10. EXHIBIT: F
11. INITIALS OF PERSON MAKING STATEMENT: X - bb-4
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER
001874

CORR-101, dtd 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[The main body of the statement is crossed out with a large handwritten 'X']

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

(Signature of Person Making Statement)

66-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 30th day of July, 2003 at Green Mountain Federal Prison

66-2

(Signature of Person Administering Oath)

66-2

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

15-6
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE X OF X PAGES

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.

1. LOCATION: Camp Marlboro
2. DATE (YYYYMMDD): 20030730
3. TIME: 1710
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME: [REDACTED]
6. SSN: 66-4
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. [REDACTED] 66-4

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

around the beginning of July a incident took place in our Wharehouse were EN 23 Brought in a Iraqi Civilian appartently for stealing and Me and [REDACTED] 66-4 Changing the tire on Eng. 22 when they came in and took him out the back of the truck he was zip tied + blind folded with a SAND bag. When I looked up To See whats going on he was sitting against the wall and they were yelling at him for stealing an how bad it was. Then when we was finished with EN 22, us and EN 27 Brought the Iraqi to the building in the Back 40 and I got out To smoke a cigarette and then I seen the boy coming out without any clothes on, I just turned around and then we loaded back into vehicles and came back to the wharehouse.

[REDACTED] 66-4

10. EXHIBIT: G
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED] 66-4
PAGE 1 OF 1 PAGES

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

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND PAGE NUMBER 001876

CORR-101, did 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Large area crossed out with a large X, containing a redacted name and the handwritten code "66-4"]

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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 _____ OF BENEFIT _____ WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE _____

WITNESSES:

[Redacted witness name with handwritten code "66-2"]

ORGANIZATION OR ADDRESS _____

ORGANIZATION OR ADDRESS _____

INITIALS OF PERSON MAKING STATEMENT _____

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 30th day of July, 2003 at Carrollton Richland Area

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

15-C
(Authority To Administer Oaths)

PAGE _____ OF _____ PAGES

Personal Info Redacted IAW Sec of Def Memo 01 -
CORR-101, dtd 9 Nov 01

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.

1. LOCATION CAMP MARLBOR, BAGHDAD IRAQ	2. DATE (YYYYMMDD) 20030730	3. TIME 1750	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS bb-4			

9. bb-4 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
 The day a detained Iraqi prisoner was brought back to our AO I took my Humvee to the repair bay to fix a flat tire. When I returned we loaded him up and took him back to the C-MOC. The trucks were EN22, EN27, EN03.

10. EXHIBIT H	11. INITIALS OF PERSON MAKING STATEMENT X bb-4	PAGE 1 OF 1 PAGES 301878
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

CORR-101, dtd 9 Nov 01

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).
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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: Camp Marlboro Baghdad Iraq
2. DATE (YYYYMMDD): 20030730
3. TIME: 1845
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED]
6. SSN: 66-4 [REDACTED]
7. GRADE/STATUS: [REDACTED]
8. ORGANIZATION OR ADDRESS: [REDACTED]
9. [REDACTED]

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I ~~was~~ was on 27. 66-4's trucks were coming to the back gate when we saw looters stealing copper wire. We chased down 3 looters and detained them. [REDACTED] also caught 3 looters and brought them to our location, then got put on perimeter guard. We were making the looters unload wire I was told to go check and make sure they were unloading wire. As I passed by 5 [REDACTED] truck I saw him shoot a looter with the M-34 blasting machine. The day [REDACTED] was moved from the squad that night [REDACTED] held a H meeting and said that if anything came down from what [REDACTED] said he and 66-5 would take full blame for everything.

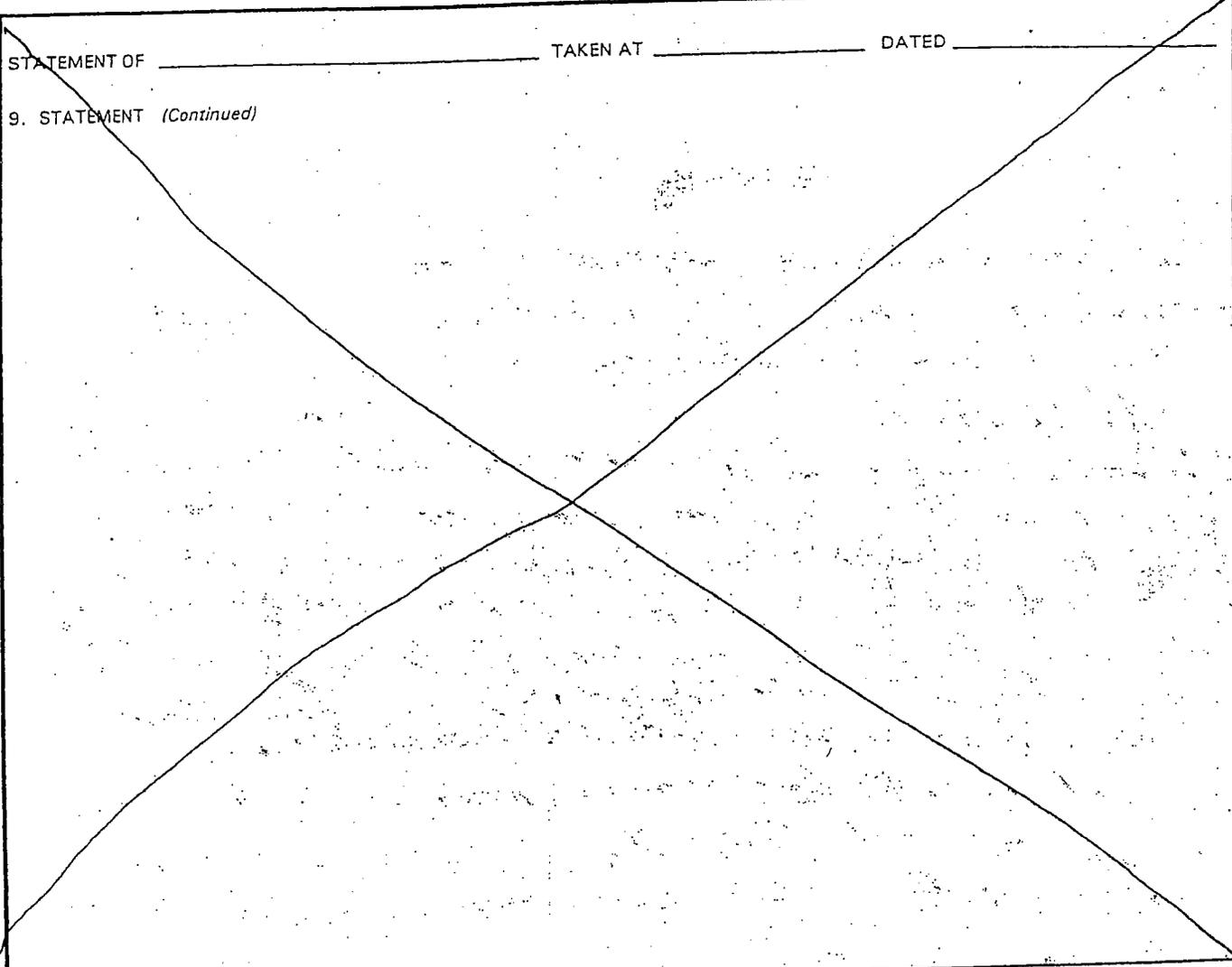
~~on 27~~
A week or so earlier we 27 & 22 caught 2 two kids looting and took them to the back 40 and [REDACTED] took them inside the building and took all their clothes and made them up there with no clothes.

10. EXHIBIT: I
11. INITIALS OF PERSON MAKING STATEMENT: 66-4
PAGE 1 OF 1 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____ 001880
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

Personal Info Redacted IAW Sec 01 Del Memo U-1
CORR-101, did 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)



AFFIDAVIT

I, [Redacted] ^{b6-4}, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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. ^{b6-4}

[Redacted Signature]
Signature of Person Making Statement

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 30th day of July, 2003 at Camp Hartwood Psychological Det ^{b6-5}

[Redacted Signature]
Signature of Person Administering Oath

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

15-6
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

USAPA V1.00

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.

1. LOCATION <i>Camp Marlboro Bagdad Iraq</i>	2. DATE (YYYYMMDD) <i>20030730</i>	3. TIME <i>2015</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] <i>bb-4</i>	6. SSN [REDACTED]	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS [REDACTED]			

9. *bb-4* WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

That when the local was brought into our warehouse under flex cuffs w/a sand bag over his head to prevent a failure in security. Also that [REDACTED] ^{bb-5} and [REDACTED] stated that they were the ~~the~~ ones who were going to take ~~that~~ ~~in~~ the punishment due to ~~in~~ ~~apparent~~ ~~fact~~ the fact that they were the highest ranking NCO's at the time brought up.

Nothing Follows

10. EXHIBIT <i>J</i>	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] <i>bb-4</i>	PAGE 1 OF <i>1</i> PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____		

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER
001882

CORR-101, dtd 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[The main body of the statement is crossed out with a large 'X' and contains faint, illegible text.]

Personal Info Redacted IAW Sec of Def Memo 01 -
CORR-101, dtd 9 Nov 01

AFFIDAVIT

I, **b6-4**, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

 b6-4
(Signature of Person Making Statement)

WITNESSES:

 b6-2

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 30th day of July, 2003

Camp Harbison, Bechtel Inc

 b6-2
(Typed Name of Person Administering Oath)

15-6
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

USAPA V1.00

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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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.

1. LOCATION: Camp Marlboro Baghdad, Iraq
2. DATE (YYYYMMDD): 31 July 03
3. TIME: 1700
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I saw 22, 23, + 27 come into the back of the warehouse with a 15 yr old Iraqi male. [redacted] proceeded to take him out of the truck and put him against the western side wall of the warehouse. They were whispering things in his ear while he was handcuffed + blindfolded. The PSG then told us to go to chow. Other people were unloading Bodas out of 23 but + I went to chow. When we came back, the blindfold was off, they were talking of the handcuffs because they were too tight, + they were getting ready to take the boy to either the cove or outside Camp Marlboro.

At a Platoon Meeting the PSG told us to not worry about the occurring situation, + he would take care of it.

In another meeting, he was telling us [redacted] was a traitor for blabbing about the stuff going on + that he would get him back, because he had dirt on [redacted]

10. EXHIBIT: K
11. INITIALS OF PERSON MAKING STATEMENT: +
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

CORR-101, dtd 9 Nov 01

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.

1. LOCATION: Camp Marlboro Baghdad Iraq
2. DATE (YYYYMMDD): 20030731
3. TIME: 1940
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED]
6. SSN: [REDACTED]
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS: [REDACTED] 66-4

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
Before the 4th of July, I can't remember the exact date, but our truck 23 and the rest of the trucks except 26 went out to round up looters. We picked up 2 or 3 looters brought them back to the camp, but I guess the camp didn't want them. We then drove back out the gate to an open field with some buildings. Once we stopped I got out and pulled security. We wasted a little while I guess some people got out and went into the building. I didn't see who exactly, but noticed that some people weren't in their trucks, only the people who were out pulling security. Next I noticed 2 naked kids ran past my field of fire. Then we got in the trucks and left.
On another occasion when we were chasing looters we ended up picking up one looter. We took him to camp, but for some reason we didn't drop him off, he ended up driving back to the warehouse with us. Once back at the warehouse they took him out of the truck set him against the wall. Most of the platoon went to chow. Myself, [REDACTED] and [REDACTED] went out to play volleyball with another unit.

10. EXHIBIT: L
11. INITIALS OF PERSON MAKING STATEMENT: 66-4
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

001886

Personal Info Redacted IAW Sec of Def Memo U1-
CORR-101, dtd 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Faint, mostly illegible handwritten text, possibly describing a statement or affidavit.]

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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 _____.

bb-4

bb-4

(Signature of Person Making Statement)
Subscribed and sworn to before me, a person authorized by law to administer oaths; this 31st day of July, 2003.
Camp Marlboro, Eschelad, Free

WITNESSES:

bb-2
(Typed Name of Person Administering Oath)
15-6
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

[Redacted initials]

bb-4

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 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: Camp Marlboro, Baghdad, Iraq
2. DATE (YYYYMMDD): 20030731
3. TIME: 2130
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

During the month of June 2003, myself and other 2nd Plt elements have captured and detained looters stealing or burning wire. The first few cases, we brought the looters back to Camp Marlboro and attempted to turn them in to Bulldog troop. We were told by Bulldog personnel that they didn't want to do anything because it was too much paperwork for such a small thing. They instructed us to take them out, drive around for a while, tell them they're going to jail, scare them, ruff them up, or whatever we wanted. We blindfolded them and drove around for about 1/2 hour, yelling at them and let them go. After the first couple cases, we stopped taking them to Bulldog. We would take them to an abandoned gas station, yell at them, make a lot of noise, banging on walls and a metal box. [redacted] instructed my to remove their clothing, so I did so. We then took off the zip cuffs & blindfold and made them run down the street naked while we drove away. One case, we chased some looters and they ran through very ruff terrain and got away. When we returned to Camp Marlboro, [redacted] called [redacted], and said he had 1 prisoner he was going to drop off to Bulldog. [redacted] told him to hurry

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

10. EXHIBIT: M
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 2 PAGES

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

001888

STATEMENT OF

bb-4

TAKEN AT

Camp Marlboro

DATED

31 July 2003

9. STATEMENT (Continued)

up and get back to the warehouse. A few minutes later, 23 pulled up with the prisoner still in the truck. I took the prisoner out of the truck, and made him sit against the wall. bb-4 told me to watch him while everyone was at dawn. The prisoner kept trying to get up and I ~~had~~ had to repeatedly push him back to sitting down. He was trying to show me his right hand. When I looked at it, it was turning purple and swelling, so I removed the Zip tie that was on too tight and his blind fold. I then put a new ~~tie~~ tie on him not so tight. He looked around and saw a soccerball near by. He said "Mr, football" I grabbed the ball and said, "You like football?" and bounced it off his forehead. bb-4 saw this and yelled at me. He then told

and that we can't do stuff like that. That night, I called me over, and yelled that what I did was wrong. I told everyone that we weren't going to take care of looters anymore and from that point on, we would just give them to Bulldog and let them handle it how they wanted. We've caught 2 Iraqi personnel stealing electricity since then, and they were taken straight to Bulldog. NOTHING FOLLOWS.

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

INITIALS OF PERSON MAKING STATEMENT

bb-4

PAGE 2 OF 2 PAGES

USAPA V1.00

001889

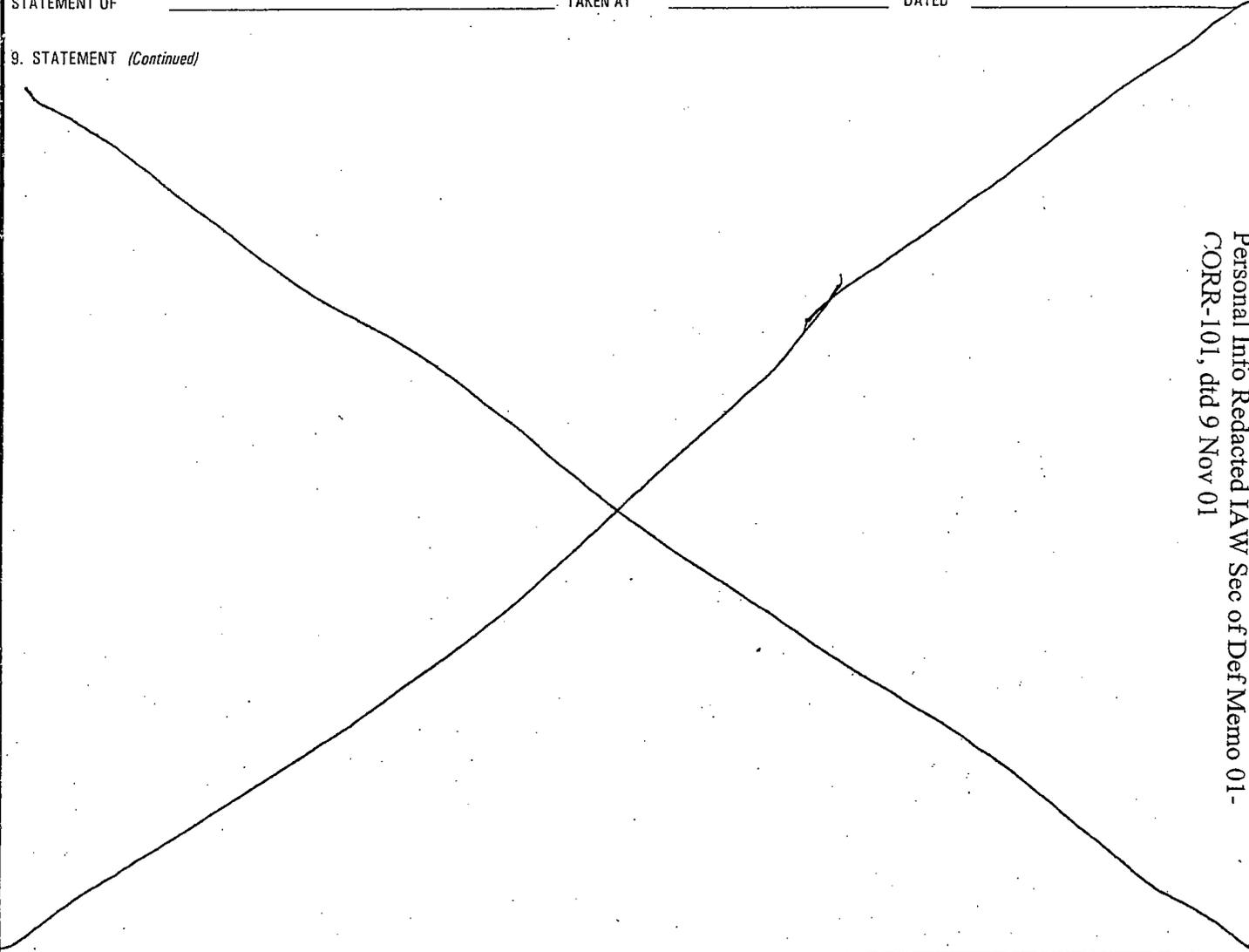
STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01



AFFIDAVIT

I, _____, 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.

WITNESSES:

ORG. b6-2

ORGANIZATION OR ADDRESS

b6-4
Subscribed and sworn to before me, a person authorized by law to administer oaths, this 31st day of July, 2003 at Camp Harburo, Baghdad, Iraq
b6-2

(Typed Name of Person Administering Oath)
15-6
(Authority To Administer Oaths)

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.

1. LOCATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 66-4	6. SSN [REDACTED]		7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS			

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
Did not see or do not know anything that happen

nothing follows

10. EXHIBIT N	11. INITIALS OF PERSON MAKING STATEMENT 66-4	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____ 001891
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

PERSONAL INFO REDACTED IAW SEC 01 DEL MICHIG V1 -
CORR-101, dtd 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Faint, mostly illegible handwritten text, possibly a signature or notes.]

[Faint, illegible handwritten text or stamp.]

AFFIDAVIT

I, ████████████████████ *bb-4*, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

WITNESSES:

bb-2

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 3rd day of July, 2003 at Camp MacBarron, Baskin, Iraq

bb-2

(Typed Name of Person Administering Oath)

15-6

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE

OF 1892 PAGES

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 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: Camp Marlboro, Baghdad, Iraq
2. DATE (YYYYMMDD): 20030801
3. TIME: 1119
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED]
6. SSN: [REDACTED]
7. GRADE/STATUS:
8. ORGANIZATION OR ADDRESS:

9. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

During July 3rd 2003 we receive a mission to go buy sodas for the 4th of July events, the truck that were chosen to go where 21, 22, 23 and 27. We got to the soda place and bought them then we returned back to camp on the way back we were told to police up the looters by Camp Marlboro we caught one and brought him back to the gate at the time [REDACTED] asked if we were to turn him in to the cimoc somebody said to take him to the warehouse so we drove to the warehouse at the time I saw 51st signal playing volleyball and told [REDACTED] [REDACTED] he said to go ask for next game and come back to download sodas as soon as we stopped we got to the warehouse and parked I then went to the volley ball court and asked for next game and returned to download sodas when I came back the looter we caught was sitting down by the wall in between 26 and 22. We finished downloading sodas and we went to wait for the next game. During our play in the second

10. EXHIBIT: 0
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED]
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

STATEMENT OF

[REDACTED]

66-4

TAKEN AT

Camp Marlboro

DATED

1 Aug 2003

9. STATEMENT (Continued)

66-4 came and asked if any sodas full of the truck because there were 10 cases of sodas missing. I said no and told him to count them again 2 minutes later. I told me to go and count them so I went to the rear of the warehouse and on the way in 66-4 told me we were good. It was a miss count I partially counted them and started to head out to play again on the way out I heard the Iraqi scream I then looked and caught a glance of our medic pouring water on him I left and started to play again. There was another incident that involved 2 naked guys. We had a mission which I can't fully remember what it was but it was a bullshit mission on our way back to camp we heard over the radio platoon next to go get some looters so we proceeded to go after them the truck I was in (23) we didn't get nobody because our driver was inexperienced when there were no looters left we followed the rest of the trucks (- 27, 22) to some shack our truck wanted and everyone else dismounted some to smoke and others to do whatever they did. Well as we waited an Iraqi run passed us naked I started laughing and 66-4 did to about 5 min later another Iraqi stated running naked past our truck again and that's all I saw and know about that incident.

Personal Info Redacted IAW Sec of Def Memo 01 -
CORR-101, dtd 9 Nov 01

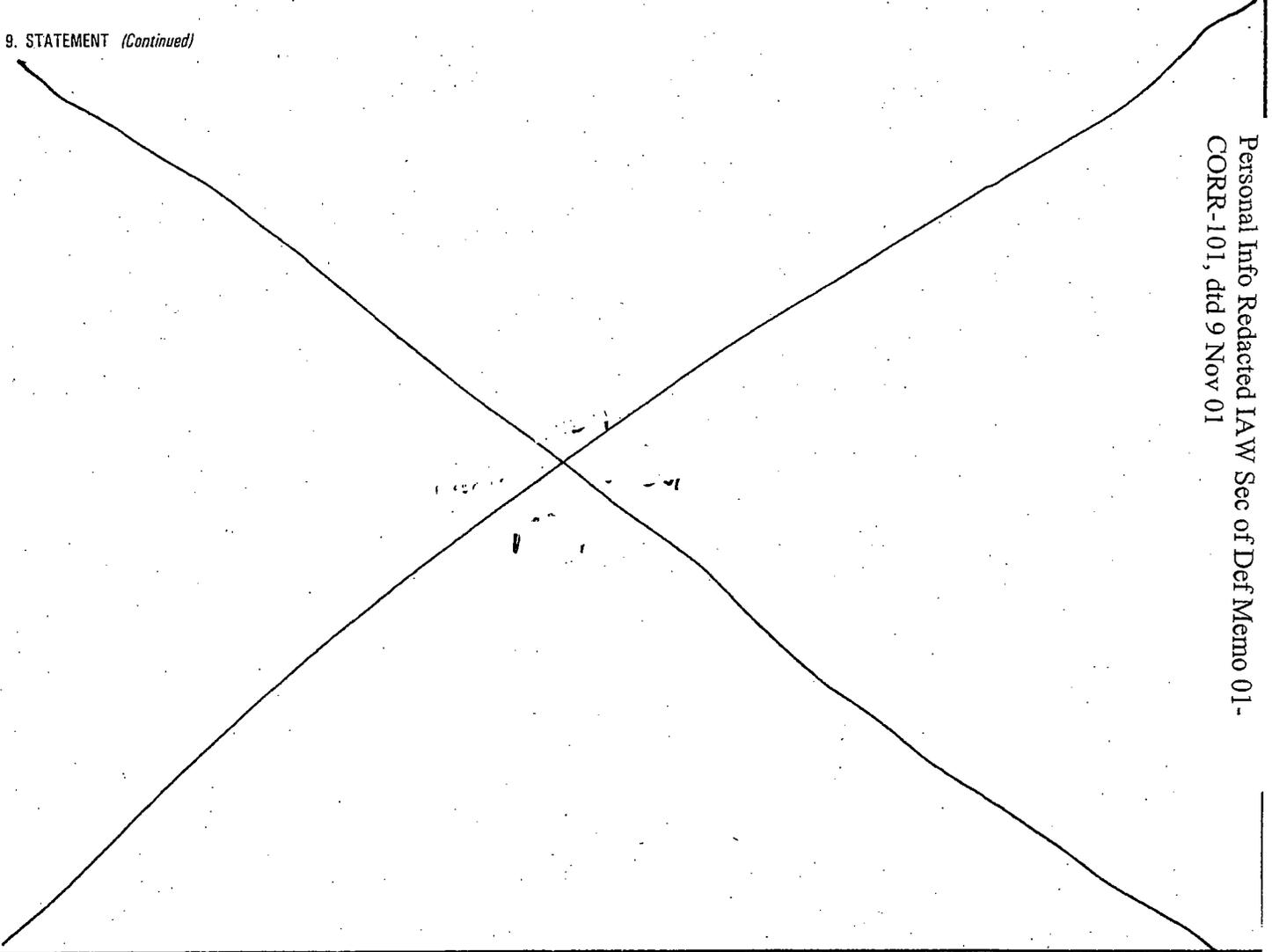
STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

Personal Info Redacted IAW Sec of Def Memo 01 -
CORR-101, dtd 9 Nov 01



AFFIDAVIT

I, [REDACTED] bb-4, 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.

bb-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of August 2003 at Camp Marlboro, Bgholud, Iraq

[REDACTED]

ORGANIZATION

bb-2

[REDACTED]

(Signature of Person Administering Oath)

bb-2

[REDACTED]

ORGANIZATION OR ADDRESS

[REDACTED]

(Typed Name of Person Administering Oath)

15-6

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] bb-4

PAGE OF PAGES

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 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: CAMP MARLBORO BAGHDAD, IRAQ
2. DATE (YYYYMMDD): 01 AUG 2003
3. TIME: 1222
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: bb-4
6. SSN:
7. GRADE/STATUS:
8. ORGANIZATION OR ADDRESS:

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

ON THE THIRD OF JULY, THE SUPPOSIVE TIME A CERTAIN INSIDENT MAY HAVE HAPPENED, I WAS ON MY WAY TO THE BAY, TO CHECK A BUSTED HUB SEAL AND A CLASS TWO TRANSFER LEAK, AFTER WAITING AN HOUR - HOUR 3 1/2 I WAS BROUGHT INTO A SLOT IN THE BAY WHERE I WAS TURNED AWAY, AFTER RETURNING FROM THE BAY I HAVE AN OBSTACLE OF 100 CASES OF SPAS IN MY WAY SO THAT I CAN PARK MY VICTOR IN THE DESIGNATED SPOT. SOME TIME AFTER THE 4TH OF JULY, ACTUAL DATE, I DONT RECALL, MY PLATOON CAME IN CONTACT AND 27D CAME OVER COUGAR NET AND SAID THE WERE SHOT AT AND RETURNED FIRE. 22 CAME ON GAVE AN EXPLANATION OF THE SHOOTING AND A GRID POINT, LATER THAT DAY SAPPER 6 TALKED TO THE MEN INVOLVED, ONE-ON-ONE, THEN THE WHOLE PLATOON ABOUT NOT BEATING IRAQI AND TO JUST TAKE THEM TO THE C-MOCK; BUT ABOUT THE SHOOTING HE WAS PLEASED NOONE WAS HURT AND WE DETAINED THE SHOOTER.

CORR-101, did 9 Nov 01

10. EXHIBIT: P
11. INITIALS OF PERSON MAKING STATEMENT: bb-4
PAGE 1 OF 1 PAGES

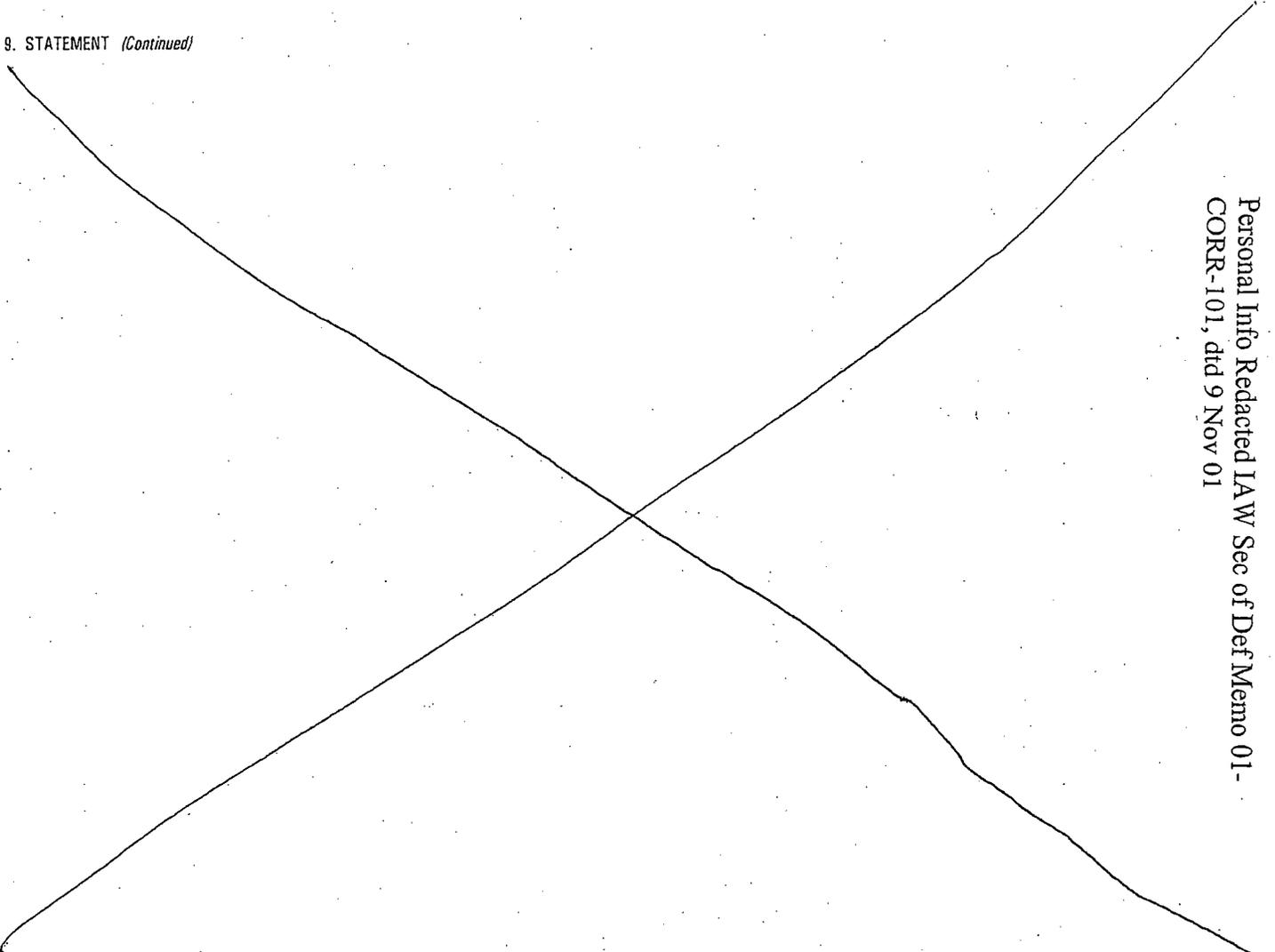
STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

Personal Info Redacted IAW Sec of Def Memo 01-
CORR-101, dtd 9 Nov 01



AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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.

(Signature of Person Making Statement) *bb-4*

WITNESSES:

bb-2
ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of August, 2003 at Camp Harbore, Baghdad Iraq

(Signature of Person Administering Oath) *bb-2*

(Typed Name of Person Administering Oath)

ISIC
(Authority To Administer Oaths)

001897

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 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: Camp Marlboro Baghdad, Iraq
2. DATE (YYYYMMDD): 20030801
3. TIME: 1346
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS
9. [Redacted]

CORR-101, dtd 9 Nov 01

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

As far as mistreatment of Iraqi civilians, all I've seen is discomfort and embarrassment. On two separate occasions an Iraqi had been stripped and then released for with no clothes as punishment for stealing from 2/2 ACR's scrap yard. Also an Iraqi detainee picked up for the same offense was brought to the sapper AO by 23 and detained for 20 minutes, sat against a wall fixed cuffed with a sandbag over his head and then brought to the CMO. I was not in sight of him for the whole time but I didn't see any mistreatment while I did see him. Regarding the shooting of an armed Iraqi civilian, we stopped because a large amount of wire stored in a truck. An Iraqi in the crowd pushed [redacted] so he was detained. Another Iraqi armed with an AK-47 was shot multiple times. I did see if she fired or not. She was then taken to medics at camp Marlboro and treated. She survived.

10. EXHIBIT: Q
11. INITIALS OF PERSON MAKING STATEMENT: [Redacted]
PAGE 1 OF 1 PAGES

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Large area crossed out with a large X]

AFFIDAVIT

I, b6-4 , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1 . 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.

 b6-4
(Signature of Person Making Statement)

WITNESSES:

 b6-2
ORGANIZATION OR ADDRESS

 b6-2
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1 day of August 2003 at Camp Marshall, Baghdad Iraq

 b6-2
(Signature of Person Administering Oath)

 b6-2
(Typed Name of Person Administering Oath)

 15-6
(Authority To Administer Oaths)

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

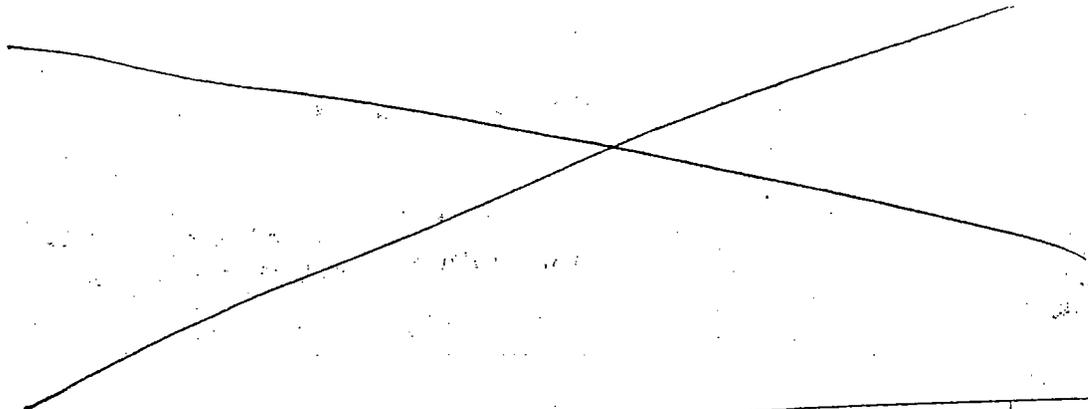
AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION <i>Camp Marlboro</i>	2. DATE (YYYYMMDD) <i>2003 08 01</i>	3. TIME <i>1530</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME <i>bb-4</i>		6. SSN	7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS			

9. _____ WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

The day we arrived to our AO with an Iraqi, I was downloading the trailer of sodas. I saw people take an Iraqi out of 27 and str him against a wall. I then went to go and eat in the chow hall, when I returned, they were putting the Iraqi back into 27 and the vehicle then left our AO.

One day I was gunning on the .50 cal of EN22. We arrived at a building behind our compound that I had never been to before. I stepped down into the back of 22 for a moment to drink some water and load my M-16. When I stepped back up to the .50 cal, I noticed a naked Iraqi run by the vehicle. I took a bubble take and then we left the area and returned to Camp Marlboro.



10. EXHIBIT <i>R</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>bb-4</i>	PAGE 1 OF <i>1</i> PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"		
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER		

001900

CORR-101, did 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[The main body of the statement is crossed out with a large 'X' and contains faint, illegible text.]

AFFIDAVIT

I, bb-4, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

bb-4
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of August, 2003 at Camp Marlboro, Baghdad, Iraq

bb-2
(Signature of Person Administering Oath)

[Redacted]
(Typed Name of Person Administering Oath)

IS-C
(Authority To Administer Oaths)

WITNESSES:

[Redacted]

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

[Redacted]

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

GAH

PAGE OF PAGES

001901

SWORN STATEMENT

1514 hrs
1 AUG 03

In the month of June 2003, 21, 22, and 23 went to a designated spot behind Camp Markoso to drop off and download a trailer full of stolen wire that we picked up in a neighborhood. When we arrived at the sight, there were about 10 looters that started running. I dismounted and chased the looters with [redacted] and [redacted]. The looters were running away about 200 meters ahead of us. While chasing after them, [redacted] raised his weapon toward the looters and fired a shot in their direction. [redacted] claimed it was a "warning shot". Nothing followed.

b6-4

x
b6-4

[redacted]

x
b6-4

[redacted]

b6-2
1 August 2003
[redacted]
Investigator.

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.

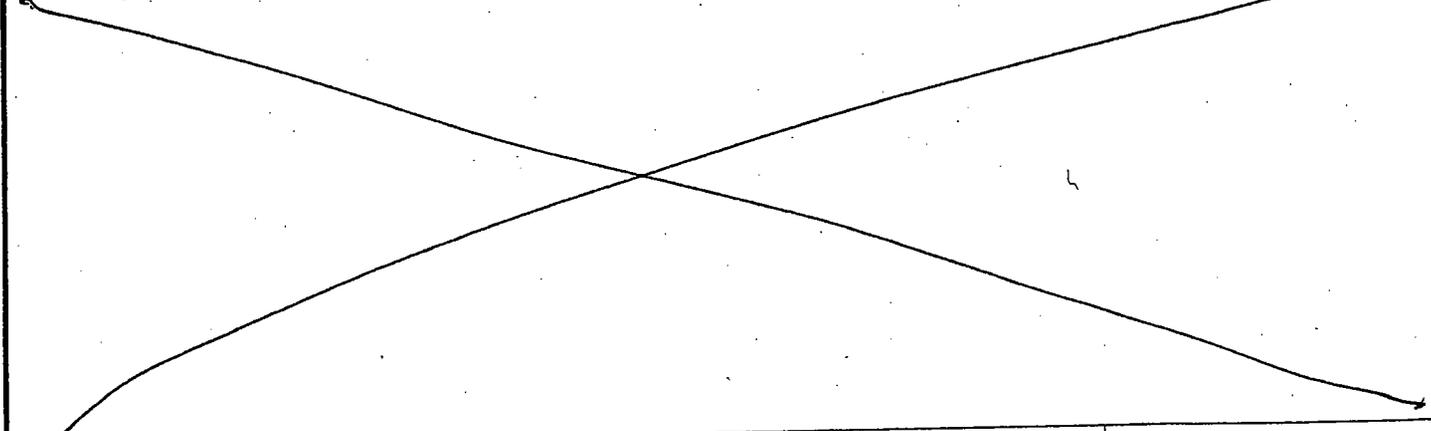
1. LOCATION: CAMP MARLBORO, BAGHDAD, IRAQ
2. DATE (YYYYMMDD): 2003/08/01
3. TIME: 1554
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS

8. ORGANIZATION OR ADDRESS

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

In mid June 2003, my platoon was on a mission to retrieve copper wire and drop it off in the rear fields of Camp Marlboro. The squads that were with me were ENG22, ENG23, & my truck of ENG27. We were heading back from picking up wire when we found some looters in the back field of Camp Marlboro. We ended detaining one looter. We took the looter to the CMOC. bb-5 (Bulldog 6) said that we should take the looter and drive around a while, scare him, beat him up, or whatever that we wanted to do. So, we took the looter to a empty building in the rear field of Camp Marlboro. Myself, bb-5 took the detainee inside the building yelled and screamed at him then I had to make a decision of what I should do next. I heard that a looter was shot and killed earlier this month and the guys who shot him was not punished. I didn't want to kill him so I decided that I needed to teach him a lesson. So, I told bb-5 to strip the man and make him run home and hopefully he would incur some embarrassment but at least he would be alive. We had another incident to where we detained two looters in the rear field of Camp Marlboro and instead of taking to CMOC we took them to the same building and then Myself, bb-5 had the two guys take their clothes off and run home. On the 3rd of July my platoon was tasked to pick up sodas for the SQDN Fourth of July party. On our way back to Camp Marlboro we were told to help pick up looters in the rear field. We ended up catching one looter. ENG23 actually caught the looter. ENG23 ended up bringing the detainee back to our AO. I spoke with bb-4 and told bb-4 to watch the guy. ENG22 had a flat tire so they were fixing the tire during this time. I told the platoon to go to chow. bb-5 had bounced a soccerball of the head of the detainee. S bb-4 chewed him out then told me and I again chewed him out. We took the detainee to the CMOC. I told the Squad Leaders that we are going to tone this stuff down. Two weeks later we had another incident that we shot an Iraqi woman because she had fired numerous rounds with an AK-47. We returned fire on the woman. She received four to five gunshot wounds to the chest. We applied first aid and took her to the Camps Aid Station. bb-7 and spoke to the Platoon that afternoon about how we had followed the ROE and did a good job. reason I made looters strip is I didn't want to shoot them and agreed with orders "take them back and beat the fuck out of them out ROE at the time we could shoot the looters, I didn't want to shoot or kill unarmed looters, or just let them go, and they can come back and get killed by Bulldog elements.

CORR-101, did 9 Nov 01

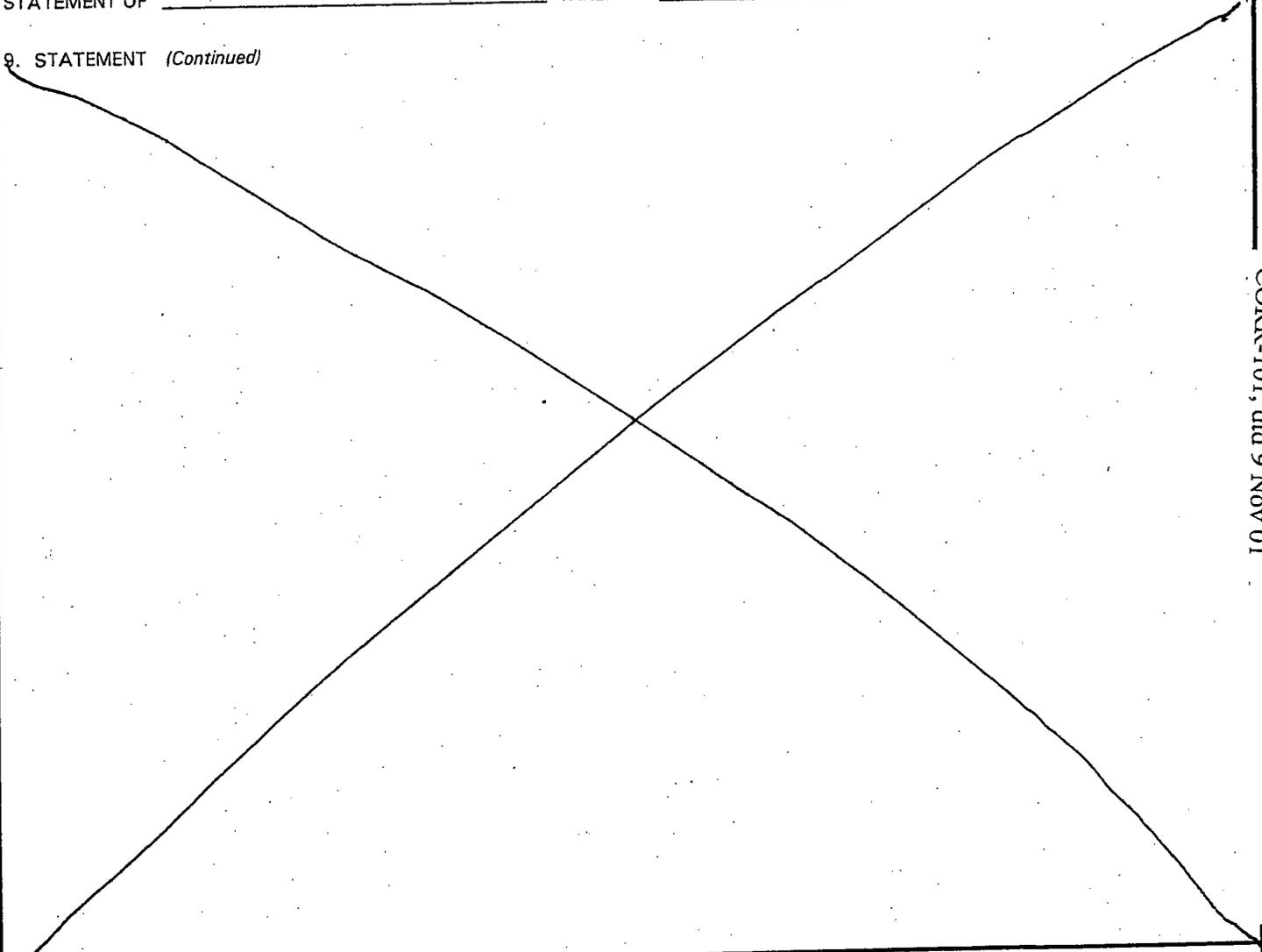


10. EXHIBIT: 1
11. INITIALS OF PERSON MAKING STATEMENT: bb-5
PAGE 1 OF 1 PAGES

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

001903

9. STATEMENT (Continued)



Personal Info Redacted IAW Sec of Def Memo 01 -
CORR-101, dtd 9 Nov 01

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE / 1 . 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.

(Signature of Person Making Statement) *bb-4*

WITNESSES:

bb-2

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 3rd day of August, 2003 at Camp Marlboro, Bucheleid, Iraq

(Signature of Person Administering Oath) *bb-2*

(Typed Name of Person Administering Oath) *156-*
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

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.

1. LOCATION: CAMP MARLBORO, BAGHDAD, IRAQ
2. DATE (YYYYMMDD): 2003/08/01
3. TIME: 1700
4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME: bb-5
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
During Operation Scorpion we had finished picking up wire in Eagle's sector. We were headed back to Cmp to drop off the wire when we saw looters in the rear field behind Camp Marlboro. We chased them down and picked up a total of 7 detainees. We had them download the wire from the back of the trailers and then took them to the CMOC. We were out on mission again and caught one looter stealing the copper wire. We took him to the CMOC to turn him in when bb-5 was told by Bulldog 6 to take him out and beat him or do whatever you want to with him. So, we took this guy to a building in field behind the camp. bb-5 told me to strip the detainee of his clothes. bb-5 followed his orders. Then we released the detainee to go home. So he ran outside and went home. We had another incident a few days later to where we detained two looters. We took them to the building again and stripped them of their clothes and made them run home. In both incidents myself were in the building. On the 3rd of July we had to go get sodas for the 4th of July party for SQDN. On our way back we checked the field for looters. There were looters in the back field so we tried to catch them. While trying to catch these looters my truck got a flat tire. So we went back to Camp Marlboro and I told my guys to get the tire fixed. When we got back ENG23 came into our AO with a detainee in the back of the truck. I wasn't around much after that because I wanted to get the tire on my truck fixed. After the tire got changed ENG27 took the detainee up to CMOC.

10. EXHIBIT: u
11. INITIALS OF PERSON MAKING STATEMENT: bb-5
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED 001905

1. U.S. ARMY MILITARY POLICE
CORR-101, dtd 9 Nov 01
SEC 01 Det Memo 01-

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Large area crossed out with a large X]

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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.

[Redacted signature] b6-5
(Signature of Person Making Statement)

WITNESSES:

[Redacted witness name and address] b6-2
ORGANIZATION OR ADDRESS

[Redacted witness name and address]
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 3rd day of August, 2003 at Camp Marshall, Bagram, Afghanistan.

[Redacted signature] b6-2
(Signature of Person Administering Oath)

[Redacted typed name] b6-2
(Typed Name of Person Administering Oath)

15-6
(Authority To Administer Oaths)

001906

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 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: Camp Marlboro, Baghdad
2. DATE (YYYYMMDD): 20030808
3. TIME: 1942
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. [Redacted] b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
I have not, or have not witness any Iraqi detainees get shocked, slapped, punched, kicked or beaten. - NOTHING FOLLOWS

Personal Info Redacted IAW Sec of Det Memo 01-CORR-101, dtd 9 Nov 01

10. EXHIBIT: V
11. INITIALS OF PERSON MAKING STATEMENT: [Redacted]
PAGE 1 OF 1 PAGES

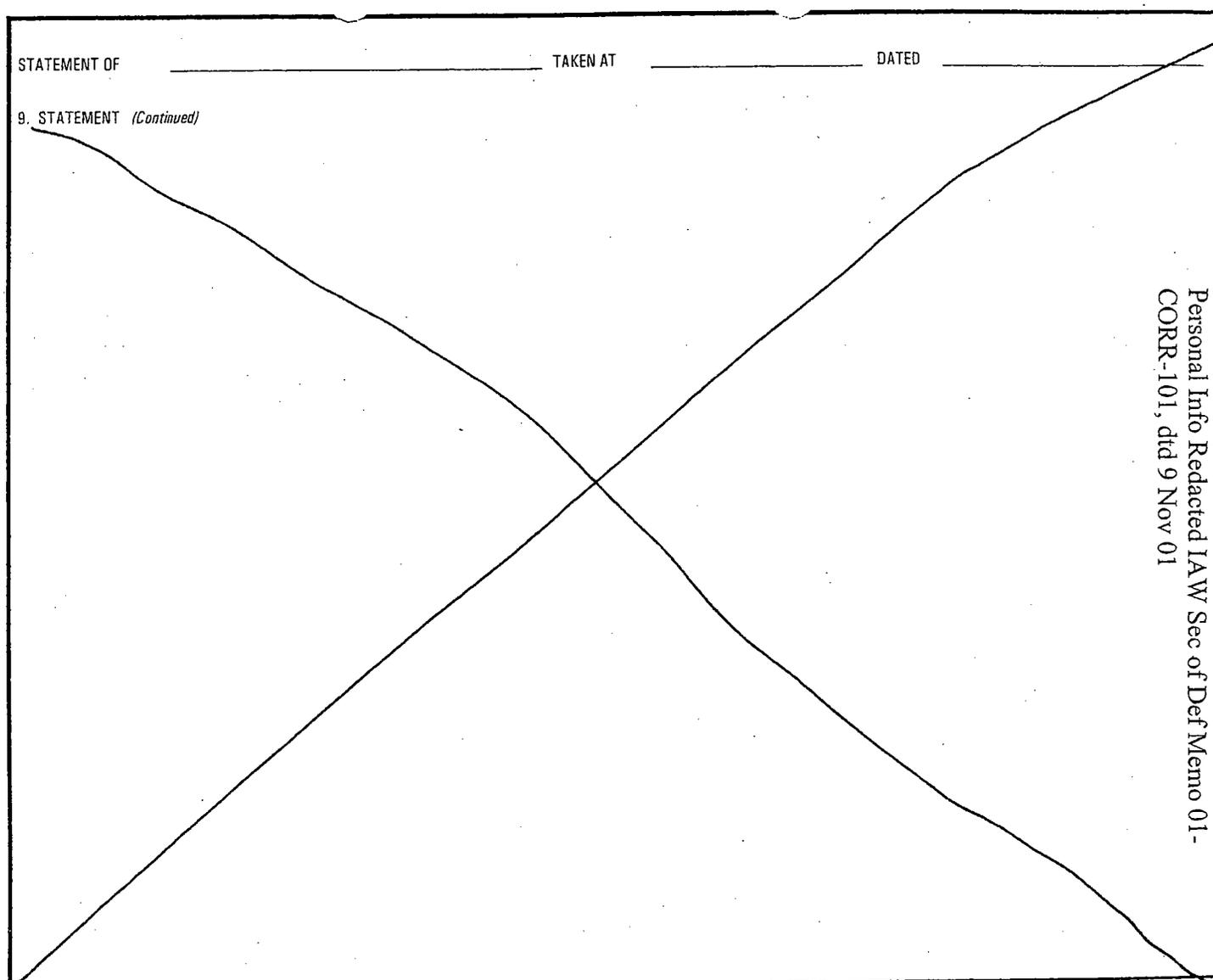
STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

Personal Info Redacted IAW Sec of Def Memo 01-CORR-101, dtd 9 Nov 01



AFFIDAVIT

I, 66-4, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

66-4
(Signature of Person Making Statement)

WITNESSES:

66-2
[Redacted]

ORGANIZATION OR ADDRESS

[Redacted]

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 8th day of August, 2003 at Camp Hearlboro, Baghdad, Iraq

[Redacted]
(Signature of Person Administering Oath)

66-2
(Typed Name of Person Administering Oath)
IS-C
(Authority To Administer Oaths)

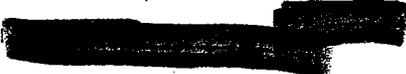
SWORN STATEMENT

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.

1. LOCATION <i>Camp Marlboro</i>	2. DATE (YYYYMMDD) <i>20030808</i>	3. TIME <i>1200</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME <i>bb-4</i>	6. SSN	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS			

9.  _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

NO I DID NOT USE m34 TO Shock a IRAQI person.
 NO I DID NOT HIT, kick, or punch a Israeli person.
 NO ONE CAME TO ME TO MAKE THE STORIES THE SAME.
 NO I am NOT Aware of anyone Trying to make THESE stories the SAME.

10. EXHIBIT <i>X</i>	INITIALS OF PERSON MAKING STATEMENT <i>bb-4</i>	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT *001909*

CORR-101, dtd 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Redacted area with large X]

AFFIDAVIT

I, b6-4, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

b6-4
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 8th day of August, 2003 at Camp Harbors, Baghdad, Iraq

b6-2

ORGANIZATION OR ADDRESS

b6-2
(Signature of Person Administering Oath)

b6-2
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

15X
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

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.

1. LOCATION <i>Camp Marlboro Baghdad Iraq</i>	2. DATE (YYYYMMDD) <i>20030808</i>	3. TIME <i>1105</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] <i>b6-4</i>	6. SSN [REDACTED]	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS [REDACTED]			
9. [REDACTED]			

_____ WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

In my last statement I wrote that I saw [REDACTED] Shokha Iraqi. I am reconfirming this in this statement. b6-5

I did not see any person or persons walk to the back of the Warehouse. I heard rumors that the Iraqi was being abused.

This morning around 0930 [REDACTED] b6-5 came to me and asked me what I was going to say and said we all need to have the same story.

10. EXHIBIT <i>W</i>	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] <i>b6-4</i>	PAGE 1 OF <u>1</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"

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

001911

PERSONAL INFO RECLASSIFIED BY W. SEC. 01 DEPT. PRIVACY OFFICER
CORR-101, dtd 9 Nov 01

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.

1. LOCATION Camp Marlboro 2. DATE (YYYYMMDD) 20030608 3. TIME 1700 4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME bb-4 6. SSN 7. GRADE/STATUS

8. ORGANIZATION OR ADDRESS

9. bb-4 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

NO I DID NOT USE m34 TO Shock a IRAQI person.
NO I DID NOT HIT, kick, or punch a IRAQI person.
NO ONE CAME TO ME TO MAKE THE STORIES THE SAME.
NO I am NOT Aware of anyone Trying to make THERE stories the same.

10. EXHIBIT X 11. INITIALS OF PERSON MAKING STATEMENT bb-4 PAGE 1 OF 1 PAGES

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

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

001912

CORR-101, dtd 9 Nov 01

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Large redacted area with a large 'X' drawn across it]

AFFIDAVIT

I, 66-4, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

66-4
(Signature of Person Making Statement)

WITNESSES:

66-2

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 8th day of August, 2003 at Camp Marlboro, Baghdad, Iraq

66-2
(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

15-6
(Authority To Administer Oaths)

ORGANIZATION _____ ADDRESS _____

INITIALS OF PERSON MAKING STATEMENT

PAGE _____ OF _____ PAGES

001913

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.

1. LOCATION: Camp Marlboro
2. DATE (YYYYMMDD): 20030808
3. TIME: 1135
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED]
6. SSN: 66-4
7. GRADE/STATUS:
8. ORGANIZATION OR ADDRESS:
9.

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

I saw [REDACTED] I shock an Iraqi with a blasting machine. I saw [REDACTED] and [REDACTED] put their foot in the chest of an Iraqi. I know that the PSG and [REDACTED] go off to the PSGs bunk and talk amongst themselves. The PSG has taken the Emir's off to the side and talked to them about [REDACTED] and what's going on now. One of my soldiers brought to my attention that the PSG and [REDACTED] were trying to find out if I had done anything. One the first incident I discussed before in my first sworn statement I fired a warning shot at the ground to try and get the Iraqis to stop.

CORR-101, did 9 Nov 01

10. EXHIBIT: [checkmark]
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED]
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT 001914

SWORN STATEMENT

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

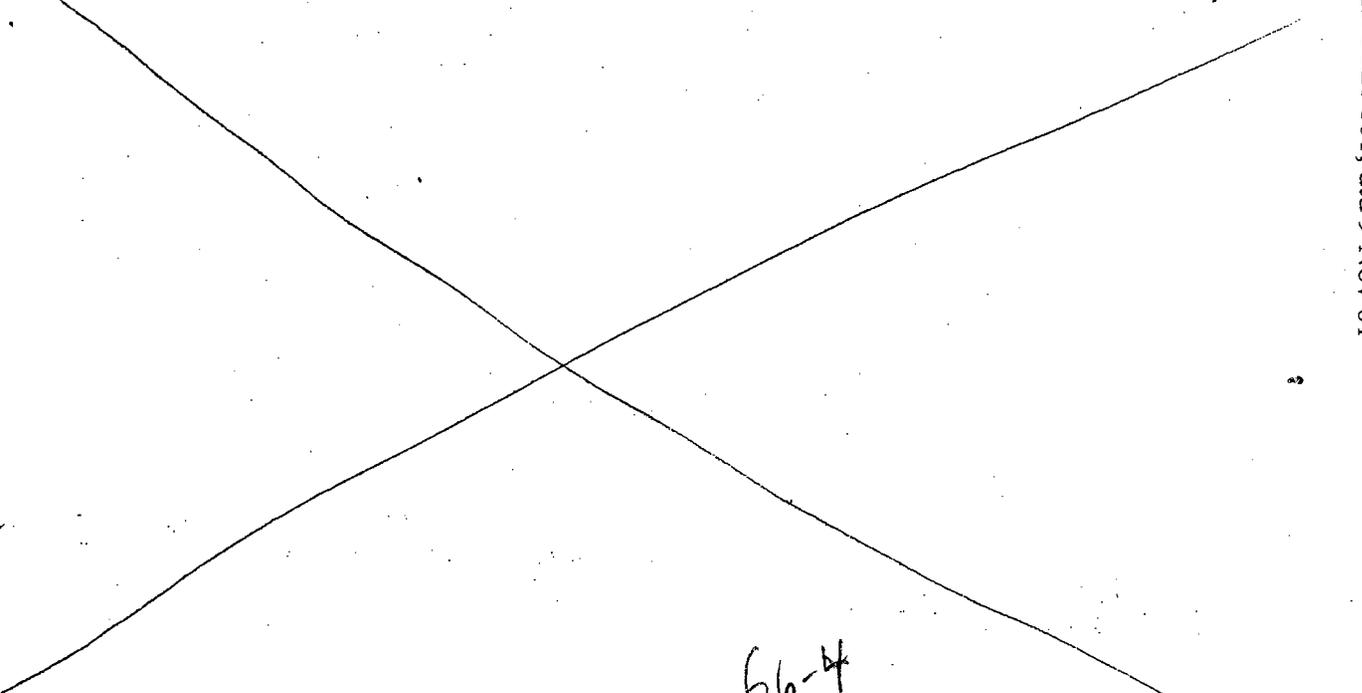
PRIVACY ACT STATEMENT

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.

1. LOCATION Camp Marlboro Baghdad Iraq	2. DATE (YYYYMMDD) 2007 08 09	3. TIME 1240	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED] bb-4	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS [REDACTED] bb-4			

9. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

The platoon picked up a few detainees. We then went to the back of the camp where we scared them and then bb-5 told the [REDACTED] to strip them.
Another incident was at the AO where a detainee was brought. I didn't see anyone beat him, but scared him.
There was no collaboration of stories for this investigation.



10. EXHIBIT Z	11. SIGNATURE OF PERSON MAKING STATEMENT [REDACTED] bb-4	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED 001915
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT

CORR-101, dtd 9 Nov 01

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).
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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 <i>Camp Marlboro, Baghdad, Iraq</i>	2. DATE (YYYYMMDD) <i>20030808</i>	3. TIME <i>13:10</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME <i>b6-4</i>	6. SSN	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS			

9. *b6-4*, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

In the morning of a day which I can not recollect, but do know that it was prior to the Fourth of July, three trucks (22, 23, 27) from the 2nd Platoon 84th EWG CO went on a mission to pick up sodas for the Squadron Fourth of July festivities. I myself was riding on the back of 27 as rear security. When returning from the mission, one of our trucks spotted looters on the eastern side of RTE AEROS. We then began to chase the looters out into open fields, but after fifteen minutes of chasing, decided to head back to Camp Marlboro. Upon returning to the camp, 23 called 27 on the net and asked him, *b6-5* what he should do with his detainee. Until we were inside the gates, 27 had negative knowledge of any detainees. What *b6-5* orders to 23 were are unclear. Once we returned to the warehouse, I dismounted from the back of 27 and went to my cot to lay down. A few minutes later, I got up and went back to where the trucks were parked so that I could get some water out of 21. When I got to the back of the warehouse, I heard a commotion.

b6-5 and several other members of my platoon which I can not remember were hitting, kicking, and tearing at the clothes of the Iraqi detainee. My feelings at the time were excitement. I went to my bunk to get a camera, but when I returned, *b6-5* took the camera. I turned and went to my truck, 21, to get the water which I had initially gone to the back for.

FBI/DOJ HHSU INSTRUCTED BY W. DUC OF DOJ RECORDS ST. CORR-101, did 9 Nov 01

10. EXHIBIT <i>AA</i>	11. INITIALS OF PERSON MAKING STATEMENT <i>b6-4</i>	PAGE 1 OF <i>3</i> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

001917

STATEMENT OF

b6-4

EN AT

Camp Marlboro

DATED

8-8-03

9. STATEMENT (Continued)

I then decided to go back to where the detainee was. b6-5 was alone with the detainee. ~~He~~ He coaxed me into coming over and hitting the detainee. I went over and thumped the detainee on the head very lightly, which made b6-5 laugh and call me a pussy. I can't begin to express how bad I felt for only that. That is when I went back to my cot for good. Roughly fifteen minutes later, 27 called for 21 and 23 to come and escort him to the open area behind Camp Marlboro. We escorted 27 and the detainee out to an abandoned building where the detainee would be stripped and later released. I myself was driving 21 at the time and when we arrived at the building, I exited the truck and pulled security. I do not know who made the call to strip the detainee, but I do know that b6-5 and b6-5 were in the building with the detainee. If there was someone else in the building, it is not to my knowledge. Once the detainee was released, we all went back to the warehouse.

On another occasion, which occurred several weeks after the first incident, three trucks (21, 22, 27) left camp Marlboro to explode several UXOs at the Dragon ASP. When returning from the ASP, one of our trucks again sighted a couple of looters. We then began to chase them. The looters managed to escape safely, but b6-5 decided to stop and investigate further. At the time, I was driving 21, and upon stopping I got out and pulled security. Several minutes later, I walked to the back of my truck and witnessed, b6-5 destroying a truck. They were breaking the windshield and mirrors, slashing the tires, and ripping wires out from under the hood. At the time, I had no idea why

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

bb-4

STATEMENT OF [REDACTED] TAKEN AT Camp Marlboro DATED 8-8-03

9. STATEMENT (Continued)

they were doing this. My thoughts were that they had lost their minds. Several minutes later, we mounted back on to our trucks and drove across the street. Again [REDACTED] and [REDACTED] bb-5 dismantled to further investigate the stolen wire. I again pulled security for 21. [REDACTED] and bb-5 went to a nearby home and took from the owner a cooler and a burlap tarp of some sort. They then came to my truck and took my 5 gal. can of fuel, which they used to burn the cooler and the bag. It wasn't until we had returned to the warehouse at camp Marlboro that I was informed as to why they had done these seemingly uncivil acts. Apparently, the truck which they had destroyed was carrying wire in the back, The cooler contained fuel which the thieves used to burn the wire, and the tarp is what the thieves used to hide the wire. After this incident, no other incidents took place to my knowledge.

CORR-101, did 9 Nov 01

AFFIDAVIT

I, [REDACTED] bb-4, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [REDACTED] 5. 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.

[REDACTED] bb-4
 (Signature of Person Making Statement)

WITNESSES: [REDACTED]

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 8th day of August, 2003 at Camp Marlboro, Bessemer, Ala

[REDACTED] bb-2
 (Signature of Person Administering Oath)
 [REDACTED]
 (Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS [REDACTED]

15-6
 (Authority To Administer Oaths)

001919

1973

RECORD OF PROCEEDINGS UNDER ARTICLE 15, UCMJ

For use of this form, see AR 27-10; the proponent agency is TJAG.

(b) (3)
(b) (6)

See Notes on Reverse Before Completing Form

NAME [REDACTED] bb-5	GRADE [REDACTED]	SSN [REDACTED]	UNIT [REDACTED]	PAY (Basic & Sea/Foreign) \$1,356.90
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1. I am considering whether you should be punished under Article 15, UCMJ, for the following misconduct: ^{1/}
 In that you, did, at or near Baghdad, Iraq, on or about 21 June 2003, unlawfully strike ^{2/}
 [REDACTED] in the face with your hand. This is in violation of Article 128, UCMJ.

bb-4

2. You are not required to make any statements, but if you do, they may be used against you in this proceeding or at a trial by court-martial. You have several rights under this Article 15 proceeding. First I want you to understand that I have not yet made a decision whether or not you will be punished. I will not impose any punishment unless I am convinced beyond a reasonable doubt that you committed the offense(s). You may ordinarily have an open hearing before me. You may request a person to speak on your behalf. You may present witnesses or other evidence to show why you shouldn't be punished at all (matters of defense) or why punishment should be very light (matters of extenuation and mitigation). I will consider everything you present before deciding whether I will impose punishment or the type and amount of punishment I will impose. ^{2/} If you do not want me to dispose of this report of misconduct under Article 15, you have the right to demand trial by court-martial instead. ^{3/} In deciding what you want to do you have the right to consult with legal counsel located at M, W, F 0900-1230 & 1400-1730 hours, TDS, Baghdad International Airport. You now have 48 hours to decide what you want to do. ^{4/}

DATE 21 Oct 03	TIME 1617	NAME, GRADE, AND ORGANIZATION OF COMMANDER [REDACTED] bb-2	SIGNATURE [REDACTED]
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3. Having been afforded the opportunity to consult with counsel, my decision are as follows: (Initial appropriate blocks, date, and sign)

a. I demand trial by court-martial.

b. I do not demand trial by court-martial and in the Article 15 proceedings:

(1) I request the hearing be Open Closed A person to speak in my behalf Is Is not requested.

(3) Matters in defense, mitigation, and/or extenuation: Are not presented Will be presented in person Are attached.

bb-5

DATE 21 Oct 03	NAME AND GRADE OF SERVICE MEMBER [REDACTED]	SIGNATURE [REDACTED] bb-5
-------------------	--	-------------------------------------

4. In a(n) Open Closed hearing ^{2/} all matters presented in defense, mitigation, and/or extenuation, having been considered, the following punishment is imposed: ^{3/4/} Reduction to Private (E1); forfeiture of \$575.00 pay per month for two months, suspended, to be automatically remitted if not vacated before 29 April 2004,

5. I direct the original DA Form 2627 be filed in the Performance fiche Restricted fiche of the OMPF. ^{3/}

6. You are advised of your right to appeal to the Cdr, 1st AD within 5 calendar days. An appeal made after that time may be rejected as untimely. Punishment is effective immediately unless otherwise stated above.

DATE	NAME, GRADE, AND ORGANIZATION OF COMMANDER [REDACTED] bb-2	SIGNATURE [REDACTED]
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7. (Initial appropriate block, date, and sign)

a. I do not appeal b. I appeal and do not submit additional matters ^{8/9/} c. I appeal and submit additional matters ^{8/9/}

DATE 28 Oct 2003	NAME AND GRADE OF SERVICE MEMBER [REDACTED] bb-5	SIGNATURE [REDACTED]
---------------------	--	-------------------------

8. I have considered the appeal and it is my opinion that:

DATE	NAME AND GRADE OF JUDGE ADVOCATE	SIGNATURE
------	----------------------------------	-----------

9. After consideration of all matters presented in appeal, the appeal is:
 Denied Granted as follows: ^{10/}

DATE	NAME, GRADE, AND ORGANIZATION OF COMMANDER	SIGNATURE
------	--	-----------

10. I have seen the action taken on my appeal. DATE SIGNATURE OF SERVICE MEMBER

11. ALLIED DOCUMENTS AND/OR COMMENTS ^{11/ 12/ 13/}
 CID Report with sworn statements and rights advisements(81), DA Form 268, and ERB. AS/M

DEPARTMENT OF THE ARMY
HEADQUARTERS
3RD BRIGADE, 1ST ARMORED DIVISION
BAGHDAD, IRAQ APO AE 09324

AFZN-BB-CO

DATE: 21 04 03

MEMORANDUM OF AGREEMENT

THRU Commander, [REDACTED] APO AE 09324
Commander, [REDACTED] APO AE 09324

FOR PFC [REDACTED]
APO AE 09324

SUBJECT: Dismissal of the Court-Martial Charges Preferred on 18 September 2003.

In the case of [REDACTED] the Charges and their Specifications are hereby dismissed with
prejudice to the Government conditioned on [REDACTED] pleading guilty under the provisions of Article 15 to the
Charge: Violation of the UCMJ Article 128 and Specification: "In that you did, at or near Baghdad, Iraq, on or about
21 June 2003, unlawfully strike [REDACTED] in the face with your hand" and further conditioned on
[REDACTED] testifying truthfully at all subsequent pretrial investigations and court-martials in the case of [REDACTED]

[REDACTED]
[REDACTED]
Commanding

[REDACTED]
[REDACTED]
Trial Defense Counsel

[REDACTED]
[REDACTED]
USA

001921

CHARGE SHEET

1. NAME OF ACCUSED (Last, First, Middle Initial)			I. PERSONAL DATA		3. GRADE OR RANK	4. PAY GRADE
[REDACTED]			2. SSN	[REDACTED]	PFC	E3
5. UNIT OR ORGANIZATION			6. CURRENT SERVICE			
[REDACTED] APO AE 09324			a. INITIAL DATE		b. TERM	
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED		9. DATE(S) IMPOSED	
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL	None		20020128 3 years	
\$1,356.90	None	\$1,356.90			None	

II. CHARGES AND SPECIFICATIONS

10. CHARGE I: VIOLATION OF THE UCMJ, ARTICLE 93.

THE SPECIFICATION: In that [REDACTED] at or near Baghdad, Iraq, on or about 21 June 2003, was cruel toward [REDACTED] a person subject to his orders, by pointing a pistol at [REDACTED] and saying: "Bang!", or words to that effect.

CHARGE II: VIOLATION OF THE UCMJ, ARTICLE 128.

THE SPECIFICATION: In that [REDACTED], did, at or near Baghdad, Iraq, on or about 21 June 2003, unlawfully strike [REDACTED] in the face with his hand.

III. PREFERRAL

1a. NAME OF ACCUSER (Last, First, Middle Initial)	b. GRADE	c. ORGANIZATION OF ACCUSER
[REDACTED]	[REDACTED]	[REDACTED]
SIGNATURE OF ACCUSER		e. DATE (YYYYMMDD)
[REDACTED]		20030918

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 18 day of September, 2003, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

Typed Name of Officer	Organization of Officer
[REDACTED]	[REDACTED]
Grade	Official Capacity to Administer Oath
[REDACTED]	(See R.C.M. 307(b) - must be a commissioned officer)
Signature	
[REDACTED]	

66-2 all

12. On 20 September, 2003, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me
 (See R.C.M. 308 (a)). (See R.C.M. 308 if notification cannot be made.)

[Redacted]
 Typed Name of Immediate Commander

[Redacted]
 Organization of Immediate Commander

[Redacted]
 Signature

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at 1520 hours, 20 SEPT 2003 at [Redacted]
 Designation of Command or

[Redacted]
 Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

[Redacted]
 FOR THE ¹

[Redacted]
 Typed Name of Officer

[Redacted]
 Official Capacity of Officer Signing

[Redacted]
 Grade

[Redacted]
 Signature

V. REFERRAL; SERVICE OF CHARGES

4a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY b. PLACE c. DATE (YYYYMMDD)

Referred for trial to the _____ court-martial convened by _____

_____, subject to the following instructions:²

By _____ of _____
 Command or Order

 Typed Name of Officer

 Official Capacity of Officer Signing

 Grade

 Signature

On _____, I (caused to be) served a copy hereof on (each of) the above named accused.

[Redacted]
 Typed Name of Trial Counsel

[Redacted]
 Grade or Rank of Trial Counsel

 Signature

FOOTNOTES: 1 — When an appropriate commander signs personally, inapplicable words are stricken.
 2 — See R.C.M. 601(e) concerning instructions. If none, so state.

001923

COURT-MARTIAL CHARGES TRANSMITTAL FORM

PART I

TO: [REDACTED] *b6-2* FROM: [REDACTED] DATE: 20 SEP 03

Court-Martial charges against the following named individual are forwarded as Enclosure 1. Witness statements, any evidence of previous misconduct (to include properly certified DA Forms 2627 and the accused's DA Form 2A and 2-1) are attached as Enclosure 2. Soldier is not pending chapter action UP AR 635-200.

NAME: [REDACTED] RANK: [REDACTED] SSN: [REDACTED]) *b6-5*

UNIT: [REDACTED]

Recommend:

- Summary Court-Martial
- BCD Special Court-Martial
- Other *Field Grade Article 15*
- Special Court-Martial
- General Court-Martial

NAME OF COMMANDER

SIGNATURE OF COMMANDER

[REDACTED]

[REDACTED] *b6-2*

PART II

TO: [REDACTED] FROM: [REDACTED] DATE: 20 SEP 03

I have reviewed the attached charges, documents, and Article 32 (if applicable) and (recommend)(direct):

- Summary Court-Martial
- BCD Special Court-Martial
- Other
- Special Court-Martial
- General Court-Martial

NAME OF COMMANDER

SIGNATURE OF COMMANDER

[REDACTED]

[REDACTED]

PART III

TO: [REDACTED] FROM: [REDACTED] DATE:

I have reviewed the attached charges, documents, and Article 32 (if applicable) and (recommend)(direct):

- Summary Court-Martial *with GP and statement*
- BCD Special Court-Martial
- Other
- Special Court-Martial
- General Court-Martial

NAME OF COMMANDER

SIGNATURE OF COMMANDER

[REDACTED]

[REDACTED]

UNITED STATES

vs.

[REDACTED]

b6-5

SERVICE OF DOCUMENTS

ON T D S

Baghdad, Iraq APO AE 09324

1. The following document was served on trial defense service at Fort Riley, KS

Chain of Command transmittals
Enlisted Records Brief

2. Service was accomplished at 1 Oct 03, 2002.

[REDACTED]

b6-2

Receipt acknowledged

[REDACTED]

b6-5

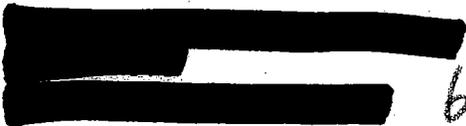
Signature

1
UNITED STATES

vs.

SERVICE OF DOCUMENTS

ON T D S/ACCUSED

 b6-5
Baghdad, Iraq APO AE 09324

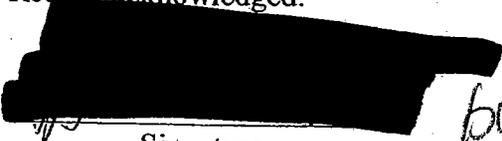
1. The following document was served on trial defense service at Fort Riley, KS

Preferred Charge sheet
Chain of Command transmittals
Enlisted Records Brief
Adverse Action Flag
Allied documents

2. Service was accomplished at 23 Sep, 2003.

 b6-2
Military Paralegal

Receipt acknowledged.

 b6-5
Signature

Once this document has been signed by soldier
Return to Brigade Military Justice Cell in Brigade
TOC

001926

UNITED STATES

vs.

SERVICE OF DOCUMENTS

ON T D S



Baghdad, Iraq APO AE 09324

b6-5

1. The following documents were served on the accused in Baghdad, Iraq

- Preferred Charge sheet
- Chain of Command transmittals
- ~~Enlisted Records Brief~~
- ~~Adverse Action Flag~~
- Allied documents

2. Service was accomplished at _____, 2002.



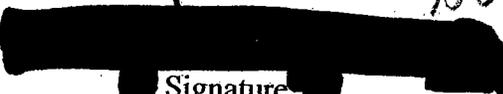
Military Paralegal

b6-2

Receipt acknowledged.

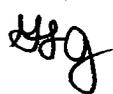
26 Sep 03

b6-5



Signature

NCOIC Trial Defense Services

I did not receive an EEB or Adverse Action Flag 

001927

1881

RECORD OF PROCEEDINGS UNDER ARTICLE 15, UCMJ

For use of this form, see AR 27-10; the proponent agency is TJAG.

(b)(3)
(b)(6)
(b)(7)(c)

<i>See Notes on Reverse Before Completing Form</i>			
NAME ██████████	GRADE ██████████	SSN ██████████	UNIT ██████████ Baghdad, Iraq APO AE
			PAY (Basic & Sea/Foreign) \$1,903.50

1. I am considering whether you should be punished under Article 15, UCMJ, for the following misconduct: ^{1/}
 In that you, did, at or near Baghdad, Iraq, on or about 25 October 2003, violate a lawful general order, to wit: paragraph 3.E.(5), FRAGO 383A to OPOD 03-215 (Iron Stability), dated 21 July 2003, by wrongfully slapping, punching, and stomping on detainee's bare feet in your custody. This is in violation of Article 92, UCMJ.

2. You are not required to make any statements, but if you do, they may be used against you in this proceeding or at a trial by court-martial. You have several rights under this Article 15 proceeding. First I want you to understand that I have not yet made a decision whether or not you will be punished. I will not impose any punishment unless I am convinced beyond a reasonable doubt that you committed the offense(s). You may ordinarily have an open hearing before me. You may request a person to speak on your behalf. You may present witnesses or other evidence to show why you shouldn't be punished at all (*matters of defense*) or why punishment should be very light (*matters of extenuation and mitigation*). I will consider everything you present before deciding whether I will impose punishment or the type and amount of punishment I will impose. ^{2/} If you do not want me to dispose of this report of misconduct under Article 15, you have the right to demand trial by court-martial instead. ^{3/} In deciding what you want to do you have the right to consult with legal counsel located at Baghdad International Airport. You now have 48 hours to decide what you want to do. ^{4/}

DATE 4 Dec 03	NAME, GRADE, AND ORGANIZATION OF COMMANDER ██████████	SIGNATURE ██████████
TIME 16:30	██████████	██████████

3. Having been afforded the opportunity to consult with counsel, my decision are as follows: (*Initial appropriate blocks, date, and sign*)

a. I demand trial by court-martial.

b. I do not demand trial by court-martial and in the Article 15 proceedings:

(1) I request the hearing be Open Closed. (2) A person to speak in my behalf Is Is not requested.

(3) Matters in defense, mitigation, and/or extenuation: Are not presented Will be presented in person Are attached.

b6-5

DATE 29 Dec 03	NAME AND GRADE OF SERVICE MEMBER ██████████	SIGNATURE ██████████
-------------------	--	-------------------------

4. In a(n) Open Closed hearing ^{5/} all matters presented in defense, mitigation, and/or extenuation, having been considered, the following punishment is imposed: ^{6/}

Found not guilty by battalion commander ██████████

b6-2

5. I direct the original DA Form 2627 be filed in the Performance fiche Restricted fiche of the OMPF. ^{7/}

6. You are advised of your right to appeal to the Cdr, ██████████ within 5 calendar days. An appeal made after that time may be rejected as untimely. Punishment is effective immediately unless otherwise stated above.

DATE 08 Jan 04	NAME, GRADE, AND ORGANIZATION OF COMMANDER ██████████	SIGNATURE ██████████
-------------------	--	-------------------------

7. (*Initial appropriate block, date, and sign*)

a. do not appeal b. I appeal and do not submit additional matters ^{8/9/} c. I appeal and submit additional matters ^{8/9/}

b6-5

DATE 08 Jan 04	NAME AND GRADE OF SERVICE MEMBER ██████████	SIGNATURE ██████████
-------------------	--	-------------------------

8. I have considered the appeal and it is my opinion that:

DATE	NAME AND GRADE OF JUDGE ADVOCATE	SIGNATURE
------	----------------------------------	-----------

9. After consideration of all matters presented in appeal, the appeal is:

Denied Granted as follows: ^{10/}

DATE	NAME, GRADE, AND ORGANIZATION OF COMMANDER	SIGNATURE
------	--	-----------

0. I have seen the action taken on my appeal.

DATE	SIGNATURE OF SERVICE MEMBER
------	-----------------------------

1. ALLIED DOCUMENTS AND/OR COMMENTS ^{11/ 12/ 13/}

b6-2

facts and exhibits from I5-6 Investigation, DA Form 268, ERB

001928

1887

NOTES

- 1/ Insert a concise statement of each offense in terms stating a specific violation and the Article of the UCMJ (Part IV, MCM). If additional space is needed, use item 11 or continuation sheets as described in note 11 below.
- 2/ Inform the member of the maximum punishment which may be imposed under Article 15.
- 3/ Inform the member that if he or she demands trial, trial could be by SCM, SPCM, or GCM. Additionally, inform the member that he or she may object to trial by SCM and that at SPCM or GCM he or she would be entitled to be represented by qualified military counsel, or by civilian counsel at no expense to the government. If the member is attached to or embarked in a vessel, he or she is not permitted to refuse Article 15 punishment. In such cases, all reference to a demand for trial will be lined out and an appropriate remark will be made in item 11 indicating the official name of the vessel and that the member was attached to or embarked in the vessel at the time punishment was imposed.
- 4/ Give the member copy 5 of this form.
- 5/ Offenses determined not to have been committed will be lined out. If the imposing commander decides not to impose any punishment, the member will be notified and all copies of this form destroyed.
- 6/ Amounts of forfeitures of pay will be rounded off to the next lower whole dollar. If a punishment is suspended, the following statement should be added after to: To be automatically remitted if not vacated before (date). If punishment includes a written admonition or reprimand, it will be attached to this form and listed in item 11.
- 7/ The imposing commander will initial the appropriate block. The OMPF performance fiche is routinely used by MOS/specialty career managers and DA selection boards. The OMPF restricted fiche is not given to MOS/specialty career managers or DA selection boards without approval of the Cdr, MILPERCEN or selection board proponent.
- 8/ If the member appeals, this form and all written evidence considered by the imposing commander will be forwarded to the superior authority.
- 9/ Before acting on an appeal, it must be referred to a judge advocate for advice when the punishment, whether or not suspended, includes reduction or one or more pay grades from the fourth or a higher pay grade, or is in excess of one of the following: 7 days arrest in quarters, 7 days correctional custody, 7 days forfeiture of pay, or 14 days of either extra duties or restriction. (See Article 15e(1) to (7), UCMJ.)
- 10/ The superior authority will initial the appropriate block. If the appeal is granted, the specific relief granted will be stated according to note 12.
- 11/ In this space indicate the number of pages attached as follows: Allied documents on appeal consist of _____ pages. Allied documents include all written matters considered by the imposing commander submitted by the member on appeal and the commander's rebuttal, if applicable. If additional space is needed for completion of any item(s), use plain bond headed "Continuation Sheet 1", etc.

Applicable portions of the following format may be used to record action taken on appeal. Appropriate language should be entered in item 11 or, if necessary, on a continuation sheet. Supplementary actions (para 3-38, AR 27-10) will be recorded on DA Form 2627-2.

Suspension, Mitigation, Remission, or Setting Aside

On (date), the punishment(s) of _____ (DATE)
 imposed on (date of punishment) (was) (were) (suspended and will be automatically remitted if not vacated before (date)) (mitigated to) (set aside, and all rights, privileges, and property affected restored) (by my order) (by order of) (the officer who imposed the punishment) (the successor in command to the imposing commander) (as superior authority).

(Typed name, grade, and organization of commander)

/s/ _____

Racial/ethnic identifiers will be placed in Item 11 (Chapter 15, AR 27-10).

ll away from me, then tried to use his superior
dy weight to make it difficult for me to guide
im into the jail. While doing all this he kept
lking in arabic. I couldn't understand what he was
aying. I had to push him in order to get him
to the jail. I told him to stop talking because
e kept talking ~~with~~ the other prisoners. He also
ept turning around after I had him face the
all. On the 2nd time I made him face the wall
e jerked his shoulder and was turning around to
ce me. Instinctively I ~~knocked~~ ^{punched} him ~~the way~~
~~it's~~ ~~it~~. He was a big guy and I
new I wouldn't hurt him, but I wanted him to
op resisting me. Once he faced me, he cocked
s right leg back like he was gonna kick me.
he reason I thought that, was because I've had
y soldiers kicked by prisoners even after they
ere flex cuffed so my reaction was to stomp his
2nd foot and push him into the wall face first.
n not sure at what point the guard left or
me back from getting the zip strips but perhaps
e didn't get a chance to see what the prisoners
ad done to trigger our reaction. The guard said
his statement that I tighten up the prisoners
ffs, which in fact was the opposite. when

ne prisoners complained about the flex cuffs
eing too tight, I personally loosen them up. I think
e guard ~~was~~ misunderstood the situation and made
s own assumptions which later on he wrote on a
worn statement. I read the medical report in
~~wh~~ which it says that no bruises were found, so
w can this be evidence of a beating that supposedly
ok place for ~~about~~ an hour when in fact we were
ly there for about 8-10 minutes max.

001931



DEPARTMENT OF THE ARMY

HEADQUARTERS, [REDACTED]
BAGHDAD, IRAQ APO-AE 09324

REPLY TO:
ATTENTION OF

[REDACTED]

8 January 2004

MEMORANDUM FOR Record

bb-5

SUBJECT: Field Grade Article 15 for [REDACTED]

1. The following factors were considered during the Article 15 proceedings. These factors were not part of the original investigation that initiated the proceedings:

a. Statement submitted by [REDACTED] ^{bb-5} The statement indicated the following:

(1) Admission of punching the detainee and stomping his feet.

(2) Explanation of the use of force - [REDACTED] ^{bb-4} was threatened by the actions of the detainee he was attempting to escort. Specifically, the detainee was physically resisting his movement to the holding facility. The detainee was much larger than [REDACTED] ^{bb-5} The detainee violently jerked his shoulder to resist direction and was turning to face, resist, and possibly attack [REDACTED]. Additionally, [REDACTED] ^{bb-5} felt threatened when the detainee cocked his leg back indicating he was going to kick him.

b. [REDACTED] ^{bb-4} the first-line leader of the primary witness claiming detainee abuse [REDACTED] presented as a witness to question the reliability of [REDACTED] ^{bb-5} his accuracy, and his ability to assess the events that occurred at the holding facility.

c. The entire chain of command depicted [REDACTED] ^{bb-5} as a reserved, controlled, individual. [REDACTED] had never displayed abusive behavior in the past, in fact he always set the example in dealing with local nationals with dignity and respect, particularly during military operations.

2. Based on the above information I find no guilt regarding the charge of detainee abuse. [REDACTED] ^{bb-5} felt threatened by the behavior of the detainee he was attempting to control, and applied the appropriate amount of force to control the situation.

3. [REDACTED] ^{bb-2}

[REDACTED]

Commanding

PERSONAL FINANCIAL STATEMENT WORKSHEET

NAME: [REDACTED] 66-5 DATE: 7 Jan 04

MONTHLY INCOME:

Take Home Pay (Plus Allowances)	\$ <u>1,869.00</u>
Spouse's Take Home Pay (Plus allowances)	\$ <u>N/A</u>
Other Regular Income	+ \$ <u>N/A</u>

LINE 1: Total Monthly Income = \$ 1,869.00

MONTHLY EXPENDITURES:

	\$ <u>122.00</u> - Kids Beds
	\$ <u>300.00</u> - Master Bedroom
	\$ <u>36.67</u> - Backyard Fence
Payment on Current Debts (Loans/DPP/Chg Accts)	\$ <u>50.00</u> - Credit card
Rent	\$ <u>N/A</u> (post housing)
Food	\$ <u>300.00</u>
Utilities (telephone, etc.)	<u>75.00</u> - Phone <u>55.00</u> - Cell phone \$ <u>100.00</u> - Cable + Computer access <u>20.00</u> - Home renters insurance
Insurance	\$ <u>120.00</u> - POV insurance
Transportation & Auto Exp.	\$ <u>125.00</u> - Gas + maintenance
Car Payment	\$ <u>378.16</u>
Child Care	\$ <u>78.00</u> - preschool (son)
Other: <u>Casual pay</u>	+ \$ <u>not included</u>

LINE 2: Total Monthly Expenditures = \$ 1,759.83

ANNUAL EXPENDITURES:

Major Purchases and Repairs	\$ <u>N/A</u>
Clothing	\$ <u>not included</u>
School Costs	\$ <u>360.00</u>
Other: <u>haircuts (my son and I)</u>	+ \$ <u>600.00</u>

LINE 3: Total Annual Expenditures (Divided by 12) = \$ 80.00

SUMMARY

Total Monthly Income (Amount on Line 1)	\$ <u>1,869.00</u>
Total Monthly Expenses (Amount on Lines 2 & 3)	- \$ <u>1,839.83</u>
 Current Available Income	 \$ <u>28.17</u>

Not included - Casual pay \$ 100.00
 Clothing for Children N/A
 phone cards \$ 35.00
 Cleaners N/A



DEPARTMENT OF THE ARMY

BAGHDAD FIELD OFFICE
APO, AE 09324

REPLY TO
ATTENTION OF

29 December 2003

MEMORANDUM FOR Commander [REDACTED]

SUBJECT: Request For Nonpunitive Measures [REDACTED]

[REDACTED] APO, AE 09324

1. Sir, as a defense counsel, I rarely write on the proper disposition of a case, but I feel compelled to do so in this case. I believe that this situation can be handled through administrative corrective measures and does not require the use of a Company Grade article 15, let alone a Field Grade Article 15.

2. The Manual for Courts-Martial clearly states, "Commanders are responsible for good order and discipline in their commands. Generally, discipline can be maintained through effective leadership including, when necessary, administrative corrective measures. Nonjudicial punishment is ordinarily appropriate when administrative corrective measures are inadequate due to the nature of the offense or the record of the servicemember." [REDACTED] has been in the Army for almost 6 years and does not have any past Article 15's and not even a negative counseling statement. Furthermore, "Commanders should use nonpunitive measures to the fullest extent to further the efficiency the command before resorting to nonjudicial punishment." AR 27-10, paragraph 3-2. Paragraph 3-2 further states that "[n]onjudicial punishment may be imposed to - .Correct, educate, and reform offenders who the imposing commander determines cannot benefit from less stringent measures." Included among nonpunitive measures are: denial of pass or other privileges, counseling, administrative reprimands and admonitions and extra training.

3. Non-punitive measures are appropriate for soldiers who have a good record in the company. However, the use of nonjudicial punishment would be more understandable if this action had (1) actually endangered a soldier or an innocent bystander; and/or (2) been the "last straw" in a series of poor judgment calls made by [REDACTED]. Further, [REDACTED] tells me he is an exceptional soldier and you can confirm this with his squad and platoon leaders. He also informed me that his section was not clearly briefed as to the General Order that he allegedly violated nor the Rules of Engagement pertaining to detainees. I understand that ignorance is no defense however under the circumstances [REDACTED] actions were much more of being emotional about the situation and not harboring any malicious intent towards the detainees coupled with the fact that these detainees were apprehended with a large weapons cache and throwing grenades at U.S. soldiers.

001934

bb-2
[REDACTED]
SUBJECT: Standard of Proof and Request For Nonpunitive Measures [REDACTED]
[REDACTED] APO, AE 09324

4. Sir, in addition, unlike an E-4, an Article 15 imposed on [REDACTED] will be a permanent part of his file because you must determine whether to file it in his restricted or performance fiche. He also informed me that he is due to go to the promotion board sometime next month however due to the impending Article 15, he will more than likely lose the chance to do so. That in and by itself is punishment enough. Therefore, if you believe that [REDACTED] is a good soldier who has potential to continue in the Army, please weigh carefully the interests of the soldier's career against those of the Army to produce and advance only the most qualified personnel for positions of leadership, trust and responsibility. Please take into account his age, grade, and total service.

5. I am usually a defense counsel in Germany and have heard from virtually every soldier in your battalion who has come to my office that you administer UCMJ issues in a fair and impartial manner. I would also like to state that I only write these types of memos personally if there is an issue that I believe needs to be brought to your attention. On behalf of [REDACTED], I request that this article 15 be returned to the company for administrative corrective measures.

6. For the above reasons, I request this matter should be disposed of by nonpunitive measures.

7. Respectfully submitted,

[REDACTED] bb-2
[REDACTED] Defense Counsel

001935

FACTS:

On 4 November 2003, the Brigade Legal Advisor provided me a directive from [REDACTED] to perform an AR15-6 investigation concerning possible detainee maltreatment at the [REDACTED] Battalion Forward Operating Base. Within the packet was [REDACTED] Inquiry (Exhibit A). I reviewed the Commander's Inquiry and found that [REDACTED] gathered a sufficient amount of information to begin an investigation. b6-2

According to the Commander's Inquiry (Exhibit A), the following is collaborated by several statements: On 25 October 2003, [REDACTED] was responsible for escorting prisoners to the Detainee Facility located at the [REDACTED] FOB. At approximately 1400 on the 25 October, a 5-ton cargo with six Iraqi Detainees, escorted by two BFVs with crews, delivered the detainees to the 2-70 Armor Detainee Facility. Soldiers from the [REDACTED] escorted the Detainees to the facility from the vehicle down load site. b6-5

In the statement (Exhibit B) made by the facility guard, [REDACTED] he observed five soldiers mistreat the Detainees. To clarify mistreat, [REDACTED] stated the soldiers "started to slap the prisoners in the face and sock them in the gut" and "stomped on grey shirted prisoners bare feet" (misspelled word were corrected from the statements to this document). b6-4

1st Armored Division's FRAGO 383A (Exhibit C) issues a General Order making it a military crime for Coalitions Forces and civilians accompanying the Force, to Maltreat persons in Iraq. In the Commander's Intent, he states that Maltreatment of Detainees in Iraq by 1AD Forces during this mission is conduct prejudicial to good order and discipline. In paragraph 3.E.(5) maltreatment is defined by hitting, slapping, kicking, etc.

Considering [REDACTED] statement (Exhibit B) and the Division's FRAGO 383A (Exhibit C), further investigation is required to verify the names of the soldiers that were involved with the maltreatment and to find collaborating information that would confirm the maltreatment occurred. b6-4

In [REDACTED] statement, his spelling of the names matched no members of the [REDACTED]. He provided in Exhibit D the following spellings: [REDACTED] two more SPC that he could not remember their names. [REDACTED] also stated that he could identify the soldiers in a photo line-up. Prior to my interview with [REDACTED] I explained to [REDACTED] that I needed photos of soldiers in the [REDACTED] Platoon. Specifically I needed, photos of [REDACTED] names of soldiers involved with the detainee transfer mission. He had one of his officers, [REDACTED] provide me photos the following day. b6-4

Taking the Brigade Legal Advisor advice, I inserted these four photos into four separate groups of six soldiers. The four soldiers from [REDACTED] Platoon were from Hispanic heritage; consequently, the majority of the soldiers that I included in the photo line-up were

Hispanic heritage. Exhibits E, F, G and H are the photo line-ups presented to [REDACTED]

bb-4 all
on
bb-5

In Exhibit E, [REDACTED] selected the top center photo; the photo he selected is [REDACTED] from [REDACTED] Platoon, [REDACTED]. He stated, the soldier in the photo that he selected did the following to the Iraqi Detainees: "slap, punch, forearm shot to the gut, stomped on their bare feet with his boot."

In Exhibit F, [REDACTED] selected the bottom center photo; the photo he selected is [REDACTED] from [REDACTED] Platoon, [REDACTED]. He stated, the soldier in the photo that he selected "punch them, slap them, and forearm shots to the gut."

[REDACTED] did not recognize anyone in Exhibits G and H; photo line-ups that had photos of [REDACTED] and [REDACTED]. Consequently, I eliminated these two soldiers from my investigation as possible suspects.

After [REDACTED] review of the photo line-up, I asked him two more questions (Exhibit I). He stated one of three unidentified soldiers present for the prisoner maltreatment had name like [REDACTED] or [REDACTED] or something like that—he said this person was a big burly guy that looked like a wrestler named [REDACTED]. He also said this big burly guy was a member of the mortars. I called [REDACTED] once again and asked if there was someone that fit the description according to [REDACTED] statement—he stated that the mortar men were not involved in the detainee mission and none had a name similar [REDACTED] or [REDACTED] and was big and burly.

I met with [REDACTED] on 12 November 03, he showed me the detainee facility (Exhibit J). The main gate is located near the detainee facility, which may have had a guard observe the maltreatment or knew the soldiers involved. He introduced me to a [REDACTED] [REDACTED] had a similar name to that provided by [REDACTED] however he was tall and normal build. I asked him if had any information concerning the event in which I was investigating. He said he had gate duty that day and knew the big burly soldier—his name is [REDACTED].

On 12 November, I visited [REDACTED] and explained the purpose of my investigation. [REDACTED] knew very little about what had happened since his platoon was detached from his command at the time of the prisoner maltreatment. I requested a visit with his soldier named [REDACTED] and his chain of command. [REDACTED] and his Platoon Leader [REDACTED] arrived at the Atlas FOB Headquarters on the evening of 12 November—they both requested a lawyer and completed the forms DA 3881 (Exhibits K and L).

I called the Brigade Legal Advisor to see if I could direct the chain of command to provide photos of all the soldiers in [REDACTED] Platoon, [REDACTED] said I had the authority.

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Consequently, I directed [REDACTED] to return to his Company Headquarters and inform his Commander that I would like photos of every member in [REDACTED] Platoon, [REDACTED] and to call me if he had questions. That night, [REDACTED] returned with photos of the [REDACTED] Platoon members.

bb-7 all
on bb-5

I printed the photos on 15 pages (Exhibit M) and schedule a visit with [REDACTED] on 14 November. He reviewed the photos and circled [REDACTED]—he wrote above the photo of [REDACTED] that “he was just talking to the prisoners and just watching the prisoners and saw what was going on.” [REDACTED] also circled a photo of soldier named [REDACTED]—he wrote above the picture “he was hitting, smacking, slapping and punching the prisoners.” [REDACTED] could not positively identify the fifth soldier that was present during the detainee maltreatment (Exhibit N).

Exhibit O, is Doctor [REDACTED] statement, which said five detainees had red marking on there wrist presumably left by the flex cuffs—two of the five detainees had numbness in the 4th and 5th fingers. One detainee, [REDACTED] had tenderness to the abdominal area. Another detainee, [REDACTED] had tenderness to the jaw, collarbone, and central abdomen.

Exhibits P and Q are statements of two of the detainees. The statements are consistent with [REDACTED] statements in that four soldiers were hitting the detainees and one soldier named [REDACTED] stood to the side. The soldier standing to the side is likely to have been [REDACTED] which is consistent to [REDACTED] statement.

I had an interview with [REDACTED] on 12 November and requested a statement of [REDACTED] character (Exhibit R). In brief, [REDACTED] states that [REDACTED] is an asset to the company, honest, and has the desire to do what is right.

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INDEX OF EXHIBITS

bb-4 or bb-5 all

- EXHIBIT A- [REDACTED] Inquiry
- EXHIBIT B-Statement by [REDACTED]
- EXHIBIT C-1st AD FRAGO 383A
- EXHIBIT D- Statement by [REDACTED]
- EXHIBIT E-Photo line-up
- EXHIBIT F- Photo line-up
- EXHIBIT G- Photo line-up
- EXHIBIT H- Photo line-up
- EXHIBIT I-Statement by [REDACTED]
- EXHIBIT J-Photo of Detainee Facility at the [REDACTED] FOB
- EXHIBIT K- [REDACTED] non-waiver of rights
- EXHIBIT L [REDACTED] non-waiver of rights
- EXHIBIT M-Photos of [REDACTED] platoon, [REDACTED]
- EXHIBIT N-Statement by [REDACTED]
- EXHIBIT O [REDACTED] medical examination of detainees
- EXHIBIT P-Detainee statement— [REDACTED]
- EXHIBIT Q-Detainee statement— [REDACTED]
- EXHIBIT R- [REDACTED] Statement of Character for [REDACTED]

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 (SSNI).
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.

1. LOCATION: FOB
2. DATE (YYYYMMDD): 2003 10 25
3. TIME: 1730
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At 1730 On 25 Oct 03 I was assigned to guard the jail and prisoners. I escorted the prisoners to the jail and told [redacted] that I was leaving to get some zip ties for a prisoner who wasn't zip tied. When I came back I realized the the ties were lighter than they used to be and when I put the zip ties on the other prisoner [redacted] and [redacted] I tightened it more. Then [redacted] started to slap the prisoners in the face and sock them in the gut. I could not really tell if it was with a closed fist or for arm shot. At the same time [redacted] was messing with the other mens head piece. Then the two other specialists, I don't remember their names went to the other side of the right wall and started to smack the wall where the prisoners heads were. Then [redacted] stomped on Grey shirted prisoners bear feet. Just before [redacted] started the abused he pushed the old man into the left side of the wall. Before I put them in the jail I frised them and removed 4 packs of cigarettes and a lighter. Then after the talked badly to them for a little while they rested.

nothing follows

EXHIBIT: A
INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

001940

b6-7

b6-5

b6-5

PRIVACY ACT STATEMENT

AUTHORITY:
PRINCIPAL PURPOSE:
ROUTINE USES:
DISCLOSURE:

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

1. LOCATION [REDACTED] IRAQ	2. DATE (YYYYMMDD) 2003/10/25	3. TIME 1915	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION/ADDRESS [REDACTED] APO-AE 09324			

bb-4

9. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the evening of 25 Oct 2003 at approximately 1845, [REDACTED] who is the [REDACTED] asked for the medics to perform physical exams on some Iraqi Detainees which were brought recently to our FOB. [REDACTED] the [REDACTED] and I went immediately down to the EPW Holding Area to examine them. They were brought out of the holding area individually and examined by me or the PA. The following is a summary of the significant physical findings per our examination.

bb-2

bb-4

5 of them had linear erythematous (red) markings on their wrists that were presumably left from the Flex-cuffs.

[REDACTED] had subjective numbness of his left 4th and 5th fingers as well as epigastric (upper central) abdominal tenderness to palpation (touch) without evidence of ecchymosis (bruising).

bb-4

[REDACTED] had tenderness to palpation but no ecchymosis of his left clavicle (collar bone), the right side of his mandible by his temporomandibular joint (jaw), and his periumbilical region (central abdomen). He also had subjective numbness of his 4th and 5th fingers on his left hand. Before leaving, I had [REDACTED] give him 800mg of Ibuprofen to help treat his pain.

bb-4

bb-2

bb-4

The above findings were verbally reported to [REDACTED] who then asked me to document the findings on this form.

NOTHING FOLLOWS

bb-4

bb-2

10. EXHIBIT B	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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bb-4

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

001941

[Redacted] b6-4

b6-4

AFFIDAVIT

I, [Redacted], 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.

[Redacted] Signature of Person Making Statement

WITNESSES:
[Redacted]

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 25 day of OCTOBER, 2003

at [Redacted] b6-2
[Redacted] (Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS
[Redacted] b6-2

[Redacted] (Typed Name of Person Administering Oath)
[Redacted] (Authority To Administer Oaths)

ORGANIZATION OR ADDRESS
INITIALS OF PERSON MAKING STATEMENT
[Redacted]

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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.

1. LOCATION [Redacted] Baghdad, Iraq	2. DATE (YYYYMMDD) 2003 10 25	3. TIME 2200	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [Redacted] bb-4	6. SSN Iraq, National		7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS Baghdad, Iraq			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

(taken with help of interpreter [Redacted])

bb-2

I was brought to the prisoner cage this afternoon with 5 other men, all my relatives. When we were brought from the truck into the cage, some soldiers followed us into the cage. It was 5 soldiers. One soldier stood off to the side with my nephew Hassan and didn't let the others touch him. The other 4 soldiers were hitting us, kicking us, and slapping us. One soldier put my face against the wall and hit the back of my head 2 or 3 times. While they were doing this, they were saying bad things about Allah and about our families. They beat on us for about an hour, and then they stopped and left.

Nothing follows

bb-4

10. EXHIBIT C	11. INITIALS OF PERSON MAKING STATEMENT [Redacted]	PAGE 1 OF 1 PAGES
------------------	---	-------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED

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

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths; this 25 day of OCT 03 at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

USAPA V1.00

001944

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.

1. LOCATION: [redacted] FOB, Baghdad, Iraq
2. DATE (YYYYMMDD): 20051025
3. TIME: 2230
4. FILE NUMBER
5. NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: Iraqi National
8. ORGANIZATION OR ADDRESS: Baghdad, Iraq

9. I, [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
(Taken help with of interpreter [redacted]) bb-2
I was brought to the prisoner cage this afternoon with 5 other men, all related to me. When we were brought from the truck into the cage, some soldiers followed us in. It was about 5-7 soldiers. The soldiers started hitting the other prisoners, slapping them in the face, punching them in the body, kicking them, and stepping on their feet. A soldier named [redacted] stood near me and would not let the others hit me, because I spoke a little English. The other soldiers continued to beat the other prisoners until one of the soldiers from the Bradleys, acting as a lookout, said someone was coming. Then, all of the soldiers in the jail left. While this all was going on, the soldiers (except [redacted]) were saying bad things to us, like "I want to fuck your sister" and other things.

Interviewer's Note: When I asked the individual to write a statement on a piece of scratch paper, the name he gave on the soldier he called [redacted] he wrote [redacted]

10. EXHIBIT: D
11. INITIALS OF PERSON MAKING STATEMENT: H [redacted]
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

001945

AFFIDAVIT

I, [REDACTED] ^{bb-4} 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.

[REDACTED] ^{bb-4}
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 25 day of OCT . 03 at [REDACTED] ^{FoB}

[REDACTED] ^{bb-2}
(Signature of Person Administering Oath)

[REDACTED]
(Typed Name of Person Administering Oath)

[REDACTED]
(Authority To Administer Oaths)

WITNESSES:

[REDACTED] ^{bb-2}
[REDACTED]
Enstetepetr

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] ^{bb-4}

PAGE OF PAGES

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [Redacted] <i>Fob, Baghdad, Iraq</i>	2. DATE <i>250903</i>	3. TIME <i>2100</i>	4. FILE NO.
5. NAME (Last, First, MI) [Redacted] <i>66-5</i>	8. ORGANIZATION OR ADDRESS [Redacted]		
6. SSN [Redacted]	7. GRADE/STATUS [Redacted]	[Redacted]	

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 *66-5* [Redacted] *Baghdad, Iraq* and wanted to question me about the following offense(s) of which I am suspected/accused: *mistreatment of Iraqi detainees*

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 question or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [Redacted] <i>66-2</i>
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR [Redacted]
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR [Redacted] <i>Baghdad, Iraq</i>

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
[Redacted] *66-5*

THIS WAIVER CERTIFICATE IS NOT A SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [Redacted] FOB, Baghdad, Iraq	2. DATE 25 OCT 03	3. TIME 2105	4. FILE NO.
5. [Redacted] b6-5	8. ORGANIZATION OR ADDRESS [Redacted]		
6. SSN [Redacted]	7. GRADE/STATUS [Redacted]	[Redacted]	

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 [Redacted] Baghdad, Iraq and wanted to question me about the following offense(s) of which I am suspected/accused: mis-treatment of Iraqi Detainees

- 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 question or say anything.
 - Anything I say or do can be used as evidence against me in a criminal trial.
 - (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
 - If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [Redacted] b6-2
a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR [Redacted]
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR [Redacted] Baghdad, Iraq

Section C. Non-waiver

I do not want to give up my rights
 I want a lawyer
[Redacted] b6-5
 I do not want to be questioned or say anything
SIGNATURE OF INTERVIEWEE
[Redacted]

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

Exhibit F

001948

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.

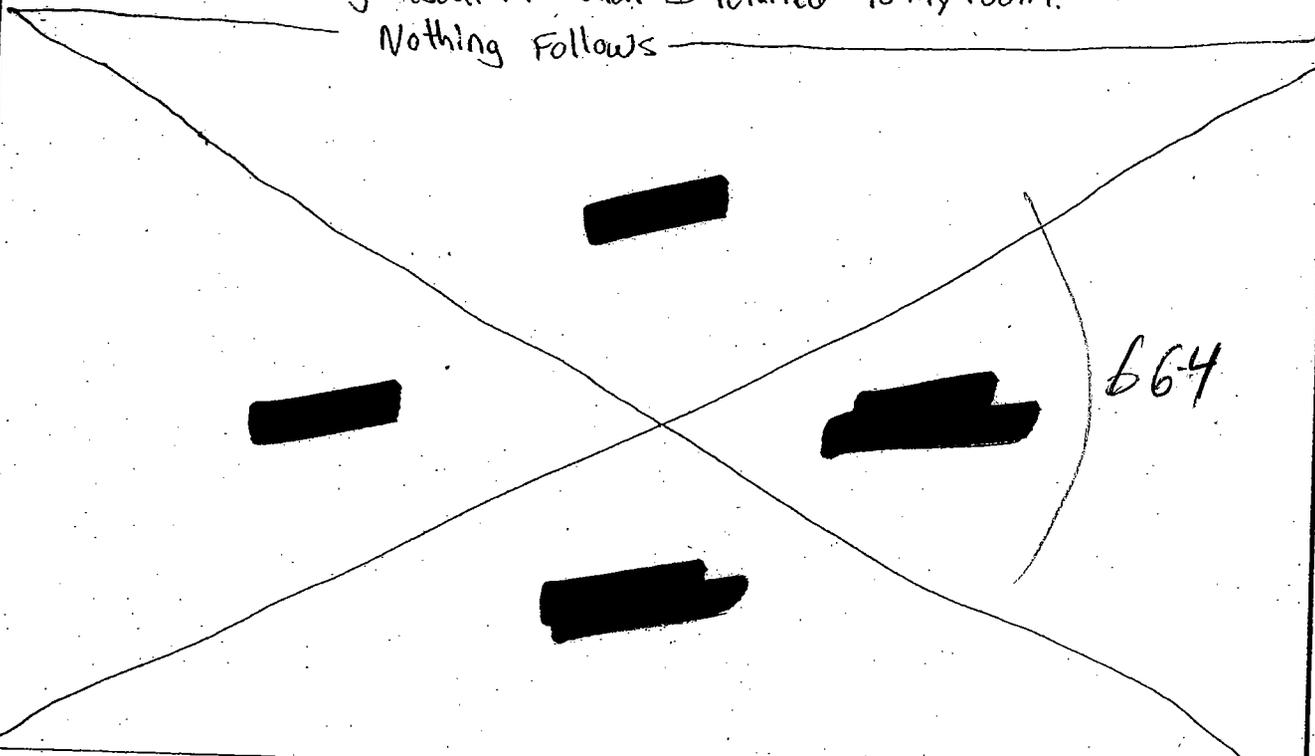
1. LOCATION Baghdad, Iraq	2. DATE (YYYYMMDD) 2003 10 26	3. TIME 13:00	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION/BRANCH/AFSC/PROBATION [REDACTED]			
9. [REDACTED]			

bb-4

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

That during the EPW pickup I was driving the lead Bradley. When we returned to compound we parked our Bradley and cleared our weapon. After this I climbed into the drivers hatch of another Bradley and moved it to the motor pool. during this time I didn't see the EPW or the accused. Nor did I hear anyone talking about it when I returned to my room.

Nothing Follows



bb-4

10. EXHIBIT G	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] bb-4	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] FOB, Baghdad, Iraq	2. DATE 26 OCT 03	3. TIME 1300	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED] b6-5	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED] Baghdad, Iraq		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army HHC 2-70 AR BN, 3 BCT, 1 AD and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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

1. I do not have to answer any question or say anything. [REDACTED]
2. Anything I say or do can be used as evidence against me in a criminal trial. [REDACTED]
3. (For personnel subject of 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. [REDACTED] b6-5
- 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.
4. 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 [REDACTED]

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) [REDACTED]	3. SIGNATURE OF INTERVIEWEE [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED] b6-2	4. SIGNATURE OF INVESTIGATOR [REDACTED] b6-2
2a. NAME (Type or Print) [REDACTED]	[REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED] BAGHDAD, IRAQ	[REDACTED] Baghdad, Iraq

Section C: Non-waiver

1. I do not want to give up my rights
 I want a lawyer
 I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE

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

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.

1. LOCATION [REDACTED] FOB, Baghdad, Iraq	2. DATE (YYYYMMDD) 13 10 26	3. TIME 1320	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] 66-5	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	

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

66-4

myself, [REDACTED] 66-4 and [REDACTED] 66-4 unloaded the prisoners from the 5 ton at the gate. We walked them to the holding area and made sure they were all zip tied. After securing them I and [REDACTED] walked back to our rooms and [REDACTED] stayed with the prisoners. At that time the prisoners had suffered no physical damage. It was approximately 10 minutes after unloading the prisoners before [REDACTED] and I walked away.

nothing follows

10. EXHIBIT H	INITIALS OF PERSON MAKING STATEMENT 66-5 [REDACTED]	PAGE 1 OF 2 PAGES
------------------	--	-------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

9. STATEMENT (Continued)

[Redacted] [Redacted] b6-5

AFFIDAVIT

I, [Redacted] b6-5, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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 INTENT.

[Redacted] b6-5
(Signature of Person Making Statement)

WITNESSES:

[Redacted] b6-2
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of October, 2003 at FOB, Baghdad, Iraq

[Redacted] b6-2
(Signature of Person Administering Oath)

[Redacted] b6-2
ORGANIZATION OR ADDRESS

[Redacted]
(Typed Name of Person Administering Oath)
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Redacted] b6-5

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] FOB, Baghdad, Iraq	2. DATE 760003	3. TIME 1315	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED] 66-5	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS Baghdad, Iraq		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army [REDACTED] 66-5 and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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 question or say anything.
- Anything I say or do can be used as evidence against me in a criminal [REDACTED]
- (For personnel subject to the UCMJ) I have the right to talk privately to [REDACTED] 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 [REDACTED].
- or -
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below [REDACTED]

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) [REDACTED]	3. SIGNATURE OF INTERVIEWEE [REDACTED] 66-2
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED] 66-2	4. SIGNATURE OF INVESTIGATOR [REDACTED]
2a. NAME (Type or Print) [REDACTED]	5. TYPED NAME OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	6. ORGANIZATION OF INVESTIGATOR Baghdad, Iraq

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

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.

1. LOCATION: FOB, Baghdad, Iraq
2. DATE (YYYYMMDD): 20031026
3. TIME: 1335
4. FILE NUMBER
5. NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION/UNIT/ADDRESS
9. bb-5

1. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH, YESTERDAY D.E.V.
AS MY VEHICLE ROLLED BACK IN APPROXAMITAY 1430. WE PULLED UP BY THE Q.R.F. STAGING POINT FOR Q.R.F. I DISMOUNTED MY VEHICLE AND BEGAN DISCUSSING HOW WE WERE GONNA MOVE THE ADDITIONAL BRAD BACK TO THE LINE. AFTER WE FINISHED TALKING. I WALKED OVER TO THE BACK OF THE STON AND AT THAT TIME THE E.P.W'S WERE ALREADY DOWNLOADED. I THEN ASKED THE DRIVER OF THE STON TO PULL FORWARD SO WE COULD MOVE THE BRAD AT THAT TIME THE DRIVER PULLED THE STON FORWARD AND AS I WAS WALKING BACK TOWARDS THE CLEARING PIT. THE EPW'S WERE BEING ESCORTED ACCROSS THE GRAVEL. FROM THE TIME I DISMOUNTED MY VEHICLE TILL I BEGAN WALKING BACK TO THE BARRACKS IT TOOK ABOUT 5 MINUTES. THE LAST TIME I SAW THE E.P.W'S WAS AS THEY WERE BEING ESCORTED ACCROSS THE GRAVEL.

NOTHING FOLLOWS D.E.V.

NOTHING FOLLOWS [REDACTED] 66-5

10. EXHIBIT I
INITIALS OF PERSON MAKING STATEMENT [REDACTED]
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

001955

9. STATEMENT (Continued).

[Redacted]

b6-5

b6-5

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Redacted Signature]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of October 2003 at EOBI, Baghdad, Iraq

[Redacted Signature]

(Signature of Person Administering Oath)

[Redacted Name]

(Typed Name of Person Administering Oath)

[Redacted Authority]

(Authority To Administer Oaths)

[Redacted Witness Name]

OF _____ ADDRESS _____

[Redacted Witness Address]

ORGANIZATION OR ADDRESS _____

INITIALS OF PERSON MAKING STATEMENT

[Redacted Initials]

b6-5

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [redacted] FOB, Baghdad, Iraq	2. DATE 26 OCT 03	3. TIME 1330	4. FILE NO.
5. NAME (Last, First, MI) [redacted] b65	8. ORGANIZATION OR ADDRESS [redacted]		
6. SSN [redacted]	7. GRADE/STATUS [redacted]	Baghdad, Iraq	

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army [redacted] b65 and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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 question or say anything [redacted]
2. Anything I say or do can be used as evidence against me in a criminal trial [redacted]
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 be [redacted]

(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 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 [redacted]

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) [redacted]	3. SIGNATURE OF INTERVIEWEE [redacted]
b. ORGANIZATION OR ADDRESS AND PHONE [redacted] b6-2	4. SIGNATURE OF WITNESS [redacted] b6-2
2a. NAME (Type or Print) [redacted]	5. TYPED NAME OF INVESTIGATOR [redacted]
b. ORGANIZATION OR ADDRESS AND PHONE [redacted]	6. ORGANIZATION OF INVESTIGATOR Baghdad, Iraq

Section C. Non-waiver

1. I do not want to give up my rights
 I want a lawyer
 I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2923) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

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.

1. LOCATION: FOB, Baghdad, Iraq
2. DATE (YYYYMMDD): 20031026
3. TIME: 1350
4. FILE NUMBER
5. NAME: FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. OFFICER
9. [Redacted]

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Yesterday afternoon, we had pulled back into the FAB and I was instructed to reposition vehicles and ensure that one track was taken to the parking line. I was in the rear Bradley, as a gunner, I went to the ground and began to move the Bradleys around. I moved one Brad to the clearing pit while I was waiting on the rest of the crews to get ready. Apparently there was no prisoner guard, and [redacted] had not returned immediately. I was standing next to the vehicle parked by the clearing pit and was talking to the driver, [redacted] for about 5-10 minutes. Then [redacted] came up and said the guard was there now and we moved the vehicles. The last time I saw the prisoners was when they got off the truck, they were in front of my Bradley, they were in the way, so then [redacted], [redacted], and [redacted] escorted the prisoners to the cage. I didn't see or hear anything out of the ordinary.

Nothing follows

10. EXHIBIT: J
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 2 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED"

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

9. STATEMENT (Continued)

[Redacted] b6-5

b6-5

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Redacted] b6-5
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of October, 2003 at [Redacted] OB, Baghdad, Iraq

[Redacted]

ORGANIZATION OR ADDRESS

[Redacted] b6-2

ORGANIZATION OR ADDRESS

[Redacted] b6-2
(Signature of Person Administering Oath)

[Redacted]
(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Redacted]

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] FOB, Baghdad, Iraq	2. DATE 26 OCT 03	3. TIME 1350	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	Baghdad, Iraq	

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army [REDACTED] and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

- 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 question or say anything [REDACTED]
 - Anything I say or do can be used as evidence against me in a criminal trial [REDACTED]
 - 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 [REDACTED]
 - 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 [REDACTED] 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 [REDACTED]

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)		3. SIGNATURE OF INTERVIEWEE [REDACTED]
1a. NAME (Type or Print) [REDACTED]		4. SIGNATURE OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]		5. TYPED NAME OF INVESTIGATOR [REDACTED]
2a. NAME (Type or Print) [REDACTED]		6. ORGANIZATION OF INVESTIGATOR Baghdad, Iraq
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]		

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

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.

1. LOCATION

FOB, Baghdad, Iraq

2. DATE (YYYYMMDD)

3. TIME

4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME

6. SSN

7. GRADE/STATUS

8. OFFICIAL/REGULAR ADDRESS

9.

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Yesterday afternoon I was [redacted] a Dismount for the ERW mission when we got back to the FOB we took the prisoners of the truck. It was 6 prisoners and three soldiers, [redacted] and me. Then the guard [redacted] and [redacted] escorted the prisoners down to the prison. The prison guard is about 5'9" white, bald and I think is rank is a private (I couldn't identify this rank). Then I walk over to the clearing pit, and cleared my weapon after that walk to my room. And the last time I saw the prisoners is when [redacted] and the [redacted] guard when walking them [redacted] to the jail. nothing follows.

b6-4

b6-5

b6-5

10. EXHIBIT

K

11. INITIALS OF PERSON MAKING STATEMENT

[redacted] b6-5

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED

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

9. STATEMENT (Continued)

[Redacted]

b6-5

[Redacted]

b6-5

AFFIDAVIT

b6-5

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Redacted]

b6-5

(Signature of Person Making Statement)

WITNESSES:

[Redacted]

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20 day of October, 2003 at [Redacted] FOB, Baghdad, Iraq

ORGANIZATION OR ADDRESS

b6-2

[Redacted]

b6-2

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

AC52-70AK

[Redacted]

CPT, AR

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

CMT

PAGE 2 OF 2 PAGES

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] FOB, Baghdad, Iraq	2. DATE 20 OCT 03	3. TIME 1410	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	[REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	Baghdad, Iraq	

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army [REDACTED] and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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 question or say anything [REDACTED]. Anything I say or do can be used as evidence against me in a criminal trial. [REDACTED]
 2. [REDACTED]
 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. [REDACTED]
- 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.
4. 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. [REDACTED]

b6-5

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) [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]
2a. NAME (Type or Print) [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]

3. SIGNATURE OF INTERVIEWEE [REDACTED]
4. SIGNATURE OF INVESTIGATOR [REDACTED] b6-2
5. TYPED NAME OF INVESTIGATOR [REDACTED]
6. ORGANIZATION OF INVESTIGATOR Baghdad, Iraq

Section C. Non-waiver

1. I do not want to give up my rights
 I want a lawyer
 I do not want to be questioned or say anything
2. SIGNATURE OF INTERVIEWEE

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

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.

1. LOCATION: FOB, Baghdad, Iraq
2. DATE (YYYYMMDD)
3. TIME
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS
9.

b6-5

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 25th Oct 2003 [redacted] and myself [redacted] escorted a five ton truck to a road site. On arrival we were ask by [redacted] to bring back 6 EPW to the FOB. On entering the FOB they (EPWs) were down loaded off the truck then ask who was in charge of the holding area a soldier who may be Hispanic or white about 5'6" or 5'5" tall. He was I take from I had 6 EPW a turn over to him this was somewhere between 1400 and 1430hrs. The EPWs were march over to the holding area, I saw him move away the wire, then I left to the batallion area to notify [redacted] of the EPWs presence. I do believe the [redacted] helped to escort the EPWs to the holding this is not a 100% certainty. This was the last time I saw the EPWs.

b6-4

b6-4

Nothing follows

b6-5

10. EXHIBIT L
11. INITIALS OF PERSON MAKING STATEMENT [redacted]
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED

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

001964

9. STATEMENT (Continued)

[Redacted] b6-5

AFFIDAVIT

I, [Redacted] b6-5, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Redacted] b6-5
(Signature of Person Making Statement)

WITNESSES:

b6-2

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of October, 2003 at FOB, Baghdad, Iraq.

[Redacted] b6-2
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[Redacted]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

[Redacted]
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[Redacted] b6-5

PAGE 2 OF 2 PAGES

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] FOB, Baghdad, Iraq	2. DATE 26 OCT 03	3. TIME 1430	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED] Iraq	[REDACTED]	

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 HHC 2-70 AR BN, 3 BCT, 1 AD and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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

5. COMMENTS (Continue on reverse side)

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)		3. SIGNATURE OF INTERVIEWEE
a. NAME (Type or Print) [REDACTED]	[REDACTED]	[REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	[REDACTED]	4. SIGNATURE OF INVESTIGATOR [REDACTED]
2a. NAME (Type or Print) [REDACTED]	[REDACTED]	TYPED NAME OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	[REDACTED]	ORGANIZATION OF INVESTIGATOR Baghdad, Iraq

Section C. Non-waiver

1. I do not want to give up my rights
 I want a lawyer I do not want to be questioned or say anything
2. SIGNATURE OF INTERVIEWEE

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

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.

1. LOCATION: FOB, Baghdad, Iraq
2. DATE (YYYYMMDD): 20031027
3. TIME: 0845
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION/ADDRESS
9.

b6-5

... WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON THE 25TH OF OCTOBER, UPON RETURNING TO THE BATTALION FOB, [REDACTED] GROUND GUIDED ME INTO THE COMPOUND. MY BROTHER WAS THE LEAD 3FU IN THE CONVOY. WHEN WE ENTERED THE COMPOUND THE 5-TON VEHICLE HOLDING THE PRISONERS WAS IN BETWEEN MY BFU AND PFC FIKE'S BFU. WHEN WE WERE INFORMED BY THE SOG THAT WE COULDN'T HAVE 3 BFU'S PARKED AT THE GATE. [REDACTED] BEGAN TO MOVE THE VEHICLE SO I COULD PARK WHILE HE MOVED THE OTHER BFU, I SAT ON MY HATCH AND CONVERSED WITH A CAPTAIN ABOUT THE POUNDS IN HIS WEAPON. AFTER [REDACTED] MOVED THE BFU, [REDACTED] GROUND GUIDED ME INTO PARKING. I DID NOT SEE THE PRISONERS WHEN I ENTERED THE FOB.

b6-4

NOTHING FOLLOWS

[REDACTED]

[REDACTED]

b6-5

10. EXHIBIT: M
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED] b6-5
PAGE 1 OF 2 PAGES

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

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

9. STATEMENT (Continued)

[Redacted]

b6-5

[Redacted]

b6-5

AFFIDAVIT

I, [Redacted] b6-5, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Redacted Signature] b6-5
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of October, 2003 at [Redacted] FOB, Baghdad, Iraq

[Redacted Witness Name]

ORGANIZATION OR ADDRESS [Redacted] b6-2

[Redacted Signature]
(Signature of Person Administering Oath)

[Redacted Witness Name]

ORGANIZATION OR ADDRESS [Redacted]

[Redacted Name]
(Typed Name of Person Administering Oath)
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Redacted] b6-5

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] FOB, Baghdad, Iraq	2. DATE 27 09 03	3. TIME 0845	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED] 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 [REDACTED] 66-5 and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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

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 case.
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 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)

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) [REDACTED]	3. SIGNATURE OF INTERVIEWEE [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	4. SIGNATURE OF INVESTIGATOR [REDACTED] 66-2
2a. NAME (Type or Print) [REDACTED]	5. SIGNATURE OF WITNESS [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	6. ORGANIZATION OF INVESTIGATOR Baghdad, Iraq

Section C. Non-waiver

1. I do not want to give up my rights.
 I want a lawyer
2. SIGNATURE OF INTERVIEWEE

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

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.

1. LOCATION: [redacted] FOB, Baghdad, Iraq
2. DATE (YYYYMMDD): 03/10/07
3. TIME: 0915
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: [redacted]

8. ORGANIZATION: [redacted]

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the afternoon of Oct. 25 I [redacted] was driving the 5-ton vehicle to pick up prisoners from a location in Abu Ghraib. When we returned to the compound we approached and entered the gate. At this point I didn't hear or see any mistreatment. [redacted] got out of the truck at the clearing barrel to let down the back end so the prisoners could get out, he then told me to pull onto the road facing the motor pool. Note this is where the prisoners and infantry men got out. There was 2 to 3 infantry guys back there. Now I'm facing the motor pool and I then exit the vehicle and go to clear my weapon never focusing my attention to the prisoners again.

nothing follows

10. EXHIBIT: N
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

001970

9. STATEMENT (Continued)

[Redacted] b6-5

[Redacted] b6-5

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Redacted] b6-5
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of October, 2003 at [Redacted] OB, Baghdad, Iraq

ORGANIZATION OR ADDRESS [Redacted] b6-2

[Redacted] b6-2
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS [Redacted]

[Redacted]
(Typed Name of Person Administering Oath)

[Redacted]
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Redacted] b6-5

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] BOB, Baghdad, Iraq	2. DATE 27 OCT 03	3. TIME 0916	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	Baghdad, Iraq	

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army [REDACTED] **b6-5** and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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 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 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.

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

5. COMMENTS (Continue on reverse side)

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) [REDACTED]	3. SIGNATURE OF INTERVIEWEE [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	4. SIGNATURE OF INVESTIGATOR [REDACTED]
2a. NAME (Type or Print) [REDACTED]	5. TYPED NAME OF INVESTIGATOR [REDACTED] b6-2
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	6. ORGANIZATION OF INVESTIGATOR Baghdad, Iraq

Section C. Non-waiver

1. I do not want to give up my rights
 I want a lawyer
 I do not want to be questioned or say anything
2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 282-1) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

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.

1. LOCATION: FOB, Baghdad, Iraq
2. DATE (YYYYMMDD): 2003 27 10
3. TIME: 1000
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

1. [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On 25 Oct 2003 1400 hrs myself and [redacted] were on EPW Escort
Driving the 5-ton we had three infantry men in the back with
6 EPW. one of the Infantry men was [redacted]. The other
2 I am NOT sure of their names. we pulled into the gate and
Pfc Wilson opened the back of the truck, the three guards jumped
out and then the six EPW's jumped out as they were getting
out I hit the crouch down on the side walk. After they all
got off the truck, [redacted] went to find [redacted] at the
front gate to see where they wanted the EPW's. He sent out
one of his guards, I was talking with [redacted] one of the
Interceptors at the gate. I had him tell all of them to stand
up and follow the guard, and do not talk to each other. Once
they all stood up and walked away following the guard I recall seeing
2 or 3 infantry men follow them off, then myself and [redacted]
Returned to the cab of the 5-ton and moved it
to the motor pool. I do not recall the name of the guard
that escorted them to the cage, and he did not look familiar to
me.
Nothing follows

66-4

66-5

10. EXHIBIT: 0
11. INITIALS OF PERSON MAKING STATEMENT: [redacted] 66-5
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

001973

9. STATEMENT (Continued)

[Redacted] b6-5

[Redacted] b6-5

b6-5

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[Redacted] b6-5

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of October, 2003 at Baghdad, Iraq

[Redacted]

[Redacted]

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

[Redacted]

[Redacted]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Redacted]

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED] OB, Baghdad, Iraq	2. DATE 270903	3. TIME 0940	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	Baghdad, Iraq	

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the, United States Army [REDACTED] and wanted to question me about the following offense(s) of which I am suspected/accused: mistreatment of Iraqi detainees

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 question 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 [REDACTED].

- or -

- (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below: [REDACTED]

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) [REDACTED]	bb-2
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	
2a. NAME (Type or Print) [REDACTED]	bb-2
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	

3. SIGNATURE OF INTERVIEWEE [REDACTED]
4. SIGNATURE OF INVESTIGATOR [REDACTED]
5. FULL NAME OF INVESTIGATOR [REDACTED]
6. ORGANIZATION OF INVESTIGATOR Baghdad, Iraq

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

001975

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY: Title 19 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.

1. LOCATION [REDACTED] FOB	2. DATE (YYYYMMDD) 20031025	3. TIME 1730	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. GRADE/STATUS [REDACTED]	7. ORGANIZATION OR ADDRESS [REDACTED]	

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At 1730 on 25 Oct 03 I was assigned to guard the jail and prisoners. I escorted the prisoners to the jail and told [REDACTED] that I was leaving to get some zip ties for a prisoner who wasn't zip tied. When I came back I realized the ties were lighter than they used to be and when I put the zip ties on the other prisoner I tightened it more. Then [REDACTED] started to slap the prisoners in the face and sock them in the gut. I could not really tell if it was with a closed fist or forearm shot. At the same time [REDACTED] was messing with the other men's head piece. Then the two other specialists, I don't remember their names, went to the other side of the right wall and started to smack the wall where the prisoners heads were. Then Sgt. [REDACTED] stomped on Grey shirted prisoners bear feet. Just before [REDACTED] started the abused he pushed the old man into the left side of the wall. Before I put them in the jail I frisked them and removed 4 packs of cigarettes and a lighter. Then after the talked badly to them for a little while they rested.

nothing follows

EXHIBIT B

INITIALS OF PERSON MAKING STATEMENT [REDACTED] bb5	PAGE 1 OF 1 PAGES
UNIT	TAKEN AT
	DATED

001976

BIAP, IRAQ
210044DJULY03

(U) FRAGO 383A [GENERAL ORDER - CIVILIAN OR DETAINEE MALTREATMENT] TO OPORD 03-215 (IRON STABILITY)

(U) THIS FRAGO WAS REVIEWED AND APPROVED FOR RELEASE BY [REDACTED]

SUBJ: GENERAL ORDER - CIVILIAN OR DETAINEE MALTREATMENT

66-2

(U) REFERENCES:

- A. UNIFORM CODE OF MILITARY JUSTICE
- B. IAD REGULATION 27-10 IMPLEMENTING UR 27-10, AND AR 27-10
- C. IAD REGULATION / SUPPLEMENT 27-10-1-A

(S) MAPS: [NO CHANGE]

(U) TIME ZONE USED THROUGHOUT THIS ORDER: LOCAL

(S) TASK ORGANIZATION: [NO CHANGE]

1. (U) SITUATION. COMMANDER IAD ISSUES A GENERAL ORDER MAKING IT A MILITARY CRIME FOR COALITION FORCES AND CIVILIANS ACCOMPANYING THE FORCE, TO MALTREAT PERSONS IN IRAQ.

2. (U) MISSION. [NO CHANGE]

3. (U) EXECUTION. [NO CHANGE]

3.A. (U) COMMANDER'S INTENT. MALTREATMENT OF CIVILIANS OR DETAINEES IN IRAQ BY IAD FORCES DURING THIS MISSION IS CONDUCT PREJUDICIAL TO GOOD ORDER AND DISCIPLINE. THE DIVISION CANNOT ACCOMPLISH ITS MISSION, UNLESS [REDACTED] SOLDIERS INTERACT WITH THE CIVILIAN POPULATION IN A PROFESSIONAL MANNER THAT IS CONSISTENT WITH IRON STANDARDS AND THE RULE OF LAW.

3.B. (U) CONCEPT OF THE OPERATION. LEADERS AT ALL LEVELS PROVIDE FOR MAXIMUM DISSEMINATION OF THE REFERENCED DISCIPLINARY INFORMATION TO SOLDIERS AND CIVILIANS.

3.C. (U) TASKS TO SUBORDINATE UNITS. ALL UNITS ATTACHED, TACON, OPCON, OR OTHERWISE TASK ORGANIZED TO [REDACTED] - PROMULGATE AND ENFORCE THE TERMS OF THIS ORDER. REFER LEGAL QUESTIONS TO SERVICING BRIGADE JUDGE ADVOCATES.

3.D. (U) TASKS TO STAFF. SJA: NLT 211200DJUL03, PROVIDE A COPY OF THIS GENERAL ORDER TO THE TRIAL DEFENSE SERVICE BAGHDAD FIELD OFFICE.

3.E. (U) COORDINATING INSTRUCTIONS.

3.E.(1) (U) THIS GENERAL ORDER APPLIES TO ALL PERSONS SUBJECT TO ARTICLE 2, UCMJ.

3.E.(2) (U) IAD COURT-MARTIAL JURISDICTION REMAINS IAW ARTICLES 3, 16, 17, 18, 19, 20, 21, UCMJ, AS PROMULGATED IN THE USCENTCOM AOR BY IAD REGULATION 27-10-1-A.

EXHIBIT C

001977

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.

1. LOCATION: BOB Baghdad Iraq ATLAS FOR
2. DATE (YYYYMMDD): 2003/11/07
3. TIME: 0915
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: [redacted]

9. I, [redacted] b6-7, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

1. Concerning the incident on the afternoon of 25 October, where 6 prisoners were delivered to the [redacted] Detainee Holding Area, could you identify the soldiers that mistreated the prisoners in a photo line up?

(Yes) No

2. Please list the names of the soldiers that were involved in the mistreatment of the detainees.

[redacted] b6-5
[redacted] just talking to him not harming the us
2 more Spec. I can't remember their names b6-4

3. Is there anything that you would like to add concerning the events of the afternoon of 25 October?
Nothing further to add.

Nothing follows

EXHIBIT D

11. INITIALS OF PERSON MAKING STATEMENT: [redacted] b6-4
PAGE 1 OF 2 PAGES
STATEMENT # [redacted] TAKEN AT [redacted] DATED [redacted]
THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

001980

9. STATEMENT (Continued)

Nothing follows

AFFIDAVIT

b6-4
_____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

b6-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of Nov, 03 at _____

b6-2

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS _____

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS _____

(Authority to Administer Oaths)

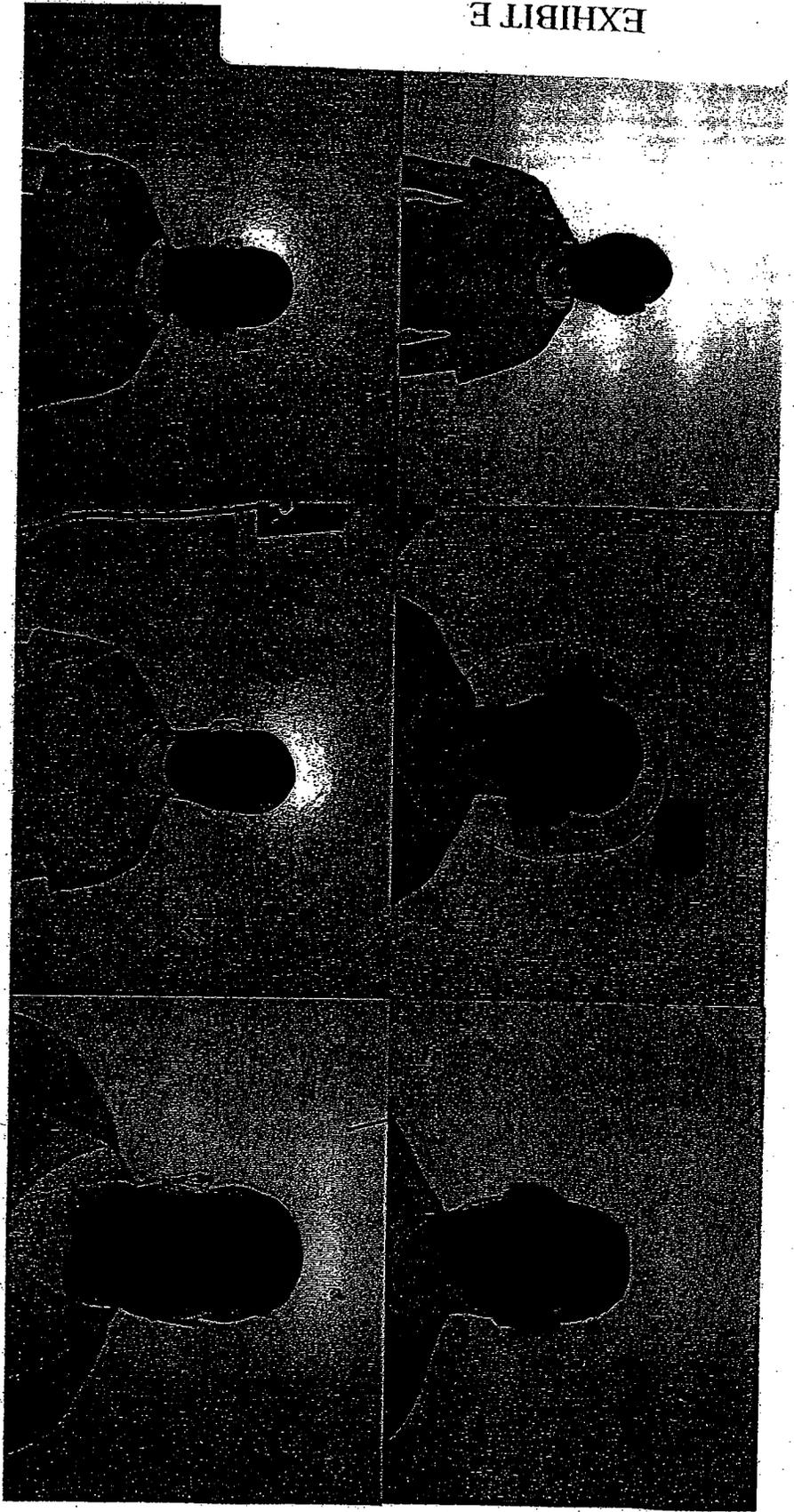
INITIALS OF PERSON MAKING STATEMENT _____

001981

Can you recognize any of the below soldiers as the individuals that mistreated the prisoners? If so circle the photo.

001982

EXHIBIT E



What is the name of the soldier that you identified in the photo? [redacted] b6-5

What did this soldier do the Iraqi Detainees? [redacted] b6-4
Slap, Punch, Excessive shouting, strip their bare feet with his boot.

Can you recognize any of the below soldiers as the individuals that mistreated the prisoners? If so Circle the photo.

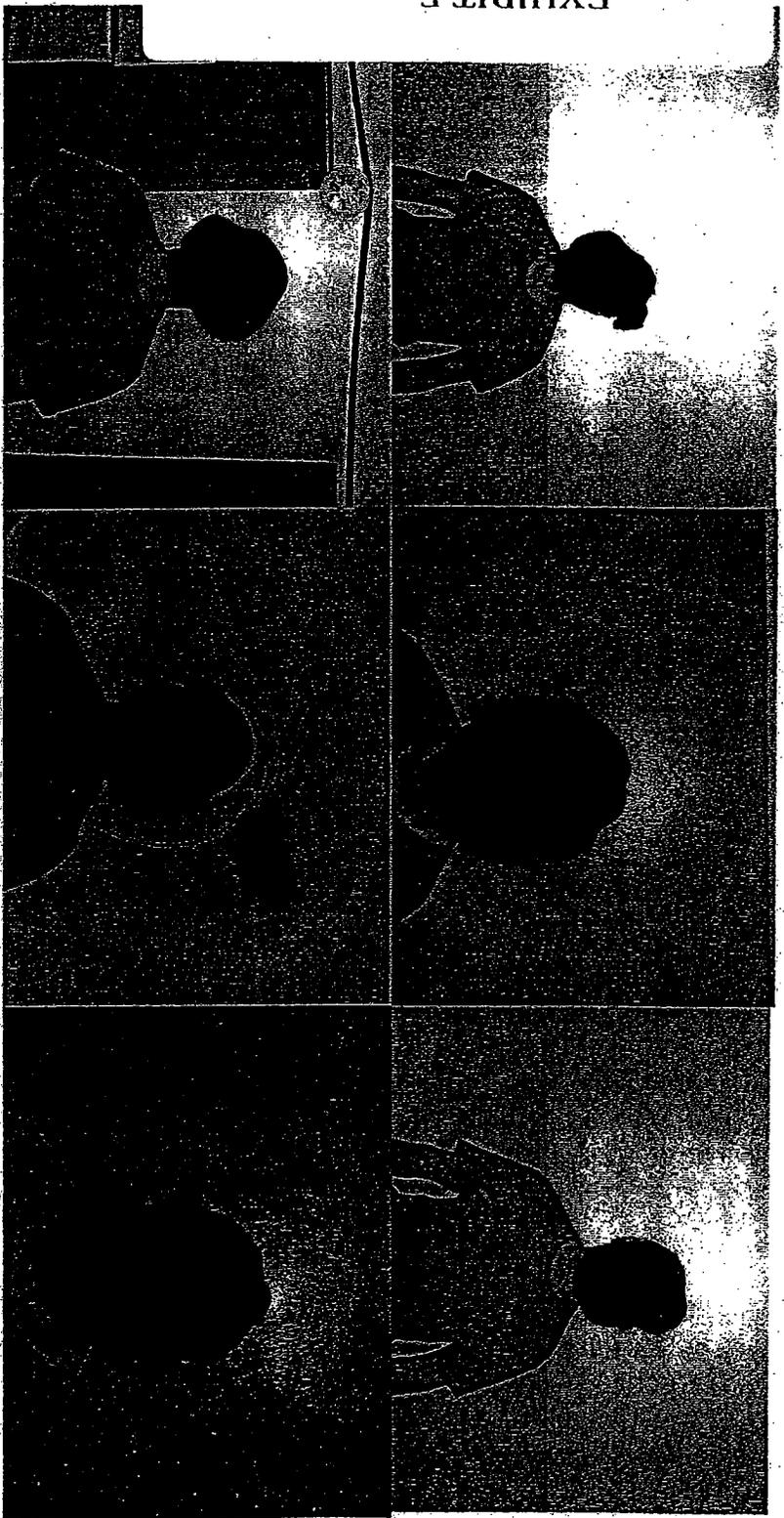


EXHIBIT F

What is the name of the soldier that you identified in the photo? [REDACTED] b6-5

b6-4

What did this soldier do the Iraqi Detainees? ^{to} Penck Hama, sleep 1h & M, and Force wear shorts to the guards EFF

Can you recognize any of the below soldiers as the individuals that mistreated the prisoners? If so circle the photo.

[Redacted] Selected No one on this page,

EXHIBIT G



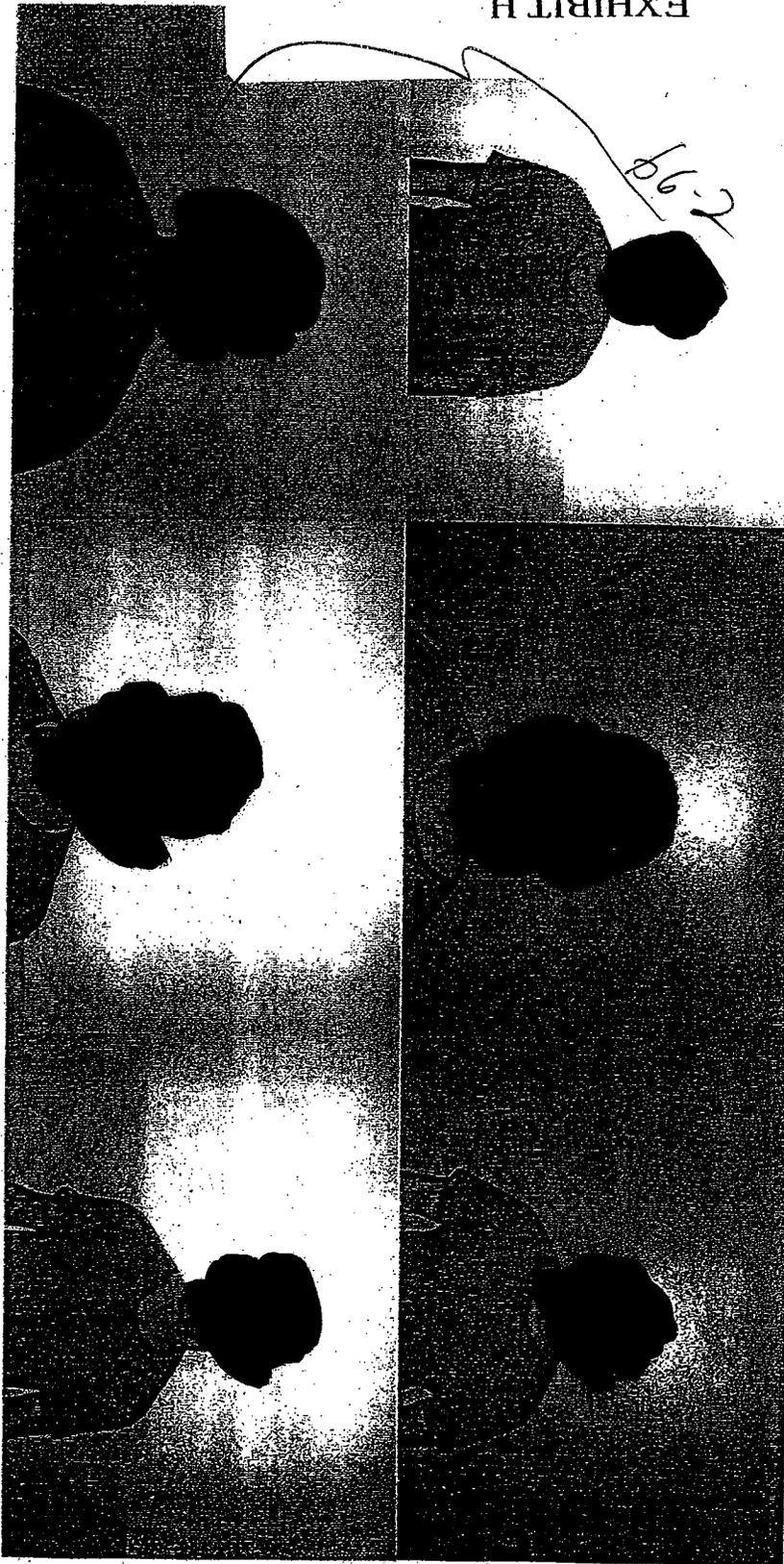
What is the name of the soldier that you identified in the photo? _____

What did this soldier do the Iraqi Detainees? _____

Can you recognize any of the below soldiers as the individuals that mistreated the prisoners? If so Circle the photo.

[Redacted] *bb-7 Selected No one on this page*

EXHIBIT H



What is the name of the soldier that you identified in the photo? _____

What did this soldier do the Iraqi Detainees? _____

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.

1. LOCATION [redacted] 2. DATE (YYYYMMDD) 20031110 3. TIME 0930 4. FILE NUMBER
5. [redacted] 6. SSN [redacted] 7. GRADE/STATUS [redacted]
8. ORGANIZATION OR ADDRESS [redacted] 66-4

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

1. How many soldiers observed/were present during the mistreatment of Detainees? 6, myself. [redacted] a name something like that, he's from the mortars, 2 Spc. Edon't remember their names, they are from the infantry. [redacted] is burly big guy muscular, looks a little like Brock Larson.

2. Do you believe [redacted] could identify the other two SPCs from the Infantry? Yes I do [redacted]

Nothing follows

11. INITIALS OF PERSON MAKING STATEMENT [redacted] 66-4 PAGE 1 OF 2 PAGES
STATEMENT _____ TAKEN AT _____ DATED _____
WR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

EXHIBIT I

001986

9. STATEMENT (Continued)

Nothing follows

AFFIDAVIT

I, [REDACTED] *66-4*, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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.

[REDACTED] *66-4*
(Signature of Person making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10 day of NOV, 03 at [REDACTED]

ORGANIZATION OR ADDRESS

[REDACTED] *66-2*
(Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED]
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT
[REDACTED] *66-4*

PAGE 2 OF 2 PAGES

001987

Front Gate



EXHIBIT J

001988

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [REDACTED]	2. DATE 20031112	3. TIME 2005	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS [REDACTED]		
6. [REDACTED]	7. GRADE/STATUS [REDACTED]		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

b6-5

The investigator whose name appears below told me that he/she is with the United States Army [REDACTED] and wanted to question me about the following offense(s) of which I am suspected/accused: Observing Detainee Mistreatment

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 question or say anything [REDACTED]
- Anything I say or do can be used as evidence against me in a criminal trial [REDACTED]
- (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. [REDACTED] 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. [REDACTED]
- 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. [REDACTED]

b6-5

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)		SIGNATURE OF INTERVIEWEE	
1a. NAME (Type or Print) [REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	[REDACTED]	4. SIGNATURE OF INVESTIGATOR [REDACTED]	[REDACTED]
2a. NAME (Type or Print) [REDACTED]	[REDACTED]	5. TYPED NAME OF INVESTIGATOR [REDACTED]	[REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE [REDACTED]	[REDACTED]	6. ORGANIZATION OF INVESTIGATOR [REDACTED]	[REDACTED]

b6-2

b6-2

b6-5

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

2. SIGNATURE OF [REDACTED]

ATTACH THIS WAIVER CERTIFICATE TO THE SWORN STATEMENT (DA FORM 2823) SUBSE

RIGHTS WAIVER PROCEDURE/WAIVER CERTIFICATE

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

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION [redacted] 2. DATE 20031112 3. TIME 2021 4. FILE NO.
5. NAME [redacted] 6. SSN [redacted] 7. GRADE/STATUS [redacted] 8. ORGANIZATION OR ADDRESS

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 [redacted] and wanted to question me about the following offense(s) of which I am suspected/accused: [redacted] Information Concerning Detainee Mistreatment

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

5. COMMENTS (Continue on reverse side)

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)
b. ORGANIZATION OR ADDRESS AND PHONE

3. SIGNATURE OF INTERVIEWEE

4. SIGNATURE OF INVESTIGATOR

5. SIGNATURE OF INVESTIGATOR

6. ORGANIZATION OF INVESTIGATOR

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

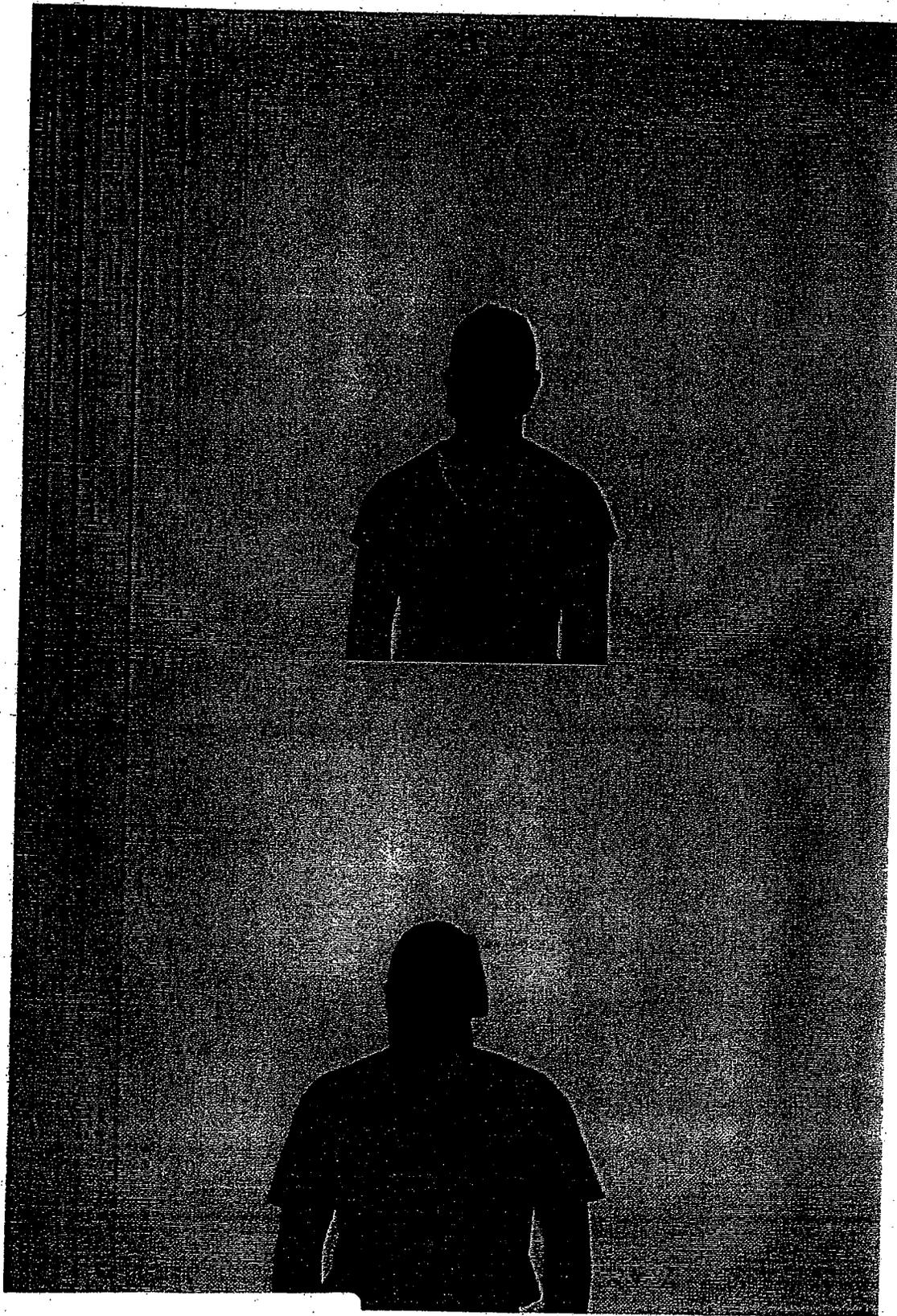
ATTACH THIS CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSE

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSO

EXHIBIT L

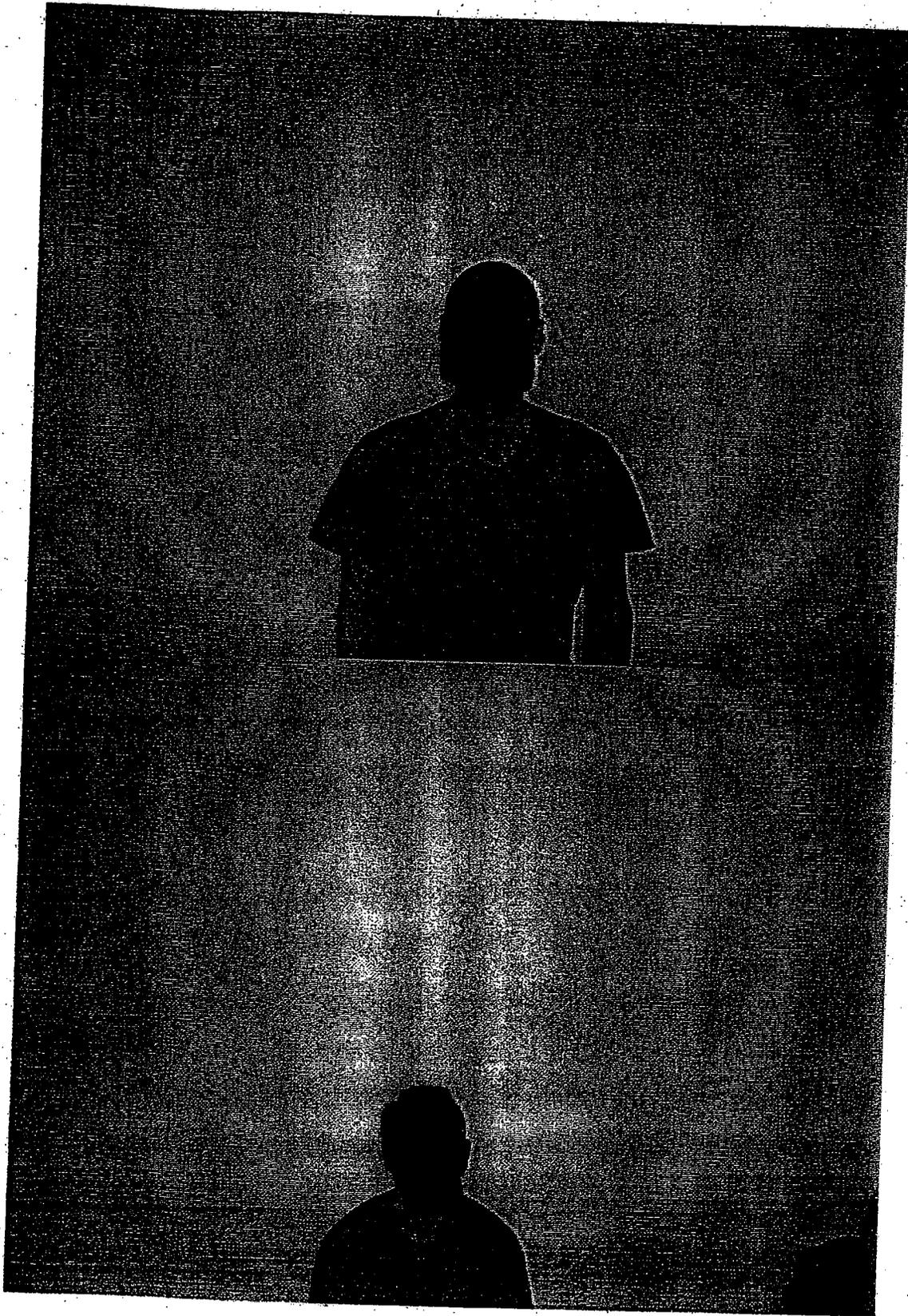
001990



66-2

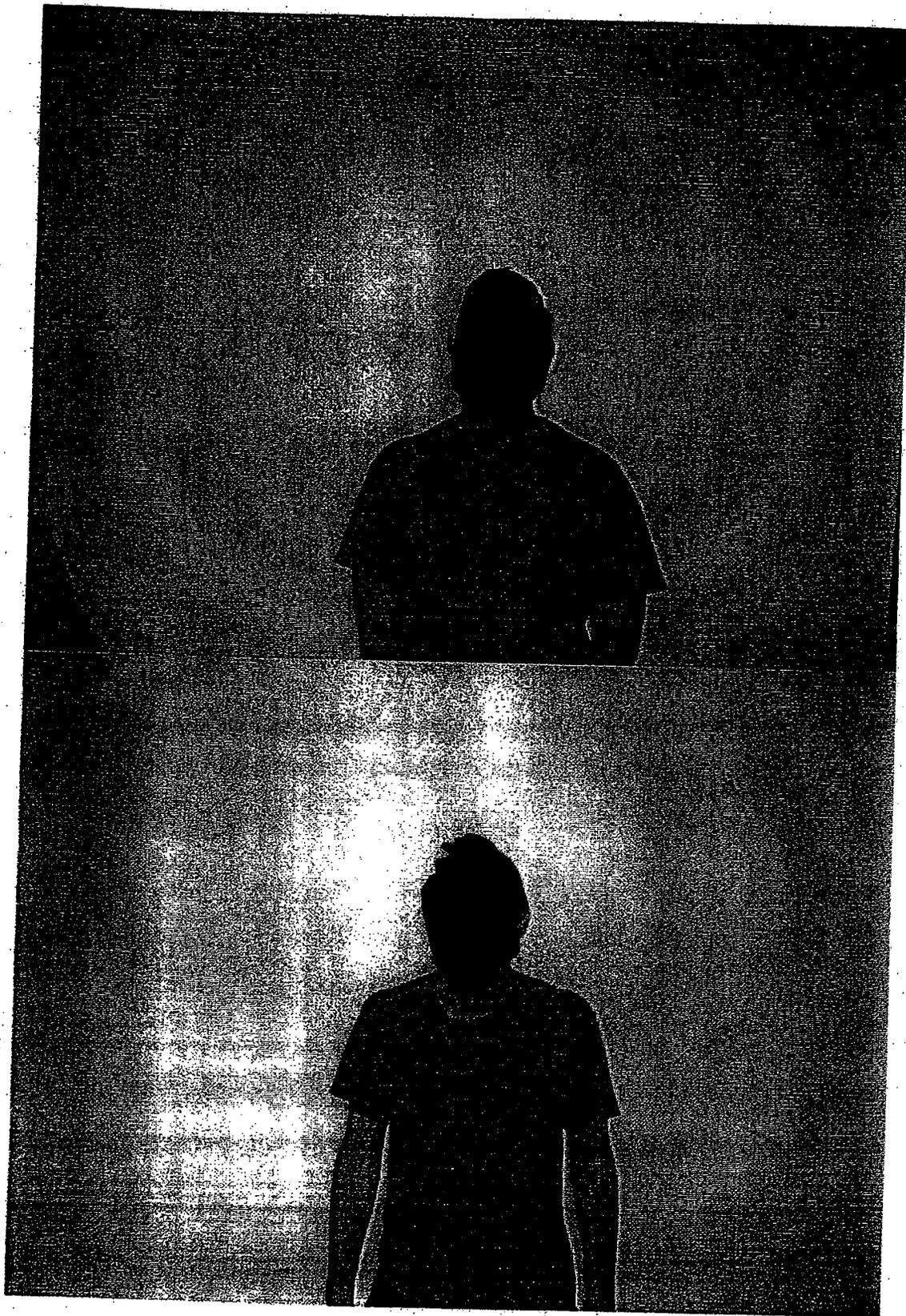
EXHIBIT M

001991



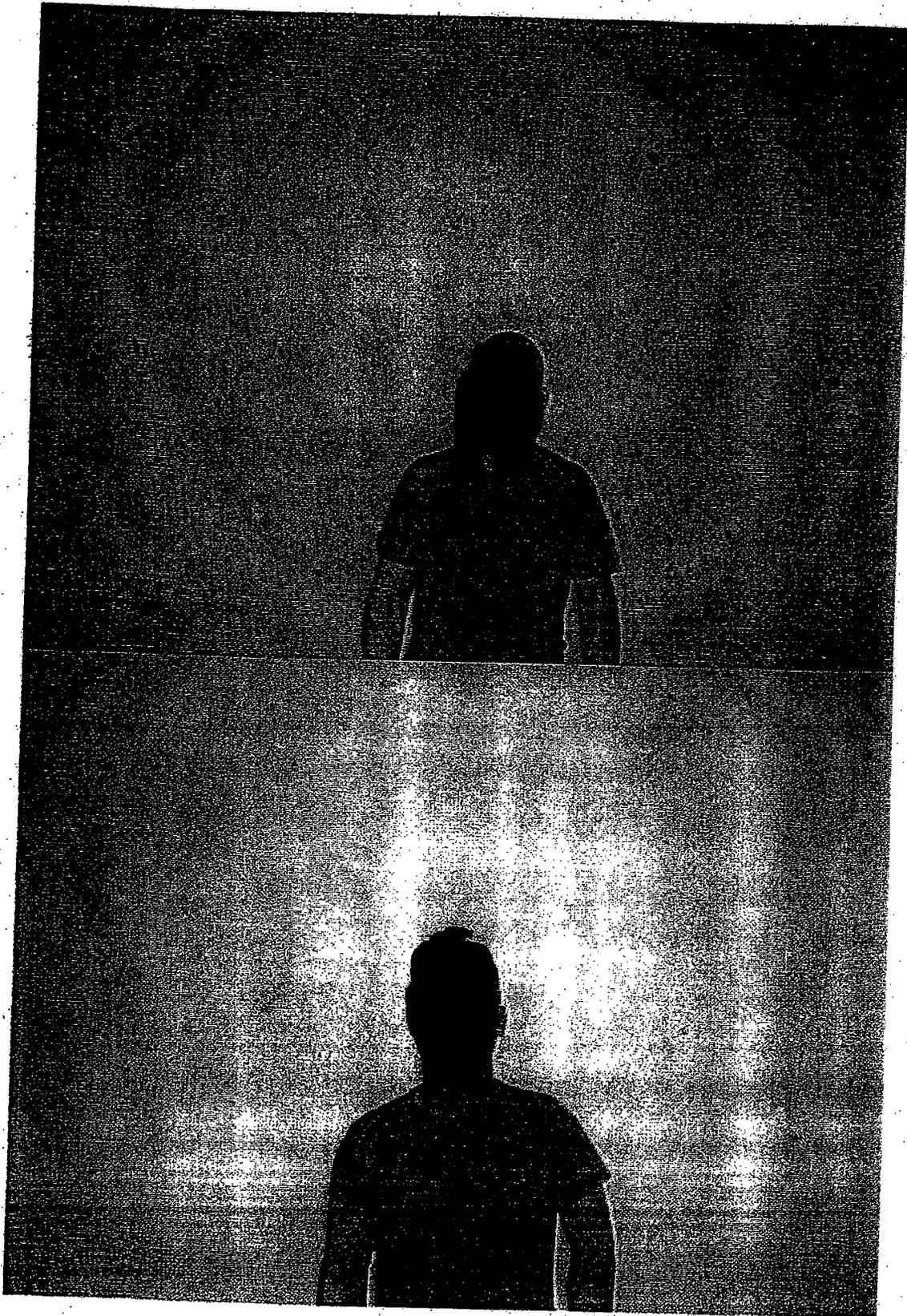
bb-2

001992



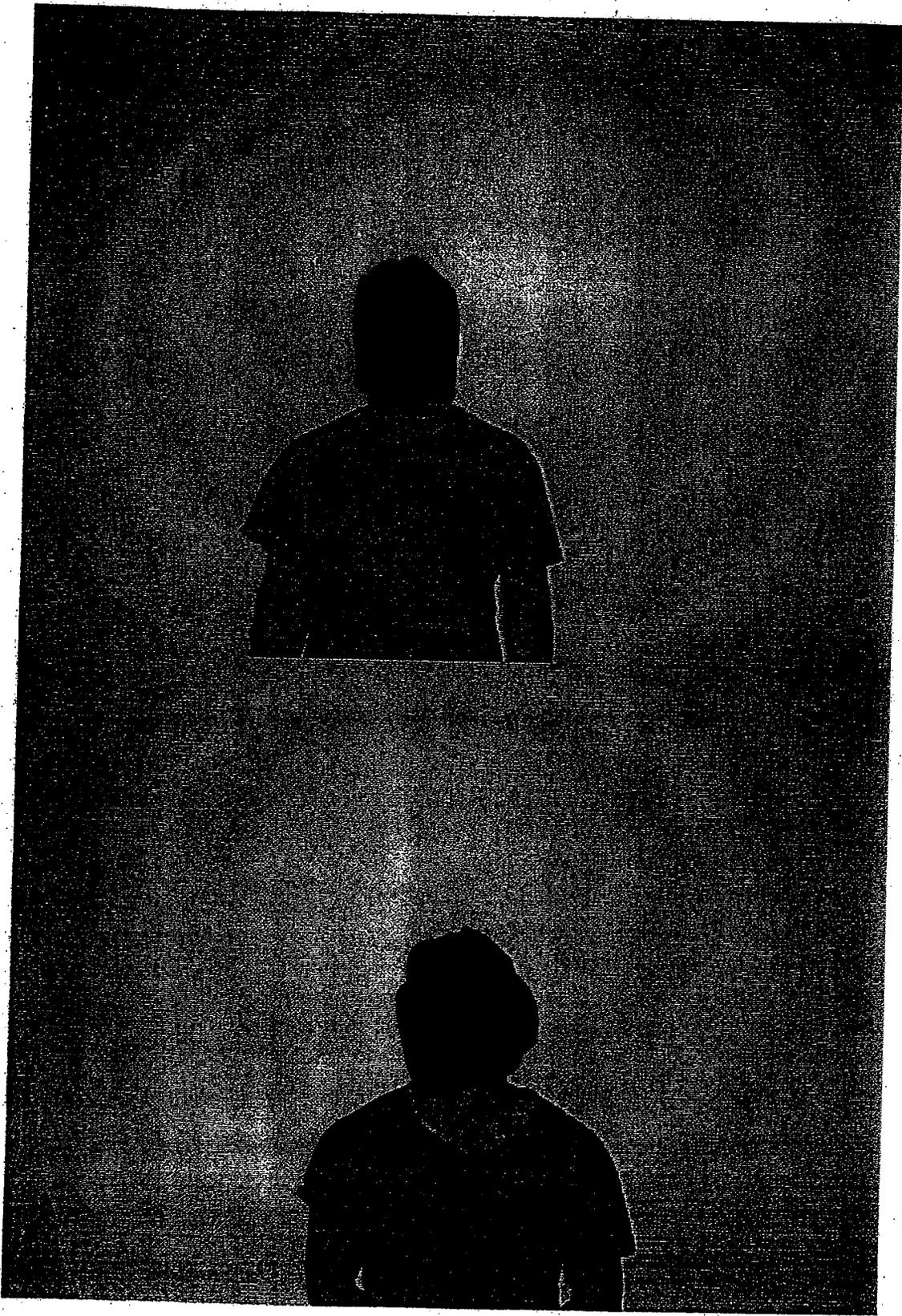
662

001993



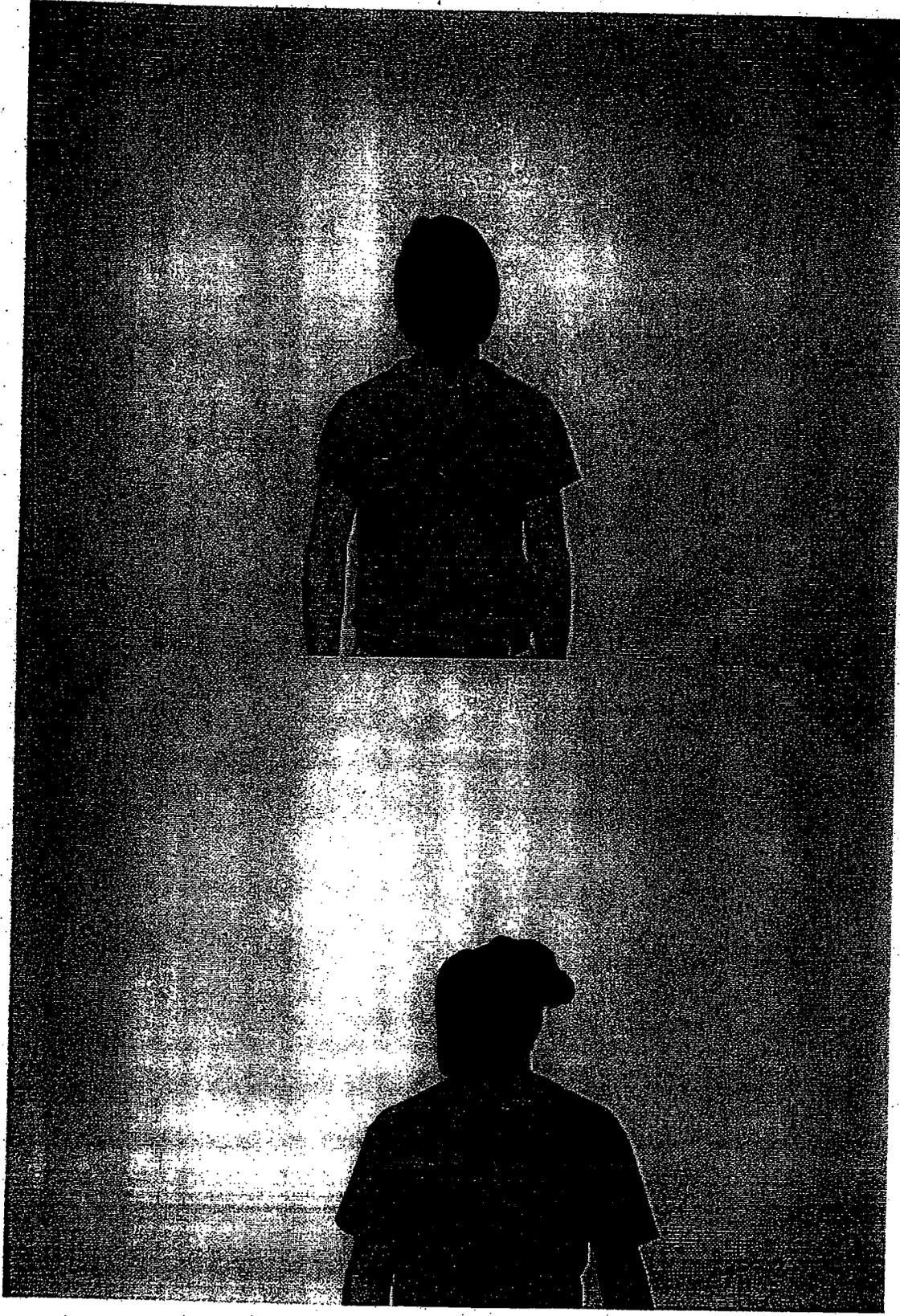
66-2

001994



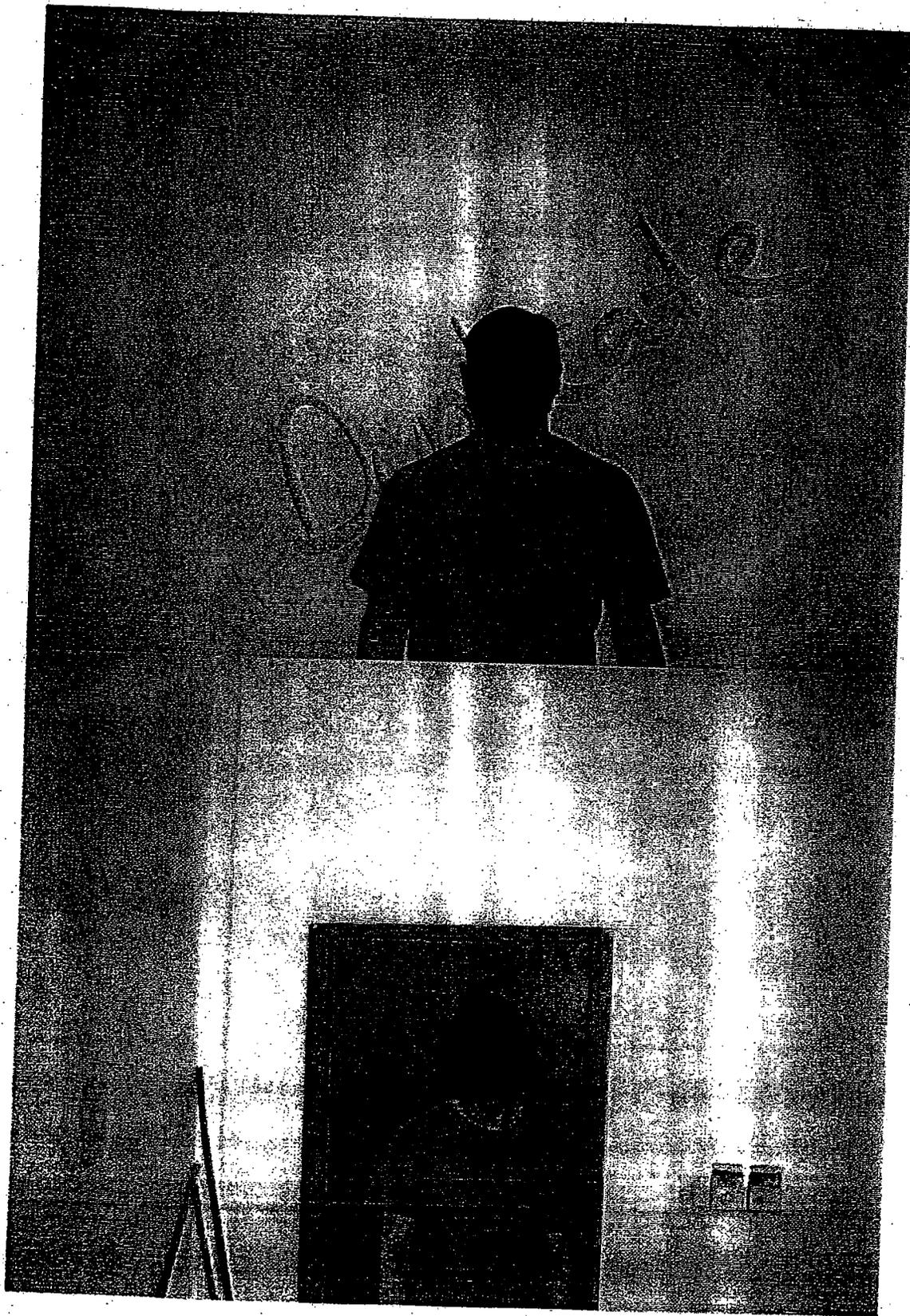
66-2

001995



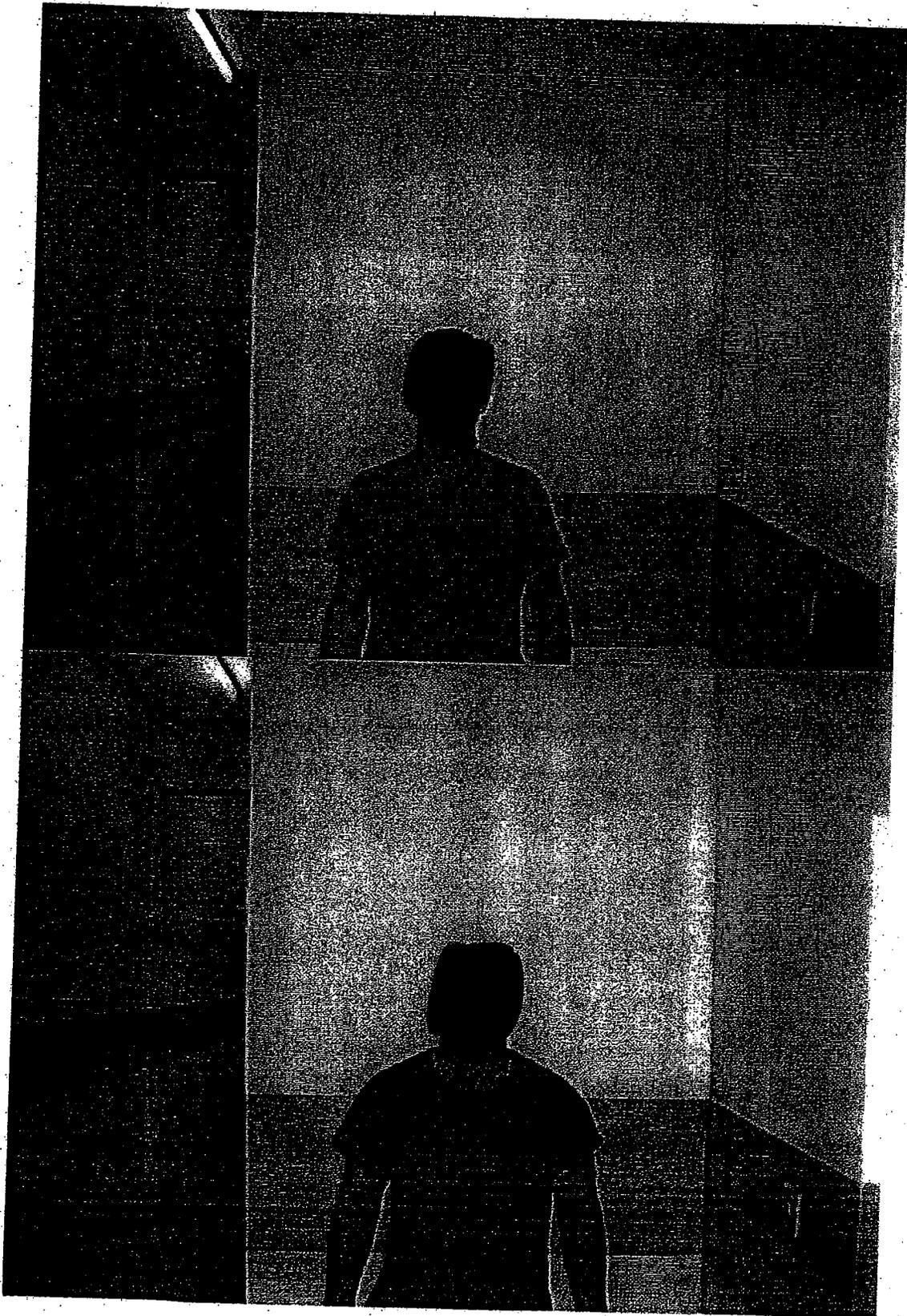
φ6-2

001996



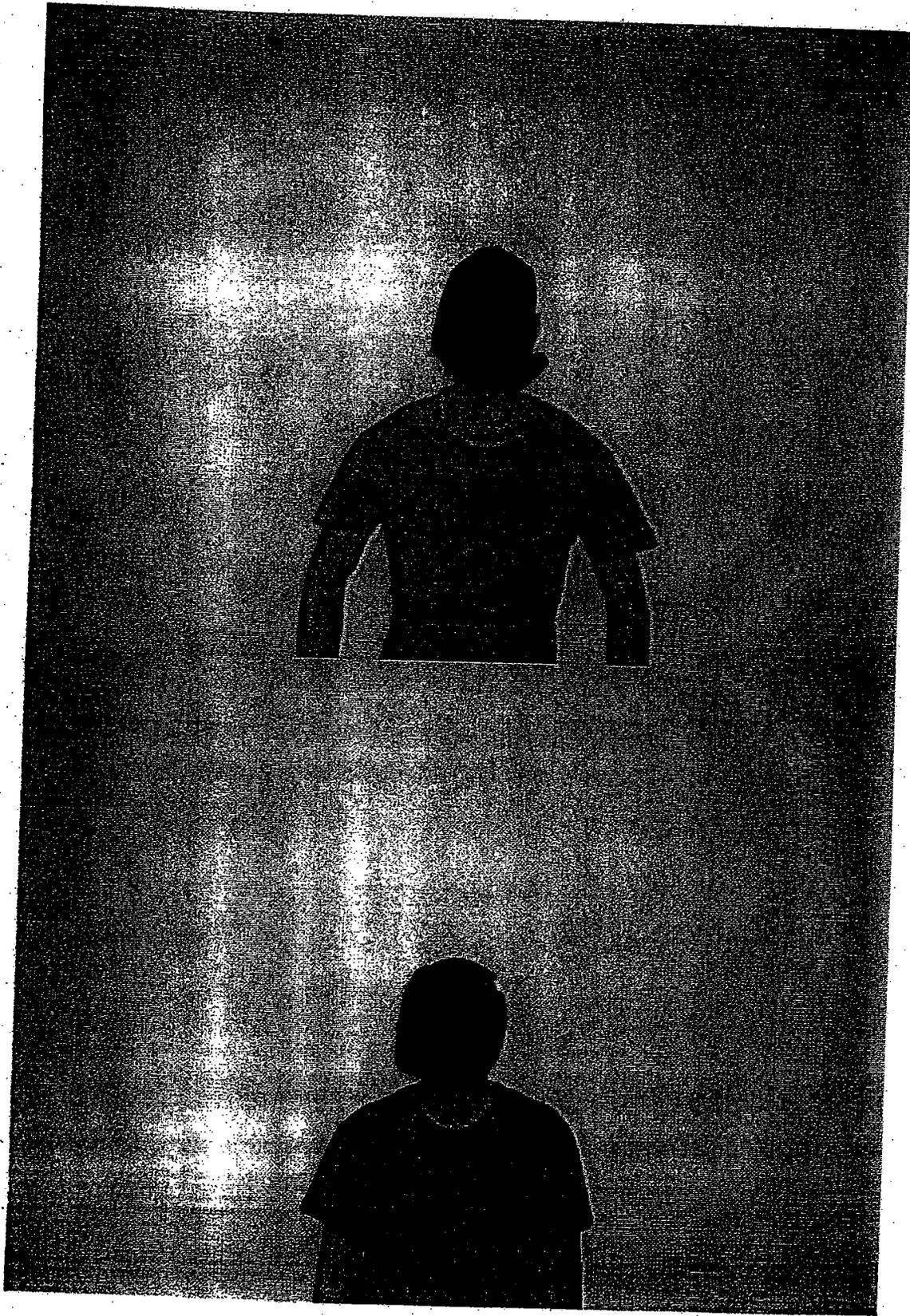
66-2

001997



bb-2

001998



bb-2

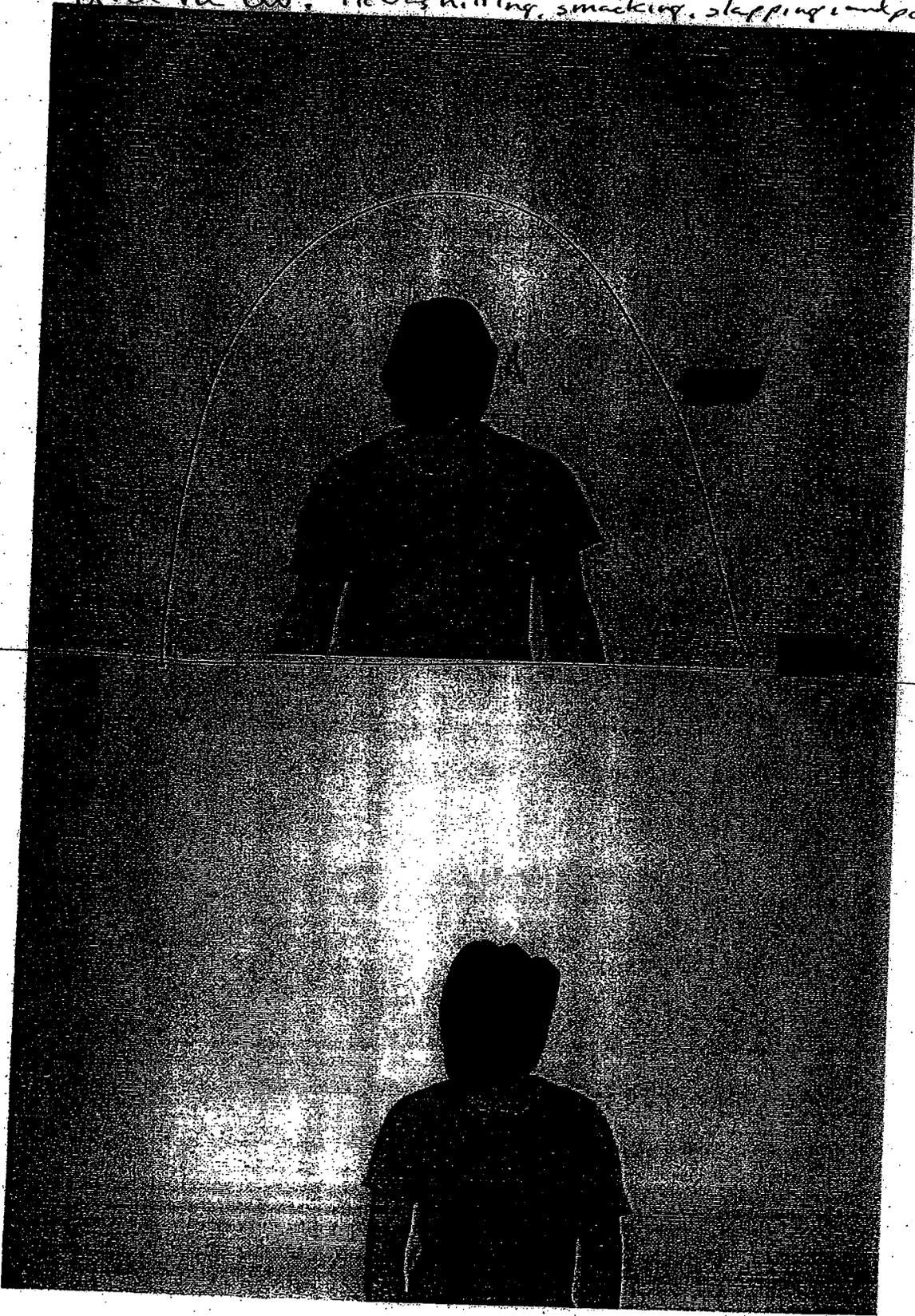
001999



bb-2

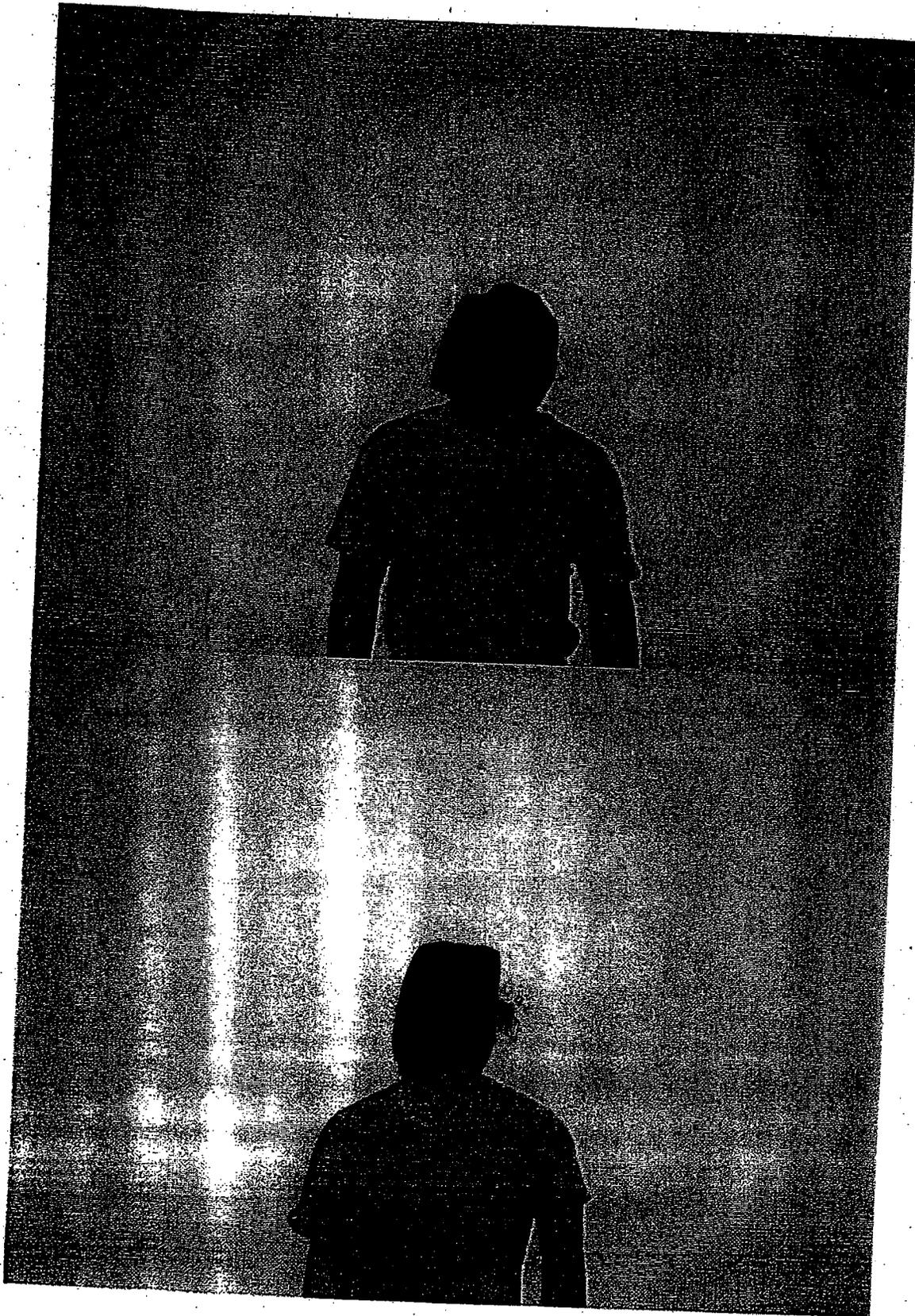
002000

This soldier that you selected, what
did he do? He was hitting, smacking, slapping and punching to
prisoner



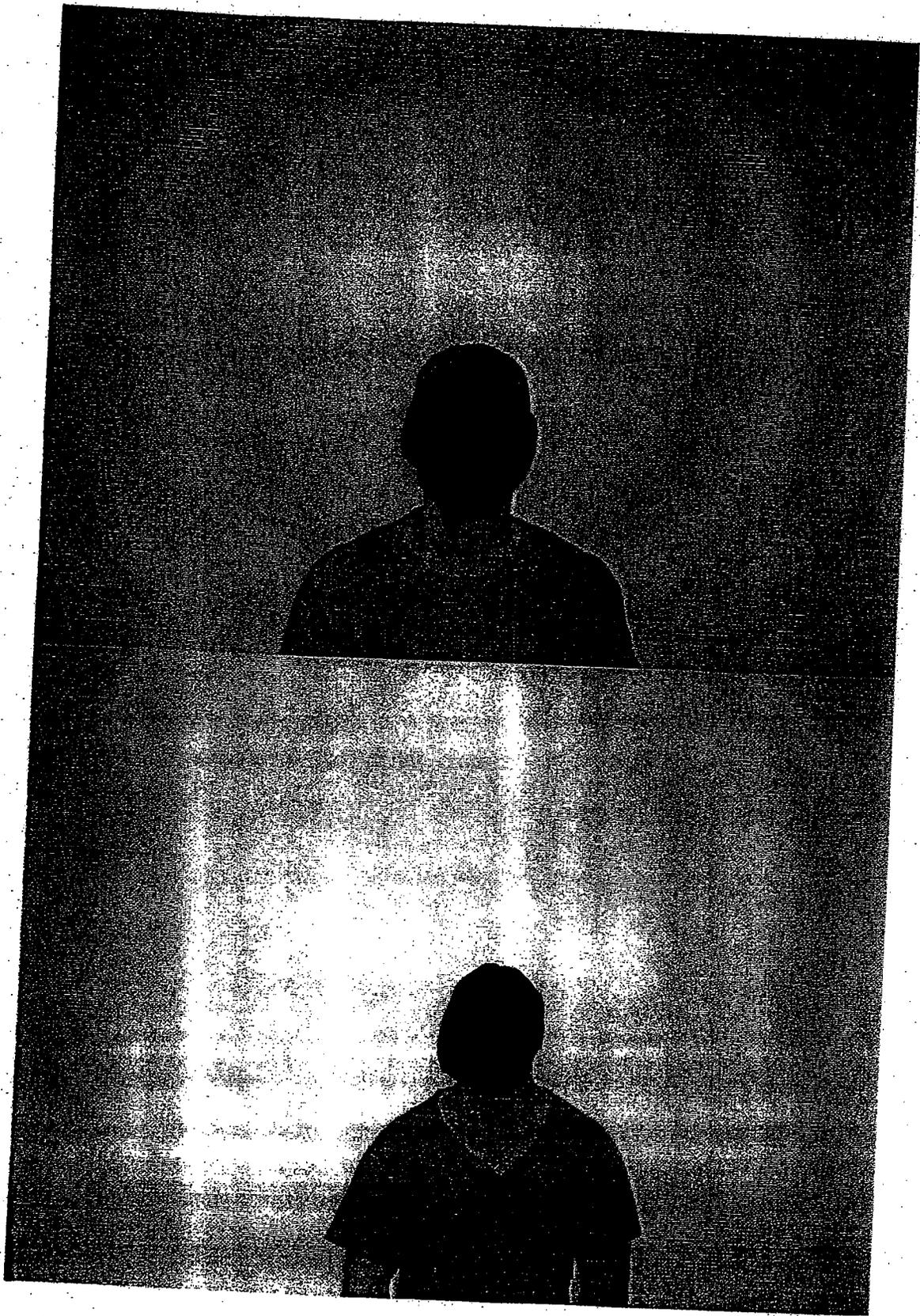
b62

002001



b6-2

002002



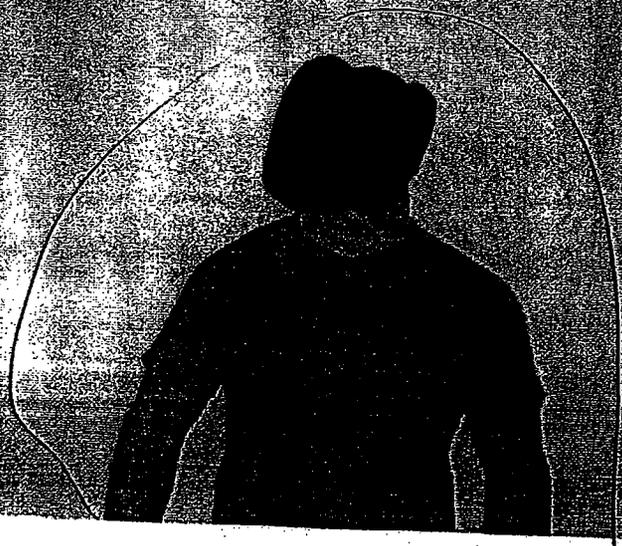
b6-2

002003



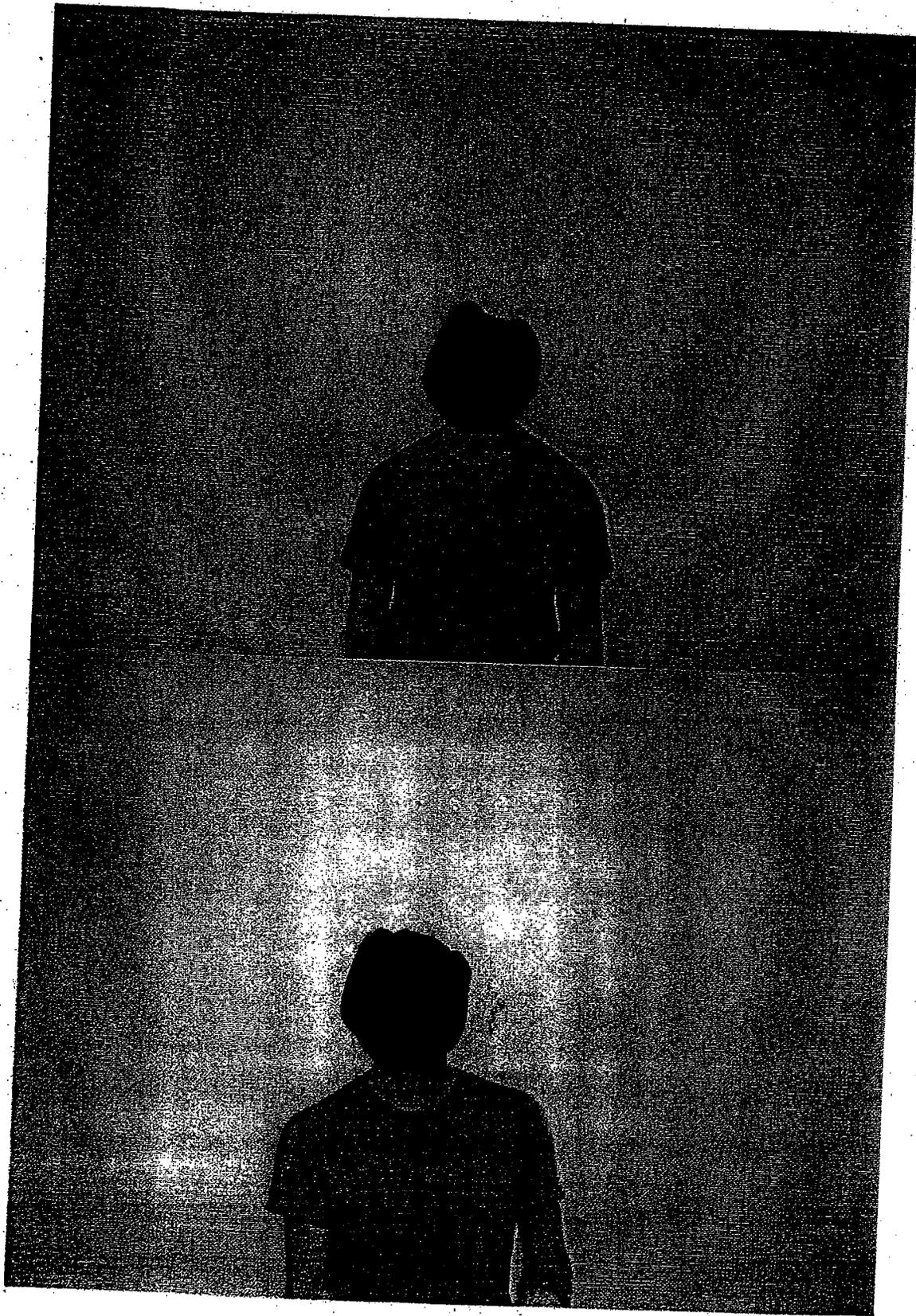
The soldier below which you selected, who did he do? He was just talking to the prisoners and catching the prisoners and some of the

bb-2



bb-4

002004



66-2

002005

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.

1. LOCATION [REDACTED] FoB	2. DATE (YYYYMMDD) 20031114	3. TIME 0915	4. FILE NUMBER
5. [REDACTED] Surname NAME	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION [REDACTED] ADDRESS [REDACTED] 66-4			

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

I was provided a photo line-up of the 2nd Platoon, [REDACTED] 66-5; with in this line-up I observed: The [REDACTED] 66-5 was in the line up so I circled him and I recognized one of the other Spec. that was there in the line up. [REDACTED] 66-4

Is there any additional information that can be provided concerning the Detainee mistreatment? I could not confirm the identity of the other Spec. [REDACTED] 66-4

Nothing follows EFR

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] 66-4	PAGE 1 OF 2 PAGES
-------------	--	-------------------

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

EXHIBIT N

THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

002006

9. STATEMENT (Continued)

Nothing follows

b6-4 AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14 day of Nov, 03

at _____
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

EPR

PAGE 2 OF 2 PAGES

002007

SWORN STATEMENT

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

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 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. ORGANIZATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
FOB , BAGHDAD, IRAQ	2003/10/25	1915	
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS	
[REDACTED]	[REDACTED]	[REDACTED]	
8. ORGANIZATION OR ADDRESS			
[REDACTED]			

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

On the evening of 25 Oct 2002 at approximately 1845, [REDACTED] who is the XO of the Battalion asked for the medics to perform physical exams on some Iraqi Detainees which were brought recently to our FOB. [REDACTED] the Battalion PA, and went immediately down to the MPW Holding Area to examine them. They were brought out of the holding area individually and examined by me or the PA. The following is a summary of the significant physical findings per our examination.

5 of them had linear erythematous (red) markings on their wrists that were presumably left from the Flex-cuffs.

[REDACTED] had subjective numbness of his left 4th and 5th fingers as well as epigastric (upper central) abdominal tenderness to palpation (touch) without evidence of ecchymosis (bruising).

[REDACTED] had tenderness to palpation but no ecchymosis of his left clavicle (collar bone), the right side of his mandible by his temporomandibular joint (jaw), and his periumbilical region (central abdomen). He also had subjective numbness of his 4th and 5th fingers on his left hand. Before leaving, I had [REDACTED] give him 800mg of Ibuprofen to help treat his pain.

The above findings were verbally reported to MAJ [REDACTED] who then asked me to document the findings on this form.

NOTHING FOLLOWS

10. EXHIBIT	11. INITIALS	PAGE 1 OF
B	[REDACTED]	12 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

TAKEN AT DATED

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

EXHIBIT O

DA FORM 2823, JUL 72, IS OBSOLETE

USGPO

002008

8. STATEMENT (Continued)

bb-4

[Redacted]

bb-4

bb-4

AFFIDAVIT

WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT 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.

[Redacted Signature]

(Signature of Person Making Statement)

bb-4

WITNESSES:

[Redacted Witness Name]

bb-2

ORGANIZATION OR ADDRESS

[Redacted Witness Address]

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 25 day of OCTOBER 2003

at [Redacted Location]

bb-2

(Signature of Person Administering Oath)

[Redacted Name]

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[Redacted Initials]

bb-4

002009

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY: Title 18 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSNL)
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.

1. LOCATION: FOB, Bay Lach, Iraq
2. DATE (YYYYMMDD): 2003 10 25
3. TIME: 2200
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS: [redacted]
8. ORGANIZATION OR ADDRESS: [redacted]
9. [redacted]

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

(taken with help of interpreter [redacted])
I was brought to the prisoner cage this afternoon with 5 other men, all my relatives. When we were brought from the truck into the cage, some soldiers followed us into the cage. It was 5 soldiers. One soldier stood off to the side with my nephew [redacted] and didn't let the others touch him. The other 4 soldiers were hitting us, kicking us, and slapping us. One soldier put my face against the wall and hit the back of my head 2 or 3 times. While they were doing this, they were saying bad things about Allah and about our families. They beat on us for about an hour, and then they stopped and left.
Nothing follows

EXHIBIT P

INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 1 PAGES
STATEMENT TAKEN AT [redacted] DATED [redacted]
THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER: 002010

MUST BE BE INDICATED.

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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.

(Signature of Person Making Statement)

b6-4

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 25 day of OCT 03 at 2-23 FBI

(Signature of Person Administering Oath)

b6-2

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

WITNESSED BY _____

b6-2

ORGANIZATION OR ADDRESS _____

ORGANIZATION OR ADDRESS _____

INITIALS OF PERSON MAKING STATEMENT _____

b6-4

PAGE _____ OF _____ PAGES

USAPA V1.90

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.

1. LOCATION: FOB, Baghdad, Iraq
2. DATE (YYYYMMDD): 20051025
3. TIME: 2230
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted]
6. SSN: [redacted]
7. GRADE/STATUS:
8. ORGANIZATION OR ADDRESS: Baghdad, Iraq

9. I, [redacted] b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH.

I taken help with at interpreter [redacted] b6-2
I was brought to the prisoner cage this afternoon with 5 other men, all related to me. When we were brought from the truck into the cage, some soldiers followed us in. It was about 5-7 soldiers. The soldiers started hitting the other prisoners, slapping them in the face, punching them in the body, kicking them, and stepping on their feet. A soldier named [redacted] b6-4 stood near me and wouldn't let the others hit me, because I spoke a little English. The other soldiers continued to beat the other prisoners until one of the soldiers from the Bradleys, acting as a lookout, said someone was coming. Then all of the soldiers in the jail left. While this all was going on, the soldiers (except [redacted] b6-4) were saying bad things to us, like "I want to fuck your sister" and other things.

Interviewer's Note: When I asked the individual to write down on a piece of paper the name he saw on the soldier's name tag, he wrote [redacted] b6-4

EXHIBIT Q

11. INITIALS OF PERSON MAKING STATEMENT: H [redacted]
STATEMENT TAKEN AT [redacted] DATED [redacted]
AR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER: [redacted] PAGE 1 OF 2 PAGES

002012

STATEMENT OF

TAKEN AT

DATED

9. STATEMENT (Continued)

AFFIDAVIT

I, [REDACTED] b6-4, 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.

[REDACTED] b6-4
(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 25 day of OCT 2003 at [REDACTED] b6-2

ORGANIZATION OR ADDRESS [REDACTED]

[REDACTED] b6-2
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS [REDACTED]

[REDACTED]
(Author, To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE OF PAGES

002013

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.

1. LOCATION: Feb, Baghdad 2. DATE (YYYYMMDD): 20031112 3. TIME: 1400 hrs 4. FILE NUMBER:
5. LAST NAME: 6. SSN: 7. GRADE/STATUS: 66-4
8. ORGANIZATION: Baghdad, Iraq 09324
9. I, [redacted] 66-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

In my opinion as a company commander, [redacted] has been a quality soldier and a great asset to [redacted]. I have every confidence in his desire to do what is right and tell the truth to the best of his knowledge. He has always been both straightforward and honest with his squad and platoon leadership as well as with me. He has exhibited no reasons for me to doubt his words or his actions.

Nothing follows

EXHIBIT R

11. [redacted] 66-4 PERSON MAKING STATEMENT PAGE 1 OF 2 PAGES

STATEMENT _____ TAKEN AT _____ DATED _____
FOR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER

002014

STATEMENT (Continued)

Nothing follows

b6-4

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12 day of Nov., 03 at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

NAME OF PERSON MAKING STATEMENT

b6-4 PAGE 2 OF 2 PAGES

USAPA V1.00

002015

1969