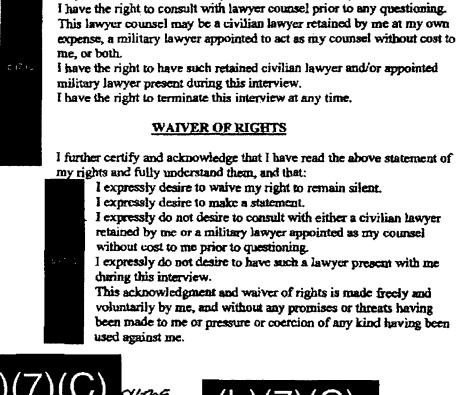


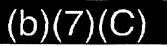
I understand that the statement I previously gave to N/H is not admissible at a court-martial and cannot be used against me. Regardless of the fact that I have talked about this offense before, I understand that I still have the right to remain silent now.

Any statements I do make may be used as evidence against me in trial

l have the right to remain silent.







240201

Understanding my rights under U.C.M.J. Article 31, I wish to make the following statement:

Statement of (b)(7)(C)

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given on 10 July 2004:

On the morning of 5 July 2004 I was posted in the western or "HESCO" tower. I was looking into the HESCO detainee cells during the detainee's bathroom time. Ĩ looked up at the Port-O-John area and observed what appeared to be (b)(7)(C) sitting on the pit berm with the shotgun. I also observed one detainee still at the hand washing station while all the other detainees were at the "HESCO" post with (b)(7)(C) The detainee appeared to be standing up and sitting down. I turned my attention back to the "HESCO" cells. Approximately one minute later I heard someone shout, "Stop Marine!" I turned my attention to the source of the yelling and it was (b)(7)(C) standing next to the area known as the "Jungle". I then turned back and observed (b)(7)(C)still on the berm and the detainee still at the wash station. Upon hearing (b)(7)(C) yelling (b)(7)(C)ordered the detainee to join the rest of the detainees at the "HESCO" station. The detainee picked up his water bottle and ran to the "HESCO" station. (b)(7)(C) then posted himself with the non-lethal shotgun approximately 45 feet from "HESCO" station

At no time did I observe (b)(7)(C) any closer than 25-30 feet from the detainee nor did I observe (b)(7)(C) wick or attempt to kick dirt in the detainees lace.



(b)(7)(C)

Enclosure (8)