DEPARTMENT OF THE ARMY



UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND CAMP BUCCA CID OFFICE, 380TH MILITARY POLICE DETACHMENT CAMP BUCCA, IRAQ APO AE 09375

CIRB-BAD

26 Jun 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL - 0009-05-CID579-40002-5H6 / 5C1B / 9G2C

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 31 JAN 2005/1130 – 31 JAN 2005/1155; COMPOUND 5, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, IRAQ (IZ) APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 31 JAN 2005, 1200

INVESTIGATED BY: SA (b)(6),(b)(7)(C),(b)(7)(F) SA (b)(6),(b)(7)(C),(b)(7)(F) SA (b)(6),(b)(7)(C),(b)(7)(F) SA (b)(6),(b)(7)(C),(b)(7)(F)

SUBJECT: 1. NONE; [JUSTIFIABLE HOMICIDE] [AGGRAVATED ASSAULT (UNFOUNDED)].

VICTIM: 1. ABID, ISMAIL HAMMED (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN)(b)(6), (b)(7)(C) 1 JAN 1976; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].

- 2. MOUSA, MAHMOOD ISMAEEL (DECEASED); CIV/DETAINEE; ISN (b)(6), (b)(7)(C) 1 JAN 1967; DIALA, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].
- 3. HAMED, KHALEED YASSEN (DECEASED); CIV/DETAINEE; ISN (b)(6), (b)(7)(C) (b)(6), (b)(7)(C), 1 JAN 1969; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].
- 4. TAWFEEEK, HAUTHAIFAH NAZAK (DECEASED); CIV/DETAINEE; ISN (b)(6), (b)(7)(C) ; 2 FEB 1977; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].
- 5. (b)(6), (b)(7)(C) 23 SEP 1980; BAGHDAD, IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].
- 6. (b)(6), (b)(7)(C) CIV/DETAINEE; ISN (b)(6), (b)(7)(C) 5 JUN 1972; RAMADI, IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].
- 7. (b)(6), (b)(7)(C) CIV/DETAINEE; ISN (b)(6), (b)(7)(C) ; 1 JAN 1986; BAGHDAD, IZ; M; OTHER; CBI; [AGGP AVATED ASSAULT (UNFOUNDED)].

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- 8. (b)(6), (b)(7)(C) CIV/DETAINEE; ISN (b)(6), (b)(7)(C) JAN 1975; ALRALS-HARB, IZ; M; OTHER; CEI; [AGGRAVATED ASSAULT (UNFOUNDED)].
- 9. (b)(6), (b)(7)(C) 1 JAN 1980; DIYALA, IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom 2004-2006" investigation.

This investigation was initiated upon notification from the 105TH Military Police (MP) Battalion (BN), CBI, of a riot inside the TIF, CBI, wherein Detainees ABID, MOUSA, HAMED and TAWFEEEK were shot and killed by SGT(b)(6), (b)(7)(C) Headquarters Company (HHC), 105th MP BN, CBI or SGT(b)(6), (b)(7)(C) HHC, 105th MP BN, CBI. SGT(b)(6), (b)(7)(C) fired seven lethal bullets and SGT(b)(6), (b)(7)(C) fired one to control the riot. The eight shots resulted in the deaths of the aforementioned detainees and injuries to Detainees (b)(6), (b)(7)(C) and (c)(6), (b)(7)(C) was injured during the riot when non-lethal ammunition, which was used by security personnel to control the riot, struck him in the eye.

Investigation determined SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) were justified in their use of lethal force during the riot. After approximately 2 hours of rioting, with the riot escalating and non-lethal ammunition almost expended, SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) fired a total of eight lethal rounds at detainees engaged in the riot because of fear for the their own lives and the lives of other U.S. security personnel. The use of deadly force was consistent with applicable regulations and policies.

The cause of death for Detainees ABID, MOUSA, HAMED, and TAWFEEEK was gunshot wounds. The manner of their deaths was homicide. The manner of death is a medical classification that should not be confused with criminal statutes. No personnel involved in controlling the riot, including SGT (b)(6),(b)(7)(C) and SGT (b)(6),(b)(7)(C) violated criminal statutes.

STATUTES:

Article 128, UCMJ: Aggravated Assault (Unfounded)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of SA (b)(6), (b)(7)(C) 31 Jan 05, detailing the initial notification; interviews of SGT (b)(6), (b)(7)(C) SGT (b)(6), (b)(7)(C) SGT (b)(6), (b)(7)(C) and SSG (b)(6), (b)(7)(C) coordination with MAJ (b)(6), (b)(7)(C) evidence collection; and crime scene examination.

- 2. Rights Waiver Certificate, Sworn Statement and sketch of SGT (b)(6), (b)(7)(C), 31 Jan 05, wherein SGT (b)(6), (b)(7)(C) stated he shot one lethal round at a detainee during the riot, but observed it miss the detainee and strike the ground in Compound 5. SGT (b)(6), (b)(7)(C) illustrated the location of the detainee he aimed at in his sketch.
- 3. Rights Waiver Certificate, Sworn Statement and sketch of SGT (b)(6), (b)(7)(C), 31 Jan 05, wherein he stated he was told to assist in Tower 5A. SGT (b)(6), (b)(7)(C) said he fired seven times after being given authorization to use lethal force to quell the riot. SGT (b)(6), (b)(7)(C) illustrated the location where he fired in his sketch.
 - 4. Medical records pertaining to Detainees HAMED, MOUSA, ABID, and TAWFEEEK.
- 5. Sworn Statement of SGT (b)(6), (b)(7)(C) 31 Jan 05, wherein he stated he heard authorization to use lethal force given after a large rock broke the tower's window.
- 6. Sworn Statement of SSG (b)(6), (b)(7)(C) 31 Jan 05, wherein he stated he was at Compound 5 during the riot and witnessed the use of deadly force against detainees.
 - 7. Death scene sketch, prepared by SA (b)(6), (b)(7)(C) 31 Jan 05.
- 8. Printout of 18 thumbnail digital images of injuries to Detainees HAMED, MOUSA, ABID and TAWFEEEK.
 - 9. Printout of 39 thumbnail digital images of the death scene.
- 10. Copy of 105th MP BN statements and reports, which documented the use of non-lethal ammunition by security personnel involved in controlling the riot.
- 11. AIR of SA [b](6), (b)(7)(C) and (b)(6), (b)(7)(C) and (c)(6), (c)(7)(C) and (c
 - 12. Medical records of Detainees $^{(b)(6), (b)(7)(C)}$ and $^{(b)(6), (b)(7)}_{(C)}$ 31 Jan 05.
- 13. AIR of SA (b)(6), (b)(7)(C), 6 Feb 05, detailing coordination with medical personnel and the HHC, 105th MP BN staff, and interviews of Soldiers and Airmen present during the shakedown and riot in Compound 5.
 - 14. Medical records pertaining to Detainees (b)(6), (b)(7)(C)
- 15. Sworn Statement of SGT (b)(6), (b)(7)(C) 1 Feb 05, wherein he said he saw two detainees on the ground after SGT (b)(6), (b)(7)(C) fired lethal ammunition.
- 16. Sworn Statement of SPC (b)(6), (b)(7)(C) 1 Feb 05, wherein he stated he was in Tower 5B/4D when the riot started in Compound 5 and used non-lethal force to attempt to control the situation.

- 17. Sworn Statement of SFC [6)(6), (b)(7)(C) 1 Feb 05, wherein he stated he gave the order to load lethal ammunition.
- 18. Sworn Statement and diagram of Amn (b)(6), (b)(7)(C) , 2 Feb 05, wherein he stated he responded to Compound 5 during the riot and was in Tower 5A when lethal force was used against detainees.
- 19. Arabic language note found near the Compound 5 perimeter fence, which indicated that the riots started because Korans were damaged. (USACRC and file copy only)
 - 20. English translation of Exhibit 19.
- 21. Sworn Statement and diagram of SPC (b)(6),(b)(7)(C) 2 Feb 05, wherein he stated heard lethal ammunition being fired. SPC (b)(6),(b)(7)(C) illustrated the locations of the incident on his diagram.
- 22. Sworn Statement and diagram of SPC (b)(6), (b)(7)(C) , 2 Feb 05, wherein he stated he witnessed one detainee get shot with lethal ammunition. SPC (b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 23. Sworn Statement and two diagrams of SGT (b)(6), (b)(7)(C), 2 Feb 05, wherein he stated he saw two detainees fall to the ground after they were shot. SGT (b)(6), (b)(7)(C) illustrated the locations of the incident on his diagrams.
- 24. Sworn Statement and three diagrams of SSG (b)(6), (b)(7)(C) 3 Feb 05, wherein he stated he saw SGT (b)(6), (b)(7)(C) fire lethal ammunition from Tower 5A. SSG (b)(6), (b)(7)(C) illustrated the locations of the incident on his diagrams.
- 25. Sworn Statement and diagram of SrA (b)(6), (b)(7)(C) 3 Feb 05, wherein he stated he saw one detainee fall after being shot with a lethal round. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 26. Sworn Statement and two diagrams of SrA (b)(6), (b)(7)(C), 3 Feb 05, wherein he stated he heard two to three shots that appeared to have come from Tower 5A. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagrams.
- 27. Sworn Statement and diagram of SrA (b)(6), (b)(7)(C), 3 Feb 05, wherein he stated he saw two detainees fall after being shot with lethal ammunition. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 28. Sworn Statement and diagram of SPC (b)(6), (b)(7)(C), 4 Feb 05, wherein she stated she saw one detainee shot during the riot in Compound 5. SPC (b)(6), (b)(7)(C) illustrated the location of the incident on her diagram.
 - 29. Use of Force Standard Operating Procedure (SOP), 30 Oct 04, pertaining to the TIF.
 - 30. Rules of Engagement Card, which was posted in TIF towers.

- 31. Camp Rules, posted in TIF towers.
- 32. Sworn Statement and diagram of SGT (b)(6), (b)(7)(C) 4 Feb 05, wherein he stated he saw one detainee shot during the riot in Compound 5. SGT (b)(6), (b)(7)(C) illustrated the location of the incident in his diagram.
- 33. Diagram of Compound 5 and the location where one detainee was shot, prepared by A1C (b)(6),(b)(7)(C) 4 Feb 05.
 - 34. Sworn Statement and two diagrams of SrA (b)(6), (b)(7)(C) , 4 Feb 05, wherein he stated he heard lethal shots being fired from Tower 5A and said he saw two detainees fall to the ground after having been shot. SrA (b)(6), (b)(7)(C) illustrated the location of the incident in his diagrams.
 - 35. Sworn Statement and two diagrams of SSgt (b)(6), (b)(7)(C), 4 Feb 05, wherein he stated he observed three detainees fall to the ground after having been shot during the riot in Compound 5. SSgt (b)(6), (b)(7)(C) illustrated the location of the incident in his diagrams.
 - 36. Sworn Statement and three diagrams of SSgt(b)(6), (b)(7)(C) 5 Feb 05, wherein he stated he was at Compound 5 and observed a Soldier firing lethal rounds into Compound 5. SSgt (b)(6), (b)(7)(C) also stated he observed two detainees fall to the ground after being shot. SSgt (b)(6), (b)(7)(C) illustrated the locations of the incident on his diagrams.
 - 37. Sworn Statement and three diagrams of TSgt [b](6),(b)(7)(C) fire lethal ammunition from Tower 5A. TSgt [b](6),(b)(7)(C) fire lethal ammunition from Tower 5A.
 - 38. Sworn Statement and three diagrams of SrA 5 Feb 05, wherein he stated he observed a Soldier in Tower 5A fire three lethal rounds into Compound 5. SPC 6 illustrated the location of the incident in his diagrams.
 - 39. Sworn Statement and three diagrams of SrA (b)(6), (b)(7)(C) 5 Feb 05, wherein he stated he was at Compound 5 and observed two wounded detainees on the ground. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagrams.
 - 40. Sworn Statement and two diagrams of SSgt (b)(6), (b)(7)(C) 5 Feb 05, wherein he stated he saw one detained lying on the ground after being shot. SSgt (b)(6), (b)(7)(C) illustrated the location of the incident on his diagrams.
 - 41. Sworn Statement and diagram of SGT (5 Feb 05, wherein he stated he saw wounded detainees near the compound entrance during the riot. SGT (6)(6)(7)(6) illustrated the location of the incident on his diagram.
 - 42. Training records of SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C)
 - 43. AIR of SA Teb 05, detailing interviews of CPT (b)(6), (b)(7)(C) and SSG (b)(6), (b)(7)(C) and photography of Detainee (b)(6), (b)(7)(C) injuries.

- 44. Compact disk containing digital images of Detainee (b)(6), (b)(7)(C) injuries.
- 45. AIR of SA (b)(6),(b)(7)(C) 7 Feb 05, detailing the autopsy protocols and collection of evidence.
- 46. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to ABID.
- 47. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to HAMED.
- 48. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to MOUSA.
- 49. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to TAWFEEEK.
 - 50. Convoy List of Remains of Deceased Personnel, 1 Feb 05.
- 51. Compact Disk containing all photographic images exposed at the autopsies by USACIDC special agents.
- 52. AIR of SA (b)(6), (b)(7)(C) 10 Feb 05, detailing photography of Detainee and interviews of witnesses concerning the alleged cause of the riot.
- 54. Sworn Statement and two diagrams of A1C (b)(6), (b)(7)(C), 7 Feb 05, wherein he stated he observed a damaged Koran in one of the tents during the shakedown conducted in Compound 5. A1C (b)(6), (b)(7)(C) stated U.S. personnel did not damage the Koran. A1C (b)(6), (b)(7)(C) illustrated the location of the riot and torn Koran on his diagrams.
- 55. Sworn Statement and diagram of A1C (b)(6), (b)(7)(C) 7 Feb 05, wherein he stated he found a damaged Koran during the shakedown and immediately reported it to his team leader. A1C (b)(6), (b)(7)(C) illustrated the location where he found the damaged Koran on his diagram.
- 56. Sworn Statement and diagram of SSgt (b)(6), (b)(7)(C) 7 Feb 05, wherein he stated during the shakedown of Compound 5 he observed a torn Koran in one of the tents. He stated none of his team members indicated they damaged the Koran. SSgt (b)(6), (b)(7)(C) illustrated the location of the torn Koran on his diagram.
- 57. Sworn Statement and diagram of A1C (b)(6), (b)(7)(C), 7 Feb 05, wherein he stated a damaged Koran was found during the shakedown. A1C (b)(6), (b)(7)(C) illustrated the location where the damaged Koran was found on his diagram.

- 58. Sworn Statement and diagram of SrA (b)(6),(b)(7)(C) 7 Feb 05, wherein he stated he found a box containing approximately three Korans that were damaged. SrA (b)(6),(b)(7)(C) illustrated the location where he found the damaged Korans on his diagram.
- 59. Sworn Statement and diagram of SSgt (b)(6), (b)(7)(C), 7 Feb 05, wherein he stated he found a box containing several damaged Korans during the search of Compound 5. SSgt (b)(6), (b)(7)(C) illustrated the location where the damaged Korans were found on his diagram.
- 60. Sworn Statement and diagram of SSgt (b)(6), (b)(7)(C) 7 Feb 05, wherein he stated he saw a box of old Korans in one tent and a bucket with a Koran in another. SSgt (b)(6), (b)(7)(C) illustrated the location where he observed the Korans on his diagram.
- 61. Diagram of Compound 5, prepared by (b)(6), (b)(7)(C) which depicted the location where he was shot.
- 62. Arabic statement of (b)(6), (b)(7)(C) 9 Feb 05, wherein he stated the riot occurred after Korans were found damaged (b)(6), (b)(7)(C) stated he was shot during the riot. (USACRC and file copy only)
 - 63. English translation of Exhibit 62.
- 64. Diagram, prepared by Detainee (b)(6), (b)(7)(C) 9 Feb 05, which depicted the locations where detainees were shot.
- 65. Sworn Statement and diagram of A1C (b)(6),(b)(7)(C) say that he found a box of torn Korans. A1C (b)(6),(b)(7)(C) say that he found a box of torn Korans. A1C (b)(6),(b)(7)(C) illustrated the location of the search on his diagram.
- 66. Sworn Statement of SrA (b)(6),(b)(7)(C), 10 Feb 05, wherein he stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired.
- 67. Sworn Statement and diagram of A1C (b)(6), (b)(7)(C), 10 Feb 05, wherein he stated he saw two detainees on the ground inside Compound 5 during the riot. A1C (b)(6), (b)(7)(C) illustrated the location of the detainees on his diagram.
- 68. Sworn Statement and diagram of A1C(b)(6), (b)(7)(C) 10 Feb 05, wherein he stated he saw one detainee shot in the head during the riot. A1C(b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 69. AIR of SA (b)(6), (b)(7)(C) 9 Jun 05, detailing interviews of security personnel involved in riot control and detainees who were present during the riot; coordination with CPT (b)(6), (b)(7)(C) and SPC (b)(6), (b)(7)(C), collection of sketches from SGT (b)(6), (b)(7)(C), pFC (b)(6), (b)(7)(C) and SFC (b)(6), (b)(7)(C), receipt of final autopsy reports; coordination with SJA; and criminal history checks of SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C)

- 70. Sworn Statement and two diagrams of SSgt (b)(6),(b)(7)(C), 11 Feb 05, wherein he stated he saw one detainee shot in the head during the riot. SSgt (b)(6),(b)(7)(C) illustrated the location of the lethal shooting on his diagrams.
- 71. Diagram of Compound 5, prepared by SGT (b)(6), (b)(7)(C) which depicted the location of the lethal shooting.
- 72. Diagram of Tower 5A, prepared by SGT (b)(6), (b)(7)(C), which depicted the locations of personnel present in the tower during the lethal shooting.
- 73. Diagram of Compound 5, prepared by PFC (b)(6), (b)(7)(C) which depicted his location during the riot.
- 74. Diagram of Compound 5, prepared by SFC (b)(6). (b)(7)(C), which depicted the location where detainees were shot during the riot.
- 75. Diagram of Tower 5A, prepared by SFC (b)(6),(b)(7)(C), which depicted the locations of personnel in the tower during the lethal shooting.
 - 76. Weapons Control Log, 6 Oct 04.
 - 77. DA Form 3749, Equipment Receipt, Weapons Card of SGT (b)(6), (b)(7)(C)
- 78. Sworn Statement and diagram of SFC (b)(6),(b)(7)(C) 16 Feb 05, wherein he described the reasons he authorized lethal force to be used. SFC (b)(6),(b)(7)(C) illustrated the location where detainees were shot on his diagram.
 - 79. DA Form 3595-R, Record Fire Scorecard, 3 Sep 04, of SGT (b)(6), (b)(7)(C)
- 80. DA Form 88-R, Combat Pistol Qualification Course Scorecard, 2 Sep 04, of SGT (b)(6). (b)(7)(C)
- 81. Arabic language statement of Detainee throwing any rocks and stated he was trying to go back to his tent when he was shot. (USACRC and file copy only)
 - 82. English translation of Exhibit 81.
- 83. Diagram, prepared by Detainee (b)(6), (b)(7)(C) which depicted his location when he was shot and the location of the tent where he lived.
- 84. Arabic language statement of Detainee (b)(6), (b)(7)(C) 6 Feb 05, wherein he denied throwing anything at the guards during the riot. (USACRC and file copy only)
 - 85. English translation of Exhibit 84.

- 86. Diagram, prepared by Detainee which depicted his location when he was shot and the location of the tent where he lived.
 - 87. DA Form 3595-R, Record Fire Scorecard, 25 Sep 04, of SGT (6)(6), (b)(7)(C)
- 88. DA Form 88-R, Combat Pistol Qualification Course Scorecard, 2 Sep 04, of SGT (b)(6). (b)(7)(C)
 - 89. DA Form 3749, Equipment Receipt, Weapons Card of SGT (b)(6), (b)(7)(C)
- 90. Rights Waiver Certificate, Sworn Statement and three diagrams of SGT (b)(6), (b)(7)(C) 7 Mar 05, wherein he expounded on his previous statement. SGT (b)(6), (b)(7)(C) illustrated his location and locations of detainees who were shot on his diagrams.
- 91. Rights Waiver Certificate, Sworn Statement and diagram of SGT (b)(6), (b)(7)(C), 12 Mar 05, wherein he expounded on his previous statement. SGT (b)(6), (b)(7)(C) illustrated the location of the detainee whom he shot at in his diagram.
- 92. Final Autopsy Report, ME 05-124, 14 Mar 05, of Detainee MOUSA, which listed the cause of death as gunshot wound of the torso and the manner of death as homicide.
- 93. Final Autopsy Report, ME 05-122, 14 Mar 05, of Detainee HAMED, which listed the cause of death as gunshot wound of the head and the manner of death as homicide.
- 94. Final Autopsy Report, ME 05-125, 5 Apr 05, of Detainee TAWFEEK, which listed the cause of death as gunshot wound of the head and the manner of death as homicide.
- 95. Final Autopsy Report, ME 05-123, 29 Mar 05, of Detainee ABID, which listed the cause of death as gunshot wound of the torso and the manner of death as homicide.
- 96. U.S. Army Criminal Investigation Laboratory (USACIL) Laboratory Report, 17 Mar 05, which indicated SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) weapons were mechanically functional and that seven shell casings came from SGT (b)(6), (b)(7)(C) weapon and one casing came from SGT (b)(6), (b)(7)(C) weapon.
- 97. Sworn Statement of CPT (b)(6), (b)(7)(C) 4 Jun 05, wherein he stated he discussed reports of torn Korans with detainee leaders of the compound.
- 98. AIR of SA (b)(6), (b)(7)(C) 24 Jun 05, detailing canvass interviews, receipt of data concerning expenditure of non-lethal ammunition, and interview of SSG (b)(6), (b)(7)(C)
- 99. Canvass Interview Worksheet, 13 Jun 05, documenting canvass interviews of military personnel involved in riot control.
 - 100. Roll-up sheet detailing ammunition used in riot control, 31 Jan 05.
 - 101. AIR of SA (b)(6), (b)(7)(C) 24 Jun 05, detailing receipt of medical records.

- 102. Medical Records of Detainee (b)(6),(b)(7)(C)
- 103. Compact disc 050009.579 containing all digital images exposed by Camp Bucca USACIDC special agents. (USACRC copy only)
- 104. Compact disc containing all digital images of the autopsies, exposed by AFIP photographers.
- 105. Crime Lab Examination Request, 21 Feb 05, requesting forensic examination of seized evidence. (USACRC and file copy only)
- 106. (106-1 thru 106-7) DA Form 4137, Evidence/Property Custody Documents (EPCD), Document Numbers (DN), 063-05, 69-05, 70-05, 86-05, 87-05, and 95-05.

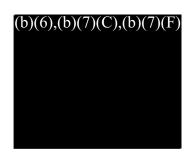
Not Attached:

Retained in the evidence depository, 11th MP BN (CID), Camp Victory, Iraq, APO AE 09342:

- 107. Bullet fragment, Item 1, DN 063-05.
- 108. Bullet fragment, Item 2, DN 063-05.
- 109. Bone Fragment, (Detainee ABBAS), Item 3, DN 063-05.
- 110. Bullet Fragment, Item 1, DN 69-05.
- 111. Bullet Fragments, Item 1, DN 70-05.
- 112. M16A2, (SGT (7)(C) U.S. Government), Item 1, DN 86-05.
- 113. Magazines (5), with rounds (143) (U.S. Government), Item 2, DN 86-05.
- 114. M16A2, (SGT (c) (b)(6),(b)(7) U.S. Government), Item 1, DN 87-05.
- 115. Magazines (6), with rounds (179) (U.S. Government), Item 2, DN 87-05.
- 116. Shell casing, Item 1, DN 95-05.
- 117. (5) Shell casings, Item 2, DN 95-05.
- 118. Shell casing, Item 3, DN 95-05.
- 119. Shell casing, Item 4, DN 95-05.

The originals of Exhibits 1-3, 5-7, 11, 13, 15-28, 32-41, 43-45, 51-75, 78, 81-86, 90, 91, 97-99, 101 and 103 are attached to the USACRC copy of this report. The originals of Exhibits 4, 12, and 14 are retained in the files of the IFAS, CBI. The originals of Exhibits 10, 29-31, 76, 77, 89, and 100 are retained in the files of the HHC, 105th MP BN, CBI. The originals of Exhibits 42, 79, 80, 87, and 88 are retained in the files of HQ, 105th MP BN, Asheville, NC. The originals of Exhibits 46-50 are retained in the files of Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq. The originals of Exhibits 92-95 and 104 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD. The originals of Exhibits 96 and 105 are retained in the files of USACIL, Forest Park, GA. The originals of Exhibit 102 are retained in the files of the Abu Ghraib Confinement Facility Hospital, Baghdad, Iraq. The originals of Exhibit 106 are retained in the files of the evidence depository, Camp Victory, Baghdad, Iraq.

STATUS: This is a Final report. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.



Report Approved By:



Special Agent in Charge

DISTRIBUTION:

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- 1- THRU: CDR, 11th MP BN (CID) (ATTN: OPS), Camp Victory, Iraq THRU: CDR, 3d MP GRP (CID) (ATTN: OPS), Forest Park, GA TO: CDR, USACIDC (ATTN: CIOP-CO) Fort Belvoir, VA 22060
- 1- CDR, 380th MP Det, Tallil, Iraq
- 1- AFIP, ATTN: OAFME, Rockville, MD
- 1- CDR, 105th MP BN, CBI
- 1- CDR, 18th MP BDE
- 1- SJA, 18th MP BDE
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AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-05-CID579-40002		
CID Regulation 195-1	PAGE 1 OF 3		
BASIS FOR INVESTIGATION: On 31 Jan 04, this office w occurred during a riot at the Theater Internment Facility (TIF	as notified of the death of four detainees which F), Camp Bucca, Iraq (CBI).		
About 1215, 31 Jan 05, TIF Control notified this office lethar and SGT write sworn statements regarding their use of lethal ammunit	I fire had been used in Compound 5. SGT - lethal rounds and were sent to TIF Control to		
At 1534, 31 Jan 05, SA (b)(6), (b)(7)(C) this office, advised Headquarters and Headquarters Company (HHC), 105 th Miling rights, which he waived and provided a sworn statement who detained during a riot in Compound 5. SGT (b)(6), (b)(7)(C) also detained who he shot at. (See Waiver Certificate, Sworn States)	erein he stated he shot one lethal round at a provided a sketch documenting the location of the		
At 1545, 31 Jan 05, SA (b)(6), (b)(7)(C) advised SGT (c)(6), (c)(7)(C) advised SGT (e riot, a large piece of concrete went through the o use lethal force. SGT (6)(6)(6)(7)(C) fired seven documenting the locations of the crowd of		
About 1620, 31 Jan 05, SA(b)(6), (b)(7)(C), this office, co(b)(6), (b)(7)(C) Chief Physician, 520 th Area Medi provided copies of the medical records pertaining to the deta Aid Station (IFAS), CBI: Ismail Hammed ABID (Deceased (b)(6), (b)(7)(C) Khaleed Yassen HAMED(Deceased), ISN(b)(6), (b)(7)(C), Hauthaifah Nazar TAV (b)(6), (b)(7)(C) stated none of the dead detainees had been posit documents on the remains. (See Medical Records)	cal Support Company (AMSC), CBI, who ainees who were treated at the Internment Facility (b) (b) (c) (b) (d), (b) (d), (b) (d), (e) (e) (f) (f) (f) (f) (f) (f) (f) (f) (f) (f		
About 1655, 31 Jan 05, SA (b)(6), (b)(7)(C) collected SGT (b)(6), (a total of 143 rounds as evidence. The items were document Document Number (DN) 86-05.	b)(7)(C)M-16A2 rifle and five magazines containing nted on an Evidence/Property Custody Document,		
About 1722, 31 Jan 05, SA (b)(6), (b)(7)(C) collected SGT (b)(6), (b) containing a total of 208 rounds as evidence. The items we Document, DN 87-05.	M-16A2 rifle and seven magazines ere documented on an Evidence/Property Custody		
About 1805, 31 Jan 05, SA (b)(6), (b)(7)(C) interviewed SGT (b) Artillery, CBI who provided a sworn statement detailing ho (QRF) member to Compound 5 where a riot was ongoing. to use lethal force. (See Sworn Statement)	ow he was called in as a Quick Reactionary Force		
TYPE (b)(6), (b)(7)(C) SA /	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 09375		

DATE

31 Jan 05

EXHIBIT

SIGN

FOR OFFIC! USE ONLY / LAV. ENFORCEMENT SEPTIME

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0009-05-CID579-40002

PAGE 2 OF 3

DETAILS

AGENT'S COMMENT: SGT (b)(6), (b)(7)(C) stated he fired 30 to 50 rounds. The rounds he fired were non-lethal.

About 1812, 31 Jan 05, SA (b)(6), (b)(7)(C) this office, interviewed SSG (b)(6), (b)(7)(C) HHC, 105th MP BN, CBI, who provided a sworn statement wherein he stated he was at Compound 5 during the riot and witnessed the use of deadly force against detainees. (See Sworn Statement)

About 1830, 31 Jan 05, SA (b)(6), (b)(7)(C) and SA (b)(6), (b)(7)(C) conducted a death scene examination of the area surrounding Compound 5.

Characteristics of the scene: Compound 5 was one of eight compounds inside the Camp Bucca Theater Internment Facility. The compound was approximately 450 feet by 600 feet and consisted of 32 military tents used to house civilian detainees. At the time of the incident there were 745 detainees housed inside the compound. The compound was surrounded on all four sides by chain link fence and triple-strand concertina wire on both sides of the base of the fence and single-strand concertina wire on top of the fence. There were four towers located in the approximate center of each side of the fence. A Compound Control Team (CCT) building was located adjacent the south fence and next to the "sally port" entrance. Next to the CCT building was Tower 5A, which was about 30 feet high and 8 feet wide. Tower 5A had a two pane window located in the north wall. The doorway was located in the east wall. There was a catwalk outside the tower on all four sides. Tower 5C was located adjacent the north fence. There was a doorway in the west wall and a window in the south wall. Tower 5C also had a catwalk around the tower.

Conditions of the Scene: The area surrounding the buildings and towers around Compound 5 was littered with rocks, broken pieces of cinder blocks and various other forms of debris. There were numerous spent non-lethal shotgun casings on the ground surrounding the CCT building and at the base of Tower 5A. There were also two 5.56mm shell casings found between the CCT building and the fence and five 5.56mm shell casings found on top of the CCT building. There was one 5.56mm shell casing found west of the base of Tower 5C. The outside window pane in Tower 5A was broken and had a hole about 5 inches wide by six inches high. All of the injured detainees had been transported to the hospital by the time agents of this office arrived on scene. There were no blood stains on the ground as the detainees had kicked dirt over them.

Environmental Conditions: The outside temperature was approximately 60 degrees Fahrenheit. The skies were clear.

Collection of Evidence: Between 1844 and 1910, 31 Jan 05, SA (b)(6), (b)(7)(C) collected (8) 5.56mm shell casings from the area surrounding Compound 5. The items were documented upon an Evidence/Property Custody Document, DN 95-05.

AGENT'S COMMENT: Subsequent investigation revealed 8 lethal shots were fired, thus all cartridge casings were believed to have been recovered during the scene examination.

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA (b)(6),(b)(7)(C),(b)(7)(F) (b)(6), (b)(7)(C)	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 09375		
SIGNATURE	DATE 31 Jan 05	EXHIBIT	1

FOR OFFIC USE ONLY / LAW ENFORCEMENT SEMOITIVE

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0009-05-CID579-40002

PAGE 3 OF 3

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Documentation of the Scene: SA (b)(6), (b)(7)(C) and SA(b)(6), (b)(7)(C) exposed digital images of the scene using a Kodak Easy Share DX4330 digital camera and drafted a sketch. (See Sketch)

AGENT'S COMMENT: The images were not able to be successfully downloaded from the digital camera.

Search Beyond the Immediate Scene: A search beyond the immediate scene revealed numerous pieces of concrete and other debris throughout the entire compound.

About 2015, 31 Jan 05, SA (b)(6), (b)(7)(C) obtained copies of Sworn Statements and reports prepared for a 105th MP BN investigation regarding use of non-lethal ammunition (See Sworn Statements and Detainee Observation Reports)

About 2215, 31 Jan 05, SA (b)(6), (b)(7)(C) exposed digital images of the remains of HAMED, MOUSA, ABID and TAWFEEEK using a Kodak Easy Share DX4330 digital camera. (See Photographic Packet)

About 2230, 31 Jan 05, SA (b)(6), (b)(7)(C) exposed digital images of the area surrounding Compound 5, to include the CCT building and Towers 5A, 5B and 5C using Kodak Easy Share DX4330 digital camera. (See Photographic Packet)///LAST ENTRY///

TYPE AGENT'S NAME AND SEC SA (b)(6),(b)(7)(C),(b)(7)	QUENCE NUMBER (F)	380 th MP DET (CID) (F Camp Bucca CID Camp Bucca, IZ APO	,	,
SIGNATURE	(b)(6), (b)(7)(C)	DATE 31 Jan 05	EXHIBIT	

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: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE:	To provide commande Your Social Security 1	es Code, Section 3012(g) ers and law enforcement officials of Number is used as an additional/a ocial Security Number is voluntary	with means by which information may be accurate alternate means of identification to facilitate filing a	ely identified. and retrieval.
1. LOCATION			(b)(6), (b)(7)(C) (b)(6), (b)	veves
Camp Bucca CID Office, Camp	Bucca, Iraq APO AE 09)375	2. DATE (b)(6), (b)(7)(C) 3. TIME (b)(6), (b	4. FILE NO.
5. NAME (Last First MI)			8. ORGANIZATION OR ADDRESS	0009-05-(10379-40)
(b)(6), (b)(7)(C)			8. ORGANIZATION OR ADDRESS Headquarters and Headquarters Co	
6. SSN (b)(6), (b)(7)(C)		7. GRADE/STATUS	105 th MP BN	пірапу
		E-5/AD	Camp Bucca, Iraq APO AE 09375	
Section A. Rights	PART	Γ1 - RIGHTS WAIVER/NON-V	WAIVER CERTIFICATE	
Section A. Engine				
The investigator whose name app	pears below told me that	he/she is with the United States	Criminal Investigations Commend	
As a Special Agent	(b)(6), (b)(7)(C)		Criminal Investigations Command vanted to question me about the following offense(s	
suspected/accus nicide.				s) of which I am
Before he/she asked me any ques	stions about the offense(s), however, he/she made it clear t	to me that I have the following rights:	
1. I do not have to answer ally qu	destions or say anything.			
2. Anything I say or do can be us 3. (For personnel subject to the	sed as evidence against n	ae in a criminal trial.		
during questioning. This lawy or both.	UCMJ) I have the right to yer can be a civilian lawy) talk privately to a lawyer before er I arrange for at no expense to t	e, during, and after questioning and to have a lawye the Government or a military lawyer detailed for m	er present with me
iii =ii aiij qa	the offense(s) under investanswering further, even i	estigation, with or without a lawve	re, during, and after questioning and to have a lawy and expense, or if I cannot afford a lawyer and want of the present, I have a right to stop answering question	
Section B. Waiver I understand my rights as stated al-	Y			
vithout having a lawyer present w	ove. I am now willing to vith me.	o discuss the offense(s) under inv	restigation and make a statement without talking to	a lawyer first and
	ESSES (If available)			-
la. NAME (Type or Print)		(b)(6),	, (b)(7)(C)	
ORGANIZATION OR ADDR	RESS AND PHONE	4. 510	JNATURE OF INVESTIGATOR	
		<u> </u>	, (b)(7)(C)	!
a. NAME (Type or Print)				
a. NAME (1ype or Print)		J. IY	PED NAME OF INVESTIGATOR	
. ORGANIZATION OR ADDRE	TOO LATE PLYONIE	SA	b)(6),(b)(7)(C),(b)(7)(F)	
. UNUMNIZA HON UK ADDAL	ESS AND PHONE	6. OR	GANIZATION OF INVESTIGATOR	
		1	MP DET (CID) (FWD), USACIDC	
ection C. Non-Waiver			TO DET (CID) (I WD), OSACIDO	
. I do not want to give up my righ	its:			
☐ I want a lawyer.		<u></u>		
SIGNATURE OF INTERVIEW	/EE	<u>L</u>	I do not want to be questioned or say anything.	
			· · · · · · · · · · · · · · · · · · ·	
TTACH THIS WAIVER CERTII	FICATE TO ANY SWO!	RN STATEMENT (D4 form 281	3) SUBSEQUENTLY EXECUTED BY THE SUS	· —
A FORM 3881 NOV 80		dioini bitteri (Di joini 202.	3) SUBSEQUENTLY EXECUTED BY THE SUS	SPECT/ACCUSED.

EDITION OF NOV 84 IS OBSOLETE

SWORN STATEMENT For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel. LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342 LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C) SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C) GRADE/STATUS E-5/AD

ORGANIZATION OR ADDRESS
Headquarters and Headquarters Company (HHC), 105th MP BN
Camp Bucca, APO AE 09375

(b)(6), (b)(7)(C)

want to make the following statement under oath:

On 31 Jan 05, the detainees in Compound 5 began rioting. Earlier in the day, around 0700, there was a random search conducted inside the compound. They went through and found a bunch of bamboo poles and a homemade crowbar. They confiscated all of them and then left around 0915. After the guards left, we did our ISN count and the detainees were released form the holding area one at a time. They all started running back to their tents to see what had been taken. A few of them came running back up to the front, and they got with the Imam and talked with him. Then they went to the CCTs, SSG (b)(6),(b)(7)(C)and SGT (b)(6),(b)(7)(C) and they took them back to the tents and showed them Korans that they said had pages torn out of them. While they were in the tent, the Imam told SSG (b)(6),(b)(7)(C) $_{
m and}$ SGT $^{
m (b)(6),(b)(7)(C)}_{
m c}$ that it would be better for them to kill a soldier than to rip pages out of the Koran. The Imam said that they were going to get revenge for that. $SSG_{(b)(6),(b)(7)(C)}^{(b)(6),(b)(7)(C)}$ came over the radio and told us what the Imam had said and then they all went up to the front of the compound. The Imam told an interpreter that they were very unhappy and they would not be satisfied until one of us was killed. They said that they were willing to die to kill one of us. SSG(b)(6)(b)(7)(C)called over the radio and told us what was going on and said be careful and that no one was probably going to be going into the compound for the rest of the day. Then one of the interpreters got the megaphone that they use for prayer call and started yelling. Everybody quickly moved into the mosque. More people went into the mosque that time than when the go for prayer. We heard a lot of loud shouting and chanting coming out of the mosque. The mayor and the head interpreter went into the mosque to try and calm them down and they pushed them out of the mosque. About 15-20 minutes later, they came out of the mosque chanting "Allah Ahkbar" which means "God is great." And they headed up to the front. called the CCT's to let them know that they were headed their way. They headed into the holding area and into the sallyport. They started stepping on the C-wire and pulling on the pickets that were holding it in place. I saw SSG (b)(6),(b)(7)(C) and SPC (b)(6),(b)(7)(C) spray the crowd with OC foggers. It got the detainees to back off of the C-wire. There were a few detainees that ran back to their tents but most of them stayed up by the CCT. started throwing rocks, they tore up the metal Geneva convention signs that were upfront. They also tore up the barber shop stand and broke his electrical outlet by slamming it against the wood until it broke. So when they started throwing rocks at Tower 5A, SGT(b)(6), (b)(7)(C) tried to shoot non-lethal but couldn't because the ammo would not I heard him call over the radio and say that he needed different ammo because the stuff he had wasn't functioning. They were firing non-lethal and I put my M-16 to amber status and put a magazine in. Then I started taking rocks from the second and third tents in front of my tower. I picked up my shotgun but I couldn't see anybody. saw the rocks were coming from between the tents but I couldn't see the detainees that were throwing them. I kept watching them to see if they were doing anything, but I couldn't see them and they just kept throwing rocks. I heard the DOB come over the radio and say, "Compound 5 this is DOB, go lethal, go lethal." At that point I locked and loaded my M-16 and I just stood there watching the compound. I saw a detainee come out of the middle of the row of tents closest to Tower 5D. He was carrying several

EXHIBIT 2 INITIALS OF PERSON MAXING CHARACTERS (b)(6), (b)(7)(C) PAGE 1 OF 4 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

icks that were about 4 or 5 feet long. I picked up my binoculars to double-check. looked like they were the bamboo poles that were used to support the tents. I saw him run between the third and fourth tents in the next row and go towards the center of the compound. He ran up the center of the compound to the back of the crowd. I yelled at him at least three times to put down the sticks. He got to the back of the crowd and pulled back like he was going to throw them like they were spears. He had most of them in his left hand but one of them was in his right hand. I yelled and brought up my M-16 and aimed it at his left leg, between his knee and hip. I yelled again and he didn't drop them so I fired. I saw dirt kick up about 2-3 inches to the left of his leg in front of him. He jumped to the left and ran between the first two tents. I looked for him but lost sight of him. I put my M-16 back on safe and I kept holding it. Then they told us to cease fire and I leaned it against the front of the tower. I picked up my binoculars and scanned the compound to see what else was going on. Then I heard them call over the radio to one of the CCT's to tell the mayor to have them bring anyone that was shot to the sallyport so they could give them medical attention. The crown pretty much dispersed but probably about 30-40 remained up front. That was pretty much it.

- Q: SA (b)(6), (b)(7)(C)
- A: SGT (b)(6), (b)(7)(C)
- Q: How many rounds did you fire?
- A: One.
- Q: Why did you not fire any non-lethal rounds from your shotgun?
- A: I had nobody within range that was causing a problem.
- Q: Who authorized you to fire the lethal round from your M-16?
- A: The DOB called over the radio and said to go lethal.
- Q: Who was the DOB?
- A: SFC (b)(6), (b)(7)(C)
- Q: How do you know that it was SFC (b)(6),(b)(7)(C)
- A: I know his voice, he was my Platoon SGT on the way over.
- Q: Why did you shoot at the detainee who was trying to throw the stick?
- A: Because I knew the people in Tower 5A were concentrating on the main crowd and they didn't see him. I figured that the spears were a bigger threat than the rocks because they would go through the Kevlar in the vest.
- Q: What was your intent when you fired the round?
- A: To stop him, to keep him from throwing the spears at the tower.
- Q: What training have you had in preparation for the job you now hold?
- A: It was part of our training at MP school and we went through training at Ft. Bragg.
- Q: Was the training at Ft. Bragg for this deployment?
- A: Yes.
- Q: What were you taught?
- A: Above all follow the SOP and that we should do everything within our power to prevent the loss of American lives. And to follow the levels of force.
- Q: Were you taught to shoot for limbs or to shoot center-mass?
- A: Basic training we are taught to shoot center mass, but in our training we were told to stop the individual. So I figured if I shot center mass he would die, so I aimed for his leg. We were taught not to kill. They repeatedly emphasized that.
- Q: What are the levels of force?
- A: First of all, it's physical presence. Then, verbal and then physical contact without weapons. Then it's chemical like OC spray and CS gas. Then either riot batons or MP clubs or working dogs. And then it's presentation of deadly force and then lastly is deadly force.
- Q: Were all of the steps followed?
- A: As many as I could from my position.
- Q: What about the rest of the compound?
- A: We did. They used verbal and they did not want to come into physical contact with the detainees because they DOB said not to go into the compound. Then they used the OC foggers and then we used the non-lethal rounds. Then the presentation of deadly force was when we chambered rounds in our M-16's and lastly was deadly force.
- Q: Were the detainees in a position that they could have seen the presentation of deadly

EXHIBIT 3

INITIALS OF PERSON MAKING STATEMENT

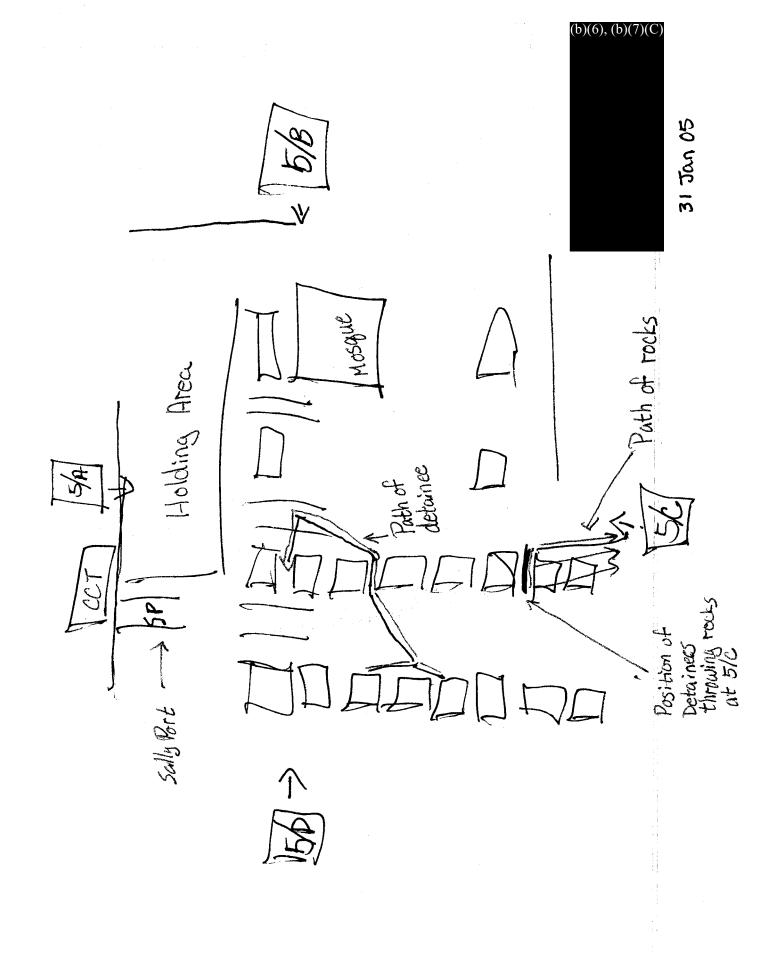


PAGE 2 OF 4 PAGES

rce?

- They were in the open and all that we do is in front of the towers in the open. And when we chamber a round in the M-16 it sounds totally different than when we do with a shotgun.
- Q: Did the presentation of the M-16's have any effect on the crowd?
- O: How many lethal shots were fired?
- A: I think they said it was a total of 8. There were seven fired from Tower 5A and I fired one.
- Q: Who was in Tower 5A?
- SGT(b)(6), (b)(7)(C) he is the only one I know for sure.
- How many non-lethal shots were fired?
- I don't know.
- Q: Did anybody make an estimate?
- A: SSG $\frac{(b)(6), (b)(7)(C)}{(b)(6), (b)(7)(C)}$ guessed atleast 50 or 60.
- How many rounds of non-lethal ammunition does each tower have? o:
- They are all supposed to have 10 point rounds and 10 crowd rounds. Some have more **A**: and some have less.
- Q: How many non-lethal rounds did 5C have?
- 10 point, 10 crowd.
- Q: How many lethal rounds did you have?
- 209. A:
- Q: How many were you issued?
- 210, one was missing when I returned from leave. The ammunition was left on my vest and it was left with the liaisons.
- Q: When did this occur?
- A: Dec 21, 2004 through Jan 10, 2005.
- Q: How did you know that you were missing ammunition?
- A: I counted it.
- Q: Did you notify anyone that you were missing one round?
- I think I mentioned it to SGT (b)(6), (b)(7)(C)
- When did you tell him? 0:
- After I counted them on the 10th. That night. **A**:
- Q: What possessed you to count them?
- A: Just checking in case.
- Q: Did you fire any other weapon besides the M-16?
- A: Negative.
- Is there anything you would like to add to this statement?
- A: No///END OF STATEMENT// (b)(6), (b)(7)(C)

DA FORM 2823 (AUTOMATED) STATEMENT OF	TAKEN AT Camp Bucca CID	DATED 31 Jan 05	CONTINUED:
		-	
Not Used)(6), (b)(7)(C)		
			į
HAVE WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE	MENT IS TRUE. I HAVE IN AGE CONTAINING THE STATE OR REWARD, WITHOUT THE UNLAWFUL INDUCEMENT. (b)(6), (b)(7)(C)	AND THE CONTENTS INITIALED ALL CONTENT. I HAVE N	OF THE RRECTIONS MADE THIS ENT, AND
WITNESSES:			
· · · · · · · · · · · · · · · · · · ·		WORN BEFORE ME, A PI THS, THIS <u>31st</u> DAY	
	AT CID Office, C		
ORGANIZATION OR ADDRESS	(b)(6), (b)(7)(C	el Person Adm inisteri	ng Oath)
*	$_{SA}(b)(6), (b)$	(7)(C)	
	(Name of Per	son Administering Oa	th)
ORGANIZATION OR ADDRESS	Article 1	36 HCMT	
·		o Administer Oath)	
INITIALS OF PERSON MAKING $s'(b)(6)$, $(b)(7)(6)$	C)	es 4 of 4	PAGES
DA FORM 2823 (AUTOMATED)	PAG		FUGED



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 Title 10, United States Code, Section 3012(g) **AUTHORITY:** To provide commanders and law enforcement officials with means by which information may be accurately identified PRINCIPAL PURPOSE: **ROUTINE USES:** 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. DISCLOSURE: 2. DATE (b)(6), (b)(7)(C 4. FILE NO. 3. TIME 1. LOCATION 0009-05-CID579 Camp Bucca, IZ APO AE 09375 31 Jan 05 8. ORGANIZATION OR ADDRES HHC, 105th MP BN b)(6), (b)(7. GRADE/STATUS (b)(6), (b)(7)(E-5/NG PART 1 - RIGHTS WAIVER/NON-WAIVER CERTIFICATE Section A. Rights Army Criminal Investigation Division Command The investigator whose name appears below told me that he/she is with the United States and wanted to question me about the following offense(s) of which I am As a Special A gent (b)(6), (b)(7)(C) Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: 1. I do not have to answer any questions or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both. (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) Have you requested legal counsel in the last 30 days? 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. (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)WITNESSES (If available) la. NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 4.5(b)(6), (b)(7)(C)2a. NAME (Type or Print) $SA^{(b)(6), (b)(7)(C)}$ b. ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR 380th MP DET (CID) (FWD), USACIDC

Section C. Non-Waiver

1. I do not want to give up my rights:

I want a lawyer.

☐ I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

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

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

SWORN STATEMENT				
For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.				
LOCATION Camp Bucca, IZ APO AE 09375	DATE (b)(6), (b)(7)(C) 31 Jan 05 (6)(6), (b)(7)(C)	FILE NUMBER 0009-05-CID579		
LAST NAME, FIRST NAME, MI $(b)(6), (b)(7)(C)$	SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C)	GRADE/STATUS E-5/NG		
ORGANIZATION OR ADDRESS HHC, 105 th MP BN, Camp Bucca, IZ APO AE 09375				
(b)(6), (b)(7)(C)	want to make the following stateme	ent under oath:		

SA (b)(6), (b)(7)(C)Q: SGT (b)(6), (b)(7)(C)**A**:

You stated you had requested legal counsel in the last 30 days, can you further explain that.

I spoke to JAG here about trying to get some past military discipline removed from my past criminal history.

This morning about 0630/0700 we got all of the detainees in the holding area to do a shake down of the compound (compound 5). The visitation personnel, the rovers, and rover Sergeant of the Guard (SOG) came to do the shake down. After the shake down was complete, we began our Internment Serial Number (ISN) count. As we started releasing the detainees from the holding area, the Emam (religious leader) came to us (SSG (b)(6),(b)(7)(C) SPC (b)(6),(b)(7)(C) and myself) and said that many Qurans were damaged during the search. We stopped the count to go check on this. He showed us three Qurans that were damaged. One of them had some of the pages torn out and thrown on the ground. We told him that we would try to find the person that did this to punish him. He said that it is better to "kill us than to damage the Quran." He said that they would get revenge for this. We started back to the front of the compound to finish our count. mayor told us that it was not safe for us and that we should leave the We did so immediately for our own safety. A short while later I went to the IFAS (Internment Facility Aid Station) to talk to a detainee who said that he would help us identify troublemakers in the compound. was supposed to meet with Military Intelligence (MI). He had said that in return he wanted to transfer to Abu Ghraib so he could have visitation with his family. As I was entering the IFAS, I heard a riot get called out in compound 5. I caught a ride with CPT (b)(6), (b)(7)(C) back to the compound. When I arrived, SSG (b)(6),(b)(7)(C) told me to go up into Tower 5A. I saw SSG $^{(b)(6),(b)(7)(C)}$ and SPC $^{(b)(6),(b)(7)(C)}$ repeatedly tell the detainees to get back from the fence where they had gathered and started throwing things at the Compound Control Team (CCT's). After this failed, SSG (b)(6),(b)(7)(C) and SPC (b)(6),(b)(7)(C)discharged Pepper Foggers into the compound. This had little effect on The detainees then began throwing objects at the tower and the detainees. Large chunks of concrete, rocks, and other debris were thrown SFC $^{(b)(6),(b)(7)(C)}$ came up to the tower to monitor the situation. at the tower. The rovers and SGT (b)(6),(b)(7)(C) fired non-lethal rounds from their shotquns at SGT (b)(6), (b)(7)(C) fired all the non-lethal ammunition that he the detainees. had in the tower, most of which did not fire properly. We were inside the tower taking cover from softball size chunks of concrete when I got hit in the leg by a chunk and SPC (b)(6),(b)(7)(C) got hit in the Kevlar by a smaller piece. I was standing inside the tower doorway. The front window of the tower

got shattered by the concrete. SFC $^{(b)(6),(b)(7)(C)}$ gave the order to go lethal. loaded my weapon and shot at detainees that were still throwing the large I fired 7 rounds total from my weapon. When the chunks of concrete. detainees stopped throwing concrete I placed my weapon at amber status. The detainees started bringing up the wounded from within the compound. told SSG $^{(b)(6),(b)(7)(C)}$ that I was going to go down to assist the medics. When I got down to the CCT building, I identified myself to the compound medic that I was a civilian fire fighter/EMT, and asked if he needed any help. He pointed me to the mass casualty box and said to jump in. weapon in the CCT building and put on a pair of gloves. I started assisting a detainee that had a qunshot wound to the lower left leq. became very combative and three medics/soldiers had to hold him down. started applying a dressing and a medic took over for me. I moved to a detainee that had a wound to the left hip/buttock area. I put gauze on that and taped it in place and held pressure. I then assisted a medic who was trying to start an IV on that detainee. The transport vehicle arrived and the IV was abandoned. I assisted in loading the detainee into the transport vehicle. A short while later, the detainees started getting aggressive again and I returned to the tower with SGT (b)(6), (b)(7)(C) (5A). was called down from the tower by SSG (6)(6),(6)(7)(C) who said I needed to go to control to start my statement. I was then taken to control and began my paperwork.

Q: Who is SFC (b)(6), (b)(7)(C)?

A: He works for the Detainee Operations Branch (DOB) as the Sergeant of the Guard (SOG).

Q: Who gave the order to use lethal force?

A: SFC $\frac{(b)(6), (b)(7)(C)}{(b)(6), (b)(7)(C)}$

Q: Who gave SFC (b)(6),(b)(7)(C) the order to use lethal force?

A: I think he made the decision himself.

Q: Did anyone else use lethal force from your tower?

A: No.

(b)(6), (b)(7)(C)

Q: Why not?

A: I don't know.

Q: Did you see if you hit anyone?

A: I saw a couple fall and I saw a one person crawl away.

Q: Why did you stop firing?

A: They stopped throwing concrete at us.

Q: How many rounds did you have with you today, 31 Jan 05?

A: Four full magazines in the CCT, I took one spare and the one in my weapon when I went up into the tower.

Q: Do you have anything else you would like to add to this statement?

A: $N_{(b)(6), (b)(7)(C)}$

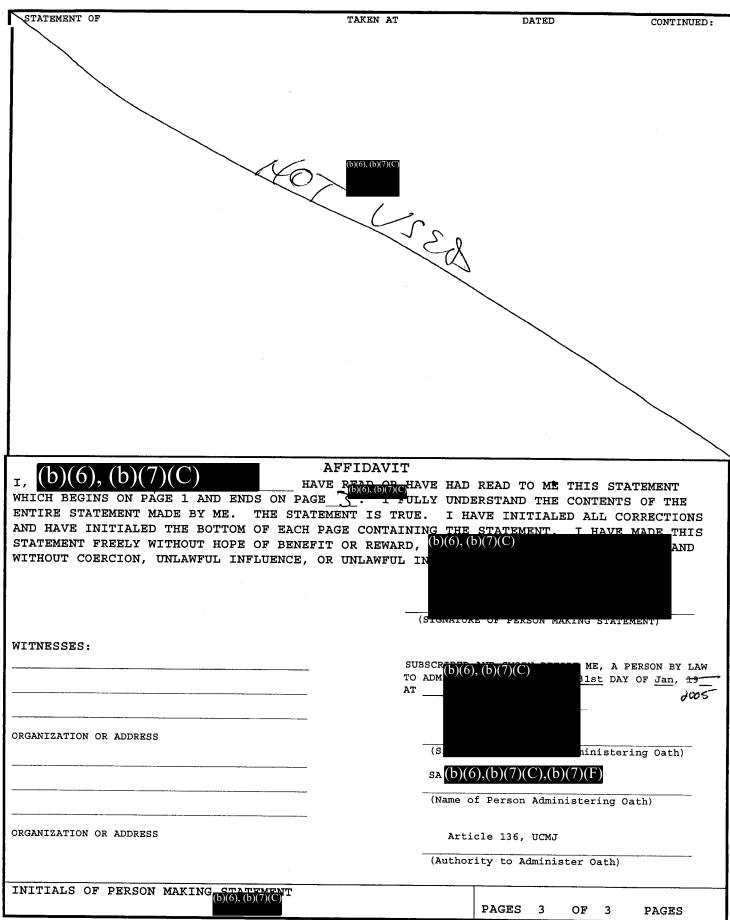
EXHIBIT

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

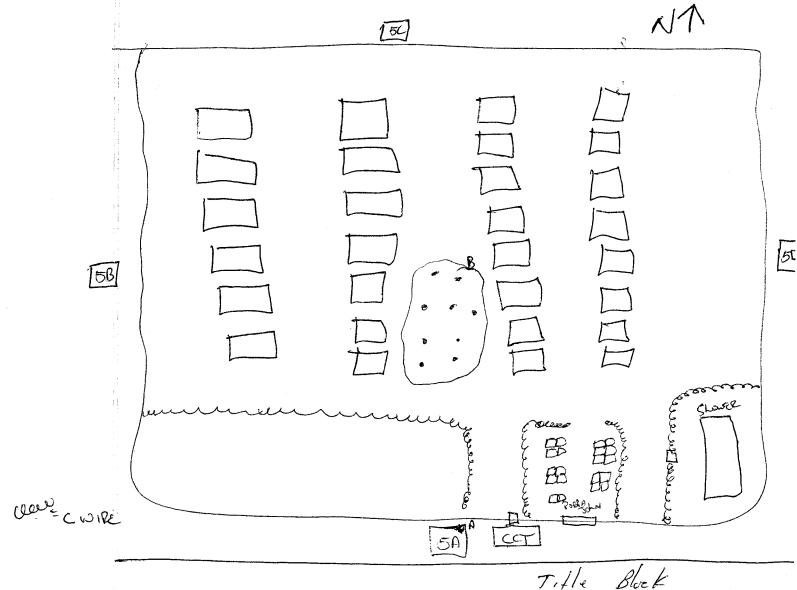
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT _ DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)



For official use only law Enforcement Sensitive

Rough Crime Scene Sketch



A = my location (SGT (b)(6), (b)(7)(C) B: AREA Shot's well filed

31 JAN 05

Not to Sale

CASE Number: 0009-05-010579-40002

oftense: Murder

Depiding: Compound 5

Location! Camp Bucca, 12 APOAE 07375

Subject: SCT(b)(6), (b)(7)(C)

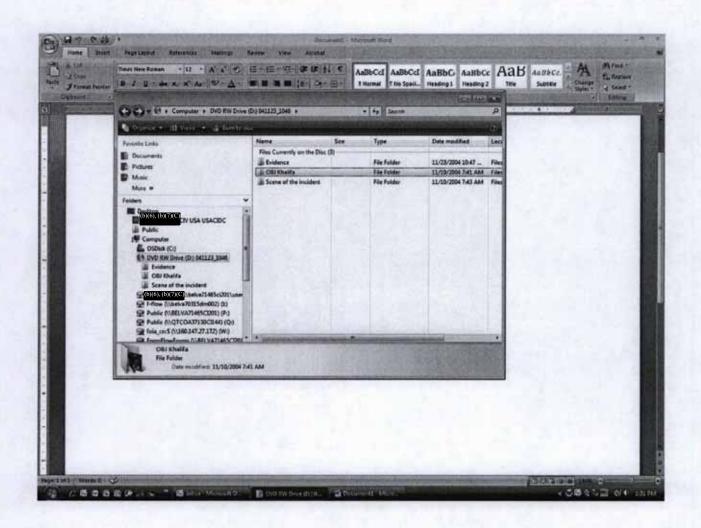
Victim: Un knows

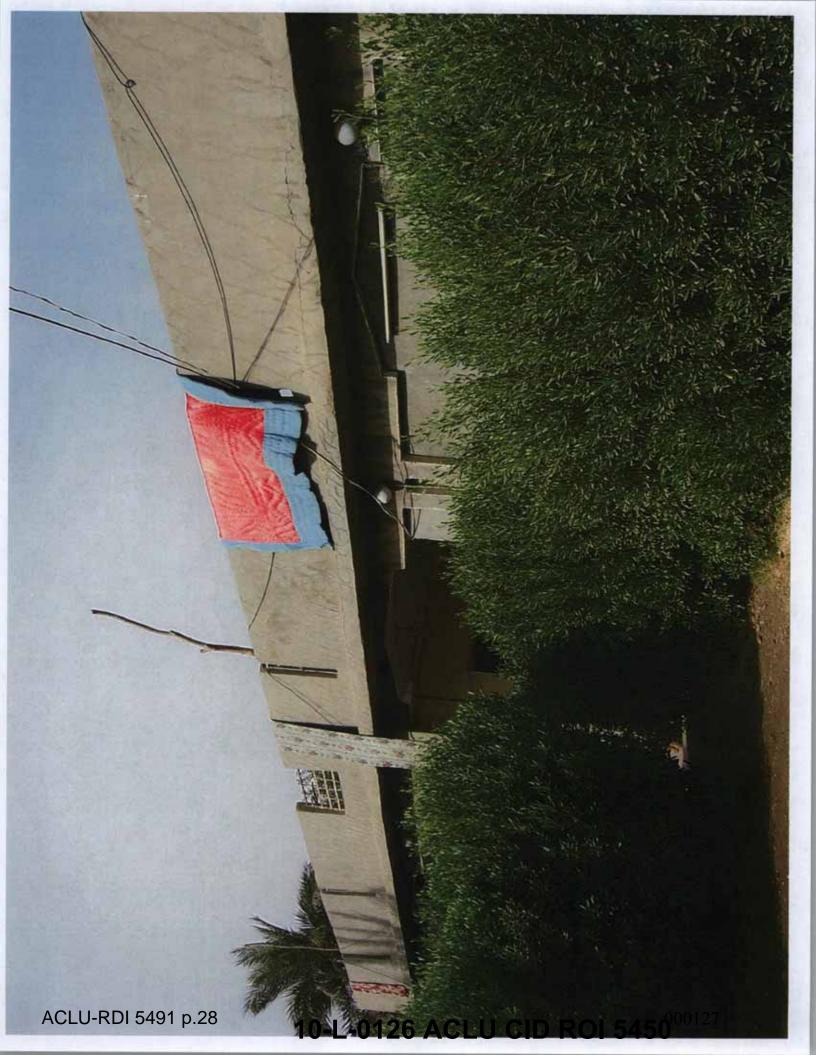
S'ce c Began: 173/ Sketched by: S67

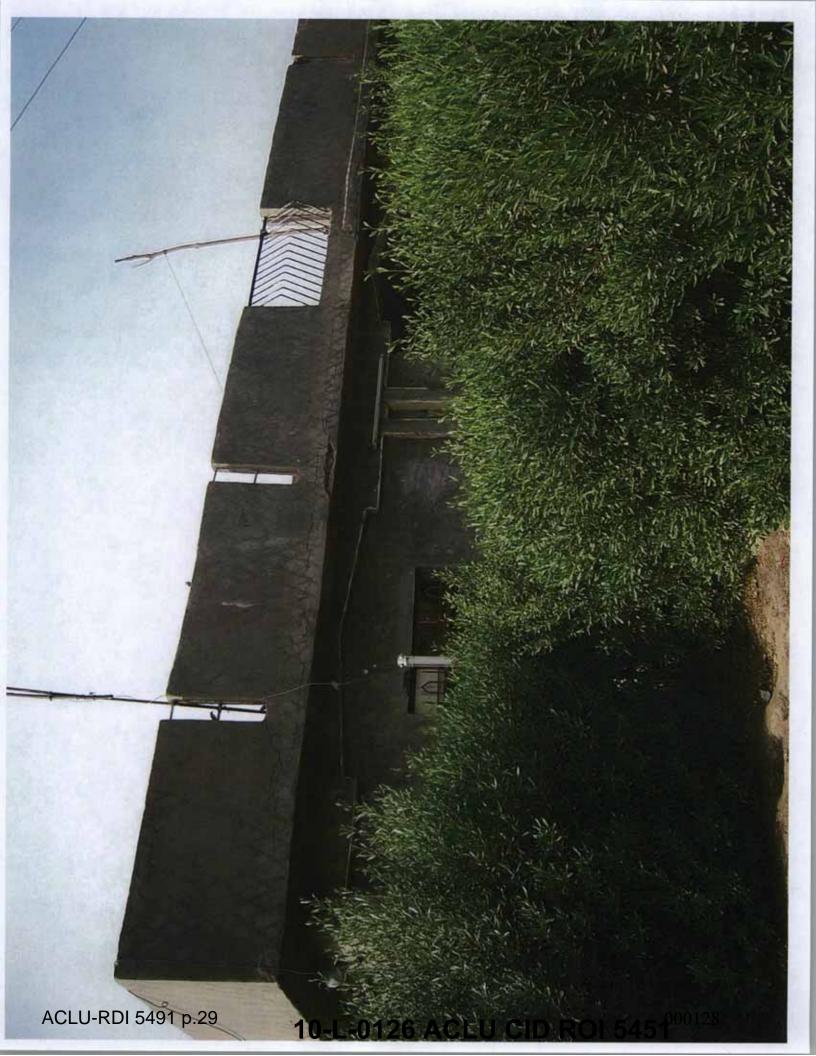
Weilied by : SA (b)(6), (b)(7)(C)

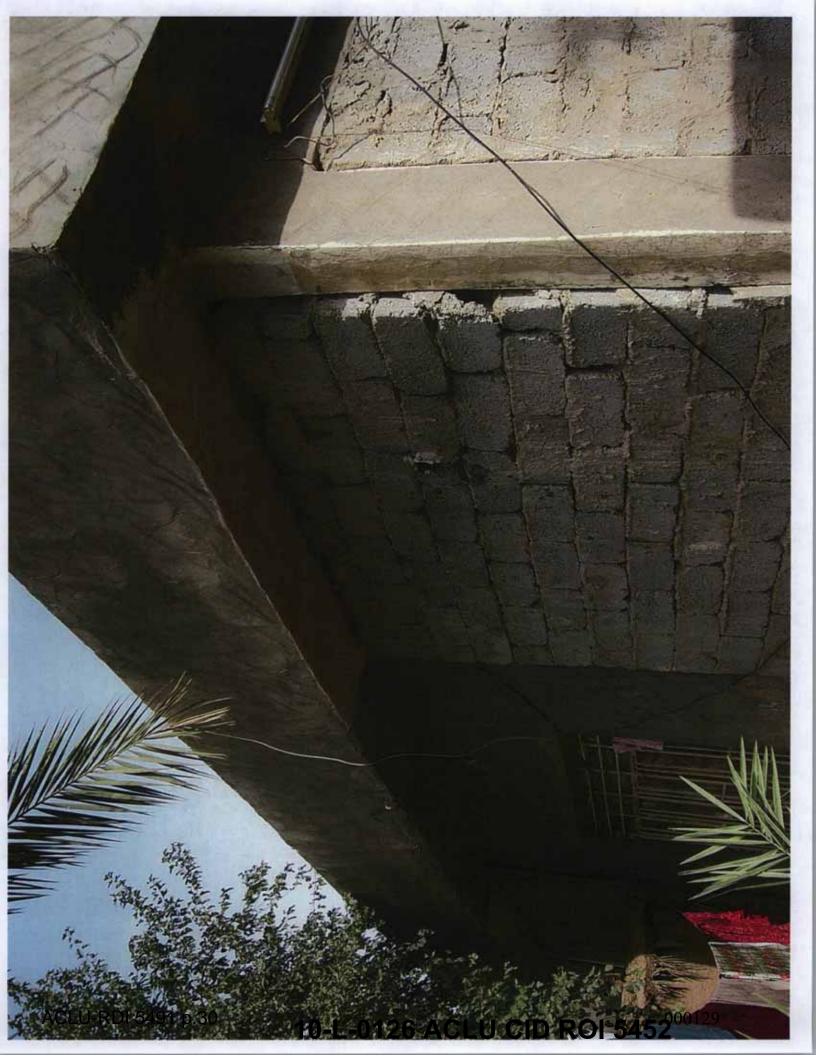
ACLU-RDI 5491 p.25

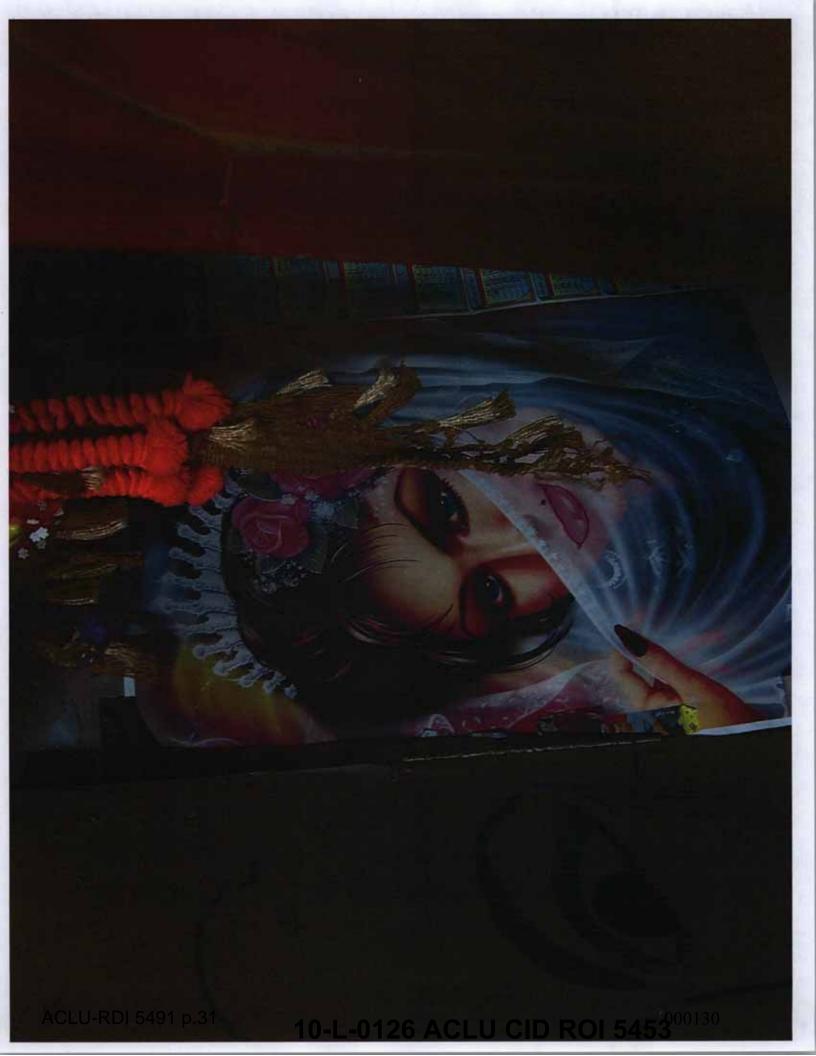
10-L-0126 ACLU CID ROL 551 100025



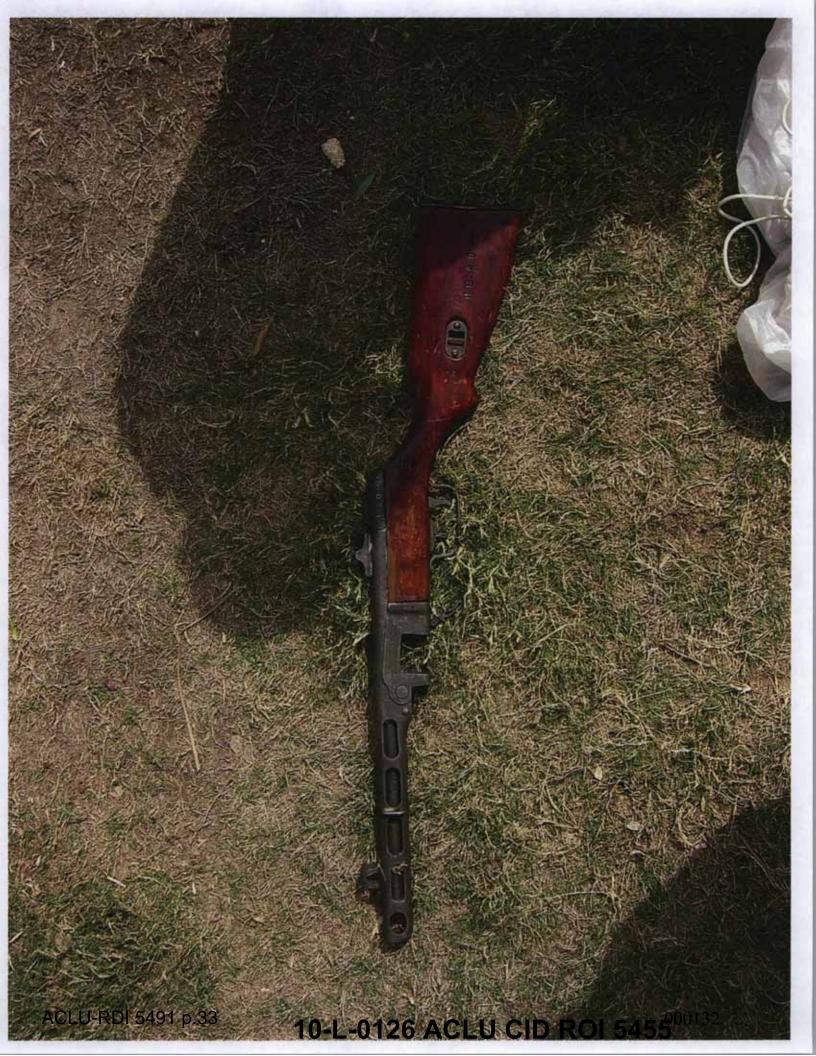


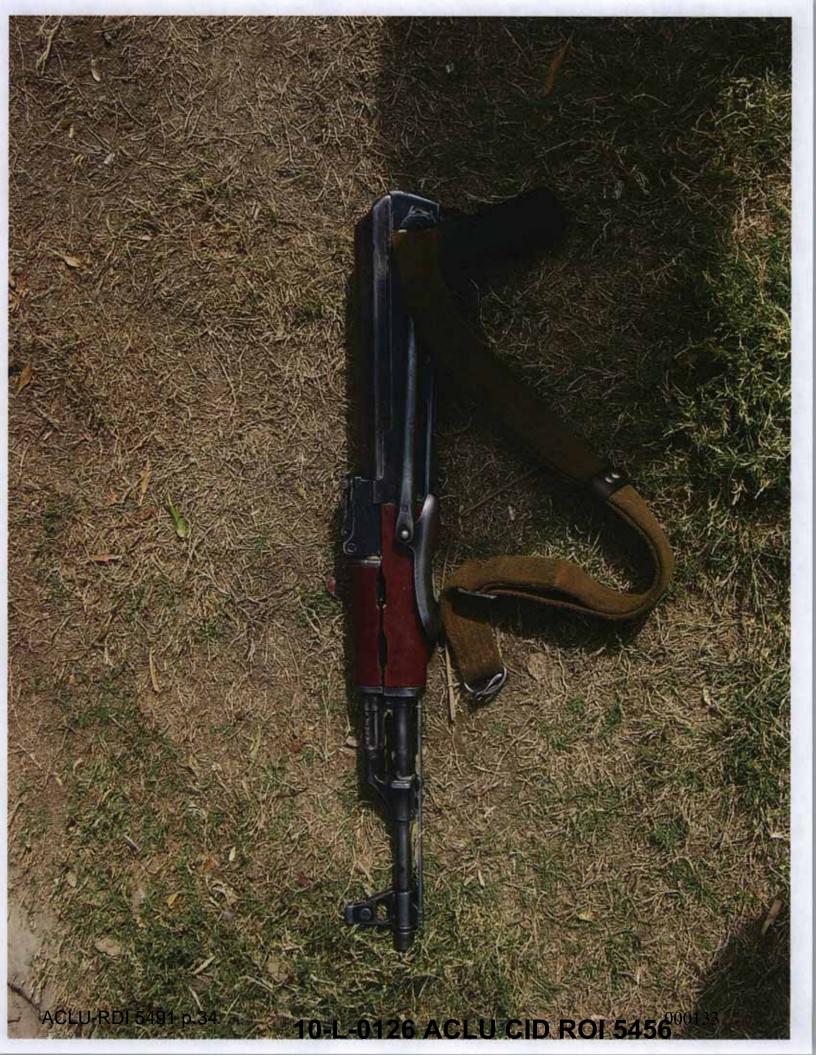


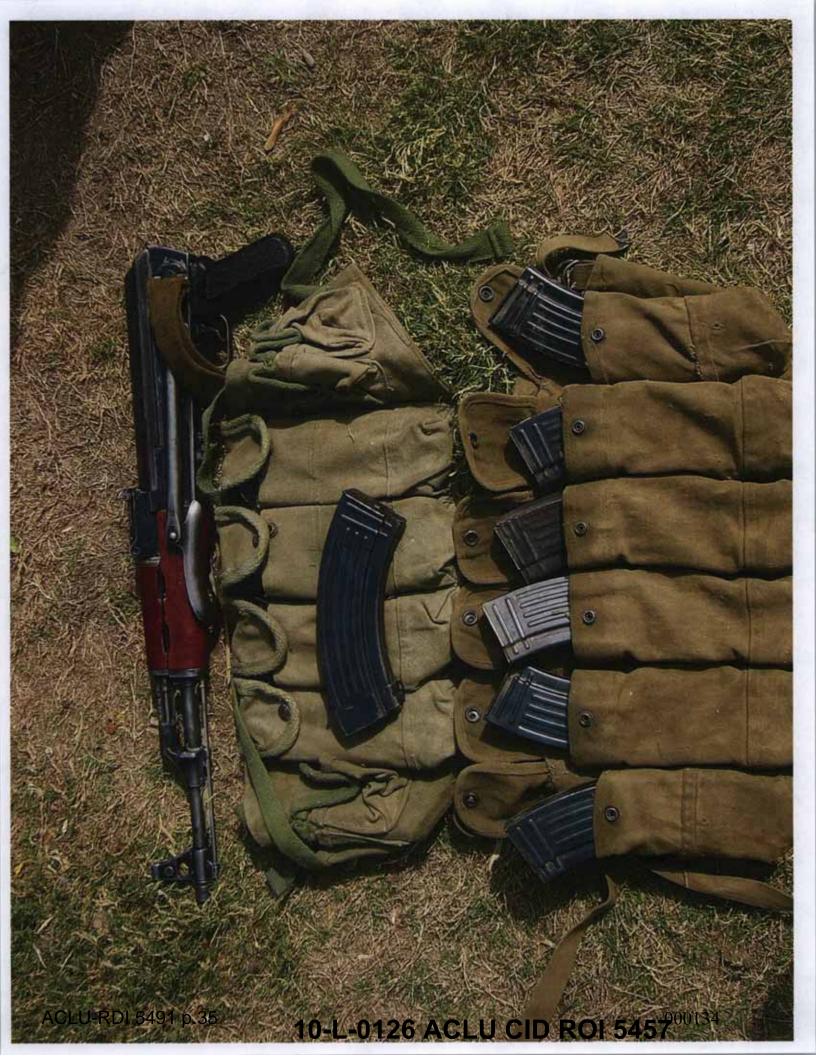


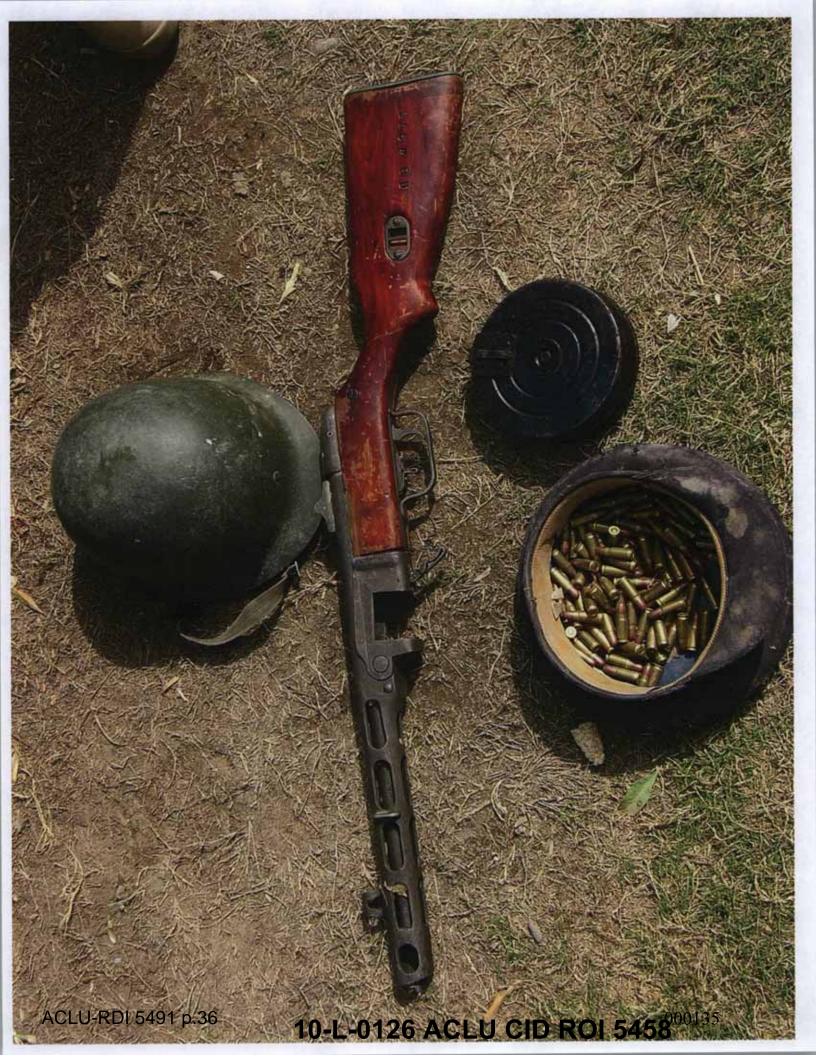


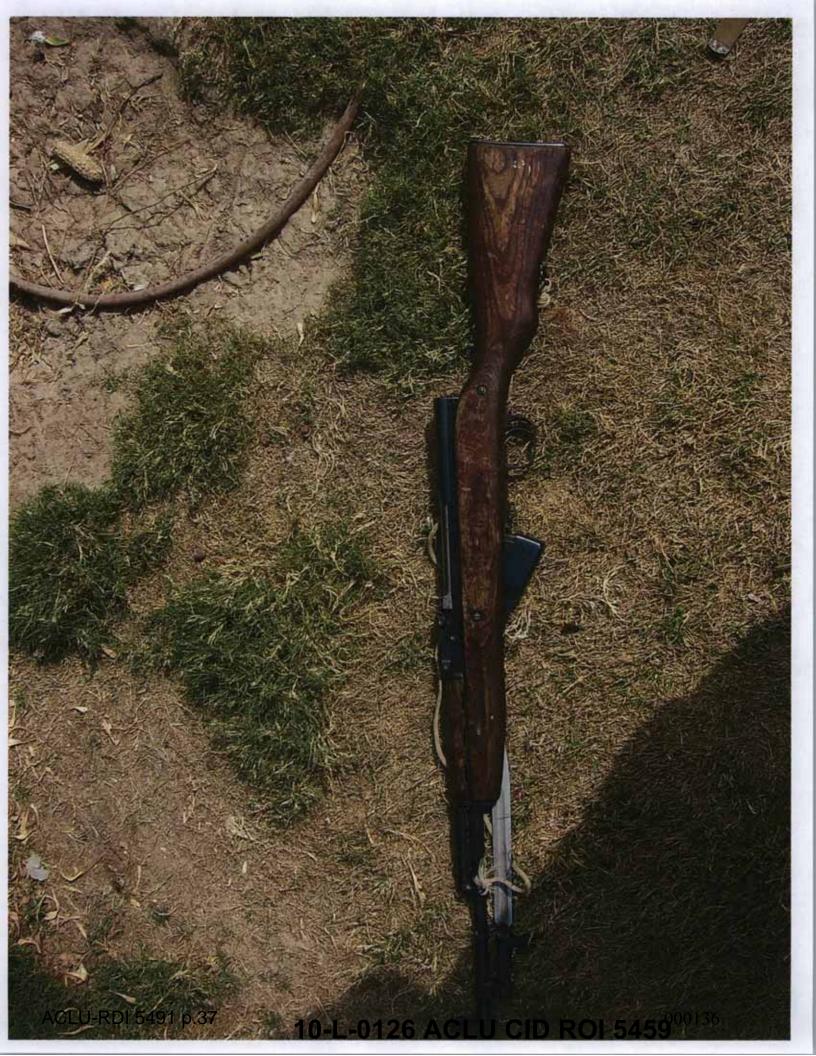


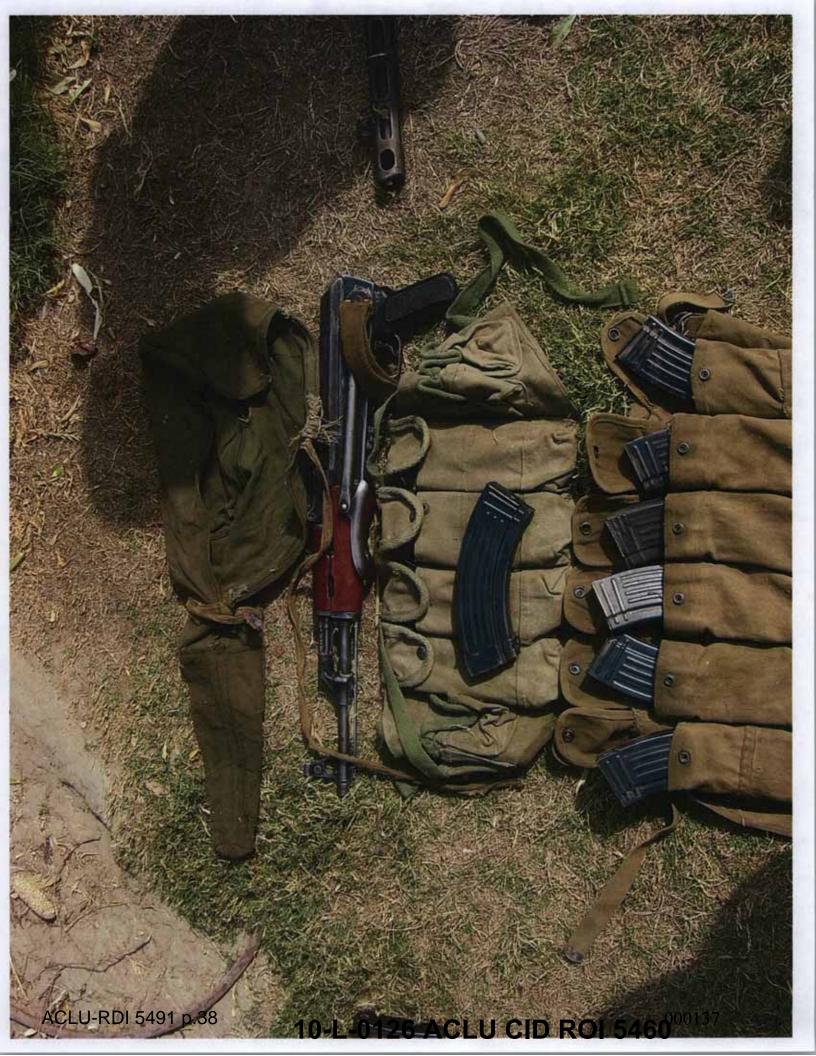






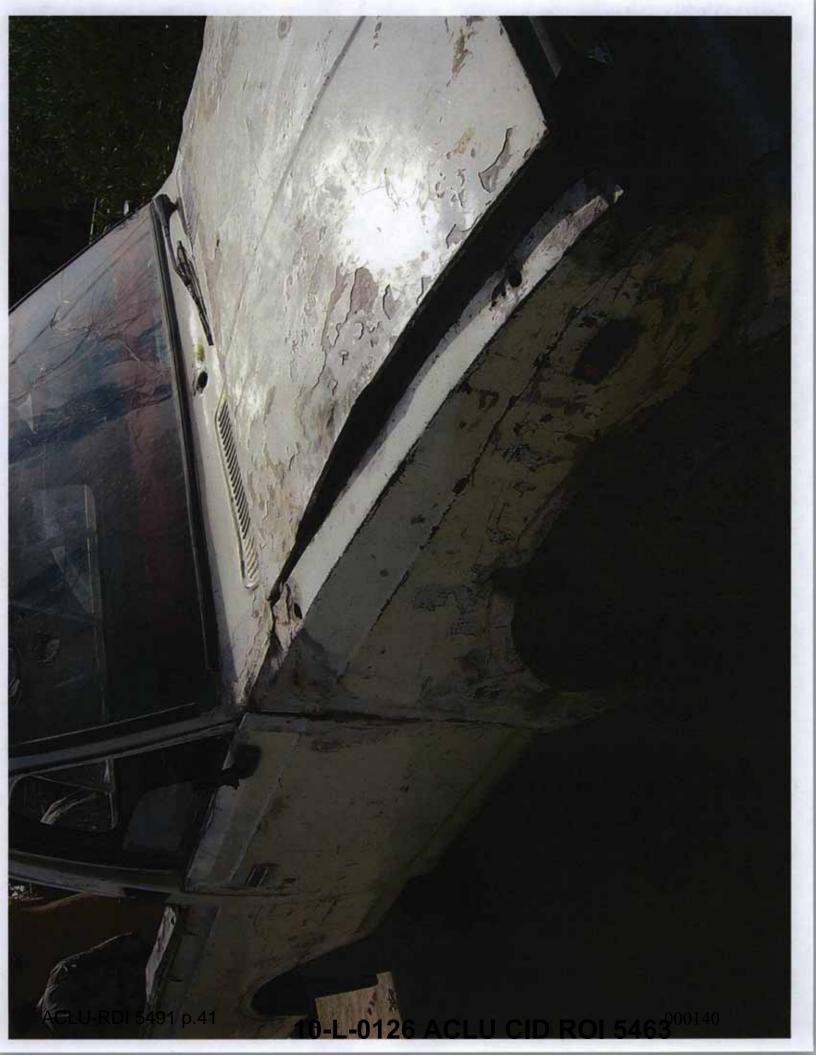




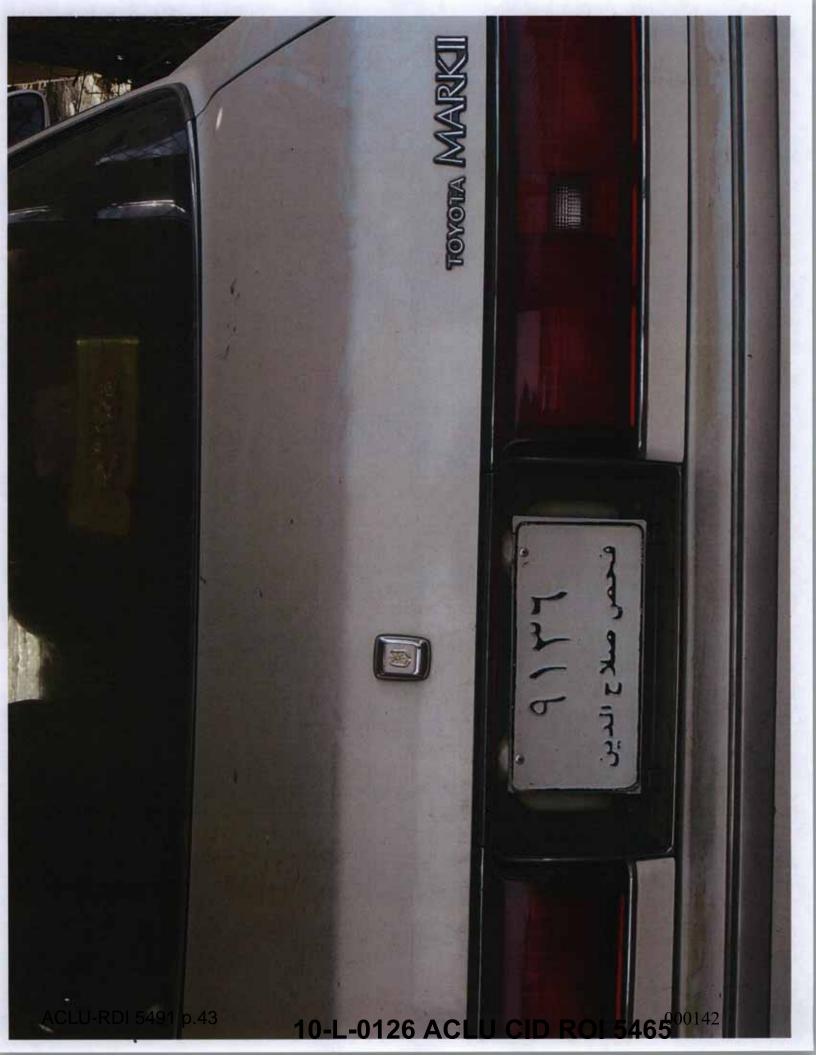




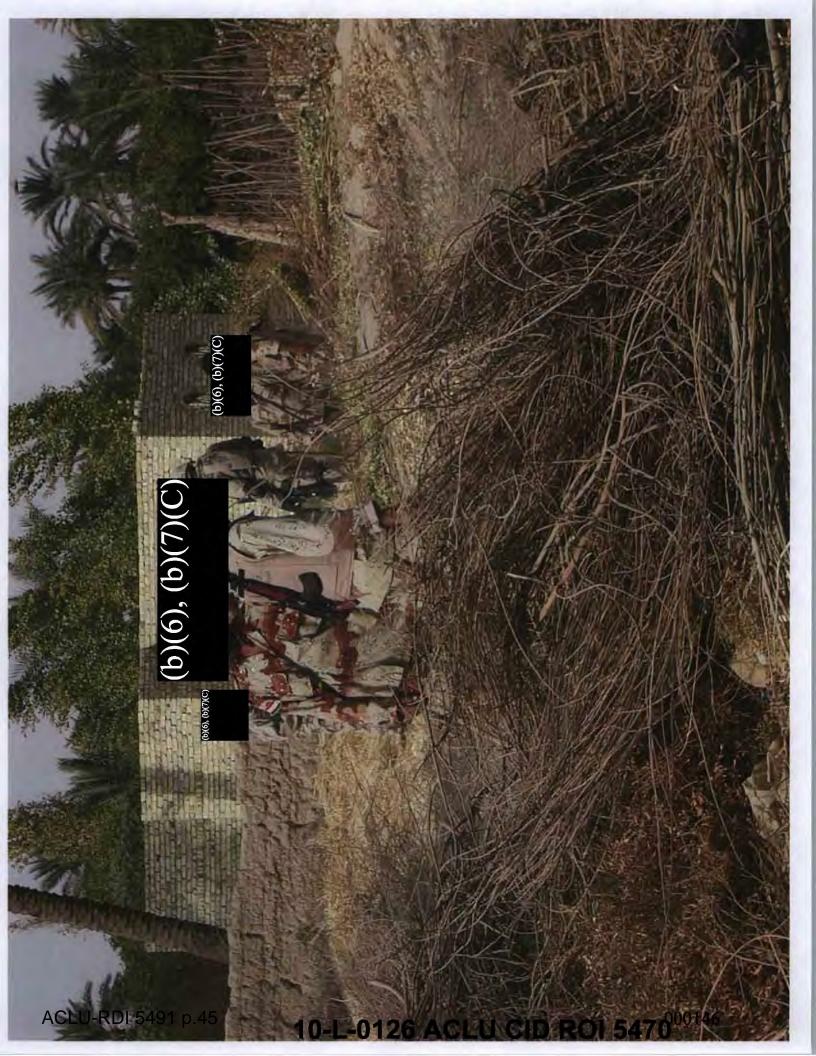


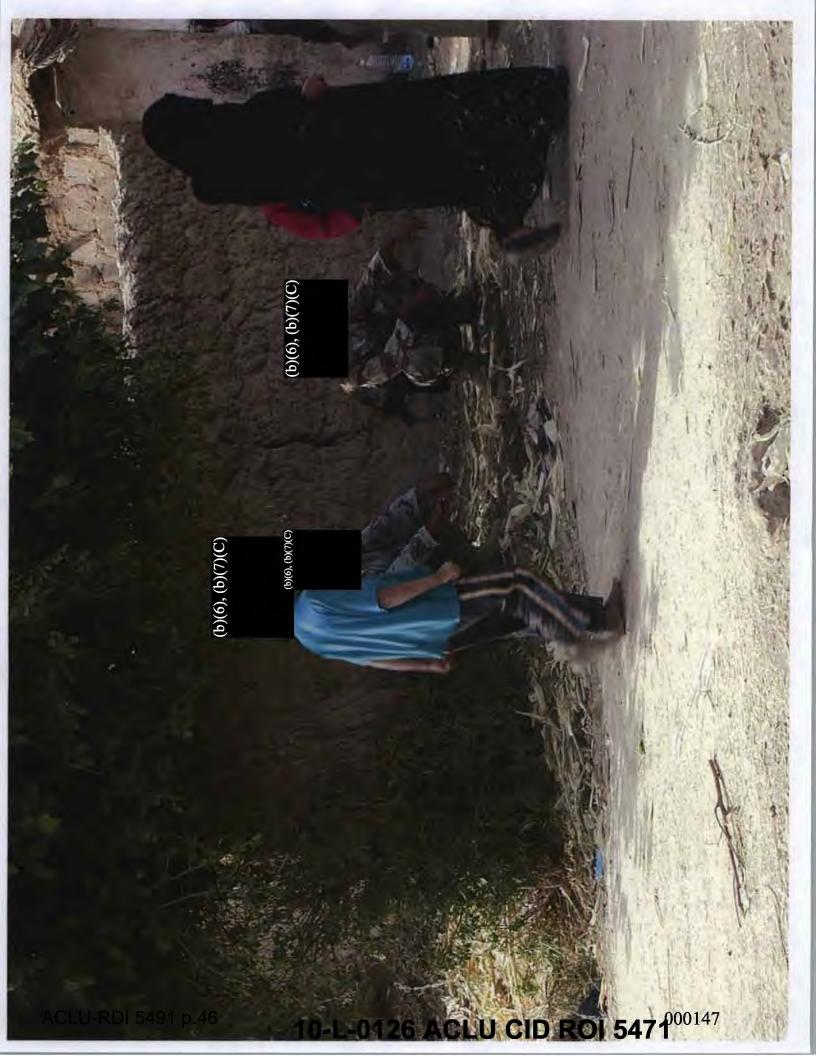




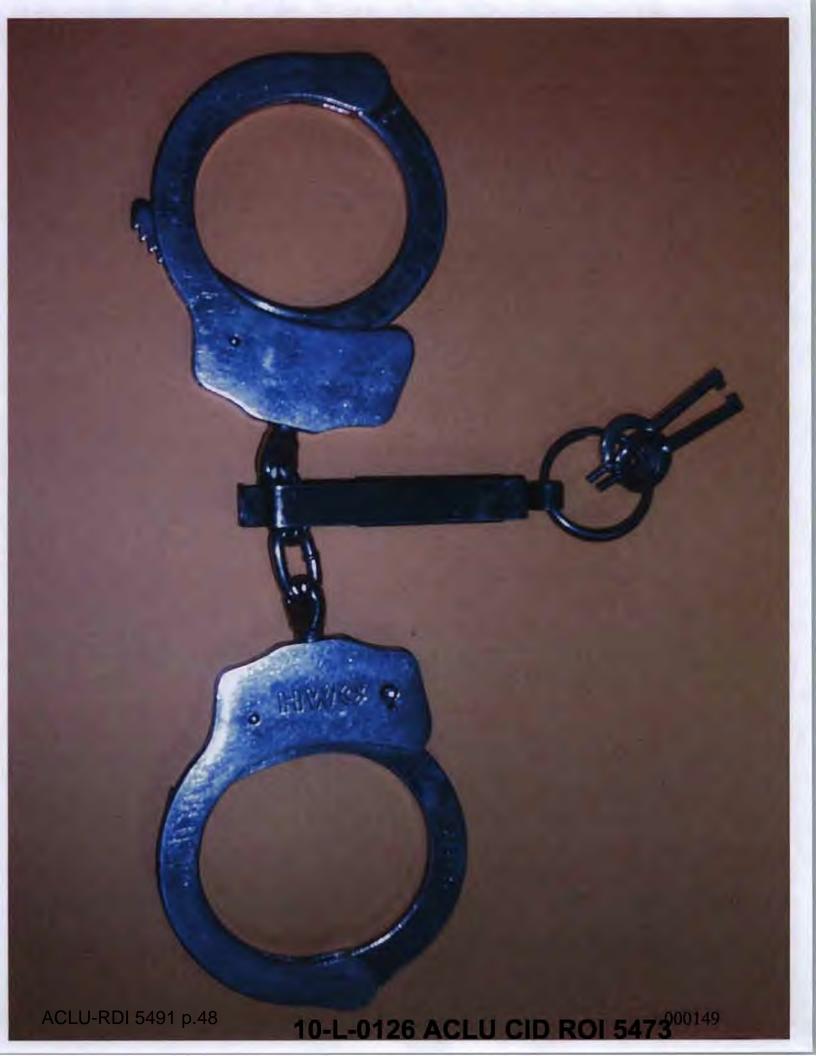










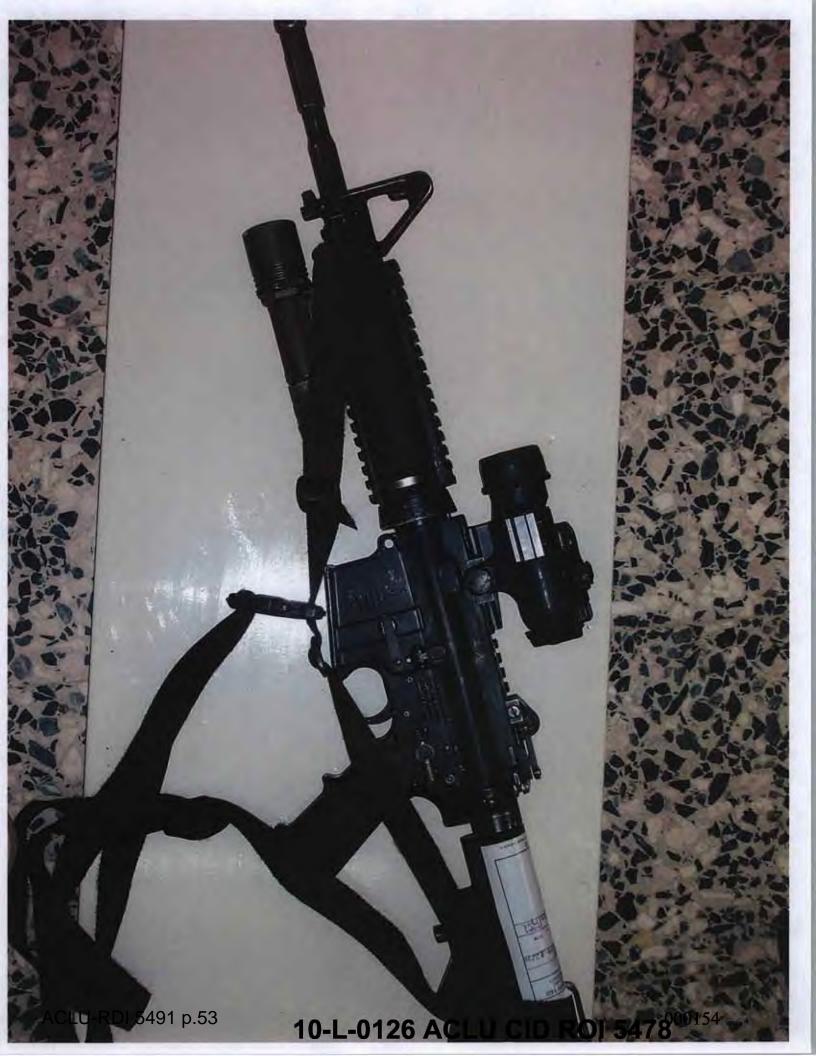














AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER
0300-04-CID919-82240

Page 1 of 2 Page

Crime Scene Examination: Between 1330 and 1400, 20 Nov 04, SA (b)(6),(b)(7)(C) SA (b)(6),(b)(7)(C),(b)(7)(F) and SA (b)(6),(b)(7)(C) conducted a crime examination of the courtyard outside Mr. KHALEEFA's residence located at Grid (b)(6), (b)(7)(C) In the Vicinity Of (IVO) Al-Zoor, Balad, Iraq.

Characteristics of Scene: The courtyard was located to the southeast of the house, and was 52'3" long by 30'3" wide at its widest point. The ground consisted of grass, and there was no overhead cover. The border of the courtyard consisted of bushes, which appeared to be trimmed to approximately 3 1/2' high. In the Northeast, Southeast, and Southwest corner there were lamp posts. Running along the North border of the courtyard, behind the bushes was a wall. Just in front of the bushes aligning the Southern portion of the courtyard and in approximately the middle of the court yard there was a pole that appeared to be holding power lines running to the house. In the Southeast corner of the courtyard, up against the bushes, there were what appeared to be theater type folding chairs. There were two sets of chairs each set had five chairs in it, and they were folded up. Toward the Southeast corner of the there is a patch of dirt where there was no grass. The spot was identified by witness as to be the spot where Mr. KHALEEFA laid after he was shot, and where the blood stain was. The approximate center of that patch of dirt was 16'4" from the Southeast corner and 20'8" from the Northeast corner of the courtyard. There was a space of 7'5" located in the Southwest corner and another small space located in the Northeast corner that acted as entry/exit ways (E/E).

Condition of Scene: The scene appeared neat, orderly, and well kept.

Environmental Conditions: The outside temperature was approximately 75 degrees Fahrenheit at the time of the examination, and there were no unusual odors detected within the scene.

Factors Pertinent to E/E: The E/E's were open, but to gain access to the outer area of the residence there was a gate that was opened from inside.

Scene Documentation: SA (b)(6),(b)(7)(C) completed a crime scene sketch. No photos were taken at this time, because of equipment error. Photos were taken prior to the crime scene examination by the unit involved. (See crime scene sketch)

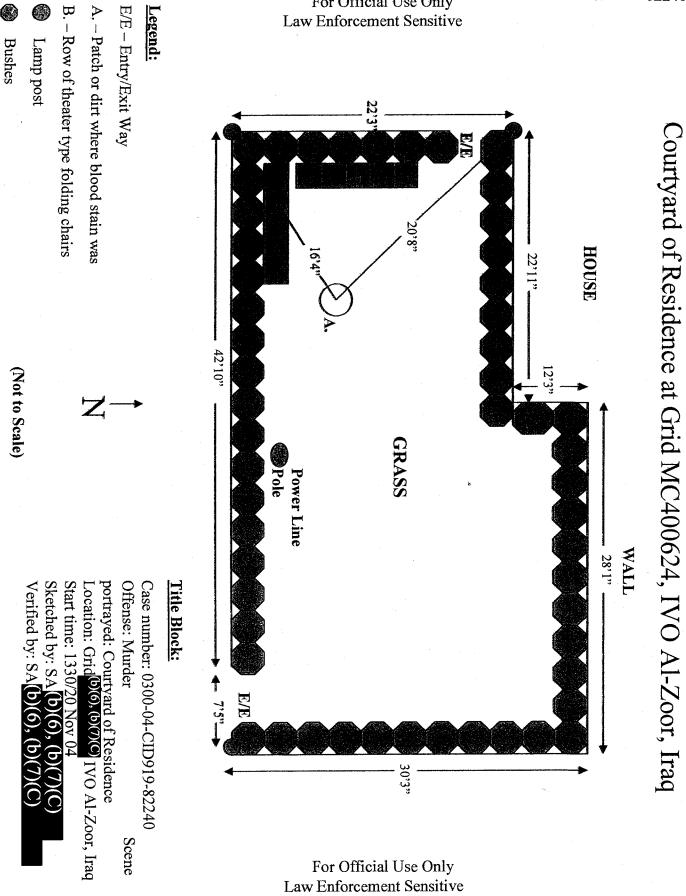
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION 75 th Military Police Detacl	nment CID, LSA Anaconda,
SA(b)(6),(b)(7)(C),(b)(7)(F)	Balad, APO AE 09391 DATE 21 Nov 04	EXHIBIT 19

1 FEB 77

AGENT'S INVESTIGATION REPORT		ROI NUMBER 0300-04-CID919-82240				
CID Regulation 195-1		n.	age 2 of 2 Page			
			age 2 of 2 Fage			
Collection of Crime Scene Evidence: SA (b)(6), (b)(7)(C) collected no evidence from the scene.						
Search for Latent Impressions: There was no outside, and the time that had gone by since			nts do to the scene being			
Search Beyond the Scene: SA (b)(6), (b)(7)(C) search met with negative results.	hed in t	he outlying ar	ea for a projectile, the			
At 1435, 20 Nov 04, SA (b)(6), (b)(7)(C) traveled to peace to a rocket, that were seized from Mr. incident. The items were collected on a collected on a collected pocument, Document # (See Evidence	KHALEI ected on	EFA's residenc an Evidence l	ce at the time of the Property Custody			
probable cause to believe SFC committee SFC statement, Cruelty and Maltreatment, and A charges against SFC and needed noth for the above listed offenses. He also opined	At 0900, 21 Nov 04, SA (b)(6),(b)(7)(C) coordinated with CPT (b)(6),(b)(7)(C) who opined there was probable cause to believe SFC committed the offenses of Murder, False Official Statement, Cruelty and Maltreatment, and Assault. CPT (b)(6),(b)(7)(C) had already preferred charges against SFC and needed nothing further from this office to prosecute him for the above listed offenses. He also opined that there was probable cause to believe SPC (b)(6),(b)(7)(C) committed the offense of False Official Statement.					
7,7,7						
		1 4	rain and the second			
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZAT	ION				
I II ED VOUVI 9 MANIE WAD 955 OFMOR MONIDEK	itary Police Detachment CID, LSA Anaconda,					
SA(b)(6),(b)(7)(C),(b)(7)(F) Balad, APO AE 09391						
SIGNATURE	DATE		EXHIBIT			
	21 Nov ()4	19			

ACLU-RDI 5491 p.56

CID FORM 94 1 FEB 77



EXHIBIT

20

		A CONTROLLER CONTON DOC		0300-0	4-CID919	
For Cri	r use of this for minal Investig	m see AR 190-45 and AR 195-5; the proponen ation Command	t agency is US Army	CRD RE 82240	PORT/CID ROI NUI	MBER
	G ACTIVITY ary Police De	etachment (CID)	LOCATION LSA Anaconda, Balad	l. Irag Al	POAE 09391	
NAME, GR	ADE AND TITI	LE OF PERSON FROM WHOM RECEIVED	ADDRESS (Include Zip Co			
☐ OWNE		1sG(b)(6), (b)(7)(C)	C Company 1/77 Armo LSA Anaconda, Balad	or , Iraq		
LOCATION From the	FROM WHER	FORTAINED	REASON OBTAINED		TIME/DATE OBT	AINED
4010, 75th	MP DET (C 04391 ^{(b)(6}	While standing in Building (ID), LSA Anaconda, Balad, Iraq (b), (b)(7)(C)	EVIDENCE		1345, 29 Oct 04	
ITEM	QUANTITY	l .	DESCRIPTION OF ARTICLES			
NO. 1	1	M-4 Carbine, CAL 5.56 MM, S/N W063	I number, condition and unusual 537, with rail system hand			scope COM
	·	M2 S/N 186913, a surefire flashlight mo	del number A007662, atta	ched to u	inderside of rail s	vstem, and
		black nylon sling. Attached to the rear si	ght is a detachable rear signal	ght apert	ure with number	14 engraved
`.		in the front and a number 2 in the rear. Marked for ID on upper receiver, lower in	eceiver, barrel, scope, and	of the car I flashlig	tome are in used that with 1345, 29 to	condition. Oct 04/ ^{(b)(6),(b)(7)(}
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ITEM			CHAIN OF CUSTODY		PURPOSE O	E CHANGE
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	4 Novoy	(b)(6), (b)(7)(6)	\hat{C}		Turned	over to
		$\begin{array}{c} \text{NAME GRADE OR TITLE} \\ \text{SA}(b)(6), (b)(7)(C) \\ \hline \text{SIGNATURE} \end{array}$	o)(6), (b)(7)(C)/ _{SA}	Balal	b(6), b(7)(C)
	1		S. G. C.			
			AME, GRADE OR TITLE			·
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A FORM 1 Jul 76	I	Replaces DA FORM 4137, 1 Aug 74 and DA FORM 4137-R Privacy Act Statement 6 Sep 75 Which are Obsolete.	CATION		CUMENT 1BER 884	-04

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NAM		TITLE OF PERSON FROM WHOM RECEIVED	ADDRESS (Include Zip Code			
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ITEM NO.	QUANTITY	(Include model)	DESCRIPTION OF ARTICLES serial number, condition and unusual I			
1	1	Rifle, SKS type, black and brown in a	color, wood and medal in c	onstructi	on approximately 3'5" long	
2	1	marked for ID on the stock, barrel, an Rifle, PPS Sub-machinegun, grey and	g and a bayonet attached and bayonet with 1435/20 North	and folde lov 04/60 d wood in	d underneath, SN 1007, (6), (b), (7), (C)	
•		2'9" long, serial # KW704, manufactu 1440/20 Nov 04	re markings 1945, marked	for ID on	the barrel and stock with	
3	1	Rifle, AK47, grey, brown, and black in 2'3" long, medal stock folded underne marked for ID on the barrel, wooden h	eath, a brown nylon sling a	ttached t	0 the rifle serial # 4482	
4	1	Peace to a 57mm Rocket, red and silver stabilizing arms	ver in color, metal in constr	uction, a	pproximately 10 1/4" long and	
///////	11111111111111	20 Nov 04, (b)(6), (b)(7)(5)				
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DEPARTMENT OF THE ARMY



UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND CAMP BUCCA CID OFFICE, 380TH MILITARY POLICE DETACHMENT CAMP BUCCA, IRAQ APO AE 09375

CIRB-BAD

26 Jun 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL - 0009-05-CID579-40002-5H6 / 5C1B / 9G2C

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 31 JAN 2005/1130 – 31 JAN 2005/1155; COMPOUND 5, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, IRAQ (IZ) APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 31 JAN 2005, 1200

INVESTIGATED BY: SA (b)(6),(b)(7)(C),(b)(7)(F) SA (b)(6),(b)(7)(C),(b)(7)(F) SA (b)(6),(b)(7)(C),(b)(7)(F) SA (b)(6),(b)(7)(C),(b)(7)(F)

SUBJECT: 1. NONE; [JUSTIFIABLE HOMICIDE] [AGGRAVATED ASSAULT (UNFOUNDED)].

VICTIM: 1. ABID, ISMAIL HAMMED (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN)(b)(6), (b)(7)(C) 1 JAN 1976; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].

- 2. MOUSA, MAHMOOD ISMAEEL (DECEASED); CIV/DETAINEE; ISN (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) 1 JAN 1967; DIALA, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].
- 3. HAMED, KHALEED YASSEN (DECEASED); CIV/DETAINEE; ISN (b)(6), (b)(7)(C) (b)(6), (b)(7)(C), 1 JAN 1969; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].
- 4. TAWFEEEK, HAUTHAIFAH NAZAK (DECEASED); CIV/DETAINEE; ISN (b)(6), (b)(7)(C) ; 2 FEB 1977; BAGHDAD, IZ, M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].
- 5. (b)(6), (b)(7)(C) 23 SEP 1980; BAGHDAD, IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].
- 6. (b)(6), (b)(7)(C) CIV/DETAINEE; ISN (b)(6), (b)(7)(C) 5 JUN 1972; RAMADI, IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].
- 7. (b)(6), (b)(7)(C) CIV/DETAINEE; ISN (b)(6), (b)(7)(C) ; 1 JAN 1986; BAGHDAD, IZ; M; OTHER; CBI; [AGGPAVATED ASSAULT (UNFOUNDED)].

ACLU-RDI 5491 p.62

- 8. (b)(6), (b)(7)(C) CIV/DETAINEE; ISN (b)(6), (b)(7)(C) JAN 1975; ALRALS-HARB, IZ; M; OTHER; CEI; [AGGRAVATED ASSAULT (UNFOUNDED)].
- 9. (b)(6), (b)(7)(C) 1 JAN 1980; DIYALA, IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom 2004-2006" investigation.

This investigation was initiated upon notification from the 105TH Military Police (MP) Battalion (BN), CBI, of a riot inside the TIF, CBI, wherein Detainees ABID, MOUSA, HAMED and TAWFEEEK were shot and killed by SGT(b)(6), (b)(7)(C) Headquarters Company (HHC), 105th MP BN, CBI or SGT(b)(6), (b)(7)(C) HHC, 105th MP BN, CBI. SGT(b)(6), (b)(7)(C) fired seven lethal bullets and SGT(b)(6), (b)(7)(C) fired one to control the riot. The eight shots resulted in the deaths of the aforementioned detainees and injuries to Detainees (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) was injured during the riot when non-lethal ammunition, which was used by security personnel to control the riot, struck him in the eye.

Investigation determined SGT (b)(6), (b)(7)(C) and SGT (were justified in their use of lethal force during the riot. After approximately 2 hours of rioting, with the riot escalating and non-lethal ammunition almost expended, SGT (b)(6), (b)(7)(C) (c) (fired a total of eight lethal rounds at detainees engaged in the riot because of fear for the their own lives and the lives of other U.S. security personnel. The use of deadly force was consistent with applicable regulations and policies.

The cause of death for Detainees ABID, MOUSA, HAMED, and TAWFEEEK was gunshot wounds. The manner of their deaths was homicide. The manner of death is a medical classification that should not be confused with criminal statutes. No personnel involved in controlling the riot, including SGT (b)(6),(b)(7)(C) and SGT (b)(6),(b)(7)(C) violated criminal statutes.

STATUTES:

Article 128, UCMJ: Aggravated Assault (Unfounded)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of SA (b)(6), (b)(7)(C) 31 Jan 05, detailing the initial notification; interviews of SGT (b)(6), (b)(7)(C) SGT (b)(6), (b)(7)(C) and SSG (b)(6), (b)(7)(C) coordination with MAJ (b)(6), (b)(7)(C) evidence collection; and crime scene examination.

- 2. Rights Waiver Certificate, Sworn Statement and sketch of SGT (b)(6), (b)(7)(C), 31 Jan 05, wherein SGT (b)(6), (b)(7)(C) stated he shot one lethal round at a detainee during the riot, but observed it miss the detainee and strike the ground in Compound 5. SGT (b)(6), (b)(7)(C), 31 Jan 05, wherein SGT (b)(6), (b)(7)(C), 31 Jan 05, wherein SGT (b)(6), (b)(7)(C), 31 Jan 05, wherein SGT (b)(6), (b)(7)(C), (c)(7)(C), (d)(7)(C), - 3. Rights Waiver Certificate, Sworn Statement and sketch of SGT (b)(6), (b)(7)(C) 31 Jan 05, wherein he stated he was told to assist in Tower 5A. SGT (b)(6), (b)(7)(C) said he fired seven times after being given authorization to use lethal force to quell the riot. SGT (c)(6), (b)(7)(C) illustrated the location where he fired in his sketch.
 - 4. Medical records pertaining to Detainees HAMED, MOUSA, ABID, and TAWFEEEK.
- 5. Sworn Statement of SGT (b)(6), (b)(7)(C) 31 Jan 05, wherein he stated he heard authorization to use lethal force given after a large rock broke the tower's window.
- 6. Sworn Statement of SSG (6)(6)(6)(7)(C) 31 Jan 05, wherein he stated he was at Compound 5 during the riot and witnessed the use of deadly force against detainees.
 - 7. Death scene sketch, prepared by SA (b)(6), (b)(7)(C) 31 Jan 05.
- 8. Printout of 18 thumbnail digital images of injuries to Detainees HAMED, MOUSA, ABID and TAWFEEEK.
 - 9. Printout of 39 thumbnail digital images of the death scene.
- 10. Copy of 105th MP BN statements and reports, which documented the use of non-lethal ammunition by security personnel involved in controlling the riot.
- 11. AIR of SA Teb 05, detailing interviews of Detainees (b)(6), (b)(7)(C) and receipt of medical records, and collection of evidence.
 - 12. Medical records of Detainees (b)(6), (b)(7)(C) and (c) 31 Jan 05.
- 13. AIR of SA (6)(6), (b)(7)(C), 6 Feb 05, detailing coordination with medical personnel and the HHC, 105th MP BN staff, and interviews of Soldiers and Airmen present during the shakedown and riot in Compound 5.
 - 14. Medical records pertaining to Detainees (b)(6), (b)(7)(C)
- 15. Sworn Statement of SGT (b)(6), (b)(7)(C) 1 Feb 05, wherein he said he saw two detainees on the ground after SGT (b)(6), (b)(7)(C) fired lethal ammunition.
- 16. Sworn Statement of SPC (b)(6), (b)(7)(C) 1 Feb 05, wherein he stated he was in Tower 5B/4D when the riot started in Compound 5 and used non-lethal force to attempt to control the situation.

- 17. Sworn Statement of SFC 1 Feb 05, wherein he stated he gave the order to load lethal ammunition.
- 18. Sworn Statement and diagram of Amn (b)(6), (b)(7)(C), 2 Feb 05, wherein he stated he responded to Compound 5 during the riot and was in Tower 5A when lethal force was used against detainees.
- 19. Arabic language note found near the Compound 5 perimeter fence, which indicated that the riots started because Korans were damaged. (USACRC and file copy only)
 - 20. English translation of Exhibit 19.
- 21. Sworn Statement and diagram of SPC (5)(5)(5)(7)(5) 2 Feb 05, wherein he stated heard lethal ammunition being fired. SPC (5)(6)(7)(5) illustrated the locations of the incident on his diagram.
- 22. Sworn Statement and diagram of SPC (b)(6), (b)(7)(C) , 2 Feb 05, wherein he stated he witnessed one detainee get shot with lethal ammunition. SPC (b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 23. Sworn Statement and two diagrams of SGT (b)(6), (b)(7)(C) 2 Feb 05, wherein he stated he saw two detainees fall to the ground after they were shot. SGT (b)(6), (b)(7)(C) illustrated the locations of the incident on his diagrams.
- 24. Sworn Statement and three diagrams of SSG (b)(6), (b)(7)(C), 3 Feb 05, wherein he stated he saw SGT (b)(6), (b)(7)(C) fire lethal ammunition from Tower 5A. SSG (b)(6), (b)(7)(C) illustrated the locations of the incident on his diagrams.
- 25. Sworn Statement and diagram of SrA (b)(6), (b)(7)(C) 3 Feb 05, wherein he stated he saw one detainee fall after being shot with a lethal round. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 26. Sworn Statement and two diagrams of SrA (b)(6), (b)(7)(C), 3 Feb 05, wherein he stated he heard two to three shots that appeared to have come from Tower 5A. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagrams.
- 27. Sworn Statement and diagram of SrA (b)(6), (b)(7)(C) 3 Feb 05, wherein he stated he saw two detainees fall after being shot with lethal ammunition. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 28. Sworn Statement and diagram of SPC (5)(6), (6)(7)(C) 4 Feb 05, wherein she stated she saw one detainee shot during the riot in Compound 5. SPC (6)(6), (6)(7)(C) illustrated the location of the incident on her diagram.
 - 29. Use of Force Standard Operating Procedure (SOP), 30 Oct 04, pertaining to the TIF.
 - 30. Rules of Engagement Card, which was posted in TIF towers.

- 31. Camp Rules, posted in TIF towers.
- 32. Sworn Statement and diagram of SGT(b)(6), (b)(7)(C), 4 Feb 05, wherein he stated he saw one detainee shot during the riot in Compound 5. SGT(b)(6), (b)(7)(C) illustrated the location of the incident in his diagram.
- 33. Diagram of Compound 5 and the location where one detainee was shot, prepared by A1C (b)(6),(b)(7)(C) 4 Feb 05.
 - 34. Sworn Statement and two diagrams of SrA (b)(6), (b)(7)(C) , 4 Feb 05, wherein he stated he heard lethal shots being fired from Tower 5A and said he saw two detainees fall to the ground after having been shot. SrA (b)(6), (b)(7)(C) illustrated the location of the incident in his diagrams.
 - 35. Sworn Statement and two diagrams of SSgt (6)(6), (6)(7)(C), 4 Feb 05, wherein he stated he observed three detainees fall to the ground after having been shot during the riot in Compound 5. SSgt (6)(6), (6)(7)(C) illustrated the location of the incident in his diagrams.
 - 36. Sworn Statement and three diagrams of SSgt (b)(6), (b)(7)(C) 5 Feb 05, wherein he stated he was at Compound 5 and observed a Soldier firing lethal rounds into Compound 5. SSgt (b)(6), (b)(7)(C) also stated he observed two detainees fall to the ground after being shot. SSgt (b)(6), (b)(7)(C) illustrated the locations of the incident on his diagrams.
 - 37. Sworn Statement and three diagrams of TSgt (50,000), 5 Feb 05, wherein he stated he saw two detainees on the ground after seeing SGT (50,000) fire lethal ammunition from Tower 5A. TSgt (50,000) illustrated the location of the incident on his diagrams.
 - 38. Sworn Statement and three diagrams of SrA 5 Feb 05, wherein he stated he observed a Soldier in Tower 5A fire three lethal rounds into Compound 5. SPC illustrated the location of the incident in his diagrams.
 - 39. Sworn Statement and three diagrams of SrA (b)(6), (b)(7)(C) 5 Feb 05, wherein he stated he was at Compound 5 and observed two wounded detainees on the ground. SrA (b)(6), (b)(7)(C) illustrated the location of the incident on his diagrams.
 - 40. Sworn Statement and two diagrams of SSgt (b)(6), (b)(7)(C) 5 Feb 05, wherein he stated he saw one detainee lying on the ground after being shot. SSgt (b)(6), (b)(7)(C) illustrated the location of the incident on his diagrams.
 - 41. Sworn Statement and diagram of SGT (500,000), 5 Feb 05, wherein he stated he saw wounded detainees near the compound entrance during the riot. SGT (500,000) illustrated the location of the incident on his diagram.
 - 42. Training records of SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C)
 - 43. AIR of SA Teb 05, detailing interviews of CPT (b)(6), (b)(7)(C) and SSG (b)(6), (b)(7)(C) and photography of Detainee (b)(6), (b)(7)(C) injuries.

- 44. Compact disk containing digital images of Detainee (b)(6), (b)(7)(C) injuries.
- 45. AIR of SA (b)(6), (b)(7)(C) 7 Feb 05, detailing the autopsy protocols and collection of evidence.
- 46. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to ABID.
- 47. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to HAMED.
- 48. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to MOUSA.
- 49. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to TAWFEEEK.
 - 50. Convoy List of Remains of Deceased Personnel, 1 Feb 05.
- 51. Compact Disk containing all photographic images exposed at the autopsies by USACIDC special agents.
- 52. AIR of SA (b)(6), (b)(7)(c) 10 Feb 05, detailing photography of Detainee and interviews of witnesses concerning the alleged cause of the riot.
- 53. Rights Waiver Certificate, Sworn Statement, and diagram of A1C holosoft 7 Feb 05, wherein he denied Korans were damaged during a search of Compound 5. A1C holosoft illustrated the location of the search on his diagram.
- 54. Sworn Statement and two diagrams of A1C (b)(6), (b)(7)(C), 7 Feb 05, wherein he stated he observed a damaged Koran in one of the tents during the shakedown conducted in Compound 5. A1C (b)(6), (b)(7)(C) stated U.S. personnel did not damage the Koran. A1C (b)(6), (b)(7)(C) illustrated the location of the riot and torn Koran on his diagrams.
- 55. Sworn Statement and diagram of A1C (b)(6), (b)(7)(C) 7 Feb 05, wherein he stated he found a damaged Koran during the shakedown and immediately reported it to his team leader. A1C (b)(6), (b)(7)(C) illustrated the location where he found the damaged Koran on his diagram.
- 56. Sworn Statement and diagram of SSgt (b)(6), (b)(7)(C) 7 Feb 05, wherein he stated during the shakedown of Compound 5 he observed a torn Koran in one of the tents. He stated none of his team members indicated they damaged the Koran. SSgt (b)(6), (b)(7)(C) illustrated the location of the torn Koran on his diagram.
- 57. Sworn Statement and diagram of A1C (b)(6), (b)(7)(C), 7 Feb 05, wherein he stated a damaged Koran was found during the shakedown. A1C (b)(6), (b)(7)(C) illustrated the location where the damaged Koran was found on his diagram.

- 58. Sworn Statement and diagram of SrA (b)(6),(b)(7)(c) 7 Feb 05, wherein he stated he found a box containing approximately three Korans that were damaged. SrA (b)(6),(b)(7)(c) illustrated the location where he found the damaged Korans on his diagram.
- 59. Sworn Statement and diagram of SSgt (b)(6), (b)(7)(c), 7 Feb 05, wherein he stated he found a box containing several damaged Korans during the search of Compound 5. SSgt (b)(6), (b)(7)(c) illustrated the location where the damaged Korans were found on his diagram.
- 60. Sworn Statement and diagram of SSgt (b)(6), (b)(7)(C) 7 Feb 05, wherein he stated he saw a box of old Korans in one tent and a bucket with a Koran in another. SSgt (b)(6), (b)(7)(C) illustrated the location where he observed the Korans on his diagram.
- 61. Diagram of Compound 5, prepared by (b)(6),(b)(7)(C) which depicted the location where he was shot.
- 62. Arabic statement of (b)(6), (b)(7)(C) 9 Feb 05, wherein he stated the riot occurred after Korans were found damaged (b)(6), (b)(7)(C) stated he was shot during the riot. (USACRC and file copy only)
 - 63. English translation of Exhibit 62.
- 64. Diagram, prepared by Detainee (b)(6), (b)(7)(C) 9 Feb 05, which depicted the locations where detainees were shot.
- 65. Sworn Statement and diagram of A1C [656,65770] 10 Feb 05, wherein he stated he heard SSgt [65,65,750] say that he found a box of torn Korans. A1C [656,65700] illustrated the location of the search on his diagram.
- 66. Sworn Statement of SrA (6)(6), (6)(7)(C), 10 Feb 05, wherein he stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired.
- 67. Sworn Statement and diagram of A1C (b)(6), (b)(7)(C), 10 Feb 05, wherein he stated he saw two detainees on the ground inside Compound 5 during the riot. A1C (b)(6), (b)(7)(C) illustrated the location of the detainees on his diagram.
- 68. Sworn Statement and diagram of A1C(b)(6), (b)(7)(C) 10 Feb 05, wherein he stated he saw one detainee shot in the head during the riot. A1C(b)(6), (b)(7)(C) illustrated the location of the incident on his diagram.
- 69. AIR of SA (b)(6), (b)(7)(C) 9 Jun 05, detailing interviews of security personnel involved in riot control and detainees who were present during the riot; coordination with CPT (b)(6), (b)(7)(C) and SPC (c)(6), (b)(7)(C) (c)(6), (c)(7)(C) (c

- 70. Sworn Statement and two diagrams of SSgt (506,607)C) 11 Feb 05, wherein he stated he saw one detainee shot in the head during the riot. SSgt (506,607)C illustrated the location of the lethal shooting on his diagrams.
- 71. Diagram of Compound 5, prepared by SGT (b)(6), (b)(7)(C) which depicted the location of the lethal shooting.
- 72. Diagram of Tower 5A, prepared by SGT (b)(6), (b)(7)(C), which depicted the locations of personnel present in the tower during the lethal shooting.
- 73. Diagram of Compound 5, prepared by PFC (b)(6), (b)(7)(C) which depicted his location during the riot.
- 74. Diagram of Compound 5, prepared by SFC (STOC), which depicted the location where detainees were shot during the riot.
- 75. Diagram of Tower 5A, prepared by SFC which depicted the locations of personnel in the tower during the lethal shooting.
 - 76. Weapons Control Log, 6 Oct 04.
 - 77. DA Form 3749, Equipment Receipt, Weapons Card of SGT (b)(6), (b)(7)(C)
- 78. Sworn Statement and diagram of SFC (6)(6), (6)(7)(C) 16 Feb 05, wherein he described the reasons he authorized lethal force to be used. SFC (6)(6), (6)(7)(C) illustrated the location where detainees were shot on his diagram.
 - 79. DA Form 3595-R, Record Fire Scorecard, 3 Sep 04, of SGT (b)(6), (b)(7)(C)
- 80. DA Form 88-R, Combat Pistol Qualification Course Scorecard, 2 Sep 04, of SGT (b)(6), (b)(7)(C)
- 81. Arabic language statement of Detainee (b)(6),(b)(7)(C) 16 Feb 05, wherein he denied throwing any rocks and stated he was trying to go back to his tent when he was shot. (USACRC and file copy only)
 - 82. English translation of Exhibit 81.
- 83. Diagram, prepared by Detainee which depicted his location when he was shot and the location of the tent where he lived.
- 84. Arabic language statement of Detainee (b)(6), (b)(7)(C) 6 Feb 05, wherein he denied throwing anything at the guards during the riot. (USACRC and file copy only)
 - 85. English translation of Exhibit 84.

- 86. Diagram, prepared by Detainee which depicted his location when he was shot and the location of the tent where he lived.
 - 87. DA Form 3595-R, Record Fire Scorecard, 25 Sep 04, of SGT (6)(6), (6)(7)(C)
- 88. DA Form 88-R, Combat Pistol Qualification Course Scorecard, 2 Sep 04, of SGT (D)(6), (D)(7)(C)
 - 89. DA Form 3749, Equipment Receipt, Weapons Card of SGT (b)(6), (b)(7)(c)
- 90. Rights Waiver Certificate, Sworn Statement and three diagrams of SGT (b)(6), (b)(7)(C) 7 Mar 05, wherein he expounded on his previous statement. SGT (b)(6), (b)(7)(C) illustrated his location and locations of detainees who were shot on his diagrams.
- 91. Rights Waiver Certificate, Sworn Statement and diagram of SGT (b)(6), (b)(7)(C), 12 Mar 05, wherein he expounded on his previous statement. SGT (b)(6), (b)(7)(C) illustrated the location of the detainee whom he shot at in his diagram.
- 92. Final Autopsy Report, ME 05-124, 14 Mar 05, of Detainee MOUSA, which listed the cause of death as gunshot wound of the torso and the manner of death as homicide.
- 93. Final Autopsy Report, ME 05-122, 14 Mar 05, of Detainee HAMED, which listed the cause of death as gunshot wound of the head and the manner of death as homicide.
- 94. Final Autopsy Report, ME 05-125, 5 Apr 05, of Detainee TAWFEEK, which listed the cause of death as gunshot wound of the head and the manner of death as homicide.
- 95. Final Autopsy Report, ME 05-123, 29 Mar 05, of Detainee ABID, which listed the cause of death as gunshot wound of the torso and the manner of death as homicide.
- 96. U.S. Army Criminal Investigation Laboratory (USACIL) Laboratory Report, 17 Mar 05, which indicated SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) weapons were mechanically functional and that seven shell casings came from SGT (b)(6), (b)(7)(C) weapon and one casing came from SGT (b)(6), (b)(7)(C) weapon.
- 97. Sworn Statement of CPT(b)(6), (b)(7)(C), 4 Jun 05, wherein he stated he discussed reports of torn Korans with detainee leaders of the compound.
- 98. AIR of SA (b)(6), (b)(7)(C) 24 Jun 05, detailing canvass interviews, receipt of data concerning expenditure of non-lethal ammunition, and interview of SSG (b)(6), (b)(7)(C)
- 99. Canvass Interview Worksheet, 13 Jun 05, documenting canvass interviews of military personnel involved in riot control.
 - 100. Roll-up sheet detailing ammunition used in riot control, 31 Jan 05.
 - 101. AIR of SA (b)(6), (b)(7)(C) 24 Jun 05, detailing receipt of medical records.

- 102. Medical Records of Detainee (b)(6), (b)(7)(C)
- 103. Compact disc 050009.579 containing all digital images exposed by Camp Bucca USACIDC special agents. (USACRC copy only)
- 104. Compact disc containing all digital images of the autopsies, exposed by AFIP photographers.
- 105. Crime Lab Examination Request, 21 Feb 05, requesting forensic examination of seized evidence. (USACRC and file copy only)
- 106. (106-1 thru 106-7) DA Form 4137, Evidence/Property Custody Documents (EPCD), Document Numbers (DN), 063-05, 69-05, 70-05, 86-05, 87-05, and 95-05.

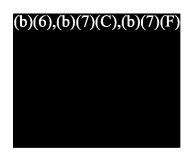
Not Attached:

Retained in the evidence depository, 11th MP BN (CID), Camp Victory, Iraq, APO AE 09342:

- 107. Bullet fragment, Item 1, DN 063-05.
- 108. Bullet fragment, Item 2, DN 063-05.
- 109. Bone Fragment, (Detainee (b)(6), (b)(7)(C) Item 3, DN 063-05.
- 110. Bullet Fragment, Item 1, DN 69-05.
- 111. Bullet Fragments, Item 1, DN 70-05.
- 112. M16A2, (SGT (6)(6), (6)(7)(C) / U.S. Government), Item 1, DN 86-05.
- 113. Magazines (5), with rounds (143) (U.S. Government), Item 2, DN 86-05.
- 114. M16A2, (SGT (b)(6), (b)(7)(C) / U.S. Government), Item 1, DN 87-05.
- 115. Magazines (6), with rounds (179) (U.S. Government), Item 2, DN 87-05.
- 116. Shell casing, Item 1, DN 95-05.
- 117. (5) Shell casings, Item 2, DN 95-05.
- 118. Shell casing, Item 3, DN 95-05.
- 119. Shell casing, Item 4, DN 95-05.

The originals of Exhibits 1-3, 5-7, 11, 13, 15-28, 32-41, 43-45, 51-75, 78, 81-86, 90, 91, 97-99, 101 and 103 are attached to the USACRC copy of this report. The originals of Exhibits 4, 12, and 14 are retained in the files of the IFAS, CBI. The originals of Exhibits 10, 29-31, 76, 77, 89, and 100 are retained in the files of the HHC, 105th MP BN, CBI. The originals of Exhibits 42, 79, 80, 87, and 88 are retained in the files of HQ, 105th MP BN, Asheville, NC. The originals of Exhibits 46-50 are retained in the files of Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq. The originals of Exhibits 92-95 and 104 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD. The originals of Exhibits 96 and 105 are retained in the files of USACIL, Forest Park, GA. The originals of Exhibit 102 are retained in the files of the Abu Ghraib Confinement Facility Hospital, Baghdad, Iraq. The originals of Exhibit 106 are retained in the files of the evidence depository, Camp Victory, Baghdad, Iraq.

STATUS: This is a Final report. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.



Report Approved By:



Special Agent in Charge

DISTRIBUTION:

- 1- DIR, USACRC (orig), Fort Belvoir, VA
- 1- THRU: CDR, 11th MP BN (CID) (ATTN: OPS), Camp Victory, Iraq THRU: CDR, 3d MP GRP (CID) (ATTN: OPS), Forest Park, GA TO: CDR, USACIDC (ATTN: CIOP-CO) Fort Belvoir, VA 22060
- 1- CDR, 380th MP Det, Tallil, Iraq
- 1- AFIP, ATTN: OAFME, Rockville, MD
- 1- CDR, 105th MP BN, CBI
- 1- CDR, 18th MP BDE
- 1- SJA, 18th MP BDE
- 1- SJA, 105th MP BN
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AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-05-CID579-40002
CID Regulation 195-1	PAGE 1 OF 3
BASIS FOR INVESTIGATION: On 31 Jan 04, this office v occurred during a riot at the Theater Internment Facility (TI	vas notified of the death of four detainees which F), Camp Bucca, Iraq (CBI).
About 1215, 31 Jan 05, TIF Control notified this office lethan and SGT write sworn statements regarding their use of lethal aminum	l lethal rounds and were sent to 11F Control to
At 1534, 31 Jan 05, SA (b)(6), (b)(7)(C) this office, advised Headquarters and Headquarters Company (HHC), 105 th Mill rights, which he waived and provided a sworn statement who detained during a riot in Compound 5. SGT (b)(6), (b)(7)(C) also detained who he shot at. (See Waiver Certificate, Sworn St	nerein he stated he shot one lethal round at a provided a sketch documenting the location of the
At 1545, 31 Jan 05, SA (b)(6), (b)(7)(C) advised SGT (b)(6), (b)(C)(C) advised SGT (b)(6), (b)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)	tatement wherein he stated he responded to he riot, a large piece of concrete went through the to use lethal force. SGT (b)(6),(b)(7)(C) fired seven h documenting the locations of the crowd of
About 1620, 21 Jan 05, SA(b)(6), (b)(7)(C) this office, of	coordinated with MAJ (Dr.) (b)(6), (b)(7)(C) ical Support Company (AMSC), CBI, who tainees who were treated at the Internment Facility d), Internment Serial Number (ISN) (b)(6), (b)(7)(C) Mahmood Ismaeel MOUSA WFEEEK(Deceased), ISN (b)(6), (b)(7)(C)
About 1655, 31 Jan 05, SA (b)(6), (b)(7)(C) collected SGT (b)(6), a total of 143 rounds as evidence. The items were docume Document Number (DN) 86-05.	(b)(7)(C) _{M-16A2} rifle and five magazines containing ented on an Evidence/Property Custody Document,
About 1722, 31 Jan 05, SA (b)(6), (b)(7)(C) collected SGT (b)(6), (containing a total of 208 rounds as evidence. The items we Document, DN 87-05.	b)(7)(C) M-16A2 rifle and seven magazines ere documented on an Evidence/Property Custody
About 1805, 31 Jan 05, SA (b)(6), (b)(7)(C) interviewed SGT (Artillery, CBI who provided a sworn statement detailing h (QRF) member to Compound 5 where a riot was ongoing. to use lethal force. (See Sworn Statement)	low he was called in as a Quick Reactionary Force
TYPE (b)(6), (b)(7)(C) SA /	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 09375

SIGN

DATE

31 Jan 05

EXHIBIT

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0009-05-CID579-40002

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DETAILS

AGENT'S COMMENT: SGT (b)(6), (b)(7)(C) stated he fired 30 to 50 rounds. The rounds he fired were non-lethal.

About 1812, 31 Jan 05, SA (b)(6), (b)(7)(C) this office, interviewed SSG(b)(6), (b)(7)(C) HHC, 105th MP BN, CBI, who provided a sworn statement wherein he stated he was at Compound 5 during the riot and witnessed the use of deadly force against detainees. (See Sworn Statement)

About 1830, 31 Jan 05, SA (b)(6), (b)(7)(C) and SA (b)(6), (b)(7)(C) conducted a death scene examination of the area surrounding Compound 5.

Characteristics of the scene: Compound 5 was one of eight compounds inside the Camp Bucca Theater Internment Facility. The compound was approximately 450 feet by 600 feet and consisted of 32 military tents used to house civilian detainees. At the time of the incident there were 745 detainees housed inside the compound. The compound was surrounded on all four sides by chain link fence and triple-strand concertina wire on both sides of the base of the fence and single-strand concertina wire on top of the fence. There were four towers located in the approximate center of each side of the fence. A Compound Control Team (CCT) building was located adjacent the south fence and next to the "sally port" entrance. Next to the CCT building was Tower 5A, which was about 30 feet high and 8 feet wide. Tower 5A had a two pane window located in the north wall. The doorway was located in the east wall. There was a catwalk outside the tower on all four sides. Tower 5C was located adjacent the north fence. There was a doorway in the west wall and a window in the south wall. Tower 5C also had a catwalk around the tower.

Conditions of the Scene: The area surrounding the buildings and towers around Compound 5 was littered with rocks, broken pieces of cinder blocks and various other forms of debris. There were numerous spent non-lethal shotgun casings on the ground surrounding the CCT building and at the base of Tower 5A. There were also two 5.56mm shell casings found between the CCT building and the fence and five 5.56mm shell casings found on top of the CCT building. There was one 5.56mm shell casing found west of the base of Tower 5C. The outside window pane in Tower 5A was broken and had a hole about 5 inches wide by six inches high. All of the injured detainees had been transported to the hospital by the time agents of this office arrived on scene. There were no blood stains on the ground as the detainees had kicked dirt over them.

Environmental Conditions: The outside temperature was approximately 60 degrees Fahrenheit. The skies were clear.

Collection of Evidence: Between 1844 and 1910, 31 Jan 05, SA (b)(6), (b)(7)(C) collected (8) 5.56mm shell casings from the area surrounding Compound 5. The items were documented upon an Evidence/Property Custody Document, DN 95-05.

AGENT'S COMMENT: Subsequent investigation revealed 8 lethal shots were fired, thus all cartridge casings were believed to have been recovered during the scene examination.

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA(b)(6),(b)(7)(C),(b)(7)(F) (b)(6), (b)(7)(C)	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 09375			
SIGNATURE	DATE 31 Jan 05	EXHIBIT	[]	

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER	
	0009-05-CID579-40002

PAGE 3 OF 3

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Documentation of the Scene: SA (b)(6), (b)(7)(C) and SA (b)(6), (b)(7)(C) exposed digital images of the scene using a Kodak Easy Share DX4330 digital camera and drafted a sketch. (See Sketch)

AGENT'S COMMENT: The images were not able to be successfully downloaded from the digital camera.

Search Beyond the Immediate Scene: A search beyond the immediate scene revealed numerous pieces of concrete and other debris throughout the entire compound.

About 2015, 31 Jan 05, SA (b)(6), (b)(7)(C) obtained copies of Sworn Statements and reports prepared for a 105th MP BN investigation regarding use of non-lethal ammunition (See Sworn Statements and Detainee Observation Reports)

About 2215, 31 Jan 05, SA (b)(6), (b)(7)(C) exposed digital images of the remains of HAMED, MOUSA, ABID and TAWFEEEK using a Kodak Easy Share DX4330 digital camera. (See Photographic Packet)

About 2230, 31 Jan 05, SA (b)(6), (b)(7)(C) exposed digital images of the area surrounding Compound 5, to include the CCT building and Towers 5A, 5B and 5C using Kodak Easy Share DX4330 digital camera. (See Photographic Packet)///LAST ENTRY///

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA (b)(6),(b)(7)(C),(b)(7)(F)	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 09375		
(b)(6), (b)(7)(C)	DATE 31 Jan 05	EXHIBIT	

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: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE:	To provide command Your Social Security	es Code, Section 3012(g) ers and law enforcement officials wit Number is used as an additional/alter ocial Security Number is voluntary.	h means by which information may be accurately identified. nate means of identification to facilitate filing and retrieval.		
LOCATION Camp Bucca CID Office, Cam	p Bucca, Iraq APO AE 0	9375	2. DATE (b)(6), (b)(7)(C) 3. TIME (b)(6), (b)(7)(C) 4. FILE NO. 4. FILE NO. 15.34 0009 -05-(10576-4)36.		
5. NAME (Last First MI) (b)(6), (b)(7)(C)			8. ORGANIZATION OR ADDRESS Headquarters and Headquarters Company		
6. SSN (b)(6), (b)(7)(C)		7. GRADE/STATUS E-5/AD	105 th MP BN Camp Bucca, Iraq APO AE 09375		
Section A. Rights	PAR	Γ1 - RIGHTS WAIVER/NON-WA	IVER CERTIFICATE		
-					
The investigator whose name ap	ppears below told me that	he/she is with the United States	Criminal Investigations Command		
As a Special Agent Suspected/accus	(b)(6), (b)(7)(C)	and want	ed to question me about the following offense(s) of which I am		
,	etions about the offense				
1. I do not have to answer any o	ruestions or say anything	s), however, he/she made it clear to n	ne that I have the following rights:		
2. Anything I say or do can be i	ised as evidence against i	me in a criminal trial	·		
(For personnel subject to the	UCMJ) I have the right t	to talk privately to a lawyer before di	uring, and after questioning and to have a lawyer present with me		
during questioning. This law	yer can be a civilian law	yer I arrange for at no expense to the	Government or a military lawyer detailed for me at no expense to me,		
or both.			detailed for the at no expense to me,		
privately with a lawyer before 5. COMMENTS (Continue on re	and worming further, even	if I sign the waiver below.	resent, I have a right to stop answering questions at any time, or speak		
Section B. Waiver	· · · · · · · · · · · · · · · · · · ·				
	bove. I am now willing	to discuss the offense(-)			
without having a lawyer present	with me.	to discuss the offense(s) under investi	gation and make a statement without talking to a lawyer first and		
WITM	IESSES (If available)	3 SIGN	ATURE OF INTERNATIONAL		
la. NAME (Type or Print)		(b)(6), (b)	o)(7)(C)		
b. ORGANIZATION OR ADD	RESS AND PHONE	4 20.5	A LUNIO DE COMPANIO DE COMPANI		
		(b)(6), (b	ATURE OF INVESTIGATOR		
NAME OF		(0)(0), (0			
2a. NAME (Type or Print)		J. TYPE	NAME OF INVESTIGATOR		
o. ORGANIZATION OR ADDR	ESC AND DIVONE		(6),(b)(7)(C),(b)(7)(F)		
- ORGINALITION OR ADDR	C33 AND PHONE	6. ORGA	NIZATION OF INVESTIGATOR		
		380 th MP	DET (CID) (FWD), USACIDC		
ection C. Non-Waiver					
. I do not want to give up my rig	hts:				
☐ I want a lawyer.		г.			
. SIGNATURE OF INTERVIEV	VEE		do not want to be questioned or say anything.		
TTACH THIS WAIVER CERTI	FICATE TO ANY SWO	RN STATEMENT (DA form 2823) S	SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.		
OA FORM 3881, NOV 89	 	EDITION OF MONEY	2. THE GOST ECT/ACCOSED.		

EDITION OF NOV 84 IS OBSOLETE

SWORN STATEMENT For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel. LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342 LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C) SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C) GRADE/STATUS (E)(6), (b)(7)(C) GRADE/STATUS (E)(6), (b)(7)(C) SOCIAL SECURITY NUMBER (B)(6), (b)(7)(C) GRADE/STATUS (E)(5)(6), (b)(7)(C)

ORGANIZATION OR ADDRESS
Headquarters and Headquarters Company (HHC), 105th MP BN
Camp Bucca, APO AE 09375

(b)(6),(b)(7)(C) want to make the following statement under oath:

On 31 Jan 05, the detainees in Compound 5 began rioting. Earlier in the day, around 0700, there was a random search conducted inside the compound. They went through and found a bunch of bamboo poles and a homemade crowbar. They confiscated all of them and then left around 0915. After the guards left, we did our ISN count and the detainees were released form the holding area one at a time. They all started running back to their tents to see what had been taken. A few of them came running back up to the front, and they got with the Imam and talked with him. Then they went to the CCTs, SSG (b)(6),(b)(7)(C)and SGT (b)(6),(b)(7)(C) and they took them back to the tents and showed them Korans that they said had pages torn out of them. While they were in the tent, the Imam told SSG (b)(6),(b)(7)(C) $_{
m and}$ SGT $^{
m (b)(6),(b)(7)(C)}_{
m t}$ that it would be better for them to kill a soldier than to rip pages out of the Koran. The Imam said that they were going to get revenge for that. SSG (b)(6), (b)(7)(C) came over the radio and told us what the Imam had said and then they all went up to the front of the compound. The Imam told an interpreter that they were very unhappy and they would not be satisfied until one of us was killed. They said that they were willing to die to kill one of us. SSG(0)(0,0)(7)(C)called over the radio and told us what was going on and said be careful and that no one was probably going to be going into the compound for the rest of the day. Then one of the interpreters got the megaphone that they use for prayer call and started yelling. Everybody quickly moved into the mosque. More people went into the mosque that time than when the go for prayer. We heard a lot of loud shouting and chanting coming out of the mosque. The mayor and the head interpreter went into the mosque to try and calm them down and they pushed them out of the mosque. About 15-20 minutes later, they came out of the mosque chanting "Allah Ahkbar" which means "God is great." And they headed up to the front. called the CCT's to let them know that they were headed their way. They headed into the holding area and into the sallyport. They started stepping on the C-wire and pulling on the pickets that were holding it in place. I saw SSG (b)(6),(b)(7)(C) and SPC (b)(6),(b)(7)(C) spray the crowd with OC foggers. It got the detainees to back off of the C-wire. There were a few detainees that ran back to their tents but most of them stayed up by the CCT. They started throwing rocks, they tore up the metal Geneva convention signs that were upfront. They also tore up the barber shop stand and broke his electrical outlet by slamming it against the wood until it broke. So when they started throwing rocks at Tower 5A, SGT(b)(6),(b)(7)(C)tried to shoot non-lethal but couldn't because the ammo would not function. I heard him call over the radio and say that he needed different ammo because the stuff he had wasn't functioning. They were firing non-lethal and I put my M-16 to amber status and put a magazine in. Then I started taking rocks from the second and third tents in front of my tower. I picked up my shotgun but I couldn't see anybody. saw the rocks were coming from between the tents but I couldn't see the detainees that were throwing them. I kept watching them to see if they were doing anything, but I couldn't see them and they just kept throwing rocks. I heard the DOB come over the radio and say, "Compound 5 this is DOB, go lethal, go lethal." At that point I locked and loaded my M-16 and I just stood there watching the compound. I saw a detainee come out of the middle of the row of tents closest to Tower 5D. He was carrying several (b)(6), (b)(7)(C)

EXHIBIT INITIALS OF PERSON MAKING CHAMPMENT.

(b)(6), (b)(7)(C)

PAGE 1 OF ψ PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

icks that were about 4 or 5 feet long. I picked up my binoculars to double-check. looked like they were the bamboo poles that were used to support the tents. run between the third and fourth tents in the next row and go towards the center of the compound. He ran up the center of the compound to the back of the crowd. I yelled at him at least three times to put down the sticks. He got to the back of the crowd and pulled back like he was going to throw them like they were spears. He had most of them in his left hand but one of them was in his right hand. I yelled and brought up my M-16 and aimed it at his left leg, between his knee and hip. I yelled again and he didn't drop them so I fired. I saw dirt kick up about 2-3 inches to the left of his leg in front of him. He jumped to the left and ran between the first two tents. I looked for him but lost sight of him. I put my M-16 back on safe and I kept holding it. Then they told us to cease fire and I leaned it against the front of the tower. I picked up my binoculars and scanned the compound to see what else was going on. Then I heard them call over the radio to one of the CCT's to tell the mayor to have them bring anyone that was shot to the sallyport so they could give them medical attention. The crown pretty much dispersed but probably about 30-40 remained up front. That was pretty much it.

- Q: SA(b)(6), (b)(7)(C)
- A: SGT (b)(6), (b)(7)(C)
- Q: How many rounds did you fire?
- A: One.
- Q: Why did you not fire any non-lethal rounds from your shotgun?
- A: I had nobody within range that was causing a problem.
- Q: Who authorized you to fire the lethal round from your M-16?
- A: The DOB called over the radio and said to go lethal.
- Q: Who was the DOB?
- A: SFC (b)(6), (b)(7)(C)
- Q: How do you know that it was SFC (b)(6),(b)(7)(C)
- A: I know his voice, he was my Platoon SGT on the way over.
- Q: Why did you shoot at the detainee who was trying to throw the stick?
- A: Because I knew the people in Tower 5A were concentrating on the main crowd and they didn't see him. I figured that the spears were a bigger threat than the rocks because they would go through the Kevlar in the vest.
- Q: What was your intent when you fired the round?
- A: To stop him, to keep him from throwing the spears at the tower.
- Q: What training have you had in preparation for the job you now hold?
- A: It was part of our training at MP school and we went through training at Ft. Bragg.
- Q: Was the training at Ft. Bragg for this deployment?
- A: Yes.
- Q: What were you taught?
- A: Above all follow the SOP and that we should do everything within our power to prevent the loss of American lives. And to follow the levels of force.
- Q: Were you taught to shoot for limbs or to shoot center-mass?
- A: Basic training we are taught to shoot center mass, but in our training we were told to stop the individual. So I figured if I shot center mass he would die, so I aimed for his leg. We were taught not to kill. They repeatedly emphasized that.
- Q: What are the levels of force?
- A: First of all, it's physical presence. Then, verbal and then physical contact without weapons. Then it's chemical like OC spray and CS gas. Then either riot batons or MP clubs or working dogs. And then it's presentation of deadly force and then lastly is deadly force.
- Q: Were all of the steps followed?
- A: As many as I could from my position.
- Q: What about the rest of the compound?
- A: We did. They used verbal and they did not want to come into physical contact with the detainees because they DOB said not to go into the compound. Then they used the OC foggers and then we used the non-lethal rounds. Then the presentation of deadly force was when we chambered rounds in our M-16's and lastly was deadly force.
- Q: Were the detainees in a position that they could have seen the presentation of deadly

EXHIBIT \geqslant

INITIALS OF PERSON MAKING STATEMENT

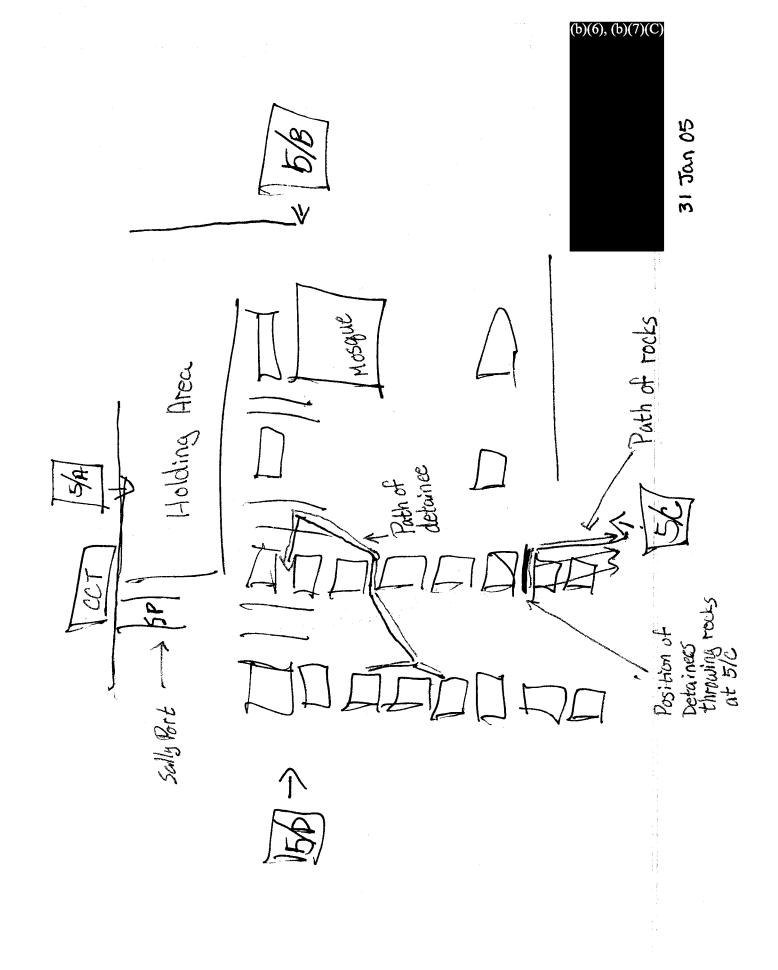


PAGE 2 OF 4 PAGES

(b)(6), (b)(7)(C) rce?

- They were in the open and all that we do is in front of the towers in the open. And when we chamber a round in the M-16 it sounds totally different than when we do with a shotgun.
- Q: Did the presentation of the M-16's have any effect on the crowd?
- O: How many lethal shots were fired?
- I think they said it was a total of 8. There were seven fired from Tower 5A and I fired one.
- O: Who was in Tower 5A?
- SGT(b)(6), (b)(7)(C) he is the only one I know for sure.
- How many non-lethal shots were fired?
- I don't know.
- Q: Did anybody make an estimate?
- A: SSG (b)(6),(b)(7)(C) guessed atleast 50 or 60.
- How many rounds of non-lethal ammunition does each tower have? 0:
- They are all supposed to have 10 point rounds and 10 crowd rounds. Some have more A: and some have less.
- Q: How many non-lethal rounds did 5C have?
- 10 point, 10 crowd.
- Q: How many lethal rounds did you have?
- A: 209.
- Q: How many were you issued?
- 210, one was missing when I returned from leave. The ammunition was left on my vest and it was left with the liaisons.
- Q: When did this occur?
- A: Dec 21, 2004 through Jan 10, 2005.
- Q: How did you know that you were missing ammunition?
- A: I counted it.
- Q: Did you notify anyone that you were missing one round?
- I think I mentioned it to SGT (b)(6), (b)(7)(C)
- Q: When did you tell him?
- A: After I counted them on the 10th. That night.
- Q: What possessed you to count them?
- A: Just checking in case.
- Q: Did you fire any other weapon besides the M-16?
- A: Negative.
- Is there anything you would like to add to this statement?
- A: No///END OF STATEMENT// (b)(6), (b)(7)(C)

DA FORM 2823 (AUTOMATED) STATEMENT OF TAKEN AT Car	amp Bucca CID DATED 31 Jan 05 CONTINUED:
Not Used (6)(6), (6)(7)(C)	
(b)(6), (b)(7)(C) AFFIDAVIT	
HAVE READ OR HE WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FUI ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL 1	IE. I HAVE INITIALED ALL CORRECTIONS ING THE STATEMENT. I HAVE MADE THIS O, WITHOUT THREAT OR PUNISHMENT, AND
	(b)(6), (b)(7)(C)
	(SIGNATURE OF PERSON MAKING STATEMENT)
WITNESSES:	WINGGIVER AND GUODY DEFORE AT A DEFORM OF
TO	UBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW O ADMINISTER OATHS, THIS 31st DAY OF Jan, 19 T CID Office, Camp Bucca, Iraq
	(b)(6), (b)(7)(C)
ORGANIZATION OR ADDRESS	(Signature of Person Administering Oath)
	$_{SA}(b)(6), (b)(7)(C)$
	(Name of Person Administering Oath)
ORGANIZATION OR ADDRESS	Article 136, UCMJ
	(Authority to Administer Oath)
INITIALS OF PERSON MAKING S'(b)(6), (b)(7)(C)	PAGES 4 OF 4 PAGES
DA FORM 2823 (AUTOMATED)	



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: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE:	Title 10, United States Code, Section 3012(g) To provide commanders and law enforcement offi Your Social Security Number is used as an additi Disclosure of your Social Security Number is vol	onal/alte r na					
			0 D t my 65	(6) (b)(7)(C)(2 TD (E (b)(6) (b)(7)	(Q) 4 FUE NO	
1. LOCATION	O AE 00275		2. DATE (b)		3. TIME (b)(6), (b)(7)	4. FILE NO. 0009-05-CID57	79
Camp Bucca, IZ AP	U AE 093/5		31 Jan (1575	1 0000-010-010-01	, ,
(b)(6), (b)(7)(C)			8. ORGANI HHC, 10		P BN		
6. SSN	7. GRADE/STATUS						l
(b)(6), (b)(7)(C)	E-5/NG						
	PART 1 - RIGHTS WAIVER/	NON-WAI	ER CERTIF	ICATE			
Section A. Rights							
The invectigator whose name on	pears below told me that he/she is with the United S	States	Army Crimine	al Investigat	tion Division Comma	and	
	pears below told the that he/she is with the Officer 2		•	_	e following offense(s)		
As a Special Acent suspected/escuse	(b)(6), (b)(7)(C)	and manic	question ii	acout inc	oxionoo(s)		1
	stions about the offense(s), however, he/she made in	t clear to m	that I have the	e following	; rights:		
1. I do not have to answer any q					-		l
	sed as evidence against me in a criminal trial.						
	UCMJ) I have the right to talk privately to a lawyer						
	yer can be a civilian lawyer I arrange for at no expe	ense to the (Government or	a military l	lawyer detailed for me	e at no expense to me	;,
or both.							
		0.00					
	the UCMJ) I have the right to talk privately to a lawy and that this lawyer can be one that I arrange for at						
	s the offense(s) under investigation, with or without e answering further, even if I sign the waiver below		resent, I have a	right to sto	op answering question	ns at any time, or spea	ak
5. COMMENTS (Continue on r	everse side)	(b)(6), (b)(7)(C)	,	16		(b)(6), (b)(7
	egal counsel in the last 30 days?	185	Porton	have	AN Attorne	1 NOW ?	NO
Section B. Waiver		7	100 you	MIVE	-	7	
I understand my rights as stated without having a lawyer present	above. I am now willing to discuss the offense(s) u with me. $(b)(6)$, $(b)(7)(C)$	under invest (b)(6)	igation and ma , (b)(7)(C)	ke a statem	nent without talking to	a lawyer first and	
WIT	NESSES (If available)	3					
la. NAME (Type or Print)	*a_						
b. ORGANIZATION OR AD	ORESS AND PHONE	4. 8050	6) (b)(7)(C	\			
U. OKOANIZATION OK ADI	ALLO MID I HOND	1. 4(0)(6), (b)(7)(C)		•	
O MARCE (T. D.)		6 .					
2a. NAME (Type or Print)		5. T	(6), (b)(7)((C)			
b. ORGANIZATION OR ADD	DESS AND PHONE		ANIZATION		TIGATOR		
U. ORGANIZATION OR ADD	KESS AND FRONE						
		380 th M1	DET (CID) (FWD), US	ACIDC		
Section C. Non-Waiver		J					
1. I do not want to give up my	rights:						
☐ I want a lawyer.			I do not want t	o be questic	oned or say anything.		
2. SIGNATURE OF INTERVI	EWEE						
ATTACH THIS WAIVER CER	RTIFICATE TO ANY SWORN STATEMENT (DA	1 form 2823) SUB S EQUE	NTLY EXE	ECUTED BY THE S	USPECT/ACCUSED	_

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

SWC	ORN STATEMENT	
For use of this form, see AR 190-45: The pr	coponent agency of the Deputy Chief of	f Staff for Personnel.
LOCATION Camp Bucca, IZ APO AE 09375	DATE (b)(6), (b)(7)(C) 31 Jan 05 (b)(6), (b)(7)(C)	FILE NUMBER 0009-05-CID579
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)	SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C)	GRADE/STATUS E-5/NG
ORGANIZATION OR ADDRESS HHC, 105 th MP BN, Camp Bucca, IZ APO AE 09375		

 $\mathbf{H}(b)(6), (b)(7)(C)$ SA (b)(6), (b)(7)(C)Q:

want to make the following statement under oath:

SGT (b)(6), (b)(7)(C) **A**:

You stated you had requested legal counsel in the last 30 days, can you further explain that.

I spoke to JAG here about trying to get some past military discipline removed from my past criminal history.

This morning about 0630/0700 we got all of the detainees in the holding area to do a shake down of the compound (compound 5). The visitation personnel, the rovers, and rover Sergeant of the Guard (SOG) came to do the shake down. After the shake down was complete, we began our Internment Serial Number (ISN) count. As we started releasing the detainees from the holding area, the Emam (religious leader) came to us (SSG (b)(6),(b)(7)(C) SPC (b)(6),(b)(7)(C) and myself) and said that many Qurans were damaged during the search. We stopped the count to go check on this. He showed us three Qurans that were damaged. One of them had some of the pages torn out and thrown on the ground. We told him that we would try to find the person that did this to punish him. He said that it is better to "kill us than to damage the Quran." He said that they would get revenge for this. We started back to the front of the compound to finish our count. mayor told us that it was not safe for us and that we should leave the We did so immediately for our own safety. A short while later I went to the IFAS (Internment Facility Aid Station) to talk to a detainee who said that he would help us identify troublemakers in the compound. was supposed to meet with Military Intelligence (MI). He had said that in return he wanted to transfer to Abu Ghraib so he could have visitation with his family. As I was entering the IFAS, I heard a riot get called out in compound 5. I caught a ride with CPT (b)(6), (b)(7)(C) back to the compound. When I arrived, SSG (b)(6),(b)(7)(C) told me to go up into Tower 5A. I saw SSG (6)(6),(6)(7)(C) and SPC (6)(6),(6)(7)(C) repeatedly tell the detainees to get back from the fence where they had gathered and started throwing things at the Compound Control Team (CCT's). After this failed, SSG (b)(6), (b)(7)(C) and SPC (b)(6), (b)(7)(C)discharged Pepper Foggers into the compound. This had little effect on The detainees then began throwing objects at the tower and the detainees. Large chunks of concrete, rocks, and other debris were thrown SFC $\frac{(b)(6),(b)(7)(C)}{(c)}$ came up to the tower to monitor the situation. at the tower. The rovers and SGT (b)(6),(b)(7)(C) fired non-lethal rounds from their shotquns at SGT (b)(6),(b)(7)(C) fired all the non-lethal ammunition that he the detainees. had in the tower, most of which did not fire properly. We were inside the tower taking cover from softball size chunks of concrete when I got hit in the leg by a chunk and SPC (6)(6)(6)(7)(C) got hit in the Kevlar by a smaller piece. I was standing inside the tower doorway. The front window of the tower

got shattered by the concrete. SFC $^{(b)(0),(b)(7)(C)}$ gave the order to go lethal. loaded my weapon and shot at detainees that were still throwing the large I fired 7 rounds total from my weapon. When the chunks of concrete. detainees stopped throwing concrete I placed my weapon at amber status. The detainees started bringing up the wounded from within the compound. told SSG (6)(6)(6)(7)(C) that I was going to go down to assist the medics. When I got down to the CCT building, I identified myself to the compound medic that I was a civilian fire fighter/EMT, and asked if he needed any help. He pointed me to the mass casualty box and said to jump in. I secured my weapon in the CCT building and put on a pair of gloves. I started assisting a detainee that had a qunshot wound to the lower left leq. became very combative and three medics/soldiers had to hold him down. started applying a dressing and a medic took over for me. I moved to a detainee that had a wound to the left hip/buttock area. I put gauze on that and taped it in place and held pressure. I then assisted a medic who was trying to start an IV on that detainee. The transport vehicle arrived and the IV was abandoned. I assisted in loading the detainee into the transport vehicle. A short while later, the detainees started getting aggressive again and I returned to the tower with SGT (b)(6), (b)(7)(C) (5A). was called down from the tower by SSG (0)(0)(0)(0)(0) who said I needed to go to control to start my statement. I was then taken to control and began my paperwork.

Q: Who is SFC (b)(6),(b)(7)(C)?

A: He works for the Detainee Operations Branch (DOB) as the Sergeant of the Guard (SOG).

Q: Who gave the order to use lethal force?

A: SFC (b)(6), (b)(7)(C)

Q: Who gave SFC (b)(6),(b)(7)(C) the order to use lethal force?

A: I think he made the decision himself.

Q: Did anyone else use lethal force from your tower?

A: No.

(b)(6), (b)(7)(C)

Q: Why not?

A: I don't know.

Q: Did you see if you hit anyone?

A: I saw a couple fall and I saw a one person crawl away.

Q: Why did you stop firing?

A: They stopped throwing concrete at us.

Q: How many rounds did you have with you today, 31 Jan 05?

A: Four full magazines in the CCT, I took one spare and the one in my weapon when I went up into the tower.

Q: Do you have anything else you would like to add to this statement?

A: N(b)(6), (b)(7)(C)

EXHIBIT

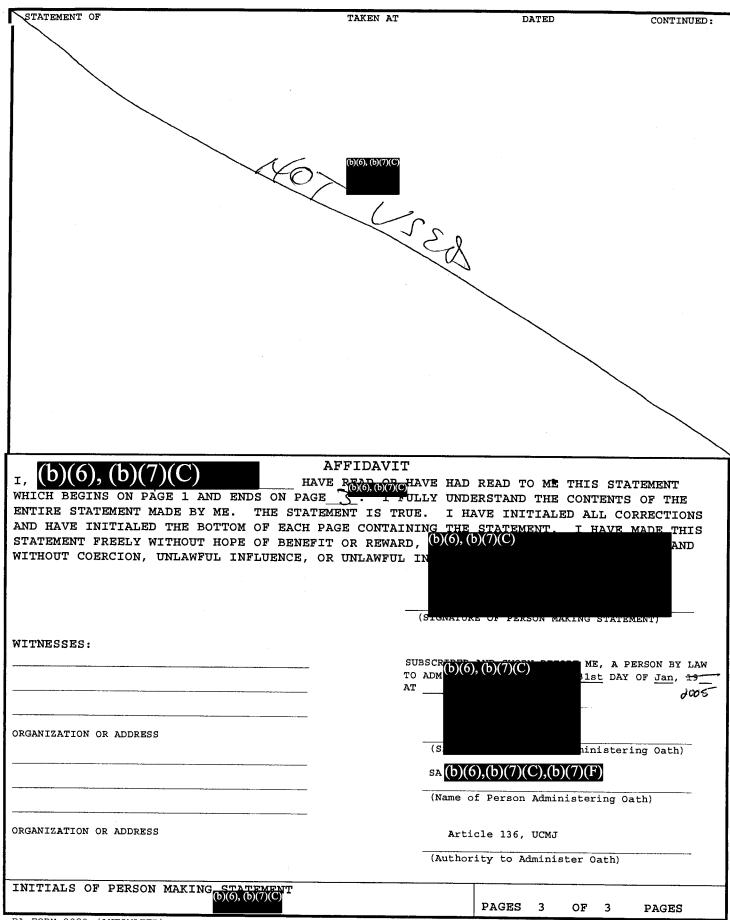
INITIALS OF PERSON MAKING STATEMENT

(b)(6),(b)(7)(C)

PAGE 2 OF PAGES

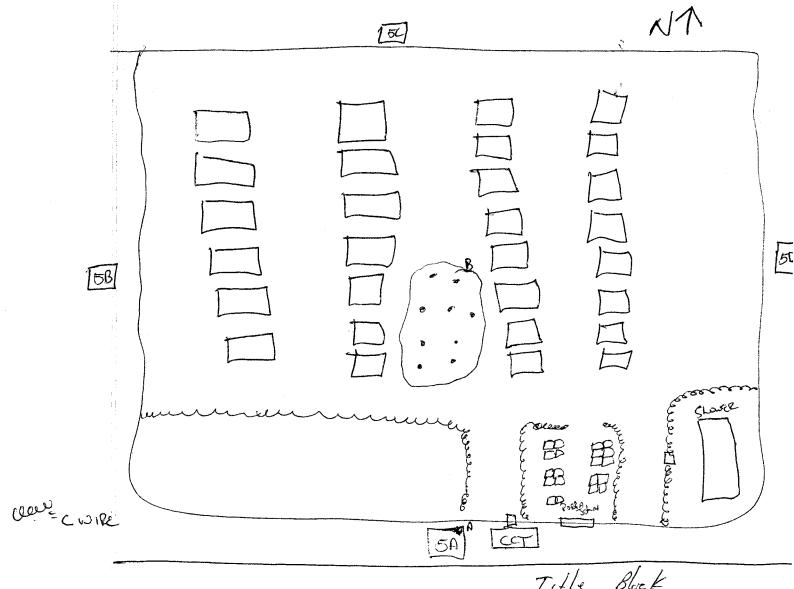
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT _ DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)



official use only law Enforcement Sensitive

Rough Crime Scene Sketch



A = my location (SGIT (6)(6), (6)(7)(6) B: AREA Shot's well fired

(b)(6), (b)(7)(C)31 JAN 05

Not to Sale

CASE Number: 0009-05-010579-40002

oftense: Murder

Depiding: Compound 5

Location! Camp Bucca, 12 APOAE 07575

Subject: SCT (b)(6), (b)(7)(C)

Victim: Un known

S'cefci BegAN: 172/ Sketched by: SGT

bleistied by : SA (b)(6), (b)(7)(C)

ACLU-RDI 5491 p.86

10-L-0126 ACLU CID ROL 551 100025

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE PHOTOGRAPHIC PACKET

CASE NUMBER: 0009-05-CID579-40002

NUMBER DESCRIPTION OF PHOTOGRAPH

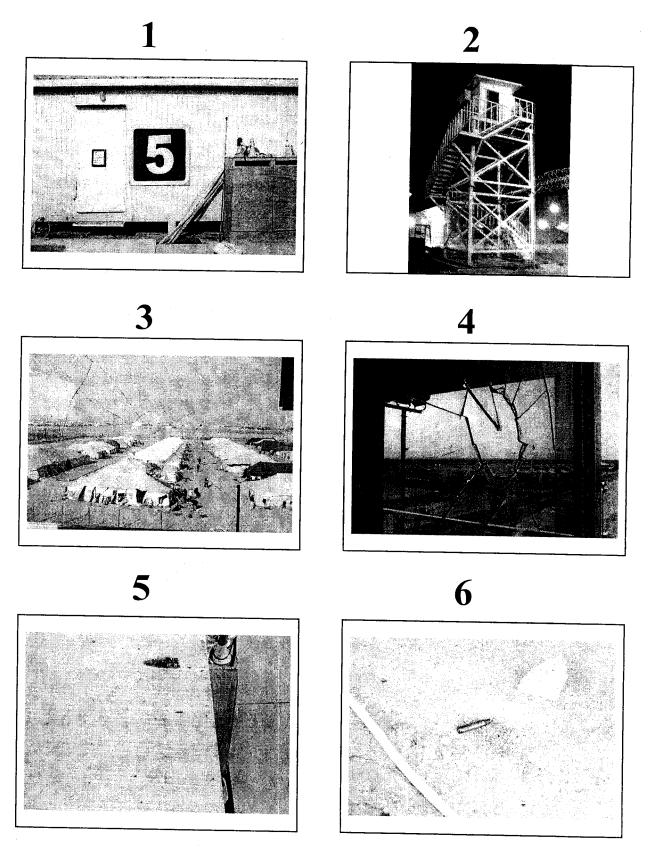
26.	Photograph depicting rocks thrown at MP's outside compound 5.
27.	Photograph depicting rocks thrown at MP's outside compound 5.
28.	Photograph depicting rocks thrown at MP's outside compound 5.
29.	Photograph depicting expended non lethal ammunition outside of compound 5.
30.	Photograph depicting expended non lethal ammunition outside of compound 5.
31.	Photograph depicting empty non lethal ammunition boxes outside of compound 5.
32.	Photograph depicting empty non lethal ammunition box outside of compound 5.
33.	Photograph depicting compound 5.
34. compo	Photograph depicting rocks and expended non-lethal ammunition thrown at MP's outsid ound 5.
35. compo	Photograph depicting rocks and expended non-lethal ammunition thrown at MP's outside bund 5.
36. compo	Photograph depicting rocks and expended non-lethal ammunition thrown at MP's outside bund 5.
37.	Photograph depicting rocks thrown at tower 5A placed in the corner for clean-up.
38.	Photograph depicting tower 5A.
9.	Photograph depicting weapon taken out of compound 5.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE PHOTOGRAPHIC PACKET

CASE NUMBER: 0009-05-CID579-40002

<u>NUMBER</u>	DESCRIPTION OF PHOTOGRAPH
1.	Photograph depicting compound 5 CCT shack
2.	Photograph depicting tower 5A.
3.	Photograph depicting view from inside tower 5A.
4.	Photograph depicting broken window of tower 5A.
5.	Photograph depicting expended 5.56 shell casing on CCT roof.
6.	Photograph depicting expended 5.56 shell casing underneath tower 5A.
7.	Photograph depicting expended 5.56 shell casing underneath tower 5A.
8.	Photograph depicting expended 5.56 shell casing underneath tower 5A.
9.	Photograph depicting expended 5.56 shell casing underneath tower 5A.
10.	Photograph depicting expended 5.56 shell casing underneath tower 5A.
11.	Photograph depicting weapons taken out of compound 5.
12.	Photograph depicting weapons taken out of compound 5.
13.	Photograph depicting weapons taken out of compound 5.
14.	Photograph depicting rocks from compound 5.
15.	Photograph depicting rock from compound 5 with a skillcraft retractable pen for scale.
16.	Photograph depicting expended non lethal ammunition outside of compound 5.
17.	Photograph depicting expended non lethal ammunition outside of compound 5.
18.	Photograph depicting expended non lethal ammunition inside tower 5A.
19. pen for	Photograph depicting rock thrown from compound 5 into tower 5A with a skillcraft retractable scale.
20.	Photograph depicting expended non lethal ammunition outside of compound 5.
21.	Photograph depicting debris thrown from compound 5.
22.	Photograph depicting wood thrown at MP's outside of compound 5.
23.	Photograph depicting rocks thrown at MP's outside compound 5.
24.	Photograph depicting rock thrown at MP's outside compound 5.
25.	Photograph depicting rocks thrown at MP's outside compound 5.

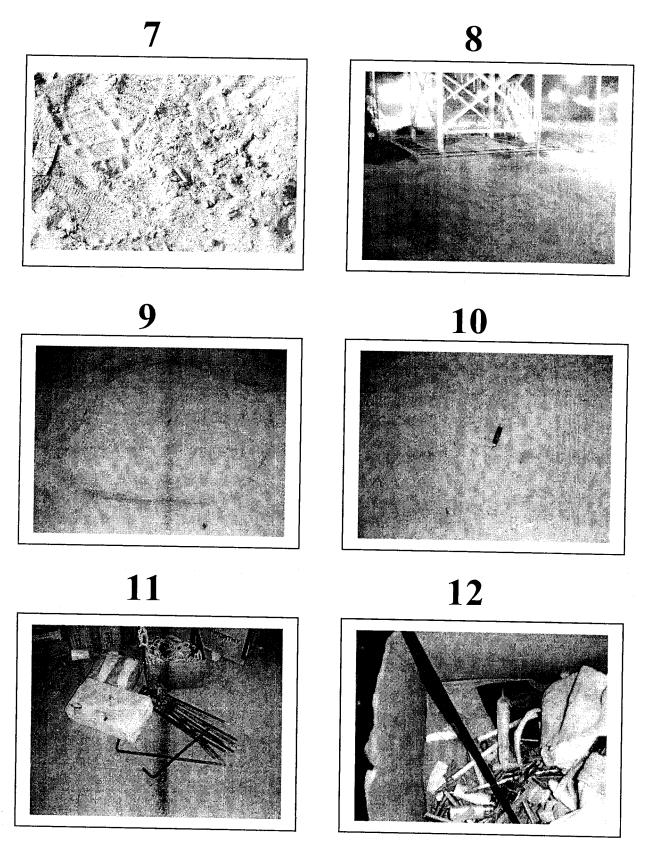
FOR OFFICIAL USE ONLY LAW / ENFORCEMENT SENSITIVE

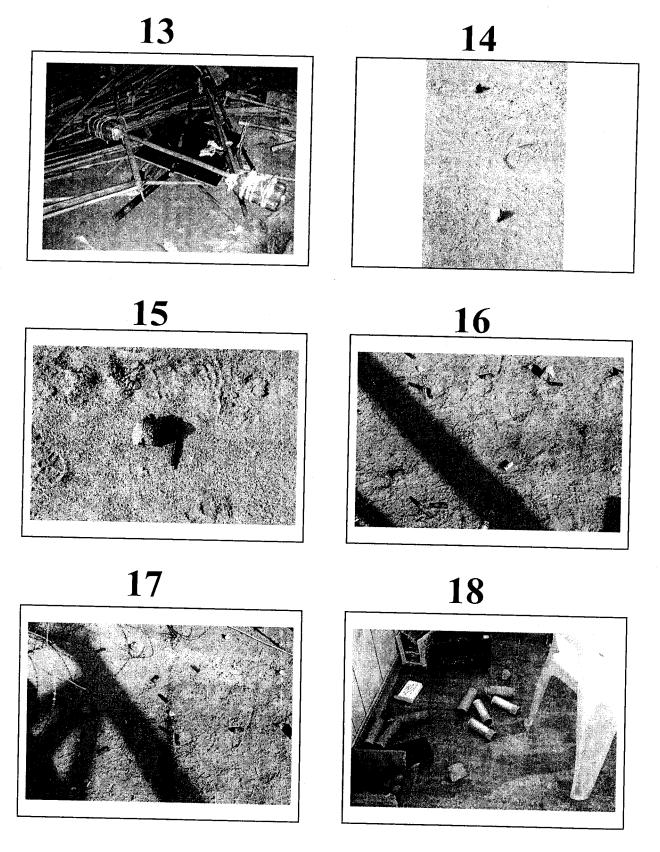


FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

10-L-0126 ACLU CID ROI 5543

(10-L-0126 ACLU CID ROI 5543)

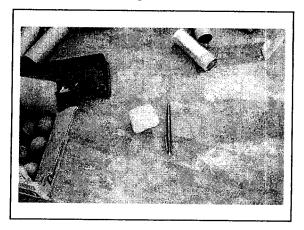




FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

10-L-0126 ACLU CID ROI 5545

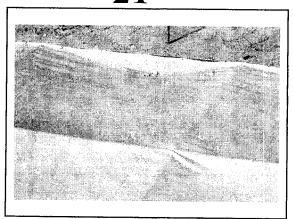
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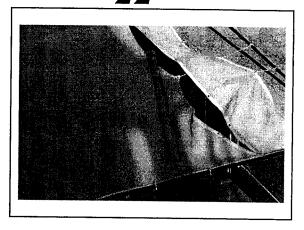
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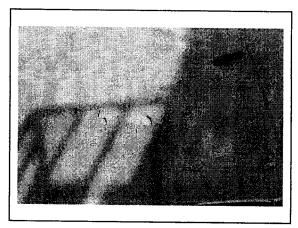
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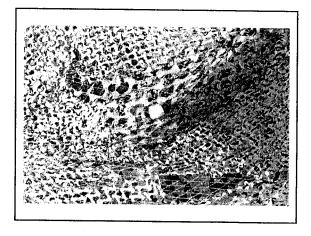
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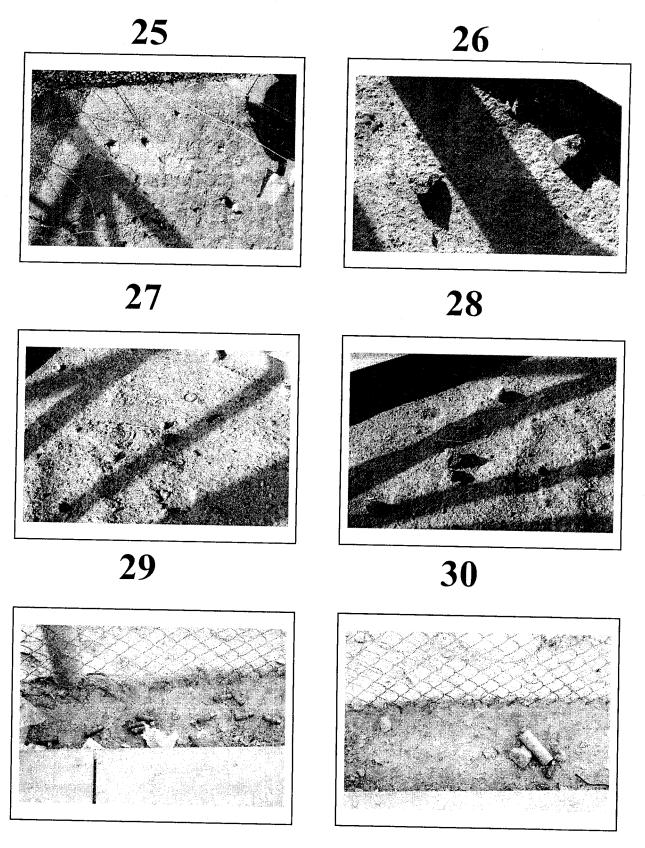


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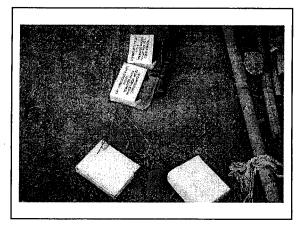


FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

10-L-0126 ACLU CID ROI 5547

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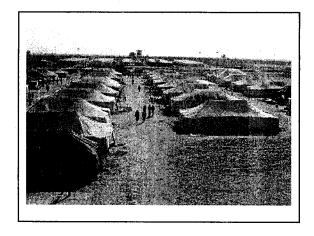
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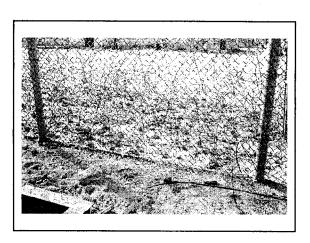




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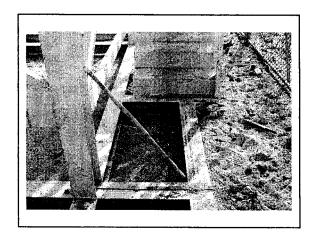
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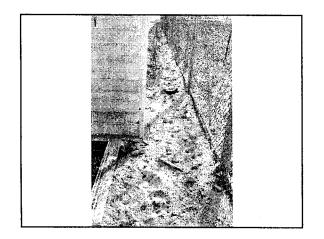




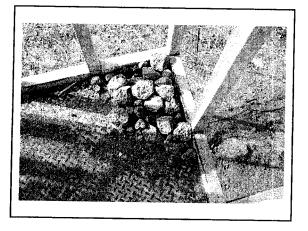
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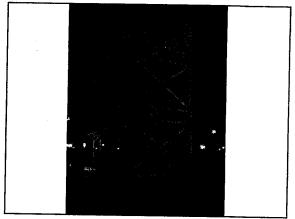




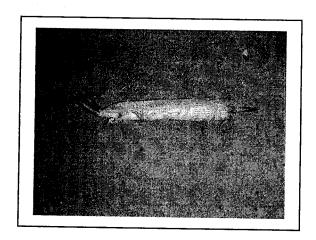
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FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

10-L-0126 ACLU CID ROI 5549

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			VORN STATEMENT				-
	For u	use of this form, see	AR 190-45; the proponer	nt agency is ODCS	SOPS		
	Title 10 USC Section 301; Title		VACY ACT STATEMENT		SN)		
AUTHORITY:	Title 10 USC Section 301; Title To provide commanders and law					d.	
PRINCIPAL PURPOSE: ROUTINE USES:	Your social security number is us						
DISCLOSURE:	Disclosure of your social securit			<u> </u>			
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

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PAGE 1 OF

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ACLU-RDI 5491 p.97 E Bookery of Experience of Species 10-L-0126 ACLU CID ROI 5551 000063

Camp Bucca Frag 20050131 1530	For us	SWORN STATEMENT e of this form, see AR 190-45; the proponent ag	ency is ODCSOPS					
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. NOUTINE USES: Vour 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 OF TOTAL OF T		PRIVACY ACT STATEMENT						
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Disclosure: Disclosure of your social security number is voluntary. 1. LOCATION Camp Bucca Frag 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMB 2005 0131 1530								
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(AMD DUCK + 199				4. FILE NUMBER				
7. GRADE/ST.	mo Bucca Frag	20050131	1530					
(b)(6), (b)(7)(C)(b)(6), (b)(7)(C)	(6), (b)(7)(C)	(b)(6), (b)	(7)(C)	7. GRADE/STATUS E-4/Active				
8. ORGANIZATION OR ADDRESS 3	AGANIZATION OR ADDRESS							

(b)(6), (b)(7)(C)

_, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I was dispatched to compound at approximately at 1200 via Rover Sob, upon arriving I fell online with the rest of the rovers. As as I get online rocks and other debris was being thrown by detaines at the Rovers, I than shot 30 to 40 non lethal rounds. The individual in tower 5A opened fire with lethel. The crowd dispersed. The ammo was a mixture of crowd and point non lethal rounds. At that point I was than dispatched to between compound 1 ? Z. When I arrived on scene rocks and debris was being thrown by detainces. I then shot 10 to 15 rounds, mixture of point and crowd nonthrowing items of Statement///

			(b)(6), (b)(7)(C)
10. EXHIBIT	(b)(6), (b)(7)(C)SON MAKING STATEMENT	PAGE 1 OF	

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

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9. STATEMENT /	Continued)						
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WITNESSES: SSC 1		b)(7)(C)	adminis at		3/ day of	orized by law to	2005
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	ESFS	(b)(7)(C)	adminis	ter oaths, this 730 Curp (6), (b)(7)(C)	Bucker	orized by law to	2005
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•			SWORN STATEME	NT			
		For use of this for	n, see AR 190-45; the propo	onent agency is Of	OCSOPS		
			PRIVACY ACT STATEM	ENT			
AUTHORITY:			1 2951; E.O. 9397 dated No	· ·			
PRINCIPAL PURPOSE:			officials with means by which				
ROUTINE USES: Disclosure:			tional/alternate means of ide	intification to facil	itate filing and ref	rieval.	
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<u> </u>	ter Interment	Facility	2075 01 31	"	1200 hrs		····
5. LAST NAME, FIRST NAME $(b)(6), (b)(7)(C)$, MIDDLE NAME °		(b)(6),	(b)(7)(C	2)	7. GRADE/	
8. ORGANIZATION OR ADDR	522						
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ACLU-RDI 5491 p.100

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Exhibit VI.00

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FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE

	For us	SWORN STATEMENT e of this form, see AR 190-45; the proponent agen	rv is ODCSOPS	
		PRIVACY ACT STATEMENT		
AUTHORITY:	Title 10 USC Section 301; Title 5	USC Section 2951; E.O. 9397 dated November 22	, 1943 <i>(SSN)</i> .	
PRINCIPAL PURPOSE:		nforcement officials with means by which informat		ntified.
ROUTINE USES:		d as an additional/alternate means of identification		
DISCLOSURE:	Disclosure of your social security r			*
1. LOCATION Can P	Bucca	2 DATE (YYYYMMDD) 2005 Dan 31	3. TIME /40	4. FILE NUMBER
(b)(6), (b)(7)	(C)	(b)(6), (b)(6)	(7)(C)	7. GRADE/STATUS F. C / AD
8. ORGANIZATION OR ADD 17.32	ESFS			
9. (b)(6)	(b)(7)(C)			у

(b)(6), (b)(7)(C)

_, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Un 31 Jan 2005 at approximately 1200 I received a radio transmission Firm our S.O.G. to respond to compound five. Upon arrival I noticed a large group of detainers gathered near the front and they were all chanting. While I was gathering extra apamo from my heard someone yell "rock" and I heard a shot fired. I quickly ran to the fence and noticed the detainers throwing rocks. I yelled at them to stor and when they did not comply to fixed a crowd dispersal round. The detainers did not dispurse and I continued to fire crowd dispersal rounds at detainees who were throwns rocks. I fixed approximatly 10 rounds of non lethal and when detainees did not comply, lethal ammo was used From a tower. Once the lethal was used, the detainers became compliant. I was told by my 5.0.6. to run between comround 4 and 5 because they were throwing rocks at the tower. When I arrived at the tower I saw numerous detainees throwing rocks and after telling them to stop I fixed non lethal again. I fired 10 rounds of crowd dispersal into compound four. III End of Statement ///

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10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)	PAGE 1 OF	(b)(6), (b)(7)(C) 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.

STATEMENT OF	(b)(6), (b)(7)(C)	TAKEN AT	1440	DATED	2005 J	n 31
9. STATEMENT <i>(Co.</i>	ntinued)					
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				PAGE	2 OF X	PAGES

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	INEE OBSERVA Camp Bucca Form 271		REPORT DATE
1. DETAINEE NAME (Las Unknown		2. ISN Unknown	3. CUSTODY LEVE
4. COMPOUND#	5. BUILDING #	6. BUNK #/CELL #	7. DETAIL
8. OBSERVATION			
a. TYPE OF OBSERVATIO	N: FAVORABLE	UNFAVORABLE	INJURY BEHAVIORAL
b. DATE (YYYYMMDD) 1605 Ol 31	c. TIME d. LOCA	TION e. WAS DETA	INEE NOTIFIED ABOUT THIS YES NO
9. OBSERVATION REPOR			
a. NAME (Last, First, Middle) $(6), (b)(7)(C)$	b. GRADE	c. TITLE	d. DATE (YYYYMMDD)
10. WITNESS	i C J	CCT Member	2008 0131
a. NAME (Last, First, Middle	b. GRADE	c. TITLE	d DATE was a second
(6), (b)(7)(C)	8-4	Tower Scout	d. DATE (YYYYMMDD) Lats OI 31
provide attachment if necess 50 personnel, storted not the various towers lower I Alpha, charant of the compound. I roud dispersal round	ary): At 1200 his servine thing within Compained 2. To ordered the compound I fixed 4 Non Lethal Ls, inside the compound	hey were throwing steless d. My response, as to (b) (6), (b) (7) (c) 12 Gauge Shotgun row 2 to dispose The crowd	ude all necessary information, detaineds Parging in 45 to bass of sand that either continues to assist the command of controls, I Point Target of Illend of Statement Ill
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(b)(6), (b)(7)(C)	IC DEDCON		a. DATE (YYYYMMDD)
13. WAS IMMEDIATE MEDICAL	ATTENTION NEEDED?	a. DATE (YYYYMMDD)	b. TIME
c. DESCRIBE ANY IMMEDIA	ATE MEDICAL ATTENTION	GIVEN:	

14. OBSERVATION REPORTED TO		
	b. DATE (YYYYMMDD)	c. TIME
a. SUPERVISORS NAME (Last, First, Middle Initial)	D. DATE (TITTIMINED)	0. 11
15. ACTIONS OF SUPERVISOR:		
13. 70 110 112		
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a. NAME, GRADE, TITLE	b. SIGNATURE •	c. DATE (YYYYMMDD)
16. ACTIONS OF INTERMIDIATE REVIEWING AL	JTHORITY:	•
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17. ACTIONS OF REVIEWING AUTHORITY:		
17. ACTIONS OF REVIEWING ACTION T		
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
a. NAME, GIOTES, TITE		
18. COMMANDING OFFICER REVIEW AND ACT	IONS	
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
a. NAME, GRADE, 17.22		
19. DISPOSITION		•
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Camp Bucca Form 2713, AUG 2010-L-0126 ACLU CID ROI 5559 of 2 Pages ACLU-RDI 5491 p.105

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	For use a	SWORN STATEN of this form, see AR 190-45; the pro		
		PRIVACY ACT STATE		
AUTHORITY:	Title 10 USC Section 301; Title 5 U	SC Section 2951; E.O. 9397 dated	lovember 22, 1943 <i>(SSN)</i> .	
PRINCIPAL PURPOSE:	To provide commanders and law enf			· ·
ROUTINE USES: DISCLOSURE:	Your social security number is used		dentification to facilitate filing an	nd retrieval.
1. LOCATION	Disclosure of your social security nu	2. DATE (YYYYMME	D) 3. TIME	4. FILE NUMBER
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(b)(6), (b)(7)	(C)	(b)(d)	, (b)(7)(C)	7. GRADE/STATUS .
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to assist Tower 27	D. Because They were	Still aething Know 11	ation was under	control and most I went ks, apples, beks, and wated
Bottles. I also FI	he about 18 rounds in	that localing	e with tocks, stic	ks, apples, beks, and wated
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1. DETAINEE NAME (Last, First MI)				2. ISN			3. CUSTODY LEVEL			
						7				
W/A				NIA						
5. BUILDING #						DETAIL				
8. OBSERVATION										
a. TYPE OF OBSERVATION	DN:	FAV	ORABLE	UNF	AVORABLE	INJURY	₩ BEHAVIORAL			
b. DATE (YYYYMMDD) 2005/01/31	c. TIM 1200	E,	d. LOCAT		e. WAS I REPORT		OTIFIED ABOUT THIS			
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10. WITNESS										
a. May (6) (b) (7)		b. GR	ADE	c. TITL	.E	d. E	DATE (YYYYMMDD)			
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Camp Bucca Form 2713, AUG 20**10-L-0126 ACLU CID ROI 5563** of 2 Pages ACLU-RDI 5491 p.109

	For	SWORN STATEMENT use of this form, see AR 190-45; the proponent	angney is DDCCCDC	
	101		agency is ODCSOPS	
AUTHORITY:	Title 10 USC Section 301; Title	PRIVACY ACT STATEMENT 9 5 USC Section 2951; E.O. 9397 dated Novemb	ner 22 1943 /CC##	
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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 identified. ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval. DISCLOSURE: Disclosure of your social security number is voluntary. 1. LOCATION 2. DATE (YYYYMMDD) 4. FILE NUMBER 3. TIME 1425 Facility Tower One CHARDY 200501 7. GRADE/STATUS (b)(6). 8. ORGANIZATION OR ADDRESS 732 ESFS _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER DATH: On Approximitly 20050131 Detainee's began throwing Delta and Tower One Bravo. I was in the time. Tower one Bravo fring non-lethal rounds at the delaineis to retrust back. When doing this they began throwing my tower (one charlie) and using stings to launch them my tower. They shattered the front window out and I fired eight (8) non-teath lethal rounds, untill they stopped throwing and launching vocks at my tower. When fining non-lethal chields.

1. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)10. EXHIBIT **PAGES** PAGE 1 OF

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SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS PRIVACY ACT STATEMENT Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 /SSN). AUTHORITY: PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval. **ROUTINE USES:** Disclosure of your social security number is voluntary. DISCLOSURE: DATE (YYYYMMDD) 4. FILE NUMBER 1. LOCATION 20050131 -7. GRADE/STATUS E-3/PFC WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: was pulling guard duty in my tower (4C), when I massing group from compound compound Side 5 the mething with the individua the internees something, all and chanting together, wire buildina rounds. I 00 fring was was somewhat in range Zero non lethal backup rounds, 11 INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)10. EXHIBIT PAGE 1 OF PAGES ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF DATED

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

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USAPA V1.00

INITIALS OF PERSON MAKING STATEMENT

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UTHORITY: Rincipal purpose:	To provide commanders and law enforcer	nent officials with means by which infor	mation may be accurately id	entified.
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, <<6(b)(6), (b)(7)(C)	, WANT TO MAKE THE	FOLLOWING STATEMENT (INDER OATH:
On the abo	ove dute I, 356 (b)(6), (b)(TICO was working as	the N.C.O.I	.C. of Compound
E hen	a riot ensued inside to	he compound over s	some Karans +	hat were darraged.
Do the in	itial anset of the air	+ the detrivers on	and the hold	ingarea and began
Chentine	itial enset of the nio and screening in Arabic.	(b)(6), (b)(7)(C)	here were su	real hundred detaineds
Supply de la	المنافعة المنافعة المنافعة المنافعة المنافعة المنافعة المنافعة المنافعة المنافعة المنافعة المنافعة المنافعة الم	- beaut the deta	iners stepping	on the concening wine
Manaca 12	the demonstration. I	- Good which	sciolated the	" 3 motes rule"
That sep	paralled the wine from the	e main this which	T show and	advisco SPC (b)(6), (b)
I grabb	ed in O.C. cannishs for same. I returned in	yer from the C.C.	the front of	the shack and I,
to do the	Same, I returned i	om or e	In her K From	the wire and disa
along with	h spc(b)(6), (b)(7)(C) showled a	the detaines to 3	TEP BLEK THE	the three motor fine ,
The deta	inces continued to screen	m, chant, and con	Fine to cross	
As T	shed there showing or	dera for the detaines	s to stop their	disruptive actions,
Several	detainces bean to pull	the metal picket st	ales out of the	a grown which
held	the wire, At this	time I fewed the	e detainees wo	uld use these meta
STAKES :	to harm American Soldi	ers so I sprayed	my o.c. fo	yer into the crowd
), (b)(7)(C)dischard his ca			
	and to disperse. Imm			
into the	eir tests and resemble	This time the	dutations on	1 500000 10500
denat	eir tents and regroupe	שיד שחוד כותו יים	detaineds tha	ppeared currying my
Certest)	rocks or bricks, ofic	Ks, poles, and bat	tries. The d	etainees began throw
then a	t the soldiers outside	the shack and als	to the soldiers	who were posted on
the tou	+ the soldiers owtside octs. 567 (b)(6), (b)(7)(0)	no was posted out	side of tower	5A, was attemping
to dodyc	a rain of bricks and	l rocks that were	being fired a	I him from below,
SGT (b)(6), ((b)(7)(C) by an to fire no	n-lethal rounds for	em his shotqu	n at the combative
	. Many of the round			
56T (b)6	. (b)(7)(C) Saw that SGT (b)(6), (b)(7)(C) received ass.	stance and car	n un his tower
1 67-3	A) to assist.		- VIOL DATE TO	. ρσ = -
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STATEMENT OF	TAKEN AT	DATED
9. STATEMENT (Continued)		
After several minutes of out of non-lethal ammun. B had any non-lethal ammun. I was able to procure is to deliver the rounds to so pieces of cinder block were to The new ammonition was exhausted and it did little (unknown to me), ran up our so to take cover from the flying on our tower and a large were trapped on the tower I gave the order to go I inside the tower. At this time	mo left because we was 3-4 boxes of the amm of (b)(6). (b)(7)(C) As I ran was fired at me by detained the fired at hitting the stoguest the free of hitting the stoguest. The Airman was gone clsc present on the to my debris. Secured large of a brick shottered the gladic of ar would be serious with no protection from what had a serious with no protection from y detail, is did SFC(b)(6). (c) I abserved SGT(b)(6). (c)	p the steps, several large, narrowly missing me. combatives but it was such as armed with an Airman as armed with an M203. The stepped inside the glass prajectiles were continously rained and which provided as cover, sly injured or killed, as we the lethal-sized projectiles. (b)(7)(C) who was also trapped b)(7)(C) step out the tower, at several armed detainers
3,00	The Cashaltrics and di	isarmed Humbalve a
		TIEPISEIVES.

- ME THE O'RE CHICKEN TO THOU. I HAVE INTHALED AT THERETHONS AN	AFFIDAVIT , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE ID HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS REAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.
	(b)(6), (b)(7)(C)
WITNESSES:	Subscribed and sworn to before me, a person authorized by law to
	administer oaths, this day of
	at
ORGANIZATION OR ADDRESS	(Signature of Person Administering Dath)
	(Typed Name of Person Administering Oath)
ORGANIZATION OR ADDRESS	(Authority To Administer Oaths)
NITIALS OF PERSON MAKING STATEMENT	38

10-L-0126 ACLU CID ROI*5577°

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	Cor una at a	SWORN STATEMENT		
	Ful use of	this form, see AR 190-45; the proponent ag	ency is ODCSOPS	
AUTHORITY:	Title 10 USC Section 301: Title 5 USC	PRIVACY ACT STATEMENT Section 2951; E.O. 9397 dated November 2	72 1042 (004)	
PRINCIPAL PURPOSE:	To provide commanders and law enforce	cement officials with means by which inform	22, 1943 <i>(SSN)</i> .	, Idonation d
ROUTINE USES:	Your social security number is used as	an additional/alternate means of identification	nation may be accurately no to facilitate filing and	ratrious
DISCLOSURE:	Disclosure of your social security numb	er is voluntary.	on to racintate faing and	retrievat.
1. LOCATION	1	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
Compound 1	Tower I Bravo	2005 0131	1416	
5. LAST NAME, FIRST NAM $(b)(6), (b)(7)(C)$		6. SSN (b)(6), (t)(7)(C)	7. GRADE/STATUS
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732 nd E	-31-3			
a(b)(6), (1)	b)(7)(C)	WANT TO MAKE THE FO	OLLOWING STATEMENT	INNER OATH-
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un Janya	ary 31, 2005 be	tween the hour	is of 113	30 and 1300, E
WITHESSED	I several detained	es throwing rock	s at Ton	per I Delta. After
Shots have	been fired, the	detainces than	OCAL OF A	d to desperse and
throw or	eks at tames in	T lean	Proceeded	a to despense and
aun, T.	the hard torred 10	iavo. I then t	ired by	rounds from my she
3 1110	TUST BOLLIA & PAIN	+ Lallawad Louis	a - 1a -	77
threw biga	ler rocks and sho	attaced How For 1	CIOWES,	The detainees then of tower I bravo.
10.000	ed the shot gun	with the extra	counds T	put in my pocket
and fired.	The ammo can	WAS IN COOK -		, box (11 my bocket
not easily	anagarili. F	1102 (11 FACILE OF	-the tow	put in my pocket therefore, it wo
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(b)(6), (b)(7)(0	in in front of th	he tower	to retrieve the
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10. EXHIBIT		11. INITIALS OF PERSON MAK (b)(6), (b)(7)(C)	ING STATEMENT	5105 - 05
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THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE OVID'S OF OFFICIAL USE ONLY FORMAGE TABLES OF THE PAGE NO. 55718 ATED.

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9. STATEMENT (Continued)				93
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PAGE 3, DA FORM 2823, DEC 1998 ACLU-RDI 5491 p.125

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FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

-		SWORN STATEMENT	-		
	For use	e of this form, see AR 190-45; the proponent a	agency is ODCSOPS		
AUTHORITY: PRINCIPAL PURPOSE: ROUTINE USES:	To provide commanders and law er Your social security number is used	PRIVACY ACT STATEMENT USC Section 2951; E.O. 9397 dated Novembe nforcement officials with means by which info d as an additional/alternate means of identifica	rmation may be accurately id		
DISCLOSURE: 1. Location	Disclosure of your social security n	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER	
Cano C 5. LAST NAME, FIRST NAM	Succa TIF	20020/3/	1530	7. GRADE/STATU	20
5. LAST NAME, FIRST NAME $(b)(6), (b)(7)$ 8. ORGANIZATION OR ADDI	(C)	(b)(6), (b))(7)(C)	8.5 /A	- <i>i</i>
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MUTAGOGG					of Person Making Statement)	
WITNESSES:	b)(6), (b)(7)(C)			scribed and sworn to before me, ster oaths, this	a person authorized by law to day of <i>Ukrulv 1</i>	. 2005
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ORGANIZATION OR	ADDRESS			(b)(6), (b)(7)(C)		· · · · · · · · · · · · · · · · · · ·
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				(Typed Name	of Person Administering Oath)	
ORGANIZATION OR	ADDRESS			732 E 4 12 5 (Authori	ity To Administer Oaths)	
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ACLU-RDI 5491 p.127 10-L-0126 ACLU CID ROI 5581

		SWORN STATEMENT	·			
	For use of	this form, see AR 190-45; the proponent age	ncy is ODCSOPS			
		PRIVACY ACT STATEMENT			7	
AUTHORITY:	•	Section 2951; E.O. 9397 dated November 2	• • • • • • • • • • • • • • • • • • • •			
PRINCIPAL PURPOSE:	•	cement officials with means by which inform				
ROUTINE USES:		an additional/alternate means of identification	n to facilitate filing and retrie	val.		energia. Anjara
DISCLOSURE:	Disclosure of your social security num	Der is voluntary. 2. DATE (YYYYMMDD)	3. TIME	4. FILE NUME)ED	
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		(Signature of Person Making State	ement)
ITNESSES:	Subscribed and sw	orn to before me, a person authorized by	law to
b)(6), (b)(7)(C)	administer oaths, this	day of	
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AUTHORITY: Principal purpose:	Title 10 USC Section 301; Tit	le 5 USC Section 2951	VACY ACT STATEMENT 1; E.O. 9397 dated November 2	2, 1943 <i>(SSN)</i> .		
ROUTINE USES:	Your social security number is	w entorcement orricia //used as an additional	ls with means by which informa alternate means of identification	ation may be accurately i	dentified.	
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PAGE 3, DA FORM 2823, DEC 1998

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DISCLOSURE: Disclosure of your social security number is voluntary. 1. LOCATION CAMP BUCCA 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER 2. DATE (YYYYMMDD) 5. LAST NAME FIRST NAME (DOCA) 6. SSN (b)(6), (b)(7)(C) 8. ORGANIZATION OR ADDRESS 7. GRADE/STATUS AD/E-2 9. 1, (b)(6), (b)(7)(C) , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: SC(F (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) AUTOMORPHICAL STATEMENT UNDER OATH: SC(F (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C) SC A (b)(6), (b)(7)(C)		Your social security number	is ased as an addition		-AT A- E157A-A- E17 A - A	/
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STATEMENT OF 1514 _ TAKEN AT DATED 20050131 9. STATEMENT (Continued) , HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT $oldsymbol{2}$. 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. (b)(6), (b)(7)(C)(Signature of Person Making Statement) WITNESSES: Subscribed and sworn to before me, a person authorized by law to administer oaths, this ORGANIZATION OR ADDRESS (Signature of Person Administering Oath) (b)(6), (b)(7)(C)(Typed Name of Person Administering Oath) ORGANIZATION OR ADDRESS (Authority To Administer Daths) INITIALS OF PERSON MAKING STATEMENT

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3. STATEMENT (Continued)		
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UTNESSES:		Subscribed and sworn to before me, a person authorized by law to
		administer oaths, this day of,
		at
ORGANIZATION OR ADDRESS		(Signature of Person Administering Oath)
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Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN). NCIPAL PURPOSE: 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. CLOSURE: Disclosure of your social security number is voluntary. 1 2 DATE (YVYMMOD) 3 TIME 4. FILE NUMBER				PRIVACY ACT ST	TATEMENT			·
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STATEMENT (Continued)		
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I, $(b)(6)$, $(b)(7)(0)$. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE	
ME. THE STATEMENT IS TRUE. I HAVE INITIALED A ATEMENT FREELY WITHOUT HOPE OF BENEFIT OR RI	ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDU	THIS
. •	(b)(6), (b)(7)(C)	
	ment)	
TNESSES:	Subscribed and sworn to before me, a person authorized by law to	
	administer oaths, this 3/ day of JAN 2	00
SSA(D)(6), (D)(7)(C)	at 1440 at Camp Bucca	_
RGANIZATION OR ADDRESS	(b)(6), (b)(/)(C) (Signature of Person Administering Oath)	
	(b)(6), (b)(7)(C)	
RGANIZATION OR ADDRESS		

ACLU-RDI 5491 p.140

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FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE DETAINLE OBSERVATION REPORT 1. DETAINEE NAME (Last 5)	0009-05-CID579-40002
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Last, First MI)	
4. COMPOUND# 5. BUILDING #	Jan 31 105
	3. CUSTODY LEVEL
8. ORSERVATION 6. BUNK #/CELL#	
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d. LOCATION	
OBSERVATION REPORT	BEHAVIORAL
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a. NAME (Last, First, Middle) h CR	OI31
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Provide attachment is a d. DATE	YYYYMMDO
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OBSERVATION SUMMARY (Give an in-depth description of the observation; include all necessary): Procks at tower 313/2D. At least 50-90 individes participated Tiot Died & Million Day of the observation; include all necessary):	information (b)(6), (b)(
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on-leathals - i ordered 4 started picking in it	Her the
11 End of Statement // (b)(6). (b)(7)(C) to put it down hist is fellets to	rom oun
provide attachment if necessary): Compound #2 3 tented to Rivat and necessary assault at our tower 38/2D. At least 50-90 individes participated for Died & our tower. I did respond with non-leathal force. A non-leathal force. A ordered them to put it down but they sust raise.	nave
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$(b)(6), (b)(7)(C)_{ERSON}$	
13. WAS IMMEDIATE MEDICAL ATTENTION NEEDED? A. DATE (YYYYY) 1 2 2 2 3 3 3 4 4 4 4 4 4 4	
YES VOO TO THE MEDICAL ATTENTION NEEDED?	MMDD)
C. DESCRIBE ANY IMMEDIATE DATE (YYYYMMDD) D. TIME	31
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Exhibit_(0

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USAPA VIDO

STATEMENT OF Compand 3 DATED Jan 31 05 9. STATEMENT (Continued) Tassisted (1000,000) to the best of my ability 3-8 Detainess (100,000) come in waves x and throw objects 2 struck my kevlar Helmet and abor About 3 narrowly missed my face. Detainees were shelding them selves with Floor boards (throwing objects, many ob them had multi taylor layered clothing on reported seeing a eletainee lighting a bag on fire to three it Windows were Broken Ecrocked the door and side facing Compound #2 was damaged and the entry Heavily soiled with rocks, with cartors & Sand. I chose to fire the shotgun non leathal while ward fired the 203 we were received extra ammo from a near by Rover. I fixed Approx. 39 shotgun non-leathal I honestly don't know the ratio of co crowd/point AFFIDAVIT HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT NHICH 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 (6)(6)(7)(7) STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHM (b)(6). (b)(7)(C)(Signature of Person Making Statement) WITNESSES: Subscribed and sworn to before me, a person authorized by law to administer oaths, this ORGANIZATION OR ADDRESS (Signature of Person Administering Oath) (Typed Name of Person Administering Oath)

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INITIALS OF PERSON MAKING STATEMEN (b)(6), (b)(7)(0

ORGANIZATION OR ADDRESS

000 (b)(6), (b)(7)(C)AV1.00

(Authority To Administer Oaths)

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		SWORN STATEMENT	•	
	For use	e of this form, see AR 190-45; the proponent agen	cy is ODCSOPS	
		PRIVACY ACT STATEMENT		
AUTHORITY:	Title 10 USC Section 301: Title 5	USC Section 2951; E.O. 9397 dated November 22	, 1943 <i>(SSN)</i> .	
PRINCIPAL PURPOSE:		inforcement officials with means by which informa		dentified.
ROUTINE USES:		d as an additional/alternate means of identification		
DISCLOSURE:	Disclosure of your social security			TA FUE NUMBER
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back to th	e crowd a detail	ince said something	in arbic	on the bull horn.
and, the es	and started	chanting for exprise	· 5 more +	nindes and they Sloped
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U-RDI 5491 p.145 DA FORM 2823, DEC 199BOR OFFICIAL USE ON DAYON LIZA 300 POR GEMENT SENSITIVE 0111

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STATEMENT (Continued)		
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						7017		3. CUSTODY LEVE
4. COMPOUND#	5. BUI	LDING #		6. BUI	NK #/	CELL#	7. DE	ETAIL
8. OBSERVATION				<u> </u>	يصنح جين الأ		<u></u>	
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ACTIONS OF DEVIEWING AUTHORITY.		
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a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
18. COMMANDING OFFICER REVIEW AND ACTI	ONS	
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
19. DISPOSITION	<u> </u>	<u> </u>

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	<u> </u>	For use	of this form,	see AR 190-45; the p	roponent agency	is ODCSOPS		
AUTHORITY:	Title 10 HCC Cool	ion 201: Title 5 II		PRIVACY ACT STAT 2951; E.O. 9397 dated		1042 /554//		
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ACLU-RDI 5491 p.152
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STATEMENT (Continued) Laggers to move the coeffect. The Rovers and SGT (b)(6), (b)	cows back, but they had little
counts from their shotquas. The	LROWD MOUED BACK SOME, AND
segan hurling chunks of concrete	At the tower (5A), SF(10,00,000)
came into the tower to monitor the files from 5A. We well inside the	Towel As Softball size clunks of
of crete came atus from the con	POUND. SFZ (B)(G), (B)(7)(C) AUTHORIZED US
togo RED After I was hit in the 1	eg with concrete (I was in the
door way) And SPC	bounce off his keular, and the
SAW ISUAL THE GOODING THOSE	Shafferen. I locked And loaded
AND FIRED 7 1200MDS At defAINEES UP	o were throwing the conclete
203 MUN-lethal ASWELL After the co.	SCAME to the tower And began training
1 - I THEED MY WORLDON IN AM DE	R STATUS The de Lawrence in the
1 STAN DEALLING THE MEAN A	(d . (1.10ch .10 lo 11 1 c c 11 1 20 0 1
AS well As A BLANKEY full of con with SSG(0)(0)(0)(0)(0) him IWAS90inGDOWN LASSIST MOR	crete. At that time, I spoke
him IWAS going down to Assist men	EN NECHMENT to the tower) And told SICAL. HE ACKNOWLEDGED ME AND I LEFT
AFFIDAV	T .
	VE READ OR HAVE HAD READ TO ME THIS STATEMENT AND THE CONTENTS OF THE ENTIRE STATEMENT MADE I THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS IENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.
WITHFOOLS.	(Signature of Person Making Statement)
adı	Subscribed and sworn to before me, a person authorized by law to ninister oaths, this day of,
at	
ORGANIZATION OR ADDRESS	(Signature of Person Administering Oath)
	(Typed Name of Person Administering Oath)
ORGANIZATION OR ADDRESS	(Authority To Administer Oaths)
NITIALS OF PERSON MAKING STATEMENT	
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		SWORN STATEMENT	:- uncente	•
	For use of this for	n, see AR 190-45; the proponent agency	IS UUCSUPS	
	Title 10 USC Section 301; Title 5 USC Section	PRIVACY ACT STATEMENT 2951 F 0. 9397 dated November 22.	1943 <i>(SSN)</i> .	
AUTHORITY: PRINCIPAL PURPOSE:	To provide commanders and law enforcement			d.
ROUTINE USES:	Your social security number is used as an addi		facilitate filing and retrieval	l.
DISCLOSURE: 1. LOCATION	Disclosure of your social security number is vo	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
1. LUUKIIUIV			<u> </u>	2 CDADERTATUS
5. LAST NAME, FIRST NAME, N	MIDDLE NAME	6. SSN	P	7. GRADE/STATUS
8. ORGANIZATION OR ADDRES	S			
9.		, WANT TO MAKE THE FOLL	DWING STATEMENT UNDER	S OATH:
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Hepointed +	a the mass casur in the CCT building	lty box And told	me to have	AA it I SECURED
my weapon i	N the CCT building	a larged burn f	issisting A	detance who had
1 1	` dlo lo .cb lc L	St 12 (1 C) CEPUEN		—
his leg, And	ed Americ took	over. I moved	to a detaine	E Who was short
in the left	ed Amedic took. I hip All buttack. I	= PLACED GANZE O	rehis includ	Meld PRESSURE
After tapin	git in Place, and	LASSISTED AMOU	ther medic	who was trying
to start ,	git in Place, and ANIV. The tea	alsport vehicles	hower of t	FURTANE TO MULT
ashdonada	.I assisted with	. loading the d	EXAMPLE IN to	The Heartsport
rehicle. I	I Assisted with they got a bottle	of water and	SPANIKIT.	Shortly there Atter
I refurned	s to tower 5A. be	ecause the det	AINEES WER	DE GEATING 1000
And somewh	LAT Agglessive. I	was called the	on the tou	per by SSG
to come ou	then got a bottle s to tower 5A be hat aggressive. I t of the tower. I	CAME DOWN to	him ANLL	ne told the 10
stand by s	tof the tower. I so I could go to a Then drove me, s	ON THE 1 40 STAR	(b)(6), (b)(7)(Ofocoaldrol
SSG (6)(6), (6)(7)(then drove me, s	SG	21 0	00 CO19 1100 1
40 pain.	our statements,		•	
10. EXHIBIT		11. INITIALS OF PERSON MAK	ING STATEMENT	PAGE 1 OF PAGES
ADDITIONAL PAGES MUST CO	DATAIN THE HEADING "STATEMENT OF	TAKEN AT	DATED	
1				

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DA FORM 2823, DEC 1998

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TATEMENT OF	TAKEN AT		DATED _		
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I,	AFFIDAVIT	0.00 11375 1130 051	D TO ME THIS STATE		
HICH BEGINS ON PAGE 1, AND ENDS ON PAGE Y ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND H TATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREA	JLLY UNDERSTAND TH HAVE INITIALED THE B NT OF PUNISHMENT, A	OTTOM OF FACH PA	GE CONTAINING THE	STATEMENT LHAY	VE MADE THIS FUL INDUCEME
		(Sig	nature of Person Makir	ng Statement)	
ITNESSES:			ore me, a person autho	rized by law to	
	administer at	oaths, this	day of _		
RGANIZATION OR ADDRESS	· · ·	(Sigi	nature of Person Admin	istering Oath)	
		•			
		(Түре	d Name of Person Adm	inistering Oath)	
DRGANIZATION OR ADDRESS		· · · · · · · · · · · · · · · · · · ·	(Authority To Adminis	ter Oaths)	

ACLU-#101/549167:456

10-L-0126 ACLU CID ROI 5610 000122

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DETAINEE	OBSERVAT	TION F	REPORT		REPORT DATE
Camp E	Bucca Form 2713	3, AUG 2	2004		31 Jan 05
1. DETAINEE NAME (Last, First N	11)		2. ISN		3. CUSTODY LEVEL
4. COMPOUND # _ 5. BUII	LDING #	6. BUN	K #/CELL#	7. DE	TAIL
8. OBSERVATION		<u> </u>			
a. TYPE OF OBSERVATION:	FAVORABLE	57			
b. DATE (YYYYMMDD) c. TIME	- 			INJURY	BEHAVIORAL
20050131 1115			REPORT:	YES	TIFIED ABOUT THIS
9. OBSERVATION REPORTED BY	·				
a NAME (Last First Middle) $(b)(6), (b)(7)(C)$	b. GRADE	c. TITLE SGT		f	TE (YYYYMMDD)
10. WITNESS		367		1200	50131
a. NAME (Last, First, Middle)	b. GRADE	c. TITLE		d DA	TE (YYYYMMDD)
				1	
11. OBSERVATION SUMMARY (G provide attachment if necessary):	ive an in-depth descri	ption of th	e observation; incl	ude all ne	ecessary information,
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of the my in the Mi	05 QUE - Atter 1	neeting	r most of a	compor	nd 5 came
to the holding area and	started to	riot.	I droped +	lash	bang infant
Of tower SA, CCTIS	fogged con	- ۱۰ ان		، ن ۔ اب	
To throw racing	199900 0100	va w	177 00.	146	Cloma stalter
To throw rock's at m	14 tower.	L trie	d to tire	my	Mon-lethal
But 911 rounds yost f	izzed and fe	211 007	t the barrl	e. I	didnot have
9 M203 to fire the	5 M203 ra	ound5	I had. A	} T -	this time
People in tower 5-A	CTUCION TO	J 4 1	id by Carl	ν σ	Aicford
guy Came up in the	3741700 10	yer n	in by loca	1.2 • 1	111110122
guy came up in the t	ower With	9.20	3. I gave	e hin	n are
5 M203 rounds. He	Shot them,	after	the 203	roun	ds Tama
5-A was out of	von-lethal	. Dob	5 FC (b)(6), (b)(7)(C)	
goled as the will				د	said to
gored as the with (b)(6), (b)(7)(C) ifed leather i	nda -	broke	in towe	r 5-	A-564
Statement =	nto compond	- Cro	wd broke	υρ	and of
12. SIGNATURE OF REPORTING PERSO	·			a. DA	TE (YYYYMMDD)
(b)(6), (b)(7)				1	50131
13. WAS IMMEDIATE MEDICAL ATTENT YES NO	ION NEEDED?	a. DATE	(YYYYMMDD)	b. Til	1E
c. DESCRIBE ANY IMMEDIATE MED	DICAL ATTENTION G	ilVEN-			
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		swo	RN STATEMENT			
	For use o	of this form, see AF	190-45; the proponent agen	cy is ODCSOPS		
AUTHORITY: PRINCIPAL PURPOSE: ROUTINE USES:	Title 10 USC Section 301; Title 5 USC To provide commanders and law enf	SC Section 2951; E orcement officials as an additional/alte	vith means by which informa	tion may be accurately ident		
DISCLOSURE:	Disclosure of your social security nu		ATE (YYYYMMDD)	3. TIME	4. FILE NUMBER	
Tower	5-A	2	005 01 31	(b)(6), (b)(7)(C) -17 1 1 3 0 0	·	
(b)(6), (b)((b)(6), (b)	(7)(C)	7. GRADE/STATU	JS
	105Th MP	BN				
''	b)(6), (b)(7)(C)		_, WANT TO MAKE THE FO			TalC
	Jan 05 I 3					jower
5-A- Ar	ound 1100 to 1/30) the	emon of	compond 5	st of co	om Pond
Meeting i	n the mosau	e · Htt	nd Started	L to riot	. I dr	ope L
9 flash ba	ng infront of t	ower s	5-A, CCT'	5 fogged	croud 4	with
OC. The	crowd starte	d to -	throw roc	K'S at 1	ny tow	er.
I tried to	ofire my no	n-letha	1 but all	rounds 5	UST +16	220
and fell o	of the barry	le. Id	idnot have	9 M20	3 +0 +1	re
the 5 m.	203 rounds I!	had . A	+ this ti	me people	e in to	wer
5-A Star	ted to get 1	hit by	rocks.	A Airfor	ce guy	C 9Me
UP in the	tower wit	h a w	1203. 土9	ave him	are 5 1	M203
. rounds, q	fter he fired	. them	tower	5-A W9	5 out	of
non-leth	al- Dob SFC(b)(6	6), (b)(7)(C)	Said to	go red	as the	-
Window	was broke	in to	wer 5-A	. 5GT (b)(6), (b)(7)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)	ed
1eathal	into compond,	the c	crowd b	roke up	· of State	
1					•	
10. EXHIBIT	######################################	1	i. INITIALS OF PERSON MA (b)(6), (b)(7)(C)	KING STATEMENT	PAGE 1 OF) PAGES
ADDITIONAL PAGES MUST	CONTAIN THE HEADING "STATEMENT (OF .	TAKEN A	T DATED		

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ATEMENT OF	TAKEN AT	DATED	
STATEMENT (Continued)			
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		•	
(b)(6) (b)(7)(C)	AFFIDAVIT		
(b)(6), (b)(7)(C) Which begins on page 1, and ends on page	(b)(6), (b)(7)(C) HAVE READ OR HAVE	IAD READ TO ME THIS STATEMENT S OF THE ENTIRE STATEMENT MADE	
RY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORF Tatement freely without hope of benefit or reward, \	RECTIONS AND HAVE INITIALED THE BOTTOM OF	EACH PAGE CONTAINING THE STATEMENT.	HAVE MADE THIS
·	(1)	1 COERCION, UNLAWFUE INFLUENCE, UR ON	LAWFUL INDUGENIC
•	_(b)(b), (b)(/)(C)	
		(Signature of Person Making Statement)	
VITNESSES:		rn to before me, a person authorized by law to	
	administer oaths, this	day of	
ORGANIZATION OR ADDRESS		(Signature of Person Administering Oath)	
		•	
		(Typed Name of Person Administering Oat)))
ORGANIZATION OR ADDRESS		(Authority To Administer Oaths)	

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DET	AINEE	SEONLY/L)BSERVA	AW ENFOR	CEMENT SEI FPOR	NSITIV	REPORT DATE
	Camp Bu	cca Form 27	13, AUG 20	004		
1. DETAINEE NAME (Las	st, First MI)		2	2. ISN		3. CUSTODY LEVE
4 COMPOUND !!	Т					
4. COMPOUND #	5. BUILD	ING #	6. BUNK	#/CELL#	7. DE	TAIL
8. OBSERVATION						
a. TYPE OF OBSERVATION	DN-	FAVORABLE	N/			
b. DATE (YYYYMMDD)	c. TIME	d. LOCA	UNFAVO		INJURY	BEHAVIORAL
l a	1145 -130	I	land 5	REPORT:	NEE NO	TIFIED ABOUT THIS
9. OBSERVATION REPO	RTED BY			L		[] 40
a. NAME (Last, First, Midd	/e) b	GRADE	c. TITLE		d. DA	TE (YYYYMMDD)
(b)(6), (b)(7)(C)		<u> </u>	Tower	scout		050131
10. WITNESS						
a. NAME (last First Middle)	b	. GRADE	c. TITLE		d. DA	TE (YYYYMMDD)
(b)(6), (b)(7)(<u> 84 </u>	buer		266	Z 41 31
11. OBSERVATION SUMN provide attachment if necess	/IARY(Give sarv):	an in-depth desc	cription of the	observation; incl	ude all ne	ecessary information,
	• •					
on Jan 31 2005	comp.	.5 de tain.	ecs ent	ered their	^ 1103	(b)(6), (b)(7)(C)
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one snorgen in	tower]	started	fincin	9. Nan look	halo	runda inta
Compound 4. Then	the deta	inees stout	ed throu	shine more	rae	to and man
self and spc (b)(6), (b)	(7)(C)	cater ins	ide to re	t appoint	daoo	is one my
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fire rounds. Rover	> Hien o	came up u	n 4 90	35 and op	ened	tire, Ater
about 50 shotgon	rounds or	nd on unnor	1 number	of 203 ra	unda	the detenies
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e sports		, ,	Clash Con	ys here use	d tro	m this tower
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12 SIGNATURE OF REPORTS	10.00000					
12. SIGNATURE OF REPORTING $(b)(6), (b)(7)(C)$	IG PERSON		Principles and the Princip		a. DA	TE (YYYYMMDD)
13. WAS IMMEDIATE MEDICAL	ATTENTION	NEEDEDO			100	40131
YES	NO	INCEDED?	a. DATE (YYYYMMDD)	b. TIN	1E
DESCRIBE ANY IMMEDIA	TE MEDIC	AL ATTENTION	CIVEN			
		- ATTENTION	GIVEN:			
						

10-L-0126 ACLU CID ROI 5614

14. OBSERVATION REPORTED TO		
a. SUPERVISORS NAME (Last, First, Middle Initial)	b. DATE (YYYYMMDD)	c. TIME
15. ACTIONS OF SUPERVISOR:		
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
16. ACTIONS OF INTERMIDIATE REVIEWING AU	THORITY:	
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
17. ACTIONS OF REVIEWING AUTHORITY:		
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
18. COMMANDING OFFICER REVIEW AND ACTIO	DNS	
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
19. DISPOSITION		<u> </u>
		,
10-L-0 ACLU-RDI 5491 p.161	126 ACLU CID RO	OI 5615 000127

Page 2 of 2 Pages

	For use of the	his form, see AR 190-45; the proponent ag	ency is ODCSOPS	
		PRIVACY ACT STATEMENT	22 1042 /558/	
THORITY:	Title 10 USC Section 301; Title 5 USC	Section 2951; E.D. 9397 dated November	ZZ, 1943 <i>(33N).</i> mating may be accurately identifis	ed.
NCIPAL PURPOSE:	To provide commanders and law enforc	ement officials with means by which inforr an additional/alternate means of identificat	ion to facilitate filing and retrieval	
UTINE USES:	Your social security number is used as a	an auurionarjairemare means or identificati ior is voluntary		
CLOSURE:	Disclosure of your social security numb	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
LOCATION	(40)	20050131	145-1300	
TOWER 5B1	NE. MIDDLE NAME	* 6. SSN		7. GRADE/STATUS
(6), (b)(7)	(C)	(b)(6), (b))(/)(C)	E4
ORGANIZATION OR ADD				
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11 31 Jan 6	5 around 1130 alm	ost all the detaile	The more and	and tied and die -
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lalainees h	had a meeting or a gain to chont and i	move towards the	FLOIL OF INC	1 Lance C A VIII
	eain to chont and is k action the detail	nees become throu	ghing rocks c	T rower o 15/4
he cci too	Nacifor the G.	rain throughing ro	icks at the t	ower. My self
-ight After	k action the detail that comp 4 beg more forced to	tota pover := =	ide the town	rshack to avove
nd Spc (b)(6), (ed by rocks. At	O NORE COVER IN S	Λ	letteral manderi
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- 11	1	1 the door. In ere	, ~us ~ ,	۸ ۲۰۰۰
rama u 🛶.	en time we outle	3 1/10	11. 11 ~ R	ter 4 air force
comp 4 ev	ery time we offened	able to fire. sho	Hy thore of	ter 4 oir torce
1	twas the only one	able to fire. sho	Hy thore at	four flosh bong
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towers co were used after about dispeorsed the door	I was the only one me un the towar u	oble to fire. Sho I 2 203's and op and more than 5 ooting the detained to the tower is a Id of statement (b)(6), (b)(7)(C)	n. Hy thore a fine. all o nonlethal rested windows the windows of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of the control of	four flosh bong bonds were fired pushing rocks on ond dents in

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	For use of	SWORN STATEMENT this form, see AR 190-45; the proponent agr	ency is ODCSOPS		
began theory to dispress. Compound 1 The tower to dispress. Compound 1 were throughoused 1 were throughoused 1 rounds for	Title 10 USC Section 301; Title 5 USC To provide commanders and law enform your social security number is used as Disclosure of your social security num Trag-Internment face ME MIDDIF NAME TO TO TO TO TO TO TO TO TO T	PRIVACY ACT STATEMENT C Section 2951; E.O. 9397 dated November in section 2951; E.O. 9397 dated November in section and information and inform	22, 1943 (SSN). Nation may be accurately identified on to facilitate filing and retrieval. 3. TIME 1414 (7) (C) DILLOWING STATEMENT UNDER Call for all Romanized on Scelet force. Shortly, forms of debring detainers y afterward for another discartely and the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the seco	1. FILE NUMBER 7. GRADEISTA E-4-A OATH: Pers to Wee we after After ONCE WE After ONCE	respond to set up in the detain we seen non letha approximate I rounds. und began in between detainers willtary crowd
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10. EXHIBIT		11. INITIALS OF PERSON N (b)(6), (b)(7)(C)	IAKING STATEMENT	PAGE 1 OF	2 MAM PAGES

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR 14017 LS DOTE PER MACHITIES TATEMENT AND AGRICULTUS GOLD INSCATED.

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

STATEMENT OF	(b)(6), (b)(7)(C)	TAKEN AT	14/4	DATED 2005 Jan 31
9. STATEMENT /C	ontinued)			
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WHICH BEGINS OF By Me. The Stat	(b)(7)(C) N PAGE 1, AND ENDS ON PAGE TEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND ELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREE	, HAVE FULLY UNDERSTAN HAVE INITIALED TO	ID THE CONTENTS OF THE	D TO ME THIS STATEMENT E ENTIRE STATEMENT MADE GE CONTAINING THE STATEMENT. I HAVE MADE THIS SION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT
•	•		(Sign	nature of Person Making Statement)
WITNESSES:	•			ore me, a person authorized by law to 31 day of Jaw . 2005
	(b)(6), (b)(7)(C)	admini at	1513 Can	<u></u>
ORGANIZATION			(b)(6), (b)(6)	7)(C)
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			SWORN STATEMENT		
	F	or use of this form,	see AR 190-45; the proponent a	ency is ODCSOPS	
			PRIVACY ACT STATEMENT		
			2951; E.O. 9397 dated November		
			ficials with means by which infor		
•			nal/alternate means of identificat	ion to facilitate filing and ret	rieval.
ISCLOSURE: . LOCATION	Disclosure of your social sec	urity number is volu	ntary. 2. Date (YYYYMMDD)	Lo Tines	
A	11 Tour	. 1 0	1 _	3. TIME	4. FILE NUMBER
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b)(6) (b)(7)(C)	DBCC NAME		(b)(6), (b)	(7)(C)	7. GRADE/STATUS
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tower wit	h debris I	returned	ol - mon attim	Hal sounds	was also assisted
bu mouha	ne al 1 - a		101 1010 = 1C	in tounds	mayo also asisted
(b)(7)(C) A	o or the Rov	ver units	. I fired appr	ox. th non-le	that aounds point w
from the s	shotgun and ic	NON-le	thal Rounds cr	(b)(6), (b)(7)(C)	(b)(
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		TAKEN AT	DATED	
9. STATEMENT (Continued)				
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$_{I, L}(b)(6), (b)(7)(C)$ Which begins on page 1, and ends on page 1.			HAD READ TO ME THIS STATEMENT	
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)(7)(C)			taten	nent)
		Subscribed and sw administer oaths, this	rorn to before me, a person authorized by l day of Jana	
		(b)(6), (b)(7)(C		ary a
ORGANIZATION OR ADDRESS			stering	Oath)
			(Typed Name of Person Administering	g Oath)
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ORGANIZATION OR ADDRESS	(1) (1) (7) (6)		(Authority To Authinistic Dutils	,
	(6), (b)(7)(C)	·	pathoney to Administra datas	·

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			SWORN STATEMENT	-	
		For use of this	form, see AR 190-45; the proponent a	gency is ODCSOPS	
ANTHORNE			PRIVACY ACT STATEMENT		
AUTHORITY: PRINCIPAL PURPOSE:	Title 10 USC	Section 301; Title 5 USC Sec	ction 2951; E.O. 9397 dated November	22, 1943 <i>(SSN)</i> .	
ROUTINE USES:	Your social so	mmanders and law enforceme	ent officials with means by which infor	mation may be accurately id	lentified.
DISCLOSURE:	1001 200191 261	conty number is used as an a your social security number is	additional/alternate means of identificati	ion to facilitate filing and re	trieval.
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	Bucca	, Iraq	31 Jan 2005	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAM	(-) (-)		6. SSN	14:40	7. GRADE/STATUS
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9.	5F2				
(b)(6)	(b)(7)(C)				
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abos at a	pprox. I	200 hrs, I	Ann Didition	(C)	
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and SRA (DIG),	(b)(7)(C)	- unived	on scene wit	th 5591 (6)(6	ed to compound 5).(b)(7)(c) , 5Ra (b)(6),(b)(7)(
). (b)(7)(C) -	ا ل	ias buld to	post in tow	er 5A by	the SOG, TS9+
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Chunks of	Cinder I	1-1-5	1	vegen to g	h me only lethal get pelted with se shot from the
tower and	the s	MOCKS, Non	lethal rounds	began to k	se shot form
with socks	one goo	sund. After	about 15 to 2	20 10000 1400	of being attacked
VIII IDEKS (all of th	e Non letter	1	· · · minutes	of being attacked avins only lethal
or as the	arm. ar	100	- 2 000 000	o, inis lea	auino
he détainer	5	recited up in	the tower win	th me s	avins only lethal tarted to engage were were too many
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	प्राप्तः 2	to 3 min	utes and	in altain	ees were hiding
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	5, I went to compound 8 before I went to 2. I was told to go to
	tower 8 A because the detainers stacked relling Tol
	tower 8 A because the detainers Started yelling. I climed the fower by
	the detainees started yelling at me and they got even more angry. After
h)	I was up in the tower I was then told to come down by Tsst
<i>U)</i>	(6), (b)(7)(C): 555+ (b)(6), (b)(7)(C) After I came down I was told to Standby at
	Compound 5. Then I went to compound 122. After everything settled, No
	Lethals or Non letables were find by me, Ama (b)(6), (b)(7)(C) End of Statemart///
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۱	(Signature of Person Making Statement)
ı	WITHICOCO
ł	Subscribed and sworn to before me, a person authorized by law to
l	55/ (b)(6), (b)(7)(C) at 1440 Comp Brish
ı	(b)(6), (b)(7)(C)
١	ORGANIZATION OR ADDRESS (Signature of Ferson Autoministering Dath)
ı	(b)(6), (b)(7)(C)
I	
	(Typed Name of Person Administering Oath) 7 32 16 5 175
	ORGANIZATION OR ADDRESS (Authority To Administer Oaths)

PAGE 3, DA FORM 2823, DEC 1998

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PAGES

INITIALS OF PERSON MAKING STATEMENT

FOR OFFICIAL ITE ONLY / LAW ENFORCEMENT SENSITIVE

		SWORN STATEMENT			
	For use of	f this form, see AR 190-45; the proponent	agency is ODCSOPS		
AUTHORITY:	Title 10 USC Section 2011 Title 5 US	PRIVACY ACT STATEMENT C Section 2951; E.O. 9397 dated Novembe	er 22 1943 (SSM)		
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ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRI Tement freely without hope of Benefit or Reward, W	ECTIONS AND HAV (b)(6), (b)(7)(C)		MENT. I HAVE MADE THIS
	•		, OR UNLAWFUL INDUCEME
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b)(6), (b)(7)(C)			ement)
		and sworn to before me, a person authorized b	
	administer oath	, ,	. 2005
	(b)(6),	(b)(7)(C)	
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		(Typed Name of Person Administer	ing Oath)
ANIZATION OR ADDRESS			
SANIZATION OR ADDRESS S OF PERSON MAKING STATEMENT b)(6), (b)(7)(C) 10		(Authority To Administer Date	hs)

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b Last Name, First Name $(b)(6), (b)(7)$ 8. Organization or addr)(C)	(b)(6), (b)	(7)(C)	7. GRADEISTATUS E2/Active	•
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10. EXHIBIT		11. INITIALS OF PERSON M	AKING STATEMENT	``	
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	PRIVACY ACT STATEMENT			
	Title 5 USC Section 2951; E.O. 9397 dated Novemb Haw enforcement officials with means by which inf		ntified.	
OUTINE USES: Your social security number	is used as an additional/alternate means of identific			
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		PRIVACY ACT STATEMENT		<u> </u>	· · · · · · · · · · · · · · · · · · ·
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ACLU-RD15491 p.184

10-L-0126 ACLU CID ROI 5638 000150

		SWORN STATEMENT	
	For u	use of this form, see AR 190-45; the proponent agency is ODCSOPS	
		PRIVACY ACT STATEMENT	
AUTHORITY:		5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).	-Militari
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a. NAME, GRADE, TITLE	b. SIGNATURE	C. DATE (TITTIMIDE)
19. DISPOSITION		
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Camp Bucca Form 2713, AUG 2**10-L-0126 ACLU CID ROI 5646**ACLU-RDI 5491 p.192

•	SWORN STAT		
	For use of this form, see AR 190-45; th	e proponent agency is ODCSOPS	
	PRIVACY ACT ST	ATEMENT	
AUTHORITY:	Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 da	ted November 22, 1943 (SSN).	
PRINCIPAL PURPOSE:	To provide commanders and law enforcement officials with means I	v which information may be accurately	identified
ROUTINE USES:	Your social security number is used as an additional/alternate mean:	of identification to facilitate filing and	ratrioval
DISCLOSURE:	Disclosure of your social security number is voluntary.	or recommended to recontact minig and i	CLICAU.
1. LOCATION	2. DATE (YYYYM	(MDD) 3. TIME	4. FILE NUMBER
Camp Bucca	20050131	1445	TO TO MOE!
5. LAST NAME, FIRST NAM	E, MIDDLE NAME 6. SSM		7. GRADE/STATUS
(b)(6), (b)(7)(C)	(b)	(6), (b)(7)(C)	AD/E5.
8. ORGANIZATION OR ADDI	ESS		
732 ESFS			

(b)(6), (b)(7)(C)

, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At approx. 1200 all rovers were called to compound 5. Upon arrival there a large group of detainers at the Front of the compound yelling. The towers formed a line along the fence as a show of force. Then we storted telling the crowd to disperse. The crowd started throwing rocks, boards, and anything else they could throw. Then I started shooting non-lethal crowd dispersal rounds. I fired approx. 30 non lethal rounds. The crowd still did not disperse. Tower 5A started Firing bethal rounds at the crowd of detainees throwing rocks. The crowd dispersed when the lethal rounds were fired. I then received a call to go to compounds land 2, When me and SRA (b)(6), (b)(7)(C) arrived, we ran between compounds I and ?. Immediately we started having rocks and debris thrown at us, I was hit several times by rocks and fired approx. 40 rounds of non-lethal crowd dispursal into 1 and 7. Eventually the crowd dispersed. Then was called to compound 8. We were there as a show of force. No lethal rounds were fired. The crowd dispersed in Compound 8. Then sent to compound 4 as a show of Force. The crowd not aggressive and we did nothing. Then back to compound 5. We formed up in the road with shields, botons, and shotguns. The crowd dispursed and we did not go in. I was Rover-1 100.0000 with us. Rover - 3 was riding with us. Rover - 3 IllEn) of Statement //

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)	PAGE 1 OF	(b)(6), (b)(7)(C) PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF	TAKEN AT DATED		· · · · · · · · · · · · · · · · · · ·

		7)(C)	· · · · · · · · · · · · · · · · · · ·	_ TAKEN AT	1445		DATED	31 Jan	05
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ACLU-RDI 5491 p.194

AUTHORITY: The 10 USC Section 201: File 5 USC Section 205: Ed. 2019 Jed and November 22, 1243 ASW. PRINCIPAL PURPOSE: To provide commanders and low anterneous of Hickais with means by which information may be accurately identified. BECOLORY OF STREET IN THE MINISTER TO PURPOSE CONTROLL OF THE PURPOSE. TO STREET THE STREET IN THE MINISTER THE PURPOSE OF THE PURPOSE OF THE PURPOSE. TO STREET THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE OF THE PURPOSE		tol ase of fin	is form, see AR 190-45; the proponent ag		
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engaging rock throwing detainees with nonlethal shotgon and Sqt (b)(6), (b)(7) As the soldiers on the ground and tower 5A engaged with shotgons, The cletainees fell back to the tent line and continued to throw rocks. Durithis time frame SSG(b)(6), (b)(7)(C) and SPC(b)(6), (b)(7)(C) and arrived with more nonlefor the shotgon, Spc(b)(6), (b)(7)(C) was struck by a crived with more nonlefor the shotgon, Spc(b)(6), (b)(7)(C) was struck by a crived with more nonlefor the shotgon, to the ground. Sqt (b)(6), (b)(7)(C) was struck by a crived with a manage to be used to disperse the rioters. Here soldiers were keep cletainees back until Compound 5 depleted its nonlethal shotgon rounds. It hat point the rioters started moving forward increasing the volume rocks thrown. As they got closer the detainees started throwing larger rocks. Sqt (b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) took a hit to the right leg.	LANGED	The tower,			
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engaging rock throwing detainees with nonlethal shotgun and Sqt (DIG). (DIG) Was standby with lethal, #\$ (DIG). (DIG). As the soldiers on the ground and tower 5A engaged with shotguns, The cletainees fell back to the tent line and continued to throw rocks. Durithis time frame SSC(DIG). (DIG). (C). (DIG). (D	in the town	cat the time 15	1(b)(6), (b)(7)(C) 5, 1(b)(6)), (b)(7)(C) < 1 (b)(6), (b)(7)(C)
As the soldiers on the ground and tower 5A engaged with shotguns, The detainers fell back to the tent line and continued to throw rocks. Durithis time frame SSC (b)(6). (b)(7)(C) and SPC (b)(6). (b)(7)(C) and arrived with more nonle for the shotgun, SPC (b)(6). (b)(7)(C) was struck by a cack on the Kevlar and he proceeded back down to the ground. Sqt with a m203 to be used to disperse the rioters. He rodiers were keep cletainees back until Compound 5 depleted its nonlethal shotgun rounds. That point the rioters started moving forward increasing the volume rocks thrown. As they got closer the cletainees started throwing larger rocks. Sqt (b)(6). (b)(7)(C) took a hit to the right leg. Myself, SSG (b)(6). (b)(7)(C) Sqt (b)(6). (b)(7)(C) and Sqt (b)(6). (b)(7)(C) were using the tower as cover. I gave the order across the compound freque for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PER (b)(6). (b)(7)(C) INIT PAGE 1 OF A P.	engagion			og c	
As the soldiers on the ground and tower 5A engaged with shotguns, The detainers fell back to the tent line and continued to throw rocks. Durithis time frame SSC (b)(6). (b)(7)(C) and SPC (b)(6). (b)(7)(C) and arrived with more nonle for the shotgun, SPC (b)(6). (b)(7)(C) was struck by a cack on the Kevlar and he proceeded back down to the ground. Sqt with a m203 to be used to disperse the rioters. He rodiers were keep cletainees back until Compound 5 depleted its nonlethal shotgun rounds. That point the rioters started moving forward increasing the volume rocks thrown. As they got closer the cletainees started throwing larger rocks. Sqt (b)(6). (b)(7)(C) took a hit to the right leg. Myself, SSG (b)(6). (b)(7)(C) Sqt (b)(6). (b)(7)(C) and Sqt (b)(6). (b)(7)(C) were using the tower as cover. I gave the order across the compound freque for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PER (b)(6). (b)(7)(C) INIT PAGE 1 OF A P.	was at	ock throwing deta	linees with nonle	thal shotgun.	and Jgt (0)(6), (6)(7)
cletainers fell back to the tent line and continued to throw rocks. Durithis time frame SSG(b)(6), (b)(7)(C) and SPC(b)(6), (b)(7)(C) and SPC(c) and arrived with more nonle for the shotown, Spc(b)(6), (b)(7)(C) was struck proceeded back down to the ground. Sqt b)(6), (b)(7)(C) was struck proceeded back down to the ground. Sqt b)(6), (b)(7)(C) and shortly after with a m203 to be used to disperse the rioters. He rioters were keep detainees back until Compound 5 depleted its nonlethal shotown rounds, that point the rioters started moving forward increasing the volume rocks thrown. As they got closer the detainees started throwing larger rocks. Sqt (b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) and Sqt (b)(6), (b)(7)(C) were using the tower as cover. I gave the order across the compound frequent for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PER (b)(6), (b)(7)(C) NT PAGE 1 OF 2 P.	MANC	104 With lethalid	(0)(0), (0)(7)(0)		
this time frame SSC(b)(6),(b)(7)(C) and SP(C)(6),(b)(7)(C) and arrived with more nonle for the shotgum, SpC(b)(6),(b)(7)(C) was struck by arrived with more nonle proceeded back down to the ground. Sqt book on the Kevlar and he arrived shortly after with a m203 to be used to disperse the rioters. At social ers were keep cletainees back until Compound 5 depleted it's nonlethal shotgum rounds. That point the rioters started moving forward increasing the volume rocks thrown. As they got closer the detainees started throwing larger rocks. Sqt b)(6),(b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6),(b)(7)(C) Sqt (b)(6),(b)(7)(C) Sqt (b)(6),(b)(7)(C) and Sqt (b)(6),(b)(7)(C) were using the tower as cover. I gave the order across the compound freque for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PERDUCK.	Hs the sol	diers on the groun	d and tower 5A	engaged with	shotguns, The
this time frame SSC(b)(6).(b)(7)(C) and SP(c)(b)(d)(d) and arrived with more nonle for the shotgow, Spc(b)(6).(b)(7)(C) was struck by a rack on the Kevlar and he proceeded back down to the ground. Sqt (b)(6).(b)(7)(C) arrived shortly after with a mao3 to be used to disperse the rioters. He soldiers were keep cletainees back until Compound 5 depleted its nonlethal shotgon rounds. That point the rioters started moving forward increasing the volume rocks thrown. As they got closer the cletainees started throwing larger rocks. Sqt (b)(6).(b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6).(b)(7)(C) Sqt (b)(6).(b)(7)(C) and Sqt (b)(6).(b)(7)(C) were using the tower as cover. I gave the order across the compound freque for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PER (b)(6).(b)(7)(C) PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE	detainers	fell back to the Le	nt line and com	tioned to them	y rocks. Durir
for the shotgum, Spc (b)(6), (b)(7)(C) was struck by a sock on the Kevlar and he proceeded back down to the ground. Sqt (b)(6), (b)(7)(C) arrived shortly after with a m203 to be used to disperse the rioters. At soldiers were keepede tainees back until Compound 5 depleted it's nonlethal shotgun rounds. That point the rioters started moving forward increasing the volume rocks thrown. As they got closer the detainees started throwing larger rocks. Sqt (b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG (b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) and Sqt (b)(6), (b)(7)(C) were using the tower as cover. I gave the order across the compound frequent for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PERPONICIONAL AND TATTUENT PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF	this time s	= (b)(6), (b)(7)(C)	and SPC (b)(6), (b)(7)(C)	ad annived in	th more noulst
with a made to be used to disperse the rioters. Her soldiers were keep detainees back until Compounds depleted it's nonlethal shotgun rounds, that point the rioters started moving forward increasing the volume rocks thrown, As they got closer the detainees started throwing larger rocks. Sqt (b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG (b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) and Sqt (b)(6), (b)(7)(C) were using the tower as cover. I gave the order across the compound frequent for towers to go red but hold their fire. 11. INITIALS OF PERCONOMINET. 12. PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAG	For the sha	100 (b)(6), (b)(7)(C).	uas struck land	and a lie V	order and ha
with a made to be used to disperse the rioters. Her soldiers were keep detainees back until Compounds depleted it's nonlethal shotgun rounds, that point the rioters started moving forward increasing the volume rocks thrown, As they got closer the detainees started throwing larger rocks. Sqt (b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG (b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) and Sqt (b)(6), (b)(7)(C) were using the tower as cover. I gave the order across the compound frequent for towers to go red but hold their fire. 11. INITIALS OF PERCONOMINET. 12. PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAG	around - /	in I I i Ha	$S_{a} + \frac{b(6)}{b(6)}$	7)(C)	I should atten
cletainees back until Compound 5 depleted it's nonlethal shotgun rounds; that point the rioters started moving forward increasing the volume rocks thrown, As they got closer the detainees started throwing larger rocks. Sqt (b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) and Sqt (b)(6), (b)(7)(C) were using the tower as cover. I gave the order across the compound frequent for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PER (b)(6), (b)(7)(C) FAT PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF P	L'oceeped	back down to the	Jivonia.)(6), (b)(7)(C)	ince were be-
cletainees back until Compound 5 depleted it's nonlethal shotgun rounds; that point the rioters started moving forward increasing the volume rocks thrown, As they got closer the detainees started throwing larger rocks. Sqt (b)(6), (b)(7)(C) took a hit to the right leg. Myself, SSG(b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) Sqt (b)(6), (b)(7)(C) and Sqt (b)(6), (b)(7)(C) were using the tower as cover. I gave the order across the compound frequent for towers to go red but hold their fire. 10. EXHIBIT 11. INITIALS OF PER (b)(6), (b)(7)(C) FAT PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF PAGE 1 OF P	with a m	203 to be used to c	sisperse the riote	215, pr=1 2010	tom minds
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and broke the aless no T	u of the tower just in Front of me
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The detainers brought the wound	led forward at that time.
SELACION CENTRAL POLICIONAL POLIC	
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on seen	to talk to Compound (b)(6), (b)(7)(C)
End of	F Statement
	AFFIDAVIT
(b)(6), (b)(7)(C) Which begins on page $(b)(6), (b)(7)(C)$, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AN	I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE D have initialed the Bottom of Each page containing the Statement. I have made this
STATEMENT PREELY WITHOUT HUPE OF BENEFIT OK REWARD, WITHOUT THE	REAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.
•	(b)(6), (b)(7)(C)
	(Signature of Person Making Statement)
WITNESSES:	Subscribed and sworn to before me, a person authorized by law to
	administer oaths, this day of,, at,
ORGANIZATION OR ADDRESS	(Signature of Person Administering Oath)
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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 identified. Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval. **ROUTINE USES:** Disclosure of your social security number is voluntary DISCLOSURE: 2. DATE (YYYYMMDD) 4. FILE NUMBER 1. LOCATION 2005-01-31 1615 Bucca Tower 413 CAMP 7. GRADE/STATUS 8. ORGANIZATION OR ADDRESS MP BN CAMP BUCCA WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: At approximately 1145, many detainers exted Compound 5's Mosque

tent. They were nightly agitated and began chanting loodly. (unpoint 4 Defainers quickly moved to the south east corner of the Compound to listen. What ever 05 said, riled up C4. They guickly began massing and chanting. They moved over in front if the CCT shack and tower 4A. At This point, I moved all of the 203 rounds from inside The tower shack to the ledge out front. Shortly There after, CP Detainees began Throwing water bottles, chi Bottles, and rocks. At this point I began firing the 203 with crowd round, I aimed first at the Detainees behind the PortaPotties. I fixed several rounds at Them and they moved away. Then I took aim at the Detainees clustered betweenti-1 and 2-1. After hitting several of them on the back or side of the head, they quickly turned Their aggression on This tower and began throwing lots of rocks. I crased firing and SRA (b)(6).(b)(7)(c) and I took cover on the other side of the tower behind The door. when the rode throwing let up, I came out and fired of several more. As the size and quantity of the rocks increased, I ducked back behind the door. This scenario was repeated several times. After approximately 10 mins (maybe) a call came over the radio if anyone needed more ammo. I responded that I did, at least 5 minutes later Spc (b)(6), (b)(7)(C) came running down the road, I tried to give him cover as he approached then climbed the stairs, the arrived with 12 gauge ammo for the shot gun. The crowd Then moved back and began

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after a Polarious prowing rocks at the	e back tower-40, Shortly There-
to know if I needed more anom	n at the base of the tower wanting
to know if I needed more amm, ammo. A SRA jumped out small	bed 7 boxes of ammo and self-t
up the stairs, I covered her an	bed Z boxes of ammo and petted the departing (b)(6), (b)(7)(0) as beg
I could. The four of us then took	c cover behind the door, By
this time the window facing Ce	mpoundy was shattered and rocks
were bouncing of the inside of-	The door, Spc (b)(6), (b)(7)(C) grabbed
the shot sun and tired of Three	(3) rounds, shortly there after
The crowd moved away from the	tower. Spc (b)(6), (b)(7)(C) was able
to veave, as was the SRA, I fir	ed of several rounds when the
crowd moved back around in fro	nt of this tower During his,
we were instructed NOT to so L	the due down in the mortestant
back up firing of a few more	to die down, mly to work itself
crase fire several times. Eve	n time, I repeated back in my
radio-Bravo copies ceasetime.	The compound Thairy settles about
between 1330 and 1345. I personal	lly fired (13) 203 crowd rounds and
(3) 203 point rounds, the entire	e window taking Compound 4 55
has been broken out, the front wi	ndow is partially broken out, and
the door has many large dents in	`ht;
(b)(6) (b)(7)(C)	DAVIT
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BY ME. THE STATEMENT IS TRUE. THAVE INITIALED ALL CORRECTIONS AND HAVE INITI	ALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS ISHMENT, 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 day of
	at
ORGANIZATION OR ADDRESS	(Signature of Person Administering Oath)
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AUTHORITY:	Title 10 USC Section 301: Title 5 U	PRIVACY ACT STATEMENT SC Section 2951; E.O. 9397 dated November	22, 1943 <i>(SSN)</i> .	
PRINCIPAL PURPOSE:	To provide commanders and law enf	orcement officials with means by which infor	nation may be accurately ident	
ROUTINE USES:		es an additional/alternate means of identificat	ion to facilitate filing and retrie	val.
DISCLOSURE: 1. LOCATION	Disclosure of your social security nu	mber is voluntary. 2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
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·	Title 10 USC Section 301; Title 5 U		Y ACT STATEMENT D 9397 dated November	22 1943 (SSN).		
AUTHORITY:	To provide commanders and law enf				lentified.	
PRINCIPAL PURPOSE:	Your social security number is used	as an additional/alter	nate means of identificat	ion to facilitate filing and re	trieval.	
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	-,		2.	. ISN		3. CUSTODY LEVEL
4. COMPOUND # 2	5. BUILDING #	ŧ	6. BUNK	#/CELL#	7. DE	TAIL
8. OBSERVATION			<u> </u>			
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DESCRIBE ANY IMMEDIATI	E MEDICAL ATT	ENTION GIV	EN:			

OBSERVATION REPORTED TO	THE (NOW/MMDD)	c. TIME
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5. ACTIONS OF SUPERVISOR:		
		·
·		c. DATE (YYYYMMDD)
a. NAME, GRADE, TITLE	b. SIGNATURE •	
16. ACTIONS OF INTERMIDIATE REVIEWING	AUTHORITY:	
16. ACTIONS OF INTERMIDIATE REVIEWS		
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17. ACTIONS OF REVIEWING AUTHORITY:		
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	SWORN STATEMENT		
For use of th	nis form, see AR 190-45; the proponent	agency is ODCSOPS	
AUTHORITY: Title 10 USC Section 301; Title 5 USC S PRINCIPAL PURPOSE: To provide commanders and law enforce ROUTINE USES: Your social security number is used as an	ment officials with means by which inf	ormation may be accurately in	
DISCLOSURE: Disclosure of your social security number 1. LOCATION	er is voluntary.  2. DATE (YYYYMMDD)	2 TIME	4. FILE NUMBER
Camp Ruce Compound 9 TUA	20050151	3. TIME	4. FILE NOWIDER
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	\ <del></del>	7. GRADE/STATUS
(b)(6), (b)(7)(C)  8. ORGANIZATION OR ADDRESS	(b)(6), (b)	o)(7)(C)	E9/SPC
105 mm BN Camp Bucca Apo A	6 09375		
Approximinately 1145, after a started in compound 4, instigated and chanting, which got compound of the compound. Compound 4 the then started to throw rocks, per boards in their tents) etc., at all was 4H. I grabbed my skatgun a incoming rocks. Members In the said, "I can't tell who was throwing to fire at who ever was throwing to fire, I did so. I was hit by the fight started, some airforce process hrought to the tower at once was hrought to the tower at once was hrought to the tower 15, 4C, and then targeted tower 15, 4C, around 45-60 minutes into the had ceased thowing the rocks. De then released when all personal when released when all personal was all personal when released when all personal was all personal was all personal was all personal was all personal was all personal was all personal was all personal was all personal was all personal was	compound & had the by compound 5 and yes aftertion in decided they we exces of center his the towers. The word ran to the back cit shack asked the rocks. So when a rock once in the versional assisted me. I fined approximate of them mered approximated of them mered approximated of them mered approximated of them mered approximated of them mered approximated of them mered approximated of them mered approximated of them mered approximated approxi	compound; and then re ere sping to so city ( from un first tower to be side of the why I hadned, to I saw that: he harel above in GA. Down 21 rounds. I trying to cease to the centers point and 3 flush band of arrived.	started yearing on to the east side on in Detainers thouse attacked to the tower avoiding to that yet, and I my knowledge, was I had the appartunity at 10-15 minuter after any (myself) and of non lethal. A mile of non lethal. A mile the detainers from of the compound as into the compound of sinte the compound of the compound as into the compound of the compound as into the compound of the compound as into the compound of the compound as into the compound as a container, by that the odding wear and
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DA EDRM 2822 DEC 190 FOR OFFICIAL USE ONDAYORM 28 3 YOUR NEGRETEMENT SENSITIVE

ATEMENT OF	Compound	(b)(6), (b)(7)(C)	TAKEN AT	1500	DATED	20050131	
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Y ME. THE STAT	6), (b)(/)(C N PAGE 1, AND ENDS OF FEMENT IS TRUE. I HAV	N PAGE VE INITIALED ALL CORRECTIONS BENEFIT OR REWARD, WITHOUT T	. I FULLY UNDERST AND HAVE INITIALEI	VE READ OR HAVE HAD AND THE CONTENTS OF THE BOTTOM OF EACH MENT, AND WITHOUT CO.	THE ENTIRE STATEME PAGE CONTAINING TI	INT MADE  STATEMENT: I HAVE M.  SFLUENCE, OR UNLAWFUL	ADE THIS NDUCEME
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				minister oaths, this	day of		
					(Signature of Person Ad	ministering Oath)	
DRGANIZATION	OR ADDRESS						
ORGANIZATION (	OH ADDRESS				Typed Name of Person A	Administering Oath)	
ORGANIZATION (				(	Typed Name of Person A		

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· ·	SWOR	N STATEMENT		****	-	
	For use of this form, see AR 1		gency is ODCSOPS	4		
PRINCIPAL PURPOSE: To provide commanders a  ROUTINE USES: Your social security number	PRIVACY ; Title 5 USC Section 2951; E.O nd law enforcement officials wit er is used as an additional/altern security number is voluntary.	h means by which inform	mation may be accurately ide	ntified. rieval.		
1. LOCATION		E <i>(YYYYMMDD)</i>	3. TIME	4. FILE NU	MOCD	
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8. ORGANIZATION OR ADDRESS  732nd ESFS/C Company/ 1st 3/1	toon, Camp B	nera Tric			• 102	
(b)(6), (b)(7)(C)		•	OLLOWING STATEMENT UN	NER OATH-		
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Missed myself and Amn	The found	I filed	hit the fen	e fabric	a E	
o and bounced back at me	No injuly for	om the de-	tainee or my	Self	Canh	
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		)(U), (U)( / )(C)		PAGE 1 OF	<i>.</i> .	PAGES

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FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

S USAPA VI.00
Exhibit

ATEMENT OF	TAKEN AT	DATED
STATEMENT (Continued)		
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	•	
I, Sort (b)(6), (b)(7)(C) WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE OPE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORREC STATEMENT FREELY WITHOUT HOPE OF BENEFIT, OR REWARD, WI	I FULLY UNDERSTAND THE C	R HAVE HAD READ TO ME THIS STATEMENT CONTENTS OF THE ENTIRE STATEMENT MADE TOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT (7)(C)
		(Signature of Person Waxing Statement)
WITNESSES:	administer oat	
	(b)(	vaid shock, compound 7; there is internment fail 6), (b)(7)(C)
ORGANIZATION OR ADDRESS		(Signature of Person Administering Oath)
		(Typed Name of Person Administering Oath)
ORGANIZATION OR ADDRESS	732 >	ECURITY FORCES (Authority To Administer Oaths)
NITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)	***************************************	

PAGE 3, DA FORM 2823, DEC 1998 ACLU-RDI 5491 p.210

10-L-0126 ACLU CID ROI 5664 1 000176 1 000180 (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (1990) (19

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4. COMPOUND#	# 5. BUILDING # 6. BUNK #/CELL # 7. E				7. DE	TAIL			
8	8 Shower building								
8. OBSERVATION									
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11. OBSERVATION SUM	MARY ( G	l Give an in	n-depth descr	iption of	the o	bservation;	include	all ne	ecessary information,
provide attachment if neces	sary):	) <i>e l</i> e	ha landon	1	mel.	£., 411	, ,	a	Als H Cama
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14. OBSERVATION REPORTED TO	/3.	
a. SUPERVISORS NAME (Last, First, Middle Initial)		
a. 301 ERVISONS NAIME (Last, First, middle initial)	b. DATE ( YYYYMMDD)	c. TIME
15. ACTIONS OF SUPERVISOR:		
•		b
a. NAME, GRADE, TITLE .	b. SIGNATURE	c. DATE (YYYYMMDD)
		C. DATE (TTTMINDD)
16. ACTIONS OF INTERMIDIATE REVIEWING AU	THORITY:	
y*		
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE (YYYYMMDD)
17. ACTIONS OF REVIEWING AUTHORITY:		
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40. COMMANDING OFFICER REVIEW AND ACTIO		
18. COMMANDING OFFICER REVIEW AND ACTIO	ONS	
a. NAME, GRADE, TITLE	b. SIGNATURE	c. DATE ( YYYYMMDD)
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19. DISPOSITION		
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Camp Bucca 76911 2743, 2AUG 2004		Page 2 000 Plages

### S'NORN 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). To provide commanders and law enforcement officials with means by which information may be accurately identified. PRINCIPAL PURPOSE: **ROUTINE USES:** Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval. DISCLOSURE: Disclosure of your social security number is voluntary. 1. LOCATION 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER 2005013 6. SSN 7. GRADE/STATUS 105TH MP BN WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: AT 1130 ON 20050131 COMPOUND 5 STARTED CHANTING. SHORTLY AFTER OUR COMPOUND, CONPOUND 4 STARTED CHANTENG AND ALSO STARTED TO RUSH

OUR COMPOUND, CONPOUND & STARTED CHANTENG. SHORTLY A FTER OUR COMPOUND, CONPOUND & STARTED CHANTENG AND ALSO STARTED TO RUSH SALLEY PORT GATE, I WENT OUTSIDE WITH THE REST OF THE CCT'S TO SEE WHAT WAS HAPPENING, AND AT THAT TIME WE STARTED TAKING INCOMING, THE INCOMING INCLUDED MUD CLUMPS, BRICKS, BOCKS, SANDALS, CHAI BOTTLES, AND A FEW STEEL RODS. I SAW TOWER AND THROW A FLASH BANG, I WAS TOLD YES, I THREW 2 FLASHBAKS FROM TOWER HA, AFTER THAT AIR FORCE SHOWED UP AND ASSISTED TOWER HAD CAME BACK DOWN TO THE CLT AREA AND ASSISTED WHENER WEEDED. IN END OF STATEMENT

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)	PAGE 1 OF	PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF	TAKEN AT DATED		·

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l,			
/HICH BEGINS ON PAGE 1, AND ENDS ON P. Y Me. The statement is true. I have	PAGE INITIALED ALL CORRECTIONS	, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MAI	THIC
TATEMENT FREELY WITHOUT HOPE OF BEN	NEFIT OR REWARD, WITHOUT	THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL IN	DUCEME
		(Signature of Person Making Statement)	
HTNESSES.		Subscribed and swarp to before me, a person sutherized by law to	
VITNESSES: ·		Subscribed and sworn to before me, a person authorized by law to administer oaths, this day of	
		administer oaths, this day of, at	
		administer oaths, this day of, at	
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ORGANIZATION OR ADDRESS	· ·	administer oaths, this day of, at	
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### FOR OFFICIAL USE ONLY Law Enforcement Sensitive ROI NUMBER 0008-05-CID939 AGENT'S INVESTIGATIVE REPORT 0009-05-CID579-40002 CID Regulation 195-1 Page 1 of 1 About 0900, 01 Feb 05, this office received a Request For Assistance (RFA) 0009-05-CID579-40002, from SA(b)(6), (b)(7)(C) Special Agent-in-Charge, 380th Military Police Detachment, Camp Bucca, Iraq, APO AE 09375, requesting information on the Internment Serial Numbers (ISN) and medical status of the two detainees brought to Tallil, Iraq from Camp Bucca for medical treatment. About 1000, 01 Feb 05, SA(b)(6), (b)(7)(C) this office, and Interpreter MS(b)(6), (b)(7)(C) b)(6), (b)(7)(C)GS-13, this office, responded to the Expeditionary Medical Support (EMEDS) tent and ISN (b)(6), (b)(7)(C) in the Intensive Care Unit (ICU), stable with a gunshot wound to the left arm. SA(b)(6), (b)(7)(C) and MS.(b)(6), (b)(7)(C) interviewed who related he was returning to his tent when he was shot in the arm by an American soldier. He further related the demonstration mounted at the Camp Bucca Detention Facility started when the detainees were allowed to return to their tents after a routine search, at which time an unknown detainee discovered his Koran torn and laying on the ground. SA treatment records for See Treatment Records) About 1330, 01 Feb 05, SA (b)(6), (b)(7)(C) and MS.(b)(6), (b)(7)(C) returned to the EMEDS tent and ISN(b)(6), (b)(7)(C) in ICU stable with a gunshot located the second detainee, wound to the right leg. SA ind MS(b)(6), (b)(7)(C) interviewed interviewed how related he was standing in front of his tent watching the demonstration at which time he was shot in the leg by an American soldier. He further related the demonstration began when the new guards conducted a routine search of the detainee tents and upon returning to the tents, two unknown detainees discovered their Korans torn and laying on the ground. SA btained copies of treatment records for Records) About 1630, 01 Feb 05, SA (b)(6),(b)(7)(C) ecovered two small bullet fragments and a small bone fragment which were removed from the right leg o (b)(6), (b)(7)(C) uring surgery from MAJ(b)(6), (b)(7)(C) 86th Combat Support Hospital (CSH). Evidence was collected on Evidence/Property Custody Document (EPCD), Voucher Number (VO) 063-05. (See EPCD)///LAST ENTRY///

ORGANIZATION 380th Military Police Detachment (CID)

LSA Adder, Tallil, Iraq APO AE 09331

APO AE 09331

01 Feb 05

EXHIBIT

II

CID FORM 94-E

FOR OFFICIAL USE ONLY Law Enforcement Sensitive

10 PROTECTIVE WORKING IS EXCLUDED FROM ROI 5669

(Automated)

AGENT'S INVESTIGATION REPORT CID Regulation 195-1	ROI NUMBER 0009-0	5-CID579-40001
Old Regulation 195-1	PA	GE 1 OF 6
About 1000, 1 Feb 05, $SA^{(b)(6), (b)(7)(C)}$ coordinated with S NCOIC, Patient Administration Division (PAD), 115 th F medical records pertaining to $(b)(6), (b)(7)(C)$ ISN $(b)(6), (b)(7)(C)$ ISN $(b)(6), (b)(7)(C)$ ISN $(b)(6), (b)(7)(C)$ ISN $(b)(6), (b)(7)(C)$ ISN $(b)(6), (b)(7)(C)$ ISN $(b)(6), (b)(7)(C)$ (See Medical Records incorrectly display $(b)(6), (b)(7)(C)$	ield Hospital, CBI, when ISN (b)(6), (b)(7)(1) ISN (b)(6), (b)(7)(C) dical Records)	,
About 1405, 1 Feb 05, SA(b)(6), (b)(7)(C) interviewed SGT 105thMP BN, CBI, who provided a sworn statement w ground after lethal ammunition was used in Compound	herein he said he saw	, HHC, two detainees on the
About 1500, 1 Feb 05, SA ^{(b)(6), (b)(7)(C)} coordinated with 1I AMSC, CBI, who stated (b)(6), (b)(7)(C) had a puncture wound stated that there were no rounds recovered from any c	to the right buttock.	520 th 1LT (b)(6), (b)(7)(C) _a lso eased detainees.
About 1540, 1 Feb 05, SA(b)(6), (b)(7)(C) interviewed SPC 105thMP BN, CBI, who provided a sworn statement when a riot started in Compound 5. He started with verpresentation of non-lethal force and eventually used not to throw rocks at his tower from both Compounds 4 and	nerein he stated he w rbal commands and t on-lethal force after th	hen escalated to e detainees continued
About 1600, 1 Feb 05, SA (b)(6), (b)(7)(C) interviewed SFC (b) Operations Branch/Sergeant of the Guard (DOB/SOG) sworn statement wherein he said he gave the order to firing. (See Statement)	HHC, 105thMP BN.	Detainee CBI, who provided a n, but to hold off from
About 1915, 1 Feb 05, SA (b)(6), (b)(7)(C) attended an After A (b)(6), (b)(7)(C) 586 th ESFS, CBI, where 9 s damaged Korans but denied damaging them.	Action Review (AAR) p several Airmen stated	provided by CPT (b)(6), (b)(7) they observed
About 1045, 2 Feb 05, SA (b)(6), (b)(7)(C) Interviewed Amn (b) 732nd Expeditionary Security Forces Squadron (ESFS) wherein he stated he responded to Compound 5 and wagainst detainees. Amn (b)(6), (b)(7)(C) also annotate on the ground inside Compound 5 on a diagram provid Diagram)	), CBI, who provided a vas in Tower 5A when ed the locations of the	lethal force was used dead detainees he saw
About 1245, 2 Feb 05, SA ^{(b)(6), (b)(7)(C)} obtained a letter from 105thMP BN, Counter Intelligence, TIF, CBI, that was f	om SPC <mark>(b)(6), (b)(7)(C</mark> ound on the outside p	, HHC, perimeter of Compound
TYPE AGENT'S NAME AND SEQUENCE NUMBER $(b)(6),(b)(7)(C),(b)(7)(F)$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 0937	5
SIGN	DATE 6 Feb 05	EXHIBIT 13

FOR OFFICIAL USE ONLY LAW ENFO	ORCEMENT SELISITIVE
AGENT'S INVESTIGATION REPORT CID Regulation 195-1	ROI NUMBER 0009-05-CID579-40001
	PAGE 2 OF 6
DETAILS  5. detailing how the data is a	
5, detailing how the detainees in Compound 5 were goi Compound 5 and requested other detainees do the san	ne. (See Arabic note and Translation)
About 1313, 2 Feb 05, SA (b)(6), (b)(7)(C) interviewed SPC 105thMP BN, CBI, who provided a sworn statement who the riot and heard lethal force used. SPC (b)(6), (b)(7)(C) also a saw inside Compound 5 on a diagram provided by this contract the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement who have the same statement which which is same statement which is same statement who have the same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same statement which is same	(b)(6), (b)(7)(C), HHC, erein he said he was in Compound 5 during annotated the locations of the detainees he office (See Statement and Diagram)
About 1536, 2 Feb 05, SA(b)(6), (b)(7)(C) interviewed SPC(105thMP BN, CBI, who provided a sworn statement who the riot and observed a detainee get shot in front of the annotated the locations of the detainees he saw inside office. (See Statement and Diagram)	erein he said he was in Compound 5 during
About 1920, 2 Feb 05, SA (b)(6), (b)(7)(C) re-interviewed SGT statement wherein he stated he saw two detainees fall to (b)(6), (b)(7)(C) also annotated the locations of the detain soldiers he saw on Tower 5A on two diagrams provided Diagrams)	o the ground after they were shot. SGT
About 2000, 2 Feb 05, SA (b)(6), (b)(7)(C) re-interviewed SSG (b) wherein he stated he saw SGT (b)(6), (b)(7)(C) fire lethal ammurannotated the locations of the detainees he saw inside C three diagrams provided by this office. (See Statement a	nition from Tower 5A. SSG (b)(6)(b)(7)(c) also compound 5 and soldiers on Tower 5A on and Diagrams)
About 1439, 3 Feb 05, SA(b)(6), (b)(7)(C)interviewed SrA(b)(5), CBI, who provided a sworn statement wherein he shot with a lethal round. Sra(b)(6), (b)(7)(C) also annotated the riot on a diagram provided by this office. (See Statement	)(6), (b)(7)(C), 732nd said he saw one detainee fall after being le locations of the detainees involved in the t and Diagram)
AGENT'S COMMENT: On page two of SrA (b)(6), (b)(7)(C) s (b)(7)(C) who was firing lethal ammunition. He was not malifiring lethal ammunition.	
About 1607, 3 Feb 05, SA(b)(6), (b)(7)(C) interviewed SPC(b) 105thMP BN, CBI, who stated he was in tower 5B/4D with the stated during the riot they ran out of non-lethal ammuras denied. He did not see who fired the lethal rounds are that ammunition. SPC(b)(6), (b)(7)(C) neard the lethal rounds from behind him in Compound 5. He couldn't tell where in Compound 5. He heard seven or eight lethal rounds fired	h SPC (b)(6), (b)(7)(C) when the riot started. nition and he requested to go lethal but nd did not see any detainees get hit with being fired and stated they were coming
(b)(6), (b)(7)(C)	30 th MP DET (CID) (FWD) amp Bucca CID amp Bucca, IZ APO AE 09375
GNATURE	ATE EXHIBIT

ACLU-RDI 5491 p.217 for official use of 26 WEC PC FC DEROIS 711 1000222

EXHIBIT

	AGENT'S INVESTIGATION REPORT  CID Regulation 195-7	ROI NUMBER 0009	-05-CID579-40001
			AGE 3 OF 6
	TAILS		
did ha	d not fear for his life while in Tower 5B/4D, but add ave been necessary for him to use lethal force.	ed if the riot had laste	ed much longer it would
ap an (Se	pout 1802, 3 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA SFS, CBI, who provided a sworn statement wherein peared to have come from Tower 5A. SrA (b)(6), (b)(d) soldiers he saw inside Compound 5 and on Tower ee Statement and Diagrams)	he stated he heard to the local to the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local the local t	
bei sav	out 2040, 3 Feb 05, SA interviewed SrA interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text) interviewed SrA (text	he stated he saw two annotated the locations office. (See Staten	
the sho	out 0925, 4 Feb 05, SA ^{(b)(6), (b)(7)(C)} interviewed SPC (MC, CBI, who provided a sworn statement wherein riot in Compound 5. SPC ^{(b)(6), (b)(7)(C)} also annotated of on a diagram provided by this office. (See Staten	she stated she saw I the location of the d nent and Diagram)	520 th one detainee shot during etainee who she saw
deta obs Force commet star deta her. mas deta letha b)(6), (6)	but 1045, 4 Feb 05, SA bio (b) (7) (C) interviewed SPC (b) (b) (7) (C) (c) (b) (d) (d) (d) (d) (d) (d) (d) (d) (d) (d	Compound 8 when S Compound 8 when S Compound 8 when S Compound 8 when S Compound 8 when S Compound 5 started throwsonnel. The detained of firing non-lethal amack, because some of dical shack at Compound 5, the riot appeared the sally port. She dical shack at the sally port of the sally port of the started treating shot wound between the sally port of the sally port of the started treating shot wound between the sally port of the sally port of the started treating shot wound between the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally port of the sally p	Air Force Security by using verbal ving rocks and pieces of es in Compound 8 also munition at the of the rocks almost hit bund 8 and open the to be over and the d not see anyone fire the wounded. SPC his eyes, another with a ler his left arm. There where or how. She d not make any
		amp Rules, and App	endix B, (JTF-7; Rules
	AGENT'S NAME AND SEQUENCE NUMBER $(6),(b)(7)(C),(b)(7)(F)$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 0937	75
SIGNAT		DATE 6 Feb 05	EXHIBIT 13
ID FOR	DDI 5404 p 210 FOR OFFICIAL LISE ONLY LAW THE		

AGENT'S INVESTIGATION REPORT  CID Regulation 195-1	ROI NUMBER 0009-05-CID579-40001
DETAILS	PAGE 4 OF 6
of Force for Detention Facilities from SSgt(b)(6), (b)(See Documents)	(7)(C) 586 th ESFS, CBI.
AGENT'S COMMENT: According to Appendix B, CJTF use of deadly force is authorized in self defense of coali	(Frago 741) and Rules of Engagement, sition Forces.
About 1440, 4 Feb 05, SA (b)(6),(b)(7)(C) Interviewed SGT (b) statement wherein he stated he saw one detainee shot (b)(6), (b)(7)(C) also annotated the location of the detained this office. (See Statement and Diagram)	(6), (b)(7)(C) who provided a sworn
About 1515, 4 Feb 05, SA (b)(6), (b)(7)(C) interviewed Amn (b) ESFS, CBI, who stated he was dispatched to the front of formation in front of the compound as a show of force. To other debris. The guards started engaging the detainees flashbangs with little effect. At some point, someone used detainees back up. He saw one detainee on the ground calmed down he was dispatched to an area between Coldetainees when they were shot with lethal ammunition.	f Compound 5. They formed up in a line The detainees started throwing rocks and s with non-lethal ammunition and lethal ammunition and he saw several
About 1540, 4 Feb 05, SA (b)(c), (b)(7)(c) interviewed A1C (b)(C)BI, who stated he was dispatched to Compound 5 for a the vehicle and saw rocks, boards and other debris comin at the detainees and telling them to get back away from the and continued to throw debris. The guards began shootin ammunition. This continued for approximately 10 minutes thought it was a flashbang. He heard someone say, "What and saw someone in the tower with a rifle and scope attack the compound and saw detainees on the ground. After all second shot, but didn't see anything else as he was concerned to Compound 2 to assist with the rioting detainees in the location of the detainee who was shot on a diagram process.	potential riot. Upon arrival, he got out of ng over the fence. The guards were yelling he fence. The detainees did not comply ng at the detainees with non-lethal s. At some point, he heard a shot but o's shooting lethal?" He looked around ched. He looked back down and scanned bout five to ten seconds, he heard a entrating on the compound. He was then
About 1642, 4 Feb 05, SA (b)(7)(C) interviewed SrA (b)(6)(7)(C) interviewed SrA (b)(6)(6)(7)(C) interviewed SrA (b)(6)(6)(6)(7)(C) interviewed SrA (b)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)	b), (b)(7)(C)  ein he said he heard lethal shots being of them. SrA(b)(6), (b)(7)(C) also
About 1713, 4 Feb 05, SA ^{(b)(6), (b)(7)(C)} interviewed SSgt <mark>(b)(</mark> ESFS, CBI, who provided a sworn statement wherein he s	(1)(7)(0)
YPE AGENT'S NAME AND SEQUENCE NUMBER	th MP DET (CID) (FWD)
A(b)(0),(b)(7)(C),(b)(7)(F)	np Bucca CID np Bucca, IZ APO AE 09375

AGENT'S INVESTIGATION DEPOS	ROINUMBER	
AGENT'S INVESTIGATION REPORT	0009	-05-CID579-40001
	F	PAGE 5 OF 6
DETAILS		
the ground after having been shot during the riot in (locations of the detainees who were shot and soldier provided by this office. (See Statement and Diagran	IS THE SAW AN LAWAR E	^{6), (b)(7)(C)} also annotated the A on two diagrams
About 1811, 4 Feb 05, SA(b)(6), (b)(7)(C) interviewed P\HC, 105thMP BN, CBI, wherein he stated he was rethe TIF until about 1300, 31 Jan 05, when all was call		
About 1818, 4 Feb 05, SA (b)(6), (b)(7)(C) interviewed SS 105thMP BN, CBI, wherein he stated he was not wor until between 1330 and 1400 when Compound 5 had	G(b)(6), (b)(7)(C) king during the riot ar l already calmed dow	, HHC, nd did not arrive in the TIF n.
About 1200, 5 Feb 05, SA (b)(7)(C) 520th ASMC, CBI, for clarification and information (b)(6), (b)(7)(C) reviewed ABID'S medical records, which is chest wall at mid back. MAJ (b)(6), (b)(7)(C) stated that the below the armpit). MOUSA'S medical records reflect that his notes in MOUSA'S medical records were incompared that his notes in MOUSA'S medical records were incompared to the photographs of the injury wound was on the left side of the back. MAJ (b)(6), (b)(7)(C) reviewed the photographs of the injury wound was on the left side of the back. MAJ (b)(6), (b)(7)(C) medical records indicating the wound was on the left state entrance wound was the right parietal and the exit entrance wound was lower than the exit wound. MAJ could have been bending down to pick up a rock or so indicated a wound to the lower left leg. MAJ (b)(6), (b)(7)(C) left shin and fragmented against the bone.	clon regarding the worldicated the entrance e exit wound was at the ed a gunshot wound to the wound. MAJ (b)(6), (b) (c) (c) (d) (d) (d) (d) (d) (d) (d) (d) (d) (e) (e) (e) (e) (e) (e) (e) (e) (e) (e	wound was in the left he right axillae (just to the right upper back. b)(7)(C) stated he believed ound was on the left side. In the copies of the edical records indicated SA(b)(6),(b)(7)(C) asked if the yes, and stated, "he medical records
About 1203, 5 Feb 05, SA (b)(6), (b)(7)(C) interviewed SSg 732nd ESFS, CBI, who provided a sworn statement wobserved a soldier firing lethal rounds into Compound locations of detainees who were shot and soldiers he statement and Diagrams)	herein he stated he w	vas at Compound 5 and Dannotated the three diagrams provided
About 1228, 5 Feb 05, SA (b)(6), (b)(7)(C) interviewed TSgt (CBI, who provided a sworn statement wherein he state from Tower 5A. TSgt (b)(6)(6)(F)(C) annotated the locations of saw on Tower 5A on three diagrams provided by this c	ed he saw SGT ^{(b)(6), (b)(7}	
About 1305, 5 Feb 05, SA(b)(6), (b)(7)(C) interviewed SrA(CBI, who provided a sworn statement wherein he state	(b)(6) (b)(7)(C)	
YPE AGENT'S NAME AND SECHENCE NUMBER $(a)(b)(6),(b)(7)(C),(b)(7)(F)$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 0937	75
GNATURE (b)(6), (b)(7)(C)	DATE	EXHIBIT
D FORM 94	6 Feb 05	13

FOR OFFICAL USE ONLY LAW EN	FORCEMENT SENSITIVE	
AGENT'S INVESTIGATION REPORT CID Regulation 195-1	ROI NUMBER 0009-0	5-CID579-40001
	PA	GE 6 OF 6
three rounds into Compound 5. SrA (b)(6).(b)(7)(C) annotated and soldiers he saw on Tower 5A on three diagrams Diagrams)	d the locations of the operations of the operati	letainees who were shot . (See Statement and
About 1429, 5 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA 732nd ESFS, CBI, who provided a sworn statement woobserved two wounded detainees on the ground between any detainees being shot or see who fired. SrA (b)(6) detainees he saw inside Compound 5 and soldiers he by this office. (See Statement and Diagrams)	wherein he stated he waveen tents 2-1 and 3-1  (b)(7)(C) appointed	. He did not observe
About 1542, 5 Feb 05, SA ^{(b)(6), (b)(7)(C)} interviewed SSgt 732nd ESFS, CBI, who provided a sworn statement with the ground after being shot. SSgt ^{(b)(6), (b)(7)(C)} annota diagrams provided by this office. (See Statement and	nerein he stated he s ted the location of the	aw one detainee lying on detainee on two
About 1958, 5 Feb 05, SA (b)(6), (b)(7)(C) interviewed SG MP BN, CBI, who provided a sworn statement whereis carried up to the sally port entrance during the riot in (locations of the detainees he saw inside Compound 5 Statement and Diagram)	n he stated he saw wo Compound 5 SGT	bunded detainees being
About 1300, 6 Feb 05, SA (b)(6), (b)(7)(C) coordinated with 244-02-0822, HHC 105th MP BN, CBI, who provided training and personnel records. There were no marks and Personnel Records)///LAST ENTRY///	copies of $SGT^{(b)(6)}$ , $(b)(7)$	(C) and SCT $(b)(6)$ $(b)(7)(C)$
·		
•	•	
TYPE AGENT'S NAME AND SEQUENCE NUMBER $SA(b)(6),(b)(7)(C),(b)(7)(F)$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, IZ APO AE 0937	5
SIGNATURE (b)(6), (b)(7)(C)	DATE 6 Feb 05	EXHIBIT \3

For use of this form, see AR 190-45: The	SWORN STATEME	NT	
LOCATION  Baghdad Central Confinement Faciltiy  Abu Ghraib Prison, APO AE 09342	DATE 1 Feb 05	Time  1 Uas (b)(6), (b)(7)	FILE NUMBER
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)	SOCIAL SE(b)(6), (b	)(7)(C)	GRADE/STATUS SGT/RA
ORGANIZATION OR ADDRESS HHC, 105 th MP BN, National Guard			
I, SGT(b)(6), (b)(7)(C)	want to make th	ne following statem	ent under oath:

I want on duty 0600, 31 Jan 05, and was assigned to Tower 5A, at compound SSG (b)(6), (b)(7)(C) NCOIC of Compound 5, told us there would be a shakedown in compound 5 by the Air Force visitation section. About 0700, all the detainees were brought in to conduct a headcount and the Air Force Team entered the compound. The detainees were quite and there was no problem until the Air Force left. I observed the Imam at the Sally Port and he was talking through the interpreter SSG (b)(6), (b)(7)(C). At that time I don't know what they are discussing. Later SSG (b)(6), (b)(7)(C) told me over the radio that the Imam stated one of the Air Force personnel tore up a Koran in one of the tents. About 1130, I observed what area to about 90% of the detainees enter the mosque. That is unusual . I heard someone over the radio report there were several detainees in the mosque and I assumed it was some type of The detainees were in mosque about 15 minutes and then exited and entered in mass the holding area and sally port. We observed them at first, but then they started tearing up the Geneva Convention signs and wooden benches and throwing the signs and wood on top of the concertina wire and pushing it down with their feet. I think SSG (b)(6)(b)(7)(C) and someone else fogged the detainees with OC spray. The detainees dispersed and about 15 seconds later they started throwing objects at the tower. It was not until some of the objects landed on the tower that I realized it was pieces of cinder blocks. I started to try to fire my non-lethal shotgun rounds, but none of them fired. I yelled down to SSG (b)(6),(b)(7)(C) that I was out of ammo and he went to get me some more. An Airman came up in the tower with me and he had a 203. There were 4 crowd and one point non-lethal 203 rounds in the tower. He fired all five of the rounds at detainees who were in the center of the compound between tent rows two and three. After he was out of rounds, the detainees were still throwing rocks at the tower. Several soldiers and Airman came up and down the tower to see what was I am not sure of the order but SGT  $^{(b)(6),\,(b)(7)(C)}$  and SFC  $^{(b)(6),\,(b)(7)(C)}$  and SSG (b)(6),(b)(7)(C) all came in the tower. The Airman ran out of non-lethal 203 rounds and about that time the window was broken. I heard SGF (D)(6)(5)(7)(C) say "Go Red", and the Airman and me went inside the Tower to get my M-16 and rounds. While I was loading my M-16 and I heard a shot and then more shots but I am not sure how many.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	
1	(b)(6), (b)(7)(C)	1 //
		PAGE OF PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)





DATED 1 Feb 05

CONTINUED:

I looked out between tent rows two and three and saw a detainee lying on the ground. I then exited the tower and observed the compound. I continued to observe and notice another detainee lying next to the other detainee. More non-lethal ammo for the shotgun and 203 was brought up and I unloaded my M-16 and put it back in the tower, then loaded the shot gun with non-lethal and observed the compound. I think SFC (6)(5)(6)(7)(C) left and then sometime later I saw SGT (b)(6), (b)(7)(C) unloading his M-16 and counting his rounds on the floor of the tower. I started getting the attention of the detainees with a whistle and directing them to bring up the wounded. After they brought all the wounded up, the detainees stood out in front of the Compound Control team (CCT) and chanted and things pretty much calmed down.

- Q. To your knowledge is there a SOP for use of Force in the compound?
- A. Yes, lethal and non-lethal. Posted in each tower is non-lethal and lethal guidance.
- Q. Did you fire any lethal rounds?
- A. No.
- Q. Did you fire any non-lethal rounds?
- A. Yes, about 30 to 40 rounds. These were crowd, which is rubber buckshot and point rounds, which a rubber
- Q. Before firing the non-lethal rounds what did you do?
- A. I yelled "KIFF", which is Arabic for stop, then chambered a round and then pointed the shotgun at the detainees.
- Q. Why did you fell the need to use non-lethal force?
- A. The detainees were throwing rocks at us. The force was to protect myself, fellow soldiers and to stop the detainee from throwing the rocks.
- Q. Did you aim your shots?
- A. I tried, using the front bead on the shotgun.
- Q. Did you fire any warning shots?
- A. No.
- Q. Did you witness SGT (b)(6), (b)(7)(C) firing any non-lethal rounds?
- A. No.
- Q. Did he have a non-lethal weapon?
- A. Not in the tower.
- Q. Did you witness him firing any lethal rounds?
- A. Just his very first shot.
- Q. Did you see what or whom he was shooting at?
- A. No.
- Q. What type of weapon was he firing?
- A. M-16A2.
- Q. Did he fire on burst or semi?
- A. I believe semi.
- Q. Did you fear for your life or the lives of others?
- A. Yes.
- Q. Why?
- A. I believed that if we were struck in the head with one of the rocks we could have been seriously injured or killed. I was worried that someone could have been knocked off the tower.
- Q. Did anyone give an order to shoot a detainee?
- A. Not to my knowledge.
  Q. Did SFC give the order to go red?
- A. Yes.
- Q. Did you take that as a lawful order?
- A. No. I took it to mean I could lock and load my weapon.
- Q. You did not take that to mean you had to shoot a detainee?

- A. Yes,
- Q. Do the guards have to be given permission to go red?
- A. No. I think some of the soldiers think you do. I heard rumors that guards in compound 4 were asking to go red, but they were told they were not authorized.
- O. What was being thrown by the detainees?
- A. Mostly cinder block pieces.
- Q. I think the cinder blocks come from under the tents of the detainees. The blocks are used to lay the floors on.
- Q. Did you see any detainee trying to escape?
- A. Not to my knowledge.
- Q. Are you friends with SGT (b)(6), (b)(7)(C)
- A. No, we work together and I did not know him before this deployment.
- Q. Has he discussed the shooting with you?
- A. No.
- Q. Did you witness SGT (b)(6), (b)(7)(C) counting his rounds in the tower?
- A. I observed him empty his rounds from the magazine, but I do not know how many rounds he fired.
- Q. Do you know if the scope on SGT^{(b)(6), (b)(7)(C)} weapon is Government issued?
- A. I don't know.
- Q. Has SGT (b)(6), (b)(7)(C) ever voiced any personal dislike for the detainees in your presence?
- A. No.
- Q. Do you believe SGT (b)(6). (b)(7)(C) was justified in using lethal force?
- A. Yes.
- Q. Why didn't you use lethal force?
- A. By the time I loaded my M-16 the detainees had dispersed. Prior to that I felt I would have been justified to use deadly force, but I choose not to based on my previous experience as a Law Enforcement Officer.
- Q. Are you National Guard?
- A. Yes.
- Q. What is your job as a civilian?
- A. Deputy Sheriff and have been for five years.
- Q. Do you have any knowledge of any soldier or airman defacing the Koran in compound 5?
- A. No. I was told that it happened but I don't know it to be true.
- Q. How many detainees are in Compound 5?
- A. Over 700.
- Q. Prior to the Air Force entering the compound for the shake down was a 100% head count conducted?
- A. No.
- Q. Is that SOP?
- A. Yes.
- Q. How do you know that everyone is in the holding area?
- A. A walk through is conducted.
- Q. Were there any detainees still in the tents after the shake down began?
- A. While the Air Force was conducting the shake down in the rear tents, I saw three detainees walking from tent row 1.
- They were instructed to enter the holding area. I heard on the radio there was another detainee from tent row 4. Q. Do you know which tent the Koran was in that was supposedly torn up?
- A. No.
- Q. Did you witness anyone use lethal force?
- A. No.
- Q. Do you have knowledge of anyone else using lethal force?
- A. Yes. After the riot was over, the CCT asked over the radio who used Lethal Force and I heard SGT (b)(6).(b)(7)(C) say that he had fired one round. He was in tower 5C.
- Q. Who was on shift with you at compound 5?
- A. SGT (b)(6), (b)(7)(C) myself and SPC(b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) were in the towers. Down in the CCT were SSG

EXHIBIT_____ INITIALS OF PERSON MAKING STATEMENT____ PAGE  $\frac{3}{2}$  OF  $\frac{4}{2}$  PAGES

	TAKEN AT Camp Bucca DATED 1 Feb 05 CONTINU	7D •
$(b)(6), (b)(7)(C)$ $SGT^{(b)(6), (b)(7)(C)}SPC^{(b)(6), (b)(7)(C)}$	and $SPC^{(b)(6), (b)(7)(C)}$	
Q. Is there anything else you wou	ild like to add to this statement?	
A. No.///END OF STATEMENT/// (b)(6).(b)(7)	7)(C)	
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For use of this form, see AR 190-45: The	SWORN STATEMENT proponent agency of the De	eputy Chief of Staff for Personnel.
LOCATION Camp Bucca, IZ APO AE 09375	DATE TIME	FILE NUMBER 0009-05-CID579
LAST NAME, FIRST NAME, MT $(b)(6), (b)(7)(C)$	SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C	
ORGANIZATION OR ADDRESS HHC, 105 th MP BN		

want to make the following statement under oath: came on shift about 0600, 31 Jan 05, and took control of tower 5B. Around 0650, the CCT and rovers entered the compound for a shake down. They performed shake down and a head count. During the head count the detainees came up to the CCT and reported several Korans had been ripped. Then they finished headcount and the Than came up to talk to the CCT's. Around 1130, the majority of the compound entered the Mosque. minutes later they came out chanting and rushed towards the sally port. They spilled over into the holding area, which is right next to the sally They started climbing on the fence and over the C-wire. when the CCT's started using the pepper fogger. Several detainees fled from the holding area through the C-wire around it. That's when they began throwing rocks at tower 5B. We told then to halt and I blew my They didn't stop so I fired three non-lethal rounds in their At this time compound 5 stopped throwing rocks and compound 4 direction. started throwing rocks at tower 5B/4D. The other soldier in the tower with me was  $SPC^{(b)(6),(b)(7)(C)}$  He did not have a weapon so he got inside the I began firing non-lethal rounds into compound 4. I began to run low on ammo so I entered the tower, nearly missing being hit by a rock the size of a softball. From inside the tower we would open the door and fire a couple of rounds and close the door again. The entire time rocks were still being thrown at the tower one of which smashed the window next to the door of tower 5b/4D. SPC(b)(6),(b)(7)(C) called into the compound 4 CCT, and asked permission to go lethal. He was denied, which is why we did not go The Air force rovers showed up with two M203, a shotgun, and We continued to fire non-lethal into compound 4. We pushed them back behind row one tents and occasionally they would come around to throw rocks and were continuing to throw rocks from behind the tents in row one. At this time we ceased fire because the detainees were out of range. is also when they started attacking 4C and 4B. Several of the rovers left our tower to go assist the other towers. At around 1300 the detainees ceased throwing rocks and continued taunting us. That's when several people started bringing M203 and shotgun non-lethal rounds to resupply in case the detainees became violent again. That was pretty much the end of the riot. They were still in groups but were quiet. In compound 4 all the detainees entered the holding area.

Q: SA (b)(6), (b)(7)(C) A: SPC (b)(6), (b)(7)(C)

Q: Are you familiar with the Rules of Engagement in the Camp Bucca Theater Internment Facility?

A: Yes.

Q: Have you read the Camp Bucca Rules of Engagement?

A:  $Yes^{(b)(6),(b)(7)(C)}$ 

Exhibit / 6

- Q: What was your first level of the use of force that used to attempt to disperse the detainees?
- A: Verbal persuasion.
- Q: What affect did verbal persuasion have on the detainees?
- A: None.
- Q: Then what did you do?
- A: Presentation and the use of non-lethal.
- Q: How did you use presentation?
- A: We pointed the weapons at the detainees and chambered a round so they could see us.
- Q: When did you begin to use non-lethal force?
- A: The detainees threw a rock at us right after we used presentation of force.
- Q: For about how long did you use non-lethal force?
- A: I used non-lethal force while the detainees were throwing rocks and were within range. When they would retreat we would cease-fire.
- Q: About how many non-lethal rounds did you fire?
- A: between 50 and 70.
- Q: How did you aim when firing non-lethal ammunition at detainees?
- A: Center mass of individual detainees throwing rocks.
- Q: Did you use lethal force in either compound 4 or 5?
- A: No.
- Q: Why didn't you use lethal force when you felt your life was threatened?
- A: Because I was shooting into compound 4 and not 5 and when the compound
- 4 tower scout called the CCT he was denied the use of lethal force.
- Q: Did anyone from tower 5B/4D use lethal force?
- A: No.
- Q: Did any of the rovers in your immediate area use lethal force that you are aware of in either compound?
- A: No one that was in the tower or on the ground between compounds 4 and 5 used lethal force that you aware of.
- Q: Did you see anyone in compound 5 use lethal rounds?
- A: No.
- Q: At anytime during the riot did you feel your life was in danger?
- A: Yes.
- Q: When did you feel your life was threatened?
- A: From the time they started throwing rocks until they stopped.
- Q: Do you know why the detainees were rioting?
- A: The detainees claimed that somebody tore up their Korans during the shake down this morning.
- Q: Do you have any knowledge of any soldier or airmen destroying any Korans?____
- A: No (b)(6), (b)(7)(C)

#### (b)(6), (b)(7)(C)

EXHIBIT INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

(b)(7)(C)

( ^{7)(C)} : A:	TEMENT OF (b)(6), (b)(7)(C)	TAKEN AT BCCF	DATED 24 Oct 04 CONTINUED
Α:	Do you know SGT $(b)(6)$ , $(b)(7)(C)$		DATED 24 Oct 04 CONTINUED:
	Yes.		
Q:	Has SGT (b)(6), (b)(7)(C)ever told yo	ou of any personal *	aroblem and all all
	ainees that would cause him	to want to bunt	or of the 1
Α:	No.	. co want to nurt ar	y or the detainees?
Q:	Do you know SGT (b)(6), (b)(7)(C)?		
Ã:	Yes.		
Q:			
	Has SGT (b)(6), (b)(7)(C) ever told y	ou of any personal	problems with the
A:	ainees that would cause him No.	l to want to hurt an	y of the detainees?
Q:			
Ω: A:	Do you have anything else	you would like to a	dd to this statement?
A:	No.///END OF STATEMENT//	(6), (b)(7)(C)	
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SV	NORN STATEMENT	
For use of this form, see AR 190-45: The p	proponent agency of the Deputy Chief	of Staff for Personnel.
LOCATION	DATE TIME (b)(6), (b)(	7)(C)
Interment Facility	01 Feb 05	0009-05-CID579
Camp Bucca, IZ	1845hrs	
LAST NAME, FIRST NAME, MI $(b)(6), (b)(7)(C)$	social security number (b)(6), (b)(7)(C)	GRADE/STATUS E-7
ORGANIZATION OR ADDRESS HHC 105 th MP BN Camp Bucca, IZ		

I, (b)(6), (b)(7)(C)want to make the following statement under oath: About 1130 I was standing at TIF Control when we got the call from Compound Five that there was a riot. I responded and went down to Compound five arriving there with the Rover SOG and his rovers. positioned themselves at the front of the compound with the CCTs (Compound Control Team). The detainees started throwing rocks through the fence and the quards returned fire with non-lethal shotgun. The detainees fell back to the first row of tents and continued to throw rocks. I proceeded to tower 5A and went up into it. When I got there, SGT (b)(6), (b)(7)(C) was engaging the detainees with non-lethal shotgun and SGT (b)(6),(b)(7)(C) was standing by with I went into the tower and called for QRF to be positioned the M-16. around Compound Five. About the time we pushed them back to the first row of tents, Compound Four started rioting followed by Compounds One and Two with Compound 8 protesting and throwing rocks behind us. It was pretty much a standoff. They would continue to throw rocks at us and we could dodge them, if they moved forward to throw rocks, we would shoot our shotguns and they would fall back. We ran out of non-lethal shotgun and SSG (b)(6), (b)(7)(C) and SPC (b)(6), (b)(7)(C) brought us more.  $SPC^{(b)(6),(b)(7)(C)}$ took a rock to the Kevlar and left the tower. Then right about that time, SGT (b)(6), (b)(7)(C) came up into the tower with the M203 and began shooting non-lethal M203 rounds and SGT (b)(6), (b)(7)(C) continued to fire non-lethal shotgun rounds. of non-lethal shotgun shells again. Basically, the whole compound ran out of non-lethal shotgun shells around the front. The detainees started to press forward and throw more and larger rocks. Once they were closer and could hit the tower with the larger ones they started throwing the larger ones. We took cover in the tower and SGT (b)(6),(b)(7)(C) continued to fire M203 That's when I took my personal handheld radio and went to channel 5 sub 1 (Compound Five frequency) and said, "All towers around Compound Five go Red and hold your fire." I turned to look to see SGT (b)(6), (b)(7)(C)reloading his M203 and then looked forward out of the tower just as a large rock hit the glass pane, shattering it, which caused me to duck. When I came up, I saw dirt kicking up, two detainees drop, and heard SGT (b)(6),(b)(7)(C) firing his M-16. I heard him fire about seven times as I was maneuvering around SGT (b)(6), (b)(7)(C) and SSG (b)(6), (b)(7)(C) to get out the door. I got out the door, I saw SGT (b)(6),(b)(7)(C) in a supported firing stance on the rail. He had already stopped firing once I got outside. The rioters dispersed and the riot came to an end.  $SGT^{(b)(6),(b)(7)(C)}$   $SSG^{(b)(6),(b)(7)(C)}$  and I left the tower. When I got to the bottom of the tower, I told the guards to stop telling the detainees to get back and to start telling them to bring At that time SSG (b)(6), (b)(7)(C) started checking on the CCT the bodies forward. personnel and SGT  $^{(b)(6),(b)(7)(C)}$  aided the medics in treating the wounded.  $\overline{\mathfrak{b}(6), (\mathfrak{b}(7))(C)}$ showed up and started negotiations with the Compound Mayor and Imam. I left to go to Compound 8.

ACLU-RDI 5491 p.229 OFFICIALO SELOLO ACCUMURCHO ROMS 751/19

Exhibit______



#### SA(b)(6), (b)(7)(C)

- A: SFC(b)(6), (b)(7)(C)
- Q: Are you familiar with the Camp Bucca TIF Use of Force policy?
- A: Yes
- Q: When was he last time you attended a briefing the USE of Force?
- A: Last part of December or the First part of January. We had questions about Use of Force because of some incidents that had occurred.
- Q: Did the questions have to do with the use of lethal or non-lethal
- A: Yes, The tower guards wanted clarification on lethal force in certain circumstances. Most of the questions surrounded incidents with soldiers inside the compounds and detainee on detainee issues. The policies are posted on the inside of the towers and inside the compound shacks.
- Q: Do you believe that SGT (b)(6), (b)(7)(C) followed the policy?
- A: Yes I do. If he thought he was in fear of being injured. in danger up there. The glass pane had shattered and I was pretty shook
- Q: Even after you gave the order to not fire?
- A: If he felt threatened. Not out of vengeance, but if he felt threatened.
- Q: Were verbal commands being given to the detainees?
- A: Yes, from the compound below: "Get back, Stop." From the top they were hollering at the beginning, but the detainees just responded by throwing rocks and jeering. Even after the verbal warning and the use of nonlethal they continued to throw rocks and riot. And after we ran out of non-lethal shotgun they got more aggressive. We had about three or four non-lethal M203 rounds left. I just glanced down in the can when SGT  $(b)(6),(b)(7)(\overline{C})$ started firing and there were about a half dozen.
- Q: Did SGT (b)(6),(b)(7)(C) shout any commands to the detainees before firing?
- A: I know he was shouting commands when I first got up there, but if he hollered at them before he fired, I'm not sure. From the time I got up there to the time of actual discharge of lethal, was probably about ten minutes had elapsed.
- Q: Do you know if SGT  $^{(b)(6),(b)(7)(C)}$  was struck by anything that was thrown?
- A: Yes, he was struck in the right leq.
- Q: Was his prior to him firing?
- A: Yes, it was just before the glass got broke; he was in the doorway.
- Q: How did he respond?
- A: Screamed in pain. I asked him what happened and he said he got hit in the leg. He continued to hunker down.
- Q: Did you see anyone fire lethal rounds?
- A: No.
- Q: Did you order  $SGT^{(b)(6),(b)(7)(C)}$  or anyone else to fire lethal rounds?
- A: No I did not.
- Q: Did you fire any lethal or non-lethal rounds?
- A: Neither.
- Q: What was the reason or specific incident that you ordered Compound Five to "Go Red."
- A: Lack of non-lethal and safety of soldiers.
- Q: Were you able to see SGT (b)(6),(b)(7)(C) fire his M-16?
- A: No, the door was slid forward and I couldn't see him fire.

- Did it appear that SGT (b)(6)(b)(7)(C) was taking aimed shots or crowd shots?

  A: Aimed. From the firing stance that he was in, I would say they were aimed.
- Q: Did you question SGT (b)(6),(b)(7)(C) after the firing?
- A: I did ask him if he fired seven times and he said he did. That was just before he started helping the medics. Then I had to leave.
- Q: Were SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) ordering the detainees to Halt before firing non-lethal?
- A: SGT (b)(6), (b)(7)(C) didn't. SGT (b)(6), (b)(7)(C) got into the tower about the time of the standoff, just before it got serious. SGT (b)(6), (b)(7)(C) did at the beginning; even after he was firing he was telling them to stop. But after a while and they weren't responding, he stopped hollering.
- Q: What do you know about the damaged Koran?
- A: Senior sergeant (b)(6)(b)(7)(C) said that his people had seen some damaged Korans in the personal boxes of the detainees, but they did not touch them. They didn't rifle through the boxes; they did a reasonable search. Shortly after the shake down, the Wahabis in Compound Five were saying that we had damaged their Korans and they would have to take revenge.
- Q: Have you done compound searches before?
- A: Yes.
- Q: Do you do the search in a certain fashion?
- A: Normally, standard procedure is to search during the ISN count. That way you have everyone in the holding area. Then we sweep through to make sure that everyone is in the holding area. Then we randomly select two or three buildings unless we get some intelligence about hidden weapons and contraband, then we search that one and select two others. I take the Imam in with me, that way he can verify we don't mess with the Korans. If we need to have one moved to search someone's personal belongings, we have the Imam move it.
- Q: Do you have anything else you want to add to this statement?
- A: I heard about a statement made by one of the contract interpreters overhearing a conversation between detainees in Compound Five and Compound Eight regarding who was going to start the riot.
- Q: When was this conversation supposed to have taken place?
- A: That morning after the search, but before the riot.
- Q: Do you have anything else want to add to this statement?
- A: No.///End of Statement///

EXHIBIT INITIALS OF PERSON MAKING STATEMENT PAGE 3 OF 4 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

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For use of this form, see AR 190-45: T	the proponent agency of	the Deputy Chief	of Staff for Personnel
LOCATION	DATE	TIME	FILE NUMBER
Interment Facility	02 Feb 05	(b)(6) (b)(7)(	
Camp Bucca, IZ		1430	0009-05-CID579
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY	Минер	
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Camp Bucca IZ			

 $\mathbf{r}$ , (b)(6), (b)(7)(C)

want to make the following statement under oath:

Around 1200 hours on 31 Jan 05, I was assigned to the Internment Response Force (IRF) and dispatched to Compound Five by the Rover Sergeant of the Guard (SOG), Tsgt(b)(6),(b)(7)(C)Upon arrival at Compound Five, I noticed a riot in progress with detainees throwing rocks at the tower and the CCTs. told by the Rover SOG that he wanted me in Tower 5A. I grabbed my M-4 and ascended the tower. While getting situated in the tower, two or three other individuals also came to the tower. We were still getting pelted with multiple rocks. Non-lethal was being used by the tower at this time, along with the rover teams on the ground. Myself and another Army individual, I'm not sure who he was, were standing by to receive word to The rock pecame even heaver and the tower was still engage with lethal. engaging with non lethal. At this time we noticed another Army individual with an M-203 was below the tower. We told him to come up and to start engaging with the detainees with non-lethal M203 rounds. He began to engage along with the other tower guard with more non-lethal rounds. this time, me and the other Army personnel with lethal capabilities were standing by behind the tower. My communication with the Rover SOG failed and I was awaiting the Rover SOG to give me the thumbs up from the ground to go lethal. At that time, I heard the Army person standing beside me yell, "Go lethal." He went around the East side of the tower. time I hadn't received word from the SOG to go lethal yet, so I went around the west side of the tower to asses the situation - to see if lethal was authorized. At that time I noticed one dead detainee on the ground, he was hit in the head, and the other detainees were hiding behind the first row of tents. Only a few detainees were still throwing objects at the tower from behind the tents. Then a group of about five or six came out from behind a tent, possibly tent 17, and approached the detainee that was shot to help him. Me and the others in the tower started yelling to the detainees to back off and leave him alone. noticed more detainees form behind the tent started to throw rocks again. At that time the Army person started shooting again. All of the detainees started to scatter and started running behind the tents for cover. noticed that a couple more detainees had been shot, so they all came out from behind in a big crowd waving their hands up in the air and yelling. They approached the two dead detainees now, in the front and grabbed them, put them on rugs and carried them into the crowd. Large groups had gathered around the bodies and then the personnel in the tower, all of us, started yelling at the detainees to bring up the dead and injured. stayed in the tower for another five to ten minutes to see if anything would break out again. Nothing did, they were just yelling and screaming

e <u>l</u> of <u>b</u>

(b)(6), (b)(7)(C)

I was then told by the Rover SOG to go across the street to t the tower. go to Tower 8A because the detainees were gathering in the front and I started to climb Tower 8A and the detainees noticed that I had lethal rounds. They started yelling for me to get down out of the tower. As soon as I got in the tower, Tsgt(b)(6),(b)(7)(C) began shouting for me to get out of the tower. On my way down the tower Tsgt(b)(6), (b)(7)(C) met me about half way and asked me who authorized me to go into the tower. told him the Rover SOG,  $Tsgt^{(b)(6),(b)(7)(C)}Tsgt^{(b)(6),(b)(7)(C)}$ told me to go on up, but to keep my M-4 in the shack and not visible to the detainees. back up the tower and I was up there for maybe two or three minutes and the detainees go really uncontrollable. They were screaming and yelling for me to get down out of the tower. Then I received word from the Airman that was up in the tower that Tsgt  $^{(b)(6),(b)(7)(C)}$  wanted me to get down out of the tower. When I got out of the tower, I lost my footing at the bottom and I fell to one knee. Then I got back up and noticed that my bag had snagged on the communication wire on the tower. Tsgt (b)(6), (b)(7)(C) met me behind the tower after I got back up and told me to calm down and take a couple of breaths. I told him I was OK and there was nothing wrong. At that time, I ran back across the street to Compound Five and the Rover SOG told me to respond to Compound Two. Upon arrival at Compound Two, I noticed most of the threat was at Tower 1D/2B. I proceeded to the tower and climbed the tower, again with lethal rounds. At that time the tower was engaging Compound One and Two with non-lethal. Compound One quit throwing all of their stuff and calmed down when they saw me going into the tower. was in the tower, I stood mostly facing Compound Two with the tower still engaging with non-lethal. A Rover Team with six or seven people came between Compounds One and Two, some on foot and some in vehicles, and began engaging Compound Two with non-lethal. I stood in Tower 2B for approximately 10-15 minutes until the detainees started yelling to stop. The detainees picked up the board they were hiding behind, set them up against the building and stopped throwing things. They had been throwing sandbags, batteries, rocks, milk cartons filled with gravel and a few sandals. I then received word over the radio that we were needed at Compound Eight again. I grabbed all my gear and drove to Compound Eight. At Compound Eight I was ordered to stand by incase the detainees got out of hand. I waited there for about 20 minutes and they decided nothing was going to happen. All the IRF were told to rendezvoused on the east side of Compound Eight. After we all met up, we were debriefed by Tsgt(b)(6),(b)(7)(C) and told to stand by in case Compound Five. After about 10-15 minutes we were told to go back to roving. I fired zero non-lethal because I didn't have a shotgun and I fired zero lethal.

Q: SA  $\frac{(b)(6), (b)(7)(C)}{(c)}$ 

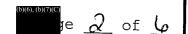
A: Amn (b)(6), (b)(7)(C)

Q: Did Tsgt (b)(6),(b)(7)(C) tell you why he wanted you in Tower 5A?

A: He didn't tell me why, but that's where the threat was.

Q: Do you know the names, ranks or branch of service of the other personnel in Tower 5A?

A: They were all Army; I was the only Air Force. There was a SSG and a I think the SPC was the one firing the M203 and I think the one



firing the lethal rounds was a SSG.

Q: The Army soldier with you behind the tower shack that yelled, "GO lethal," was he ordering you or repeating a command?

A: I believe he was repeating a command. I heard someone else say it, he yelled it and then he went around the tower to engage. He was facing away from me, so I don't think he was ordering me.

Q: Why did you not use lethal force against the detainees?

A: By the time I got around the tower to asses the situation, no detainee posed an immediate threat to any of us.

Q: How much time passed before the Army soldier started shooting again?

A: It was only a couple of seconds.

Q: During this pause you shouted at the detainees to leave the dead detainee alone?

A: Yes

Q: How many lethal rounds had the Army soldier fired at this point?

A: I would say no more than three.

Q: Why did the Army soldier start firing again?

A: I don't know. In my opinion, I didn't see a threat form the detainees, but maybe he did. Plus, nobody gave a command to cease fire.

Q: How many lethal rounds did the Army soldier fire after he started firing again?

A: It was only a couple.

Q: How many lethal rounds did the Army soldier fire all together?

A: I would say five; no more than five. I was told that there were nine rounds fired and I was surprised because I didn't remember that many rounds being fired.

Q: Was the Army soldier making aimed shots?

A: Yes.

Q: How could you tell?

A: Just from the time he took between each shot. It wasn't long periods, but long enough to aim.

Q: Did you see or watch the Army soldier shoot?

A: I didn't watch him. There was one person standing between us. I was on the let and he was on the right side.

Q: Do you know who the person in the middle was?

A: No. I only saw him out of the corner of my eye. He was just standing there; I don't know if he was firing or not.

Q: Why did the Army soldier stop firing?

A: I believe the order was given to cease fire. I can remember someone saying cease fire.

Q; Was SGT (b)(6),(b)(7)(C) the Army soldier that fired the lethal rounds?

A: I'm not positive, I'm not sure of the name. I know it was an Army sergeant, three up and one down.

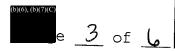
Q: Would you recognize him if you saw him again?

A: Yes.

Q: Could you describe him?

A: About 6'1 or 6'2". I believe he had freckles, clean shaven, medium build, light red hair.

Q: Could you describe his weapon?



BIO. BIO. BIO. ONLY / LAWENFORCEM SENSITIVE 0009-05-CID579-40002

It was an M-16 A2 with a scope on the handrail that had a red or orange

- Q: How long was the Army soldier firing at the detainees?
- A: From his first shot to his last shot, was about five to six minutes.
- Q: Did you point your weapon at the detainees?
- A: Yes.
- Q: Did you aim at any of the detainees?
- Q: Were you giving any verbal commands?
- A: Just to back away from the dead detainee. I was also motioning with my free hand. The only other commands I gave were for the detainees to bring the dead and wounded up to the sally port.
- Q: Were others in the tower giving verbal commands?
- A: Only at the time to order the detainees to leave the dead detainee alone and when we ordered them to bring the dead and wounded up.
- Q: Did anyone give commands to halt or stop or quit throwing?
- A: Not that I can remember; I don't believe so.
- Q: Why were you telling them to keep back?
- A: Because they might carry the dead detainee off in the crowd.
- Q: Where in the camp did you see the dead detainee?
- A: right in front of Tower 5A, between rows two and three at the first row of tents.
- Q: Did you see any other detainees shot?
- A: Yes, right beside the first dead detainee. I believe he was one that came up to help him.
- Q: Any one else?
- A: No.
- Q: How many detainees were around the one you saw get shot?
- A: The detainees were everywhere, but when he started engaging with lethal, they started hiding behind the tents.
- Q: Was he in a crowd at the time he was shot?
- A: He was in a group of about five or six people.
- Q: Did the group appear that they were coming to the aid of the detainee or were they throwing debris?
- A: They were coming to the aid of the detainee. They were showing their hands and walking towards him as a group. They were making eye contact with the tower and me.
- Q: Did the detainee you saw get shot have any weapons or debris of any
- A: No, not that I saw. He was crouched beside the deceased detainee with his back to Tower 5A.
- Q: Did you hear the gunshot and then see him fall?
- A: No.
- Q: What did you see?

A: After the detainees came up from behind tent 3-1, they came up showing

EXHIBIT	INITIALS OF PERSON MAKIN	IC STATEMENT	came up snowing
	(b)(6), (b)(7)(C)		PAGE 4 OF 6 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT __DATED ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE _CONTINUED." THE BOTTOM OF EACH PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

STATEMENT OF (b)(6), (b)(7)(C)

TAKEN AT Camp Bucca

DATED 2 Feb 05

CONTINUED:

their hands to us. They came around and we told them to stay away. took my eyes of because of the rocks that were being thrown from behind tent 2-1 and 3-1, I looked back down at the detainees that were rendering aid and saw another detainee lying motionless next to first detainee that was shot. He stayed there for the rest of the incident not moving.

Q: Is this the detainee that was crouched beside the dead detainee?

A: I believe so.

Q: So you believe that a detainee that had given up the fight and was rendering aid to a fallen detainee was shot?

A: Yes.

Q: Did you make a statement to the SOG?

A: Yes, a written statement, but I did not include the part about the detainee that came out to render aid being shot.

Q: Why didn't you tell anyone about this?

A: A lot of things were foggy, and when we talked about the detainees coming up and the detainee rendering aid, that's when I remembered the event.

Q: Did you chamber a round in your M-4?

A: Yes.

O: When?

A: As soon as I was in Tower 5A.

Q: Did you witness any event that you believed would have warranted the use of deadly force during the riot?

A: No.

Q: Did you see anyone else using deadly force?

Q: Were you in fear of your life or the life of others or in fear of serious bodily harm to yourself or others?

Q: Have you been briefed on the Use of Force policy for detainee operations at Camp Bucca?

A: Yes. When we were being trained a Ft. Lewis and when we were training here. We were also given print outs of the Rules of Engagement (ROE) to keep with us.

Q: When was the last briefing you received?

A: I think it was around the beginning of January, but Smsgt(b)(6),(b)(7)(C)briefs us to review the Use of Force model at guard mount.

Q: Were you struck by any items thrown by detainees?

A: No.

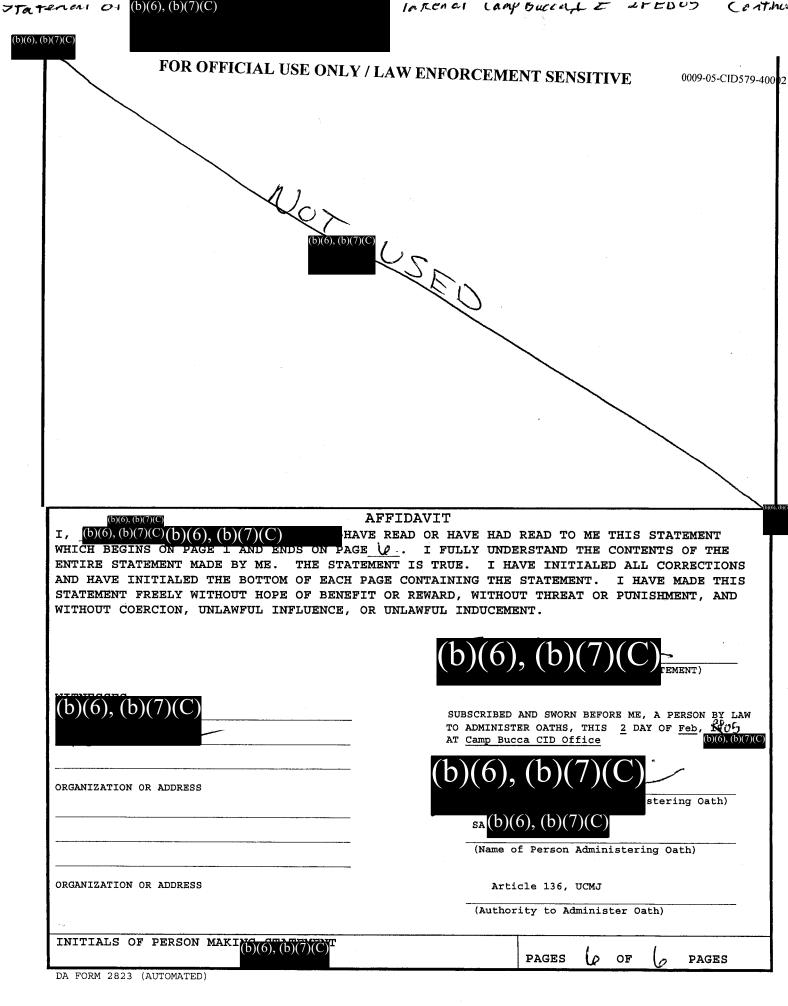
Q: Were you injured when you fell?

A: Yes, I bruised my right shin.

Q: Is there anything else you would like to add to this statement? No  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement  $1/(E^{-1})$  of Statement

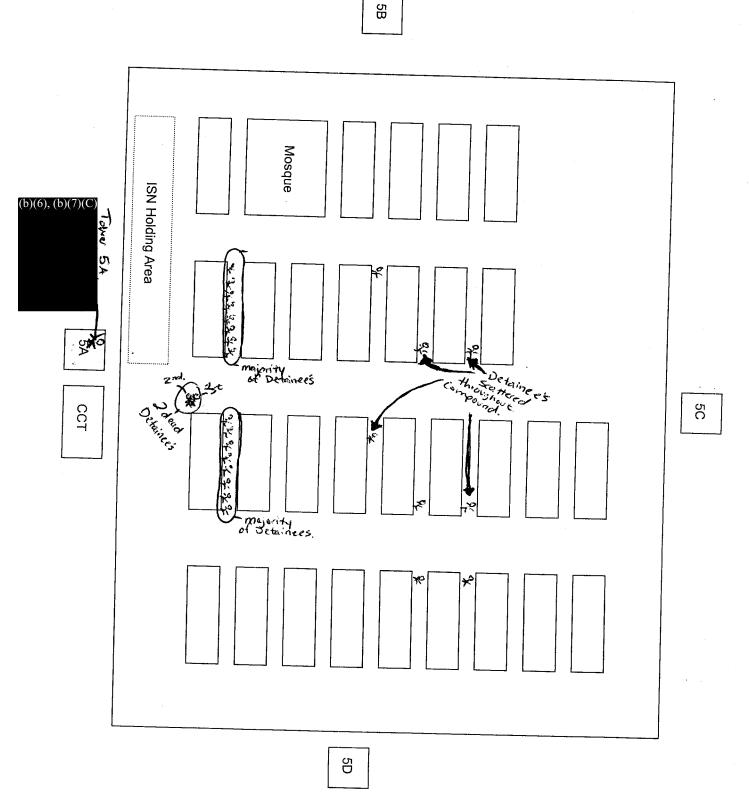
A: No.///End of Statement//

5 of <u>b</u>



(b)(6), (b)(7)(C)

2 February 2005



2009-05-C10574- mi

## FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

To b(6), b(7)(C) the American (collation forces) searched our camp today and after they searched we found a torn Quran and papers on the ground all over the tent and they torn another Quran in another tent. The procedure we took is took is to deny the American from entering the camp and we are going to take the necessarily procedure depends on the new situation but we asking you show denial to this horrible incident to deny the American from entering and not obeying orders (counting) with receiving food and the rest normal procedure.

Your brother from camp5

Translated by: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

2/7/2005

SWORN STATEMENT			
For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.			
LOCATION	DATE	TIME	FILE NUMBER
Camp Bucca, IZ APO AE 09375	2 Feb 05		0009-05-CID579-40002
	(b)(6), (b)(7)(C)	(3/3 (b)(6), (b)(7)	(C)
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY N		GRADE/STATUS
(b)(6), (b)(7)(C)	(b)(6),	(b)(7)(C)	E-4/NG
ORGANIZATION OR ADDRESS			
HHC, 105 TH MP BN, IZ, APO AE 09375			

want to make the following statement under oath: of Jan 05, I came on shift around 0600, myself, SPC (b)(6),(b)(7)(C)  $SSG^{(b)(6),(b)(7)(C)}$   $SGT^{(b)(6),(b)(7)(C)}$  took control of the CCT in compound 5. notified us we were going to a shakedown and wanted us to get everyone on We went in and checked the tents to ensure everyone was the holding area. in the holding cell. We didn't know then that the Korans were ripped up but the two detainees that we had to pull out of the tents came from the The Air Force proceeded to conduct a shakedown and myself, SGT  $^{(b)(6),(b)(7)(C)}$  and SSG $^{(b)(6),(b)(7)(C)}$  staged up by the holding area to ensure the detainees didn't get out of the holding area. We didn't want to take part in the shake down because we had to work in compound the rest of the day. 1000 the Air Force finished the shake down and we proceeded with count. Approximately two or three minutes into the count the Iman comes running into the holding area screaming and pushing all the detainees back into The Iman was screaming at me something in Arabic but I could not understand him. The Iman, SSG(b)(6), (b)(7)(C) SGT(b)(6), (b)(7)(C) and the translator went back to the tent where the Korans had been found. Iman showed the Korans to  $SSG^{(b)(6),(b)(7)(C)}$  and  $SGT^{(b)(6),(b)(7)(C)}$ He said it would have been better for us to have killed one of them than to tear up there Koran. A large group started to form in front of the tent SSG(b)(6),(b)(7)(C) and SGT (b)(6),(b)(7)(C)came up to the front of the compound and we all exited the compound with out finishing count. The Iman followed SSG (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) up to the sally port and stated they were going to kill one of us even if one of them had to die in the process. The detainees refused to eat breakfast. After that the majority of the detainees went into the Mosque. They also refused lunch. Around 1130, SSG (b)(6), (b)(7)(C) SGT (b)(6), (b)(7)(C)(b)(6),(b)(7)(C) , and I were in the CCT and had just finished eating chow. big crowd came out of the mosque chanting and screaming in Arabic waving their hands in the air. They proceeded all the way up to the front fence and were in the C-wire, at this point myself and SSG(b)(6),(b)(7)(C)grabbed the pepper spray, SPC<mark>(b)(6),(b)(7)(C) g</mark>rabbed a non-lethal shotgun and went out We told the detainees several times in English and Arabic that they needed to get back from the fence, they started throwing sand and spitting at us, we pointed the pepper foggers at them and told them if they did not get back we would spray them. They did not so we used the pepper spray on After that the first couple rows of detainees fell back and the other detainees started moving forward and were throwing rocks, the rover showed up and pointed the non-lethal shotguns at them and told them to get The detainees continued to throw rocks and the rovers engaged them back. with non-lethal ammunition. The detainees fell back to about the first row of tents and continued to throw rocks. Some of them went and got blankets and their sleeping bags to protect themselves from the non-FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

10-L-0126 ACLU CID ROI 5321

ACLU-RDI 5491 porto ficial use only (1,430 po) forcement sensitive

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ethal. It continued like this for about 40 or 45 minutes. The detainees continued to throw rocks and move forward, they would get shot with nonlethal then fall back and continued doing this for the entire time. Sometime during this time I heard the rover SOG (SSG (0)60, (0)77)(C) tell us to go I ran into the shed and locked and loaded my M-16 and 9mm and proceeded into Tower 5A. The whole time I was running up tower 5A I was being hit with rocks and when I got to the top I was hit in the head with  $SGT^{(b)(6),(b)(7)(C)}$  sked me if I was ok.  $SGT^{(b)(6),(b)(7)(C)}$  was using the a biq rock. shotgun, I  $SGT^{(b)(6),(b)(7)(C)}$  and  $SFC^{(b)(6),(b)(7)(C)}$  where all in tower 5A. We were using show of force by pointing our  $\overline{\text{M-}16'\text{s}}$  at the detainees. While we were pointing at them they would run away but as soon as we would stop they would come back and throw rocks at us. At some point SGT(b)(6), (b)(7)(C) ran out  $SSG^{(b)(6),(b)(7)(C)}$  brought more non-lethal up to  $\overline{SGT}^{(b)(6),(b)(7)(C)}$  and he continued to use non-lethal. While in tower 5A you could  $\overline{\text{see}}$  that tower 5B was getting rocks throwing at it from both compound 4 and 5. this time compound 4 had also started to riot. I was in tower 5 for approximately five minutes when SGT(b)(6),(b)(7)(C) told me to go to tower 5D because there was only one soldier there. I ran to tower 5D and as I reached the top of tower 5D, I heard someone on the radio screaming "go red go red" and I immediately heard shots being fired. They were lethal rounds. After you heard the lethal rounds being fired someone came over the radio and ordered cease fire or hold your fire. That's when the detainees started to bring up the injured in blankets. That pretty much stopped the riot in compound 5. Compound 4 was still throwing rocks at tower 5B. After about five minutes or so I returned to the CCT to find SSG  $^{(b)(6),\,(b)(7)(C)}$  and see what he wanted me to do.

- 0: SA (b)(6), (b)(7)(C)
- SPC (b)(6), (b)(7)(C)**A**:
- Q: Have you read the Use of Force Policy for Camp Bucca?
- A: Yes.
- What was the first level of force you attempted to stop the riot with? Q:
- Α: Verbal.
- What affect did verbal have on the detainees?
- None, if anything it seemed to anger them. **A** :
- What did you do next? Q:
- We presented the OC spray that we had in our hands and again told the detainees to stop and gat back off the fence and that if they did not we would have to spray them. That is when they started throwing rocks, sand, and began spitting at us.
- What was your next action?
- Myself and SSG (b)(6),(b)(7)(C) sprayed the detainees. **A**:
- The rovers and SPC(b)(6), (b)(7)(C) pointed them at the detainees and told them to get back, they told them if they didn't stop they would have to use the non-lethal on them. The detainees did not stop and were engaged with non-lethal.
- About how long was non-lethal used in compound 5 prior to the use of lethal force?
- continuously for about 40 to 45 minutes. (b)(6),(b)(7)(C)

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

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ACLU-RDI 5491 PORTOFFICIAL USE ONLY ENFORCEMENT SENSITIVE Page 2 966666

- How many non-lethal rounds did you fire into compound 5?
- None, I did not have a non-lethal shotgun. We only had one on the **A**: CCT.
- Did you feel your life was in danger? 0:
- Absolutely, at it would have taken was for one of those big rocks to
- hit you in the face and it would be over.
- Why didn't you use lethal force when you felt your life was in danger?
- My leadership wasn't using lethal and if they weren't I figured there **A**: was no need for me too.
- Who ordered the use of lethal force? 0:
- I don't know I was in tower 5D, I heard it on the radio "go red go **A**: red".
- What does the term "go red" mean? 0:
- It means to lock and load a round in the chamber. A:
- Who was in tower 5D with you?
- SGT (b)(6), (b)(7)(C) **A**:
- Did SGT (b)(6)(6)(7)(C) use non-lethal or lethal rounds? 0:
- **A**: Not to my knowledge.
- 0: Did you see anyone use lethal force in compound 5?
- Negative, we knew the shots were coming from 5A but we didn't know who **A** : was firing.
- How many lethal shots did you hear fired?
- **A**: More than four.
- Where the rounds continuous or was there a break in between?
- There was a break in between. **A**:
- Q: Did you see any of the detainees get hit with lethal force?
- I saw one or two of them drop, and the crowd continued to throw rocks
- for a short time and then they noticed what had happened and they proceeded to carry the wounded up in blankets.
- Where were the detainees you saw fall?
- Between the second and third rows of tents and about four to five tents back from tower 5A.
- Did anyone from tower 5D fire lethal rounds? 0:
- **A** :
- Q: How long are your shifts in the Internment Facility (IF)?
- A: 12 hours.
- Q: How much sleep do you normally get prior to your shifts?
- Anywhere from five to seven hours as long as there is no alerts like a fog plan or something.
- Has SGT (6)(6),(6)(7)(C) ever told you of any personal problems he has had with detainees?
- No. (b)(6), (b)(7)(0)

EXHIBIT INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)(b)(6), (b)(7)(C)PAGE 3 OF 4 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED _CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5323 ACLU-RDI 5491 POA AFFICIAL USE OF LET

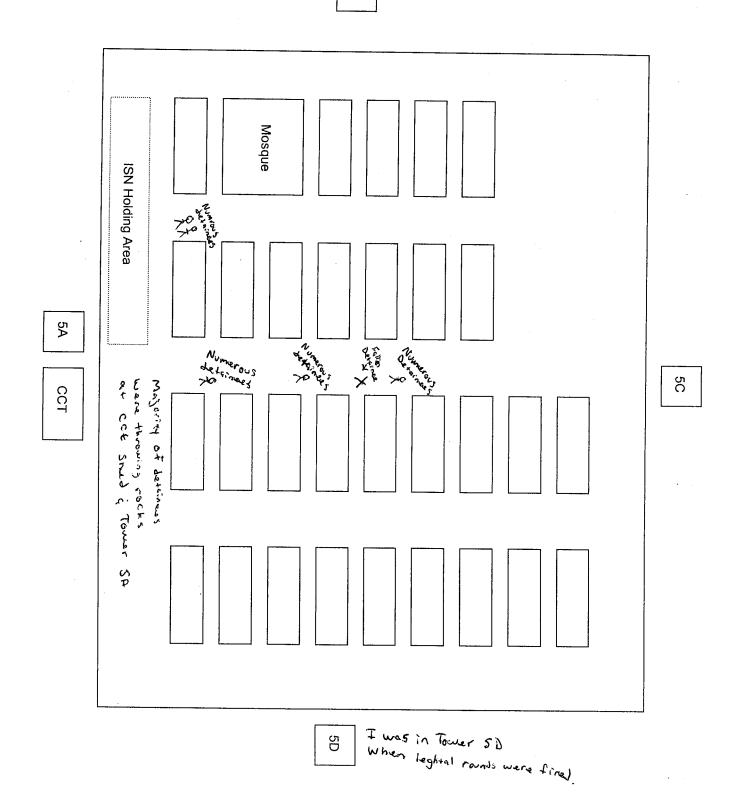
STATEMENT OF $(b)(6), (b)(7)(C)$ TAKEN AT Camp Bucca,	IZ DATED 2 Feb 05 CONTINUED:
(b)(6), (b)(7)(C)	j.
Q: Has ${ m SGT}^{(b)(6),(b)(7)(C)}$ ever told you about any person	al problems he may have
at home?	-
A: No.	· ·
Q: Do you have any knowledge of any soldier or	airmen destroying any
Korans in compound 5?	i de la companya de la companya de la companya de la companya de la companya de la companya de la companya de
A: No.	
Q: Do you have anything else you would like to A: No.///END OF STATEMENT//(b)(6),(b)(7)(C)	add to this statement?
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AFFIDAVIT	
	READ TO ME THIS STATEMENT
	ERSTAND THE CONTENTS OF THE
AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE	
STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOU	
WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEME	ENT.
(b)(6)	(b)(7)(C)
(SIGNATUR	E OF PERSON MAKING STATEMENT)
WITNESSES:	
SUBSCRIBED	(b)(6), (b)(7)(C)  ME, A PERSON BY LAW  DAY OF $(6)$ , $(4)$
TO ADMINIST	
	9002
ORGANIZATION OR ADDRESS (Signat	dministering Oath)
	(5),(b)(7)(C),(b)(7)(F)
SA	(0), (0), (1), (1), (1)
(Name o	f Person Administering Oath)
ORGANIZATION OR ADDRESS Arti	cle 136, UCMJ
(Author	ity to Administer Oath)
INITIALS OF PERSON MAKING STATEMENT	PAGES 4 OF 4 PAGES (b)(6), (b)(7)(
(b)(6), (b)(7)(C)	PAGES 4 OF 4 PAGES (b)(6), (b)(7)(

SPC(b)(6), (b)(7)(C)(b)(7)(0)(6),

2 Feb 2005

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10-L-0126 ACLU CID ROI 5325

ACLU-RDI 5491 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE 000284

Exhibit 9/

For use of this form, see AR 190-45: The p	WORN STATEMENT	
LOCATION	Toponent agency of the Deputy Chief	of Staff for Personnel.
Camp Bucca, IZ APOA E 09375	TIME	FILE NUMBER
	2 Feb 05 15 31, (A)	0009-05-CID579-40002
	(b)(6), (b)(7)(C) 15 36 4 45. (b)(6), (b)(7)(C)	1
LAST NAME, FIRST NAME, MI	COCTAT	4
(b)(6), (b)(7)(C)		GRADE/STATUS
	(b)(6), (b)(7)(C)	E-4/NG
JRGANIZATION OR ADDRESS		1
ORGANIZATION OR ADDRESS HHC, 105 TH MP BN, Camp Bucca, IZ APO AE 09375		

want to make the following statement under oath: About 0545, 31 Jan 05, Came on shift and went to the CCT on compound 5. Between 0600 and 0700 we were waiting for the detainees to get up and get into the holding area for ISN count. They started coming onto the holding area, the DOB for that day told us that they were gong to do a shakedown and wanted our assistance in identifying the trouble areas and places to look more than others. Once all the detainees were in the holding area our CCT's (three of them) and the Air Force personnel went into the compound and started the shakedown. As soon as they went in they started the shake down. They started bringing out bamboo tent poles, home made shanks, and anything that could be used as a weapon or contraband. took approximately three hours and they completed the shake down around 1000. At that point the plan was to start our ISN count. We started the count and were ordered out by the Detainee Operations Branch (DOB). Shortly after that the Iman and another detainee came up to the sally port and brought what appeared to be a Koran and started to complain that a Koran had been destroyed during the search. After that nothing happened until about 1200 when the Iman called a meeting in the mosque where they all gathered. At the conclusion of that meeting is when the mob gathered, the chanting started, and the riot started. At that point the mob started chanting in Arabic and started throwing anything they could get there hands on at us. They were told several times to move back and cease and The detainees did not move back and at that point we used nonlethal rounds. That continued for several minutes and hundreds of nonlethal rounds were fired. I fired approximately 30 non-lethal rounds. Then the lethal rounds were fired and the riot calmed down. After that they went back to behind the holding area and were no longer throwing rocks or anything, they were just chanting in Arabic. Then things were brought under control. From that point the Iman came up and was speaking Q:

- Have you read the Rules of Engagement for Camp Bucca? Α:
- What was the first level of force you attempted to use to stop the 0: riot?
- The first level was verbal. I told them to stop, halt, and move back. **A**: Q:
- What response did this action receive?
- No response, it was basically ignored. Α:
- What did you do next? 0:
- A : Show of force.
- What do you mean show of force? Q:
- I showed them that I had a non-lethal shotgun in my hand at the low **A**: ready. FOR OFFICIAL USE ONLY LAW ENFORCEMENT SE

10-L-0126 ACLU CID ROI 5326 7000285

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### b)(6), (b)(7)(C)

## FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

- Q: Who was with you when you used show of force to try to get the detainees to stop what they were doing?
- Probably about a 100 other guys. Most Air Force rovers and the Immediate Reaction Force (ERF) team. I do remember SSG (b)(6),(b)(7)(C) and SPC (b)(6),(b)(7)(C) being there at one time
- Q: What did the detainees do when presented with this show of force?
- Continued to chant, spit, and refused to stop advancing on the outside perimeter of the wire.
- What did you do next?
- Continued to tell them to stop and move back until the rocks started flying at which time I opened fire with non-lethal.
- How did you engage the detainees with your shotgun? **A**:
- I was aiming for individual targets.
- Q: How long did the use of non-lethal force go on for?
- About 20 to 30 minutes.
- Q: How many non-lethal rounds did you fire?
- A: Between 20 and 30.
- Q: Did you fire any lethal rounds into compound 5?
- I did not.
- Did you see anyone fire lethal rounds into compound 5? 0: **A** :
- Did you know who fired lethal rounds into compound 5? Q: Α:
- Did you see any of the detainees get hit by lethal rounds? Q:
- yes, I heard the crack of an M16, I looked to my left and saw one detainee drop immediately.
- Did you see any other injured detainees around the one you saw get shot?
- Yes, not immediately, but after several minutes I saw three or four detainees laying in the same area as the one I saw get shot.
- How far away from the one you saw get shot were the other injured detainees?
- Approximately five to six feet.
- Where was the detainee you saw get shot at when he was hit?
- He was towards the front of the compound in the middle row between the second and third tents towards the front of the compound, right in front
- Q: How many lethal shots did you hear being fired?
- I only heard one.
- Q: Did you fear for your life at any time during the riot?
- It happened so fast I didn't have to think about that. I feared for my safety and the safety of everyone around there.
- Did you hear anyone give the order to use lethal force?
- No, there was so much noise in front of the compound; I didn't hear the order given.
- Q: Why didn't you use lethal force during the riot?
- I didn't have the ability. I only had the non-lethal shotgun.
- Q: How long are your shifts in the If normally? 12 hours.

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FOR OFFICIAL USE ONLY/LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002 (b)(6), (b)(7)(C)**STATEMENT** OF (b)(6), (b)(7)(C)TAKEN AT Camp Bucca, IZ DATED 2 Feb 05 CONTINUED: How much sleep do you normally get prior to your shifts? I usually average about five to six hours unless I am off, then I get a little bit more. How long have you known SGT (b)(6),(b)(7)(C) Α: Since Aug 04. Has SGT(b)(6),(b)(7)(C) ever told you of any personal problems with detainees he has had? **A**: No. Has SGT (b)(6),(b)(7)(C) ever told you about any family problems he has had? Q: **A**: Do you have any knowledge of any soldier or airmen destroying a Koran Q: in the Internment Facility? No I do not. **A**: Do you have anything else you would like to add to this statement? Q: No.///END OF STATEMENT// (b)(6), (b)(7)(C)AFFIDAVIT

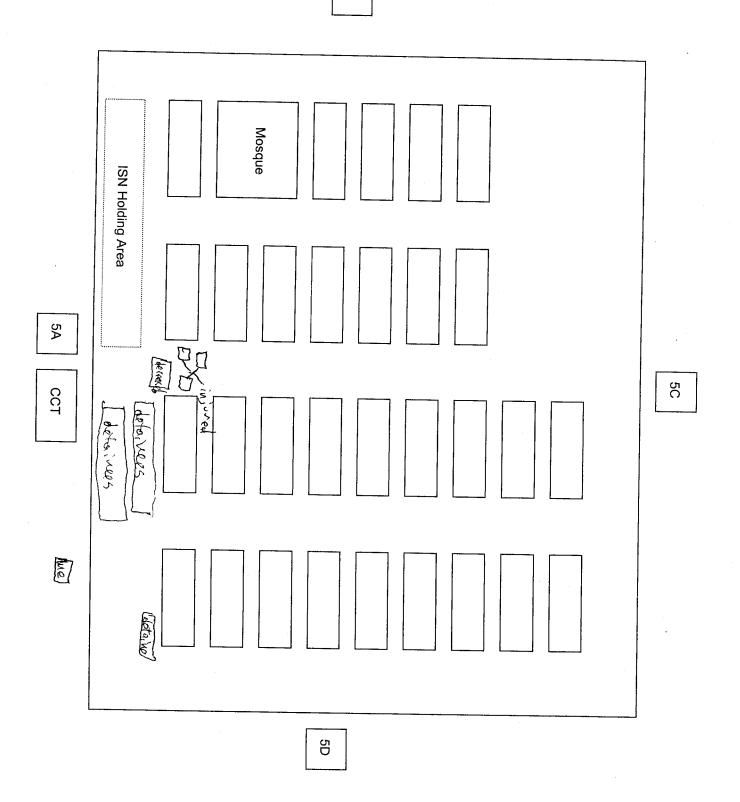
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	TEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS
AND HAVE INITIALED THE BOTTOM OF EACH	
STATEMENT FREELY WITHOUT HOPE OF BENEF	PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS FIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND
WITHOUT COERCION, UNLAWFUL INFLUENCE,	OR INLAWFIII. INDICEMENT
i	(b)(6), (b)(7)(C)
	(SIGNATURE OF PERSON MAKING STATEMENT)
WITNESSES:	
	SUBSCRIBED to ADMINIST $(b)(6)$ , $(b)(7)(C)$ PERSON BY LAW TO ADMINIST $(b)(6)$ , $(b)(7)(C)$
	TO ADMINIST (O)(O), (O)(7)(C)DF Feb, 19
ORGANIZATION OR ADDRESS	
TOTAL TOTAL OIL INDICATED	(Signat
	$_{\rm SA}(b)(6),(b)(7)(C),(b)(7)(F)$
	(Name of Person Administering Oath)
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ORGANIZATION OR ADDRESS	Article 136, UCMJ
	(Authority to Administer Oath)
INITIALS OF PERSON MAKING STATEME (b)(6),	(b)(6), (b)(7)(C)
(b)(6),	PAGES $\stackrel{?}{\sim}$ OF $\stackrel{?}{\sim}$ PAGES
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DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5328

2 Feb 05 1523 hrs.

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10-L-0126 ACLU CID ROI 5329 000288

Exhibit 1

7	SWORN STATEMENT	
For use or this form, see AR 190-45: T	The proponent agency of the Deputy Chief o	of Staff for Personnel.
Camp Bucca CID Office	DATE TIME (b)(6), (b)(7)(C)	FILE NUMBER
Camp Bucca, Iraq APO AE 09342	(b)(6), (b)(7)(C)	0009-05-CID579-40002
LAST NAME, FIRST NAME, MI		GRADE/STATUS
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	E-5/AD
ORGANIZATION OR ADDRESS		1
B Company, 2/111 th Field Artillery (FWD) Camp Bucca, APO AE 09375		

(b)(6), (b)(7)(C)

want to make the following statement under oath:

When I arrived at Compound 5, I was told to go to the top of Tower 5A because I had a M203. Going up the steps, I passed one person going down. When I got to the top of the steps, SGT (Signature) said, "Good you have a 203." They started handing me M203 non-lethal rounds. I stood to the right of SGT (Signature) as I fired my non-lethal rounds. After I signature After I shot my last round, I stepped back into the doorway. That's when an E-7, husky fellow, about my height, put his hand on my shoulder and said, "Watch out." That's when a piece of cement or rock came through the window and hit the wall. SGT (b)(6)(b)(7)(C) nollered to go and see if we could go lethal. Someone replied, "Yes, go lethal." He asked again and they said "Yes, go lethal." I was loading my magazine, and he asked again and the third reply was like the other two, "Yes, go lethal." At that time, SGT (b)(6)(b)(7)(C) had squared off to face the compound. My weapon had double-fed and I couldn't get the magazine out. the SGT that was behind me to help me the magazine out. I heard three shots and I saw one fellow fall to the ground and the second fellow I saw fall to the ground right beside him. At that time, when I got my magazine straight was when I heard "Cease fire." they asked for me to come down and go over between Compounds 3 and 4 to help out. While I was at Compounds 3 and 4, I just fired non-lethal rounds until the crowd had dispersed and the people were able to come down from the tower. They had them pinned down in the Then they had us circle the compound and then we were told it's time to leave.

SA(b)(6), (b)(7)(C)Q:

- SGT (b)(6), (b)(7)(C) Α:
- When you got to the top of Tower 5A, who was up there?
- There were three individuals besides myself. One that I know for sure was SGT (b)(6),(b)(7)(C) Α:
- Describe the other two.
- One of them was about my height, kinda husky fellow, and I want to say he was an E-7. The other one, I don't remember.
- Was the third person Army or Air Force?
- I don't remember. Α:
- Where was SGT (6)(6)(6)(7)(C) when you got to the top of the tower?
- He was standing on the platform outside of the tower, at the top of the stairs.
- What was he doing?
- When I saw him he was just telling me to get up there because I had a 203.
- 0: Where was the E-7?
- Α: Inside the tower.
- Q: What was he doing? A:
- He was just standing there as far as I can remember telling someone to give me the
- 203 rounds. I don't know if it was the third person or not.
- Where was the third person when you got to the top of the tower?
- **A**: The third person was inside the room also.
- Q: What was he doing?
- I don't recall him doing nothing.
- What did you do when you got to the top of the tower?
- When I got to the top of the tower, I stopped in the doorway. That's when someone (b)(6),(b)( EXHIBIT INITIALS OF PERSON MAKING STATEMENT

PAGE / OF 5 PAGES ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT

ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __DATED CONTINUED." THE BOTTOM OF EACH PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5330

STATEMENT OF SGT(b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 2 FEB 05

CONTINUED:

ling me a non-lethal M203 round.

- Who handed you the non-lethal M203 round?
- I don't know who it was, I jut kept reaching back.
- What did you do with the rounds that were handed to you? Q:
- I put them in my M203 and shot them at the detainees. A:
- How did you aim the rounds?
- I aimed at a crowd, I didn't aim at a single individual. A:
- Q: Why were you firing at the detainees?
- The crowd in front of us were throwing big rocks at us and I fired to disperse the **A**: crowd.
- How large were the rocks that were being thrown at you and the other guards? 0:
- They were big rocks. I would say baseball to softball sized. Α:
- How many M203 non-lethal rounds did you fire? 0:
- A: I wish I knew.
- Q: How long did you fire the M203 rounds?
- A: 3 to 5 minutes maybe.
- Q: Were you firing at a constant rate or was there a break in firing at any time?
- A: No, it was a constant rate.
- What did you do when you ran out of M203 rounds?
- A: I stepped back into the building.
- Q: Why did you step into the building?
- A: They was throwing big rocks at us.
- Q: Were you being hit by any of the rocks?
- A: Yes, I got hit by two or three rocks.
- Q: Where did the rocks hit you?
- A: IBA.
- 0: Where on your IBA?
- The first one hit my roughly in the abdomen. And as I turned, the other one hit me A: one the right side in my lower back.
- Q: Was anyone else hit by rocks?
- I don't know.
- Q: Where you hit by any rocks while you were firing your M203?
- A: Don't know.
- What did SGT (b)(6),(b)(7)(C) to when you ran out of M203 rounds?
- Α: He leaned back against the building.
- Q: What did the other two soldiers do?
- A: Nothing that I recall.
- Q: What happened after you stepped into the building?
- The SFC, I am assuming, put their hands on my left shoulder and told me to watch out. A:
- Then what happened?
- A big rock came through the window between his head and my head and hit the wall Α: behind us.
- What happened after the glass broke?
- SGT (b)(0,(b)(r)(c) hollered down and ask, "Can we go lethal?" A:
- Q: Where did the response come from?
- It sounded like downstairs. A:
- Q: Did the E-7 up in the tower say anything?
- A: I don't recall.

EXHIBIT

- Q: Was SGT (b)(6), (b)(7)(C) addressing someone down on the ground or up in the tower?
- It looked like he was talking to someone on the ground because he was looking down the steps.
- Q: What was the other person in the tower doing?
- A: I don't know where he was.
- Q: After SGT (D(0), D(7)(C) was told "Yes, go lethal," what did he do?
- A: He asked again, loaded hi magazine up and asked a third time. I am assuming he loaded his magazine up, I saw his arm lift up. I heard two clicks, and one of them was
- Q: What were the clicks that you heard? (b)(6), (b)(7)(C)

INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)

10-L-0126 ACLU CID ROLL

OF 1

000290

STATEMENT OF SGT (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 2 FEB 05

CONTINUED:

- Magazines going into the weapon. What did you do after SGT  $^{(b)(6),(b)(7)(C)}$  vas told to go lethal? Q:
- I pulled my bolt back to the rear and let go. **A**:
- Q: What happened?
- A: My weapon magazine double-fed.
- Q: Were you able to fire your weapon?
- A: No.
- Q: What did you do?
- I got the SGT inside to help me get the magazine inside the building out of my weapon A: because it was stuck.
- Q: What did he do?
- He pulled the magazine while I held the weapon.
- Q: Had he loaded his weapon prior to this incident?
- I don't know, I never paid any attention to his weapon.
- Do you know what type of weapon he had?
- A: No.
- What did the fourth soldier do after SGT $^{(b)(6),(b)(7)(C)}$ was told to go lethal? 0:
- A: He took a knealing position to the right of SGT (b)(6).(b)(7)(C)
- Q: Did he load his weapon?
- A: I don't remember.
- Q: What type of weapon did he have?
- I don't remember. A:
- What did the soldier look like? 0:
- A: About my height, that's about the only thing I can tell you.
- Q: How tall are you?
- A: 5'11".
- Q: What did  $SGT^{(b)(6),(b)(7)(C)}$ do after he loaded his weapon?
- A: He squared off towards the compound.
- How many times did he fire his weapon? Q:
- I just heard three shots. I don't know where they came from. I saw him point his weapon and I saw a guy fall.
- Q: Describe the first shot you heard.
- I seen him aim his weapon and I seen a guy fall. A few seconds after that I saw another guy fall and a few seconds after that I heard "Cease fire."
- Where was the first detainee when he was shot?
- I'm going to say it was about halfway between the fence and that first building that they stay in.
- Q: Where was he shot?
- That I don't know.
- Q: Did you see any blood?
- A: Yes, I did.
- Q: Where was the blood coming from?
- The head area.
- Q: Did the detainee move after he was shot?
- A: Not that I'm aware of.
- Q: How long after the first detainee was shot was the second detainee shot?
- A: A few seconds.
- Q: Describe what you saw.
- The other detainee was sideways from the tower with very slightly bent knees, looking down. I saw him grab towards his left shoulder with his right arm and then go to the ground.
- Q: Was the detainee engaging the tower or guards with any weapons when he was shot?
- A: Not sure.
- Did he have anything in his hands? Q:
- Not sure.
- Did you see anything?
- Them people clustered in there so quickly that I just couldn't be sure. And I was trying to get my weapon straight. (b)(6), (b)(7)(

EXHIBIT 10-L-0126 ACLU

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STATEMENT OF SGT (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 2 FEB 05

CONTINUED:

b)(6), (b)(7)(C

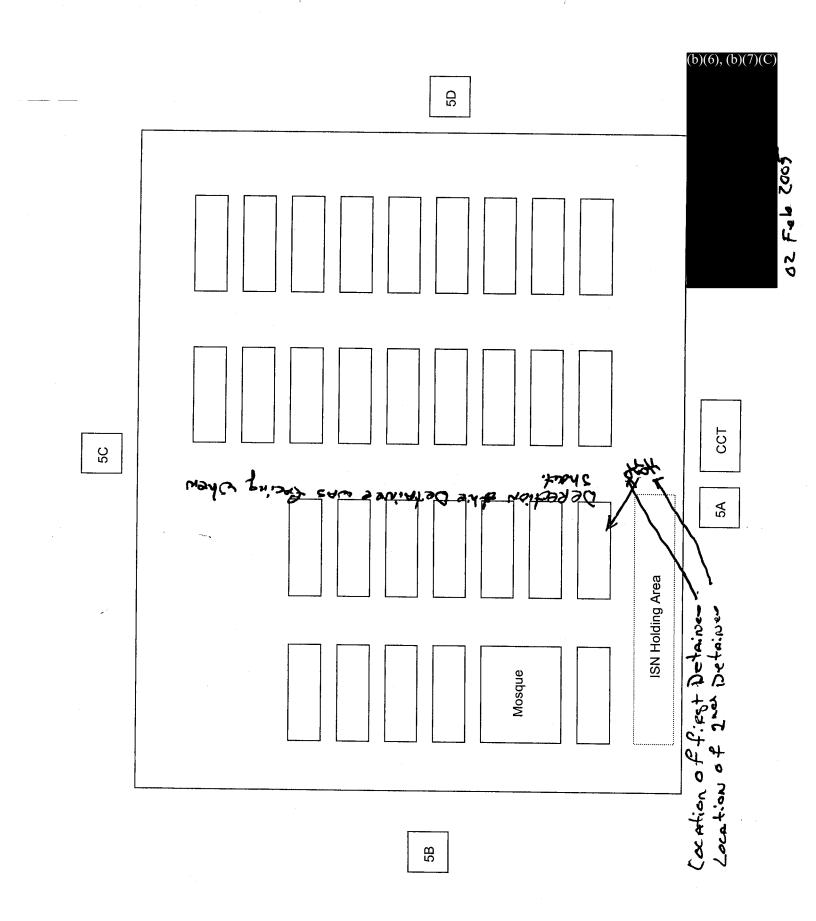
What happened after the second detainee was shot?

- The crowd of detainees came and picked them up and carried them back to the tent A: area.
- Q: Did any of the guards say or do anything?
- Yes, they were telling the crowd to get back. When one of the detainees picked them
- up, the guards on the ground told them to bring them to the gate.
- Q: Was that before or after the cease fire was called?
- A: After.
- Q: Did the guards tell the detainees not to approach the shot detainees before the cease fire was called?
- A: Yes.
- Q: Did the detainees obey the orders?
- **A**: No.
- Q: What did they do?
- A: They just kept approaching them.
- Q: Did SGT (b)(7)(C); ay anything to the detainees?
- A: He was hollering for them to stay back.
- What did he say specifically? Q:
- I want to say he said, "Stop", "Get back" and then hollered something in Arabic. Maybe "Kiff."
- Q: What happened after you saw the second detainee get shot?
- A: I heard them say "Cease fire."
- Q: Did SGT (b)(6),(b)(7)(C) stop firing?
- A: Yes.
- Q: What happened after that?
- A: They called me down to go to another compound.
- Did you see or hear anything else about the incident in Tower 5A after you left to go 0: to another compound?
- A: Negative.
- Q: How was the first detainee's body positioned after he was shot?
- A: I can't remember if he was on his back or stomach. I think he was on his stomach and his face was facing us.
- Q: When the second detainee was shot, was that the second or third round that you heard?
- It was the last round that I heard. Did you see what happened with the second round that you heard? 0:
- **A**:
- What direction was the second detainee facing when he was shot? Q:
- He was facing West. A:
- Was he looking at the detainee on the ground? Q:
- He was looking in that direction.
- Were there any other detainees around him at the time he was shot? Q:
- A: Yes.
- What were they doing?
- Walking up to the body on the ground. Α:
- Q: How many were there?
- Α: A lot.
- How large was the crowd? Q:
- **A**: It looked like about 50-75. There was a big crowd.
- Were they engaging the tower and guards with rocks and debris? Q:
- A: I can't recall.
- Q: How close was the crowd to the second detainee when he was shot?
- A: 10 feet maybe.
- Is there anything you would like to add to this statement? Q:
- No.///END OF STATEMENT///

INITIALS OF PERSON MAKING STATEMENT 10-L-0126 ACLU CID

STATEMENT OF	TAKEN AT Camp Bucca CID DATED 31 Jan 05 CONTIN	JED:
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	o)(6), (b)(7)(C)	
/		
		-
(b)(6), (b)(7)(C)	FFIDAVIT	
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 STATEM AND HAVE INITIALED THE BOTTOM OF EACH PA		
STATEMENT FREELY WITHOUT HOPE OF BENEFIT	OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND	.s
WITHOUT COERCION, UNLAWFUL INFLUENCE, OF	$\frac{1}{2}$ UNLAWFUI	
	(D)(O), (D)(I)(C)	/ )
	(BIGNATOKE OF FERSON MAKING STATEMENT)	
WITNESSES:	•	
	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY I	AW
	TO ADMINISTER OATHS, THIS 2nd DAY OF Feb, 18 AT CID Office, Camp Bucca, Iraq	7003
ORGANIZATION OR ADDRESS	(b)(6), (b)(7)(C)	
	ering Oath)	
	sa(b)(6), (b)(7)(C)	
	(Name of Person Administering Oath)	
	( or rerport remainistering Oath)	
ORGANIZATION OR ADDRESS	Article 136, UCMJ	
ORGANIZATION OR ADDRESS		
	(Authority to Administer Oath)	
ORGANIZATION OR ADDRESS  INITIALS OF PERSON MAKING STATEM(b)(6), (b)(	(Authority to Administer Oath)	

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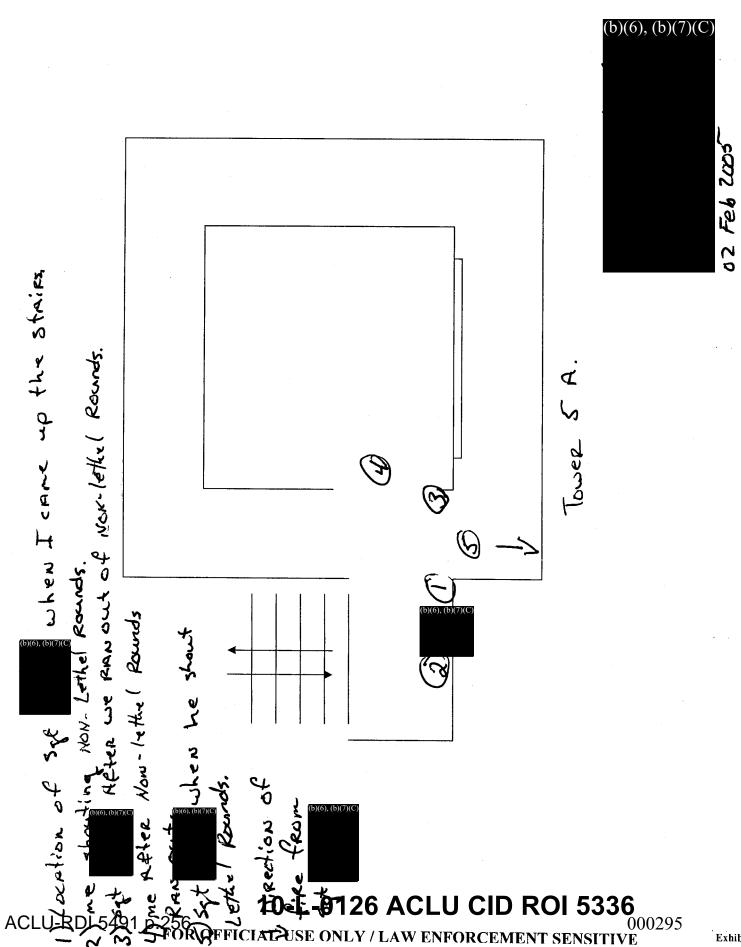


Exhibit  $\frac{3}{3}$ 

	· · · · · · · · · · · · · · · · · ·	TATEMEN	• =	
For use of this form, see AR 190-45: The	proponent	agency of	the Deputy Chief	of Staff for Personnel.
LOCATION	DATE		TIME	FILE NUMBER
Interment Facility	03	Feb 05	1 (b)(6) (b)	
Camp Bucca, IZ		,	002b (b)(6), (b)(7	()(C)
LAST NAME, FIRST NAME, MI	SOCIAL	CECUDITY N		GRADE/STATUS
(b)(6), (b)(7)(C)		(b)(6), (	(b)(7)(C)	E-6
ORGANIZATION OR ADDRESS				
HHC 105 th MP BN				
Camp Bucca, IZ				

(b)(6), (b)(7)(C)want to make the following statement under oath: Originally there was a shakedown scheduled for the 30 Jan 05, but the Air Force didn't show, so it was rescheduled for the morning of 31 Jan 05. The plan was that the shakedown would occur once we had the detainees staged in the holding area for a count. Around 0640 the Air Force DOB arrived at the compound and asked where all of the detainees were at because they weren't all staged yet. I informed the Senior Master Sergeant (I don't know his name) that they will be in there by 0700 and has a bull horn in Tower 5D to make sure they get there. SGT (b)(6), (b)(7)(C) an SPC (b)(6), (b)(7)(C) entered the compound to check the tents to make sure there were no detainees left behind and everyone was in the holding This was completed around 0700 hours. At this time, once the detainees were staged, we informed the Air Force DOB that the detainees were staged and we were ready for the Air Force to enter the compound. this time the Air Force arrived with about 34 personnel. They entered the compound and SGT(b)(6), (b)(7)(C)SPC(b)(6), (b)(7)(C) and myself stayed in the holding area and watched the detainees. For time to time I walked through the compound to check the status of the search and see what type of contraband was being discovered. Near the completion of the search,  $SGT^{(b)(6), (b)(7)(C)}_{SPC^{(b)(6), (b)(7)(C)}}$ and myself entered the second to the last tent of row four to check for a tunnel under the floor boards. We had seen detainees carrying sand out of that tent a few day prior to the search. Someone (I don't remember who) had said they had seen the detainees emptying some sandbags. Upon lifting one of the floor boards in the tent, we discovered bare footprints and sandal foot prints in the sand. We got a shovel and began to dig. found the sand was unusually soft, but did not find a tunnel. time the Air Force collected the contraband they had found and exited the Three Air Force personnel did stand by with us as we began to conduct ISN (Internment Serial Number) count of the detainees. counted the detainees off, they ran back into the tents. After counting maybe 10-15 detainees, the Imam came up to the front of the line from the middle of the holding area. He acted like he was crying and seemed very upset. He stated something to the effect that soldiers had ripped up the SGT (b)(6), (b)(7)(C) told them that we would take him to Koran in one of the tents. that ten along with the Camp Mayor, Kalid, and detainee interpreter, (b)(6),(b)(7)(0 (ISN $^{(b)(6),(b)(7)(C)}$ , to see what he was talking about. I advised SPC (b)(6), (b)(7)(C) to stand by the holding are with the remaining detainees. We entered the

(ISN (b)(6), (b)(7)(c), to see what he was talking about. I advised SPC (b)(6), (b)(7)(c) to stand by the holding are with the remaining detainees. We entered the tent which was in the rear of row one and did find a Koran on the floor with pages torn out. The Imam picked up the Koran and began screaming in Arabic. At this time a small crowd began to gather around us. I asked the detainee interpreter what he was saying and he said something to the

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(b)(6), (b)(7)(C)

fect of, "It would have been better to kill one of us than to disrespect our religion. This isn't a war about soldiers; this is a war about the Cross and the Muslims. Now we have no choice but to get revenge for SGT(b)(6),(b)(7)(C)stated let me take the Koran up front to show the DOB so we can find out who is responsible for doing this. The Imam wouldn't give Then another detainee entered the tent holding another Koran it to him. that had pages torn out of it. They began screaming again in Arabic and the crow began to grow around us. Fearing for our safety, I told SGT (b)(6),(b)(7)(C) that we had to get out of the tent. I told the Mayor and the detainee interpreter that we would finish the conversation at the sally Once outside the sally port, I did notify the Air Force DOB. He arrived shortly thereafter with a contracted interpreter. During the conversation that I and the DOB had with the detainees, I was informed by the interpreter that the detainees planned to kill us. The contracted interpreter stated that the Imam has said, "We will have to kill one of you to make this right. It doesn't matter if we die doing it." After the discussion, all the uniformed personnel left the compound with the exception of the soldiers assigned there. I began noticing a crowd of detainees moving up toward the front of the compound. They were not rioting, merely staring at us through the fence. The detainees food arrived on a truck, I called for the service detainees to bring it inside. No one responded so I left it outside the fence. I saw, the detainee interpreter standing in the sally port, so I attempted to reason with him. I told him, "You know the soldiers didn't rip the Koran. Out of respect, the soldiers wouldn't even enter the Mosque to search it, so why would they do that." (b)(6).(b)(7)(c) stated, "You don't know that they didn't do it. would have been impossible for a detainee to do this - they read the Koran, teach the Koran, and pray five times a day. This is not possible. This is a very bad thing. I'll see what I can do, but I don't think I can fix it." Shortly after this, I noticed a majority of the detainees go inside the Mosque. This was not for regular prayer. After a few minutes, I noticed the Mayor was arguing with the Imam outside the Mosque. Imam was shouting and looked to gesture the Mayor away with his hands. The Mayor and (b)(6),(b)(7)(C) walked away form the Mosque and the Imam reentered it. Soon after, several hundred detainees began spilling out of the Mosque. They ran to the vicinity of the holding area, shouting chanting and raising closed fists. I observed numerous detainees stepping on the concertina wire which separated them from the main fence. the three meter rule as set by our SOP, so I entered the CCT shack and grabbed an OC fogger. I ordered SPC (b)(6), (b)(7)(C) to do the same. the fence line and shouted at the detainees numerous times to step back. They did not comply. I observed detainees pulling up the metal posts that supported the wire fence in the holding area. I ordered the detainees to stop, but they did not comply. Fearing the detainees would use these posts as weapons against us, I sprayed my fogger into the crowd.  $^{b)(6),(b)(7)(C)}$ then did the same. The fogger was effective and detainees dispersed The detainees ran into their holding tents and reappeared from the area. armed with a variety of weapons. The weapons included broken pieces of cinder block, rocks, C cell batteries, rebar, sticks and anything else (b)(6),(b)(7)(C)

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y could find. They began firing the projectiles at the CCT members, the medics in the area, and the guard station atop the towers. responded by shooting non-lethal rounds from their shotguns into the The flash bangs were also employed from at least Tower 5A.  $\frac{(b)(6),(b)(7)(C)}{(b)(7)(C)}$  who was stationed at Tower 5A yelled down that he was out of non-SGT (b)(6),(b)(7)(C) ran up Tower 5A, I presume to assist SGT lethal ammunition. (b)(6),(b)(7)(C) I ran to the CCT shack of Compound Five, but could not find any more non-lethal shotgun rounds. I then ran over to Compound Eight and acquired the boxes from them. I ran up Tower 5A, there were several cinder block pieces being thrown at me. They were bouncing off the steps and railings; a few narrowly missed me. When I reached the top of the tower, I observed that SFC (b)(6),(b)(7)(C) had made his way up there. SGT(b)(6), (b)(7)(C)fired all of the non-lethal rounds I gave him, but it did little to quell the riot. We had M203 non-lethal rounds in the tower, but didn't have a weapon to fire them. SGT(b)(6), (b)(7)(C) shouted for an M203 and we were soon joined in the tower by an Airman and an Army Soldier who were unknown to me. After exhausting all non-lethal rounds, we then took cover behind the glass from the lethal sized projectiles that were being thrown at us. made the comment then that once this glass breaks, we have no choice but to go lethal. Soon a large piece of cinderblock was thrown, shattering the outer pane of glass. At this time I felt that we were like "sitting ducks." At any moment cinder block would come crashing through the remaining interior pane and one of use would be seriously injured or killed. We were trapped in the tower and had nothing sufficient to protect us or shield us. At the onset of the glass breaking, SFC $^{(b)(6),(b)(7)(C)}$ yelled, "Go red. Go red." I then yelled, "Go lethal. Go lethal." I was speaking to the soldiers who were closest to the door. SGT(b)(6),(b)(7)(C) stepped outside the door, raised his M-16 A2 with scope and began firing. I saw at least two detainees fall with what I perceived to be head wounds. encouraging him by saying, "Good shot. Good shot." I saw another fall, but could not tell where he was shot. It appeared that once the detainees saw that people had been killed, they laid down their weapons and ran to I then observed SGT (b)(6),(b)(7)(C) Lower his weapon and place it the casualties. on safe. He got on his radio and stated, "Cease fire." I believed him to be speaking to those who had fired non-lethal and those who might be preparing to go lethal. He then motioned for the detainees to bring the wounded or killed up front to be treated. At this time it seemed to me that the threat had ended. I observed SGT (b)(6), (b)(7)(C) exit the tower and assist the medics.

Q: SA (b)(6), (b)(7)(C) A: SSG (b)(6), (b)(7)(C)

- Q: What are the levels of force according to the Camp Bucca detainee operations policy?
- A: Verbal persuasion, show of force, OC, non-lethal then lethal force.
- Q: Were verbal commands given during the use of non-lethal force?
- A: Prior to the use of OC, I used, "Stop," "Get back," "Drop that." I didn't use any Arabic, because from my experience from working around the detainees, they understand simple commands when they are doing things they are not supposed to. (b)(6), (b)(7)(C)

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#### (b)(6), (b)(7)(C)

- Were the commands repeated and continuous?
- A: Yes.
- Q: Did anyone in the Tower 5A give verbal commands?
- A: I don't know because it was too loud to hear anything over the screams and shouts of the detainees while outside the tower.
- Q: What does "Go red" mean?
- A: It means your weapon is locked and loaded with lethal rounds. It doesn't actually mean that you shoot right then or it's an order to shoot; it means that you prepare to shoot if the rules of engagement deem it necessary. That's why I added, "Go lethal. Go lethal," because I wanted someone to fire at that moment.
- Q: Approximately, how big were some of the rocks and cinder block pieces that were thrown at you?
- A: Some that were a lot bigger than a softball, but smaller than a bowling ball. There were hundreds of them being thrown at us. It was almost like being in a hail storm.
- Q: Are you and SGT (b)(6),(b)(7)(C) good friends?
- A: No. He came to our squad late in the deployment. I don't live with him and usually only see him while at work. I didn't know him prior to this deployment.
- Q: Did SGT (b)(6), (b)(7)(C) ire any non-lethal rounds?
- A: No. Had I seen SGT (b)(6),(b)(7)(C) fire non-lethal at the moment he went lethal, I would have felt his actions were negligent. I needed someone who had access to the door to fire lethal to stop the threat.
- Q: Were you able to observe  $SGT_{as}^{(b)(6),(b)(7)(C)}$  as he was firing his M-16?
- A: Yes.
- Q: Could you tell if  $SGT^{(b)(6),(b)(7)(C)}$ vas taking aimed shots?
- A: I believe he was because the detainees closest to our towers were falling. Each time I heard SGT (b)(6)(7)(C) shoot, I saw someone fall.
- Q: What was his rate of fire?
- A: A shot every three to four seconds. It looked like he was taking aimed shots.
- Q: Do you know how many time SGT  $^{(b)(6),(b)(7)(C)}$  fired his M-16?
- A: I do now, but at the time I thought he fired maybe four or five times.
- Q: Did you hear SGT (b)(6), (b)(7)(C) give commands to the detainees prior to firing?
- A: No. There was so much commotion and noise, how do you give them commands that would not have been heard? Also, I felt there was no more time to give commands. We had to act quickly to end the threat. However, I remember after the first shot, SGT (b)(7)(C) yelled something at the detainees to get them to stop. I saw the second run forward and fall.
- Q: Did you see any detainees fall from SGT  $^{(b)(6),(b)(7)(C)}$  M-16 fire?
- A: Yes. The three I previously mentioned that I remember.
- Q: Do you recall what the first detainee was doing prior to being shot?
- A: No.
- Q: Do you recall what the second detainee was dong prior to being shot?
- A: No. The first one I saw brain matter or whatever after he was shot. The events after that were kind of blurred. I don't know what they were holding in their hand prior to being shot; I do know they were actively participating in a riot (b)(6),(b)(7)(C)

Page  $\frac{4}{9}$  of  $\frac{7}{9}$ 

- (16),(b)(7)(C) 2: Do you recall what the third detainee was dong prior to being shot? A: No. I just saw him fall. You have to understand, there were hundreds of them everywhere; I couldn't focus on one individual person because I wasn't the one shooting. The only thing that distinguished them from the rest of the population was that they fell and were bloody. I found out yesterday that the Service Chief (detainee in charge of distributing food at Compound Five) was one of the detainees killed. I know him well, but during the incident, there was so much going on at once that I didn't recognize him as one of the ones that fell.
  - Q: Did you see any detainees that appeared to come forward to render aid before SGT topped shooting?
  - A: I saw(b)(6),(b)(7)(C) the interpreter, come forward, but I don't remember if he retreated back. I just remember he was there when the firing stopped. After SGT (b)(6),(b)(7)(C) stopped firing and was motioning for the detainees to bring up the wounded, b(6), b(7)(C) fell clutching his chest. He had heart problems; he was not shot.
  - Q: Did you hear SGT  $^{(b)(6),(b)(7)(C)}$  verbally confirm the order to "go lethal" or "go red?"
  - A: I heard  $SGT^{(b)(6),(b)(7)(C)}$  ask  $SFC^{(b)(6),(b)(7)(C)}$  "Go red?" and  $SGT^{(b)(6),(b)(7)(C)}$  replied, "Go red. Go red." When I said, "Go lethal" he was already preparing to shoot. Q: So  $SFC^{(b)(6),(b)(7)(C)}$  gave the command to go red twice?
  - A: Yes, that's what I remember.
  - Q: Did you hear SFC (b)(6),(b)(7)(C) say "hold your fire"?
  - A: No. I hope he didn't say that he said that because that was not what was said. And if he's claiming he said that, it means that he didn't feel that our lives were in jeopardy.
  - Q: Did you see  $SGT^{(b)(6),(b)(7)(C)}_{count}$  his rounds after he fired his M-16?
  - A: I didn't see him count them, but he told me he did. After the incident it was said there were eight detainees shot with lethal rounds.  $\overline{b}$ (6), $\overline{b}$ (7)(C) $\overline{b}$ said that he had fired once. SGT $\overline{b}$ (b)(6), $\overline{b}$ (7)(C) $\overline{b}$ replied, "That makes sense because I fired seven."
  - Q: Do you know what type of scope SGT (b)(6),(b)(7)(C) had on his M-16?
  - A: No. All I know is that it was a personal purchase.
  - Q: Did you ever hear an order to stay non-lethal or to not go lethal?
  - If such an order is given, it does not coincide with the rules of engagement given by the US military while engaged in combat. It is the individual soldier's responsibility to know and understand the rules of engagement and have the judgment to go lethal when deemed necessary.
  - Q: Were you aware of anyone else employing lethal force?
  - A: Just SGT (b)(6),(b)(7)(C) but I didn't know about that until after the incident was over.
  - Q: Why didn't you leave the tower box and go behind it for cover?
  - A: If I had felt it was safe for all of us to get out and get behind the tower, there would have been no need for us to have gone lethal. that current situation, had the detainees been able to unman our towers by forcing us out and behind them, the results would have been catastrophic.
  - Q: Have you conducted searches of the detainee's tents before?
  - A: Yes.
  - Q: Describe the methods you use (b)(6),(b)(7)(C)

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## Statement of (b)(6), (b)(7)(C) MAY LAW ENFORCEMENT SENSIFIVE, COMPANIENT STATEMENT OF (B)(6), (b)(7)(C) MAY LAW ENFORCEMENT SENSIFIVE, COMPANIENT SENSIFI SENSIFI SENSIFI SENSIFI SENSIFI SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICATION SENSIFICAT

I'm not real particular about how neat I am when I search. I try not to damage anything; my goal is to find contraband. I try not to make the process too time consuming, but I want to be thorough. The Air Force, in this instance was a lot neater than we probably are.

Q: Did you see any detainees raise their hands while  $SGT_{b,(6),(6),(7),(C)}^{(b),(6),(6),(7),(C)}$  was firing his M-16?

A: No.

Q: Did you see any detainees attempt to render aid to any of the injured detainees while  $SGT^{(b)(6),(b)(7)(C)}$  was firing his M-16?

A: I think I saw the detainee interpreter run up to aid the wounded detainees, but I'm not sure if he ran back or not.

Q: Did you see  $SGT^{(b)(6),(b)(7)(C)}$  shoot any detainee that was kneeling down near an injured detainee.

A: No, but I did see two detainees shot that fell right next to each other on the ground.

Q: How far were the detainees that were shot, injured or dead, from the tower?

A: I estimate about 35 to 40 yards.

Q: Is there anything you would like to add to this statement?

A: Yes. SGT (b)(6)(6)(7)(C) went lethal because he had to. I believe his actions probably saved lives of Coalition Forces. He stopped the threat and ended the riot. Had I been close to that door, I would have gone lethal.

Q: Is there anything else you would like to add to this statement? (b)(6),(b)(7)(C)

A: No.///End of Statement//(b)(6),(b)(7)(C)

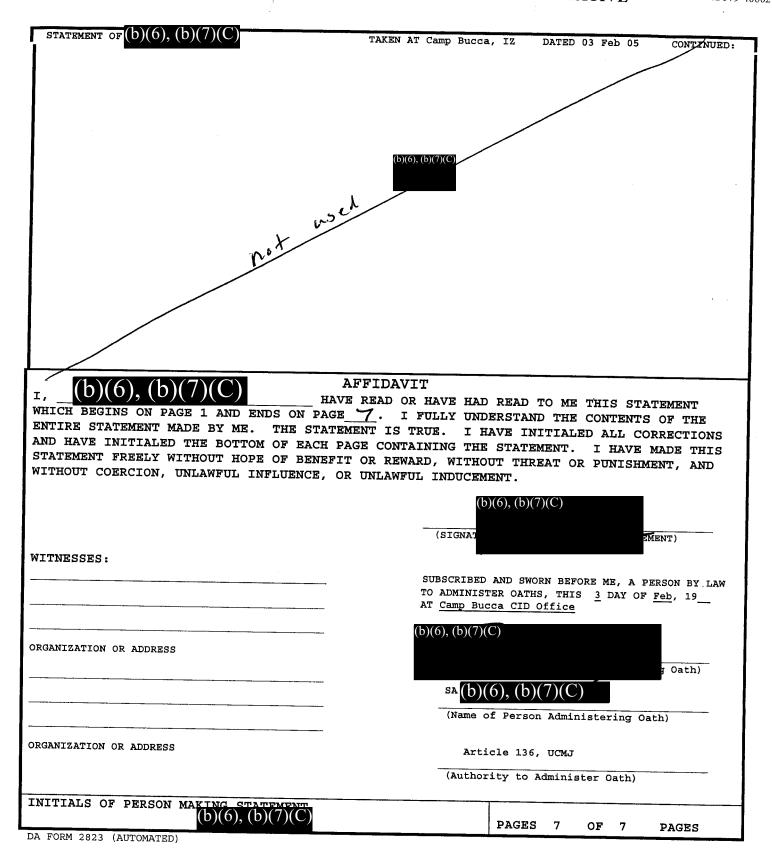
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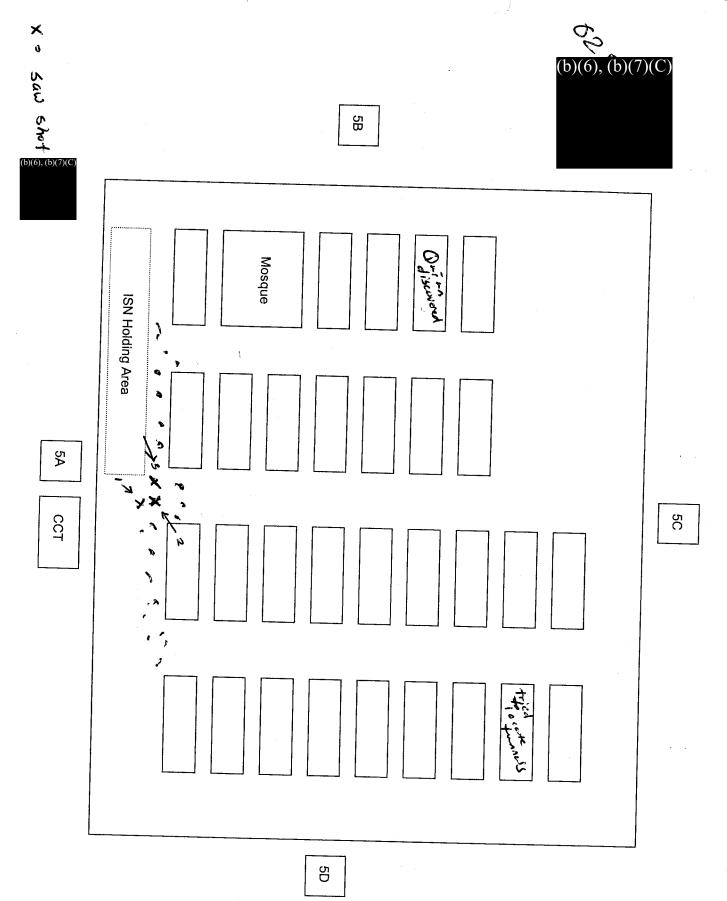
INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)

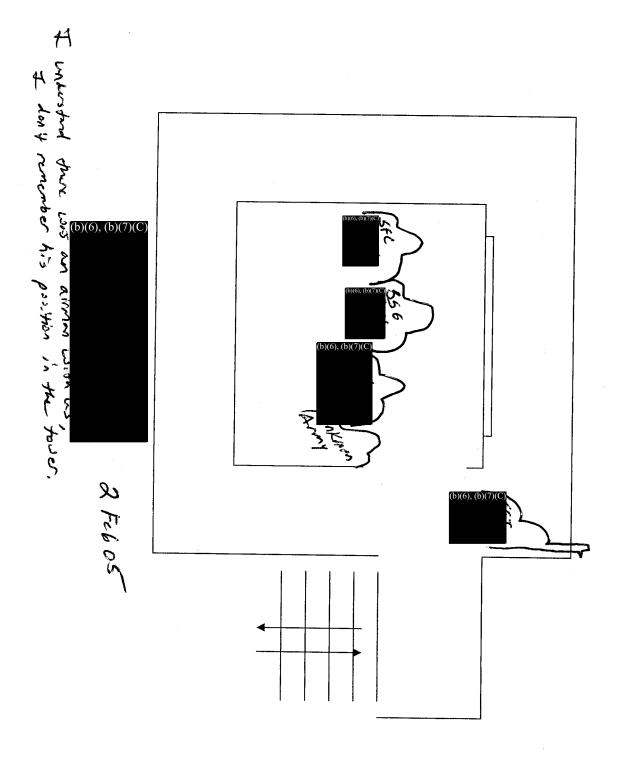
PAGE 6 OF TPAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)







#### FOR OFFICIAL "SE ONLY / LAW ENFORCEMENT SENSITIVE

Sī	WORN STATEMENT	
For use of this form, see AR 190-45: The p	proponent agency of the Deputy Chief	of Staff for Personnel.
LOCATION Camp Bucca, IZ APO AE 09375		(7)(C) LE NUMBER 0009-05-CID579-40002
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)	SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C)	GRADE/STATUS E-4/Active
ORGANIZATION OR ADDRESS 732 Expeditionary Security Force Squadron Camp Bucca IZ APO AE 09375		

(b)(6), (b)(7)(C) want to make the following statement under oath: On Jan. 31, 2005 I was contacted by TSgt (b)(6),(b)(7)(C) to respond to compound five for a riot. My driver SrA (b)(6), (b)(7)(C)drove to compound five and upon arrival made contact with TSgt (b)(6),(b)(7)(C) whom further guided us into a line formation in front of compound five. At this time the detainees were already throwing rocks towards the towers and our line formation. this point we used non-lethal rounds to persuade the detainees to desist all actions and return to their rooms. After 15 minutes I had fired nine non-lethal rounds at the detainees that I observed throwing objects. During the climax of the disturbance several detainees inundated the sally port area throwing rocks while speaking Arabic. At this point we had used all methods to quell the disturbance and this is when the tower guards fired lethal rounds. While rocks were still being thrown at us I observed one of the detainees fall that had been hit with a lethal round. A few moments latter several wounded detainees were brought to the Sally Port by their counterparts. At this point, TSgt told me to move to compounds one and two to provide the same assistance. Upon arrival I was hit several times with objects the detainees in both compounds. units on scene formed a line and attempted to make the detainees draw back from the fence line and stop throwing rocks. I fired seven rounds and threw one stun grenade. After the detainees drew back for prayer we went back to compound five as a "show of force." At this point, all surrounding compounds were corroborating our leaderships request and our support was no longer needed.

- Q: SA (b)(6), (b)(7)(C)
- A: SrA(b)(6), (b)(7)(C)
- Q: Approximately how long were you at compound five before lethal force was used?
- A: Between 25 and 30 minutes.
- Q: Did you see who fired lethal rounds?
- A: No I didn't even know they were shooting.
- Q: Did you hear the lethal rounds being fired?
- A: No.
- Q: Where was the detainee you saw hit with lethal rounds?
- A: In the back of the head.

PAGE OF PAGES	EXHIBIT	INITIALS OF (b)(6), (b)(7)(C)	PERSON	MAKING	STATEMENT		. 1	(b)(6), (b)(7)	C
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT _ DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

10-L-0126 ACLU CID ROI 5347

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STATEMENT OF STA (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 3 Feb 05

CONTINUED:

- Where was the detainee at in the compound when he was shot?
- He was a few yards away from the c-wire that is in front of the tents. What direction was the detainee facing before you turned to tell SrA
- (b)(6),(b)(7)(C)the detainee was to far away?
- A: He was faced towards us with his left hand holding his jacket over his head and his right hand was out of sight.
- Can you describe the detainee?
- He had a royal blue cold weather jacket, white pants, short beard, and heavy set approximately 220 pounds.
- A: What was the detainee doing when you turned around from telling SrA (b)(6),(b)(7)(C) that the detainee was to far to hit with non-lethal?
- The detainee had already been shot. He was still trying to walk and there was a detainee next to him, on his right and behind him, trying to help him get out of the area, they were both still standing.
- What did you do next?
- That's when I turned and yelled up to the tower and asked who was **A**: shooting lethal.
- Then what did you do?
- By the time I looked back at the detainee he was falling towards the ground and the other detainees were scattering.
- What did you do next?
- I turned and asked TSgt (b)(6),(b)(7)(C) who was firing lethal, he told me to Α: keep eyes on the target.
- What did you see when you looked back towards the detainee on the ground?
- There were two detainees on the ground. One was the one I saw shot and there was another one lying right next to the one I saw shot but was on the opposite side from me.
- What happened next?
- Then the rest of the detainees came and picked up both of the wounded **A**: detainees and took them to towards the back of the compound.
- Prior to telling SrA (b)(6), (b)(7)(C) the detainee was to far away what was the detainee doing?
- He was coming up to the fence and screaming in Arabic.
- Did you observe him throwing anything at anytime? Q:
- **A**:
- Q: Did you see any other detainees get shot?
- **A**:
- Did you see any other wounded detainees around the one that was hit in 0: the head?
- There was one on the ground next to him, but the detainees came up and took the two into the tents.
- Q: Did you hear the order to go lethal?
- A:
- 0: Where you afraid for your life during the riot in compound 5?
- No because the fence was there and not too many rocks were getting
- Have you read the Camp Bucca Rules of Engagement?
- **A**: Yes.

# FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE STATEMENT OF STA (b)(6), (b)(7)(C) TAKEN AT CID Office

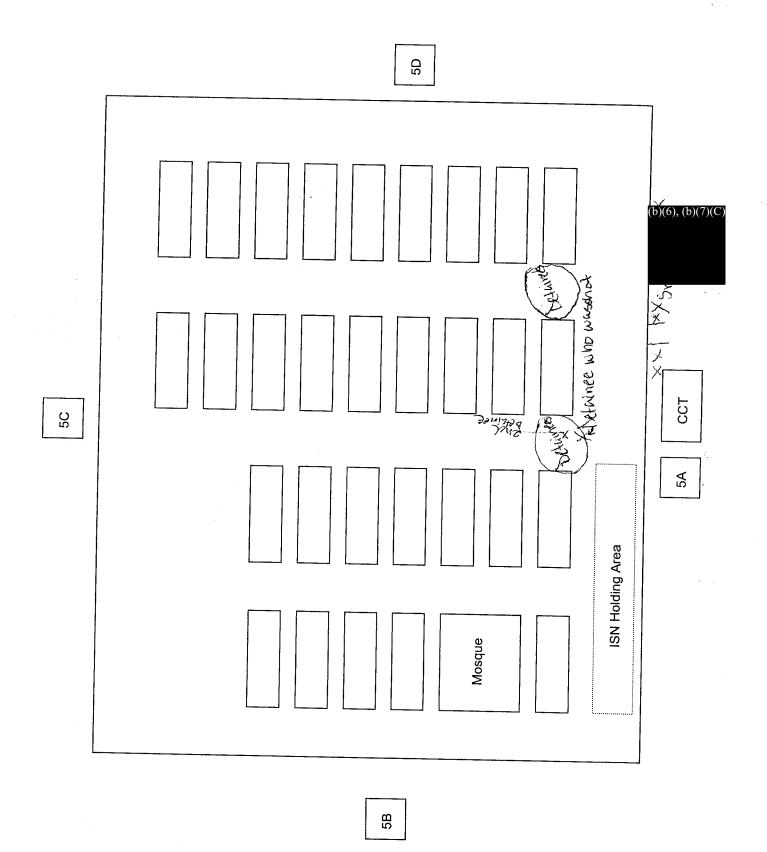
TAKEN AT CID Office DATED 3 Feb 05

CONTINUED:

0009-05-CID579-40002

Do you have anything else you would like to add to this statement? No.//END OF STATEMENT//

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1341 Feb 3, 2005

(b)(6), (b)(7)(C)

10-L-0126 ACLU CID

ACLU-RDI 5491 por Official use only / Law enforcement

For use of this form, see AP 190	SWORN STATEMENT 45: The proponent agency of the Deputy	Chief of Staff for Borgonnel
LOCATION	DATE TIME	FILE NUMBER
Camp Bucca, IZ	3 Feb 05 /802 _{(b}	0009-05-CID579-40002 )(6), (b)(7)(C)
LAST NAME, FIRST NAME, MI $(b)(6), (b)(7)(C)$	SOCIAL SECURITY NUMBER $(b)(6), (b)(7)(0)$	GRADE/STATUS SRA/E-4
ORGANIZATION OR ADDRESS 732nd ESFS, US Air Force		
(b)(6), (b)(7)(C)	want to make the following	statement under oath:

About 1200, 31 Jan 05, I was notified by my SOG to respond to Compound 5. Upon arrival I noticed a large group over 100 detainees gathered near the front holding area of Compound 5. I heard someone yell "rock" and I gathered up non-lethal shotgun ammo. I proceeded to the front of the CCT shack and observed detainees throwing rocks from behind the tents. of the detainees were also behind some plywood near the holding area and they were also throwing rocks. I am yelling at the detainees to stop in both Arabic and English, I was also yelling for them to put down the When the detainees did not stop throwing the rocks I started firing my non-lethal rounds with my shotgun. I was moving between the CCT shack and the eastern most corner of the compound. I was in this area for about 10 to 15 minutes when I heard the first lethal round fired. When I first heard the shot I looked to my left. Then turned and scanned the compound and that is when I saw the detainee laying on the ground. shot detainee was between tent row 2 and 3 and about 25 meters in front of tower 5A. I continue to tuck from the rocks and engaging with non-lethal. I heard another shot but I really did not pay much attention to it. then I heard another shot fired and saw another detainee about 5 to 10 feet the behind the first detainee lying on the ground. Then I looked up into Tower 5 and observed a quard on the stairs and one on the catwalk. Both of the individuals had weapons, but I am not sure what type. The riot stopped right after that. I then moved to base of tower 5B. I did not see or hear anyone else fire lethal rounds after that.

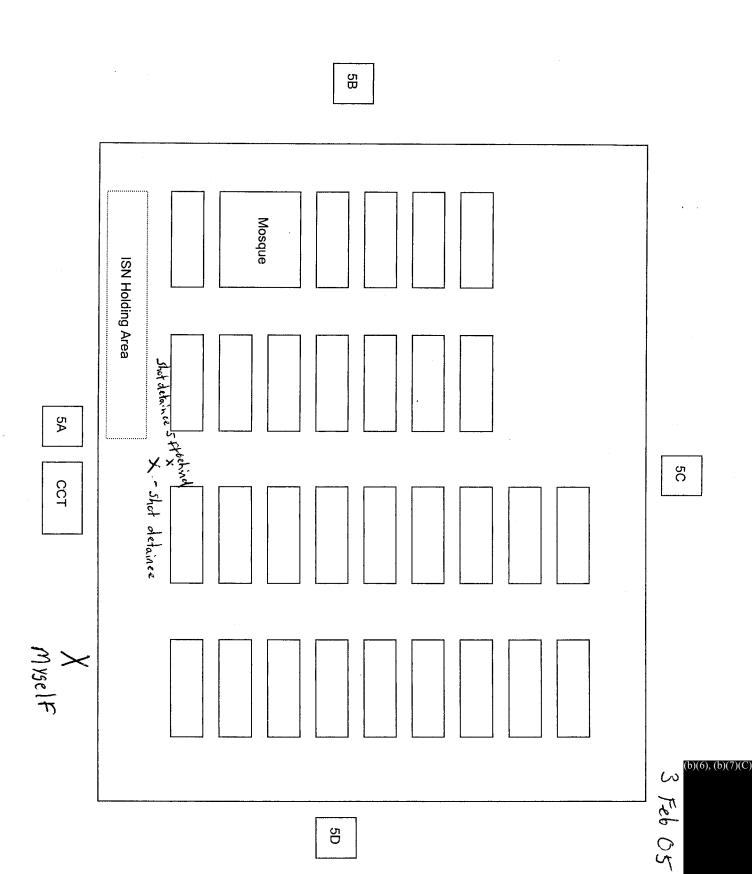
- Q. How many lethal rounds did you hear fired?
- A. I know for sure I heard two.
- Q. How do you know these two you heard were lethal rounds?
- A. The sound of the shot is louder then the non-lethal rounds and I have been to ranges where M-16s were fired.
- Q. Did you see anyone fire an M-16 at detainees?
- A. No.
- Q. Did you fire any lethal rounds?
- A. No.

EXHIBIT	INITIAL $(b)(6)$ , $(b)(7)(C)$ MAKING	STATEMENT	PAGE OF PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

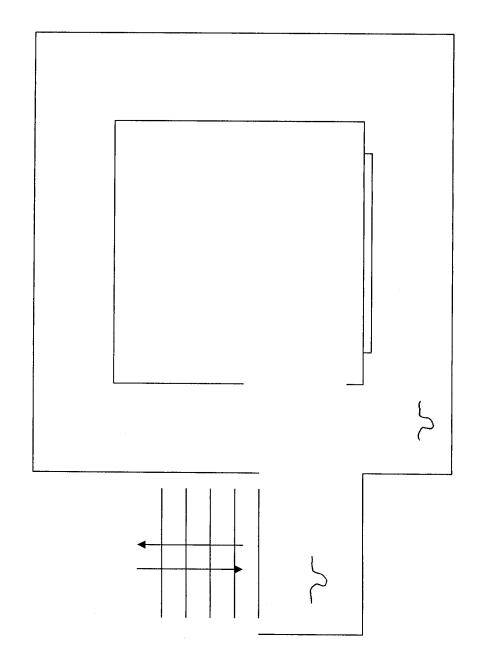
DA FORM 2823 (AUTOMATED)

STATEMENT (					TAKEN AT (	Camp Bucca	DA	TED 3 Feb	05	CONTINUED:
Q. Why d	lo you	think	the sh	ots vo	u heard c	ame from	m the	tower2		
A. I kno	w the	sound	came f	rom mv	left and	no one	0110 On +h	00 WCT:	- Fo	o the
left or	right	of me	had le	thal w	eapons su	ah ag M	100	e groui	iu t	o the
O Did v		OI IIIC	Johnston	criai w	eapons su	ch as M	-16S.			
Q. Dia y	ou se	e any	decaine	es in	compound	5 raise	their	hands	or	any
gesture	tnat.	indica	ted the	ey were	stopping	or giv:	ing up	?		
A. No.										
Q. Did y			tower 5	C?						
A. Not r										
Q. Did y	ou hea	ar or s	see any	one fi	re lethal	rounds	from	tower 5	5C2	I
A. No.										
Q. Is the	ere a	nythino	g else	you wo	uld like	to add t	to thi	s state	men	+ 2
A. No///	END O	STAT	EMENT//	/ (b)(6), (b)	(7)(C)		0111	D Deace	, merr	
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10-L-0126 ACLU CID ROI 5354 ACLU-RDI 5491 p.277 OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIV®00313

Exhibit 🔏 🙋



S	WORN STATEMEN	T	,
For use of this form, see AR 190-45: The	proponent agency of	the Deputy Chief	of Staff for Personnel.
LOCATION	DATE	TIME	FILE NUMBER
Camp Bucca CID Office	3 Feb 05		0009-05-CID579-40002
Camp Bucca, Iraq APO AE 09342		2040	
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY		GRADE/STATUS
(b)(6), (b)(7)(C)	(b)(6),	(b)(7)(C)	E-4/SRA
ORGANIZATION OR ADDRESS			
732 nd Expeditionary Security Forces Squadron			
Camp Bucca, APO AE 09375			

 $_{\text{SRA}}(b)(6), (b)(7)(C)$ 

want to make the following statement under oath:

31 Jan 05, I was assigned to Rover One, Two or Three, I don't remember which one, with SRA (b)(6), (b)(7)(C) At approximately 1145, Rover SOG, Tsgt (b)(6),(b)(7)(C) came over the radio with an IRF (Internment Response Force) response to Compound Five for riot. I threw my lunch in the back of the vehicle and responded to Compound Five. I was the driver. Once we arrived on scene at Compound Five, we made immediate contact with Tsgt(b)(6),(b)(7)(C) Tsgt told us to get on line with the rest of the Rover Teams. On line is along the fence in front of Compound Five. Once online, we were getting constant debris and rocks thrown at us. The detainees were also throwing cinder blocks, rebar with the ends ground to a point, and milk cartons filled with sand. Anyone, within 10 to 20 feet in front of the tents in Compound Five that was throwing and item at US Forces, was being engaged with non-lethal crowd dispersal rounds. As I was engaging detainees with non-lethal shotgun rounds, I noticed that there was a piece of plywood 10-15 feet inside Compound Five. Three individuals were using it as cover while throwing items. I moved in front of the CTT to make sure that they They started throwing big huge chunks of rocks at would not throw items. After I fired about 10 non-lethal rounds at the individuals hiding behind the plywood, they left and went into the middle tent in the third About 10 minutes after that, I heard four shouts of 5.56 from above. As I immediately looked forward after I heard the shots, I saw two individuals go down inside Compound Five. The individuals were 10 to 20 feet past the first row of tents inside Compound Five. The saw go down from 55.6 rounds was shot directly in the head. The first person I person that was shot with 5.56 went down, but I could not say exactly where he was shot. About five minutes after lethal rounds were shot, detainees decided that they didn't want to throw items at US Forces anymore. About 10 minutes after detainees stopped throwing items in Compound Five, Rover SOG dispatched me and three other rovers, AIC(b)(6), (b)(7)(C) AMN (b)(6), (b)(7)(C) and another AIRMAN, in between Compounds One and Two where another riot had started. Once we arrived on scene, we were getting similar items thrown at us. We engaged detainees that were past the end of their buildings throwing items. I shot another 10-15 rounds of nonlethal while at Compound One and Two. About 30 minutes after the lethal shootings at Compound Five, the Mayors of Compound One and Two were

EXHIBIT INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C) PAGES OF PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

STATEMENT OF SRA (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 3 FEB 05

CONTINUED:

elling at the detainees to stop throwing items at US Forces. detainees stopped. Tsgt(b)(6),(b)(7)(C)had us rendezvous on the side of Compound Eight where he then told us exactly what had lead up the situation we had just finished. He made sure everyone had their gear and that no one needed medical attention. Q: SA (b)(6), (b)(7)(C)

A: SRA (b)(6), (b)(7)(C)

Q: Are you familiar with the Camp Bucca Detainees Operations Use of Force Policy?

A: Yes.

Q: What is the force progression in the Use of Force?

A: Shout, Shove, Show, Shoot.

Q: Can you describe them?

- A: Shout would be verbally warn them with "Halt, Stop" whatever they are doing and repeat it three times. If they decide not to comply, we would physically restrain them or push them back from whatever physical activity they are trying to do on someone else. If that doesn't work, we have shotguns and riot sticks that we have in the vehicle that we present to them showing that if they don't stop, force will be used against them. that doesn't work, you engage with non-lethal rounds. If the non-lethal rounds don't work, you use lethal rounds if someone's life is in danger: Detainees, US Forces or Coalition Forces. You also use non-lethal first if someone's life is in danger.
- Q: When was the last time you received a Use of Force briefing?

A: Every morning AT guard mount, buy Msgt (b)(6), (b)(7)(C)

- Q: Did you see who fired the four shots of 5.56 that you stated you heard from above?
- I didn't see who shot them. I was told later that it was Army A: No. personnel
  Q: Cold you tell where the shots were coming from?

A: From Tower 5A. The sounds were coming from above my head and that's the only place that was elevated from my position.

Q: Was there a pause between shots?

- A: There was no pause between the four shots I heard.
- Q: Was it semi automatic fire or full automatic fire?

A: From the sound, it was semi automatic fire.

- Q: Describe the actions of the first detainee that you saw get shot.
- A: He ran forward from behind the tents to about 10 to 15 feet in front of He had a rock. He stopped and threw his arm back to throw the the tents. At that time 5.56 was shot. As soon as I heard the shot, the detainee fell straight to the ground and as soon as he hit the ground, blood was squirting out the top of his head. He did not move at all from that point.
- Q: Describe the actions of the second detainee that you saw get shot.
- A: The second detainee was actually two steps behind the first detainee. They were step-in-step with each other, moving at the same time. stopped at the same time; he was two feet behind the first detainee. second detainee was actually about to throw his rock. His arm was about halfway through motion, next to his head, getting ready to release the (b)(6),(b)(7)(C)

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C) PAGE_ZOF 5 PAGES 10-L-0126 ACLU CID ROI 5357

STATEMENT OF SRA (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 3 FEB 05

CONTINUED:

That was when I heard the second 5.56 shot. Once he was shot, he fell straight to the ground. I don't know where he was shot exactly; I didn't see any blood. He hid not move after that.

Q: Did you see any other detainees shot?

A: After it was over, I saw seven injured detainees come up to the sally port. One of those looked to have been shot in the arm.

Q: Did you see any other detainees get shot?

A: No I did not.

Q: Both of the detainees you saw get shot had rocks in their hand?

A: Yes. We saw it in their hand as they were running forward from behind the tents.

Q: Approximately how big were the rocks that the detainees you saw shot

A: From my perspective, a little bigger than a golf ball.

Q: What direction did it appear that the two detainees, whom you saw shot, were going to throw the rocks?

A: I couldn't tell.

Q: Did you see any detainees get shot while attempting to give aid to other wounded detainees?

A: No I didn't. There were three detainees walking up to the two that had been shot. They had their hands up and were yelling, but did not have anything in their hands.

Q: Was lethal force still being used at this point?

A: I did not hear any 5.56 shots being fired at this point.

Q: Did you see any of them get shot?

A: No. They went up to them and yelled something at other detainees.

About 30 seconds later other detainees came out with blankets and a mattress. They put the wounded detainees on the blankets and mattress and started taking them in the tents. That's when we started yelling at them to bring the wounded to the sally port. When the three got up to the two detainees that were shot, the Rover SOG yelled, "Cease fire," so we could get them medical attention. It took us a minute or two to convince them to bring the wounded up to the sally port once we stopped firing.

Q: Did you see one of the detainees that had walked up to render aid lying motionless near the other two shot detainees?

The only detainees that I saw motionless were the two initial detainees that I saw shot.

Q: How many bodies did you see on the ground?

A: Two, I only saw two.

Q: Were you aware of anyone else employing lethal force?

A: No, I was just told that one Army personnel had shot lethal rounds at detainees.

Q: Did you see any action that you thought justified the use of deadly

A: Yes. From the tower position, they were getting hit with larger pieces of cinder blocks and other rocks. I know one guy had to come down from Tower 5A after being hit by a cinder block. There was a huge hole, about 8 inches by 8 inches, in the glass in Tower 5A (6)(6)(6)(7)(C)

EXHIBIT____



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0009-05-CID579-40002

STATEMENT OF SRA (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 3 FEB 05

CONTINUED:

Do you feel that someone could have been killed or seriously injured by the debris that was being thrown at Tower 5A?

A: Yes, a shot to the head by the size of debris could have killed someone.

Q: Did you ever hear a command to go lethal?

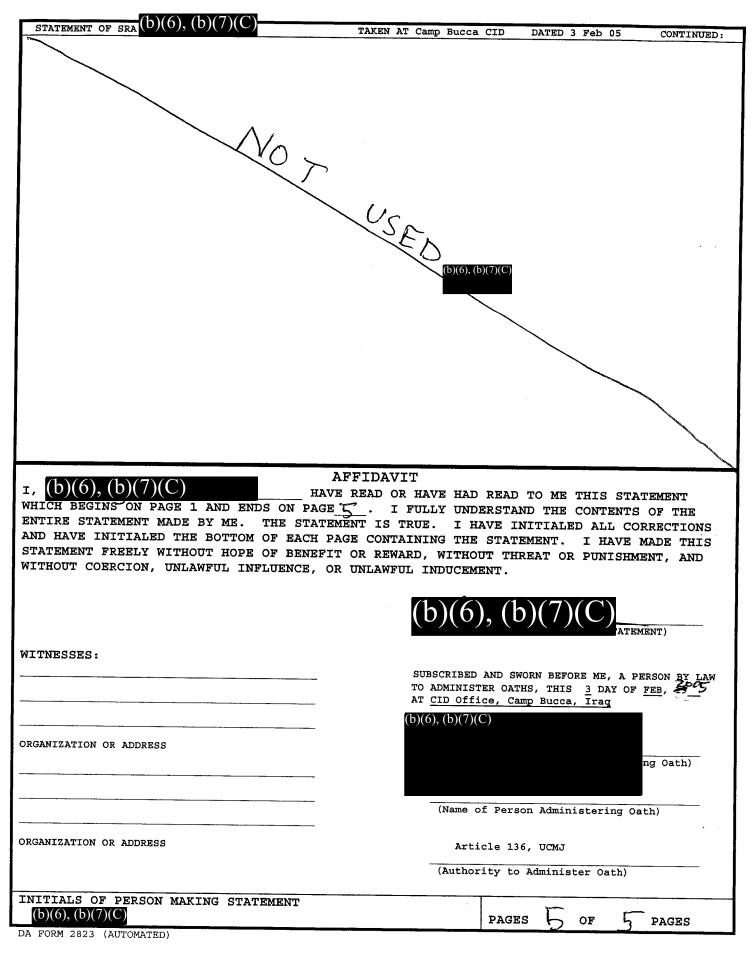
A: No.

Q: Is there anything you would like to add to this statement? A: No.///END OF STATEMENT// $^{(b)(6),(b)(7)(C)}$ 

EXHIBIT_

INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)

PAGE 4 OF 5 PAGES



5 crowd of rioting detamers Holding Area Determes shot with betical 58 10-L-0126 ACLU CID ROI 5361
-RDI 5491 p.281
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Diagram drawn by

Exhibit_

•	SWORN STATEMENT	
For use of this form, see AR 190-45: The	proponent $a(b)(6), (b)(7)(C)$ he Deputy Chief	of Staff for Personnel.
LOCATION	DATE TIME	FILE NUMBER
Camp Bucca CID Office	4 Feb 05	0009-05-CID579-40002
Camp Bucca, Iraq APO AE 09342	0925	
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY NUMBER	GRADE/STATUS
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	E-4/AD
ORGANIZATION OR ADDRESS	······································	
520th Area Medical Support Company (ASMC)		
Camp Bucca, APO AE 09375		

(b)(6), (b)(7)(C) want to make the following statement under oath: around 0700, we were at Compound 5. We started our diabetics and medical call. After that, we began sickcall. Myself, SGT (b)(6),(b)(7)(C) and SPC were there. Approximately 10-15 minutes into sickcall, the patients that we had waiting stood up and left at the same time. During that time, another detainee had come into the sallyport with a torn Koran. He was yelling violently in Arabic. Approximately 10 minutes later, all of the detainees ran towards the CCT shack from behind the fence yelling and screaming and chanting. They were throwing rocks and sandals and sticks over the fence. We ran back to the Medical shack. At that time, the MP's started to spray them with the red canisters and shooting them with non-lethal rounds. Then Compound 8 began rioting and also throwing things. We were in our shack and the rocks were coming inside from both sides and some were bouncing into the shack so we ran into the CCT shack. continued to shoot non-lethal for about 20 minutes. I didn't see anybody fall and it didn't appear as though anyone had been hit by any of the non-lethal rounds at that time. That continued for about another 10 minutes. While I was in the CCT shack, there was yelling between the MP's about whether they were going to fire lethal rounds. I heard someone say, "Are we going lethal?" and I didn't hear an answer. I was in the CCT shack when I saw a detainee get shot and fall to the ground still. He didn't get up and there was some yelling about whether or not he was shot with a lethal round. At that time, I turned around and left the CCT shack and medics were bringing a detainee from the compound on a litter and he had been shot between the eyes. SPC blook and I were there when he was brought out. She said that his face was messed up. She said that she thought they went lethal. I said, "Yes." I looked at him and he had been shot between the eyes. Right after he was brought out, there were several other detainees brought out of the compound. We treated the detainees and they were evacuated to the TMC immediately. I was busy treating the detainees and didn't see what was going on in the compound after that.

- Q: SA (b)(6), (b)(7)(C)
- A: SPC (b)(6), (b)(7)(C)
- Q: About what time did the rioting begin?
- A: I'm really not sure.
- Q: When you heard the MP's arguing about using lethal force, where were the voices coming from?
- A: Outside the CCT shack, because the door kept opening and closing because people were coming in and out. I could hear them outside. I don't know if it was arguing, I guess it more like they were asking about it.
- Q: Did you recognize any of the voices?
- A: No. I'm new here, I just got here. I came off of leave.
- Q: Could you tell if the voices were coming from the ground or the tower?
- A: No, I couldn't say.
- Q: What did you hear specifically?
- A: "Are we going lethal?"
- Q: How many times did you hear this

EXHIBIT	INITIALS OF	PERSON MAKING (b)(6), (b)(7)(C)	STATEMENT	PAGE 1	of 3 pages
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT __DATED ___CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

STATEMENT OF SPC (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 4 Feb 05

CONTINUED:

I'd say at least three.

- Q: Did you hear any responses to the questions?
- A: No.
- Q: Did you hear any shots after that?
- A: I heard shots, but I couldn't distinguish lethal from non-lethal.
- Q: About how long after you heard the MP's asking about lethal did you see the detained get shot?
- A: Like three or four minutes.
- Q: What was the detainee doing when you saw him get shot?
- A: He was yelling but I don't know if he had anything. I just saw him fall.
- Q: Where was he standing when he was shot?
- A: He was between the holding area and the tents in front of the CCT shack.
- Q: What direction was he facing when he was shot?
- A: He was facing us.
- Q: Where was he looking?
- A: I have no idea.
- Q: Was he by himself or was he in a group?
- A: I think he was by himself.
- Q: What did he look like?
- A: I just remember he was wearing dark clothes.
- Q: What did he do when he was shot?
- A: I don't know. I don't remember seeing him doing anything specifically. He was just up and then he was down.
- Q: What happened when he fell?
- A: I remember asking the people around me "Was that lethal?" and I looked at the detainee and he wasn't moving.
- Q: Did any detainees come up to him after he fell to the ground?
- A: I don't remember seeing any, but I turned around and left he shack.
- Q: What did the detainees around him do when he fell to the ground?
- A: I think they just moved away.
- Q: Did you see any other detainees get shot or fall to the ground?
- A: No
- Q: Did you see any guards shooting non-lethal ammunition at the detainees?
- A: Yes.
- Q: Where were these guards?
- A: On the ground, outside of the fence shooting through the fence.
- Q: How do you know they were shooting non-lethal ammunition?
- A: Nothing was happening. They were shooting and nothing was happening.
- Q: What type of weapons were they shooting?
- A: Shotgunsm I think. They didn't have M16 I know that. At least on the ground they didn't. In the tower, I don't know.
- Q: Did you see any of the guards in the towers?
- A: No.
- Q: About how long after the detainee was shot and fell was he brought to the sallyport?
- A: Like five minutes.
- Q: Did you see any of the other detainee's injuries?
- A: Yes, I saw all of their injuries.
- Q: What were the injuries you observed?
- A: I saw two head injuries, a chest injury, a butt injury, I believe a leg wound, and I don't remember the rest. I saw them at the time.
- Q: Could you tell where the detainee was hit when you saw him get shot?
- A: Nope. He was too far away and I have bad eyes.
- Q: About how far away was he when he was shot?
- A: I'm not sure. It's not really my thing.
- Q: About how far away from the tents was he?
- A: I don't know.(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

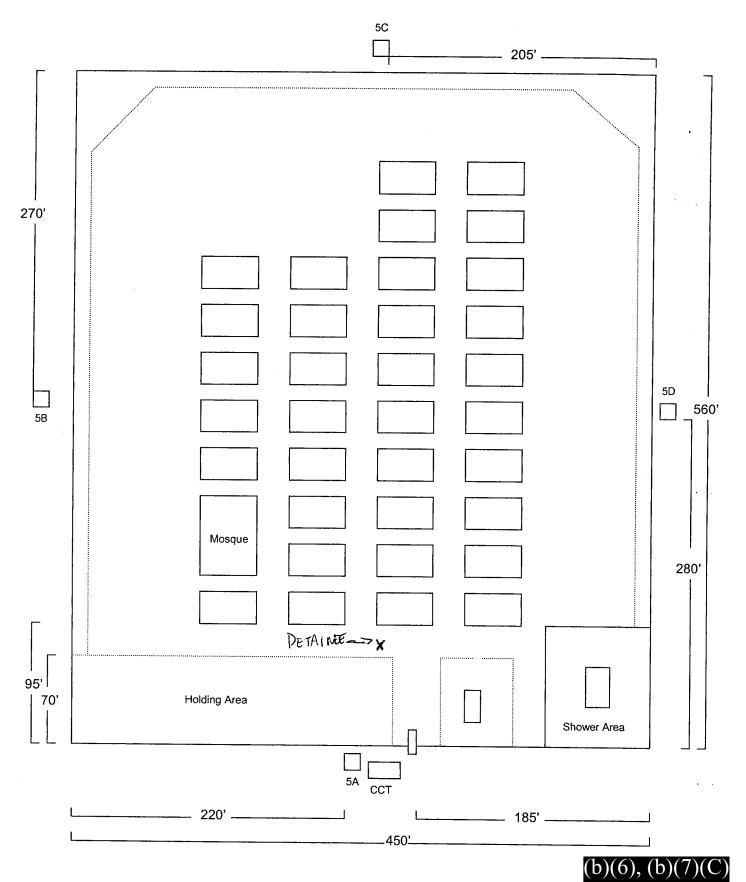
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EXHIBIT____

INITIALS OF PERSON MAKING STATEMENT

	p Bucca CID DATED 4 Feb 05 CONTINUED:
Q: Is there anything you would like to add to this	statement?
A: No.///END OF STATEMENT/// (b)(6), (b)(7)(C)	
·	
(b)(6), (b)(7)(C) AFFIDAVIT	
I, HAVE READ OR HA	VE HAD READ TO ME THIS STATEMENT
WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. I FUL!	LY 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	NG THE STATEMENT. I HAVE MADE THIS
STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD,	WITHOUT THREAT OR PUNISHMENT, AND
WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL I	WITHOUT THREAT OR PUNISHMENT, AND (b)(6), (b)(7)(C)
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## Compound 5, Camp Bucca Theater Internment

Not to Scale - All measurements are approximate

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#### **DEPARTMENT OF THE ARMY** CAMP BUCCA DETENTION FACILITY CAMP BUCCA, IRAQ **APO AE 09375**

30 October 2004

#### MEMORANDUM FOR RECORD

SUBJECT: Applying Priorities of Force within Camp Bucca Internee Detention Facility

- 1. This purpose of this memorandum is to establish policy on the Priorities of Force while working at the Internee Detention Facility (IDF), Camp Bucca, Iraq.
- 2. The application of any or all of the priorities of force listed, or the application of a higher numbered priority without first employing a lower numbered one, will depend on and be consistent with the situation encountered.
  - a. The Priorities of Force for the IDF are:
    - (1) Verbal Persuasion
    - (2) Show of Force
    - (3) Use of Aerosol Irritant Projectors (OC Spray) or Tasers
    - (4) Use of Physical Force Other than Weapons
    - (5) Presentation and Use of Non-Lethal Weapons
    - (6) Presentation and Use of Deadly Force
  - b. Always apply the minimum amount of force necessary to control the situation.
- c. The situation will dictate the type and amount of force to be used, however ALWAYS use the minimum amount of force necessary to control the situation. The situation will be continuously evaluated to help determine what force to apply. Some questions to continuously assist with the evaluation are ...
  - (1) Does the event disrupt the good order and discipline within the IDF?
  - (2) Is the current level of force (lower level) working?
  - (3) What could be the outcome if a particular force is applied?
  - (4) Can a lower level of force be used?
- (5) Does the situation constitute imminent danger? (grievous bodily injury, loss of life, serious damage to property, risk to the security of the facility, etc ...)
- 3. The intent or objective for all IDF staff is to carry out their daily duties without resorting to the need to apply the use of force. In such cases where the use of force is warranted, all IDF staff will use the minimum amount of force necessary to meet the objective. Only as a last resort will the use of deadly force be applied. The priorities of force will be applied in the following order.

Camp Bucca Detention Facility, Camp Bucca, Iraq SUBJECT: Priorities of Force

#### a. VERBAL PERSUASION

- (1) Verbal persuasion is the <u>lowest</u> level of force.
- (2) Verbal persuasion is authorized by the IDF Commander.
- (3) Verbal persuasion is used together with IPC (Inter-personal communication) skills to direct disorderly detainees to cooperate with staff and follow orders issued.
- (4) Verbal persuasion may be used at the onset of verbal altercations between detainees or between detainees and staff members. Verbal persuasion will be used to order disorderly detainees to return to their living areas, or order an unruly detainee in segregation to surrender property or prepare to be placed in restraints.
- (5) In the event of imminent group or mass breakout from the detainee camp, or other general disorder, it will be made evident with the use of verbal persuasion, to the detainees concerned that authority prevails, that order will be restored, and that means are available to restore it by vigorous application of force, if necessary. If the situation permits, an attempt will be made to reason with detainees engaged in any disorder prior to the application of any force. If reasoning fails, or if the existing situation does not permit reasoning, a direct order will be given to detainees to terminate the disorder. This order will not be given until it can be enforced effectively by application of force as the situation may require.

## NOTE: THE USE OF VERBAL PERSUASION SHOULD ALWAYS BE ATTEMPTED PRIOR TO ESCALATING TO A HIGHER LEVEL OF FORCE!

#### b. SHOW OF FORCE

- (1) "Show of force" is the second level of force.
- (2) Show of force is authorized by the IDF Commander.
- (3) A show of force is used to show disorderly detainees that the security personnel can stop a disturbance. This consists of assembling enough personnel and equipment at the scene to show the detainees that you have the capability to regain control of the situation, by force, if necessary.

#### c. CHEMICAL AEROSOL IRRITANT PROJECTORS/ TASERS

- (1) Use of oleoresin capsicum (OC) cayenne pepper spray and Tasers (as applicable), are authorized but not limited under the following circumstances:
  - (a) If a detainee is unruly and is known to have a weapon in his/her possession.

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Camp Bucca Detention Facility, Camp Bucca, Iraq SUBJECT: Priorities of Force

- (b) The detainee cannot be approached without risk of serious physical injury to the detainee or others, or the approach would result in a major disturbance or serious damage to property.
- (c) This will only be employed as a last resort only after all lesser means to control the situation have failed or cannot reasonably be employed.
- (d) The personnel will not be permitted to perform this task until they have received instruction on its use, applicable regulations and local SOPs. Additionally annual refresher training should be given to all personnel assigned to ensure that they continue to be thoroughly familiar with all restrictions on its use.
- (2) Any use of OC Spray or Tasers will be documented on a DA Form 2823 (Sworn Statement) and will constitute a Serious Incident Report (SIR).

## NOTE: THE APPLICATION OF ITS USE WILL DEPEND ON IF IT WILL UNDULY INTENSIFY THE ALREADY DANGEROUS SITUATION.

### d. USE OF PHYSICAL FORCE OTHER THAN WEAPONS

- (1) Physical force will include the use of riot batons.
- (2) Use physical force only when necessary and reasonable to control the situation. The Facility Commander or his designated representative must approve (except in extreme circumstances) the application of physical force. Physical force may be necessary to return detainees back to their living areas or to remove a ringleader during disturbances.

### ALWAYS USE THE MINIMUM AMOUNT OF FORCE NECESSARY!!!!!!

- (3) Avoid one-on-one confrontations, which require "strong-arm" tactics. Always attempt to place yourself in a 'win-win' situation.
  - (4) Physical force may be used against a detainee:
    - (a) In self-defense.
    - (b) To prevent an escape.
    - (c) To prevent injury to persons or damage to property.
    - (d) To quell a disturbance.
- (5) When physical force must be used make every attempt to ensure medical personnel are present. After physical force is applied, ensure detainees are examined by medical personnel as soon as the situation will allow for the examination. A DA Form 2823 (Sworn statement) will be filled out when physical force is applied.

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Camp Bucca Detention Facility, Camp Bucca, Iraq SUBJECT: Priorities of Force

### e. PRESENTATION AND USE OF NON-LETHAL WEAPONS

- (1) Presentation of non-lethal weapons force capability will be used to show disorderly detainees that the security personnel can and will stop the disturbance.
- (2) This consists of assembling enough personnel and weapons at the scene to show the detainees that you have the capability to regain control of the situation.
- (3) Non-Lethal weapons capability is a great tool to control disorderly situations within a detention facility (Riots, Large fights, etc...), guards must make sure that the situation justifies Non-Lethal capabilities before applying.
- (4) Non-Lethal weapons capability is authorized for use only after all other lesser means have failed.
- (5) When using Non-Lethal weapons capability make sure you have a clear shot at the detainee(s) involved.
- (6) Any use of Non-Lethal capabilities will be documented on a DA Form 2823 (Sworn Statement) and will constitute a Serious Incident Report (SIR).

### NOTE: THE SHOTGUN WILL BE USED FOR NON-LETHAL FORCE

### f. PRESENTATION AND USE OF DEADLY FORCE

(1) The use of firearms or other means of deadly force is justified only under conditions of extreme necessity as a last resort while ordering the detainee to halt by say 'KIFF ... KIFF' (pronounced 'COUGH') three times.

# NOTE: THE M-16 or M-4 RIFLE WILL BE USED FOR DEADLY FORCE

- (2) When directed to use deadly force SHOOT TO DISABLE, NOT TO KILL.
- (3) Use of weapons to prevent an escape from a detainee camp.
- (a) The use of firearms to prevent an escape is justified only when there is no other reasonable means to prevent escape.
- (b) In the event a detainee attempts to escape from the confines of the detainee camp, the guard will take action according to the following priorities:
- (1) Alert other guard personnel of the attempted escape by blowing three short blasts on a whistle or by sounding such alarm signal as is suitable.
- (2) In a loud voice, <u>three</u> times order the detainee to halt by say 'KIFF ... KIFF" (pronounced 'COUGH') three times.

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Camp Bucca Detention Facility, Camp Bucca, Iraq SUBJECT: Priorities of Force

(3) Fire only at such time as the detainee has passed the exterior fence of the IDF and is continuing the attempt to escape. (as applicable IAW Local SOP)

# NOTE: A GUARD WILL NOT FIRE ON AN ESCAPEE IF THE FIRE WILL ENDANGER THE LIVES OF OTHER PERSONS.

- (4) Tower guards and escort guards will be instructed that weapons will not be fired at a range of less than 20 meters to prevent detainee escapes.
- (5) Any use of Lethal capabilities will be documented on a DA Form 2823 (Sworn Statement) and will constitute a Serious Incident Report (SIR).
- 4. The Facility Commander has overall responsibility for security and control of detainees. It is the responsibility of all leaders to make sure that their soldiers understand the priorities of force while working inside the Internee Detention Facility. It is the responsibility of the soldiers to understand the priorities of force and if they have any questions seek clarification from their chain of command.
- 5. This memorandum will be placed into effect immediately and will supercede all previously published orders, directive or SOPs concerning this subject.
- 6. The point of contact for this memorandum is the undersigned or MSG Godwin, Facility SGM, at 853-1134.

(b)(6), (b)(7)(C)TIF Commander

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Appendix A References

Section I

Required Publications

Other Detainees, 10 Jan 1997

FM 34-1

Intelligence and Electronic Warfare Operations

FM 34-3

Intelligence Analysis

The Army Food Program, dtd:=30 August 200

NR 190-8

Enemy Prisoners of War, Retained Personnel, Civilian Internees and Other Detainees

AR 190-13

The Army Physical Security Program

AR 190-16

Physical Security

AR 190-22

Searches, Seizures, and Disposition of Property, dtd: 1 January

AR 190-40

Serious Incident Report

AR 190-51

Security of Unclassified Army Property

**NR 195-5** 

Criminal Investigations, Evidence Procedures, dtd: 28 August-1992

AR 210-174

Accounting Procedures for Prisoners' Rersonal Property and Funds, dtd: 17 September 1986

AR 220-15

Journals and Journal Files.

AR 340-18-2

Maintenance and Disposition of Planning, Programming, Management, Historical, and Combat Development Functional Files.

AR 381-12

Subversion and Espionage Directed Against the US Army

AR 381-20

The Army Counterintelligence Program

AR 380-67

Personnel Security Program

AR 710-2

Supply Policy Below National Wholesale, dtd: 25 Feb 04

FM 3-19.1

Military Police Operations

FM 3-19.40

Military Police Internment/Resettlement Operations, 01 Aug 2001

FM 3-34

Engineer Operations, dtd: January 2004

FM 3-100.21

Contractors on the Battlefield, dtd: January 2003

FM 5-412

Project Management, dtd: June 1994

FM 27-10

The Law of Land Warfare, 18 Jul 1956, Change-1, 15 Jul 1976

FM 101-1

Staff Officers Field Manual: Staff Organization and Procedure

FM 101-5

Staff Organization and Functions

**ARTEP 19-546-MTP** 

Mission Training Plan For The Headquarters And Headquarters Company Military Police Battalion (Internment/Resettlement)

ARTEP 19-647-MTP

Military Police Escort Guard Company

STP 19-95B1SM

STP 19-95B24-SM-TG

STP 19-95C1SM

STP 19-95C24-SM-TG

MNC-I (CJTF7) FRAGO 749

Logistics Civil Augmentation Program (LOGCAP), TO #0046

Change 8

513th MI BDE Counter Espionage SOP

Section II

Prescribed Forms

**DA Form 1594** 

Daily Staff Journal

DA Form 2028

Recommended Changes To Publications And Blank Forms

DA Form 2062

Hand Receipt

DA Form 2664-R

Weight Register

DA Form 2669

Certificate Of Death

**DA Form 2675** 

Certificate Of Work Incurred Injury Or Disability

DA Form 4137

Evidence/Property Custody Document

DA Form 5513-R

Key Control Register And Inventory

DD Form 508

Report Of/Or Recommendation For Disciplinary Action

SF 600

Chronological Record Of Medical Care

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Exhibit 29

### Appendix B

Extract From CJTF-7 (Frago-741) – Rules For The Use Of Force (RUF) For Detention Facilities

#### a. References:

- (1) Executive order 11850.
- (2) CJCSI 3121.01a 15 JAN 00 Standing Rules of Engagement (SROE).
  - (3) Annex E (ROE) to V (US) Corps 1003V (V Corps ROE).
- (4) Frago 400M [Restoration of Order and Areas Under Effective Control of CF] to OPORD 0303-343 dtg 151000ZAPR03
- (5) Frago 198M [Maintenance of Law and Order in Areas Under Effective Control of CF] to QPORD Final victory dtg 150200LMAY03.
- (6) Frago 749 [Intelligence and Evidence-Led Detention Operations Relating to Detainees] to CJTF-7 OPORD 03-036.
- (7) Frago 865 [ROE Clarification] to CJTF-7 OPORD 03-036 dtg 210010CSEP03.
- (8) Frago 929 [ROE on Use of RCA] to CJTF-7 OPORD 03-036 dtg 32250COCT03.
- (9) Frago 1150 [Use of Lethal and Non-Lethal Force in Coalition Detention Facilities] to CJTF-7 OPORD 03-036 dtg 282245CNOV03.
- (10) Frago 395 [Rules for the Use of Force Against MEK Personnel] to CJTF-7 OPORD 04-01.
- (11) 26 MAR 2003, OTJAG Memorandum for HQ, 75th Ranger Regiment, Advanced Taser M26; Legal Review.

### Rules For the Use of Force for Detention Facilities.

- (1) Self defense. Persons or forces that demonstrate hostile intent or commit a hostile act against coalition forces may be engaged using necessary and proportional force, including deadly force, IAW the current rules of engagement (ROE). Necessary and proportional force, up to and including deadly force, is always authorized in self-defense of coalition forces, and to protect designated persons and property, IAW the current ROE.
- (2) <u>Use of deadly force against escaping detainees</u>. Deadly force against detainees escaping or attempting to escape constitutes an extreme measure which shall always be preceded by warnings appropriate to the circumstances. Deadly force WILL not be used against an escaping detainee except as a last resort when there are no other means available to apprehend the detainee. DEADLY FORCE MAY always BE USED IAW para b(1).
- (3) <u>Graduated response</u>. Use only a graduated response, to include various riot control means (RCM) other than riot control agents (RCA), when faced with potential prisoner riots or civil disturbances. Graduated force should be used when the situation permits and it is reasonable and practicable to do so. The use of force should be necessary, proportional, and reasonable in intensity, duration, and magnitude. If necessary, the following degrees of graduated force should be used:
- (a) Shout. Verbal warnings to halt/stop in native language three times.
  - (b) Shove: Physically restrain, block access, or detain.
  - (c) Show: Show your weapon and demonstrate the intent to use
  - (d) Shoot: SHOOT WARNING SHOT(S) (If Appropriate).
  - (e) Shoot: To remove the threat of death/serious bodily injury.

### If you must fire:

- (1) Warning shots are authorized. Detention facility commanders will decide whether to incorporate warning shots as part of a graduated response.
  - (2) Fire only aimed shots.
  - (3) Fire no more rounds than necessary.
  - (4) Fire with due regard to innocent bystanders.
  - (5) Take reasonable efforts not to destroy property.
  - (6) Stop firing as soon as the situation permits.
- (4) <u>Use of non-lethal munitions</u>. Coalition detention facility commanders may authorize the employment of non-lethal munitions

- in the facility to disperse rioting prisoners, prevent escape, or protect designated personnel. However, service members conducting the mission must retain the capability to immediately revert to lethal force if the situation dictates. The decision cycle should always be to respond to a potential lethal situation postured to use lethal force, assess the situation, and if the situation dictates, to transition to nonlethal force.
- (5) Riot control means (RCM). Riot Control Means, other than riot control agents (RCA), shall include any system designed as a non-lethal means of dispersing unruly crowds, rioting prisoners, or for the protection of designated personnel. They include, but are not limited to, riot control clothing (i.e. shields, batons, etc.), foam/rubber bullets, bean bags, water cannons, flash bangs, Tasers, and any other non-lethal weapon approved for military use by the joint non-lethal weapons directorate.
- (6) <u>USE OF TASERS</u>. A Taser is a non-lethal system that temporarily incapacitates a person through electro muscular disruption. tasers are a RCM IAW b(5) under Ref K, Tasers have passed legal review with the Department of the Army Office of the Staff Judge Advocate. As with other RCMs, Taser users, including on-scene commanders, must be properly trained and qualified under the appropriate service regulations and non-lethal weapons course instruction prior to use.
- (7) Riot control agents (RCA). Riot control agents are defined as any chemical, which is not listed in the chemical weapons convention, which can produce rapidly in humans' sensory irritation or disabling physical effects which disappear within a short time following termination of exposure. Examples include Ortho chlorobenzalmalononitrile (CS), Chloracetophenone (CN), and Oleoresin Capsicum (OC) ("Pepper Spray"). NOTHING IN THIS FRAGO SHALL BE DEEMED TO PROHIBIT PROPERLY-TRAINED LAW ENFORCEMENT PERSONNEL, OR PERSONNEL AUTHORIZED TO PERFORM LAW ENFORCEMENT FUNCTIONS, PARTICULARLY THOSE CONDUCTING DETENTION OPERATIONS, FROM EMPLOYING OC (PEPPER SPRAY) AS THE SITUATION REQUIRES. DETENTION FACILITY COMMANDERS WILL MAINTAIN A LIST OF PERSONNEL WHO HAVE BEEN TRAINED ON THE USE OF RCM.
- (8) Use of RCM and RCA. Use only a graduated response IAW para b(3), to include various riot control means (RCM) other than RCA, when faced with potential prisoner riots, civil disturbances, or any other situation listed in b(4). RCA shall be used only as a last (Non-Lethal) resort. EVERY SERVICEMEMBER, INCLUDING ON-SCENE COMMANDERS, EXPECTED TO EMPLOY ANY NON-LETHAL RCMRCA MUST BE PROPERLY TRAINED AND QUALIFIED TO USE-THAT PARTICULAR NON-LETHAL SYSTEM UNDER THE APPROPRIATE SERVICE REGULATIONS.
- (a) INFORM CG, CJTF-7, IMMEDIATELY, THROUGH OPERATIONAL CHANNELS, OF ANY REPORTED USE OF RCA.
- (b) Release authority for RCM and RCA. In detention facilities, the facility commander shall have the authority to both issue and release Non-Lethal RCM to include RCA.
- (9) <u>Designated personnel</u>. Deadly force is authorized to protect designated personnel. Designated personnel include, but are not limited to, innocent civilians; enemy prisoners of war; all civilian contractors; coalition forces; personnel from us and coalition government agencies; detainees from crimes committed by another detainee that are likely to cause death or serious bodily harm; and any other personnel the facility commander may designate.
- C. Training Vignettes Are Available On SIPR And CENTRIXS. To Access The Scenario Based Training Package, Go To CJTF-7 Website (https://148.35.250.12) And Select "SJA" Under "Staff Section Web Sites." Click On "Roe/Ruf" On Left Side Of Page And Then Click On "Roe Vignettes." On CENTRIXS, Go To "SJA" Folder Under "Staff Sections" On CJTF-7 Website (http://lrq01ws/). Go To "Rules Of Engagement" And Click On "Roe Vignettes." http://l0.225.18.82/Centrixs.cfm?dir=E:\Sections\SJA\ROE RUF\Training

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Appendix C UOF/ROE Camp Bucca, Iraq As of 1 JUN 2004

Nothing In These Rules Limits Your Inherent Authority And Obligation To Take All Necessary And Appropriate Action To Defend Yourself, Your Unit, And Other Us Forces.

- 1. HOSTILE FORCES: Until a there has been a declared cessation of hostilities Iraqi military and paramilitary forces are considered hostile, and may be attacked provided there is positive identification of a legitimate military target, and the target has not surrendered or is otherwise out of battle due to sickness or wounds. Do not target, except in self defense, civilians, protected sites (i.e., hospitals, places of worship, schools, cultural institutions), or civilian infrastructure. If you must fire on these objects engage to disable or disrupt rather than destroy, if possible.
- 2. **HOSTILE ACTORS:** Any other person attacking or threatening US or Coalition Forces will be considered to be a hostile actor. You may engage persons who commit hostile acts or show hostile intent with the force necessary to counter the hostile act or demonstrated hostile intent and to protect US Forces.

<u>Hostile Act</u>:An attack or other use of force against US Forces or a use of force that directly precludes/impedes the mission/duties of US Forces.

<u>Hostile Intent</u>: The threat of imminent use of force against US Forces or the threat of force to preclude/impede the mission/duties of US Forces.

- - a. In self-defense;
  - b. In defense of your unit, or other US Forces;
- To prevent theft, damage, destruction of firearms, explosives, ammunition, or property designated by the CDR as vital to national security. (Use less than deadly force to protect other property)

### RULES FOR DETAINEE OPERATIONS

Soldiers, Must Be Postured To Respond Immediately With Lethal Force To Any Threat, That May Cause Death Or Serious Bodily Harm. Soldiers Conducting Detention Operations Will Not Be Sent Into Any Potentially Lethal Operation Postured Primarily For Nonlethal Force.

- 1. ESCALATION OF FORCE: IF US OR COALITION FORCES OR INNOCENT CIVILIANS ARE BEING ATTACKED OR REASONABLY PERCEIVED TO BE IN DANGER YOU ARE AUTHORIZED TO RESOND WITH DEADLY FORCE WITHOUT FIRST EMPLOYING LESSER FORMS OF FORCE. Any persons demonstrating hostile intent or committing a hostile act may be engaged using necessary and proportional force, up to and including DEADLY FORCE. When possible, use the following degrees of force against hostile actors:
  - a. <u>SHOUT</u>; Verbal warnings to HALT or "KIFF" ("COUGH").
  - b. SHOVE; Physically restrain, block access, or detain.
  - c. SHOW; Your weapon and demonstrate intent to use it.
- SHOOT; To remove the threat of death/serious bodily injury or to protect designated property.

### IF YOU MUST FIRE:

- (1) Fire only aimed shots. No Warning Shots (See NOTE-1).
- (2) Fire no more rounds than necessary.
- (3) Fire with due regard for the safety of innocent bystanders.
- (4) Take reasonable efforts not to destroy property.
- (5) Stop firing as soon as the situation permits.

NOTE-1: Warning shots will not be fired at any time while conducting Detainee Operations at Camp Bucca due to the danger to innocent bystanders, and based on directives in AR 190-14 and DOD Directive 5210.56. This is an authorized deviation from CJTF-7 Frago-741, paragraph 3.D.1.C. D by the Camp Commander IAW subparagraph (1).

2. ESCAPES: Deadly Force may be used against an escaping detainee as a last resort, if there are no other reasonable means available to apprehend the detainee. (See Note-2).

NOTE-2: For Example: If a detainee successfully breaches the outside wire/fence and is running away. Guards should shout for him to stop, but if the detainee does not, deadly force is authorized. Rationale is the detainee then prevents a safety/security concern for innocent civilians and/or Coalition Forces in the area.

### RULES FOR USE OF NON LETHAL FORCE

- 1. RIOTS/PROTECTING DESIGNATED PERSONNEL/ VIOLATIONS OF CAMP RULES: Detention Facility Security OIC/NGOIC may authorize the use of non-lethal munitions. However, the soldier or soldiers conducting the mission must retain the capability to immediately revert to lethal force if the situation dictates. The decision cycle should always be to respond to a potential lethal situation postured to use lethal force, assess the situation, and if the situation dictates, to transition to non-lethal force.
  - 2. Situations When Non-Lethal Force (Shotgun) Is Authorized:

Prior to the use of any Non-Lethal Force (Shotgun) the CCT should be notified of situation and given the opportunity to correct Detainee actions/violations. Nothing in these rules limits your inherent authority and obligation to escalate from shout to shoot as the situation requires.

- a. <u>DISPERSAL</u>: (When Detainees have formed into a crowd and are performing threatening gestures towards CCT and CCT can not resolve situation or have requested intervention).
- (1) SHOUT; verbal warnings to HALT or "KIFF" (pronounced "COUGH") ONE time
- (2) <u>SHOW</u>; weapon and demonstrate intent to use it. SHOUT verbal warning to HALT or "KIFF" ONE time.
- (3) <u>CHAMBER</u>, one round of Non-Lethal ammunition and SHOUT verbal warning to HALT or "KIFF" ONE time.
  - (4) SHOOT, If Necessary.
- b. <u>FIGHTING</u>: (Detainees have engaged in physical altercation and CCT can not resolve situation or respond in a timely manner to prevent Detainees from causing bodily harm to each other).
- (1) SHOUT; verbal warnings to HALT or "KIFF" (pronounced "COUGH") ONE time
- (2) SHOW, weapon and demonstrate intent to use it. SHOUT verbal warning to HALT or "KIFF" ONE time.
- (3) <u>CHAMBER</u>, one round of Non-Lethal ammunition and SHOUT verbal warning to HALT or "KIFF" ONE time.
  - (4) SHOOT, If Necessary.
- c. <u>CROSSING OF FENCELINE BOUNDARY</u>: (When Detainees have crossed the identified fence line boundary (identified by sandbags). If the Detainee is NOT making an attempt to actually escape, Tower Guards will notify CCT to correct Detainees actions.
- (1) SHOUT; verbal warnings to HALT or "KIFF" (pronounced "COUGH") ONE time
- (2) <u>SHOW</u>; weapon and demonstrate intent to use it. SHOUT verbal warning to HALT or "KIFF" ONE time.
- (3) <u>CHAMBER</u>, one round of Non-Lethal ammunition and SHOUT verbal warning to HALT or "KIFF" ONE time.
  - (4) SHOOT, If Necessary.
- d. <u>ENFORCEMENT OF CURFEW</u>: (When Detainees have refused orders of CCT to adhere to curfew and CCT can not resolve situation).
- (1)  $\underline{\text{SHOUT}};$  verbal warnings to HALT or "KIFF" (pronounced "COUGH") ONE time
- (2) SHOW; weapon and demonstrate intent to use it. SHOUT verbal warning to HALT or "KIFF" ONE time.
- (3) <u>CHAMBER</u>, one round of Non-Lethal ammunition and SHOUT verbal warning to HALT or "KIFF" ONE time.
  - (4) SHOOT, If Necessary.
- 3. **PROFANITY** is NOT a level of force and is NOT authorized. Treat all persons with dignity and respect.

10-L-0126 ACLU CID ROI 5373

### FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE

### Appendix D DA Form 1594 (Staff Journal)

#### D-1 PURPOSE:

To prescribe policy, responsibilities, and procedures for preparing and maintaining journals. Journals are designed to do the following:

- a. Assist in a more efficient conduct of operations.
- b. Provide a ready reference for the commander and staff and for higher and lower headquarters.
- c. Serve as a record for training matters, operational reviews, and historical research.

### D-2 RESPONSIBILITY:

It is the responsibility of all soldiers working a static position on, Camp Bucca, where this SOP is located to be familiar with these procedures.

### D-3 GUIDANCE:

- a. DA Form 1594 (Daily Staff Journal or Duty Officer's log), example shown at Figure-D-1 will used to document activities occurring at soldier's duty positions.
- b. Journal forms must be used on one side only because of the
  - (1) Legal and historical information is recorded in the journal.
- (2) Problems encountered with normal "bleed through" characteristics of some ink.

- c. Journals will cover a 24 hour period starting at (0001) and ending at (2400).
- d... Journals will be maintained and disposed of IAW AR 340-18-2.

#### PROCEDURES:

- a. When entering items on a journal ensure accurate data with sufficient detail to fix the time and place and describe important events.
- b. All stationary duty positions will maintain a DA Form 1594 Staff
  - Data entries will include but are not limited to the following entries.
  - (1) Visits by E-7 and above personnel, by Rank, Name, purpose of visit.
  - (2) Communications checks.
  - (3) Significant events taking place during time frame journal is open.
- Example of a completed Staff Journal at TAB-A.
- Staff Journals will be consolidated throughout the week and turned in once a week to Battalion Operations with a close out of Saturday 2400 hours.

### OIC and SOG Responsibilities: -

- Will periodically review every DA Form 1594 Staff Journal, when they are on shift.
- b. When reviewing the DA Form 1594 an entry will be made in the Journal reflecting that the journal was reviewed by the OIC or SOG.

# FOR OFFICIAL SE ONLY / LAW ENFORCEMEN? ENSITIVE

### Annex E (ROE) TO OPORD 04-01 (OPERATION VIGILANT WATCH)

### OPERATION IRAQI FREEDOM 18th Military Police Brigade RULES OF ENGAGEMENT-ROE



NOTHING IN THESE RULES LIMITS YOUR INHERENT AUTHORITY AND OBLIGATION TO TAKE ALL NECESSARY AND APPROPRIATE ACTION TO DEFEND YOURSELF, YOUR UNIT, OR OTHER US FORCES.

- 1. HOSTILE FORCES: are declared anti-US/Iraqi military and paramilitary forces that may be attacked after there is positive identification of a legitimate military target, and the target is not out of battle by surrendering, sickness or wounds. Do not target, except in self-defense, civilian infrastructure/property, and if you must fire, attempt to warn, then attempt to disable/disrupt rather than destroy. Protected persons are noncombatants = civilians, detainees, sick/wounded. Protected property is where noncombatants are likely to be found, i.e. hospitals, places of worship, schools, cultural sites, or embassies and consulates.
- 2. HOSTILE ACTORS: are persons or groups who commit hostile acts or demonstrate hostile intent and may be engaged with the force necessary to eliminate the threat to US/Coalition personnel, Iraqi security forces and protect vital US/Coalition property and
  - Hostile Act: attack or other use of force against US/Coalition Forces or force that directly precludes/impedes the mission/duties of US/Coalition Forces.

Hostile Intent: threat of imminent use of force against US/Coalition Forces or the threat of force to preclude/impede the mission/duties of US/Coalition Forces.

- 3. You may use force up to and including deadly force, against hostile actors:
  - b. In defense of your unit, or other US/Coalition Forces;
- c. To prevent the theft, damage or destruction of firearms, ammunition, explosives or property designated by your commander as vital to national security (Protect all other property, food, water, clothing, etc., with less than deadly force.)

4 ALWAYS: Treat all persons with dignity and respect.

EFFECTIVE 1 OCTOBER 2004, AND SUPERCEDES ALL PRIOR ROE/RUF

UNCLASSIFIED/FOUO



# UNCLASSIFIED/FOUO

### OPERATION IRAQI FREEDOM 18th Military Police Brigade RULES OF ENGAGEMENT-ROE

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EFFECTIVE 1 OCTOBER 2004, AND SUPERCEDES ALL PRIOR ROE/RUF

UNCLASSIFIED/FOUO

### UNCLASSIFIED/FOUO

# RULES FOR USE OF FORCE-RUF

ALL SOLDIERS MUST BE POSTURED TO RESPOND IMMEDIATELY WITH LETHAL FORCE TO THREATS OF DEATH/SERIOUS BODILY HARM. *SOLDIERS CONDUCTING DETENTION OPERATIONS WILL NOT BE SENT INTO ANY POTENTIALLY LETHAL OPERATION POSTURED PRIMARILY FOR NONLETHAL FORCE.

1. ESCLATION OF FORCE: If US/Coalition Forces or innocent civilians are being attacked or you reasonably believe they are in imminent danger of attack, you may respond with deadly force without first employing lesser means of force.

Any persons demonstrating hostile intent or committing a hostile act may be engaged using necessary and proportional force, up to and including DEADLY FORCE.

When possible, use the following degrees of force against hostile actors:

a. SHOUT: verbal warnings to HALT or "QIFF" or "OGAF".

- b. SHOVE: physically restrain, block access, or detain.
- c. SHOW: your weapon and demonstrate intent to use it d. SHOOT: warning shots* or to remove the threat
- *see Detention Facility SOP +CJTF-7 FRAGO 741, 04-01
- (1) Fire only aimed shots with due regard for safety of others
- (2) Fire no more rounds than necessary.
- (3) Take reasonable efforts not to destroy property.
- (4) Stop firing as soon as the situation permits

#### 2. RIOTS/PROTECTING DESIGNATED PERSONNEL:

Detention Facility Commanders may authorize non-lethal munitions, however, soldiers always retain the capability to immediately revert to lethal force.

Decision Cycle: always to respond to potentially lethal situations postured for lethal force → assess the situation, and if the situation dictates → transition to non-lethal force.

- 3. ESCAPE ATTEMPTS: The guard must shout HALT (QIFF) three (3) times. If the attempt to escape is from an enclosed compound, deadly force is authorized, unless firing would endanger others, and when the detainee has actually cleared the outside compound wire and makes continuing efforts to escape.
- 4. ALWAYS: Treat all persons with dignity and respect.

EFFECTIVE 1 OCTOBER 2004, AND SUPERCEDES ALL PRIOR ROE/RUF

UNCLASSIFIED/FOUO

### UNCLASSIFIED/FOUO

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EFFECTIVE 1 OCTOBER 2004, AND SUPERCEDES ALL PRIOR ROE/RUF

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10-L-0126 ACLU CID ROI 5375

ACLU-RDI 5491 p.295

000334

## **CAMP RULES**

- Escape attempts are prohibited. Deadly force may be used.
- Detainees must stay 3 meters away from fence. Identified by Sandbag Line
- Flags, picture's of political leaders and emblems are not allowed
- Fraternization with Coalition Forces or civilian personnel is prohibited.
- Punishment imposed by detainees on other detainees is prohibited.
- Gambling is prohibited.
- Fighting is prohibited.
- Indecent exposure or sexual gestures are prohibited.
- Open flames are prohibited in tents.
- Throwing of notes from one compound to another compound is prohibited.
- Weapons of any type are prohibited.
- Destruction of all property, tents, and clothing is prohibited.
- Detainees must obey all orders, written or verbal, from MP.
- Detainees will clean and maintain living areas.
- All trash will be placed into provided bags.
- Detainees will not conduct demonstrations or agitate other Detainees.
- Detainees will not assemble at gate without MP supervision.
- Detainees will not march or conduct military training.
- Each compound will elect a mayor to conduct official business with MPs.
- Only designated spokesmen will conduct official business with guards.
- No throwing of rocks or spitting at MPs or other Detainees.
- No hanging of clothing on concertina wire.
- You must remain in tent during curfew hours, except to use the latrine and medical emergencies. Curfew hours will depend upon behavior of detainees in each compound and may be changed at any time if camp rules are broken.
- Use of the latrine is mandatory.
- Failure to obey these rules will result in disciplinary actions up to the use of deadly force.

FIGURE 4-9

SW	ORN STATEMENT	
For use of this form, see AR 190-45: The pr LOCATION	roponent agency of the Deputy Chief $(b)(6), (b)(7)(C)$	taff for Personnel.
Camp Bucca CID Office	DATE TIME 4 Feb 05	LE NUMBER 0009-05-CID579-40002
Camp Bucca, Iraq APO AE 09342	1440	320075-30002
(b)(6), (b)(7)(C)	SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C)	GRADE/STATUS
ORGANIZATION OR ADDRESS	(0)(0), (0)(7)(0)	E-5/AD
520th Area Medical Support Company (ASMC) Camp Bucca, APO AE 09375		

I, SGT(b)(6), (b)(7)(C)want to make the following statement under oath:

At 0730, on 31 Jan 05, myself and my medics arrived at Compounds 5 and 8 to prepare for sick call and medication and diabetics. Upon arriving at the Compound 5, I saw the Air Force preparing to enter the compound. I asked the NCOIC of the compound what was about to happen. He informed me that they were going to go inside the compound for a random search. All detainees were in the holding area at his time. I asked the NCOIC if I could proceed with the diabetics and med passing. He said I could start with the diabetics and continue with the med passing after they finished with the ISN count. After ISN count was completed, myself and SPC(b)(6),(b)(7)(C) tarted with medication passing. Approximately around 0900, myself and SC (b)(6),(b)(7)(C)started to conduct sick call for Compound 5. Approximately 30-45 minutes into sick call, a detainee came up to the front sally port with a Koran in his hand. Then he showed the MP that it was torn in half. MP left to go grab his NCOIC, I told the detainee interpreter that we would finish detainee sick call after this incident was finished. He agreed and myself and SPC(b)(6),(b)(7)(C returned to our medical box. About every 15 minutes I went out of the building to see if the incident was taken care of. The detainee and the MP's were talking for about an hour about the incident. There was a lot of yelling and screaming from the detainee. At this time, a CPT arrived at the compound to ask more questions. The questioning lasted about another half hour. Then around 1015, I went back out to tart sick call again. interpreter assigned to the compound told the detainees that we were ready to resume sick call. At this time, the detainees looked over and agreed but continued to sit on the bench. Then the detainee interpreter came up to the sally port and told them again that we were resuming sick call. They just continued to sit there. I informed them that sick call will end at 1130, as they know, and we needed to start sick call. A that time, CPT b)(6),(b)(7)(C) showed up and I explained to him what was happening about them not coming up to the sally port for sick call. That's when the detainees stood up and walked off. asked the detainee interpreter what was going on and he told me that they were upset about what happened and they did not want to finish sick call. At about 1030, I radioed to my NCOIC that the detainees walked off during sick call and we will remain here until 1130 to conduct diabetics. Around 1130, SPC (b)(6), (b)(7)(C) and myself were getting ready for I called inside the compound to get the diabetics up to the sally port so we could check their blood sugar. I saw one person visible walking inside the compound at that time. I asked the interpreter where they were and he told me they were in the back having a meeting. So myself and SPC(b)(6),(b)(7)(C) just waited. About 1150, I heard chanting coming from the back of the compound. Moments later, I saw most of the compound walking up front towards the sally port. They were chanting and screaming. It was unknown what they were screaming since it was in Arabic. Individuals had sticks in their hands. lot of them were shaking their fists at us. Within maybe two minutes, it looked like the whole compound was at the front gate. At this time, I told SPC (b)(6).(b)(7)(C) to back off and get inside the (Compound Treatment Room) CTR box. The MP's from the CCT box were taking a position at the front of the gate. The Quick Reaction Force (QRF) arrived on scene and took their positions in front of the gate also. They all had their shotguns pointed inside the compounds, no one fired yet. The crowd backed off.

As soon as the crowd EXHIBIT INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C) PAGE / PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED _CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5377

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STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 4 Feb 05

CONTINUED:

ealized that they weren't going to fire, the crowd moved forward to the gate again. MP's were spraying the big red canisters at the detainees. It was ineffective due to the wind that was blowing. After the MP's expended all of the canisters, they began to fire their non-lethal rounds into the crowd with their shotguns. The crowd remained screaming and yelling and began throwing objects at the front gate. There were bamboo sticks from their tents, sandals and books. Then shortly after they began to throw large pieces of rock. The rock throwing remained consistent for about 20 minutes. Detainee would run up and start throwing rocks at the tower, at the MP standing at the front gate, even throwing rocks outside of the fence and onto the road where the MP's and soldiers were standing. My medics and myself went into the CTR box to take cover. There was a constant sound of rocks hitting our CTR box and the guard tower. I stuck my head out to look at Compound 8. I noticed that they detainees were lined up along the fence line at Compound 8 too. While rocks were being thrown from Compound 5, rocks were also beginning to come from Compound 8 as well. I heard non-lethal shots fired from Compound 8. Myself and SPC (b)(6),(b)(7)(C) went inside the CCT box. There we watched the detainees continuously throw rocks at the guard and the MP's with no regard as to the shots that were being fired. I called my NCOIC to update him on the situation at the compound. As I continued to watch I listened to the radio to hear if lethal rounds were going to be used. I heard an MP request to use lethal. I did not hear an answer over the radio due to the traffic that was going in and out of the CCT box. I heard a shot fired that sounded like an M16. I turned to stick my head out to see if it was an M16. I heard another shot fired that confirmed it was an M16. I turned toward the compound to see a detainee on his knees falling to the ground where another detainee was holding him. I informed my NCOIC that lethal rounds were fired and to prepare for casualties. Myself and SPC (b)(6), (b)(7)(C) ran outside to prepare our equipment and medics from the other compounds had arrived at Compound 5 to assist. About 5 minutes after the one detainee got shot, all screaming had ceased. Detainees took cover inside their tents and I went out to the compound to assess the casualties. The MP's were instructing the detainees to stay inside their tents. detainees were trying to show the MP's that the detainee was hurt. A medic came up to me and told me that the MP's want them to go into the compound to retrieve the injured detainee. I told the NCOIC that wasn't going to happen and that I wanted the detainees to bring the detainees up to the sally port where we can control the flow of traffic. The MP's allowed the detainees to bring the first casualty and I was preparing a litter to carry the casualty outside of the sally port. I instructed the detainees that I was taking one casualty at a time. The first casualty I pulled out appeared to have a gunshot wound to the face. We carried him out and I instructed my medics to start treatment on this first detainee. The second detainee we carried out had a gunshot wound to the back of the head. I saw a big hole in his head with brain matter and skull fragments visible when we pulled him out. I instructed the second set of medics to start treatment. The third casualty I pulled out had a gunshot wound to the left chest/left armpit are. I instructed another set of medics to start treatment on him. While I was carrying the casualties out of the sally port, CPT (b)(6),(b)(7)(C) was also instructing the medics as well. No more than 2 minutes had passed since the first detainee was pulled out, we had a vehicle ready on standby waiting to take the first three detainees up to the aid station. We loaded the two head wounds up on the HMMWV and they took them to the aid station. Seconds later, another HMMWV arrived at Compound 5 and waited for more casualties to be evacuated up to the aid station. I noticed two more casualties had been pulled from the compound. One was a gunshot wound to the buttocks and another was a gunshot wound to the chest. While instructing medics to treat these casualties, detainees inside the compound brought up another detainee who was shot. The MP's carried this detainee out and the detainee had a gunshot wound to the lower right leg. After all of the injured detainees were evacuated to the aid station, myself and SPC at the compound.

10-L-0126 ACLU CID ROL 5378 PAGES EXHIBIT

SA(b)(6), (b)(7)(C)Q:

**SGT** (b)(6), (b)(7)(C)

^{0:} Did you recognize the voice of the MP that requested to use lethal force?

A:

Did you hear where the voice was coming from? (b)(6), (b)(7)(C)

STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 4 Feb 05

CONTINUED:

- I heard it on the radio. What specifically did you hear him say? Q:
- The soldier said, "Are we authorized to go lethal?" A:
- Q: Do he use a call sign or tower designator?
- I heard him call DOB, but I did not hear a call sign from him.
- Q: How long after that did you hear the first shot?
- A: About five minutes afterward.
- How many shots did you hear total?
- A: Two shots.
- Q: How much time passed between the shots?
- A: I'll say about 45 seconds between each shot.
- Q: Did you see the detainee before he was shot?
- A: Yes.
- Q: What was he doing?
- A: He was throwing rocks at the tower.
- Q: How much time passed between the time when you saw him throwing the rocks and you saw him shot?
- A: About 10 seconds after.
- Q: What did the detainee do after he was shot?
- A: I didn't see him get shot. I turned and I saw him on his knees and then fall to the
- Q: Was the detainee by himself or were other detainees near him?
- There was one other near him.
- What was that detainee doing?
- A: I didn't know what the other detainee was doing. After the one detainee was shot the other detainee held him in his arms.
- Q: What happened next?
- The detainee that was holding him got up and ran off into the compound.
- Q: Did you see any other detainees that were shot?
- A: No.
- Did you see any other detainees on the ground?
- No, other than that one.
- Did you see where on the detainee's body he was shot? 0:
- A:
- Q: What was the detainee wearing?
- A: A white short-sleeved shirt and brown pants.
- Q: What was the other detainee that held him wearing?
- He was wearing a headwrap of some kind and a heavy coat.
- When the detainees were brought out, did you see where the detainee that you saw fall was shot?
- A: That detainee was the first person brought out. He was shot in the face.
- Q: How much time elapsed between the last time you saw the detainee and the next time you saw him when he was falling to the ground?
- A: About 30 seconds. I was watching the detainee throw the rock. I watched where he threw the rock. I heard the shot and I stuck my head out of the CCT box to see if I heard an M16 correctly. As I turned back towards the compound, I saw the detainee fall to his knees. That's when I heard the second shot. It wasn't at that detainee.
- Q: Is there anything you would like to add to this statement?
- A: No.///END OF STATEMENT///

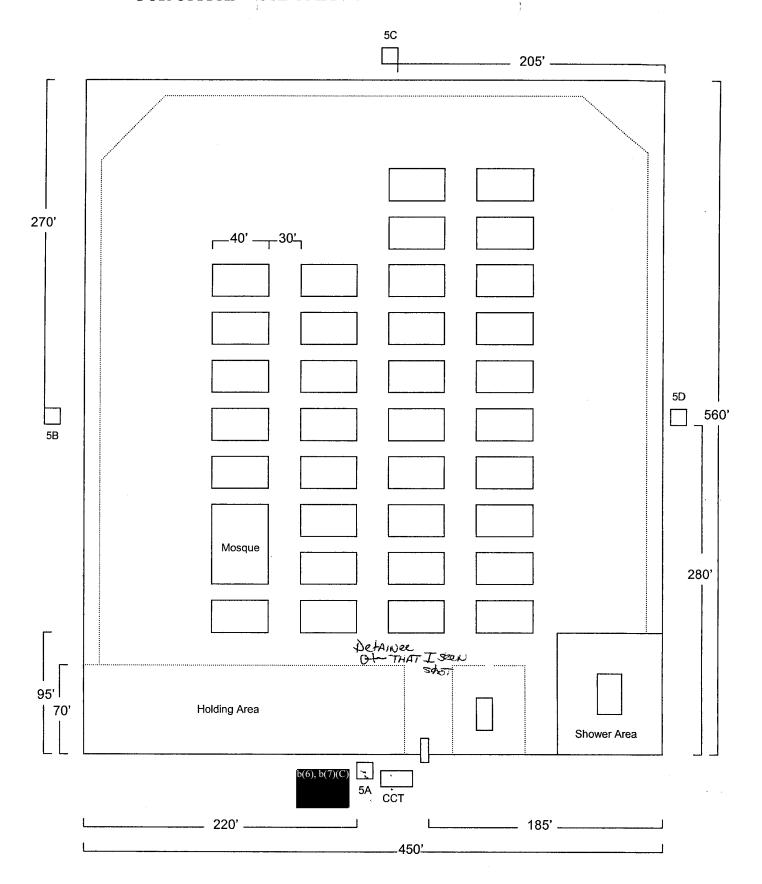
PAGE 3 OF 4

INITIALS OF PERSON MAKING STATEMENT_

	Camp Bucca CID DATED 4 Feb 05 CON	TINUED:
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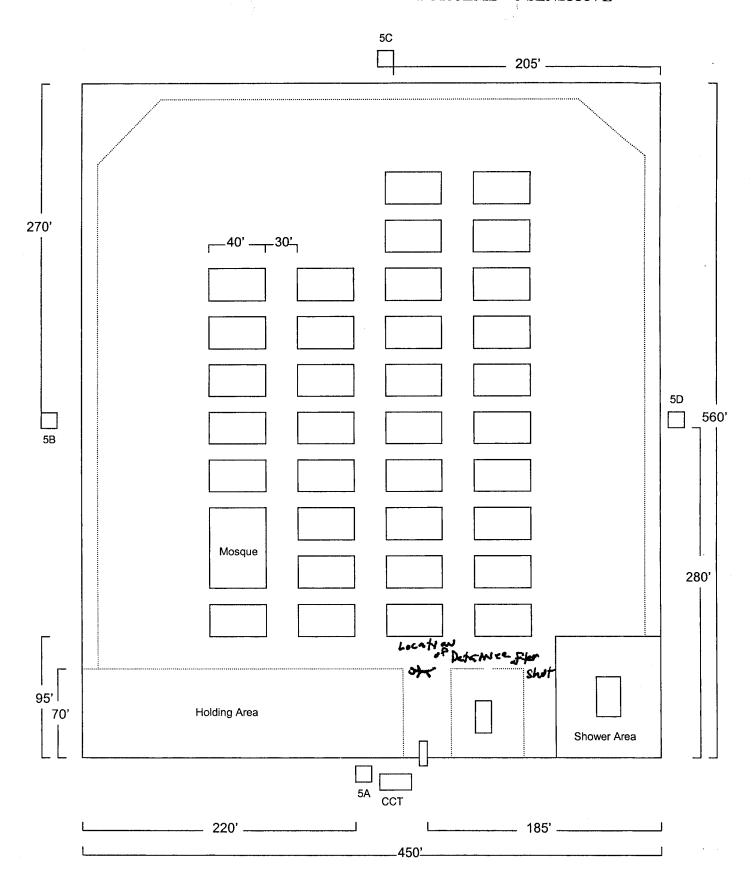
10-L-0126 ACLU CID ROI 5380 ACLU-RDI 5491 POR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE



# Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

000340



Compound 5, Camp Bucca Theater Internm (b)(6), (5)(7)(c)

Not to Scale - All measurements are approximate

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ACLU-RDI 5491 p.302 000341 p.302 000341

Exhibit 5

	ORN STATEMEN	<del></del>	
For use of this form, see AR 190-45: The processing LOCATION	DATE	TIME	FILE NUMBER
Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	4 Feb 05	1642(b)(6), (b	0009-05-CID579-40002 )(7)(C)
LAST NAME. FIRST NAME. MI $(b)(6), (b)(7)(C)$	social security in (b)(6), (	(b)(7)(C)	GRADE/STATUS E-4/SRA
ORGANIZATION OR ADDRESS 732 nd ESFS Camp Bucca, APO AE 09375			-

b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) want to make the following statement under oath:

I was assigned to Rover Five and we had just finished delivering chow to the compound three when we got the radio dispatch to go to compound five for a disturbance. When we arrived on scene we got our gear together and got instruction to set up a line formation along the fence as a show of force. Shortly after we setup our line formation the detainees began throwing shoes, metal rods, softball size rocks, and other types of items. That's when we began firing the non-lethal point and crowd shotgun rounds to trying to get them to stop throwing these items at us for approximately 30 to 45 minutes. They quickly figure out the range of our non lethal weapons and began throwing from outside of the range of our shotgun with the non-lethal, but in groups of twos and threes they ran up and tried hit us with rocks and other assortments of items. That's when Sra (b)(6), (b)(7)(C) started saying something to me and that's when we heard the lethal shots being fired. We looked up to see what was going on and saw that the tower guards were in fact using lethal rounds. When we looked back down the first detainee got shot in the head and the second detainee got shot afterward. Soon after, the detainees started running up to help the wounded detainees and to get them up to the sally port. Shortly after that the detainees stop throwing objects and calmed down. Then the rovers got another dispatch to go to compound two to try to calm a disturbance there. We arrived on scene at compound two and got directed to the tower in between compound one and two where they were getting hit with baseball size rocks, metal rods, boards, milk, and plastic bags with dirt and rocks in them. We began to fire non-lethal rounds to get them to stop throwing things at us and the towers. They again found out the range of the shotgun with the non-lethal crowd and point rounds and set up defenses with plywood boards to block the shots. After approximately 20 to 30 minutes of trying to get the detainees to stop. They decided to let us know that they were done by telling us "they're finished." Shortly after that we were dispatched to compounds 8, 4, and 5 as a show of force. Once it was determined that the detainees were done we went back to roving within the TIF.

Q: SA (b)(6), (b)(7)(C) A: Sra (b)(6), (b)(7)(C)

Q: Have you been briefed on the Use of Force Policy for detainee (b)(6), (b)(7)(C)

EXHIBIT INITIALS OF PERSON MAKING STATEMENT
(b)(6), (b)(7)(C)

PAGE ) OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5383

### STATEMENT OF (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 4 Feb 05

CONTINUED:

pperations at Camp Bucca?

- A: Yes.
- Q: When was the last briefing you received on Use of Force prior to this incident?
- A: Approximately two day before the incident, Tsgt was going over "What ifs" with us during chow.
- Q: What is the progression of force according to the policy?
- A: What ever the detainees are doing, you want to use the minimum amount
- of force to stop them form doing what they are doing.
- Q: Were you assigned with anyone on Rover Five?
- A: AIC(b)(6), (b)(7)(C)
- Q: Have you had to respond to disturbances as a rover to the compounds before?
- A: Yes
- Q: What is usually the response from the detainees when you line up along the fence?
- A: Usually, whatever they were doing, they stop.
- Q: Did you give any verbal commands to the detainees prior to or during to using non-lethal shotgun?
- A: Yes, stop throwing rocks. I don't know how to say that in Arabic.
- Q: Do you recall what SRA (b)(6),(b)(7)(C) was saying to you prior to you hearing the lethal rounds being fired?
- A: No.
- Q: How could you tell that lethal rounds were being fired?
- A: They sound a lot different than the shotgun non-lethal.
- Q: How many lethal rounds did you hear being fired?
- A: I don't know; I couldn't even guess to tell you how many. Once I looked down and saw the guy getting shot, I didn't much hear them after that. There were more than two.
- Q: Could you tell who was shooting the lethal rounds?
- A: The tower guards.
- Q: Was more than one of them shooting?
- A: I don't know.
- Q: How many people did you see in the tower?
- A: I saw three or four up there.
- Q: Did you see anyone with an M-16?
- A: Yes. I saw two definitely.
- Q: Did you know those persons?
- A: No.
- Q: Could you describe those persons?
- A: A white male Army soldier. All I could see was the weapon of the other
- Q: How could you tell that the first detainee was shot in the head?
- A: I saw his brain matter leave his head.
- Q: Can you describe the actions of the first detainee prior to him being shot?
- A: No, that's when I was looking up in the tower.
- Q: Can you describe the actions of the second detainee prior to him being

STATEMENT OF (b)(6), (b)(7)(C)

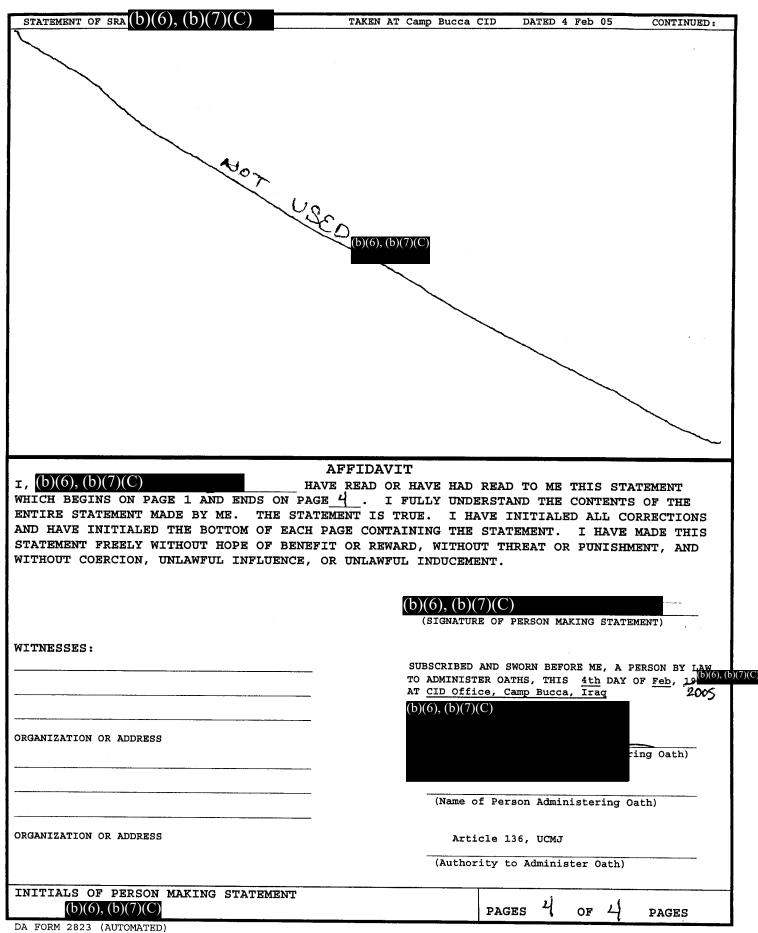
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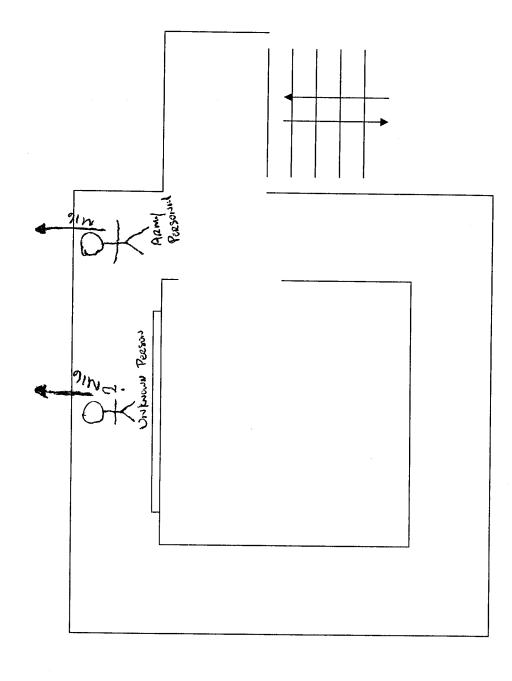
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(b)(6), (b)(7)(C)shot?

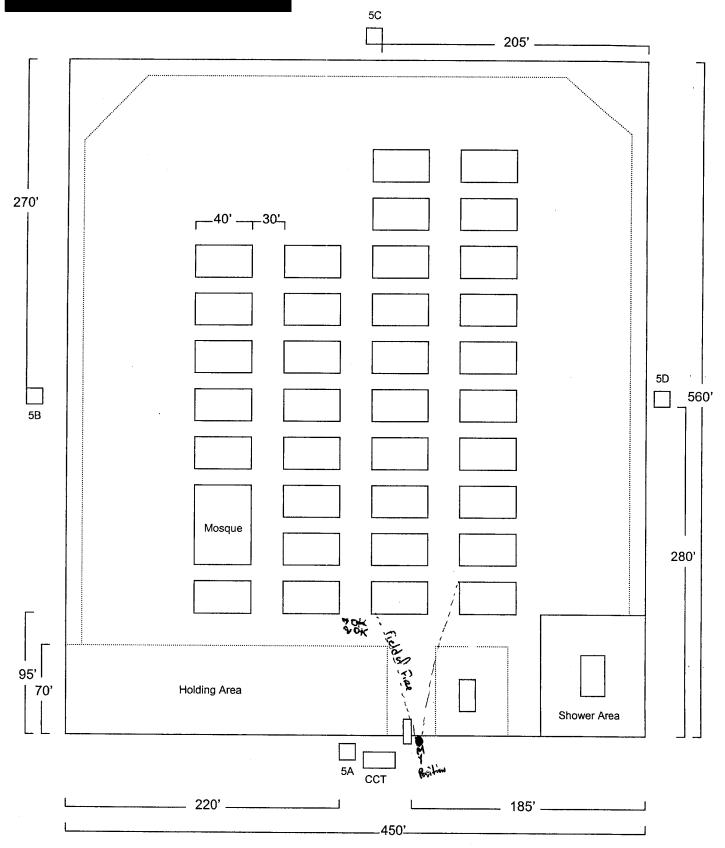
- A: I don't know where he came from or what he was doing.
- Q: Could you tell if either detainee had rocks or other debris in their hands?
- Q: Could you tell if either detainee had their hands empty or raised?
- Q: Were either of the detainees facing away from Tower 5A when they were shot?
- A: The first guy was facing the tower: I remember seeing his face. can't remember which way the second detainee was facing.
- Q: How long was it before the second detainee got shot after the first one?
- A: Almost instantaneous.
- ^{erro}Q: How many lethal shots did you hear?(b)(6),(b)(7)(C)
  - Q: How much of a delay was there between lethal shots you heard?
  - A: Maybe one or two seconds.
  - Q: Were there any detainees running up to give aid to the wounded detainees before the lethal shots ceased?
  - A: No that I could see.
  - Q: Do you know of anyone else other than Tower 5A that used lethal force?
  - A: No.
  - Q: Were you struck with any debris?
  - A: Yes. At compound five, I got his with multiple rocks, between Compounds one and two I got hit with multiple rocks again, pieces of wood, milk and bags of dirt.
  - Q: Were you injured?
  - A: No.
  - Q: Did you feel at any time you were in danger of be killed or seriously wounded?
  - A: Killed no; seriously injured, yes.
  - Q: Was there any time that you felt that the use of deadly force was authorized?
  - A: Where I was, no.
  - Q: Is there anything else you would like to add to this statement?
  - A: No.///End of Statement//(b)(6),(b)(7)(C)





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Exhibit____



# Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

10-L-0126 ACLU CID ROI 5388 ACLU-RDI 5491 pressoricial use only / Law enforcement sensitive 000347



	SWORN STATEMENT	
For use of this form, see AR 190-45: The		of Staff for Personnel.
LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE (b)(6), (b)(7)(C) TIME (b)(6), (b)(7)(C) 4 Feb 05	FILE NUMBER 0009-05-CID579-40002
(b)(6), (b)(7)(C)	social security number $(b)(6), (b)(7)(C)$	GRADE/STATUS E-5/AD
ORGANIZATION OR ADDRESS 732 nd Expeditionary Security Forces Squadron Camp Bucca, APO AE 09375	(ESFE)	

want to make the following statement under oath: (b)(6), (b)(7)(C) 1, ssgt(b)(6), (b)(7)(C)About 1200, 31 Jan 05, I was inside the TIF and I heard a roar coming from one of the compounds. Abut 30 seconds later, we got a call for all rovers to go mobile. behind Compound 10 and then we got a call for all rovers to Compound 5. When we got there,  $TSgt^{(b)(6),(b)(7)(C)}$  and SSgt(b)(6),(b)(7)(C) put us in a line formation a little behind the CCT shack, but I could see into the compound. I was all the way on the left. As we were sitting there forming up, TSgt (000,007)C) was telling us what was going on. The guys from the CCT had those foggers and they were spraying he detainees that were on the fence. detainees were jumping back from the fence and some were running away. Then all of the sudden, a hailstorm of rocks starting coming over the fence. Anything that the detainees could throw at us, they would throw. They had rocks, shoes, boards. When the rocks started coming, we all moved up to the fence and started shooting non-lethal at them. didn't keep track of the time, but I think I shot about 30 rounds there. Initially, we were firing pretty good because they were real close. They were about 10 yards away because the fogger only went about 5 yards because of the wind. It just barely got inside the fence and then the wind carried it off. We were on line and spread out. whole time rocks and whatever was steady pouring in. We backed them up to the first row of tents. Every couple of seconds, there would be detainees that would run up close to the fence and throw rocks. We would shoot them and they would run off. This went on for I kept yelling at  $SrA^{(b)(6),(b)(7)(C)}$  to quit shooting because the detainees were so far back, but he was shooting at two detainees who were hiding behind the wooden barbershop area. There was a piece of plywood and they kept peeking out and throwing rocks at him. I didn't see them when I yelled at him but he told me this afterwards. I saw the two detainees run, then he said, "See." I said, "Sorry for yelling at you." During that time, the detainees kept running up and throwing rocks at us. There was kinda a lull and I was standing there and I heard a pop. I started looking around and I asked, "Who the hell is shooting?" I looked down my line to see but no one was shooting. About that time, SSgt(b)(6), (b)(7)(C) said, "Who the hell was shooting?" I said, "Nobody over here." heard another shot and I looked up at the tower and I saw one guy leaning out the door holding an M16. I looked back and saw the first guy fall down. He was between the second and third rows of tents, right out there in the middle. I looked back up at the tower and I heard another shot. I looked back out there and I saw another guy fall down. He was right about in the same spot as the other guy. Then another detainee came running from between the two rows of tents and threw a rock. About that time, I heard another shot and it spun him around. He fell down and then got to his knees and tried to crawl away. A couple of detainees came from out of one of the tents and helped him into the

EXHIBIT INITIALS OF PERSON MAKING STATEMENT
(b)(6), (b)(7)(C)

PAGE / OF 3 PAGES

the time I saw the last guy go down was about 10 seconds. After that, nobody came out at all for about 5-10 seconds. After the first shot, some of the detainees went away but there was still a small group that was still throwing rocks. By the time the last

detainee got shot, everybody was gone. Then there was a 5-10 second pause and then right

up the middle a group of about 5 or 10 detainees came out with their hands up.

to the two detainees that were down and dragged them off.

All of this lasted about 10 seconds. From the time I saw the first guy go down to

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5389

ACLU-RDI 5491 p.309

000348

It was about 5-10 seconds to

STATEMENT OF SSgt (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 4 Feb 05

CONTINUED:

ter and they started bringing up all of their wounded. Initially they wanted them just put the wounded at the gate so we could pull them out. But then they just kept bringing them up and they brought up about 9 guys. We opened the gate and the detainees dragged them out of the compound to around behind the CCT building. The guys that weren't injured, we put them back in. There were a few guys that didn't want to go and I grabbed a few and put them back in. As we were putting them back in, we got a call to go over to Compounds 1 and 2. SrA(b)(6),(b)(7)(C)SrA(b)(6),(b)(7)(C)and me all got into a vehicle and went down and SrA(b)(6),(b)(7)(C)pulled between Compounds 1 and 2. The guy in the tower was getting a lot of stuff thrown at him. So me and SrA (b)(6),(b)(7)(C) ran over to between Compounds 1 and 2 from in front of Compound 1 and then as we got around the corner we started getting hit with rocks. SrA (b)(6),(b)(7)(C) got hit and I started to shoot at them with non-lethal. I looked up at the tower and the guard was inside the building because he couldn't get out because so many rocks were being thrown at the tower. More people showed up between Compound 1 and 2 and it calmed down. We got called to Compound 8 and nothing happened after we lined up as a show of force. Then we were called to Compound 4 and lined up as a show of force. We then got called back to Compound 5 because there was a big group formed up. I shoot anymore after I left Compound 1. didn't_

- $_{SA}(b)(6), (b)(7)(C)$
- ssgt(b)(6), (b)(7)(C)A:
- Q: When you saw the first detainee get shot, what direction was he facing?
- A: He was facing forward.
- Q: Was that in the direction of the tower and CCT building?
- Yes. **A**:
- What was he doing prior to being shot? Q:
- I didn't see him until after I saw the first shot. I looked up and then out at the compound and I saw him fall. He either just threw a rock or was about to throw one.
- Q: How do you know that?
- A: From him being up there, I just assumed that is what he was doing.
- Q: Where was he at when you saw him shot?
- In front of the area between the second and third rows of tents. Α:
- Did you see any other detainees in the same area? 0:
- There was always a few small groups in the areas between the tents. A:
- What were those groups doing? Q:
- Throwing rocks, yelling.
- When detainees would break away from the smaller groups, what were they doing? Q:
- They would run up close and throw one at the fence towards us. **A:**
- How much time elapsed between the time you saw the first detainee fall and the second detainee fell?
- Just a few seconds. A:
- Q: When you saw the second detainee fall, what was he doing?
- I didn't see him before he was shot, I saw him after I was looking at the tower, heard the second shot and then looked back at the compound.
- Q: Where was the second detainee at?
- Just a little bit back from the first detainee. Α:
- Q: Did it appear as though he was attempting to help the other detainee?
- A: No, because he never made it to him and he wasn't bent down or anything.
- Q: How much time elapsed between the time you saw the second detainee fall and the third detainee fell?
- A: Just a few seconds.
- Q: When you saw the third detainee fall, what was he doing?
- A: He came up and it looked like he was about to throw a rock just by the motion of how his one arm was back by his side.
- Q: Was the detainee running or walking when he came up from between the rows of tents?
- A: He was running.
- Was he saying anything?
- I couldn't tell. **A**:

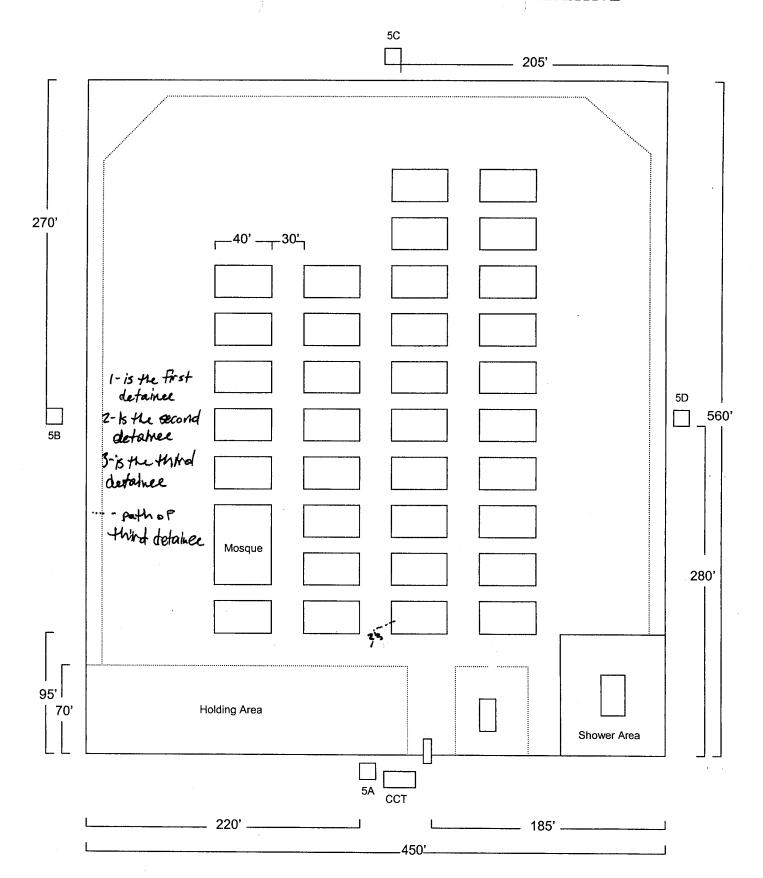
EXHIBIT

- When you looked up at the tower, what did you see?
- I saw one guy leaning out from in front of the doorway and he shot.

7 OF 5 PAGES 10-L-0126 ACLU CID

000349

Q: Do you know who that person was? A: It wasn't our shooter, Amm(b)(6)(b)(7)(C) It was an Army guy and I don't know who laws. Q: What did he look like? A: A white guy, I couldn't tell much more. Q: What type of weapon did he have? A: He had an M16. Q: Did the M16 have a scope? A: I didn't look that close. I didn't give his gun a good look, I just heard the shoots. Q: How many shots did you hear? A: I heard three or four shots. Q: How many shots did you hear? A: I heard three or four shots. Q: How much time elapsed between the first and last shot? A: About 10 seconds. Q: How much time elapsed between the time you saw the last detainee fall and when the wounded were brought up to the sally port? A: About 15-20 seconds. Q: Is there anything you would like to add to this statement? A: No.///END OF STATEMENT///DIGNEDICAL A: No.//END OF STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INTITIALED ALL CORRECTION AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AFFIDAVIT  AF		TAKEN AT Camp Bucca CID DATED 4 Feb 05 CONTINUE
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(Authority to Administer Oath)	WHICH BEGINS ON PAGE 1 AND ENDS ON ENTIRE STATEMENT MADE BY ME. THE S AND HAVE INITIALED THE BOTTOM OF EA STATEMENT FREELY WITHOUT HOPE OF BE WITHOUT COERCION, UNLAWFUL INFLUENC  WITNESSES:  ORGANIZATION OR ADDRESS	PAGE 3 . I FULLY UNDERSTAND THE CONTENTS OF THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTION CH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS CORPORATION OF THE STATEMENT. I HAVE MADE THE STATEMENT. I HAVE MADE THE STATEMENT OR PUNISHMENT, AND SE, OR UNLAWFUL INDUCEMENT.  (b)(6),(b)(7)(C)  (SIGNATURE OF PERSON MAKING STATEMENT)  SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LETTO ADMINISTER OATHS, THIS 4th DAY OF Feb, 19 AT CID Office, Camp Bucca, Iraq  (b)(6),(b)(7)(C)  (Signature of Person Administering Oath)  SA(b)(6),(b)(7)(C)  (Name of Person Administering Oath)
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(b)(6),(b)(7)(C) pages 3 of 3 pages	WHICH BEGINS ON PAGE 1 AND ENDS ON ENTIRE STATEMENT MADE BY ME. THE S AND HAVE INITIALED THE BOTTOM OF EA STATEMENT FREELY WITHOUT HOPE OF BE WITHOUT COERCION, UNLAWFUL INFLUENC  WITNESSES:  ORGANIZATION OR ADDRESS	PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTION CH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS CORRECTION OF THE STATEMENT. I HAVE MADE THE STATEMENT. I HAVE MADE THE STATEMENT. I HAVE MADE THE STATEMENT.  (b)(6), (b)(7)(C)  (SIGNATURE OF PERSON MAKING STATEMENT)  SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LETT TO ADMINISTER OATHS, THIS 4th DAY OF Feb, 19 AT CID Office, Camp Bucca, Iraq  (b)(6), (b)(7)(C)  (Signature of Person Administering Oath)  SA(b)(6), (b)(7)(C)  (Name of Person Administering Oath)  Article 136, UCMJ  (Authority to Administer Oath)



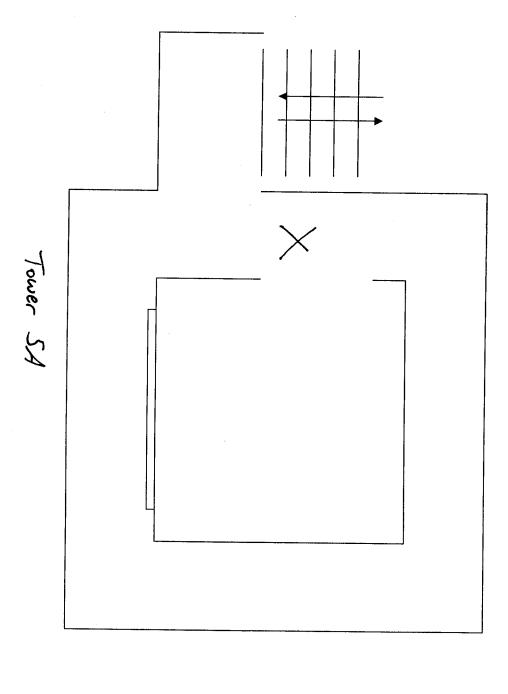
# Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate (b)(6), (b)(7)(C)

10-L-0126 ACLU C

ACLU-RDI 5491 p.312 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

Exhibit_35



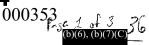


	SWORN STATEMENT	
For use of this form, see AR 190-45	: The proponent agency of the Deputy	Chief of Staff for Personnel.
LOCATION	DATE TIME	FILE NUMBER
Interment Facility	5 Feb(b)(6), (b)(7)(C)	0009-05-CID579-40002
Camp Bucca, IZ	1203	b)(6), (b)(7)(C)
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY NUMBER	GRADE/STATUS
o)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	E-5/AD
ORGANIZATION OR ADDRESS		
732 nd ESFS		
Camp Bucca, IZ		*
(6) (b)(7)(C)		

want to make the following statement under oath: About 1145, we heard them start chanting so we rolled over to compound 5 to see what was going on. We immediately dismounted and started to asses the scene. One of the CCT members tried to get the detainees out of the sally port and used the pepper spray. It basically blew away in the wind and the detainees didn't leave the sally port. That when myself and TSGT (b)(6),(b)(7)(C) dispatched the remaining rovers to compound 5. Our rovers started to dismount and that is when the detainees started to throw anything they had When they started to throw everything we engaged with non-lethal and pushed them back into the first and second row of tents. happened they started coming up in waves and throwing rocks, we would engage them and they would fall back, then another group would come up throw rocks. At that time we had the interpreter tell them to stay in their tents, some stayed in the tents but the ones that continued to come After about 30 to 45 minutes there was one guy wearing a out we engaged. blue shirt sweater type that was one of the main instigators, I was near the sally port, I heard the first shot and I didn't see any one hit. continued to engage the people that were running up and throwing rocks. That when the I heard the second shot, and I seen the main instigator get shot in the head near the back of his head. He went straight down. was another guy with a mink blanket that ran to the same point the first detainee I saw shot and was going to throw a rock when he got shot. went down right beside the first guy. After all that the crowd immediately dispersed. We stopped firing non-lethal when the lethal rounds were fired. We had the interpreter tell the detainees to bring up They brought all the wounded up. The medics grabbed them the wounded. and started to provide aid and we put the rest of the guys back in the compound. After that the rest of the compounds started to riot and we were dispatched to where ever we could help.

- Q: SA (b)(6), (b)(7)(C)
- A: SSGT (b)(6), (b)(7)(C)
- Q: Are you familiar with the Camp Bucca Use of Force Policy?
- A: Yes.
- Q: Approximately how many non-lethal rounds did you fire into compound 5?
- A: About 30.
- Q: How long was non-lethal ammunition used on compound 5?
- A: About 30 or 40 minutes because we had to get resupplied and we had a large amount of ammo with us when we arrived.
- Q: How many lethal rounds did you hear fired?
- A: I heard about three or four rounds.
- Q: Did you see who fired the lethal rounds?
- A: I could identify him but I don't know his name.
- Q: Where was the person 10-E-0126 ACLU CIDURO 15394

ACLU-RDI 5491 p.314 FOR OFFICIAL USE ONLY (b)(6), (b)(7)(C) NFORCEMENT SENSITIVE



- (b)(6), (b)(7)(C)
  - A: He was in tower 5A.
  - Q: Where in tower 5A was the person shooting from?
  - A: It was directly adjacent from the door but a little bit forward of the door.
  - Q: Was the shooter using anything to brace himself when he shot?
  - A: He wasn't using anything he was firing off hand.
  - Q: How many people were in tower 5A?
  - A: I think four.
  - Q: Did you see anyone else fire lethal rounds into compound 5?
  - A: No, just the one guy in tower 5A.
  - Q: How much time was in between the shots you heard fired in compound 5A.
  - A: There was maybe 10 seconds between the first detainee getting shot and the second one.
  - Q: Where was the first detainee hit?
  - Q: In the head. Towards the back portion of his head.
  - Q: What was the detainee doing when he was shot?
  - A: He was about to throw a rock.
  - Q: Can you describe the first detainee?
  - A: He was wearing a blue or black sweater with some writing on the front.
  - He was already bleeding from his head. He was younger. He had short black hair and a small beard.
  - Q: What direction did the first detainee fall when shot?
  - A: He went to his knees then fell with his head toward tent 3-1.
  - Q: Can you describe the 2nd detainee you saw shot?
  - A: He had a mink blanket on his back, brown and pinkish in color, covering him. He kneeled down to pick up whatever it was the first guy dropped, he was reaching back like he was going to throw something and that's when he was shot.
  - Q: What direction did the second detainee you saw shot fall?
  - A: He picked up whatever the first detainee had in his hand and started throw it when he was shot and fell almost right on the first guy.
  - Q: Where was the second detainee hit?
  - A: I do not know.
  - Q: Did you see anyone put there hands up to declare they were no longer in the riot?
  - A: The only people I saw put there hands up were the detainees in the tent that wanted to come and get water. We told them to stay in the tent.
  - Q: Did you hear the command to use lethal force?
  - A: Negative. I and SSGT  $\frac{(b)(6), (b)(7)(C)}{(b)(6), (b)(7)(C)}$  were asking who was shooting lethal.
  - Q: Did you feel the use of lethal force was justified?
  - A: Yes.
  - Q: Why do you feel the use of force was justified?
  - A: We had used non-lethal and verbal but nothing was affecting them.

They continued to throw boulder sized rocks and continued to throw rocks.

The rocks could have definitely killed some of our guys.

EXHIBIT INITIALS OF PERSON MAKING STATEMENT
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(c)
(d)(6), (b)(7)(C)
(d)(6), (b)(7)(C)
(e)(6), (b)(7)(C)
(f)(6), (b)(7)(C)

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT _ DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5395



statement of $ssgt(b)(6), (b)(7)(C)$	TAKEN AT Camp Bucca	DATED 5 Feb 05	CONTINUED:
(b)(6), (b)(7)(C)	TAKEN AT CAMP BUCCA	DAIED 3 Feb 03	CONTINOED:
a Did was fare for your life of	luming the riet?		
Q: Did you fear for your life of			
A: No because I was close to the			t really
get to us. The guys in the towe		place to hide.	
Q: What type of Airmen is $(b)(6)$ ,			
A: He is a good, responsible Ai	rman and we have ne	ever had any pr	oblems
with him. He was hand picked to	be a rover marksma	an.	
Q: Did you inventory $Amn(b)(6)$ ,	(b)(7)(C) lethal ammu	inition?	
A: Yes. He had 210 lethal roun			non-
lethal.			
Q: Do you have anything else yo	ou would like to add	I to this state	ment?
		t co chip beace	incire:
A: No.///END OF STATEMENT//(6)(6),			Ī
(b)(6) (b)(7)(C)	AFFIDAVIT		
I, (U)(U), (U)(/)(C)	AVE (b)(6), (b)(7)(C) HAVE HAD RE	AD TO ME THIS STA	TEMENT
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WITHOUT COERCION, UNLAWFUL INFLUENCE,			
	(1-)(()	(1, (7)(0)	,
	$(\mathfrak{b})(\mathfrak{b}),$	(D)(/)(C)	
		TATE	MENT)
		<u> </u>	
WITNESSES:	4		
	SUBSCRIPTO TO ADMIT		Feb, 29 05
	AT Camp	$O_{j}$ , $O_{j}(I_{j})(O_{j})$	(b)(6), (b)(7)(C)
ORGANIZATION OR ADDRESS		-14	
	(Sig	ter	ing Oath)
	$\operatorname{sa}(b)(6)$	(b)(7)(C)	
	/37 E	Person Administering O	LL\
4	(Name Oi		atn)
	(Name OI		atn)
ORGANIZATION OR ADDRESS		e 136, UCMJ	atn;
ORGANIZATION OR ADDRESS	Articl		atn)
ORGANIZATION OR ADDRESS	Articl	e 136, UCMJ y to Administer Oath)	atn)
	Articl	y to Administer Oath)	
ORGANIZATION OR ADDRESS  INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)	Articl (Authorit	y to Administer Oath)	6), (b)(7)(C)

10-L-0126 ACLU CID ROI 5396
ACLU-RDI 5491 PFOR OFFICIAL USE ONLY/LAW ENFORCEMENT SENSITIVE

Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE (b)(6), (b)(7)(C) SFeb OS Tent 2-1 Tent 3-1 Holding Area W/C Area

**10-L-0126 ACLU CID ROI 5398**000357

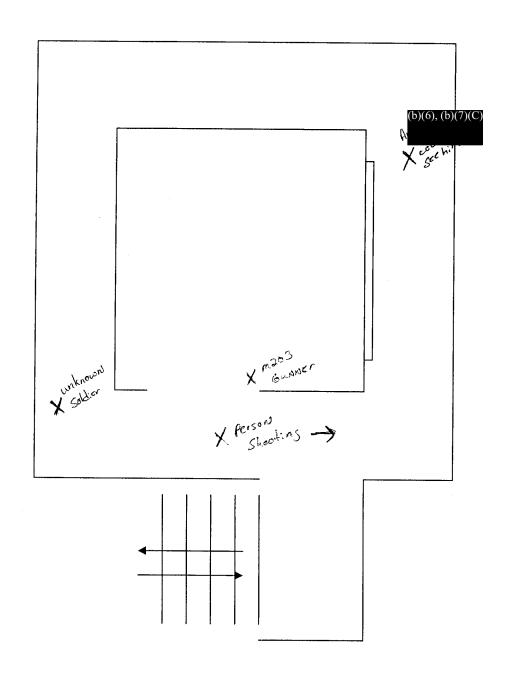
ACLU-RDI 5491 p 318 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

CCT

5A

Exhibit_36

5 Feb 05 1114



	SWORN STATEMENT	
For use of this form, see AR 190-45: Th	ne proponent agency of the Deputy Chief	of Staff for Personnel.
LOCATION	DATE (b)(6), (b)(7)(C) TIME (b)(6), (b)(7)(C)	FILE NUMBER
Camp Bucca CID Office	5 Feb 05	0009-05-CID579-40002
Camp Bucca, Iraq APO AE 09342	1228	
LAST NAME, FIRST NAME MI	SOCIAL SECURITY NUMBER	GRADE/STATUS
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	E-6/AD
ORGANIZATION OR ADDRESS		
732nd Expeditionary Security Forces Squadron	n (ESFS)	

 $_{\tt TSgt}(b)(6), (b)(7)(C)$ want to make the following statement under oath: approximately 1130 on the  $31^{st}$  of January 2005 I (b)(6), (b)(7)(C)(Rover SOG) heard a lot of noise coming from the direction of Compound 5. I entered my vehicle with SSgt (b)(6), (b)(7)(C) and we proceeded to the area. We arrived on scene within one minute. We confirmed the noise was coming from Compound 5. I immediately called for my IRF team to They arrived on scene almost immediately. I deployed my personnel along the front fence line of Compound 5. When I arrived, CCT's immediately came out of their A group of detainees (about 150) had gather at the sally port and were on the Cwire grabbing the fence. The CCT's told them to get back. When they didn't, the CCT's began spray OC spray at them. At this time, rocks began to rain down on myself and my IRF team. I told the IRF team to engage with non-lethal crowd rounds. As they engaged, the crowd backed off the fence line and moved out of range of the non-lethal ammunition. Rocks were still coming from behind the buildings and had begun to come from behind us as Compound 8 started throwing rocks from behind us. We used non-lethal ammo for about 15 minutes, using approximately 350 rounds of non-lethal ammo. While we were still engaging targets, SSgt (b)(6), (b)(7)(C) had shouted to the tower guard, "You're using live ammo". I then looked up and saw SGT (b)(6),(b)(7)(C) with a rifle and then he squeezed the trigger. I looked back down and at the compound to see his targets and all I saw was two detainees on the ground behind the holding area. The individual closet to the holding area appeared to be shot in the head. There was a pool of blood by his head. detainee appeared to be parallel to the first and on the back side of him from the fence. I couldn't determine where he was shot. I then heard a few more rounds ring out. not sure how many but maybe three. I heard the shots but didn't see any targets. minutes another individual came up to the detainees on the ground. It looked like he was trying to render assistance. The compound calmed down and I moved towards compound 4 were tensions were arising. After moving some of my personnel I went back to the entrance of compound 5. I positioned my men around the sally port to secure the movement of injured detainees out of the compound. I remember seeing 4 detainees with bullet wounds one in the head, one in the chest, one in the armpit and one in the leg. I then re-deployed my forces to other compounds were tensions were arising.

- Q: SA(b)(6), (b)(7)(C)
- A: TSgt(b)(6), (b)(7)(C)

Camp Bucca, APO AE 09375

- Q: Did you hear the first shot of lethal ammunition?
- A: Not that I can recall.
- Q: How many people were shooting lethal ammunition?
- A: I saw the one person, SGT (b)(6), (b)(7)(C)
- Q: What does  $SGT^{(b)(6),(b)(7)(C)}$  look like?
- A: I would say about 6', white guy, light brown hair.
- Q: What type of weapon was he firing?
- A: A rifle, either M4 or M16, with a scope.
- Q: Did you see any detainees on the ground prior to SSgt(b)(6), (b)(7)(C) calling up to the tower? (DIG)(DIG)(C)

A: No.

EXHIBIT	INITIALS OF	PERSON MAKING	STATEMENT	page / of 3 pages

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5400

**STATEMENT OF TSgt** (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 5 Feb 05

CONTINUED:

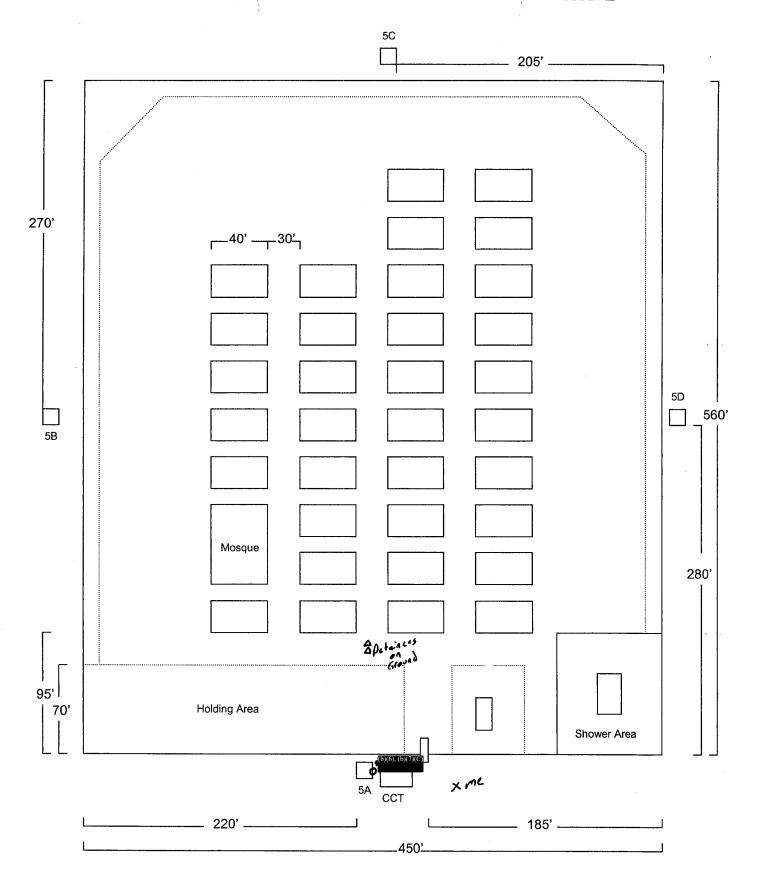
: When you looked up at the tower what did you see?

- : I saw SGT (b)(6),(b)(7)(C) eyes on target through the scope of his rifle. Someone else was beside him, I don't know who.
- Q: Where was SGT (b)(6), (b)(7)(C) standing?
- A: The closest side to me, just outside the door next to the rail.
- Q: Was he leaning on the rail or standing upright?
- A: He appeared to be leaning on the rail.
- Q: Did he respond to SSgt(b)(6), (b)(7)(C) comment?
- A: No.
- Q: Did you hear anything from the tower prior to SSgt (b)(6), (b)(7)(C) comment?
- A: No.
- Q: Did you ever hear anyone talk about "going red?"
- A: I'm unsure, but I want to say "yes, go red" from the ground.
- Q: Did you hear anyone ask to go red?
- A: No.
- Q: What does it mean to go red?
- A: Magazine in the weapon, round in the chamber.
- Q: How much time elapsed between the time you heard the first shot and when you saw the shot?
- A: I'm not sure if I heard the first. SSgt(b)(6), (b)(7)(C) said "Hey, you're using lethal" and then I looked up. I saw him engage a target and then I looked down.
- Q: Did you hear any shots prior to SSgt (b)(6), (b)(7)(C) comment?
- A: Originally, nothing that made me aware, but after he shouted, it kinda became clear that lethal shots had been fired. I'd say probably no more than two at that time. I'd say within ten seconds.
- Q: When you looked down, where were the detainees?
- A: They were behind the holding area, before the buildings. I'd say it was between rows two and three.
- Q: Regarding the detainees on the ground, what were they wearing?
- A: I know the one closest to me that appeared to be shot in the head was wearing dark colored clothes. I don't recall what the second one was wearing.
- Q: Were there any detainees around the two that were on the ground?
- A: No.
- Q: Where were the other detainees?
- A: Out of sight, I'm assuming behind the buildings.
- Q: How many more shots did you hear after you saw the detainees on the ground?
- A: About three.
- Q: How much time elapsed between these shots?
- A: I'd say probably three to five seconds between each shot.
- Q: Did you see any other detainees on the ground or fall after that?
- A: No.
- Q: Did you deploy on of your men up Tower 5A?
- A: Yes, Amn (b)(6), (b)(7)(C)
- Q: Did you discuss this incident with him?
- A: Yes.
- Q: What did you ask him?
- A: I asked him why didn't he shoot. He said he couldn't maneuver into position for all
- the people in the tower and when he got into position, he didn't see any threat.
- Q: Did he tell you how many people were in the tower.
- A: No, I saw probably three to four myself. I don't know who they were.
- Q: Did Amn(b)(6), (b)(7)(C) tell you about what he saw regarding SGT(b)(6), (b)(7)(C) hots?
- A: No.
- Q: How credible is Amn(b)(6), (b)(7)(C) in your opinion?
- A: From the time that I've known him over the last three months, he has been a model airmen.
- Q: Do you know if he has had any problems in the past?
- A: All I know is that he has been delayed in sewing on his next rank.
- Q: Do you know why?

EXHIBIT INITIALS OF PERSON MAKING STATEMENT 10-L-0126 ACLU CID ROI 5401

000360

the security of the holding area. Q: Did you go into any of the buildi A: Yes, after the search I checked r	onnel.
	HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
ENTIRE STATEMENT MADE BY ME. THE STA	EFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND OR UNLAWFUL INDUCEMENT.
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ENTIRE STATEMENT MADE BY ME. THE STATEMENT HERELY WITHOUT HOPE OF BENEWITHOUT COERCION, UNLAWFUL INFLUENCE,  WITHESSES:	ATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS H PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS EFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND OR UNLAWFUL INDUCEMENT.  (b)(6),(b)(7)(C)  SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 5th DAY OF Feb, 19 AT CID Office, Camp Bucca, Iraq  (b)(6),(b)(7)(C)  (Signature of Person Administering Oath) SA (b)(6),(b)(7)(C)
ENTIRE STATEMENT MADE BY ME. THE STATEMENT HERELY WITHOUT HOPE OF BENEWITHOUT COERCION, UNLAWFUL INFLUENCE,  WITNESSES:  ORGANIZATION OR ADDRESS	ATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS H PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS EFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND OR UNLAWFUL INDUCEMENT.  (b)(6),(b)(7)(C)  SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 5th DAY OF Feb, 19 AT CID Office, Camp Bucca, Iraq  (b)(6),(b)(7)(C)  (Signature of Person Administering Oath)  SA (b)(6),(b)(7)(C)  (Name of Person Administering Oath)
ENTIRE STATEMENT MADE BY ME. THE STATEMENT HERELY WITHOUT HOPE OF BENEWITHOUT COERCION, UNLAWFUL INFLUENCE,  WITNESSES:  ORGANIZATION OR ADDRESS	ATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS IF PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS EFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND OR UNLAWFUL INDUCEMENT.  (b)(6), (b)(7)(C)  SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 5th DAY OF Feb, 19 AT CID Office, Camp Bucca, Iraq  (b)(6), (b)(7)(C)  (Signature of Person Administering Oath)  SA (b)(6), (b)(7)(C)  (Name of Person Administering Oath)  Article 136, UCMJ



Compound 5, Camp Bucca Theater Internment Facility

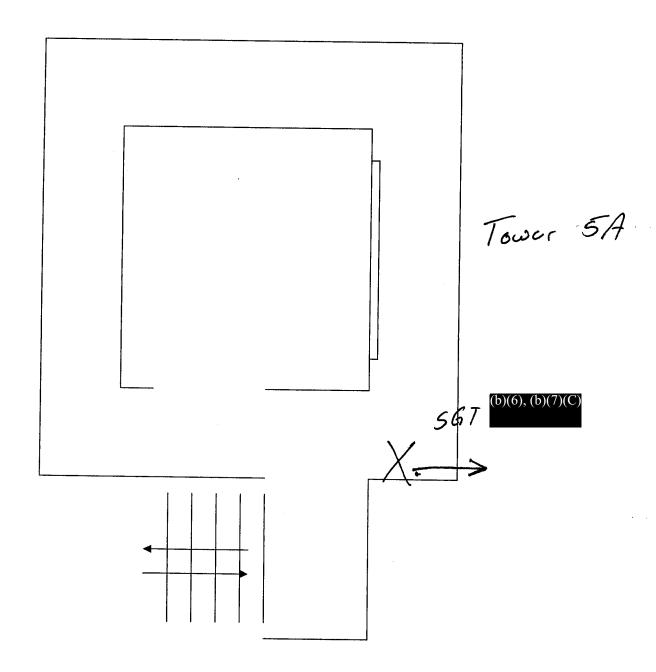
Not to Scale - All measurements are approximate

10-L-0126 ACLU CID ROF5403

ACLU-RDI 5491 p.323 000362 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

Exhibit 2

Tent 2-1 Tent 3-1 Holding Area W/C Area 5A CCT



(b)(6), (b)(7)(C)

ACLU-RDI 5491 p.325 OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

SWORN STAT	'EMENT	
The proponent age	ncy of the Deputy Chie	f of Staff for Personnel.
DATE	TIME	FILE NUMBER
(b)(6),(b)(7)(C) 5 Feb	05 (b)(6), (b)(7)	O009-05-CID579-40002
	13.03	•
SOCIAL SEC	URITY NUMBER	GRADE/STATUS
	(b)(6), (b)(7)(C)	E-4/AD
	The proponent age  DATE  DISTRIBUTION  SOCIAL SEC	SOCIAL SECURITY NUMBER

 $\frac{1}{100}$  SrA(b)(6), (b)(7)(C) want to make the following statement under oath: bout 1200, we responded to compound 5 for a possible riot in progress. Upon arrival we observed rocks being thrown at our location. numerous times for the detainees to stop and get back. They did not comply and continued to throw rocks. At that time we started to engage them with non-lethal ammunition. After a few minutes of engaging them with non-lethal I heard a lethal shot from the front tower, alpha tower. I then observed the soldier fire approximately three additional rounds. At that time I looked back and saw one detainee on the ground. time the crowd slowly dispersed and I was dispatched between compound four and five, where I again observed the detainees throwing rocks. detainees from compound four were throwing rocks at us and I engaged approximately five non-lethal rounds to attempt to control them. received a lot of rocks from compound eight when we were across from five. I can not remember if it was before or after lethal rounds were fired in I went across and fired one non-lethal round into compound

- Q: Have you read the Camp Bucca Rules of Engagement?
- A: Yes.

eight.

- Q: Approximately how long was non-lethal ammunition used?
- A: At between 10 and 20 minutes.
- Q: Can you describe the soldier you saw shooting?
- A: No, other than that he was a soldier.
- Q: Where was the soldier you observed firing standing at?
- A: On the right side of the platform towards the back of tower 5A.
- Q: Did you see any of the detainees get shot?
- A: No.
- Q: How many detainees did you observe wounded on the ground in compound 5?
- A: One.
- Q: Can you describe the one wounded detainee you saw in compound 5?
- A: No.
- Q: How many lethal rounds did you hear?
- A: Approximately four.
- Q: How many lethal rounds did you see the soldier fire?
- A: Approximately three.

EXHIBIT	INITIALS (b)(6), (b)(7)(C)	MAKING STATEMENT	(b)(6), (b)(7)(C)  PAGES  PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

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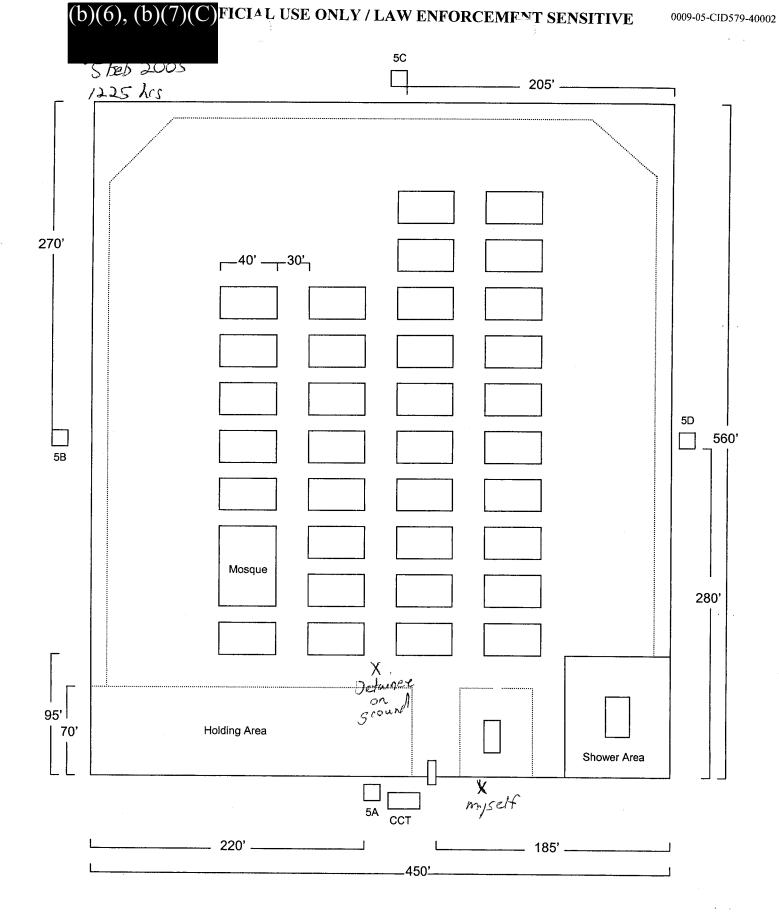
(b)(6), (b)(7)(C)

ST	ATEMENT	OF SrA	(b)(6)	, (b)(	7)(C	TA	KEN AT Camp	Bucca		DATED 5 Feb 05	CON
						the	lethal	shots	you	observed	being
fir	ed?										

- A: approximately one second.
- Q: Can you describe the weapon the shooter was using?
- A: It was either an M4 or M16, it had a scope.
- Q: Was the shooter using the scope?
- A: Yes.
- Q: Was the shooter using anything to brace himself with when he shot?
- A: I don't recall.
- Q: Approximately how many people were in tower 5A?
- A: At least two.
- Q: Did you hear anyone telling tower 5A to "go lethal" or "go red" from the ground?
- A: No.
- Q: Did you feel the use of Lethal force was justified in compound 5?
- A: Definitely.
- Q: Why did you feel the use of lethal force was justified in compound 5?
- A: Because our ROE is to protect ourselves and innocent bystanders. The rocks they were throwing were pretty big and if it would have hit anyone in the head or face it would have killed them.
- Q: Did you fear for your life during the riot in compound 5?
- A: a few times I did.
- Q: Do you have anything elagonomy would like to add to this statement?
- A: No.///End OF STATEMENT//

(b)(6) (b)(7)(C)	AFFIDAVIT
[I, (U)(U), (U)(/)(C)	HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
WHICH BEGINS ON PAGE 1 AND ENDS ON	. I FULLY UNDERSTAND THE CONTENTS OF THE
ENTIRE STATEMENT MADE BY ME. THE STA	ATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS
AND HAVE INITIALED THE BOTTOM OF EACH	
	EFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND
WITHOUT COERCION, UNLAWFUL INFLUENCE	, OR UNLAWFUL INDUCEMENT.
	(b)(6), (b)(7)(C)
	(STATEMENT)
WITNESSES:	·
WIINESSES:	SUBSCRI(b)(6) (b)(7)(C) 3, A PERSON BY LAW
	SUBSCRI (b)(6), (b)(7)(C) E, A PERSON BY LAW TO ADMII DAY $Q_{B(0), (b)(C)}^{(1,0)}$
	AT Camp
ORGANIZATION OR ADDRESS	
	(Signature of the mistering Oath)
	$_{SA}(b)(6), (b)(7)(C)$
	(Name of Person Administering Oath)
	·
ORGANIZATION OR ADDRESS	Article 136, UCMJ
	(Authority to Administer Oath)
	(b)(6), (b)(7)(C)
INITIALS (5)(6). (5)(7)(C) RSON MAKING STATEMENT	
	PAGES OF PAGES
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10-L-0126 ACLU CID ROI 5407

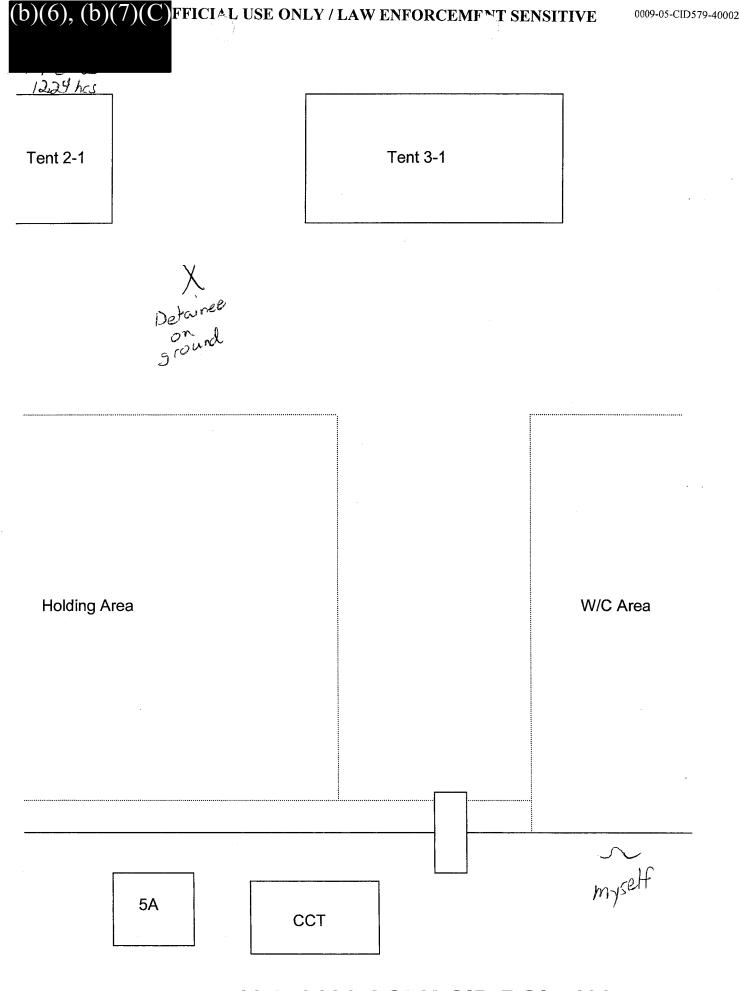


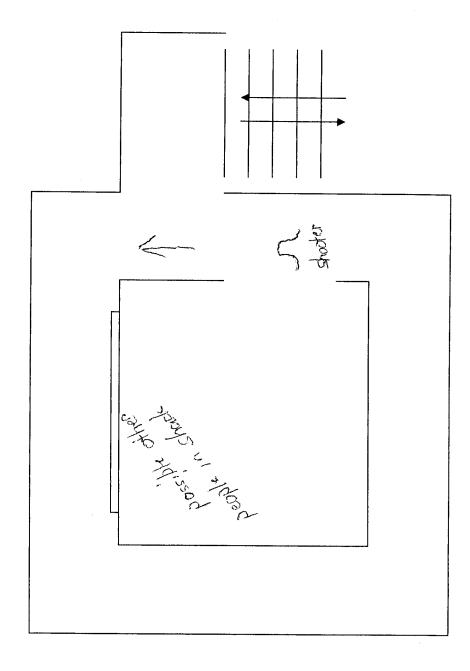
Compound 5, Camp Bucca Theater Internment Facility

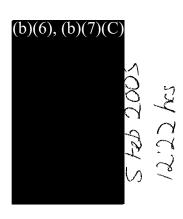
Not to Scale - All measurements are approximate

10-L-0126 ACLU CID ROI 5408 ACLU-RDI 5491 processoricial use only / Law enforcement sensitive 000367









SWORN STATEMENT									
For use of this form, see AR 190-45: The	proponent agency of th	me Deputy Chief of Staff	for Personnel.						
LOCATION Interment Facility Camp Bucca, IZ	05 Feb 05 (b)(6), (b)(7)(C)	FILE NU 0009	MBER -05-CID579-40002						
(b)(6),(b)(7)(C)	social security num (b)(6), (b)(7		TATUS E-4/AD						
ORGANIZATION OR ADDRESS 732 nd ESFS Camp Bucca, IZ									

(b)(6), (b)(7)(C)

want to make the following statement under oath:

Approximately 1200 noon we were told to respond to a riot in compound 5. Upon arriving on scene I noticed most of the detainees in compound 5 had gathered in front of the sally port gate. They were chanting and had As soon as well pulled up they started throwing rocks at us. lined up on the fence and gave them verbal commands to quit throwing rocks and get away from the fence. At this point the CCT engaged them with the The fogger was ineffective and the detainees ignored the OC fogger. orders and continued to throw rocks and anything they could throw. that time we began engaging them with crowd rounds and point rounds. of the individuals except a few of them fell back towards the tent area. That happened to be out of range for our non-lethal and they had started using homemade weapons to throw rocks at us. I noticed a few of them had pulled the stakes out of the ground that were in the c-wire and were attempting to throw them at us. I didn't see any of them throw one because they were hit with non-lethal before they could. They detainees were throwing large rocks at the towers and had busted the glass out of The crowd was still out of control throwing things some of the towers. and I guess the towers were given orders to go lethal. At that time I heard two or three lethal rounds from an M-16. I looked out into the compound and noticed two detainees lying on the ground not moving. the lethal rounds were used the detainees quit throwing rocks. individuals from compound eight were throwing rocks at us by compound 5. We then moved over to eight and began engaging with non-lethal. individuals backed up and quit throwing rocks. I was then called to between compound two and three to assist with riot control. The detainees there were throwing rocks and large objects at the tower there. arrived on scene we began engaging the detainees with non-lethal. all backed up to the tent area and continued to throw rocks. not rea<u>lly reach us</u> from that location. Shortly after that they quit.

- Q: SA (b)(6), (b)(7)(C)
- A: SrA (b)(6), (b)(7)(C)
- Q: Have you read the Camp Bucca Rules of Engagement?
- A: Yes.
- Q: Did you see who fired lethal rounds?
- A: No, I know it came from the tower.
- Q: Do you know how many people were in the tower?
- A: I would guess at least four.
- Q: Where were the soldiers in the tower standing?
- A: I saw two on the side near the steps where I could see them and one or two in front of the tower.
- Q: Can you describe the soldiers in the tower?
- A: No, other than they were wearing military uniform.

  10-L-0126 ACLU CID ROI 5411

000370

#### FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

- Did you hear any of the lethal rounds being fired? 0:
- Yes, about two or three from that tower.
- Did you see anyone else fire lethal rounds into compound 5? 0:
- **A**: No.
- Did you hear anyone else fire lethal rounds into compound 5? 0:
- **A**:
- Did you see any of the detainees get shot? 0:
- I heard the shots and I turned and looked and they were two detainees on the ground.
- Where were the wounded detainees you saw lying on the ground?
- Between tent 2-1 and 3-1 sort of out front of them.
- $\circ$ : Can you describe the detainees?
- The first one, the one lying on the backside was wearing a grey sweater. I can not remember what the one lying in front was wearing.
- Did you hear anyone from the ground give orders to tower 5A to go lethal?
- No, but I didn't have a radio. We have a different frequency than the towers.
- Q: Did you hear anyone give orders to go lethal?
- **A**:
- Did you observe any detainees in compound 5 put there hands in the air to show they were no longer involved in the riot?
- Q: Did you feel the use of lethal force was justified in compound 5?
- **A**: Yes.
- Why do you feel the use of lethal force was justified in compound 5? Q:
- We had tried every other means to quell the riot and the rocks and the size of rocks being thrown at the towers was making it very dangerous up there.
- How much time was there between the lethal shots that were fired? Q:
- A sustained rate probably only a second or two between each shot. **A**:
- Do you have anything else you would like to add to this statement? Q:
- A : No.//END OF STATEMENT//(b)(6), (b)(7)(C)

EXHIBIT

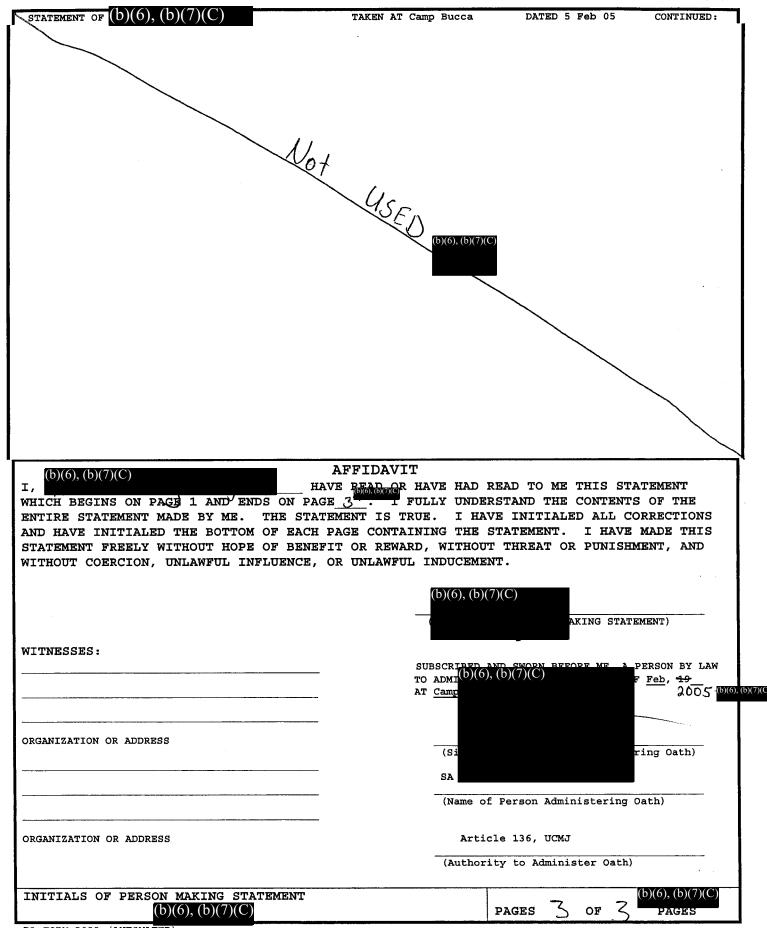
INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)

(b)(6), (b)(7)( PAGE 2 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

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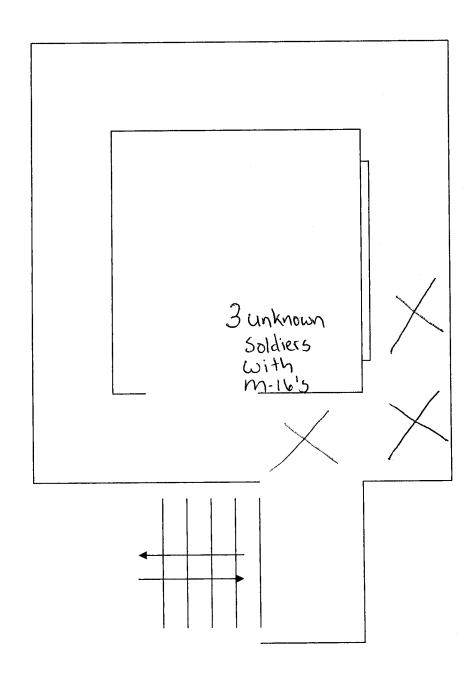
10-L-0126 ACLU CID ROI 5412



DA FORM 2823 (AUTOMATED)

## 10-L-0126 ACLU CID ROI 5413

05 Feb 05 V 1350



(b)(6), (b)(7)(C)

### Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

0009-05-CID579-40002

10-L-0126 ACLU CID ROI 5416
ACLU-RDI 5491 p:9360fficial use only / Law enforcement sensitive 000375

CCT

5A

Exhibit 39

SIA

S	WORN STATEMENT	
For use of this form, see AR 190-45: The	proponent agency of the Deputy Chie	f of Staff for Personnel.
LOCATION	DATE TIME	FILE NUMBER
Camp Bucca CID Office	5 Feb 05 (b)(6), (b)(7	)(C) 0009-05-CID579-40002
Camp Bucca, Iraq APO AE 09342	1842	0002
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY NUMBER	GRADE/STATUS
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	E-5/AD
ORGANIZATION OR ADDRESS		
732 Expeditionary Security Forces Squadron (ES	SFS)	
Camp Puggs APO AF 00275		

want to make the following statement under oath Around 1200, 31 Jan 05, we were staged behind Compound 4. It was myself, Amn(b)(6),(b)(7)(C)and SrA(b)(6),(b)(7)(C)in the vehicle. We were finishing up lunch and we heard some loud chanting coming from Compound 5. We heard someone on a megaphone say, "Don't do it. Don't riot." So we started making our way over that direction and no sooner had we turned on the engine, we got the call to go to Compound 5. We rounded the corner around Compound 5 and pulled up front. I noticed all of the detainees were gathered up front in the holding area and round the sally port area. They were standing on top of tables and trying to get on top of the ports-johns. The CCT's were yelling at them and giving them verbal warnings. They escalated with the use of the OC foggers, but that didn't work. It was then that I noticed the detainees were starting to throw rocks and whatever else they could get their hands. At that time we engaged the detainees with non-lethal ammunition from our shotguns and flashbangs. That didn't seem to affect the crowd. just seemed to back up to around the first row of buildings. They started throwing bigger rocks and they started to come more frequently. It seemed like they knew the effective range of our non-lethal ammunition from our shotguns. About that time a piece of rebar hit the fence in front of me. We continued to engage the detainees that were running up to try and throw rocks at us. We also still shot at the detainees that were back further. Somewhere in that timeframe, is when the large rock hit the tower. couldn't distinguish between the lethal and non-lethal ammunition with all of the rocks and debris hitting the CCT building and the tower. The next thing I remember is the detainee lying on the ground. I believe that he had on black clothing on and I remember a pool of blood around him. Others were running up to them and we were telling them to get back. The interpreter was also telling them to get back. While this was happening, we were also taking incoming rocks from Compound 8 as well. It spread all the way down the IF. Somewhere in that timeframe, I got hit in the arm with a rock that was about the size of a baseball. I was also hit on the helmet several times by smaller rocks. After the shooting, it quieted down a little. There was still yelling and they were still throwing rocks. From there I was directed to go down to Compound 4. After I left, we went all over the facility, and the detainees throughout the facility were throwing rocks at the CCT's and towers. It finally quieted down couple of hours later.

SA(b)(6), (b)(7)(C)Q:

(b)(6), (b)(7)(C)

- ssgt(b)(6), (b)(7)(C)
- After you arrived at Compound 5, about how many detainees were staged at the front of the compound?
- I don't know. The whole front of the compound from the holding area to the first row of buildings was nothing but detainees, maybe one or two hundred.
- Were all of the detainees throwing rocks and debris at the guards and tower?
- No, I'd say about half of them were. After they retreated back to behind the buildings, they would only come out to throw rocks. Or someone would come out to block or hold a shield or blanket for some who was throwing something.
- How long after you arrived did you see the first detainee fall to the ground? Q: I don't know. Α:

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	
	(b)(6), (b)(7)(C)	PAGE / OF 3 PAGES

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DA FORM 2823 (AUTOMATED)

STATEMENT OF SSgt (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 5 Feb 05

CONTINUED:

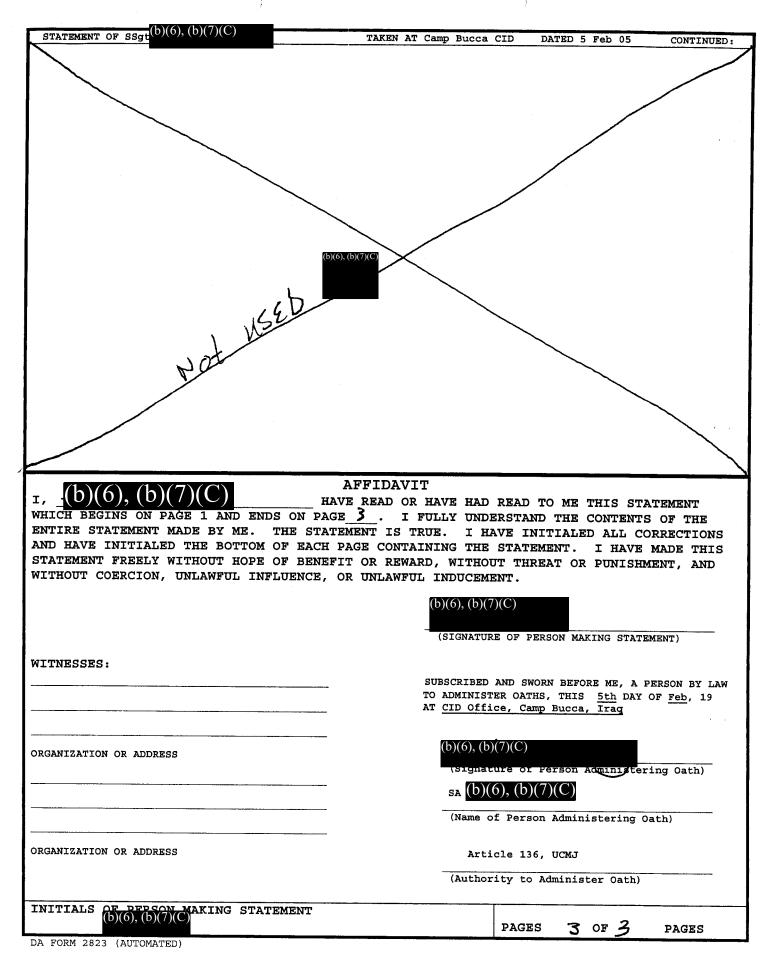
b)(6), (b)(7)(C)

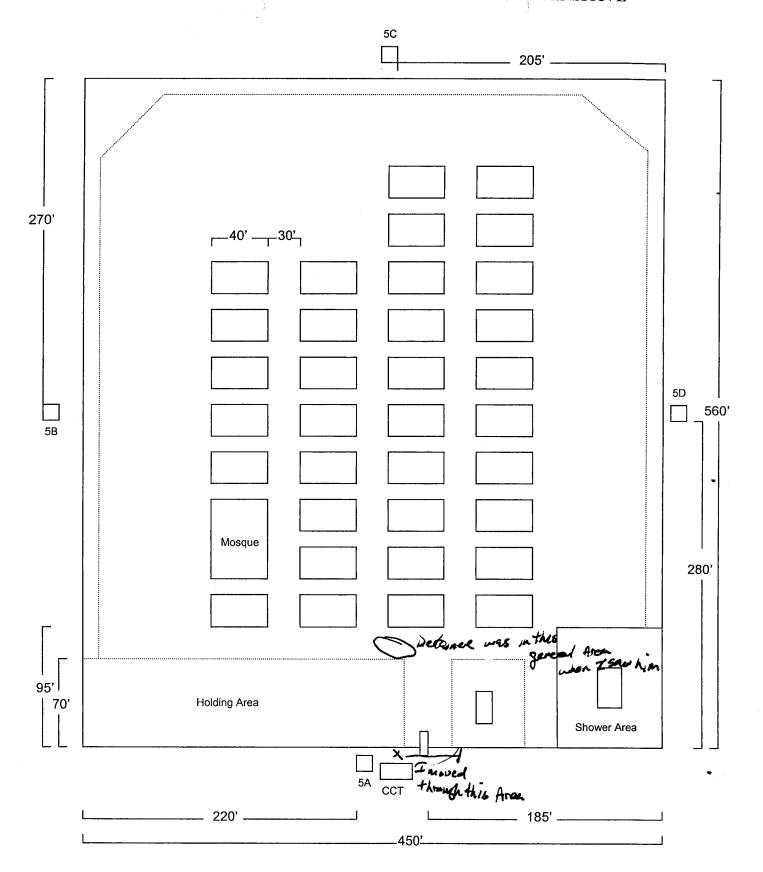
Did you hear any lethal shots?

- A: No, I couldn't distinguish between the lethal and non-lethal.
- Did you ever look up at the tower closest to the CCT building?
- No. I was too busy getting rocks thrown at me.
- Q: How many detainees did you see on the ground?
- A: I only remember one. I didn't see that guy as a threat so I was more concentrating
- on the guys that were throwing rocks.
- Q: Did you ever see that detainee before he was on the ground?
- A: Possible.
- Q: Do you remember what he was doing?
- A: No. There were a lot of people there.
- Q: Did you see where the detainee was shot?
- A: No. I saw a lot of blood on the ground around the head region.
- Q: Did you see any detainees coming up to him trying to help him?
- A: I saw a couple people run up to him and I yelled at them to get back and the interpreter was yelling a them to get back.
- Q: Why were you yelling for them to get back?
- A: Because I had no reason why he was taken out. I didn't know if he had a weapon.
- Q: How long were you at Compound 5?
- A: I have no idea. Maybe about an hour or longer.
- Q: How many rounds of non-lethal did you fire?
- A: Probably about 40 or so.
- Q: How many guards were at Compound 5 during this time?
- As far as I know all of the rovers responded, except X and 5. The intial response would have been 10 rovers not counting the CCT's and whoever else came running over.
- Q: How many people did you see around Compound 5?
- I was more concentrating on the compound except for the rocks that were coming from behind me.
- Q: Did you feel that the use of lethal force was required?
- A: Yes.
- Q: Why?
- In our rules of engagement, it calls for use of lethal in protection of self and Α: others and all other means of non-lethal were ineffective.
- Q: Was that the case in Compound 5 on 31 Jan 05?
- A: Yes.
- Q: Is there anything you would like to add to this statement?
- A: No.///END OF STATEMENT///(b)(6), (b)(7)(C)

page  $\frac{\partial}{\partial x}$  of  $\frac{\partial}{\partial x}$  pages

INITIALS OF PERSON MAKING STATEMENT





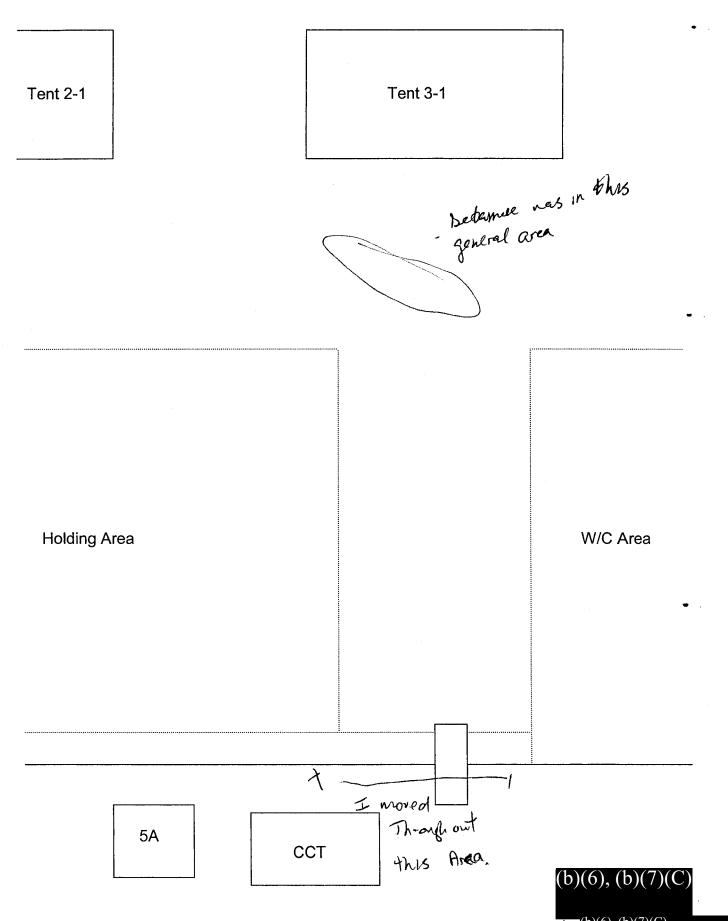
# Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

(b)(6), (b)(7)(C)

Exhibit S Feb 0 00379

TO-L-0126 ACLU CID ROTE FABRUTROWS 499 FOOD 40Y / LAW ENFORCEMENT SENSITIVE Exhibit Exhibit



TO-L-0126 ACLU CID RO1954
FARIOTAROIA549SEPOSATY / LAW ENFORCEMENT SENSITIVE Exhibit 5

Exhibit 7

	For use of this form,	ORN STATEMENT	the Deputy Chief	of Staff for Personnel.
LOC	CATION THENT Facility Bucca, IZ	DATE (b)(6), (b)(7)(C)	TIME 1958	FILE NUMBER
(b)(	$6), (b)(7)(C)^{r}$	social security a (b)(6), (		GRADE/STATUS E-5/NG
HHC,	NIZATION OR ADDRESS 105 TH MP BN Bucca, IZ			
1-)(6)	(b)(7)(C)	 the transfer delegation	following state	mont under oath.

About 0600, we started our shift. Between 0600 and 0630 we did an inventory of the tower and basic checking items in the tower. About 0630 we started calling the detainees out to go into the holding area. goes on till about 0650 when the CCT's go into the compound. stand around watching their watch and letting the detainees know to hurry At 0700 three CCT's and the mayor begin to sweep through the tents to ensure all the detainees are in the holding area. It takes about 20 minutes for the CCT's to sweep the compound. After the sweep of the compound all the security force came in and positioned themselves around the holding area with non-lethal weapons. The CCT's then begin to let the At that time there was about five to 10 personnel of the search team in. search team inside the wire when I saw a detainee come out of tent 4-3. called the CCT's and let them know there was a detainee coming out of a tent. They stop the search team and two of the CCT's (SGT (b)(6), (b)(7)(C) and SSG (b)(6),(b)(7)(C) came and got the detainee and swept the tents a second time. sweep probably took about seven to 10 minutes. The CCT's sent two more detainees up from the west side of the compound from around tent 1-3. third detainee I am not sure where he was found. The search team came in and started on the west side of the compound and swept from west to east. After the search was completed, all of the contraband was loaded and taken out of the compound, the search team left the compound followed by the The CCT's began ISN count and the detainees started to leave the holding area heading back to there tents. After approximately 50 detainees came out of the holding area the ISN count was stopped with a detainee complaining of a Koran being torn or destroyed in some way. that time two CCT's and the mayor went back to the tent to check out the detainee's complaint of the Koran being messed up. They were back there There was talk on the radio of what we could for three to four minutes. do to replace the Koran. Once they made it back to the front of the compound the ISN count was called off and the detainees started exiting the holding area in all directions. At this time the detainee were going back to there tents and going through their stuff to try and straighten out their compound. On the east side of the compound there was a lot of complaints directed towards tower 5D. At about 1115 there was a call over the detainee's bull horn that started all the detainees heading toward the Mosque. All the detainees stayed in the Mosque for approximately 10 to 15 After that the detainees started marching out of the Mosque, chanting, and heading toward the front of the compound. approximately two minutes for all the detainees to exit the Mosque and At that time there was a lot of chanting, over mass in front of the CCT. the next five minutes there was a lot of chanting and sandals being thrown All of this The CCT's were yelling at the detainees. over the fence.

#### (b)(6), (b)(7)(C)

took place in about a five minute time span. About that time the detainees started backing up off the fence. There was still some sandals being thrown toward the front of the compound and I could here something hitting the CCT shack, I assumed they were rocks. At that time I started hearing non-lethal fire and flash bangs going off. That's when I noticed cinder blocks being broken up behind tent 3-2 and stock piled behind 3-1. They were handing rocks out to the people standing next to tent 3-1. There was a detainee behind tent 3-1 that looked like he was giving orders Non-lethal was being fired for approximately 10 to the other detainees. to 15 minutes when SPC (b)(6), (b)(7)(C) arrived in tower 5D. It was about three to five minutes when I heard the order over the radio to "go red".  $SPC_{(b)(6),(b)(7)(C)}$ to confirm the order to "go red", he confirmed the order and it was within a minute the whole compound calmed down. After that there was only chanting going on in the compound. At that time there was still a large group up to the front but they were starting to disperse from the front of the compound. It was about that time that I noticed the detainees carrying other detainees to the sally port. I thought the ones being carried to the sally port were ones injured by non-lethal. out later some of the detainees had been shot with lethal. The location I was told the detainees were shot at was in a blind spot for tower 5D.

- Q: SA (b)(6), (b)(7)(C) A: SGT (b)(6), (b)(7)(C)
- Q: Have you read the Camp Bucca Rules of Engagement?
- A: Yes.
- Q: Did you see anyone fire lethal rounds into compound 5?
- A: No.
- Q: Did you see any of the detainees get hit with lethal rounds?
- A: No.
- Q: Did you fire any non-lethal rounds into compound 5?
- A: No.
- Q: Did anyone from your tower fire any lethal rounds?
- A: No.
- Q: Did anyone from your tower fire non-lethal rounds into compound 5?
- A: No.
- Q: Did you see who was in tower 5A during the riot?
- A: No.
- Q: Did you see any detainees put their hands up to signal they were no longer apart of the riot?
- A: No.
- Q: Who was in tower 5D with you?
- A: SPC (b)(6), (b)(7)(C)
- Q: Did you hear any lethal rounds be fired?
- A: I thought I heard two or three.

EXHIBIT INITIALS OF PERSON MAYING STATEMENT
(b)(6), (b)(7)(C)

PAGE Z OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

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	ATEMENT OF SGT $(b)(6), (b)(7)(C)$	TAKEN AT Camp Bucca	DATED	5 Feb	05	CONTINUED:
	What direction did the shot					
	I knew they came from the f					
Q:	Who gave the order to "go r	red"?		_		
A:	I assumed the order came fr	com SFC $^{(b)(b),(b)(7)(C)}$ over the	radi	.0, 1	out	it was
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blurred and hard to identify the voice.

Was the order to "go lethal" given?

If I am not <u>mistake</u>n what came over the radio was <u>"go red, go lethal"</u> I then asked  $SPC^{(b)(6),(b)(7)(C)}$  to confirm what was said.  $SPC^{(b)(6),(b)(7)(C)}$  called back and said say again last transmission, which came back "go red, go lethal"

Who gave the order to go lethal?

I couldn't identify the voice on the radio and only assumed it wsa coming from SFC(b)(6), (b)(7)(C)

Do you feel the use of force was justified in compound 5?

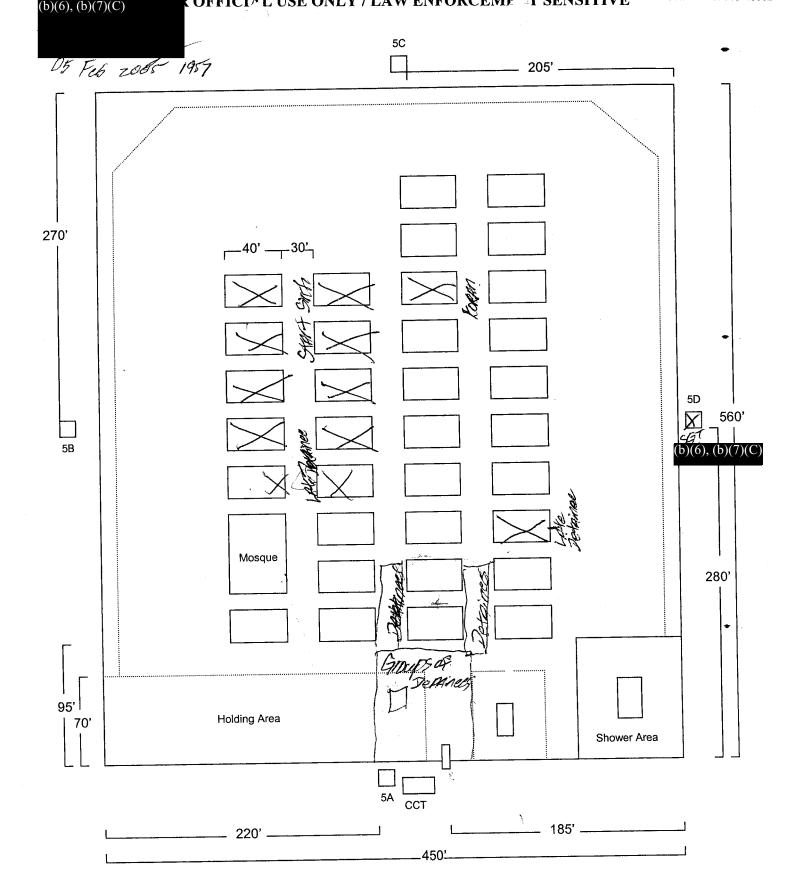
Yes, because things were about to get out of hand and I felt that if some action was not taken the whole IF might have gotten out of control. Also because the compound was running out of non-lethal and that was the only thing holding the detainees back.

Do you have anything else you would like to add to this statement?

No.///END OF STATEMENT// (b)(6), (b)(7)(C)

	AFFIDAVIT		
WHICH REGINS ON PAGE 1 AND ENDS ON PAGE	FIT OR REWARD, WITHOUT	RSTAND THE COPE INITIALED STATEMENT.  T THREAT OR	ONTENTS OF THE ALL CORRECTIONS I HAVE MADE THIS
	(b)(6), (b)(	7)(C)	TATEMENT)
WITNESSES:	SUBSCRI(b)(6) TO ADMI AT Camp	), (b)(7)(C)	PERSON BY LAW OF Feb, 199
ORGANIZATION OR ADDRESS	(Si SA (Name o	f Person Admini	ering Oath)
ORGANIZATION OR ADDRESS		cle 136, UCMJ	
INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)		pages 3	OF 3 PAGES

DA FORM 2823 (AUTOMATED)



Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate



DEPARTMENT OF THE ARMY
Headquarters, 105th Military Police Battalion
CAMP BUCCA, IRAQ
APO AE 09375

01 February 2005

MEMORANDUM FOR RECORD

SUBJECT: RULES OF ENGAGEMENT (ROE) / USE OF FORCE (UOF) TRAINING

- 1. On 16 November 2004, CPT (b)(6), (b)(7)(C) SJA, 16th MP BDE, conducted a training class and briefing regarding ROE / UOF for the Iraqi theater and the Camp Bucca Theater Internment Facility (TIF). All HHC 105th MP BN personnel were required to attend.
- 2. While at Fort Bragg, NC, all soldiers in HHC 105th MP BN were provided with a copy of the Camp Bucca, Standard Operating Procedure, which included Rules for the Use of Force for Detention Facilities.
- 3. The ROE / UOF training, provided on 16 November 2004 by CPT was in addition to the ROE / UOF training that the HHC 105th MP BN personnel received during pre-mobilization training at Fort Bragg, NC and Camp Buehring, Kuwait.
- 4. Soldiers assigned to the TIF are briefed and conduct training with regard to ROE / UOF on a routine basis during guard mount operations prior to going on duty in the detention facility.

I, SGT (b)(6), (b)(7)(C)	hereby	confirm	that	Ιı	received	the	ROE /	UOF	training	outlined
above:										

The ROE / UOF training outlined above is verified by:

(b)(6), (b)(7)(C) SGM, USA

S3 Operations Sergeant

#### FOR OFFICE LUSE ONLY / LAW ENFORCEMENT SENSITIVE

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DEPARTMENT OF THE ARMY
Headquarters, 105th Military Police Battalion
CAMP BUCCA, IRAQ
APO AE 09375

01 February 2005

MEMORANDUM FOR RECORD

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- 4. Soldiers assigned to the TIF are briefed and conduct training with regard to ROE / UOF on a routine basis during guard mount operations prior to going on duty in the detention facility.
- I, SGT (b)(6), (b)(7)(C), hereby confirm that I received the ROE / UOF training outlined above:

(b)(6), (b)(7)(C)

OI Feb 05

Date

The ROE / UOF training outlined above is verified by:

(b)(6), (b)(7)(C)

SGM, USA S3 Operations Sergeant FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

Special Housing Unit CSKW Procedures

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CLASS: SRC Recertification CD 410 105TH MP BN (I/R)

DATE: SEP04

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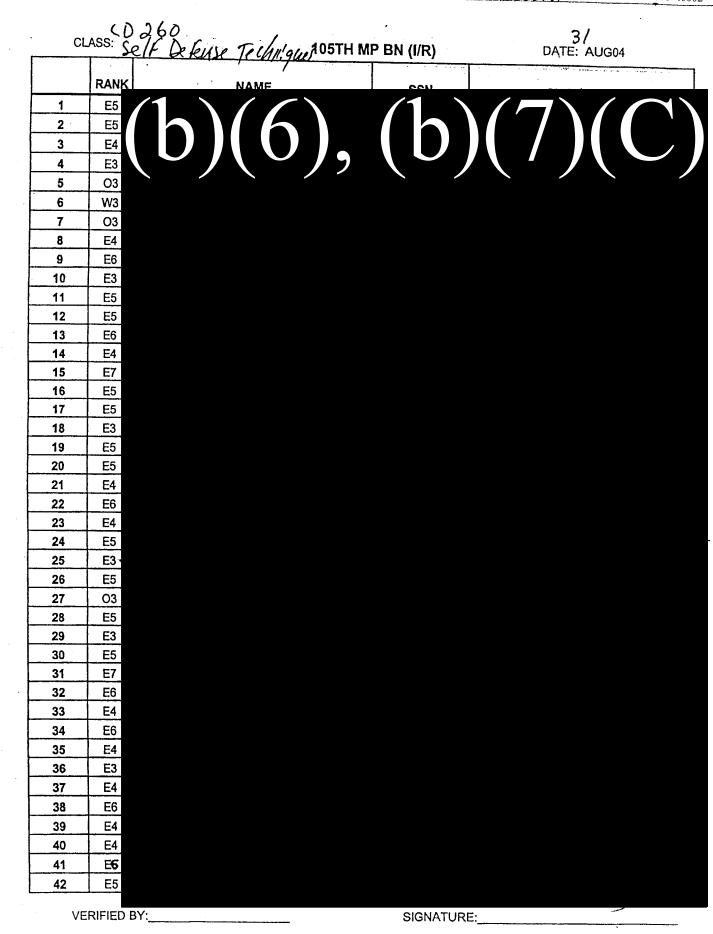
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Perform Security and Control procedures Activities, CLASS: Convoy FTX SK (b)(6), (b)(7)(C) Chia Detoine OPS

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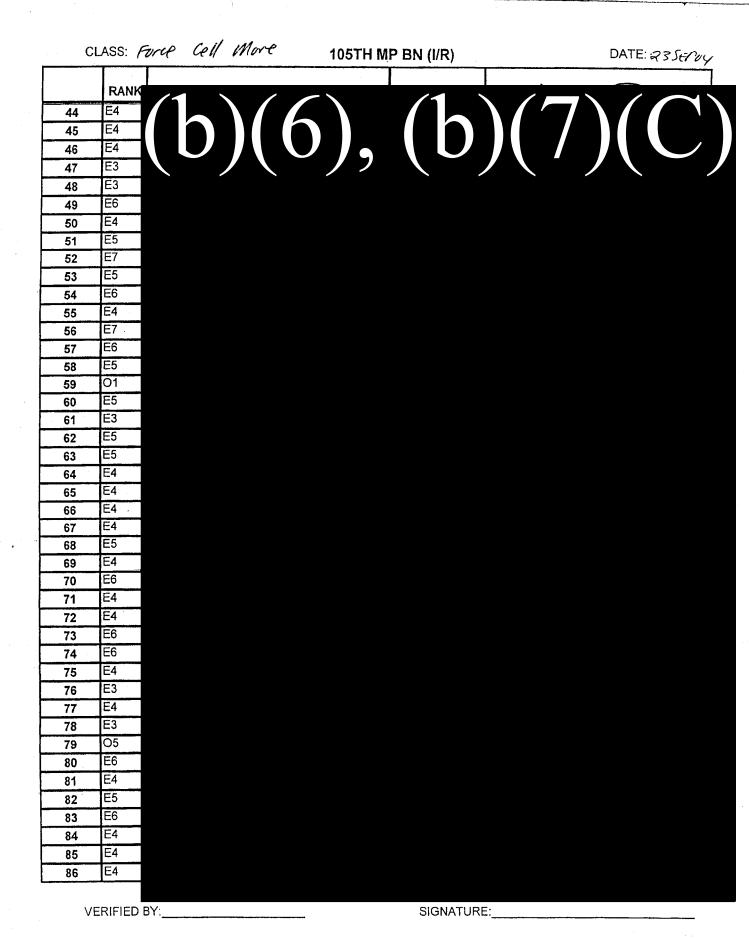
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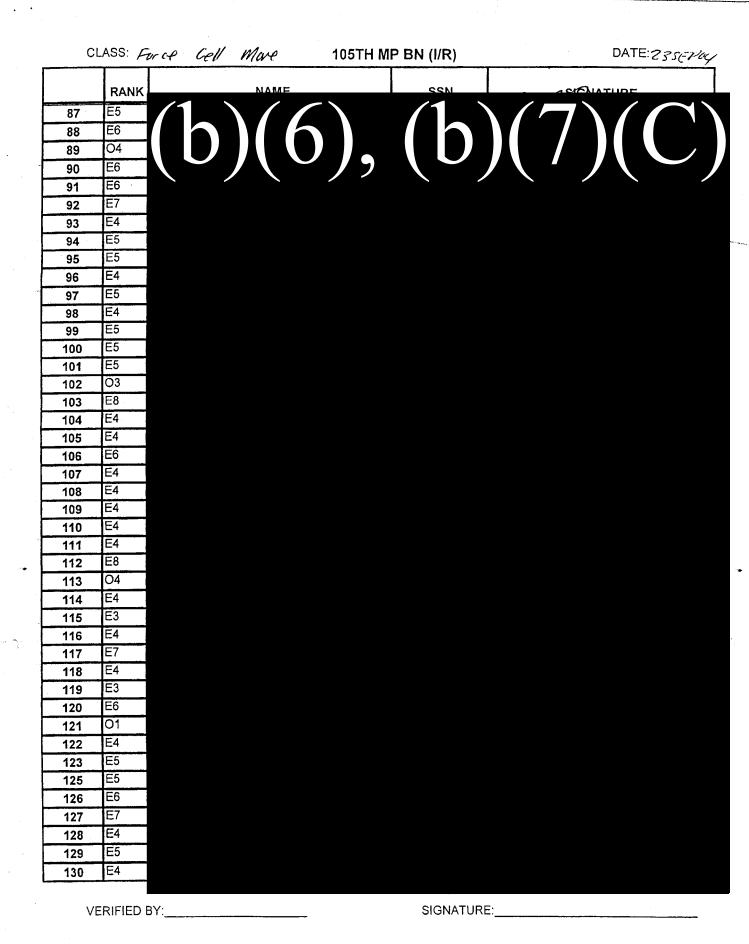
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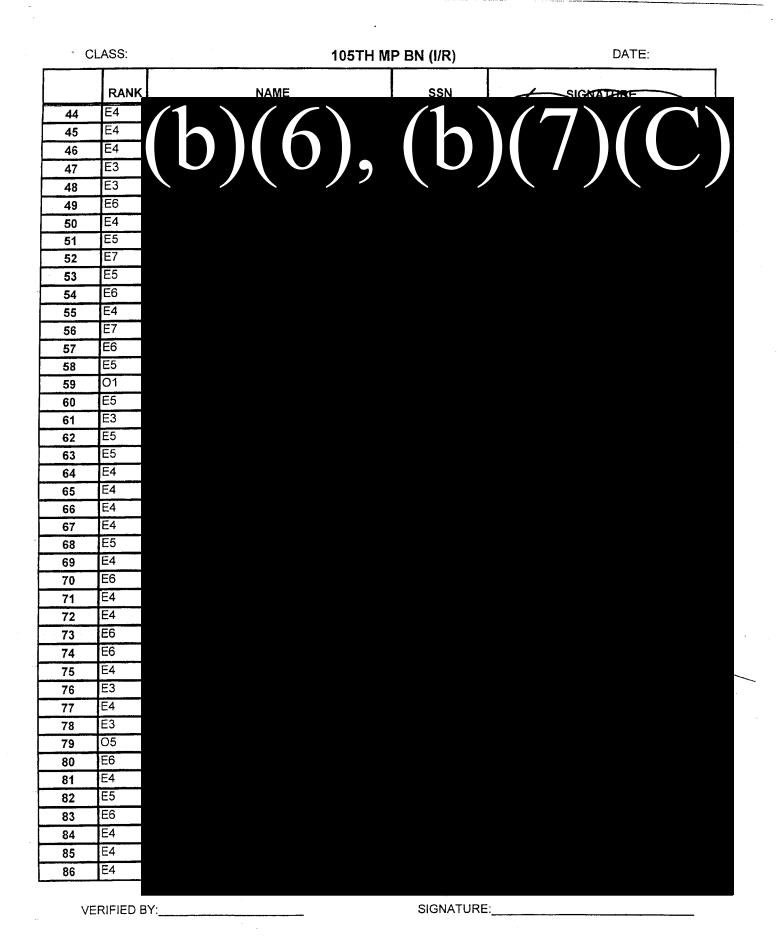
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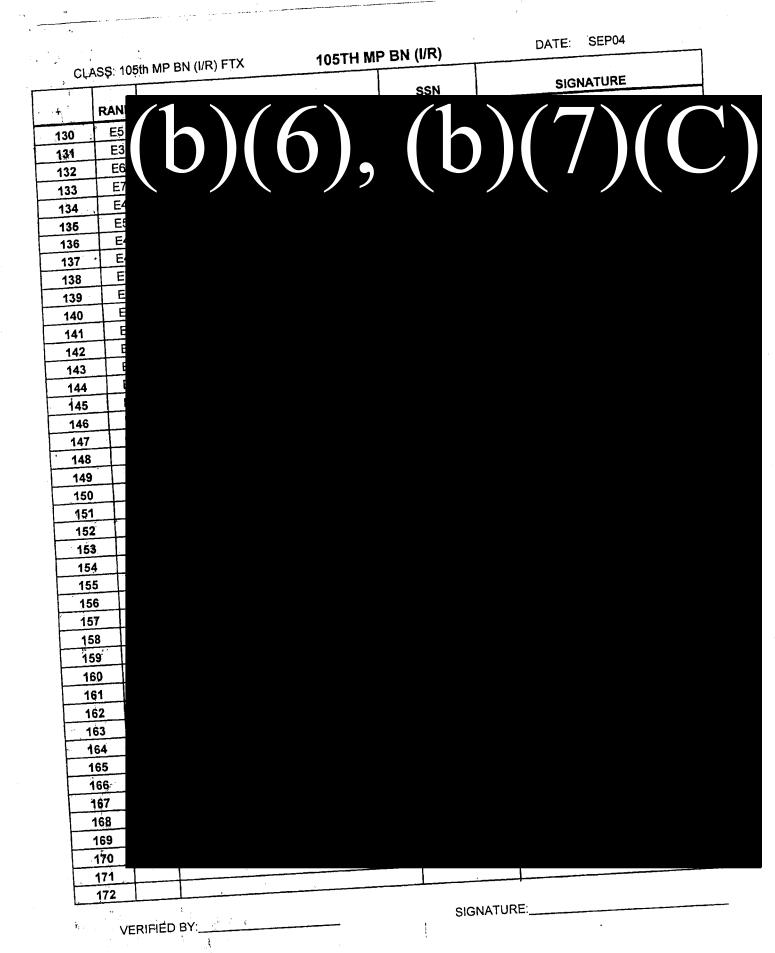
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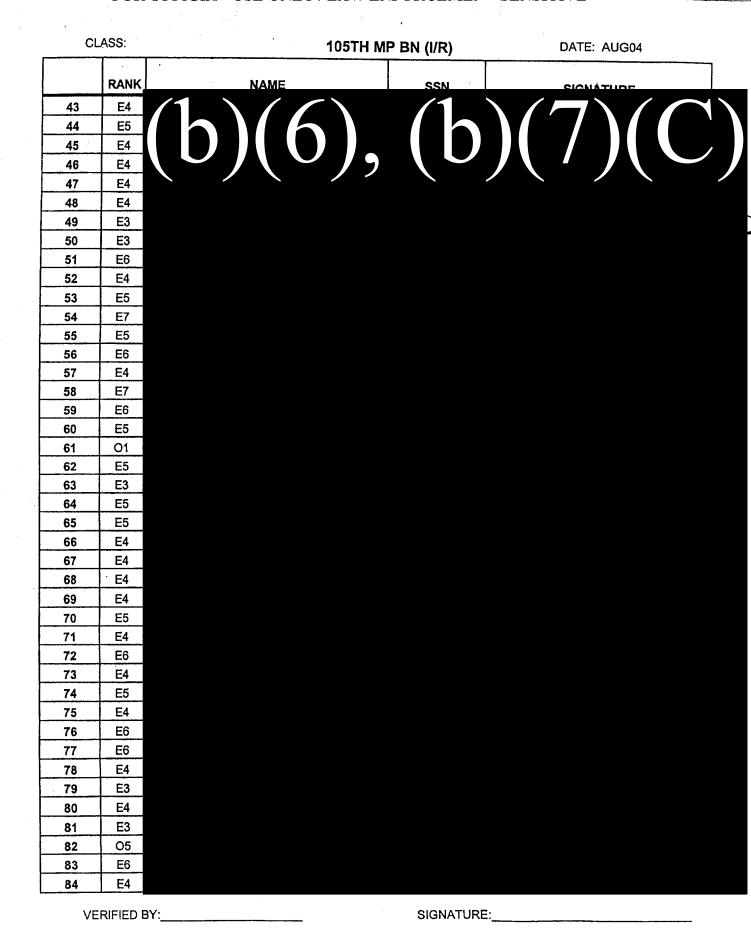
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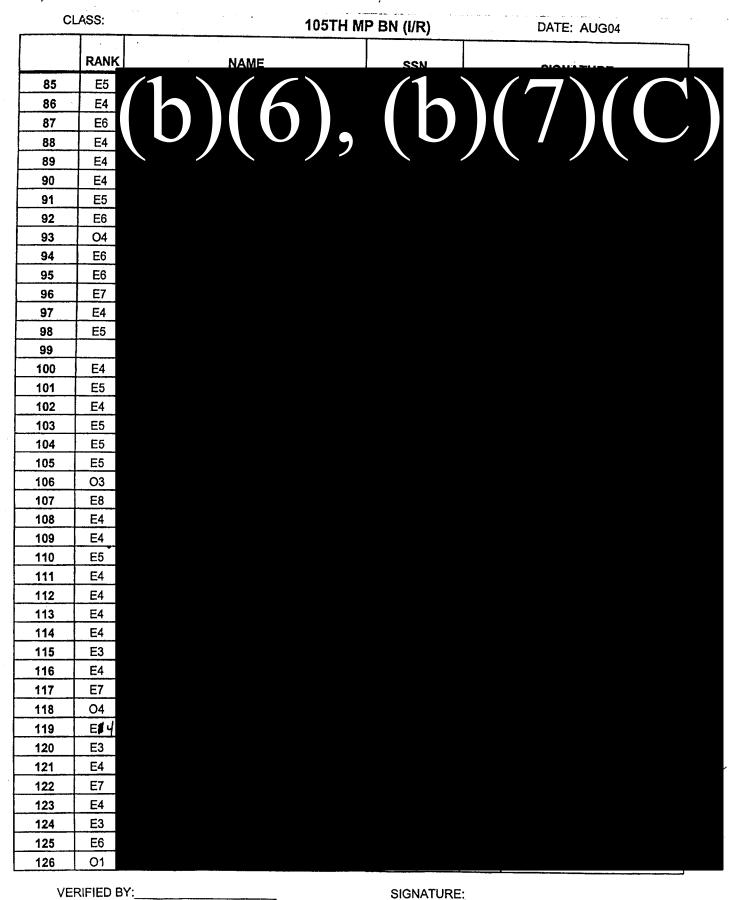
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Respond to a Bomb Threat and/or a bomb within Detainer Operations

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## Cell Block Operations within Detainer Operations

CLASS: Reflexive Fire

105TH MP BN (I/R) CD 408 DATE:05SEP04

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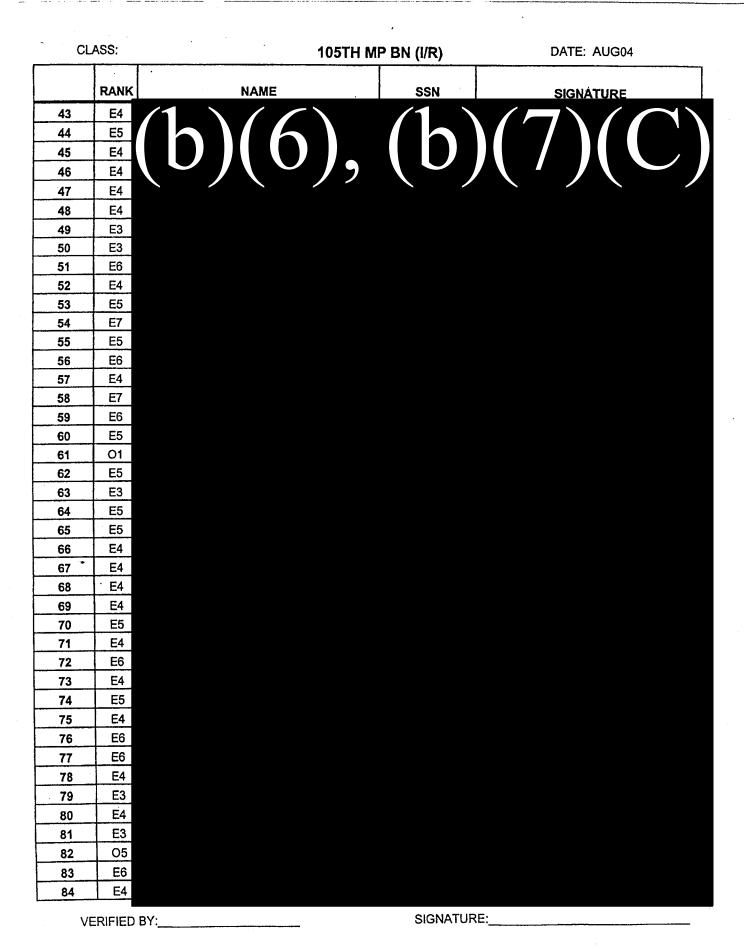
CLASS: Supervise Handling EPW 105TH MP BN (I/R)

DATE: AUG04 COMPLETE

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→Exhibit 1

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Exhibit 4

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E scort Procedures within a Detainel

CLASS: 105th MP BN (I/R) FTX

105TH MP BN (I/R) CD246 DATE: SEP04

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FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002 CLASS: 105th MP BN (I/R) FTX 105TH MP BN (I/R) DATE: SEP04 RANK SIGNATUŖĘ NAME SSN E5 Ę4 45 46 E4 48 Ë4 E3 E3 ***50** É6 51 52 **E4** 53 E5 E7 54 55 E5 E6 56 **E**4 57 E7 58 Ē6 59 Ė5 60 01 61 E5 62 **E**3 63 E5 64 65 · E5 66 E4 Ę4 67 E4 68 69 E4 70 E5 E4 71 72 Ē6 73 E4 74 Ę5 E4 76 E6 E6 77 78 E4 79 E3 E4 80 E3 Ö5 82 83

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CLASS: 105th MP BN (I/R) FTX 105TH MP BN (I/R) DATE: SEP04 **RANK** 87 E6 Ė4 88 E4 89 **E**4 90 E5 91 92 **E**6 04 93 94 E6 E6 95 E7 96 **E**4 97 E5 98 99 E5 E4 100 E5 101 E4 102 E5 103 104 E5 E5 105 03 106 107 E8 108 E4 Ė4 109 110 E5 141 E4 112 **E4** E4 113 114 E4 115 E3 E4 116 117 **E**7 118 **Ó**4 119 E\$4 120 E3 E4. 121 E7 122 123 E4 E3 **f24** 125 E6 126 01

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AGENT'S INVESTIGATIVE REPORT	ROI NUMBER 0010-05	-CID939 -65-CE0579-40002					
CID Regulation 195-1 Page 1 of 1 pages							
About 1700, 06 Feb 05, this office received a Request For Assistance (RFA) 0009-05-CID579-40002, from SA(b)(6), (b)(7)(C) Special Agent-in-Charge, 380 th Military Police Detachment, Camp Bucca, Iraq, APO AE 09375, requesting information on any bruising observed by the medical staff on the detainees, Internment Serial Number (ISN) on ISN that would indicate they had been hit by non-lethal rounds.							
About 0900, 07 Feb 05, SA interviewed CPT (b)(6), (b)(7)(C) 86 th Combat Support Hospital (CSH), Emergency Room Head Nurse, at the Expeditionary Medical Support (EMEDS) tent, who related upon her initial examination of the detainee, ISN on 31 Jan 05 at 1535, she observed several small open wounds, 1 cm in diameter, on his back which she noted in his medical record. She further related she did not observe any similar injuries on the other detainee, ISN who was brought in at the same time as ISN (b)(6), (b)(7)(C)							
About 0930, 07 Feb 05, SA interviewed SSG(b)(6), (b)(7)(C)  Care Unit (ICU) Nurse, at the EMEDS tent, who related on 02 FEB 04 at 1000, she was giving the detainee, ISN back. She further related she did not observe any similar injuries on the other detainee, ISN (b)(6), (b)(7)(C)							
Investigator Note: When both CPT (b)(6), (b)(7)(C) and S wounds or bruises observed on the detainee's back, I recall, but it was more than two.	SG ^{(b)(6), (b)(7)(C)} were asked t SN ^{(b)(6), (b)(7)(C)} they both respo	he exact number of onded they could not					
About 0945, 07 Feb 05, SA(b)(6), (b)(7)(C) this o located on the back of the detainee, ISN (b)(6), (b)(7)(C) LAST E		ographs of the bruising					
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(b)(6), (b)(7)(C)	DATE 07 Feb 05	EXHIBIT					

Cid form 94-e

(Automated)

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Law Enforcement Sensitive

107 ECT 0 12 6 AAA CLUPP CID ROI 5502

000461

# FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002

Compact disc 0009-05-CID579-40002 containing the originals of all digital images exposed of Detainee b(6), b(7)(C) injuries. (USACRC copy only)

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10-L-0126 ACLU CID ROI 5503

ACLU-RDI 5491 p.423

000462



## PHOTOGRAPHIC PACKET



<b>NUMBER</b>	<b>DESCRIPTION OF DIGITAL PHOTOGRAPHS</b>
1	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
2	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
3	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
4	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
5	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)



### PHOTOGRAPHIC PACKET



<b>NUMBER</b>	<b>DESCRIPTION OF DIGITAL PHOTOGRAPHS</b>
1	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
2	Photo depicting bruises on back of ISN(b)(6), (b)(7)(C)
3	Photo depicting bruises on back of ISN(b)(6), (b)(7)(C)
4	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
5	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)

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### PHOTOGRAPHIC PACKET



<b>NUMBER</b>	<b>DESCRIPTION OF DIGITAL PHOTOGRAPHS</b>
1	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
2	Photo depicting bruises on back of ISN (b)(6). (b)(7)(C)
3	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
4	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)
5	Photo depicting bruises on back of ISN (b)(6), (b)(7)(C)

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AGENT'S INVESTIGATION REPORT	ROINUMBER 0009-05-C10579-40001 0028-05-CID259
CID Regulation 195-1	
	PAGE 1 OF 4 PAGES
Basis for Investigation: About 2 Feb 05, this office received a from the 380 th MP DET CID Camp Bucca, IZ, to the attend autopsi Examiner (ME) #0123-05; DOB 010176; M; Internment Serial Nur Yassen al Mu Farji HAMED, ME #0124-05; DOB 010169; M; IS TAWFEEK, ME #05-0125; DOB 020277; M; ISN(b)(6), (b)(7)(C) ME #05-0122; DOB 010167; M; ISN(b)(6), (b)(7)(C) at Mortua (BIAP), Baghdad, IZ. The four deceased individuals were detained were involved in a prison riot which occurred on 31 Jan 05, at Cam About 0900, 4 and 5 Feb 05, SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) SA (b)(6)	ies of Mr. Ismail Hammed ABID, Medical mber (ISN)(b)(6), (b)(7)(C) , Mr. Khaleed SN(b)(6), (b)(7)(C) Mr. Salmany and Mr. Mahmood al Jbori MOUSA, ary Affairs, Baghdad International Airport es at the Camp Bucca Internment Facility and ap Bucca, IZ.  S), (b)(7)(C) , SA(b)(6), (b)(7)(C) and SA IZ attended the preliminary examination, x-and Mr. MOUSA. Capt. (Dr.)(b)(6), (b)(7)(C) US Air Force Armed Forces Institute of Pathology (AFIP), SN 285-2000, preformed the autopsies.  USAF, Forensic Photographer,
Exam of Mr. MOUSA:	
About 1400, 4 Feb 05, SA (b)(6), (b)(7)(C) made the following observat autopsy examination conducted on MOUSA. An identifying tag we MOUSA/AL Jbori Mahmood on one side. Defibrillation pads were below the left nipple line. Three telemetry leads were attached to the defibrillation pad on the left side. An intravenous catheter was in pestablished airway tube was still in place. The body was devoid of taken by 1SG(b)(6), (b)(7)(C) Preliminary examination lasted until the stability of the stabilished airway tube was still in place.	as attached to the right big toe with re still in place on the right upper chest and the left and right shoulder area and below the place in the elbow area of the right arm. The f personal effects. Full body x-rays were
About 1000, 5 Feb 05, SA (b)(6), (b)(7)(C) made the following observation autopsy. The preliminary observation of MOUSA'S body revealed approximately 68 inches tall and 150 lbs in weight. There was a wupper left shoulder which appeared to be an entrance wound with a bullet traveled through the torso, punctured the right lung, lacerate approximately one inch and half (1"1/2)) and perforated the stomatin the stomach which was consistence with signs of internal hemore	ound approximately one quarter inch on the no exit wound. Dr. (b)(6),(b)(7)(C) determined the d the liver (visible- two lacerations such. There was massive accumulation of blood
TYPED AGENT'S NAME AND SEQUENCE NUMBER $SA(b)(6),(b)(7)(C),(b)(7)(F)$ (b)(6), (b)(7)(C)	7 FEB 05
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Dr. (b)(6), (b)(7)(C) removed several metallic fragments from MOUSA stomach and liver which appear to be consistent with bullet fragments. The fragments were collected as evidence and documented on a Evidence/Property Custody Document, DA Form 4137. Dr rendered a preliminary mechanism of death as gunshot wound of the torso. (See photographs and DA Form 4137 for details). SA(b)(6), (b)(7)(C) and SA(b)(6), (b)(7)(C) took post mortem fingerprints of MOUSA. The body of MOUSA was released to the Mortuary Affairs.

#### Exam of Mr. ABID:

About 1448, 4 Feb 05, SA (b)(6), (b)(7)(C) made the following observations during Dr. (b)(6), (b)(7)(C) preliminary autopsy examination conducted on ABID. An identification tag was attached to the 2nd toe on the right foot with BTB on one line and ABID, Ismail Hammed on a separate line on the front side of the tag. On the back side of the tag was I075-05/AR246QMCO/04. An olive drab colored bag was attached to the big toe on the right foot containing personal effects that were unknown at that time. A second identification tag was attached to the big toe on the left foot containing the same information in the same format as the first identification tag noted. On the back of the right hand was the letter "B" written in green colored ink. On the left upper chest, near the shoulder was what appeared to be a dime size bruise. The established airway tube was still in place and a fair amount of blood was present in the bag containing the body. In the area of the right axilla (under arm) area there was what appeared to be a gunshot wound. Full body x-rays were taken by 1SG(b)(6), (b)(7)(C)

About 1510, 5 Feb 05, SA(b)(6), (b)(7)(C) made the following observations while Dr(b)(6), (b)(7)(C) performed the autopsy. Initial observations of ABID noted two obvious small holes, on the left and right side of the torso surrounded with pink or light red colored skin. After medical examination, Dr. (b)(6), (b)(7)(C) rendered a preliminary mechanism of death to be a single gun-shot wound to the chest. The bullet entered the left side of the torso between two ribs, which broke one rib upon entry before penetrating the lower lobe of the left lung, continuing through the aorta and the right lung before exiting through the right rib wall, fracturing one rib while exiting the torso. The chest cavity was filled with blood, which would have happened rapidly from the hole in the aorta. SA(b)(6), (b)(7)(C) took post mortem fingerprints of ABID. The body of ABID was released to the Mortuary Affairs.

#### Exam of Mr. HAMED:

About 1620, 4 Feb 05, SA (b)(6), (b)(7)(C) made the following observations during Dr. (b)(6), (b)(7)(C) preliminary autopsy examination conducted on HAMED, An identification tag was attached to the right big toe with BTB on one line and HAMED/AL MU FARJI, Khaleed Yassen Hamed on a separate line on the front side of the tag. On the back side of the tag was I078-05/AR246QMCO/04. On the back of the left hand was the letter "A" written in green colored ink. On the bridge of the nose was a hole of an unknown origin approximately 2" long by 1" wide. The established oropharyngeal airway (J-tube) was still in place in the mouth and a fair amount of blood was present in the bag containing the body. An intravenous catheter was still in place in the left arm,

TYPES ACENTS NAME AND SEQUENCE NUMBER SA (b)(6),(b)(7)(C),(b)(7)(F)	SIGNATURE (b)(6), (b)(7)(C)	7 FEB 05
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### AGENT'S INVESTIGATION REPORT

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below the elbow with white medical tape, approximately 2" in width wrapped around the intravenous site. Full body x-rays were taken by 1SG(b)(6), (b)(7)(C)

About 1455, 5 Feb 05, SA(b)(6), (b)(7)(C) made the following observations while Dr (b)(6), (b)(7)(C) performed the autopsy. HAMED's body revealed, he was a male, Middle East decent, approximately 68 inches tall and 160 lbs. in weight, medium build. There was a large wound approximately two inches in diameter (2") centered between both eyes and the bridge of the nose. The wound appeared to be an exit wound. There was a wound approximately one quarter inch at the base of the neck centered on the spinal cord, appeared to be an entrance wound. The body had visible rigor mortis.

Dr (b)(6),(b)(7)(C) determined the bullet traveled the base of the neck, punctured the second vertebrate (C2), causing hemorrhage in the brain, and exited between both eyes and the bridge of the nose. Dr rendered a preliminary mechanism of death as gunshot wound of the head. SA (b)(6), (b)(7)(C) and SA(b)(6), (b)(7)(C) took post mortem fingerprints of HAMED. The body of HAMED was released to the Mortuary Affairs.

#### Exam of Mr. TAWFEEK:

About 1647, 4 Feb 05, SA (b)(6), (b)(7)(C) made the following observations during Dr. (b)(6), (b)(7)(C) preliminary autopsy exam conducted on Mr. Salmany TAWFEEK, An identification tag was attached to the left big toe with BTB on one line and TAWFEEEK, Salmany on a separate line on the front side of the tag. On the back side of the tag was I077-05/AR246QMCO/04 and N001359. On the left big toe was a green olive drab bag containing personal effects which were unknown at that time. On the back of the left hand was the letter "A" written in green colored ink. On the right side of the crown of the head was a hole of unknown origin approximately 2" wide by 4" long with what appeared to be brain material protruding. An airway tube was still in place in the mouth. A defibrillation pad was in place on the lower left chest area and on the upper right chest and two telemetry patches were attached to the left armpit area and approximately 6 inches toward the waist on the left side. Two small pea size, unknown marks were located under the patch on the left side. On the left inner bicep was an unknown mark approximately 1/2" long. An intravenous catheter was located in the left lower arm and one in the right inguinal (groin) area. There appeared to be abrasions located on the on the 1st finger of the left hand near the 1st knuckle and on top of the left foot. On the left hip a "T" was written in black color ink. On the left mid thigh area was written in black colored ink "1230 2gm Ancef" and below that was "1236 1gm Dilantin". On the right mid thigh area was written in black ink "Succ 10mg LEC 1245". Near the head was what appeared to be a pressure dressing. A urinary catheter was in place in the penis and had been cut extending out of the penis approximately 1/2". The established airway tube was still in place and a fair amount of blood was present in the bag containing the body. Full body x-rays were taken by 1SG(b)(6), (b)(7)(C)

About 1040, 5 Feb 05, SA(b)(6), (b)(7)(C) made the following observations while Dr. (b)(6), (b)(7)(C) performed the autopsy. TAWFEEK'S body revealed multiple pink in color abrasions in various locations which are believed to be from "less-than-lethal" rounds: one abrasion on left jawbone two inches forward of rear jawbone (revealed by

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**EXHIBIT** 

CID FORM 94-E

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### AGENT'S INVESTIGATION REPORT

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DETAILS

shaving the face); two abrasions on the torso about five inches below the left armpit; one abrasion on the left arm inside the elbow two inches about the elbow joint; one abrasion on the back of the left calf two inches below the knee. Dr. (b)(6). (b)(7)(C) removed a metallic fragment from TAWFEEK'S scalp which appears to be a piece of a bullet, which was collected as evidence and documented on a Evidence Property Custody Document DA Form 4137. Dr. (b)(6). (b)(7)(C) rendered a preliminary mechanism of death to be a single gun-shot wound to the back of the head, which fractured the scull and caused several non-lethal abrasions. There were obvious signs of internal beveling, and an exit wound. SA (b)(6), (b)(7)(C) took fingerprints of TAWFEEK. The body of TAWFEEK was released to the Mortuary Affairs.

On 4 Feb 05, SA (b)(6). (b)(7)(C) exposed preliminary autopsy photographs, using a Cannon PowerShot S50 camera, of the four deceased detainees at Mortuary Affairs Baghdad International Airport (BIAP), Baghdad, IZ.

On 5 Feb 05 SA (b)(6), (b)(7)(C) exposed autopsy photographs of HAMED and MOUSA; SA (b)(6), (b)(7)(C) exposed autopsy photographs of ABID and TAWFEEK at Mortuary Affairs Baghdad International Airport (BIAP), Baghdad, IZ. Both Agents used a Kodak EasyShare CX6330 camera.

On 5 Feb 05 SA (b)(6),(b)(7)(C) was provided from Mortuary Affairs a Convoy List of Remains and Deceased Personnel, DD Form 1075, 2 Feb 05, which document the four deceased detainee travel plans from Camp Bucca, IZ to BIAP, IZ, and four Certificate of Death Packets, DD Form 2064, 2 Feb 05.

On 7 Feb 05, SA (b)(6), (b)(7)(C) and SA(b)(6), (b)(7)(C), turned in evidence to SA (b)(6), (b)(7)(C) Evidence Custodian, 11th MP BN CID, Camp Victory, Baghdad, IZ, to be married up with Bucca CID evidence and forwarded to US Army Crime Investigation Laboratory (USACIL), with a laboratory request prepared by Bucca CID.

TYPED AGENT'S NAME AND SEQUENCE NUMBER  $SA^{(b)(6)}$ , (b)(7)(C)

(b)(6), (b)(7)(C)

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48th MP Det (CID) (FWD) CID FORM 94-E

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DETAINEE PERSONNEL REPORT
For use of this form, see AR 190-8; the proponent agency is ODCDOPS

, PART II	I - TO BE MAINTAINED BY UNIT HAVING CUSTODY	
42a. LAST NAME	b. FIRST NAME	
TAWFEEK/SALMANY	HAUTHAIFAH	
43. INTERNMENT SERIAL NUMBER (b)(6), (b)(7)(C)		
44.	MEDICAL RECORD	
a. IMMUNIZATION (Vaccinations and Innoculations	with Dates)	
•		
b. MAJOR ILLNESSES AND PHYSICAL DEFECTS	(With Dates)	c. Blood Group
	•	
1		
45. INTERNMENT EMPLOYMENT QUALIFICATION	IS	
46. SERIOUS OFFENSES PUNISHMENTS AND E	SCAPES (With Dates)	
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47.	TRANSFERS	
FROM (Location)	TO (Location)	DATE
BCF		2004/04/16
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48. REMARKS		
1		•
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49. FINANCIAL	STATUS AT TIME OF FIRST INTERNATIONAL TRANS	FER
a. CERTIFICATE OF CREDIT BALANCE ISSUED TO	D EPW (Amount in words)	b. AMT IN FIGURES
c. LOCATION		d. DATE
50. FINANCIAL S	STATUS AT TIME OF SECOND INTERNATIONAL TRANS	
a. CERTIFICATE OF CREDIT BALANCE ISSUED TO		b. AMT IN FIGURES
		S. AWI WITIGONES
C. LQCATION		d. DATE
51.	REPATRIATION	
a. Reason		
h MODE	444	
b. MODE	•	c. DATE
52. F	INANCIAL STATUS AT TIME OF REPATRIATION	
a. CERTIFICATE OF CREDIT BALANCE ISSUED TO		b. AMT IN FIGURES
	(	2.7411 141 16611116
C. LOCATION		d. DATE
		u. DATE

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1		ESSING CHECKLIST AND DATA SHEET	(b)(6), (b)(7)(C) ISN:
Confirm all information is	in system.	8	b(6), b(7)(C)
(i.e. Name, capture date	, location of capture, N	NOK info, etc.)	· · · · · · · · · · · · · · · · · · ·
Capture Tag #: 15		•	(b)(6), (b)(7)(C)
Photo in system.			
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,BATS completed.	. •		
DNA Sample taken. 🔨	eds talling	<u> </u>	
Height and Weight taken	needs Updat	ring.	*
DA Form 4137 filled out t		J	
, P	ROPERTY: YES/NO	PROPERTY STORAGE LOCA	TION:
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(6), b(7)(C)			· ·
17 APRIL	2004 NDRS PF	ROCESSING DATA SHEE	I 151/01
STNAME: SACMANY		COS: VES /NO	ISN: 1569 (10)
NO		COO. KES / NO	

ST NAME: SACMANY

ST NAME: SACMANY

ST NAME HAUZIFAH

ANDFATHERS/MIDDLE NAME: TAWFERK

RVICE #/CAPTURE TAG #: 1569L10

THOMY (YYYY/MM/DD): 1977

TONALITY/CITIZENSHIP: TRAQ

ATION OF CAPTURE: BAShdael

PERTY: YES NO

PERTY STORAGE LOCATION: BCF

CATION: B. S

GION: SHITE (SUNNI) OTHER

ANGUAGE:

COS: VES NO

OCCUPATION: LOBOUR

ADDRESS: HP AC KHADRA

CITY/COUNTRY: B A GhADRA

TELEPHONE #:

NEXT OF KIN LAST NAME: S ALMANY

NEXT OF KIN 1ST NAME: NA Z A R

NEXT OF KIN RELATIONSHIP: FOT HER

NEXT OF KIN ADDRESS: Some Add

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FATHERS LAST NAME: S A CM AND

FATHERS 1ST NAME/MIDDLE INT: NAZ AR

MOTHER'S MAIDEN NAME:

MOTHER'S 1ST NAME/MIDDLE INT:

## AGENT'S INVESTIGATION REPORT

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DETAILS

About 0830, 7 Feb 05, SA^{(b)(6), (b)(7)(C)}exposed photographs of b(6), b(7)(C) bruises using a Minolta Digimax D20 digital camera. (See Compact Disk)

About 1020, 7 Feb 05, SA (b)(6), (b)(7)(C) nterviewed TSgt (b)(6), (b)(7)(C) 732nd ESFS, CBI, who stated he was the supervisor for the search team for Compound 5 that started about 0730, 31 Jan 05. TSgt (b)(6), (b)(7)(C) stated that he divided his Airmen into six teams of four Airmen to search all tents except the Mosque in Compound 5. TSgt (b)(6), (b)(7)(C) stated that he understood that the CCT and Imam of Compound 5 would search the Mosque. TSgt (b)(6), (b)(7)(C) stated during the search the Airmen were to lift the floorboards of those that were loose, search the detainees' belongings and dig up around the exterior to look for any contraband. The only Koran that he saw was one in a bucket in one of the last four tents in row three or four that appeared to have water damage to it, but was not torn. TSgt (b)(6), (b)(7)(C) stated, according to the training they had received at Ft. Lewis, Washington, the Imams were supposed to handle the Korans, but some of the Airmen may have touched the Korans to move them out of the way. TSgt (b)(6), (b)(7)(C) stated that the Airman acted in a professional manner while searching.

At 1121, 7 Feb 05, SA (b)(6), (b)(7)(C) advised A1C (b)(6), (b)(7)(C) advised A1C (b)(6), (b)(7)(C) advised A1C (b)(6), (b)(7)(C) advised A1C (b)(6), (b)(7)(C) also annotated the tents he assisted searching and his location prior to lethal force being used in Compound 5 on a diagram provided by this office. (See Waiver Certificate, Statement and Diagram)

AGENT'S COMMENT: A1C (b)(6), (b)(7)(C) was advised of his rights because of the circumstances surrounding the damaged Korans was unclear at that time and this office wanted to ensure his rights were not violated.

About 1505, 7 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) . 732nd ESFS, CBI, who provided a sworn statement. A1C (b)(6), (b)(7)(C) stated he observed a damaged Koran in one of the tents during the shakedown conducted in Compound 5. A1C (b)(6), (b)(7)(C) also annotated on a diagram the location of the tent that contained the damaged Koran. He prepared a second diagram which detailed his location during the riot. (See Sworn Statement and Diagrams)

About 1509, 7 Feb 05, SA(b)(6), (b)(7)(C) interviewed A1C(b)(6), (b)(7)(C) 732nd ESFS, CBI, who provided a sworn statement wherein he stated he found a damaged Koran during the shakedown and immediately reported it to his team leader. A1C(b)(6), (b)(7)(C) also annotated the location of the damaged Korans on a diagram provided by this office (See Statement and Diagram)

About 1612, 7 Feb 05, SA (b)(6), (b)(7)(C) interviewed TSgt(b)(6), (b)(7)(C) stated during the conduct of the shakedown of Compound 5 he observed a torn Koran in one of the tents. He asked all his teams

$\begin{array}{c} \text{TYPE ACENT'S NAME AND SECUENCE NUMBER} \\ \text{SA}(b)(6), (b)(7)(C), (b)(7)(F) \\ \\ \hline \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad \qquad$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375			
SIGNATURE (U)(U), (U)(T)(C)	DATE 10 Feb 05	EXHIBIT	51	٠.

### FOR OFFIC' ', USE ONLY-LAW ENFORCEMENT SENC'TIVE

## AGENT'S INVESTIGATION REPORT

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#### DETAILS

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members if they had damaged the Koran and they said no. TSgt (b)(6), (b)(7)(C) annotated on a diagram provided by this office, the location of the tent the damaged Koran was in. (See Sworn Statement and Diagram)

About 1617, 7 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) 732nd ESFS, CBI, who provided a sworn statement wherein he stated a damaged Koran was found during the shakedown and it was reported to his team leader immediately. A1C (b)(6), (b)(7)(C) also annotated the location of the tents containing the damaged Korans on a diagram provided by this office. (See Statement and Diagram)

About 1730, 7 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA (b)(6), (b)(7)(C) 732nd ESFS, CBI, who provided a sworn statement wherein he stated he found a box containing approximately three Korans that were broken free from the binding. SrA (b)(6), (b)(7)(C) also annotated the location of the tent containing the damaged Korans on a diagram provided by this office (See Statement and Diagram)

About 1858, 7 Feb 05, SA (b)(6), (b)(7)(C) interviewed SSgt (b)(6), (b)(7)(C) , 732nd ESFS, CBI, who provided a sworn statement wherein he stated he found a box containing 3-5 damaged Korans during the search of Compound 5. SSgt (b)(6), (b)(7)(C) annotated the location of the damaged Korans on a diagram provided by this office. (See Statement and Diagram)

AGENT'S COMMENT: SA (b)(6), (b)(7)(C) did not sign SSgt (b)(6), (b)(7)(C) sworn statement due to an oversight.

About 1916, 7 Feb 05, SA^{(b)(6), (b)(7)(C)} interviewed SSgt(b)(6), (b)(7)(C) 732nd ESFS CBI, who provided a sworn statement wherein he stated he observed damaged Korans while conducting a search of Compound 5. SSgt(b)(6), (b)(7)(C) annotated the location of the damaged Korans on a diagram provided by this office. (See Statement and Diagram)

AGENT'S COMMENT: SSgt (b)(6), (b)(7)(C) did not sign his diagram.

About 1930, 7 Feb 05, SA (b)(6), (b)(7)(C) interviewed SSgt (b)(6), (b)(7)(C)
732nd ESFS, CBI, who stated he was the NCOIC for Midshift of Compound 3. SSgt (b)(6), (b)(7)(C) stated about two weeks prior to the incident in Compound 5, there was a shakedown in Compound 3 and several Korans were left on the floors of the buildings after the shakedown. None was damaged, but he did voice his concern about the incident to his chain of command. SSgt (b)(6), (b)(7)(C) stated he did not know if the same military members who conducted the shakedown of Compound 3 were involved in the shakedown of Compound 5. SSgt (b)(6), (b)(7)(C) stated he had no knowledge of any military member damaging any Korans in Compound 5.

TYPE ACENT'S NAME AND SEQUENCE NUMBER $SA^{(b)(6),(b)(7)(C),(b)(7)(F)}$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375		
(b)(6), (b)(7)(C)—————————————————————————————————	DATE 10 Feb 05	EXHIBIT 5-3	

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### **AGENT'S INVESTIGATION REPORT**

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DETAILS

About 1445, 8 Feb 05, SA (b)(6), (b)(7)(C) with assistance from linguist Mr. (b)(6), (b)(7)(C) this office, SN(b)(6), (b)(7)(C) who stated he was captured in Diala, interviewed b(6), b(7)(C)IZ on 11 Oct 04. He was accused of being an Improvised Explosive Device (IED) maker. He arrived at Camp Bucca in November of 04. b(6), b(7)(C) stated the morning of the riot they were in the ISN count holding area and he had forgotten his Koran. He went back to get it because he had nothing to do while in the holding area. After the count and shakedown was over they returned to the tents and found Korans thrown around the tent. There was a Koran in tent 18 or 19 that had pages torn out of it. b(6), b(7)(C) stated he saw another detainee carrying a damaged Koran to the Iman. They were all crying because the Koran was damaged. He asked the camp representative what had happened and did not get any answers. Then the whole compound went to the Mosque to pray. When they came out of the Mosque they were all chanting "God is great" in Arabic. They were in the front of the compound when the guards sprayed them with gas. The detainees began to throw rocks to try to get the guards to stop spraying them. The only reason the detainees were throwing rocks was because they wanted the guards to quit spraying them. b(6), b(7)(C) stated the guards were in between the porta johns and the tower that were spraying them with gas. After the detainees started throwing rocks the soldiers in the tower near the caravans started shooting. b(6), b(7)(C) said a lot of cars came in and a bunch of soldiers got out and started shooting. b(6), b(7)(C)stated he observed one detainee get shot in the head by the soldiers in the tower in front of the compound. He was trying to help the detainee that was shot. He came from behind the tent with his hands up and was trying to get to that detainee when he was shot. He did not see exactly where the shot came from but stated he believed it came from the tower in front of the compound. The detainee that was shot was wearing a grey man dress with a jacket over it. b(6), b(7)(C) was wearing green pants, a long sleeve black shirt, black jacket, yellow cap, and black glasses. He stated he was telling the other detainees to stop throwing rocks. He claimed the detainees who were shot were also trying to stop other detainees from throwing rocks. b(6), b(7)(C) stated the guy in the tower was mad because the glass in his tower had been broken and that was when he started shooting. b(6), b(7)(C) stated he did not know of any detainees that were causing the other detainees to throw rocks, it was an entire group of people. b(6), b(7)(C) stated he did not throw any rocks or other objects during the incident. He said he was only hit with one non-lethal round in his right knee prior to getting hit with the lethal ammunition. b(6), b(7)(C) stated that his compound had never been searched before and there were no old or damaged Korans in the compound before the search. If they knew any of the detainees had damaged the Korans they would already be dead. He also stated that there were two or three Korans damaged during the search. He was one of the detainees that was late coming to ISN count. b(6), b(7)(C) stated he did not know of any attacks planned on the guards, and stated the bruise on his left shoulder was from his brother biting him five months ago. b(6), b(7)(C) annotated his location when he was shot inside Compound 5 on a diagram provided by this office. (See Diagram)

AGENT'S COMMENT: b(6), b(7)(C) could not read or write Arabic.

TYPE AGENT'S NAME AND SEQUENCE NUMBER $(b)(6),(b)(7)(C),(b)(7)(F)$		380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375		
SIGNATURE	(b)(6), (b)(7)(C)	DATE 10 Feb 05	EXHIBIT	5)

FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENCITIVE				
AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-05-CID579-40002			
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DETAILS	▼			
About 1000, 9 Feb 05, SA (b)(6), (b)(7)(C) with the assistance interviewed (b(6), b(7)(C) ISN (b)(6), (b)(6), (c) ISN (b)(6), (d)(6),	b)(7)(C) who provided an Arabic language tent in his buttocks. b(6), b(7)(C) annotated the			
About 1345, 9 Feb 05, SA (b)(6), (b)(7)(C) exposed digital pictors apparently torn from the bullet that hit him in the buttock	ures of b(6), b(7)(C) clothing which was s. (See Compact Disk)			
About 1415, 9 Feb 05, SA ^{(b)(6), (b)(7)(C)} with the assistance who reiterated his previous statement.	of Mr. $(b)(6)$ , $(b)(7)(C)$ re-interviewed $(b(6)$ , $(b(7)(C))$			
About 1512, 9 Feb 05, SA (b)(6), (b)(7)(C) with the assistan (b(6), b(7)(C) who sand was hit with non-lethal ammunition in his eye while	stated he was in Compound 8 during the riot			
AGENT'S COMMENT: b(6), b(7)(C) refused to make a v	vritten statement.			
About 1300, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) Tespective team searched, but she was sure that no damaged Korans were found. She added she found a lot of contraband items that included several slingshots made from latex gloves, bamboo poles, tent poles, sharpened sections of rebar, sewing needles, nails and several bags containing mixed prescription medications. A1C (b)(6), (b)(7)(C) added that during previous searches of other compounds, she had found boxes containing damaged Korans. A1C (b)(6), (b)(7)(C) was also present in the Internment Facility during the riot that occurred later that morning. She went to Compound 4 to assist in crowd control and stayed there for an unknown period of time and responded to Compound 5 after the wounded detainees were removed from the compound.				
About 1330, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA (b)(6), (b)(7)(C), 732nd ESFS, CBI, who stated she did not observe any damaged Korans during the shakedown of Compound 5. SrA (b)(6), (b)(7)(C) stated she moved some Korans during the search but she did not flip through the pages. SrA (b)(6), (b)(7)(C) stated she did not damage any Korans or witness anyone damaging any Korans. SrA (b)(6), (b)(7)(C) stated that she and other members of her team responded to Compound 5 and 6 during the riot, but she did not witness any detainees being shot or anyone shooting lethal rounds.				
About 1345, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA (b)(6), (b)(7)(C) 732nd ESFS, CBI, who stated she assisted in the search of Compound 5, but did not see any damaged Korans. She added when she and the other Airme'n entered the compound, there were two detainees in the tent next to the mosque. At the conclusion of the search, she went to emplace				
TYPE AGENT'S NAME AND SEQUENCE NUMBER SA (b)(6),(b)(7)(C),(b)(7)(F)	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375			

DATE

10 Feb 05

SIGNATURE

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**EXHIBIT** 

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### **AGENT'S INVESTIGATION REPORT**

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#### **DETAILS**

concertina wire on the south side of the TIF. She heard shots and went to Compound 4 to assist. Later, she went to Compound 5 and arrived as the injured detainees were being removed from the compound and assisted in providing security for the medical personnel. She did not see any detainees being shot with lethal ammunition.

About 1406, 10 Feb 05, SA (b)(6),(b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) 732nd ESFS, CBI, who provided a sworn statement wherein he stated he heard SSgt (b)(6), (b)(7)(C) say that he found a box of torn Korans. A1C (c)(6),(b)(7)(C) annotated the location of the tents that he searched on a diagram provided by this office. (See Statement and Diagram)

About 1420, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA (b)(6), (b)(7)(C) 732nd ESFS, CBI, who stated she assisted in the search of Compound 5, but did not see any damaged Korans. She did not remember the specific items of contraband that they recovered. After the conclusion of the search she went to emplace concertina wire. She heard shots fired and went to Compound 4 to assist in controlling the situation. She stayed there for an unknown period of time and saw several detainees carrying someone up to the front of Compound 5. She walked over to Compound 5 and upon arrival saw several injured detainees being treated by medical personnel. She stayed and provided security for them. She did not hear any lethal shots and did not see any detainees shot by lethal ammunition.

About 1420, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) 732nd ESFS, CBI, who stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired. He also did not see any detainee's get shot.

About 1500, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) 732nd ESFS, CBI, who stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired. He also did not see any detainee's get shot.

About 1525, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA (b)(6), (b)(7)(C) 732nd ESFS, CBI, who stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired. He also did not see any detainee's get shot.

About 1530, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed SSgt (b)(6), (b)(7)(C) , 732nd ESFS, CBI, who stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired. He also did not see any detainee's get shot.

About 1550, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed SrA (b)(6), (b)(7)(C) , 732nd ESFS, CBI, who provided a sworn statement wherein he stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired. He also did not see any detainee's get shot. (See Statement)

TYPE AGENT'S NAME AND SEQUENCE NUMBER $SA(b)(6), (b)(7)(C)$ (b)(6), (b)(7)(C)	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375		
SIGNATURE (0)(0), (0)(7)(6)	DATE 10 Feb 05	EXHIBIT	2)

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### **AGENT'S INVESTIGATION REPORT**

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ROI NUMBER 0009-05-CID579-40002

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**DETAILS** 

About 1559, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C(b)(6), (b)(7)(C)

732nd ESFS, CBI, who provided a sworn statement wherein he stated he saw two wounded detainees on the ground inside Compound 5 during the riot. A1C (b)(6), (b)(7)(C) annotated the locations where the detainees were shot inside Compound 5 on a diagram provided by this office. (See Statement and Diagram)

About 1625, 10 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) 732nd ESFS, CBI, who stated he assisted in the search of Compound 5. A1C (b)(6), (b)(7)(C) stated he did not find any damaged Korans and did not find out that anyone found damaged Korans until later that day when then riots had ended. After the search he went to Compound 1 to emplace concertina wire inside the shower area. He heard shots and exited the compound. They got into a vehicle and drove to Compound 4 where they assisted in crowd control and ammunition resupply to the guards and towers. Later, he went to Compound 5 as a show of force but this was after the injured detainees had been transported. He did not see or hear any lethal shots and did not see any detainees that were hit with lethal ammunition.///LAST ENTRY///

TYPE AGENT'S NAME AND SEQUENCE NUMBER $SA(b)(6),(b)(7)(C),(b)(7)(F)$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375	2	,
SIGNATURE (b)(6), (b)(7)(C)	DATE EXI	HIBIT 53	

RIGH		OURE/WAIVER CER	CATE	
For us	this form, see AR 190-30; the proponent agency is  DATA REQUIRED BY THE PRIVACY ACT		CSOPS	
	DATA REQUIRED B	Y THE PRIVACY ACT		
	ited States Code, Section 3012(g			
			n information may be accurately identified.  ntification to facilitate filing and retrieval.	
	of your Social Security Number i		numeration to racinitate firming and retrieval.	
LOCATION	7		(b)(6), (b)(7)(C) 4. FILE NUMBER	
Camp Buca CID of	ice .	7 Feb U 5	1121 0009-05-620579	
(b)(6), (b)(7)(C)		7 Feb 03 8. ORGANIZATION OR ADDRESS 7325 ESFS		
6. SSN	7. GRADE/STATUS	Camp Bucca		
(b)(6), (b)(7)(C)	E-3 MIC	Camp Bucca APO AE 09:	375	
PART	I - RIGHTS WAIVER/	NON-WAIVER CERTI	FICATE	
SECTION A. Rights				
	4 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	- I In it of Change Amount China	inal Investigation Command	
The investigator whose name appears below $(b)(6), (b)(7)(C)$	told me that he/she is with the	o guestion me about the follo	owing offense(s) of which I am	
suspected/accused failure to Obey a	lawful order	•		
Before he/she asked me any questions about	the offense(s), however, he/s	he made it clear to me that I	have the following rights:	
<ol> <li>I do not have to answer any questions or s</li> <li>Anything I say or do can be used as evide</li> </ol>		trial.		
3. (For personnel subject to the UCMJ) I h	ave the right to talk privately	to a lawyer before, during,		
	vyer can be a civilian lawyer	I arrangé for at no expense t	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 ha	ve the right to talk privately t	o a lawyer before during a	nd after questioning and to have a lawyer	
			own expense, or if I cannot afford a lawyer and	
want one, a lawyer will be appointed for me	before any questioning begin	S.		
4. If I am now willing to discuss the offense	(s) under investigation, with	or without a lawver present.	I have the right to stop answering questions at	
any time, or speak privately with a lawyer be			and the right to stop unit working quotient at	
COMMITTING (C				
5. COMMENTS (Continue on reverse side)				
SECTION B. Waiver			•	
I understand my rights as stated above. I am lawyer first and without having a lawyer pre-		ffense(s) under investigation	and make a statement without talking to a	
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SECTION C. Non-waiver		<u>.</u>		
1. I do no want to give up my rights				
I want a lawyer		I do not want to be	questioned or say anything	
2. SIGNATURE OF INTERVIEWEE				
		• • • • • • • • • • • • • • • • • • • •	TLY EXECUTED BY THE SUSPECT/ACCUSED	
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For Official Use Only / Law Enforcement Sensitive

SWORN STATEMENT  For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.						
LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE	TIME  (b)(6), (b)(7)(0)	FILE NUMBER	_		
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)  ORGANIZATION OR ADDRESS	social security (b)(6), (b		GRADE/STATUS E-3/AD	1		

732nd ESFS Camp Bucca, APO AE 09375

I, A1C (b)(6), (b)(7)(C)

want to make the following statement under oath:

We were right outside the compound that we were going to search. I don't remember which one it was; I think it was three or four. We were told to form up and that's when Senior (b)(6),(b)(7)(C) told us that we were going in to do a shakedown. He said take out obvious contraband. Sometimes the detainees have drawings of, I don't know if it's Jesus, but there are drawings of spears in his neck. We were told to go through blankets, clothes, jackets and the shoes. We know not to mistreat the Korans. have been told by the Army that the Korans in boxes or cases have nails TSqt(b)(6),(b)(7)(C) told us who was going to which tents. all went into the compound. We started our search on the last one to the We began to search. The bamboo sticks that we noticed right away we took down and put them outside. One of us would start at one end and one of us would start at the other and just meet in the middle. searched everything. We picked up the boards in the floor to make sure there were no poles or bamboo sticks hidden underneath. Some of the boards are hard to pick up so we would just leave them. Then we went to the next tent and started all over. We did the same in the other tents. When we got to the last one, the fourth tent, one of the tower quards told us to search the floor the under the boards to check for digging in the tent behind the fourth tent we searched. TSqt (b)(6), (b)(7)(C)told us to search a different tent. I told the other people who were going to search that tent about what the tower guard had told us. Then we searched the two tents at the end. When we were done with that, TSqt(b)(6),(b)(7)(C) said we had one more. That was the first tent on the first row on the left. up with another team to search. It was myself, SSgt (b)(6), (b)(7)(C)SSqt (b)(6), (b)(7)(C) Alc (b)(6), (b)(7)(C) Alc (b)(6), (b)(7)(C) and I can't remember if Alc (b)(6), (b)(7)(C)(b)(6), (b)(7)(C) or A1C (b)(6), (b)(7)(C) were there or not, searching the tent. is supposedly the tent that one of the damaged Korans was found in. I didn<u>'t see it</u> though. Then we were done. We walked out of the compound. told us we had some c-wire to do. He divided us again into groups and we went in another compound, I don't remember which one, and we

Chanting. I can't remember if rocks were already being thrown. Some EXHIBIT INITIALS OF PERSON MAKING STATEMENT

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started laying c-wire. Then from there, I don't remember how much time

passed, we heard detainees yelling. From there, some Sergeant said, "Let's go." And we all ran to Compound 5. All of the detainees were

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT _ DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

Exhibit 5

STATEMENT OF A1C (b)(6), (b)(7)(C) TAKEN AT CID Office DATED 7 Feb 05 detainees were coming right up to the fence yelling. That's when I saw one of the detainees take down a stake that was holding down the c-wire. Someone next to me told him to stop doing that. The detainee was just shaking it back and forth and got it loose enough to take out. when people started shooting non-lethal. Some of the other compounds started throwing rocks also. Someone with a Ranger got there with shotguns in the back. I got one and ran, I think to Compound 4. All the detainees that were up next to the fence throwing rocks, we told to get beck, stop throwing rocks and we did hand motions. The ones that that continued to throw rocks, we shot them with non-lethal. Then a whole bunch of people got to Compound 4. Some Sergeant told me to go to Compound 5. When I got there, the detainees were already shot and outside the compound. I helped carry a detainee; I'm sure he was dead because the back of his head was just hanging loose. There was one that had a missing chink of leg and one got shot in the behind. There was one detainee kind of slumped in a sitting position that I thought had a chest wound. fell over and one of the medics or combat lifesaver said, "Stay with me. Don't go to sleep." Then I was told to go to Compound 8. Compound 8 was just people yelling. A couple of us were told to get on a line. somebody was trying to calm them down, after a while we were told to hide behind the CCT. Then Compound 8 was done. Then we went back to Compound 5 and we all formed up. TSgt was forming us up. People who had shields first, then people who had sticks, and then people who had shotguns. He told everyone who was not working there that day to go back; they would be on standby. Then he told anybody who works visitation the same thing. Then we were done.

, Q: SA (b)(6), (b)(7)(C)

A: A1C (b)(6), (b)(7)(C)

Q: What type of training have you received regarding searching detainee compounds?

A: We got training in Ft. Lewis

· Q: What type of training did you receive there?

A: We got certified on non-lethal shotguns, detained cell-block operations, we went through STX. There was more, but I just can't remember what it was called, but there was a lot more.

Q: What is STX?

A: It was like role playing; we had to watch detainees.

Q: Have you had any training on how to deal with Muslim religious articles

or persons, such as the Koran or Imam?

A: We had cultural training at Ft. Lewis.

Q: Who was with you during the search of the detainees tents?

A: SSgt. (b)(6), (b)(7)(C) A1C (b)(6), (b)(7)(C) and A1C (b)(6), (b)(7)(C) (unknown spelling).

· Q: Did you find any contraband during your search?

A: Yes, bamboo sticks, a couple of homemade shanks, and nails.

Q: Where were the detainees while you searched the tents?

A: In the holding area.

Q: Did you see any detainees outside the holding area prior to or during your search?

A: No.

EXHIBIT INITIALS OF PERSON MAKING STATEMENT



PAGE 2 OF 4 PAGES

STATEMENT OF A1C (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 7 Feb 05

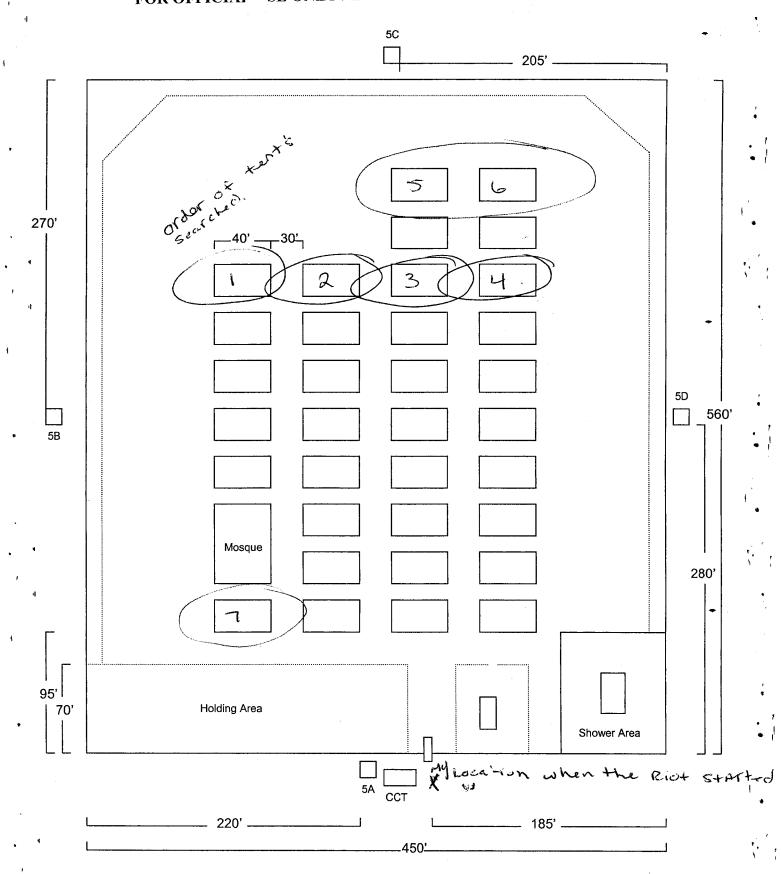
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O: Did you see anyone damage a Koran?

- Q: Did you see anyone mishandle, such as throwing, mutilating or bending,
- a Koran?
- A: No.
- Q: Did you see any damaged Korans during your search?
- A: No.
- Q: Did you handle any Korans during your search?
- A: Yes. Moved them during the search and checked the inside of some for
- O: Have you been briefed on the Use of Force on detainee operations at "Camp Bucca?
- A: Yes
- O: When was the last time you had been briefed?
- A: As soon as we got here, about 4 Jan 05. We went over the SOPs at Ft.
- Q: What are the levels of force according to the policy?
- A: Verbal commands, then show what you were going to use, Show your intent
- to use it, and if need be use it.
- Q: Did you fire any non-lethal rounds during the riot?
- A: Yes, more than five, less than ten.
- Q: Did you give verbal commands to detainees prior to or during engaging them with non-lethal ammunition?
- A: Yes. I was shouting at them to back off the fence, or put the rock down, stuff like that.
- Q: Did you fire any lethal ammunition at detainees?
- A: No. I didn't have any lethal weapons.
- Q: Did you see any detainees get shot?
- A: No.
- Q: Did you see anyone using lethal force?
- Q: Did you hear anyone firing their M-16 or M-4?
- Q: Did you see any wounded detainees?
- A: Yes
- Q: Could you describe them, including what they were wearing?
- A: One was shot in the behind I think was wearing a white t-shirt. I saw one that was shot in the head and I think he had a dark blue shirt on. assume that he was shot in the front of the head because the back of his head was just done. One who may have been shot in the chest, I think he was wearing a white t-shirt.
- Q: Is there anything you would like to add to this statement?
- A: No sir.///End of Statement///(b)(6),(b)(7)(C)

PAGE 3 OF 4 PAGES

STATEMENT OF A1C(b)(6), (b)(7)(C)	TAKEN AT Camp Bucca CID DATED 7 Feb 05 CONTINUED	<u>':</u>
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## Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate



Exhibit 5

SWORN STATEMENT						
For use of this form, see AR 190-45: Th	e proponent agency of	the Deputy Chief	of Staff for Personnel.			
LOCATION  Camp Bucca	DATE 7 Feb 05	1505	FILE NUMBER 0009-05-CID579-40002			
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)	SOCIAL SECURITY (b)(6), (b)		GRADE/STATUS E-3			

ORGANIZATION OR ADDRESS 732nd ESFS, US Air Force

want to make the following statement under oath: I, A1c(b)(6), (b)(7)(C)About 0700, 31 Jan 05, everyone from the visitation center was notified that we would be conducting a shake down of Compound 5. We were briefed that we would be searching the entire compound except the mosque and to look for contraband, weapons and any suspected tunneling in the tents. We proceeded down to compound 5 and started the search. The team I was on started at the back of either row 2 or 3 and consisted of SSGT (b)(6), (b)(7)(C) Airman (b)(6), (b)(7)(C) myself and Airman (b)(6), (b)(7)(C) When we reached about the fourth tent we all walk to the back of the tent. As we were walking in SSGT b)(6),(b)(7)(C)_{asked} the group did you do that and I turned around and observed a Koran on one of the detainee's bedroll, and some of the pages were torn out and the pages were next to the Koran. I said no we did not touch it. Airman  $\frac{(b)(6),(b)(7)(C)}{b}$  stated he saw it when he walked in the tent. The Koran was white, small and comes with a box. We proceeded with the search and I think SSGT(b)(6), (b)(7)(C) either notified TSGT(b)(6), (b)(7)(C) or TSGT(b)(6), (b)(7)(C) of the torn Koran. We finished our search and departed the compound. After we were finished I overheard SGT (b)(6),(b)(7)(C) say that his group found a box of Koransand I think he said they were damaged in some fashion. After we were finished we started laying C-wire. At least an hour later we heard nonlethal rounds being fired from Compound 5. SSGT(b)(6),(b)(7)(C) Airman (b)(6),(b)(7)(C) Airman (b)(6), (b)(7)(C) myself, SrA (b)(6), (b)(7)(C) Airman (b)(6), (b)(7)(C) grabbed our IBA and Kevlar and ran over to compound 5. I observed guards standing along the fence line shooting non-lethal shotgun rounds at detainees and there were three individuals in Tower 5. They were firing non-lethal rounds also. I started running between Compound 4 and 5 providing non-lethal rounds to quards who needed them. Detainees in both compounds were throwing rocks, shoes, trash, juice boxes full of dirt, some of which they lit on fire at the quards. I was either near Tower 5B or in front of Compound 4 when I heard Go Red over the radio on channel 16. I know I heard go red, but I am not sure if it was someone asking or someone giving the order. While facing Compound 4 I heard about three lethal rounds fired behind me. I never actually turned in the direction of the sound because I was dodging rocks. I did not see anyone get shot nor did I see who shot the lethalrounds.

Q. Do you remember what tent you saw the torn Koran in?

A. I think it was in the third tent from the front, row two near the

EXHIBIT INITIALS OF PERCON MAKING STATEMENT
PAGE OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

(Authority to Administer Oath)

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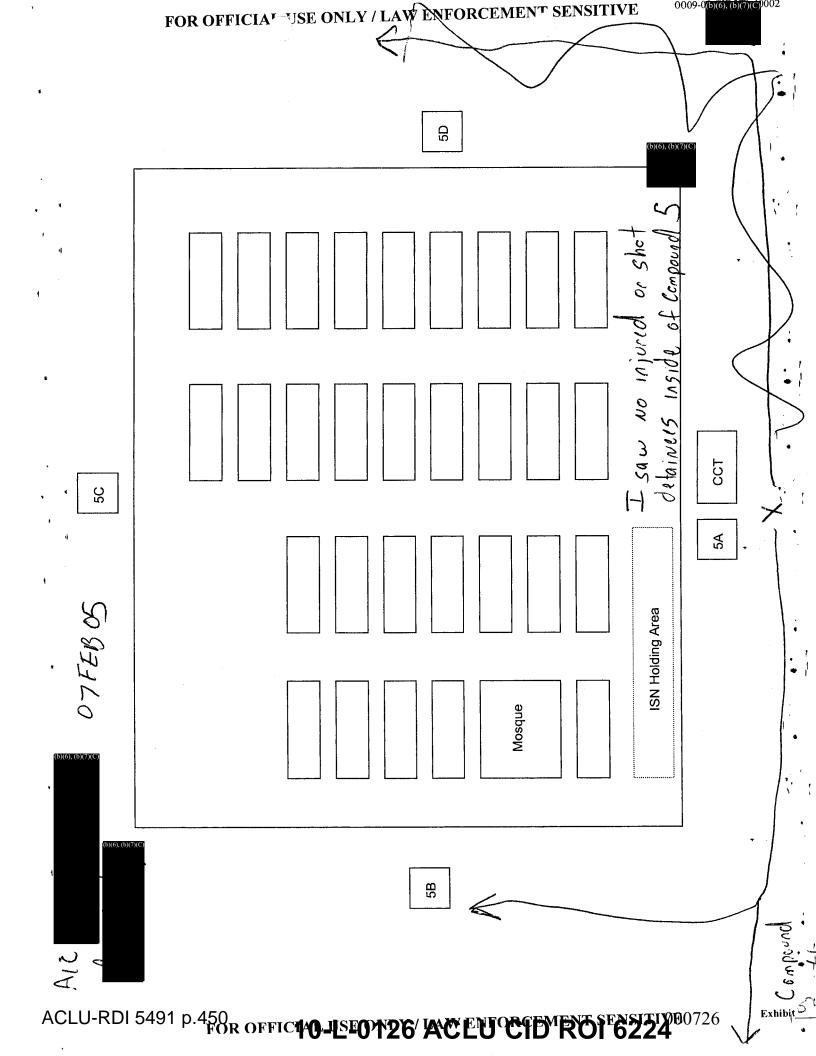
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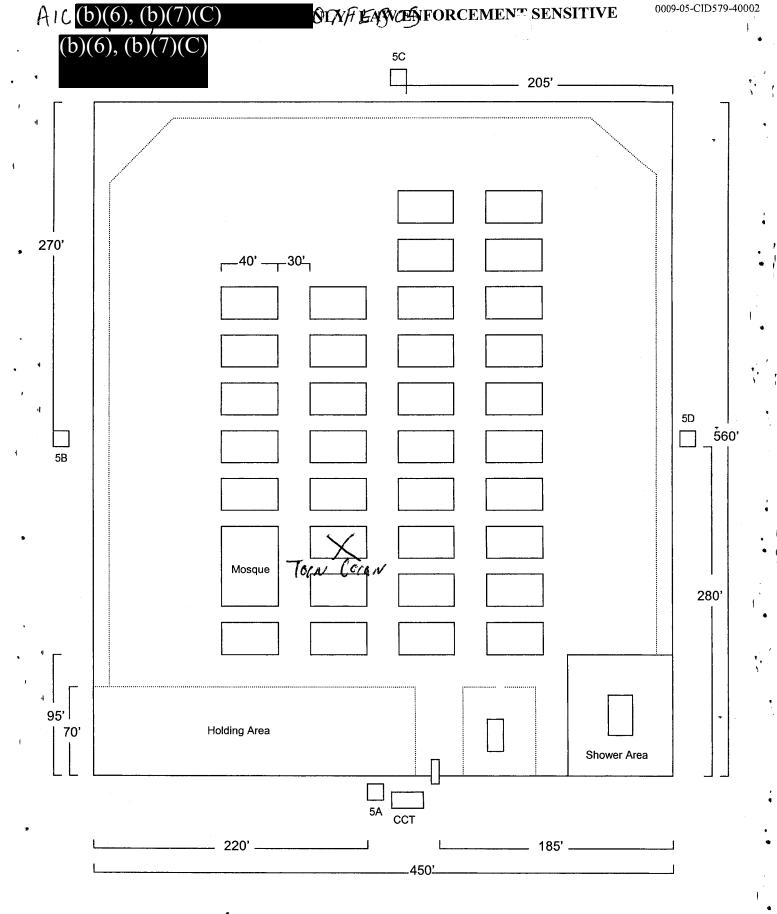
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ORGANIZATION OR ADDRESS

DA FORM 2823 (AUTOMATED)

INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C)





Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

This did not

For use of this form, see AR 190-45	SWORN STATEMENT  : The proponent agency of the I	Deputy Chief of Staff for Personnel.
LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE 7 Reb 05 (b)(6), (b)(7)(C)	
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)	social security number (b)(6), (b)(7	GRADE/STATUS E-3/AD
ORGANIZATION OR ADDRESS 732 nd ESFS Camp Bucca, APO AE 09375		
)(6), (b)(7)(C)	want to make the foll	lowing statement under oath:

About 0800 we started shake down. We started in the back of compound 5. The first few tents we didn't find anything. I believe it was the second, or third row back, we walked in and I noticed a Koran, lying on a bed face down, there were pages torn out probably a group of like 20 pages, another : group of probably five or six pages, and then a page or two by itself * lying next to the Koran. It looked like it was planted there to look like we did it. I told SSqt (b)(6),(b)(7)(C) about it and he came over and took a look From there I didn't touch anything else and I continued the search and SSqt (b)(6), (b)(7)(C) notified TSqt(b)(6), (b)(7)(C) I am not sure what happened after: I continued to search for contraband. After we finished the search we left compound 5. From there we went to the area around the We went and laid c-wire on the south side of the Headquarters building. Theater Internment Facility (TIF). After about 20 to 30 minutes we heard shotgun blasts coming from compound 5. We didn't really react initially, after about 20 minutes we were called to go and help them out. went to compound 4. When we arrived at compound 4, the detainees were throwing rocks and the guards were firing non-lethal ammunition. asked for ammunition, so I brought ammunition to A1C (b)(6),(b)(7)(C) who was to the Then they asked for more non-lethal M203 rounds, so right of alpha tower.

I and  $A1C_{(b)(6),(b)(7)(C)}^{(b)(7)(C)}$ ran to compound 8 where they told us to go to their delta.

I went up in the alpha tower and started to engage the

We retrieved more M203 rounds and another m203 weapon. ran back to compound 4, I gave the guys with the shotguns the extra

detainees in compound 4, with non-lethal M203 crowd rounds.

have any effect on the detainees so I was told to engage with the point rounds. After about 20 to 30 minutes the detainees calmed down. left the tower and went down to the Alpha tower in compound 2. While I was at compound 2 I did not fire any rounds. I then went to compound 8. We stood outside the CCT in compound 8 for awhile. I then went up to alpha tower in compound 5 but never fired anything. After that all the

compounds had calmed down and I returned the M203 and the extra rounds to the delta tower in compound 8.

0: SA(b)(6), (b)(7)(C)A1C (b)(6), (b)(7)(C)

**A**:

Which tent did you find the destroyed Koran in? 4 Q :

It was in the third row in either tent 3-7, 3-8, or 3-9, I am not Α:

What is your guidance when searching the detainee's personal items in the compounds?

#### FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

### FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

Be respectful and search what you need to search. It has been stressed to be as respectful as possible when dealing with religious items.

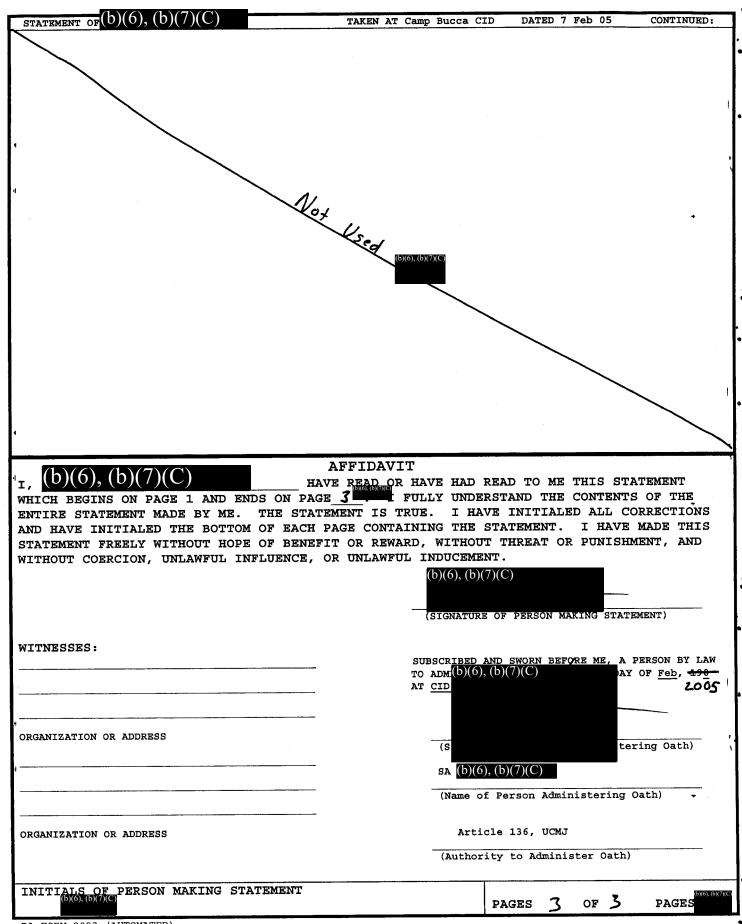
- Q: What type of training did you receive prior to this deployment regarding the search of detainee property?
- A: We have gone off our prior training as security forces and conduct searches the same as we search everything.
- Q: Did you find any other Korans that were damaged?
- A: No.
- Q: Did anyone else find any Korans that were damaged?
- A: Yes there were others that were found.
- Q: Do you know where they were found?
- A: No.
- , Q: Do you know who found the other damaged Korans?
  - A: No.
  - Q: Have you read the Camp Bucca Rules of Engagement?
  - A: Yes.
  - Q: How many non-lethal rounds did you fire?
  - A: I would say about 25 to 30.
  - Q: Did you fire any lethal rounds?
  - A: No.
- Q: Did you hear any lethal rounds being fired?
- A: No.
- Q: Did you see any detainees get hit with lethal rounds?
- A: No I didn't
- Q: Had the tent where you found the Koran already been searched by anyone on your search party?
- A: No.
- Q: Were you the first one to see the Koran?
- A: Yes.
- $\mathbb{Q}\colon$  Did you see any detainees in that area before you entered the tent?
- A: Not in that specific tent.
- Q: Did you see any detainees in any tent or in the area where the Koran was found at anytime during the search?
  - A: No.
- Q: How long was it from the time you found the Koran till SSgt arrived and took control of the Koran?
- A: A few seconds.
- Q: Did you engage compound 5 with non-lethal ammunition?
- A: No.
- Q: Do you have anything else you would like to add to this statement?
- A: No.///END OF STATEMENT//

EXHIBIT INITIALS OF PERSON MAKING STATEMENT
(b)(6), (b)(7)(C)

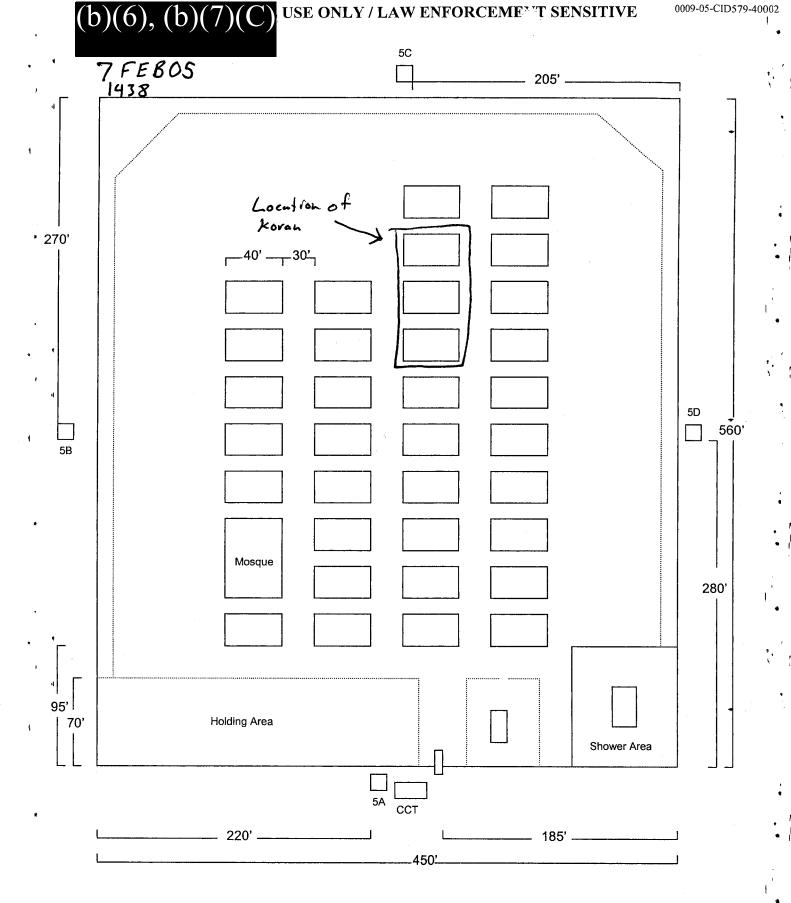
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DA FORM 2823 (AUTOMATED)



DA FORM 2823 (AUTOMATED)



Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

SWORN STATEMENT						
For use of this form, see AR 190-45: The	proponent agency of	the Deputy Chief	of Staff for Personnel.			
LOCATION	DATE	TIME	FILE NUMBER			
Camp Bucca	7 Feb 05	1612 (b)(6), (b)(7)	0009-05-CID579-40002 (C)			
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY N		GRADE/STATUS			
(b)(6), (b)(7)(C)	(b)(6), (b)	(7)(C)	E-5			
ODGLATER BLOW OF ADDRESS						

ORGANIZATION OR ADDRESS 732nd ESFS, US Air Force

### $\mu$ , ssgt (b)(6), (b)(7)(C)

want to make the following statement under oath:

On 31 Jan 05, sometime in the morning my Fire team we informed we would be conducting a shakedown of Compound 5. We formed up outside of Compound  5  and  $^{(b)(6),(b)(7)(C)}$  gave the brief on what we were looking for and told us not to thrash the detainee's tents. Once done, we entered the compound and took a left then a right at the first row of tents and started on the second row, second tent from the end. I split the team up into two man teams. While searching the second or third tent one of my guys came up to me and pointed out an open Koran with two pages torn out. The Koran was on a mat and the two torn pages were next to the Koran. I asked my guys if they had seen it and they acknowledge they had seen it. We continued searching and TSGT(b)(6),(b)(7)(C) came by and I told him about the torn Koran. After we completed the searches in Compound 5 I asked the members of my team if they had seen the Koran and everyone said they did. I asked if any of them had damaged the Koran and all said no. When the Koran was pointed out to me in the tent we had just started searching the tent, so I don't think any of my guys would have had a chance to damage the Koran.

- Q. Who are the members of your Fire Team?
- A. (b)(6), (b)(7)(C), (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
- Q. Describe the Koran?
- A. About 4 inches by 4 inches, and it had a white border. I think it is the like the Korans that are issued.
- O. Where was it in the tent?
- A. North side of the tent, close to the middle, at the foot of one of the detainee's mat.
- Q. Did you see any of the members of your team tear the pages of the Koran?
- A. No.
- Q. Did you tear any pages from the Koran?
- A. No
- Q. Did you see any members of your team handling any Korans?
- A. I did not see them, but I am sure they did to move them aside to conduct the searches.
- Q. Do you or your members of your team search Korans?
- A. Yes, we open them up and flip through the pages, but not every time, it is a random thing. We are mainly looking for money when we do this.

EXHIBIT INITIALS OF PERSON MAKING STATEMENT
(b)(6), (b)(7)(C)

PAGE / OF Z PAGES

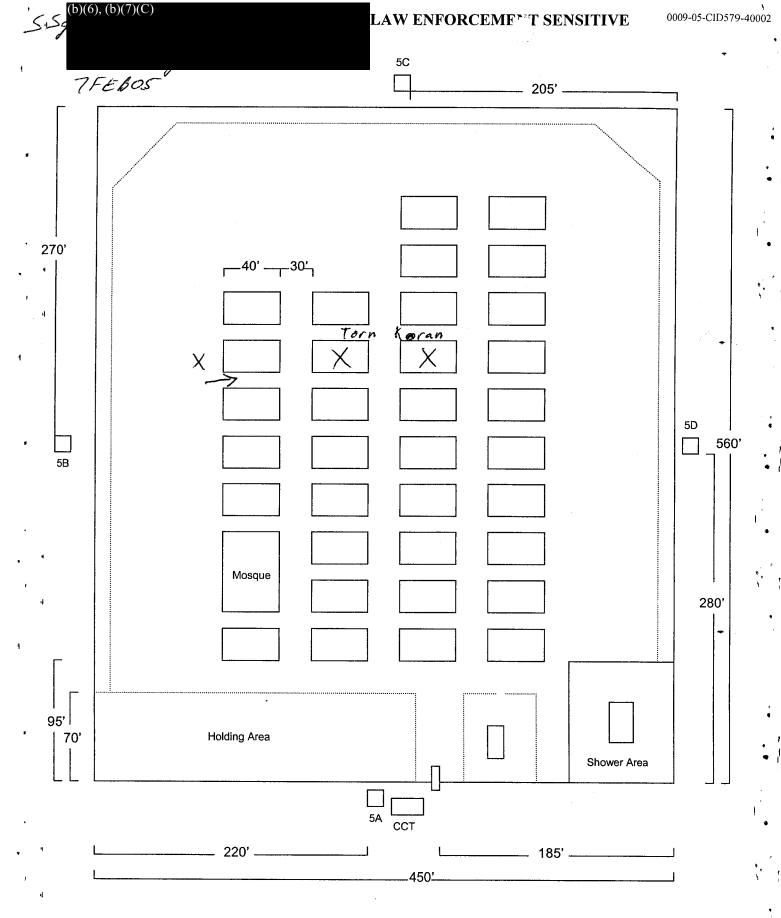
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Exhibit <u>3</u>

DA FORM 2823 (AUTOMATED) STATEMENT OF SEGT $(b)(6)$ , $(b)(7)(C)$	TAKEN AT Camp Bucca	DATED 7 Feb 05	CONTINUED:
Q. Did you see the box of torr	n Korans?		
A. No. I heard someone say som	mething about Korans,	but nothing s	specific.
Q. Did you handle the torn Kor	can you saw in the ten	t?	-
$\Lambda$ . No, we left it where it was	<del>-</del>		•
. Have you received any train		nee religious	3
rticles?			
Q. Yes, we received training a	at Ft Lewis that Emams	should be th	ne only
ndividuals who should touch t			20 011117
). Were you at Compound 5 duri			
A. Yes, but it was after the l	9	fired	
Q. Did you witness any detaine		LLLCG.	
A. No.	SCB BIIOC.		
a. NO. Q. Did you witness anyone firi	ing lethal rounds?		
A. No. I did not know lethal r	<del></del>	1 T was +014	lator
). During the search did you s			
	<del>-</del>		_
A. While we were walking to the			
two MPs inside a tent on row o	_		
nolding area. I did not see an Koran.	ly detainees in the te	nt with the t	corn
Q. Is there anything else you			<b>→</b> .
A. No///END OF STATEMENT//(6)(6),			
WHICH BEGINS ON PAGE 1 AND ENDS ON DESTRUCTION OF EACH AND HAVE INITIALED THE BOTTOM OF EACH STATEMENT FREELY WITHOUT HOPE OF BEING WITHOUT COERCION, UNLAWFUL INFLUENCE.	TATEMENT IS TRUE. I HAVE CH PAGE CONTAINING THE STA NEFIT OR REWARD, WITHOUT T	AND THE CONTENT INITIALED ALL C TEMENT. I HAVE	S OF THE ORRECTIONS MADE THIS
	(b)(6), (b)(7)(C)		
	(5)(6), (6)(7)(6)		-
JTTN G GP G			4
WITNESSES:	CURCOTTED AND	GWADN DEBADE NE 3	(b)(6), (b)(7)
		SWORN BEFORE ME, A ATHS, THIS 7th DAY	
	AT Camp Bucca		-
	(b)(6), (b)(7)(C)	)	,
DRGANIZATION OR ADDRESS	(SI marura	or Person Administe	ring Oath)
			ring Oath)
	$_{SA}(b)(6), (b)(6)$	7)(C)	
	(Name of Pe	rson Administering	Oath)
ORGANIZATION OR ADDRESS			
	Arac	to Administer Oath)	
	(Authority	LO Administer Uath)	
INITIALS OF PERSON MAKING STATEMENT	(b)(6), (b)(7)(C)		
	(0)(0), (0)(7)(0)	GES 2 OF 2	PAGES

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DA FORM 2823 (AUTOMATED)



Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

SW For use of this form, see AR 190-45: The p	ORN STATEMENT	Staff for Personnel.
For use of this form, see AR 190-45: The p LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE (D)(6), (D)(7)(C) ME (D)(6), (D)(7)(C)	FILE NUMBER 0009-05-CID579
(b)(6), (b)(7)(C)	SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C)	GRADE/STATUS E-3/AD
ORGANIZATION OR ADDRESS 732 DESFS Camp Bucca, APO AE 09375		

want to make the following statement under oath:  $\mathfrak b$  we went into compound 5 for a shakedown. compound into rows and they sent each group to their row. We started search the tents that were in our rows. We had search approximately two r , three tents when A1C  $^{(b)(6),(b)(7)(C)}$  found a Koran on the right side  $\overline{ ext{of}}$  a tent laying face down with pages torn out. A1C (b)(6),(b)(7)(C) told SSgt (b)(6),(b)(7)(C) about  $SSgt^{(b)(6),(b)(7)(C)}$  asked us if we were the ones that did it. So then we left the Koran where it was and went on about the When we finished the search we informed TSgt (b)(6),(b)(7)(C) that we had found a Koran with pages torn out and informed him that we did not do anything to it. We went to help the T.A.S.S. guys pull out c-wire. 30 minutes or an hour later we heard gunshots coming from compound 5. climbed up into tower Charlie on compound 8 and could see the detainees throwing rocks at the towers. The guards were engaging the detainees with non-lethal ammunition. We saw the other visitation personnel going toward compound 5. SSgt(b)(6),(b)(7)(C) told us to grab our stuff and go see if we could help out. When we arrived an Army SGT told us to go see if we could go get any extra shotgun rounds and M203 rounds. We went over to compound 8 and retrieved some extra shotgun ammunition and M203 rounds. We went back, over to compound 4. We went up into alpha tower and started shooting nonlethal rounds into compound 4 at the detainees who were throwing rocks. The detainees started gathering up into a group and quit throwing rocks at, us and started to concentrate on delta tower of compound 4. They called us to go over to compound two or three. We went up in alpha tower of that compound and engaged detainees that were throwing rocks. We then went back down to compound 4. From there they called us over to compound 8 as a show of force. No one fired any rounds over there. We then went back to compound 5 where the detainees were starting to chant. to send in a group of us with shields and a baton to remove one of the detainees who was trying to stir things up. We never entered the compound : and they told us to go put the shields away and then sent us to lunch. They told us to be on standby for the rest of the day.

- O: SA (b)(6), (b)(7)(C)
- A: A1C (b)(6), (b)(7)(C)
- Q: Have you read the camp Bucca Rules of Engagement?
- A: Yes.
- Q: What is the current policy for use of force?
- A: Shout, show, shove, and shoot.
- Q: How many non-lethal rounds did you fire?
- A: None.
- Q: Did you hear any lethal rounds being fired?
- A: No.

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE



## FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE

#### FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

- Q: Did you see any detainees get shot with lethal rounds?
- A: No.
- Q: Who was with you when you searched the tents in compound 5?
- A: SSgt (b)(6), (b)(7)(C), A1C (b)(6), (b)(7)(C), A1C (b)(6), (b)(7)(C) myself.
- Q: What tent was the destroyed Koran found in?
- A: Tent 2-7.
- Q: Where in tent 2-7 was the Koran found?
- A: On the right hand side of the tent as we came in from the south side of the compound. It was a couple of mats down from the north end of the tent, lying on top face down with pages torn out of it lying next to it.
- Q: Who found the Koran?
- A: A1C (b)(6), (b)(7)(C)
- Q: How long had you been searching the tent when the Koran was found?
- A: Probably two minutes if that. It was not long at all.
- Q: What is your guidance from your chain of command when searching the detainee tents?
- A: They told us we were going to search compound 5 and to look in the boxes and under the floor boards for any shanks or unauthorized items. If we come across a Koran we can thumb through it to look for Dinar but once you're done with it set it off to the side and don't disrespect it in anyway.
- Q: How many times have you searched the detainee's property in the Theater Internment Facility (TIF)?
- A: Four of five times.
- Q: Did anyone else find any damaged Korans during the search?
- A: There were other people in other tents that said they found damaged Korans in their tents. I don't know exactly who but they said they found damaged Korans while searching.
- Q: How long was the search of compound 5 that day?
- A: Approximately two tow and a half hours.
- Q: Did you see any detainees in the area where the Koran was found?
- A: As we were going up to search our tent we saw people being pulled out of the other tents but none near the tent where the Koran was found.
- Q: What type of training did you receive regarding search of detainee property prior to this deployment?
- A: Be thorough and search everything. The smallest place will be where they will hide a shank or something that can hurt us.
  - Q: Do you have anything else you would like to add to this statement?
  - A: No.//END OF STATEMENT//

EXHIBIT INITIALS OF PERSON MAKING STATEMENT

(b)(6), (b)(7)(C)

PAGE 2 OF 3 PAGES

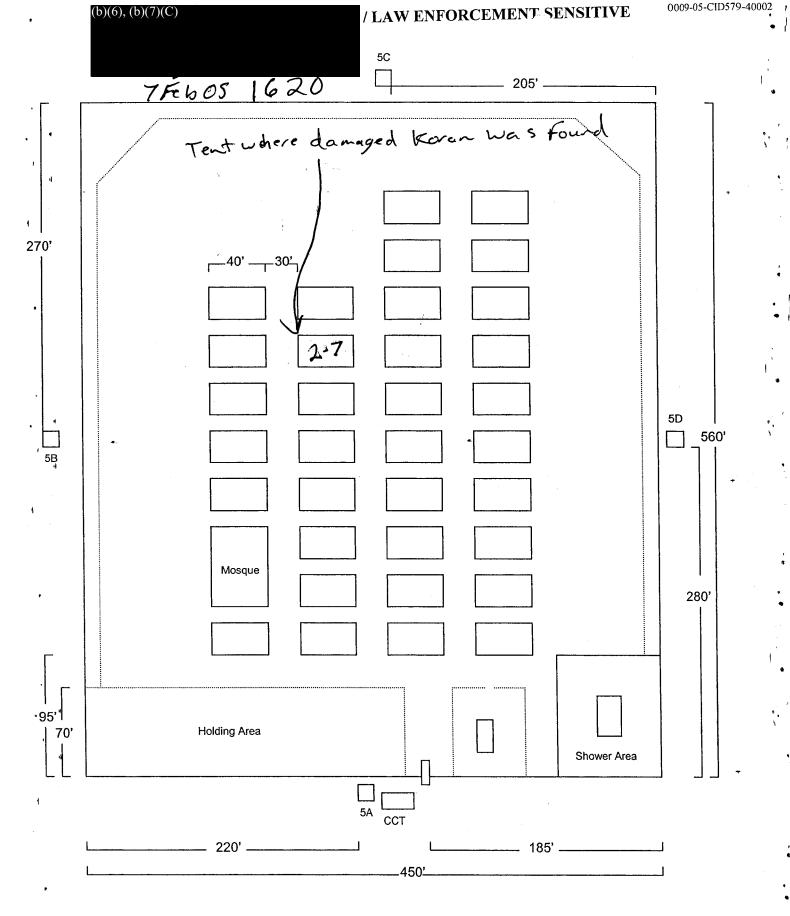
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DA FORM 2823 (AUTOMATED)

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Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

_	SWORN STATEMEN	NT	
For use of this form, see AR 190-45			
Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE 7 Feb 05 (b)(6), (b)(7)(C)	173 (6)(6), (6)(7)(C)	FILE NUMBER 0009-05-CID579-40002
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)	SOCIAL SECURITY (b)(6), (	NUMBER (b)(7)(C)	GRADE/STATUS E-4/AD
ORGANIZATION OR ADDRESS			

Camp Bucca, APO AE 09375

1, SrA(b)(6), (b)(7)(C)

want to make the following statement under oath:

About 0800 we arrived at the IF. We stood by for about 20 to 30 minutes waiting for further instructions. We got off the bus and we were briefed by TSgt (b)(6)(b)(7)(C) that we were looking for any illegal contraband, ie weapons, 'anything they aren't allowed to have, whether or not they had been digging. under the floor boards. Our standard policy as far as the Koran issue is  $_{\scriptscriptstyle q}$ don't touch them, leave them alone. After receiving our instructions we started the search. As soon as I entered the first tent there was a small box that had two or three Korans and all of them were out of the hard In that persons space I found two shanks and several pieces of We continued the search finding contraband everywhere. search was over we collected all the contraband we found and put it in a pile outside of the compound. After that we were all sent to different locations in the TIF. My team was assigned to lay some c-wire in compound. It was about 0930 when we finished. About noon we started hearing chanting and loud screaming from down the IF. That's when the SOG told us to get out immediately. We left the compound as soon as we left the compound we started hearing flash bangs and shotgun fire, all of this took about one minute. Some of went on foot to compound three and some of went When we got to compound three we were trying to go to compounds 4 and 5 but it was literally raining stone and anything the detainees could throw at us. I went to the area between compounds 4 and 5 and fired between 50 and 60 non-lethal rounds. This was not working. detainees had pulled up the floor boards from their tents and were using them to shield them selves so they could throw rocks at us. About that point around 1230 compound 4 went quiet. Compound five was still rioting and was much more severe. I witnessed some of the detainees in compound 5 throwing rocks at the detainees who were not rioting. They yelled for more help toward the front of compound 5. I was right beneath the tower , by the CCT building under the tower. The tower was in shambles, the main window in the front was completely busted out and there were rocks and debris covering it. As soon as I got there the detainees were bringing there dead and wounded up to the front. At that the point the shooting and rioting stopped but the detainees in compounds 5 and 8 were still . chanting back and forth, but they were not throwing any objects. went on for about another 30 minutes until they dispersed. up in riot gear, clubs, and shields. Once the detainees stopped chanting , they told us that was it pack up and go home.

Q: What tent did you find the Koran in?

A: either 2-5 or 2-6.

Q: Who found the Koran?

A: I did.

FOR OFFICAL USE ONLY LAW ENFORCEMENT SENSITIVE

#### FOR OFFICAL USE ONLY LAW ENFORCEMENT SENSITIVE

- Where in the tent was the Koran?
- A: Front left, first bed on the left.
- Q: What is your guidance on the search of detainee property from your chain of command?
- A: Search it thoroughly but do not destroy it or throw things all over. If we search a box we will dump it on their bed and leave it there after searching it.
- Q: What type of training did you receive prior to this deployment regarding searching detainee property?
- A: Nothing as far as actually searching detainee property. If it is a religious item, do not touch it. If we suspect something might be in it, we get the compound mayor and have him search the item for us.
- Q: Can you describe the Korans you found?
- A: They where two or three hard shell covers in the box with the paper inside of it in two or three neat stacks. We have seen this before and we just didn't think anything of it.
- Q: After you found these Korans did you report it to your chain of command?
- A: No, as it was common place to find them the way I did that day, also on the floor even.
- Q: How many times have you searched detainee property at Camp Bucca?
- A: Four or five up to that point.
- Q: Do you know if anyone else found damaged Korans during the search?
- A: Yes I heard of other people talking about but I don't know who or where. Someone said on the radio that they had found a box of Korans shredded.
- Q: About how long was the shakedown of compound 5?
- A: 45 minutes to an hour.
- Q: Did you see any detainees in the area you were searching prior to entering the tent?
- A: Yes, several of them were running from the up front holding area and back to the holding area. Some of the other search teams found people in the tents when they searched them.
- Q: Who was on your search team?
- A: SSgt (b)(6), (b)(7)(C) A1C (b)(6), (b)(7)(C) and A1C (b)(6), (b)(7)(C)
- Q: Did you hear any lethal rounds being fired during the riot?
- A: There was so much shooting that you could not tell what from what. I didn't even know they fired lethal rounds until I got to compound 5 and they started bringing them out.
- Q: Did you see any detainees get shot with lethal ammunition?
- A: No. By the time I got there they had already been shot.
- Q: Have you read the Camp Bucca Rules of Engagement?
- A: Yes, thoroughly.

EXHIBIT INITIALS OF DEPSON MAKING STATEMENT

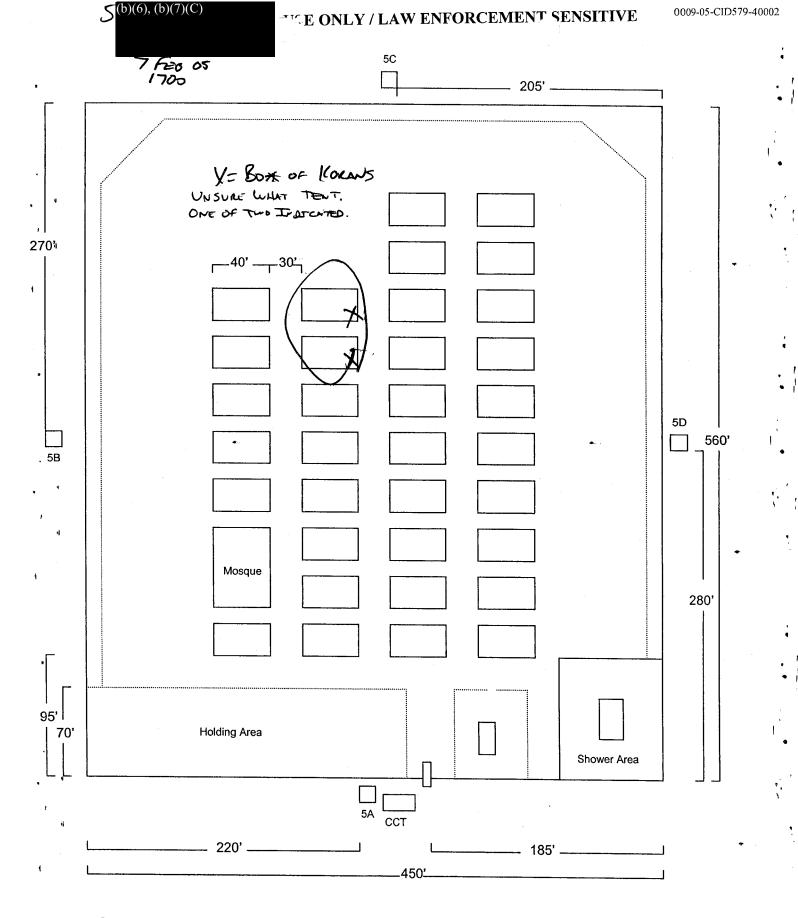
PAGE 2 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

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ACLU-RDI 5491 p.465 R OFFIC 140-USE O 126 ACE U CIEM RO 16239 100741

Exhibit<u>5</u>



Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

.	SW	ORN STATEMENT	
۱,	For use of this form, see AR 190-45: The pr		ief of Staff for Personnel.
ı	LOCATION	DATE (b)(6), (b)(7)(C) TIME	FILE NUMBER
	Camp Bucca CID Office	7 Feb 05	0009-05-CID579-40002
"	Camp Bucca, Iraq APO AE 09342	/838	), (b)(7)(C)
1	LAST NAME, FIRST NAME, MI	SOCIAL SECURITY NUMBER	GRADE/STATUS
I	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	E-5/AD
	ORGANIZATION OR ADDRESS		
	732 nd Expeditionary Security Forces Squadron (ES	FS)	
1	Camp Bucca, APO AE 09375		
	(1,1)(1,1)(2,1)(3,1)		

make the following statement under oath: (b)(7)(C) I, SSgt(D)(6), (D)(/)(C) On the morning of 31 Jan 05, I SSgt(b)(6), (b)(7)(C)was tasked with searching Compound 5. We began the search at approximately 0730 in the morning. My Platoon Sgt, TSgt(b)(6), (b)(7)(C)instructed myself and my fire team to search Row 4 of the compound. We were given riot batons and from that point we went into the compound. While doing our search of the tents, either the second of third tent in my row, I found a white box top with either three, four or five Korans in it. The Korans were white and brown and there were several pages torn out of them lying loose in the box. There was also other forms of debris in the box that included toothpaste boxes, and discarded clothing. I didn't think much of the Korans because in previous searches in other compounds I had seen similar instances. We continued our search and completed our row and possibly searched one more tent. all of the contraband had been removed from the compound, we exited the compound. We were then tasked with another chore and while performing the task, we heard non-lethal shots being fired and boarded the bus and came to Compound 4. When we arrived at Compound 4, there were stones being thrown over the fence in our general direction and at the CCT building. After a few minutes, TSgt (b)(6)(b)(7)(C) arrived with riot batons and shotguns and distributed them. I was given a shotgun and immediately went towards the compound fence to try and fend back the rioters. When a rioter came close to the fence and tried to throw a stone, I attempted to use non-lethal force (ie. Firing the shotgun) but the shotgun did not work. I chambered another round and awaited another target of opportunity. A second detainee came close to the fence and tried to throw a stone. again attempted to fire the shotgun and again it did not fire. From this point, I unloaded the shotgun and went to another person with a shotgun and handed my rounds off. I stayed with this person for the first portion of the riot and pointed out targets of opportunity and stones. After about 10 minutes, the rioters moved to the central portion of the compound and towards the D tower. I then stepped back and stayed out of the way  $_{\parallel}$ and waited for another chance to assist. After awhile longer, I heard one or two lethal shots being fired at Compound 5. I did not see the shots or see the individuals wounded by the shots

- $O: SA^{(b)(6), (b)(7)(C)}$
- A: SSgt (b)(6), (b)(7)(C)
- Q: When did you begin the search of Compound 5 on 31 Jan 05?
- A: Around 7:30.
- Q: When you entered the compound, were all of the detainees in the holding area at that time?
- A: I believe so.
- Q: Did you see any detainees still in tents or leaving tents while you were inside the compound?
- A: I don't think so.
- Q: In which building did you see the box with the Korans?
- A: In the second or third tent of Row 4?
- Q: Who was in the building when that box was discounted
- A: A1C (b)(6), (b)(7)(C) A1C (b)(6), (b)(7)(C) Amn (b)(6), (b)(7)(C)

	EXHIBIT	INTTXIC (b)(6), (b)(7)(C)	OF PERSON	MAKING	STATEMENT	PAGE	OF 3 PAG	ES
1								

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

### FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE

STATEMENT OF SSGT (b)(6), (b)(7)(C)

TAKEN AT CID Office

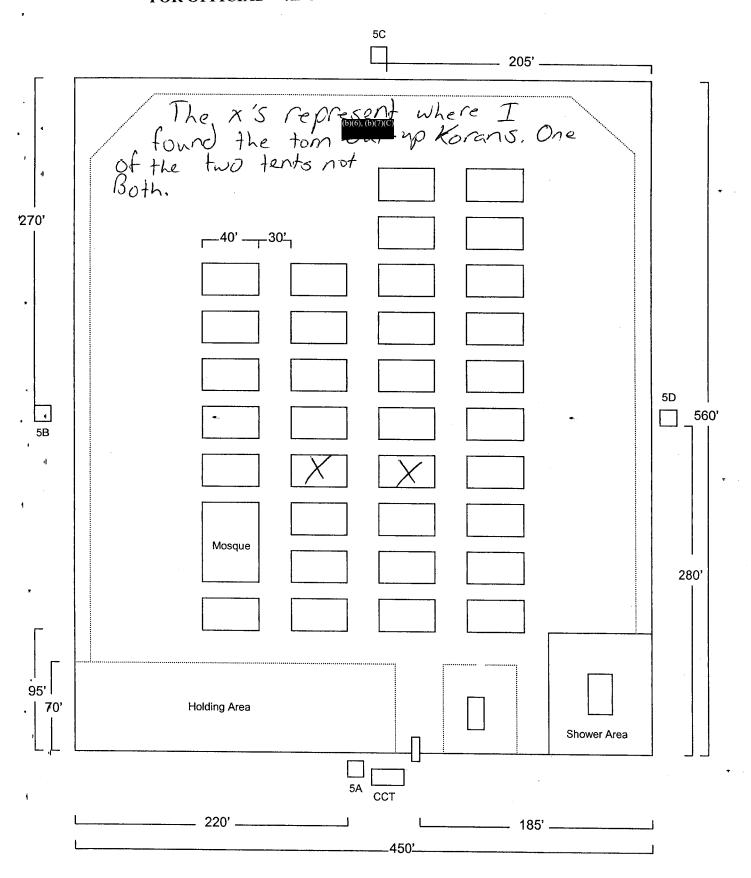
DATED 7 Feb 05 CONTINUED:

- Q: Di
  - Q: Did any of these individuals see the box of Korans?
  - A: No.
  - Q: Did you mention seeing the box to anyone?
  - A: Not until I had heard after the riot that it was possiblly caused by torn up Korans.
  - Q: Who did you tell?
  - A: I think it was A1C (b)(6), (b)(7)(C)
  - Q: What did the Korans look like?
  - A: Some were white, another was brown. The covers were not torn, but the pages had been torn out and were lying loose in the box.
  - Q: How many pages were lying in the bottom of the box?
  - A: A couple of handfuls.
  - Q: In the previous searches that you mentioned, were the Korans in similar condition?
  - A: There were not as many, but there were pages torn out.
  - Q: Did you see anyone tear pages from a Koran?
  - A: No.
  - Q: Have you heard anything about someone tearing pages from a Koran?
  - A: No.
  - Q: What training have you had in reference to Korans?
  - A: The Korans were not to be rifled through and that if we needed to search a Koran a Muslim interpreter would have to do it for us. Also, the Korans were not to be placed on the ground or floor.
  - Q: When did you receive this training?
  - A: Fort Lewis, WA, duing our initial training phase of the deployment.
  - Q: Have you ever seen or heard of anyone treating a Koran in a manner other than those outlined in your training?
  - A: No.
  - Q: Did you hear of anyone else finding any damaged Korans during the search on 31 Jan 05?
  - A: Yes, but  $SSgt^{(b)(6),(b)(7)(C)}$  is the only one I can think of.
  - Q: Who did you hear it from?
  - A: SSgt (b)(6), (b)(7)(C)
  - Q: What did he tell you?
  - A: He said they were in a similar condition. I don't remember how many he said there were.
  - Q: During the riot, did you hear anyone request to use lethal force?
  - A: No.
  - Q: Where were you when you heard the lethal shots from Compound 5?
  - A: Standing by at Tower 5A of Compound 4.
  - Q: How did you know that it was lethal ammunition?
  - A: Past experience with the sound of the M16 series rifle.
  - Q: Did you see any detainees that were hit by lethal ammunition?
  - A: No.
  - Q: How many shots did you hear?
  - A: One or two shots, but I had also been hearing flashbangs and M203 non-lethal rounds.
  - Q: Is there anything you would like to add to this statement?
  - A: No.///END OF STATEMENT///

(b)(6), (b)(7)(C)

page  $\underline{2}$  of  $\underline{3}$  pages

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Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

## FOR OFFICIAL BE ONLY / LAW ENFORCEMENT RENSITIVE

SW For use of this form, see AR 190-45: The p	ORN STATEMEN roponent agency of		of Staff for Personnel.	
LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE 7 Feb 05	19(6 (b)(6), (b)(7)	FILE NUMBER 0009-05-CID05	,
LAST NAME, FIRST NAME, MI $(b)(6), (b)(7)(C)$	SOCIAL SECURITY $(b)(6), ($		GRADE/STATUS E-5/AD	1
ORGANIZATION OR ADDRESS 732 nd ESFS Camp Bucca, APO AE 09375				••
		f-11		

I, Jon L. HOWARD want to make the following statement under oath: On 31 Jan 05, at approximately 0730, my team was instructed to do a contraband search of compound 5. My team consisted of Myself, A1C (b)(6),(b)(7)(C) A1C (b)(6), (b)(7)(C) and A1C (b)(6), (b)(7)(C) We were tasked with certain tents and after searching one tent, we moved to the next and then moved to the next. We confiscated various contraband items, to include shanks and bamboo When ever we had to move a Koran, it was moved gently and the item. it was setting on was then searched. Gloves were worn at all times. one tent, I forget the number of the tent, I observed a Koran sitting in a box of old dirty water bottles. It didn't appear to be placed as much as • | tossed in there, with pages against the water bottles. I turned and said to my team, "They must not respect the Koran all that much, because look at this." They were busy searching and gave a response, but they were busy searching and didn't even slow down. Near the front of the Compound, we met up with SSqt (b)(6), (b)(7)(C) team and continued searching the last few tents with them. One tent in the front, I believe to be the second tent form the left in the front row, A1C  $^{(b)(6),(b)(7)(C)}$  noticed a Koran in what appeared to be a bucket. Then we were done. We then left the compound. The time we finished was approximately 0930. I remember this because I remember someone saying, "It only took us two hours." The clock on the bus said 0930. I then went to, I believe it was Compound 3, to lay c-wire Approximately two hours went by, we were almost in the shower area. finished, when somebody, I don't recall who, it may have been the SOG, came by and said they needed extra bodies helping in compound 5. b)(6),(b)(7)(C) and the others ran down that way; I walked because I injured my ankle on a previous date. Some of us were given riot batons. distinctly remember A1C (b)(6), (b)(7)(C) and A1C (b)(6), (b)(7)(C) were given shotguns with non-lethal rounds. People were calling for non-lethal ammo and I started re-supplying non-lethal to people on the fence line with A1C (b)(6),(b)(7)(C) Myself, SSgt(b)(6), (b)(7)(C) A1C (b)(6), (b)(7)(C) and I believe A1C (b)(6), (b)(7)(C) went between Compound 1 and 2 on the corners. We went back to Compound 5 and the next thing I really remember, they were dragging the dead and wounded upfront. I was helping guarding the prisoners and load the injured on the Hummvs.

Q: SA (b)(6), (b)(7)(C) A: SSgt (b)(6), (b)(7)(C)

O: Have you received training on handling detainees?

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			PAGE	OF	) PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE__OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

STATEMENT OF (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 7 Feb 05

CONTINUED:

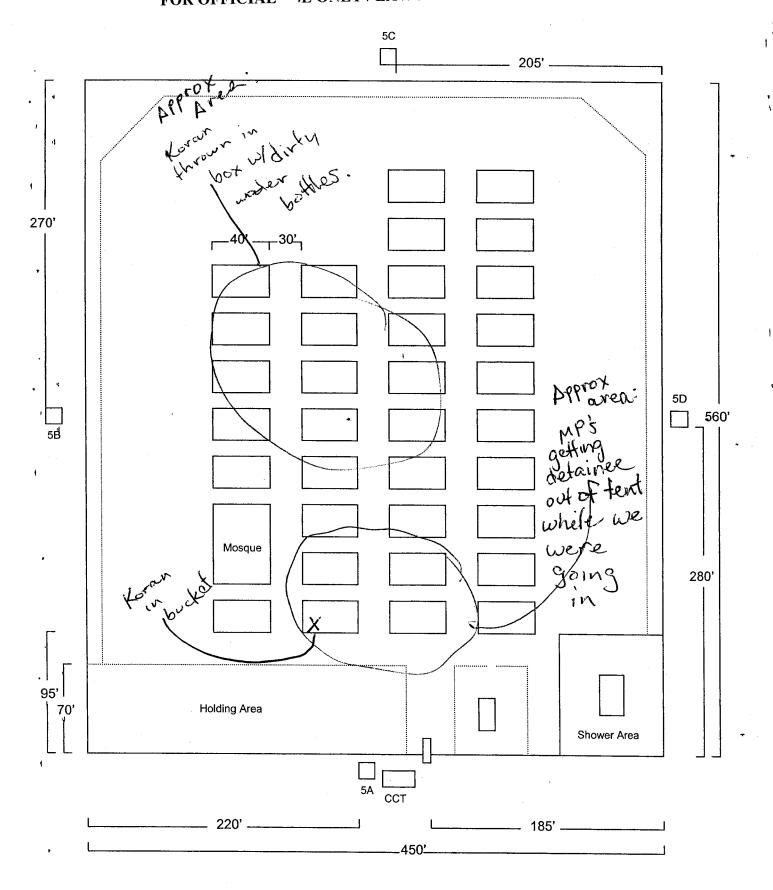
- Ft. Lewis Washington before we deployed. We were there for 30
- Q: Did you receive any training or instruction on dealing with religious articles or persons such as the Koran and Imams?
- A: Not Imams. We were instructed to not touch it, call an interpreter for assistance. We got here and realized that is not realistic. They also said treat it with care if you do have to touch it.
- Q: Have you done any searches of compounds prior to 31 Jan 05?
- A: Yes, approximately three.
- Q: Did you touch any Korans during your search of Compound 5 on 31 Jan 05?
- A: Yes. We slid it aside to search the box it was set on. They were treated gently and gloves were worn at all times.
- Q: Did you see anyone mistreating a Koran?
- A: No
- Q: Did you see anyone tear pages from a Koran?
- Q: Have you found any other Korans damaged in previous searches?
- A: Yes. I saw a box full 20 to 30 dirty and damaged Korans. There were 'pages that were torn out. It reminded me of a box of old books that were being replaced.
- O: Were all the detainees in the holding area when you began you search on
- A: No. As we were walking to the back of the Compound, there were two MPs in a tent that were ordering a detainee or detainees out of the tent. believe there were others that some other guys saw, though.
- · Q: Have you been briefed on the use of force policy for detainee operations at Camp Bucca?
  - A: Yes, at Ft. Beuhiring Kuwait by a JAG captain.
  - Q: Did you fire any non-lethal rounds?
  - A: No, I was directing my Airman.
  - Q: Did you have a weapon?
  - A: Just a baton.
  - Q: Did you fire any lethal rounds?
- ' A: No. I didn't have a weapon, only a baton.
  - Q: Did you see anyone fire any lethal rounds?

  - Q: Did you hear anyone fire lethal rounds?
  - A: No.
  - Q: Did you see any detainees get shot?
  - A: No.
  - Q: Do you have anything to add to this statement?
- · A: No.///End of statement///



### FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE

STATEMENT OF $(b)(6)$ , $(b)(7)(C)$	TAKEN AT Camp Bucca CID	DATED 7 Feb 05	CONTINUED:
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(b)(6), (b)(7)(C)	AFFIDAVIT		
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		INITIALED ALL CO TEMENT. I HAVE	MADE THIS
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		ING STATE	EMENT)
WITNESSES:	CIRCCPIED AND	SWORN BEFORE ME, A	DEDGON BY I.AW
	TO ADMINISTER OF	ATHS, THIS 7th DAY Camp Bucca, Iraq	
	(1 ) ( ( )	(1)(B)(C)	(b)(6), (b)(7)(C
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ORGANIZATION OF ADDRESS			ring Oath)
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## Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

(b)(6), (b)(7)(C)

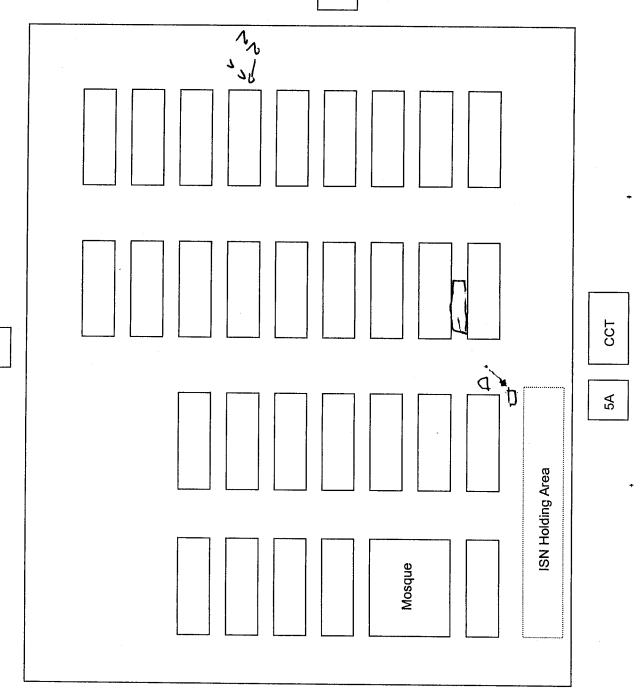
7 Feb 05

(b)(6), (b)(7)(C)

8 Feb 05

 $_{2}^{\circ}$ 

5D



5B

On Monday morning, 1-31-2005, they woke us up for counting at exactly 6:30, same as everyday. They told us that the Coalition Forces were going to enter the camp to search. They search the camp randomly and we have no choice but to obey their orders. We all got out of the tents at the exact time for counting, and after all the prisoners were outside for counting, Coalition Forces entered. They said they were new forces that came to Bucca. After Coalition Forces searched, they left and the counting was finished. The prisoners who got counted left the holding area. I saw the Imam, b(6), b(7)(C) while I was still in the counting area, going to the camp rep and talked to him regarding something. Then he went to the door to talk to the guards. We didn't know what was going on, but after we asked, we found out that the Coalition Forces had torn 2 Korans. One was in the Imam's tent and the other was in Tent 19. Everybody got angry about this crime in Islamic rights, especially the prisoners. Everybody was waiting for an answer from the guards at the door, and after an hour or more, all the prisoners gathered in the mosque to find out who did this ugly crime. Everybody was angry because the people in charge of the camp didn't do anything about it like apologizing to prisoners or giving a convincing excuse about what happened. We gathered in the mosque and  $\frac{b(6), b(7)(C)}{said}$  relax everybody because a sign of anger was shown on our faces inside the mosque and he was worried if any prisoners were going to do something that he is not going to be responsible for it. He said we are going to go outside the mosque back door to express or anger because of the terrible incident and he warned everybody not to do anything that will anger the guards and not to curse them or their religion. The Imam said to only say "God is the Greatest" and "No God but God." He said not to harm anybody. We started shouting "God is the Greatest" and "No God but God" from inside the mosque then we went out as a group toward the field to the camp doors in front of the rep tent. When we got closer to the door the guards started spraying tear gas, and one or two non-lethal rounds called "bomb action." I don't remember but you know we have to react, because for every action there is a reaction. Some prisoners start throwing shoes and sandals but the guards increased the shooting with rubber bullets. We started backing up to avoiding the rubber bullets. It was like rain. I hid inside the tent. I saw Linguist **b(6)**, **b(7)(C)** pulling  $b^{(6)}$ ,  $b^{(7)(C)}$  inside the tent, but  $b^{(6)}$ ,  $b^{(7)(C)}$  eft the tent. I left with  $b^{(6)}$ ,  $b^{(7)(C)}$  We were protected by a blanket from the bomb action bullets and when we got between the camp rep tent and tent 28 we got shot by the bomb action. I left b(6), b(7)(C) inside the blanket to hide behind the camp rep tent. b(6), b(7)(C)was next to me. Knowing that the incident happened very fast, I saw b(6), b(7)(C) shouting "God is the Greatest" and his head was bleeding. He gave his back to the guards and his face to us. b(6), b(7)(C) went to get him but he went back again to the same spot, and b(6), b(7)(C) stayed inside the blanket shouting. I used to get out from time to time and shout. One of these times I saw b(6), b(7)(C) next to me but when I came back I got shoot on my upper area of my thigh (butt). I fell on the ground then b(6), b(7)(C) was crawling back to the tent and he was in pain. He looked like he got shoot by a real weapon. b(6), b(7)(C) went out to save who got shoot, but b(6), b(7)(C) got shot too. Every body else started yelling, 'b(6), b(7)(C) and Hozaifa got killed." Everybody stopped shooting, and then they carried the people who died first then they carried me, **b**(6), **b**(7)(**C**) what I know about the date of the Quran incident. It happened very fast and it was very scary.

0009-03-C1D3/9-4000
Q. Who did they shoot first?
A. b(6), b(7)(C)
Q. Did you see him get shot?
A. No
Q. Do you know what he was doing prior to the shooting?
A. Yes. He has his hands up and saying "God is the Greatest" in a low voice because
his voice was gone.
Q. Do you know why his voice was gone?
A. Because he was yelling a lot saying "God is the Greatest."
Q. Who was he yelling at?
A. Because he was angry at the people who tore the Koran.
Q. Where was he standing when he was yelling?
A. Between the Camp Rep tent and Tent 28.
Q. Were there any detainees around him when he was yelling?
A. Yes, some guys came forward then went back behind the tent.
Q. What were the detainees doing when they came forward?
A. Some of them were shouting and others were throwing rocks.
Q. Where were you during all of this?
A. Behind the Camp Rep tent.
Q. Did you see anybody throwing rocks from b(6), b(7)(C);pot?
A. No, he was alone
Q. How far away is the closest person to him?
A. About one or two meters
Q. Did you see what b(6), b(7)(C) was doing before he got shot?
A. Yes. He had his hands up and saying "God is the Greatest" in a low voice because
his voice was gone.
Q. Who got shot after $b^{(6), b(7)(C)}$ ?
A. b(6), b(7)(C) that is his nickname and I don't know his real name.
Q. Did you see him get shot?
A. No, I didn't see him.
Q. Did you see what he was doing before he got shot?
A. He had the microphone with him and was saying "God is the Greatest."
Q. Where were you standing when he had the microphone?
A. Behind the Camp Rep tent
Q. Where was he when he got shot?
A. People said he went to help $b(6)$ , $b(7)(C)$ and got shoot next to $b(6)$ , $b(7)(C)$
Q. Who said that?
A. I don't know a specific person but that's what they said in the camp.
Q. Who got shoot after $b(6)$ , $b(7)(C)$ ?
A. I don't know either $b(6)$ , $b(7)(C)$ or $b(6)$ , $b(7)(C)$ that is his nickname I
don't know his real name.
Q. Did you see b(6), b(7)(C) get shot?
A. No.
Q. Which direction he was facing?
A. His back to the guards and his face to us.
Q. Where was he standing?

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Exhibit 000762

- A. Between the Camp Rep tent and Tent 28.
- Q. Did they shot him with rubber bullets?
- A. Yes
- Q. Why was he standing in the open?
- A. He was shouting "God is the Greatest" and was protecting himself with a blanket.
- Q. Was he protecting somebody else with the blanket?
- A. I was in it but I left.
- Q. Was there anybody standing around him?
- A. b(6), b(7)(C) was close to him.
- Q. How many detainees were around between the Camp Rep and Tent 28?
- A. About 5.
- Q. What were they doing?
- A. Some of them were shouting and others were throwing rocks.
- Q. Who was throwing rocks?
- A. I don't know.
- Q. When were you shot?
- A. I think 11:40 in the morning.
- Q. How did you know what time is it?
- A. Because we were in the mosque at 11:20 in the morning.
- Q. Where were you when they shot you?
- A. Behind the Camp Rep tent
- Q. What part of your body got shot?
- A. Upper part of my left thigh.
- Q. If you were behind the tent, how did you get shot?
- A. Directly behind the tent.
- Q. What were you doing when you got shot?
- A. I was shouting "God is the Greatest."
- Q. Why were you shouting?
- A. I was angry because they tore the Koran.
- Q. Why you were you hiding behind the tent?
- A. To protect myself from the rubber bullets
- Q. Why were the guards shooting rubber bullets at you?
- A. To calm us down.
- Q. Who were they shooting?
- A. All the detainees, even the people inside the tent who have nothing to do with it.
- b(6), b(7)(C) was shot in his right foot while he was inside the tent.
- Q. Where did they get the rocks that they were throwing on the guards?
- A. From broken block.
- Q. Where did they get the broken block?
- A. From next of each tent.
- Q. Did you see anybody using blanket or wooden boards to protect the people who were throwing rocks?
- A. I don't know.
- Q. Did you see any of the people who were shot throwing rocks?
- A. No.
- Q. Did the Imam tell the prisoners not to use violence?

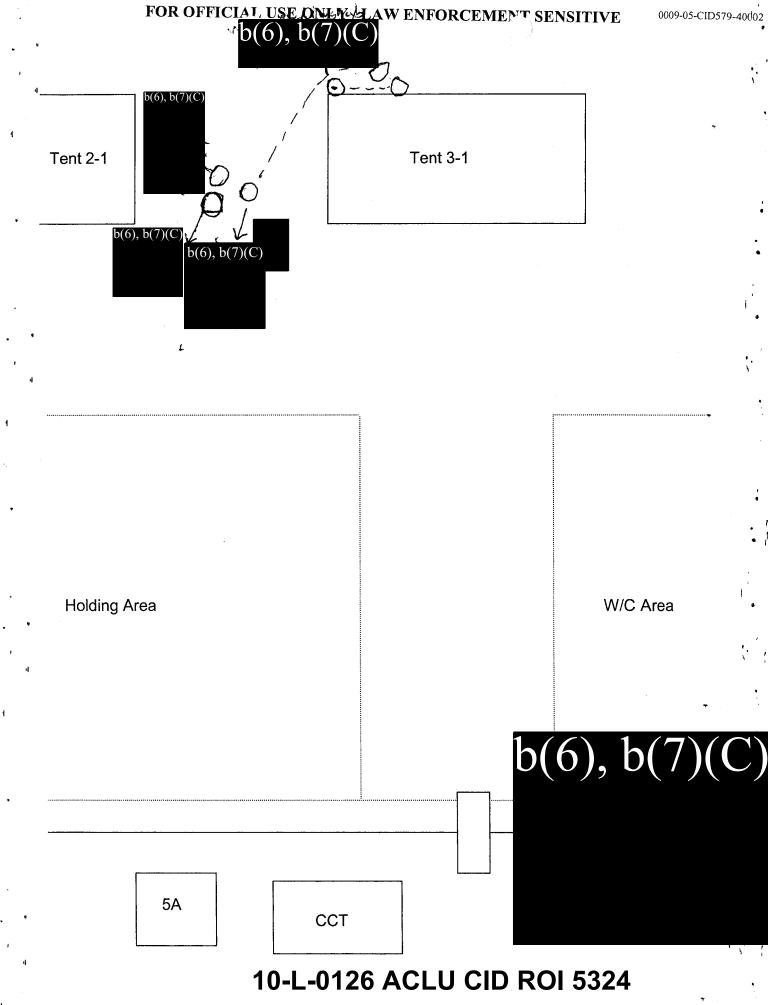
- A. Yes.
- Q. Why did the prisoners became violent?
- A. To react to the guard who sprayed us with gas tears and shooting us with the bomb action.
- Q. Who are the people who got sprayed by the guard?
- A. All the detainees who were close to the fence and the door.
- Q. Were they standing on the wire close to the fens when the guard sprayed them?
- A. No, they were standing next to it.
- Q. How did we treat you in this interview?
- A. Good.
- Q. Is this statement true?
- A. Yes
- Q. Do you want to add anything to this statement?
- A. Yes. Guards and inspectors have to respect Islam, Muslims and detainees. There are a lot of innocent people because the suspect is innocent until proven guilty. That what the law said. I hope that doesn't happen again pissing Muslims off and shooting with real weapons.

//signed// b(6), b(7)(C) (b)(6), (b)(7)(C)

> Wednesday 2/9/2005 1:45PM

Translated by: (b)(6), (b)(7)(C)

Titan Corporation 2/9/2005



ACLU-RDI 5491 p_f480 official use only / law enforcement sensitive 000765

Exhibit 6 C

	SWORN STATEMENT	
For use of this form, see AR 190-45	: The proponent agency of the	Deputy Chief of Staff for Personnel.
LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE 10 Feb 05 (b)(6), (b)(7)(C)	
AST NAME. FIRST NAME. MT $(6)$ , $(b)(7)(C)$	SOCIAL SECURITY NUMBER (b)(6), (b)(	GRADE/STATUS E-3/A1C
DRGANIZATION OR ADDRESS 732 nd ESFS Camp Bucca, APO AE 09375		
b)(7)(C)	want to make the fol	lowing statement under cath.

We arrived at the Interment Facility by bus. TSqt (b)(6), (b)(7)(C) came in contact with  $SMSgt^{(b)(6),(b)(7)(C)}$  and  $TSgt^{(b)(6),(b)(7)(C)}$  relayed to us that we would be doing a . shakedown in Compound 5. We drove down to Compound 5. We were met by the off going personnel of about 20. SMSgt (b)(6),(b)(7)(C) told us again that we would SMSgt (b)(6), (b)(7)(C) told us that they had intelligence that be doing a shakedown. , there were weapons inside Compound 5. We got our tent assignments from SMSgt (b)(6),(b)(7)(C) and proceeded to go into the compound. We went to our assigned tents and conducted a search. While we were going through the compound, I relayed to another team that I had found a shank and they said that they had found a couple of torn Korans. That was it besides the search. We huddled up and loaded the stuff we found on the Polaris and they dumped it. They came back in and did a head count of the whole Then we went outside the gate. We proceeded to Compound 3 search team. , to put up c-wire near the shower area. We were putting up c-wire for a Someone came over the radio that they needed good 30 to 35 minutes. bodies at Compound 5. We all ran to Compound 5. I started asking people for a shotgun, but they all had been given out. So, myself, AIC(b)(6),(b)(7)(C)AIC (b)(6), (b)(7)(C) ran to Compound 1 and asked if they had any shotguns.  $^{\text{(b)(6),(b)(7)(C)}}$  said they only had one and he needed it for Compound 1. went to the control center and asked them if they had any shotguns and they said they had given them out to Compound 5 and all they had were sticks. So we went back to Compound 1 and TSgt (b)(6),(b)(7)(C) gave us flash grenades and we went back down to Compound 5. I handed out the grenades. TSgt (b)(6),(b)(7)(C) handed me his shotgun. That's when I saw two detainees coming out - one was shot in the head and one was shot in the upper chest. was no more firing when I was handed the shotgun.

Q: SA (b)(6), (b)(7)(C)A: A1C (b)(6), (b)(7)(C)

(b)(6

Q: Have you received any training on conducting a search of detainee property?

A: Yes, in Ft. Lewis. They told us to be consistent.

Q: Did you receive any training or special instruction on dealing with religious articles?

A: Negative.

EXHIBIT	INITIALS OF	PERSON_MAKING (b)(6), (b)(7)(C)	STATEMENT	PAGE	lof 3 pages
ADDITIONAL DISTRICT				1	101011

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT _ DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE_OF _PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL. BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

<del>10-L-0126 ACLU CID ROI 5325</del>

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STATEMENT OF (b)(6), (b)(7)(C)

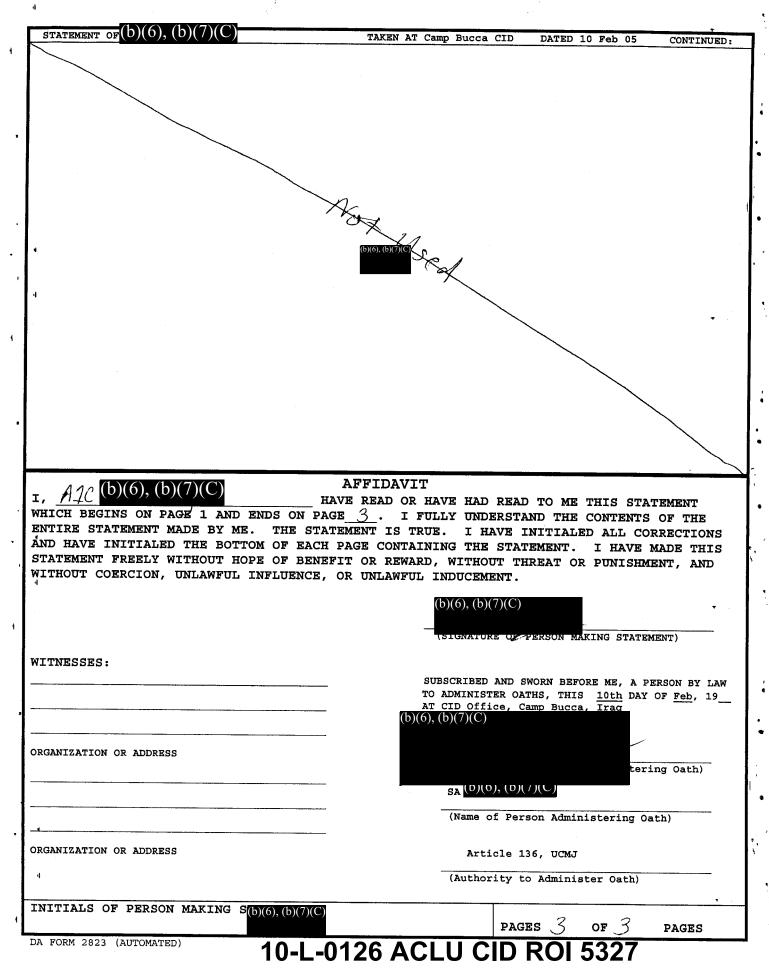
TAKEN AT CID Office

DATED 10 Feb 05 CONTINUED:

- Q: Did you see any torn Korans?
- A: Negative.
- Q: Did you see any damaged Korans?
- A: Negative.
- Q: Did you see any US personnel damage or tear a Koran?
- A: No sir.
- Q: Did you damage or tear any Korans?
- A: No sir.
- Q: Did you find any contraband?
- A: Yes, sir, a shank.
- Q: Who were the persons who told you they found a torn Koran?
- , A: SSgt (b)(6), (b)(7)(C)
  - Q: What did he say?
  - A: He said he found a box of torn Korans.
  - Q: Was there any training or special instruction on handling a Koran?
  - A: Negative.
- · Q: Did you see any detainees get shot with lethal rounds?
  - A: Negative.
  - Q: Did you see anyone shooting lethal rounds?
- A: Negative.
- Q: Did you hear any lethal rounds being fired?
- A: Negative.
- Q: Did you fire any non lethal rounds?
- A: No sir.
- Q: Specifically, where were the wounded detainees shot on their body?
- A: Upper left head and upper right chest?
- Q: Do you recall what they were wearing?
- A: No sir.
- Q: Did you see any other wounded detainees?
- A: No sir.

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ACLU-RDI 5491 p.483 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE 000768 Exhibit 65

## Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

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220,

Holding Area

185

Shower Area

SV	VORN STATEMEN	VT.	
For use of this form, see AR 190-45: The p	roponent agency of	the Deputy Chie	f of Staff for Personnel.
LOCATION	DATE	TIME	FILE NUMBER
Camp Bucca CID Office	10 Feb 05	i	0009-05-CID579-40002
Camp Bucca, Iraq APO AE 09342		1220	
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY	NUMBER	GRADE/STATUS
(b)(6), (b)(7)(C)	(b)(6)	(b)(7)(C)	E-4/AD
ORGANIZATION OR ADDRESS			

(b)(6), (b)(7)(C)

Camp Bucca, APO AE 09375

want to make the following statement under oath:

About 0730 we started the search of compound 5. I searched with my fire team which consisted of SrA (b)(6), (b)(7)(C) SrA (b)(6), (b)(7)(C) SrAand A1C (b)(6), (b)(7)(C)and myself. During the search no one reported finding any damaged Korans within my fire team to me. When we finished the search I was told by A1C b)(6),(b)(7)(C) and SSgt(b)(6),(b)(7)(C) that they had seen damaged Korans. 0930 when the search ended. After that I went and laid C-wire with the T.A.S.S. company. About 1100 or 1130 we started hearing non-lethal shots being fired. We were told to respond to compound 4. When I arrived at compound 4 rocks were being thrown at the towers. Everybody was getting non-lethals and sticks. I was given a M203 and told to report to tower 4D/5B the ones in between the compounds. The entire time I was trying to get to tower 4D/5B I was getting rocks thrown at me. When I arrived in the tower I received non-lethal ammunition for the M203. I began to return fire at the individuals throwing rocks in compound 4. see any of the detainees get hit with lethal ammunition nor see any detainees wounded. Also I did not hear the lethal ammunition being fired.///END OF STATEMENT//

EXHIBIT INITIALS OF PERSON MAKING STATEMENT
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(c)
(d)(6), (b)(7)(C)
(d)(6), (d)(7)(C)
(e)(6), (e)(7)(C)
(f)(6), (e)(7)(C)

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5329

STATEMENT OF STA $(b)(6)$ , $(b)(7)(C)$	TAKEN AT Camp Bucca CID	DATED 10 Feb 05	CONTINUED:
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	(Authority	to Administer Oath)	
INITIALS (b)(6), (b)(7)(C)ON MAKING STATEMENT	PA	(b)(6), (b)(7)(C) AGES 2 OF 2	PAGES
DA FORM 2823 (AUTOMATED)			

10-L-0126 ACLU CID ROI 5330

Exhibit

SI	WORN STATEMENT	
For use of this form, see AR 190-45: The page 4 LOCATION	proponent agency of the Deputy Chief	of Staff for Personnel.
LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	DATE (b)(6), (b)(7)(C) TIME (b)(6), (b)(7)(C) (b)(6), (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c)(7)(C) (c	FILE NUMBER 0009-05-CID579-40002
LAST NAME, FIRST NAME, MI $(b)(6), (b)(7)(C)$	SOCIAL SECURITY NUMBER (b)(6), (b)(7)(C)	GRADE/STATUS E-3/AD
ORGANIZATION OR ADDRESS 732 Expeditionary Security Forces Squadron (EC Camp Bucca, APO AE 09375	esfs)	

want to make the following statement under cath:
On 31 Jan 05, around 0700, we arrived at Compound 5. We gathered up around Compound 5
and they said they wanted a shakedown and wanted to find all weapons, shanks, and bamboo sticks. So we went in my fire team consisted of SSgt (b)(6), (b)(7)(C) A1C (b)(6), (b)(7)(C) and me. We searched the last row. I wasn't notified by any of my team members that they or I had found any damaged Korans. About 1100, we were done with the shakedown. About 1145, we could hear the detainees in Compound 5 chanting, so we got a call on the radio that said that everybody needed to respond to Compound 5. When I made it to Compound 5, the detainees were throwing rocks. About 15 minutes later, Compound 4 joined in and they were throwing rocks. I went to Compound 4 to help with the riot control. While at Compound 4, I heard a couple of lethal shots. I ran back to Compound 5 and saw two detainees lying on the ground. I was also there when they were bringing the injured detainees out.

- Q: SA(b)(6), (b)(7)(C)
- A: A1C (b)(6), (b)(7)(C)
- Q: During the search, did you see any damaged Korans?
- A: No.
- Q: Did anyone tell you that they found a damaged Koran?
- A: Not until after we were done.
- Q: Who told you they found a damaged Koran?
- A: They didn't tell me as in told to myself. While I was on the bus, I heard voices say that they had found damaged Korans.
- Q: Do you know who said it?
- A: I can't really pinpoint.
- Q: When you responded to Compound 5 during the riot the first time, what did you see?
- A: I saw a lot of rocks being thrown. I saw us lay down suppressive fire to push the detainees back.
- Q; Describe what the detainees were doing.
- A: Some were throwing rocks and running and others were hiding and throwing rocks.
- ,Q: Did you ever see any detainees shot with lethal ammunition?
- A; No.
- Q: Did you see any detainees that were lying on the ground?
- A: Yes.
- Q: Were they moving?
  - A: No.
  - Q: Where were the detainees?
- A: Between the second and third tent in the first row of tents.
- Q: How many detainees were on the ground?
- A: Two.
- Q: Were there other detainees around them?
- A: Yes.
- Q: What were they doing?
- A: Calling a truce to try and stop the shooting because they wanted to bring them to the

EXHIBIT	INITIALS	OF PERSON M (b)(6), (b)(7)(	AKING STATEMEN	· .	, 7	
		(6)(6); (6)(7)(		PAG	GE OF J	PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

10-1-0126 ACLU CID ROI 5331

DA FORM 2823 (AUTOMATED)

ACLU-RDI 5491 p.487

 $(b)^{(6),(b)(7)(C)}$  TATEMENT OF (b)(6),(b)(7)(C)

TAKEN AT CID Office

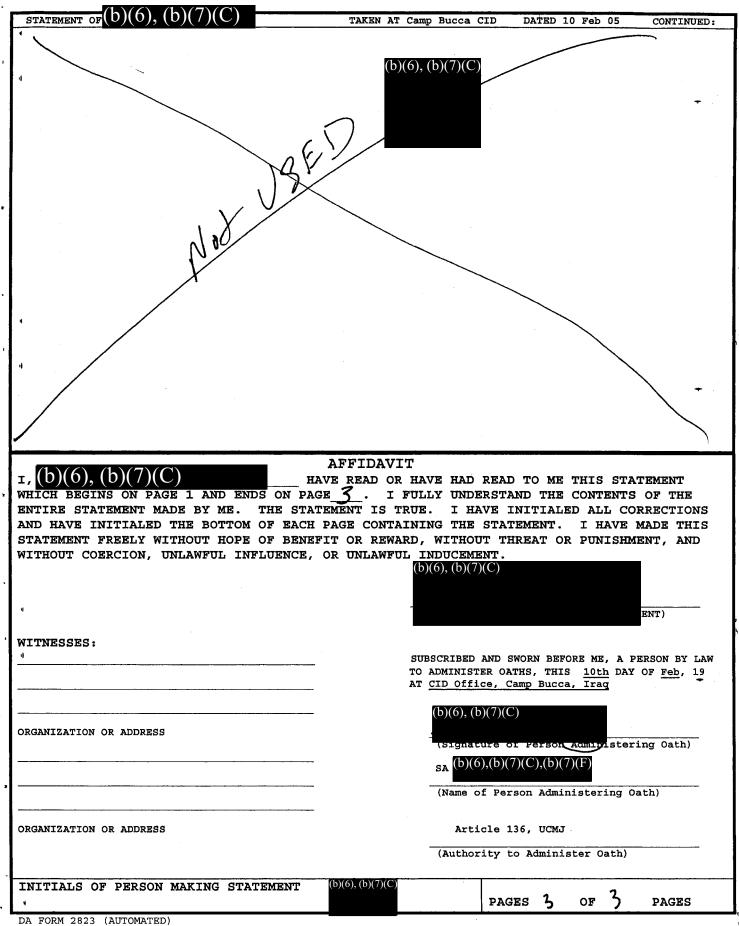
DATED 10 Feb 05 CONTINUED:

ate.

- Did you see any detainees with their hands in the air? :
- I saw them waving to make the guards stop.
- Did the guards stop shooting at that point?
- Yes. A:
- What happened next? 0:
- **A** : They brought all of the detainees that were hurt up to the gate.
- What were the detainees that you saw on the ground wearing? Q:
- I don't remember Α.:
- Q: What happened after the detainees were brought up to the front gate?
- . A: They let them out so they could be treated by medical personnel.
- Q.; What did you do at that point?
- **A**: I just stood at the gate making sure nothing else happened.
- How did you know that the sounds you heard while in front of Compound 4 were lethal 0: shots?
- I put two and two together. After the detainees were brought out of the compound, I saw their injuries and realized that they had been shot with lethal ammunition.
- Q: So when you heard the shots, did you know they were lethal?
- Α:
- When you saw the detainees on the ground, did you know that they had been shot with 0: 'lethal ammunition?
- No. **A**:
- Q: Did you see any blood around them?
- A: No.
- Q: Where were you standing when you saw them on the ground?
- A: About Southeast of the sallyport.
- How many detainees did you see in the area of the wounded detainees, when you saw the detainees on the ground?
- A: It was about 5-6.
- Q: Is there anything you would like to add to this statement?
- A; No.//END OF STATEMENT/(b)(6), (b)(7)(C)

INITIALS OF THESE WAR IN GTAINET

D ROFE5332 9 PAGES



10-L-0126 ACLU CID ROI 5333

Tent 2-1 Tent 3-1 Holding Area W/C Area 5A CCT 10-L-0126 ACLU CID RO ACLU-RDI 5491 p.490 OFFICIAL USE ONLY / LAW ENFORCEMENT SER

	SWORN STATEMEN	T	
For use of this form, see AR 190-45: The LOCATION	e proponent agency of DATE		
Camp Bucca CID Office Camp Bucca, Iraq APO AE 09342	10 Feb 05 (b)(6), (b)(7)(C)	(B)(6), (B)(7	0009-05-CID579
	(0)(0); (0)(1)(0)	1624	
LAST NAME, FIRST NAME, MI (b)(6), (b)(7)(C)	SOCIAL SECURITY N (b)(6), (	NUMBER (b)(7)(C)	GRADE/STATUS E-3/A1C
ORGANIZATION OR ADDRESS 732nd ESFS			
Camp Bucca, APO AE 09375			

want to make the following statement under oath: On January 31, 2005, Me, SSgt (b)(6), (b)(7)(C) A1C (b)(6), (b)(7)(C), A1C (b)(6), (b)(7)(C) and possibly A1C (b)(6),(b)(7)(C) went into the back of Compound 5 and we started searching the tents from there. We did a tent and moved east. searched bed roles, cardboard boxes they put at the head of their bed, and clothes hung on ropes. We removed bamboo sticks and cinder blocks they use to prop up the tent poles. After we did that, we lifted up their floor boards and took the contraband from under there. There was some . bamboo poles and rebar. Then we would go on to the next tent. that for three or four tents. Then in one of those tents, I can't remember which one, SSgt (b)(6),(b)(7)(C) said something like, "I guess they don't care too much about their Korans." I asked why, and he said there was some in a box. I looked in the box and there were Korans and food trash ·like orange peals, milk boxes, and some paper trash. Then we finished that tent, I don't remember if we did one after that in that row. got to the end of the row of tents, the tower guard in Tower 5D told us to check under the floor boards really good because he heard thumping or banging and he thought they might be building tunnels. ssqt(b)(6), (b)(7)(C)team and my team searched_the two tents that the Tower Guard was talking Then TSgt(b)(6),(b)(7)(C) said we should go help the guys up front that weren't done, so we helped them finish. Then when everyone was done, we left the compound. Then we all spit up to go do c-wire. Either the day before, or the day before that, we had started to lay c-wire and we went to finish it. My fire team went to Compound 4 and we finished there. Then we went to go help SSgt(b)(6),(b)(7)(C) fire team in Compound 3. about half way through that job, we started hearing yelling and non-lethal rounds and it got really loud. So the NCOIC of Compound 3 came over and told us to get out of the wire. We left there and ran over to Compound 5. When we got to Compound 5, the detainees were throwing rocks at all of the towers and the people standing near the fence. Some of us went to go get ammo for the tower guards and some stayed there in front of Compound 5. went to Tower 2D to see if I could get ammo for the M203. Then I went to Tower 5A and they had ammo there in front of the tower. Me and some others grabbed the ammo boxes and ran them up to the towers. bringing ammo to people with shotguns or M203s. Between Compound 4 and

Compound 5, we were getting rocks thrown at us from both directions.

| Initials of Person Making STATEMENT | Page / OF 4 Pages

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

10-L-0126 ACLU CID ROI 5335

STATEMENT OF (b)(6), (b)(7)(C) TAKEN AT CID Office

DATED 10 Feb 05

ower 4D and Tower 5B were shooting non-lethal rounds that I could hear. Then the detainees near Tower 5D were holding up a piece of plywood to block the non-lethal rounds, so the tower guards were throwing flash-bangs to get them to drop the piece of wood. In compound 5, towards the front, I looked back and I saw a detainee fall. It looked like he got hit in the When I saw him on the back of the HUMVEE, he was bleeding pretty bad from the head and he looked dead. I thought I heard some lethal rounds being fired from somewhere in Compound 5. Things calmed down after The detainees stopped resisting after that. Some of the detainees in Compound 5 had a bull horn and they were telling the people in Compound 4 to calm down. A force protection guy was yelling at the detainee with the bull horn to stop yelling and the detainee yelled back in broken . English that he was telling them to calm down. We all went up to the front of Compound 5 and everyone was there, even people who weren't working. They started handing out sticks, shields, and OC foggers. They started forming us up like we were going to go in. Pretty much after they got us formed up, they took the weapons back and dispersed everyone. the bus and drove back to control and TSgt (b)(6), (b)(7)(C) went in and SMSqt (b)(6), (b)(7)(C) came and told us that the detainees had claimed that we had torn up some Korans. Then everyone said that was a set-up. SMSgt  $^{(b)(6),(b)(7)(C)}$  said something Korans. Then everyone said that was a set-up. said something like, "Yea, that's what I thought."

QI: SA (b)(6), (b)(7)(C)

A: A1C b(6), b(7)(C)

Q: How many shakedowns had you done prior to the one in Compound 5 on 31 Jan 05?

A: About three.

- Q: Have you received any training or special instruction regarding searching detainee property?
- .A: Yes, At Camp Grizzly at Ft. Lewis. They talked to about not touching the Koran because people who are not Muslim can't touch it. If we wanted to touch it or see if there was anything in it, we were supposed to have a detainee pick it up and flip through it. They said be respectful. the detainee had caused problems, we were supposed to be gentle with their ·property.
- Q: Did you touch any Korans while searching?
- A: No.
- Q: Did you see anyone mistreat or damage a Koran?
- A: No.
- Q: Did you see anyone tear out pages from a Koran?
- A: No.
- Q: Did you tear any pages from a Koran?
- Q: Did you mistreat or handle roughly any Korans?
- Q: In the box of Korans you saw, were any of them damaged?
- A: They didn't look damaged; they just looked like they were sitting in with the trash.
- Q: Did you see any other damaged Korans during your search?

EXHIBIT

## FOR OFFICIAL SE ONLY / LAW ENFORCEMENT SENSITIVE

STATEMENT OF (b)(6), (b)(7)(C)

TAKEN AT CID Office

DATED 10 Feb 05 CONTINUED:

No.

Q: Did you find any evidence of tunneling in the tent the guard in Tower 5D informed you about?

A: No.

Q: Did you fire any non-lethal rounds?

A: No, I didn't have a weapon at all.

Q: Did you fire any lethal rounds?

A: No.

Q: Did you see anyone firing lethal rounds?

A: No.

. Q: Could you tell where the lethal rounds you heard fired were coming from?

' A: I think they came from Compound 5.

, Q: Other than the detainee you described in your statement, did you see any other detainees get shot with lethal ammunition?

A: No. I wasn't sure that the detainee I saw get shot was shot with lethal ammunition.

Q: Do you remember what the detainee was wearing when you saw him on the HUMVEE?

A: No, I don't remember.

Q: Where in the head was he shot?

.A: I don't know. His hair was all bloody.

Q: Did you see any other dead or wounded detainees?

A: Yes. There was a guy out front just sitting there. He was holding his lower leg in the calf area.

Q: Do you remember what he was wearing?

·A: Maybe a black man dress.

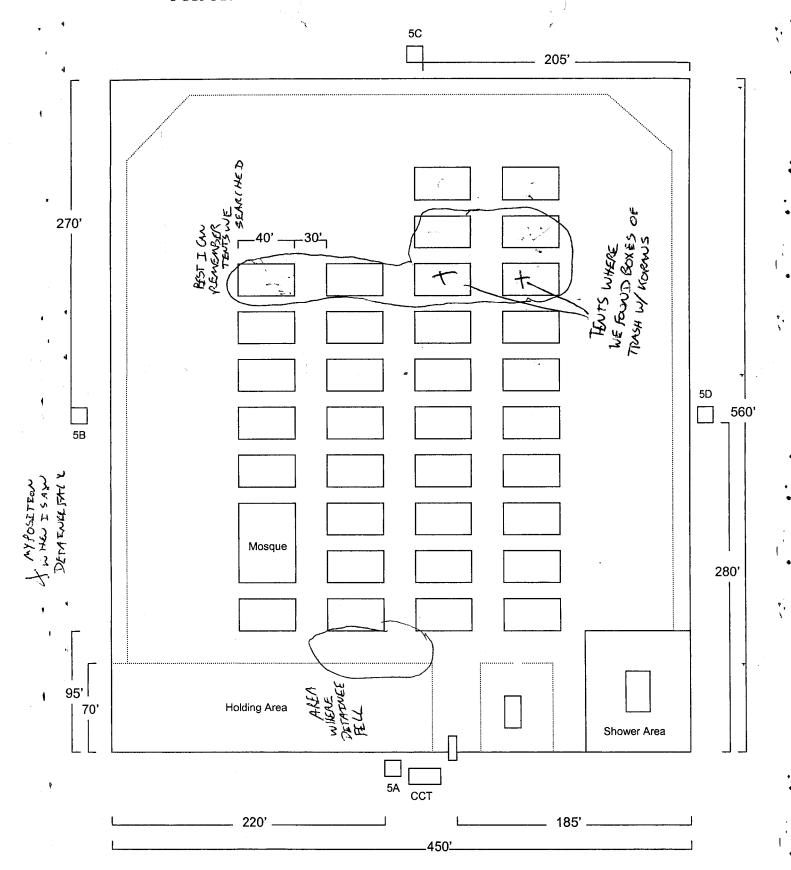
Q: Is there anything else you would like to add to this statement?

A: NO///End of Statement///

EXHIBIT

INITIALS OF 10.5 OK 126 ACLU ROLG 1337 4 PAGES

STATEMENT OF $(b)(6)$ , $(b)(7)(C)$	TAKEN AT Camp Bucca CID DATED 10 Feb 05 CONTINUED
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	•
	Not
	(b)(6), (b)(7)(C)
•	
	AFFIDAVIT
AND HAVE INITIALED THE BOTTOM OF EACH P	E 4 . I FULLY UNDERSTAND THE CONTENTS OF THE EMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS IT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND DR UNLAWFUL INI(b)(6), (b)(7)(C)
	(SIGNATURE OF FERSON MAKING STATEMENT)
WITNESSES:	
	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAM
	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 10 DAY OF 160, 25
•	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS $\frac{10}{100}$ DAY OF $\frac{\text{FLB}}{100}$ , $\frac{10}{100}$ AT CID Office, Camp Bucca, Iraq $\frac{10}{100}$
•	TO ADMINISTER OATHS, THIS $10$ DAY OF 16B, 25 AT CID Office, Camp Bucca, Iraq 2006
ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS $10$ DAY OF $60$ , $19$ AT CID Office, Camp Bucca, Iraq $(b)(6)$ , $(b)(7)(C)$
ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS $10$ DAY OF 16B, 25 AT CID Office, Camp Bucca, Iraq 2006
ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS $10$ DAY OF $60$ , $19$ AT CID Office, Camp Bucca, Iraq $(b)(6)$ , $(b)(7)(C)$
ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS $10$ DAY OF $60$ , $19$ AT CID Office, Camp Bucca, Iraq $(b)(6)$ , $(b)(7)(C)$
ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS 10 DAY OF 16B, 19 AT CID Office, Camp Bucca, Iraq (b)(6), (b)(7)(C)
ORGANIZATION OR ADDRESS  ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS 10 DAY OF 16B, 19 AT CID Office, Camp Bucca, Iraq (b)(6), (b)(7)(C)
4	TO ADMINISTER OATHS, THIS 10 DAY OF 16. 19 AT CID Office, Camp Bucca, Iraq (b)(6), (b)(7)(C)  (Name of Person Administering Oath)  Article 136, UCMJ
ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS 10 DAY OF 16B, 19 AT CID Office, Camp Bucca, Iraq (b)(6), (b)(7)(C)
ORGANIZATION OR ADDRESS	TO ADMINISTER OATHS, THIS 10 DAY OF 16. 19 AT CID Office, Camp Bucca, Iraq (b)(6), (b)(7)(C)  (Name of Person Administering Oath)  Article 136, UCMJ



## Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

0-L-0126 ACLU CID ROI 5339

FOR A TRICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE 00780

Exhibit <u>68</u>

(b)(6), (b)(7)(C)

### FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SEASITIVE

## **AGENT'S INVESTIGATION REPORT**

CID Regulation 195-1

ROI NUMBER

0009-05-CID579-40002

PAGE 1 OF 8

**DETAILS** 

About 1007, 11 Feb 05, SA (b)(6), (b)(7)(C) interviewed TSgt (b)(6), (b)(7)(C)

732ND ESFS, CBI, who stated he was present during the search of Compound 5, as a supervisor. TSgt (b)(6), (b)(7)(C) stated he was walking between tents ensuring the search teams stayed close. He did not see any torn or damaged Korans during the search, nor did he see any U.S. personnel mistreat any Korans. TSgt (b)(6), (b)(7)(C) stated he was at Compound 4 during the riot and did not know lethal rounds were fired until after it was over.

About 1020, 11 Feb 05, SA (b)(6), (b)(7)(C) interviewed SSgt (b)(6), (b)(7)(C) 732ND ESFS, CBI, who stated he observed a detainee get shot in the head in Compound 5. Due to a minimum number of Airmen in the visitation Compound, SSgt (b)(6), (b)(7)(C) could not provide a sworn statement at this time.

About 1025, 11 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) 732ND ESFS, CBI, who stated he participated in the search of Compound 5. A1((b)(6), (b)(7)(C) stated he did not see any damaged or torn Korans, nor did he see any U.S. personnel damage or mistreat any Korans. A1C (b)(6), (b)(7)(C) stated he was not present at Compound 5 when lethal force was used; he was running between Compounds delivering ammunition. He said he did not see anyone using lethal force, didn't hear any lethal rounds being fired, or see any detainees get shot.

About 1037, 11 Feb 05, SA (b)(6), (b)(7)(C) interviewed Amn (b)(6), (b)(7)(C) 732ND ESFS, CBI, who stated he had no knowledge of any Korans being damaged during the search and did not see any detainees get shot nor hear any lethal rounds being fired.

About 1044, 11 Feb 05, SA (b)(6), (b)(7)(C) interviewed A1C (b)(6), (b)(7)(C) 732ND ESFS, CBI, who stated he had no knowledge of any Korans being damaged during the search and did not see any detainees get shot nor hear any lethal rounds being fired.

About 1749, 11 Feb 05, SA (b)(6), (b)(7)(C) interviewed SSgt (b)(6), (b)(7)(C) who provided a sworn statement wherein he stated he saw one detainee shot in the head during the riot in Compound 5. SSgt (b)(6), (b)(7)(C) annotated the suspected location of the detainee where he was shot on two diagrams provided by this office. (See Sworn Statement and Diagrams)

AGENT'S COMMENT: During the interview, SSgt (b)(6), (b)(7)(C) stated he could not remember the actions of the detainee prior to getting shot. He stated the detainee was facing Tower 5A when shot.

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA(b)(6),(b)(7)(C),(b)(7)(F) (b)(6),(b)(7)(C)

380th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375

SIGNATURE

-L-0126 ACEU CID ROI 5340

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### AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

0009-05-CID579-40002
PAGE 2 OF 8

**DETAILS** 

About 2115, 12 Feb 05, SA (b)(6), (b)(7)(C) interviewed SMSgt (b)(6), (b)(7)(C) , 732ND ESFS, CBI, who stated that he was present for the search of Compound 5. SMSgt (b)(6), (b)(7)(C) stated that he had briefed his Airmen, since there were only about 20 of them, that he wanted a "very white collar search," and to "Go in real quick and look for the obvious." He was in a tower observing during the search. SMSgt (b)(6), (b)(7)(C) stated he was told about a torn Koran after the search and asked his Airmen if they new anything about it. He heard a couple of the Airmen, he didn't remember who, state they had seen a box of torn Korans. SMSgt (b)(6), (b)(7)(C) stated that he was told about a torn Koran after the search and asked his Airmen if they new anything about it. He heard a couple of the Airmen, he didn't remember who, state they had seen a box of torn Korans. SMSgt (b)(6), (b)(7)(C) stated

About 1849, 15 Feb 05, SA (b)(6), (b)(7)(C) obtained two diagrams from SGT (b)(6), (b)(7)(C) detailing where the detainees he saw shot or wounded were lying on the ground and where everyone was at in Tower 5A. (See Diagrams)

About 1904, 15 Feb 05, SA (b)(6), (b)(7)(C) obtained a diagram from PFC (b)(6), (b)(7)(C) detailing his location during the riot. PFC (b)(6), (b)(7)(C) did not observe any detainee get shot or see any wounded on the ground as he was focused on Compound 4. (See Diagram)

About 1910, 15 Feb 05, SA (b)(6), (b)(7)(C) obtained two diagrams from SFC detailing where the detainees he saw shot or wounded were lying on the ground, and where everyone was at in Tower 5A. (See Diagrams)

About 0836, 16 Feb 05, SA (b)(6), (b)(7)(C) coordinated with SPC(b)(6), (b)(7)(C) Armorer, 105th MP BN, CBI, who provided this office with copies of SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) weapons control logs which showed their weapons were signed out on 6 Oct 04 (Predeployment). SPC (b)(6), (b)(7)(C) further provided a copy of SGT (b)(6), (b)(7)(C) weapons card. SPC (c)(6), (b)(7)(C) stated the scope on SGT (b)(6), (b)(7)(C) weapon was not military issue and that he did not know it was on the weapon until the day this office seized the weapon as evidence. (See Weapons Control Logs and Weapons Cards)

About 1133, 16 Feb 05, SA (b)(6), (b)(7)(C) re-interviewed SFC (b)(6), (b)(7)(C) who provided a sworn statement wherein he described the facts and circumstances during the riot that led him to order personnel in Compound 5 to "Go Red." SFC (b)(6), (b)(7)(C) annotated the suspected locations of the detainees he saw get shot on a diagram provided by this office. (See Sworn Statement and Diagram)

AGENT'S COMMENT: SA (b)(6), (b)(7)(C) did not sign SFC (b)(6), (b)(7)(C) statement due to an oversight.

About 1410, 16 Feb 05, SA (b)(6), (b)(7)(C) coordinated with SSG (b)(6), (b)(7)(C) 3, 105th MP BN, CBI, who provided this office with copies of SGT (b)(6), (b)(7)(C) weapons qualification record. (See Qualification Record)

TYPE AGENT'S NAME AND SEQUENCE NUMBER  $SA^{(b)(6),(b)(7)(C),(b)(7)(F)}$ 

380th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375

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D-L-0126 ACLU GID ROI 5341

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## **AGENT'S INVESTIGATION REPORT**

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**DETAILS** 

About 1620, 16 Feb 05, SA(b)(6), (b)(7)(C) SA(b)(6), (b)(7)(C) and Mr. (b)(6), (b)(7)(C) interviewed (b)(6), b(7)(C) ISN(b)(6), (b)(7)(C) who provided an Arabic language written statement wherein he denied throwing any rocks and stated he was trying to go back to his tent when he was shot. b(6), b(7)(C) prepared a diagram which depicted his location where he was shot and the tent where he lived. (See Written Statement, Diagram, and English Translation, prepared by Mr. (b)(6), (b)(7)(C)

About 1741, 16 Feb 05, SA (b)(6), (b)(7)(C) SA(b)(6), (b)(7)(C), and Mr. (b)(6), (b)(7)(C) interviewed (c)(6), b(7)(C) b(6), b(7)(C) who provided an Arabic language written statement wherein he denied throwing anything at the guards during the riot. (c) stated he was near the holding area when the guards used tear gas, so he went to his tent. He stated someone in his tent told him one of his friends had been shot, so he went outside to see and was shot when he came out of the tent. (c)(6), b(7)(C) indicated his location on a diagram provided by this office. (See Written Statement, Diagram, and English Translation, prepared by Mr. (b)(6), (b)(7)(C)

About 1520, 18 Feb 05, SA(b)(6), (b)(7)(C) coordinated with SSG(b)(6), (b)(7)(C) and obtained copies of SGT(b)(6), (b)(7)(C) weapons qualification records. (See Qualification Records)

About 0830, 22 Feb 05, SA (b)(6), (b)(7)(C) obtained a copy of SGT(b)(6), (b)(7)(C) weapons card from SPC (b)(6), (b)(7)(C) (See Weapons Card)

At 0856, 7 Mar 05, SA (b)(6), (b)(7)(C) advised SGT (b)(6), (b)(7)(C) of his rights which he waived and provided a sworn statement. SGT (b)(6), (b)(7)(C) stated he only fired on detainees that were either in the process of throwing rocks, throwing rocks, or preparing to throw rocks. SA (b)(6), (b)(7)(C) obtained three diagrams from SGT (b)(6), (b)(7)(C) detailing his location and the location of the detainees he fired on. (See Waiver Certificate, Sworn Statement and Diagrams)

At 1528, 12 Mar 05, SA(b)(6), (b)(7)(C)advised SGT(b)(6), (b)(7)(C) of his rights which he waived and provided a sworn statement. SGT(b)(6), (b)(7)(C) stated he fired one round and saw it hit the ground next to the person he was firing at. SA(b)(6), (b)(7)(C) obtained one diagram from SGT(b)(6), (b)(7)(C) detailing his location and the location of the detainee he fired at. (See Waiver Certificate, Sworn Statement and Diagram)

About 1700, 19 Mar 05, SA (b)(6), (b)(7)(C) received the Autopsy Examination Reports for HAMED and MOUSA. HAMED's Final Autopsy Report listed gunshot wound of the head as the cause of death. The manner of death was Homicide. MOUSA's Final Autopsy Report listed gunshot wound of the torso as the cause of death. The manner of death was Homicide. (See Reports)

About 1200, 14 Apr 05, SA (b)(6), (b)(7)(C) received the Final Autopsy Examination Reports pertaining to TAWFEEK and ABID. TAWFEEK's Final Autopsy Report listed gunshot wound of the head as the cause of death. The manner of death was Homicide. ABID's Final Autopsy Report listed

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA(b)(6),(b)(7)(C),(b)(7)(F)

380th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375

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### AGENT'S INVESTIGATION REPORT

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#### **DETAILS**

gunshot wound of the chest as the cause of death. The manner of death was Homicide. (See Reports)

About 1300, 16 Apr 05, SA (b)(6), (b)(7)(C) coordinated with CPT(b)(6), (b)(7)(C) , Staff Judge Advocate, 18th Military Police Brigade, Camp Victory, Iraq, who opined the use of lethal force was justified according to Army Regulation and Theater Rules of Force policies. CPT(b)(6), (b)(7)(C) further opined there was no evidence to believe any soldier or airman committed an offense regarding their actions related to the shootings of the detainees.

About 1000, 29 Apr 05, SA (b)(6), (b)(7)(C) Forensic Science Officer/Special Agent in Charge, this office, coordinated with CPT (b)(6), (b)(7)(C) and discussed the facts of this investigation. SA (b)(6), (b)(7)(C) and CPT (b)(6), (b)(7)(C) discussed the potential usefulness of a gunshot trajectory analysis to support the facts of the investigation. Because the victims were immediately moved from the locations from where they were shot, there is no method of re-creating the exact scene. A generalization or estimate could be used, and an estimated trajectory angle could be computed; however, this analysis would still not provide the exact positions of the victims when they were shot. A review of the autopsy reports revealed the bullets traveled upward through the body in three of the four deceased victims. Because, from all accounts, the bullet was on a downward path at the time of impact with the victims, the only inference which can be made is that the portions on the bodies where the entrance wounds were located were lower on a vertical plane than the exit wounds. One may speculate and estimate positions of victims based on this data; however, there is no scientific method of determining the victims' specific positions when they were shot. Several witnesses observed the shooting and were able to document their recollections.

CPT (b)(6), (b)(7)(C) explained the primary legal issue was whether lethal force was authorized, given the totality of the circumstances at the time of the incident. Secondly, CPT (b)(6), (b)(7)(C) examined each shot to ensure that none was directed towards a detainee who was not engaged in the riot or otherwise "out of the fight." He opined that lethal force was authorized. Every credible witness, except for (b)(6), (b)(7)(C) indicated that the detainees who were shot were actively engaged in the riot. (b)(6), (b)(7)(C) at first indicated a detainee who was not participating in the riot and was attempting to render aid was shot. He later admitted he did not observe this detainee's actions immediately prior to him being shot. Another relevant fact is that it is impossible to determine who specifically the shooter(s) were taking aim at due to the confusion and stress of the situation. It is possible that the shooter(s) shot a detainee, while aiming at another.

CPT (b)(6), (b)(7)(C) based his justifiable shooting opinion on the absence of direct evidence indicating that the shooter(s) targeted any detainees not involved in the riot.

On 2 May 05, this office received a U.S. Army Criminal Investigation Laboratory (USACIL) report which reflected that seven cartridges came from SGT (b)(6), (b)(7)(C) weapon and one cartridge came from SGT (b)(6), (b)(7)(C) weapon.

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA(b)(6),(b)(7)(C),(b)(7)(F)

380th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375

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About 1545, 3 May 05, SA (b)(6), (b)(7)(C) conducted a car written statements, (Exhibit 10) who did not provide as shooting. (See Canvass Interview Worksheet)	nvass of personnel previously identified in MP ny pertinent information regarding the	
About 1940, 3 May 05, SA (b)(6), (b)(7)(C) interviewed SP stated she worked nights and was called in after the rio	C(b)(6), $(b)(7)(C)$ , who t was over.	
About 1300, 10 May 05, SA(b)(6), (b)(7)(C) interviewed A 586 th ESFS, CBI, who stated he was assigned to Comp	$1C^{(b)(6), (b)(7)(C)}$ b)(6), (b)(7)(C) , ound 1 and did not see or hear lethal fire.	
About 1207, 18 May 05, SA (b)(6), (b)(7)(C) interviewed TS 586 th ESFS, CBI. TSgt (b)(6), (b)(7)(C) stated he was assigned involved in the search of Compound 5.	Sgt (b)(6), (b)(7)(C) NMN (b)(6), (b)(7)(C) ed as the NCOIC of Compound 1 and was not	
About 1213, 18 May 05, SA (b)(6), (b)(7)(C) interviewed SS 105th MP BN, CBI, who stated he was assigned to ConCompound 4. SSG(b)(6), (b)(7)(C) did not see anyone fire fired.	npound 4 and was engaged in riot control of	
About 0945, 21 May 05, SA (b)(6), (b)(7)(C) interviewed A (b)(6), (b)(7)(C) 586 th ESFS, CBI. AIC (b)(6), (b)(7)(C) the riot and did not hear or see lethal fire.	A1C(b)(6), (b)(7)(C) stated she worked in Compound 1 during	
About 0920, 22 May 05, SA (b)(6), (b)(7)(C) conducted a concerning SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) and SGT (b)(6), (b)(7)(C) SGT (b)(6), (b)(7)(C) was listed as a subject of CID Report of I offense of Indecent Assault, 1 Apr 03, at Fort Stewart, (forfeiture of \$228.00 for two months, reduction in rank restriction.	nal Crime Information Center (NCIC)  6), (b)(7)(C) had no criminal history records.  Investigation 0081-03-CID093-45099, for the GA. He received a Field Grade Article 15	
About 1000, 31 May 05, SA(b)(6), (b)(7)(C) coordinated with their detainee rosters for Detainees b(6), b(7)(C) ISN(b)(6), (b)(7)(C) b(6), b(7)(C) and b(6), b(7)(C) ISN(b)(6), (b)(7)(C) ISN(b)(6), b(7)(C)  (6), (b)(7)(C) b(6), (b)(7)(C) was identified as mbers checked their movement book and stated		
detainee rosters for Compound 6 and identified b(6), b	as being in Compound 6. CCT's who checked their as being in Compound 6. b 05, about 1000. He stated b(6), b(7)(C)	
TYPE AGENT'S NAME AND SEQUENCE NUMBER $SA(b)(6),(b)(7)(C),(b)(7)(F)$	380 th MP DET (CID) (FWD) Camp Bucca CID	

TYPE AGENT'S NAME AND SEQUENCE NUMBER
SA(b)(6),(b)(7)(C),(b)(7)(F)

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(ISN (b)(6), (b)(7)(C) and b(6), b(7)(C)(ISN (detainees from the shooting in Compound 5 and that	he was called $b(6)$ , $b(7)(C)$		
About 1128, 31 May 05, SA (b)(6), (b)(7)(C) coordinated HHC, 105th MP BN, CBI, who stated b(6), b(7)(C) and b	with $SSG(b)(6)$ , $(b)(7)(C)$ (6), $b(7)(C)$ had been released from US custody.		
About 1420, 31 May 05, SA(b)(6), (b)(7)(C) with the assist Interpreter b(6), b(7)(C) at the front gate of Compound 5 on 31 Jan 05, during head while he was standing and facing the front of the see who shot him. He stated the detainee was chanting peacefully. He did not see the detainee throw rocks a Compound 5 at the time of the riot had already been recompound 5.	ISN (b)(6), (b)(7)(C) who stated he was the riot and observed a detainee get shot in the e compound, in between tents 2 and 3. He did not ng "AL ALAHA AKBAR" and demonstrating t any time. He stated the Mayor and Imam of		
About 1450, 1 Jun 05, SA (b)(6),(b)(7)(C) interviewed A1 ESFS, CBI, who stated he was assigned to Compound ammunition or hear any lethal ammunition being fired	13 and did not see any detainee get shot with lethal		
About 1520, 1 Jun 05, SA (b)(6), (b)(7)(C) interviewed SP(105th MP BN, CBI, who stated he was assigned to Tollethal ammunition or hear any lethal ammunition bein	ower 4A and did not see any detainees get shot with		
About 1541, 1 Jun 05, SA (b)(6), (b)(7)(C) interviewed SG MP BN, CBI, who stated she was assigned to Compound lethal ammunition or hear any lethal rounds being fire	and 4 and did not see any detainee get shot with		
About 1400, 3 Jun 05, SA (b)(6), (b)(7)(C) coordinated wit 586 th ESFS, CBI, who stated he was the senior NCO is did not know of any negative record pertaining to A10 (b)(6), (b)(7)(C) was promoted on time.	n A1C (b)(6), (b)(7)(C) chain of command and		
About 1400, 4 Jun 05, SA(b)(6), (b)(7)(C) coordinated with personnel were treated by medical personnel for injuri	h SMSgt (b)(6), (b)(7)(C) who stated no Air Force es received during the riot on 31 Jan 05.		
About 1520, 4 Jun 05, SA (b)(6), (b)(7)(C) interviewed CPT ESFS, CBI, who provided a sworn statement. CPT (b) concerning the destruction of a Koran. He spoke with Compound 5 and told them the Airmen had been trained damaged one deliberately. (See Sworn Statement)	(6), (b)(7)(C) stated he was called to Compound 5 the Mayor, Imam, and interpreter from		
TYPE AGENT'S NAME AND SEQUENCE NUMBER $SA(b)(6),(b)(7)(C),(b)(7)(F)$	380 th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375		
(b)(6), (b)(7)(C)			

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## **AGENT'S INVESTIGATION REPORT**

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**DETAILS** 

About 1620, 4 Jun 05, SA (b)(6), (b)(7)(C) with the assistance of Mr. (b)(6), (b)(7)(C) interviewed Detainee b(6), b(7)(C)ISN(b)(6), (b)(7)(C) who stated he was the Imam of Compound 5 on 31 Jan 05, and discovered a torn Koran in his tent, tent 30, after a search of the Compound had been completed by U.S. Forces. He reported the damage to the guards of the Compound who went with him to see the Koran. After verifying the damaged Koran, the guards went back to the holding area to complete headcount but were told by b(6), b(7)(C)that their lives were in danger and they should leave the Compound. When the detainees found out the Koran was damaged they became angry and exited the holding area.  $\overline{b(6)}$ ,  $\overline{b(7)}$ and the Mayor called a meeting in the Mosque and tried to calm the detainees and warned them that the guards had live ammunition and would use it. The detainees agreed to have a peaceful demonstration and left the mosque chanting "AL Alah Akbar." They approached the front of the Compound and got too close to the fence. The guards ordered them back and then sprayed them with pepper spray. This angered the group and they started to throw their shoes at the guards. The guards then engaged the detainees with non-lethal ammunition, which angered them more. The detainees retreated back to the tents and began breaking rocks from under their floor boards and throwing them at the guards. He stated he tried to stop the detainees and requested to speak to them through the microphone, but was refused. He was behind one of the tents when he saw TAWFEEEK get shot in the head and fall to the ground. ABID then went up to help TAWFEEK and was shot. ABID was facing west when he was shot.

AGENT'S COMMENT: **b(6)**, **b(7)(C)** claimed neither of the detainees who were shot threw rocks, and stated TAWFEEK was bleeding from his face from being hit five times with non-lethal ammunition. Since all Security personnel indicated they fired non-lethal ammunition at detainees actively engaged in the riot, and because any detainee could have retreated from the area of the riot, the facts would support the belief that TAWFEEEK was involved in the riot, thus detracting from the credibility of **b(6)**, **b(7)(C)** 

About 1230, 6 Jun 05, SA(b)(6), (b)(7)(C) coordinated with CPT(b)(6), (b)(7)(C) Commander, HHC, 105th MP BN, CBI, who stated none of the soldiers in the 105th MP BN that responded to the riot on 31 Jan 05 was seen by medical personnel.

About 2023, 7 Jun 05, SA (b)(6), (b)(7)(C) interviewed Linguist Mr. (b)(6), (b)(7)(C) Kuwait Identification Number (b)(6), (b)(7)(C) Titan Corporation, CBI, who stated he was working at Compound 5 on 31 Jan 05, assisting with medicine call for the detainees while a shakedown of the Compound occurred. After the shakedown was complete, the guards allowed a couple of the detainees to check the Compound. After a couple minutes, the Imam of the Compound asked the Soldiers to stop headcount so he could show them something. A couple of soldiers went with the Imam. When they came back, the Imam brought two damaged Korans and showed them to Mr. (b)(6), (b)(7)(C) Mr. (b)(6), (b)(7)(C) stated it appeared to him that whoever damaged the Korans did it so as not to cause severe damage. He felt it had been done by a Muslim who did not want to damage it badly. (b)(6), (b)(7)(C) stated CPT (b)(6), (b)(7)(C) came and talked with the Imam and the Mayor and told them his Airmen were trained and would not damage the Koran. He told them he would investigate the issue but he needed time. Mr.

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA(b)(6),(b)(7)(C),(b)(7)(F)

380th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375

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### **AGENT'S INVESTIGATION REPORT**

CID Regulation 195-1

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**DETAILS** 

(b)(6), (b)(7)(C) left with CPT (b)(6), (b)(7)(C) and went to the TIF control. They were on their way back to Compound 5 when they heard shots being fired. When they arrived at the Compound, lethal fire had already been used against the detainees and they were bringing out the injured.

About 1400, 9 Jun 05, SA (b)(6). (b)(7)(C) interviewed CPT (b)(6), (b)(7)(C) 115th Field Hospital, Camp Ashraff, Iraq, who stated he was the doctor covering the Compounds on 31 Jan 05, in the TIF. He was at Compound 5 when a detainee became angry and complained that some Korans had been damaged during a shakedown of the compound. He observed a large mob form in front of the compound chanting and throwing rocks and debris out of the Compound. CPT (b)(6), (b)(7)(C) observed SGT (c)(6), (b)(7)(C) observed the guards go to red status. A short time later, he heard lethal ammunition being fired. The mob of detainees fell back from the compound entrance. The injured detainees were brought to the compound entrance and taken to the IFAS for treatment. After the last of the injured detainees were brought out of the compound, CPT (b)(6), (b)(7)(C) left the area to assist in the IFAS with the injured detainees. CPT (b)(6), (b)(7)(C) could not identify who fired lethal rounds and did not see the detainees get shot with lethal fire. ///LAST ENTRY///

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA(b)(6),(b)(7)(C),(b)(7)(F)

380th MP DET (CID) (FWD) Camp Bucca CID Camp Bucca, Iraq 09375

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SWORN STATEMENT					
For use of this form, see AR 190-45: The	proponent agency of the	he Deputy Chief of St	aff for Personnel.		
LOCATION	DATE	TIME FIL	NUMBER		
Camp Bucca CID Office	11 Feb 05	1749 (5)(5)(5)(7)(5)	0009-05-CID579		
Camp Bucca, Iraq APO AE 09375	(b)(6), (b)(7)(		:		
LAST NAME, FIRST NAME, MI	SOCIAL SECURITY NU		DE/STATUS		
b)(6), (b)(7)(C)	(b)(6), (b)(	7)(C)	E-5/AD +		
ORGANIZATION OR ADDRESS 732 nd Expeditionary Security Forces Squadron Camp Bucca, APO AE 09375					

(b)(6), (b)(7)(C)want to make the following statement under oath: We showed up early in the morning on 31 Jan 05 in preparation for a shakedown in Compound 5. When they told us that they were ready for us, we pulled up in front of Compound 5. Were told to get off the bus and form into our fire-teams. We received a briefing on the specifics of the shakedown. They told us that they wanted us to be thorough, but not destroy anything. They wanted us to search all personal items and lift all the floorboards to check for hidden contraband. After we received our briefing, we formed up in a single file line according to fire team. were counted as we entered the compound. We headed toward the back of the compound. As a fire team, we were told which row we were going to start Once everyone was on line, everyone searched their first tent. After each tent was searched, we stayed online moving down the rows of My fire team and I searched personal items first and then lifted the floorboards before we exited. When we were finished, we gathered up in front of the compound before exiting the gate. We formed up in a single file line again and were counted as we exited. We formed back up in our group outside the compound. After we received further instruction, our squads split up into different groups to lay c-wire. After a halfhour to an hour, we heard a lot of yelling coming from compound five. Then someone came running up to us and told us, "They need your help at five." We took off running toward Compound 5. When we arrived on scene, the personnel there were already using non-lethal to try to quell the As we showed up at the compound, we were issued different weapons - either a riot baton or a shotgun. I was issued a riot baton. For the next half-hour or so, I was watching personnel that were at Compound 5 continue to use their non-lethal, while I was dodging rocks from Compounds 5 and 8. I ended up in front of the CCT building while watching the situation. About an hour since the situation started, I looked up and at the same time I noticed a detainee get shot in the head and he immediately dropped. He didn't move him from that point on. I noticed another detainee laying no more than two-feet from the detainee I saw get shot. I don't recall if he was there before the detainee I saw Then other detainees dragged the detainee I saw get shot behind get shot. a tent. Compound 5 had calmed down enough that some of the personnel were

EXHIBIT INITIALS OF PERSON MAKING STATEMENT
(b)(6), (b)(7)(C)

PAGE OF PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

<del>10-L-0126 ACLU CID ROI 5348</del>

TAKEN AT CID Office

DATED 11 Feb 05

taken away for other compounds. I was told watch the remaining personnel until all detainees returned to their tents. While standing by at Compound 5, I heard rumors that the riot started because of torn or mistreated Korans and the detainees were blaming us. People on my squad that saw the damaged Korans were saying that the Korans were like that when they first walked into the tents and started searching. At approximately 1300 hours, the other personnel from my squad and I were told to get on the bus. Before departing the IF, we were told we could go to lunch, after we finished eating, report directly to our rooms. told we were on standby until further notice. Later that evening we were told we were off standby.

Q: SA(b)(6), (b)(7)(C)

A: SSqt (b)(6), (b)(7)(C)

Q: Have you received any training or special instruction on searching ' detainee property during a shakedown?

A: We had training at Ft. Lewis, but nothing as specific as what we do We are briefed right before we go in. We were trained at Ft. Lewis that we were not to handle the KORANS, but have detainees handle them. However, here we were told to just handle them carefully.

Q: Who was on your fire team during the search?

A: A1C (b)(6), (b)(7)(C) A1C (b)(6), (b)(7)(C) and Amn (b)(6), (b)(7)(C)

Q: Did you touch any Korans during the search?

A: Yes, any Koran that was touched was carefully set aside while the box or detainees' personal belongings were searched. I didn't physically open any of the Korans.

· Q: Did you see any damaged or torn Korans?

Q: Did you see anyone damage or mistreat a Koran?

A: No.

Q: Did you see any detainees in or around the tents prior to your search?

A: No. Everyone was in the holding area when we got there.

Q: Did you see who was firing the lethal rounds?

Q: Did you hear any lethal rounds being fired?

A: Negative.

Q: Could you tell where the lethal rounds were coming from when you saw the detainee get shot?

A: No. At first I didn't even know lethal rounds were being fired. thought he was bleeding from a non-lethal round at close range. did find out lethal rounds had been fired, I still had no idea where the shots came from.

· Q: Did you later see the detainee that you saw get shot?

I saw him outside the compound being worked on by the medics.

Q; Could you see where he was wounded?

A: Yes. It was in the top right quadrant of his head.

Q: Could you tell what he was wearing?

'A: White shirt and black pants.

Q: Did you later see the other detainee you earlier saw laying on the. ground? (b)(6),(b)(7)(C)

INITIALS OF PERSON MAKING STATEMENT

(b)(6), (b)(7)(C) **EXAMPLE OF** (b)(6), (b)(7)(C)

TAKEN AT CID Office

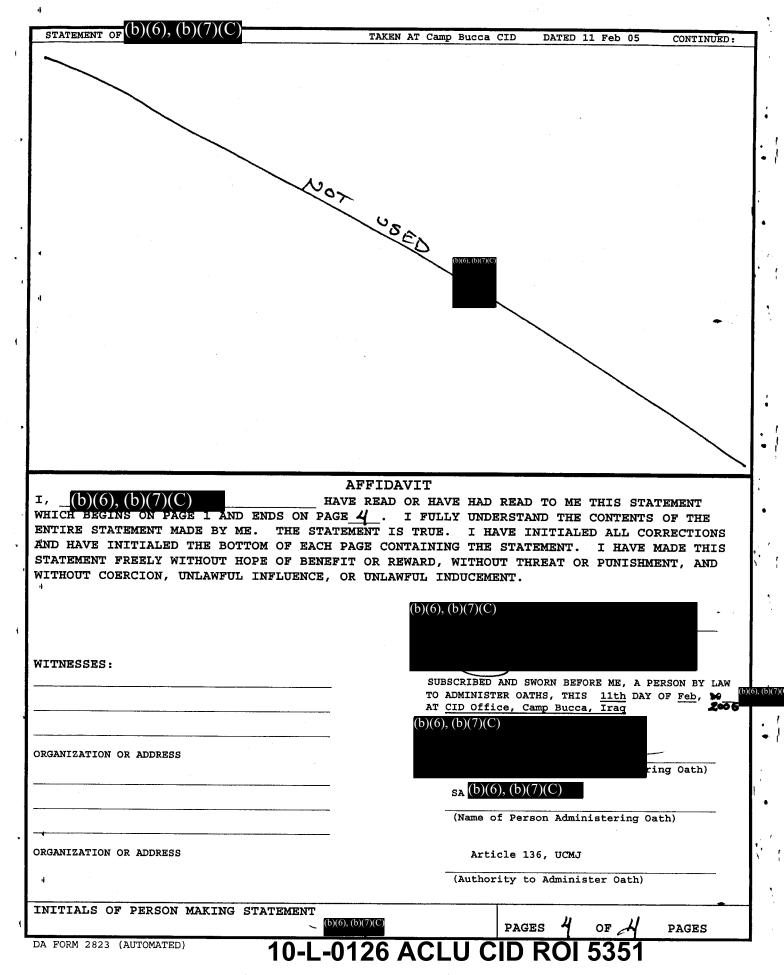
DATED 11 Feb 05

CONTINUED:

· A: No

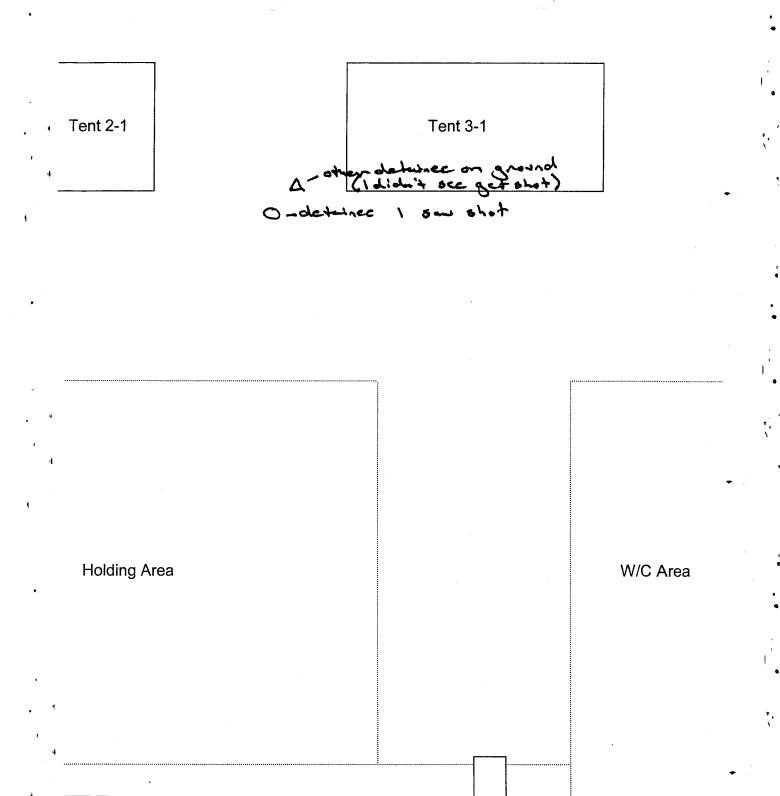
Q: Is there anything you would like to add to this statement? A: No.//End of Statement// $^{(b)(6),(b)(7)(C)}$ 

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ACLU-RDI 5491 p.507 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE 000792

Exhibit 30

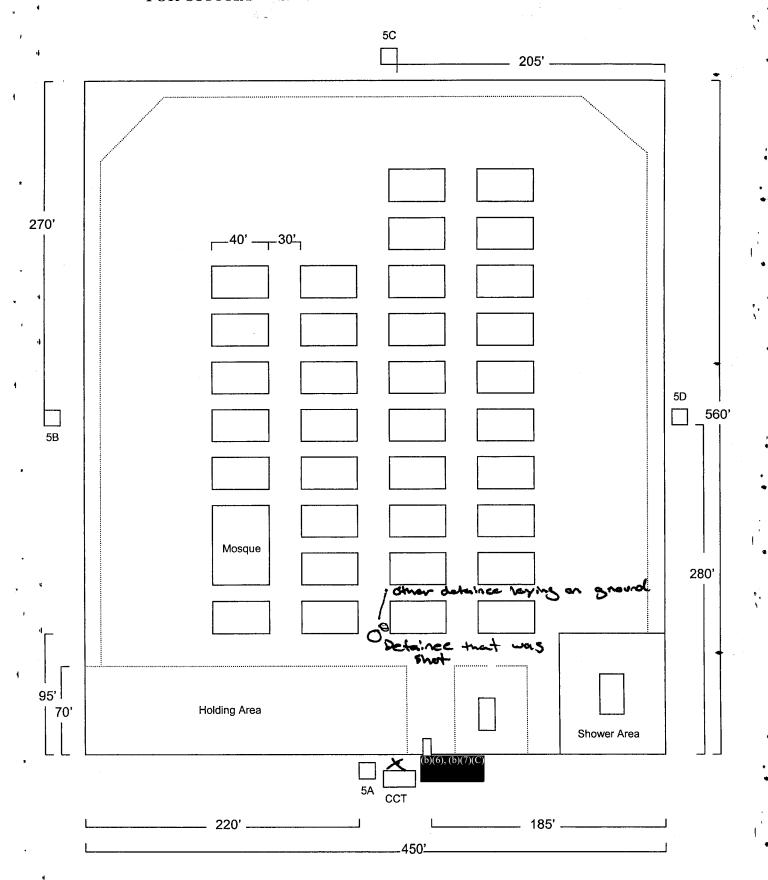


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## Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

10-(b)(c), (b)(7)(C)

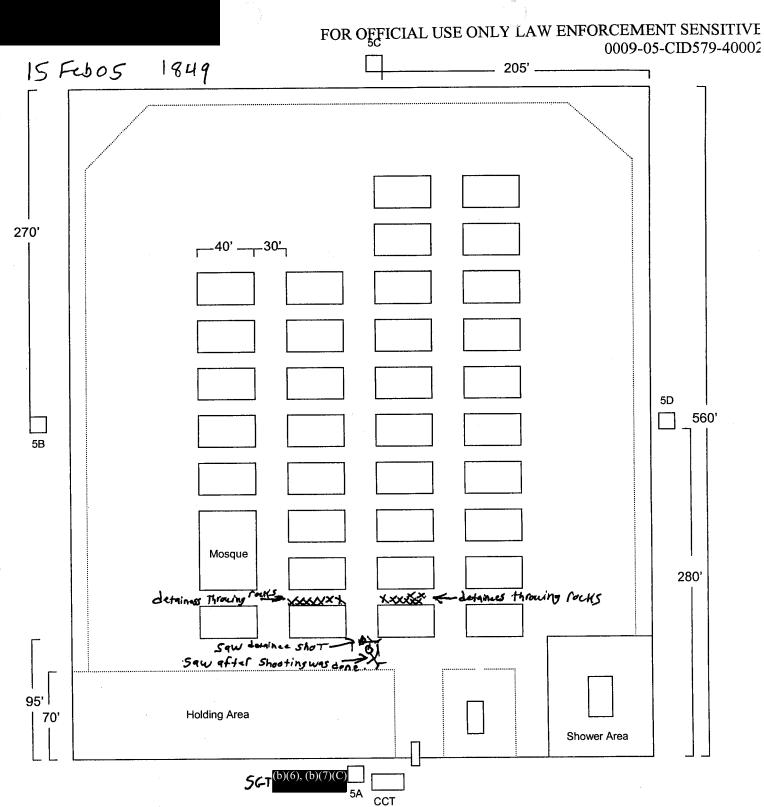
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Exhibit 70



### Compound 5, Camp Bucca Theater Internment Facility

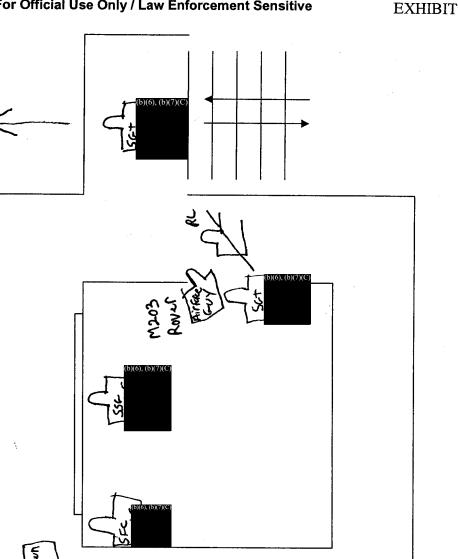
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Not to Scale - All measurements are approximate

10-L-0126 ACLU CID ROL 5354 FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

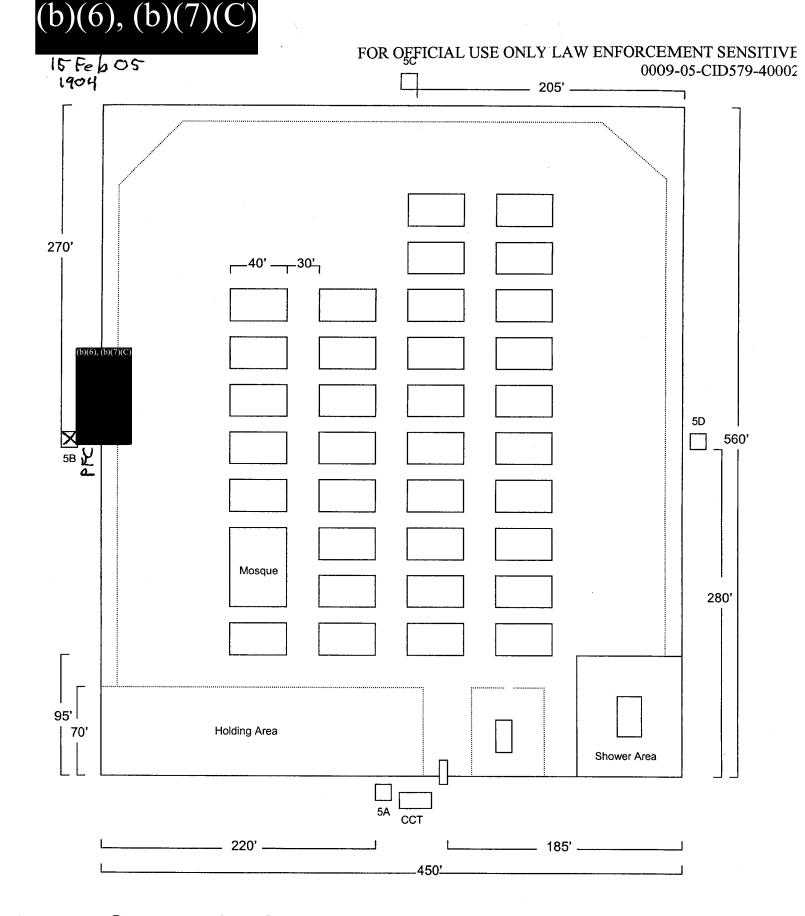
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Feb 05 ACLU-R<del>D</del>I 5491 p.511

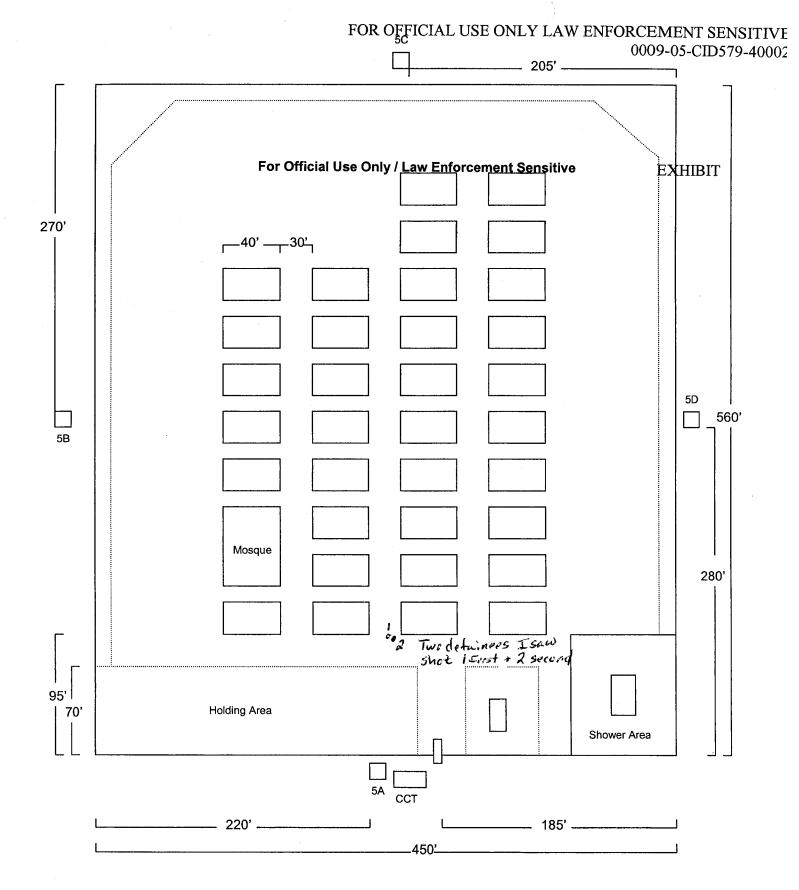
10-L-0126 ACLU CID ROI 5355 FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE



### Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate

### 10-L-0126 ACLU CID ROI 5356



Compound 5, Camp Bucca Theater Internment Facility

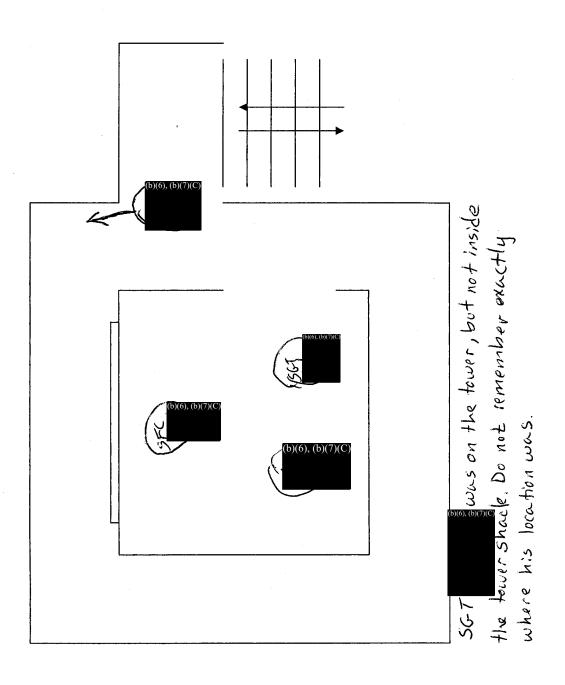
Not to Scale - All measurements are approximate

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

ACLU-RDI 5491 p.513



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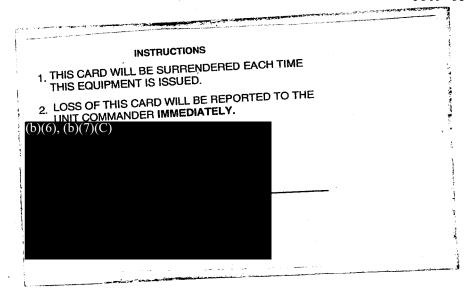
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10-L-0126 ACLU CID ROI 5361

For use of this form, see AR 190-45:	SWORN STATEM The proponent agency		f of Staff for Personnel.
LOCATION Camp Bucca CID Office Camp Bucca, Iraq APO AE 09375	DATE 16 (b)(6), (b)(7)	TIME //33/45 (b)(6), (b)(7)(6)	FILE NUMBER
(b)(6), (b)(7)(C)	SOCIAL SECURT	(b)(7)(C)	GRADE/STATUS • E-7/NG
ORGANIZATION OR ADDRESS HHC 105 th MP BN Camp Bucca, APO AE 09375			
(b)(6), (b)(7)(C)	want to make	the following state	ament under oath.

b : SA (b)(6), (b)(7)(C)A: SFC (b)(6), (b)(7)(C)

Q: Did you give the order "Go red and hold your fire."

Q: What is "Go red" and why did you give the order to "Go red"?

A: Go Red is load a magazine and chamber a round. I gave the order in fear of the safety of my soldiers and myself. The detainees were closing in and throwing larger rocks at an increased volume. We had run out of non-lethal shotgun rounds and had only two or three M203 non-lethal rounds SGT (b)(6), (b)(7)(C) was in the process of loading one of the remaining rounds when this took place.

Q: Why did you add the command "and hold your fire"?

A: To prevent the soldiers from firing unnecessarily and killing or wounding more detainees than necessary.

Q: What happened after you gave the command?

A: I checked to see how SGT (b)(6), (b)(7)(C) was doing. I looked out the window and a large rock struck the window shattering it. This caused me to duck in fear of being struck by the rock. I came up to see dirt kicking up in the compound and hearing M-16 fire. I saw a detainee going down after throwing a rock and another go down who was preparing to throw a rock. was scared and shaken from the rock and in fear or my soldier's safety. turned to move around SGT(b)(6), (b)(7)(C) and SSG(b)(6), (b)(7)(C) By the time I got out of the tower, SGT (b)(6),(b)(7)(C) was done firing. The situation had escalated since the time that I had given the order to "Go Red," and I feel that he was justified in going lethal in protecting us and himself since the safety of the tower had been compromised.

Q: How did you feel that you and your soldiers were in danger in the tower?

A: That we were exposed to incoming rocks and that the force in which they were being thrown was lethal and endangering our safety. Any facial or neck hit from one of those rocks could have killed or stunned a soldier enough to knock him off the tower. Any body hits could have broken bones or cause lacerations.

Q: Were the two detainees you saw shot facing Tower 5A?

A: Yes

EXHIBIT INITIALS OF PERSON MAKING STATEMENT

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT CONTINUED." THE BOTTOM OF EACH DATED ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

DA FORM 2823 (AUTOMATED)

STATEMENT OF (b)(6),(b)(7)(C) TAKEN AT CID Office DATED 16 Feb 05 CONTINUED

Did you check the status or receive reports on the status of non-lethal rounds at the other towers?

A: I did not receive a status or ask for a status of the other towers, but I knew that all of the non-lethal rounds were expended at the front of Compound 5. That's where they were mainly engaging us. The brunt of the riot was focused on the front of the compound towards Tower 5A and the soldiers at the front of the compound. Some attention was being paid to Tower 5B.

Q: Did you hear anyone give the command to "Go Lethal"?

A: No. I remember SSG (b)(6),(b)(7)(C) asking me if I heard him say, "We are going to have to go lethal if it gets any worse," days later, but I didn't. I didn't hear anyone say go lethal during the riot.

Q: Did you give the command to "Go lethal" in Tower 5A or over the radio?

A: No.

Q: Did anyone ask you for verification to "Go Red" or "Go lethal"?

A: No. There really wasn't time.

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

A: No.///End of Statement//

INITIALS OF PERSON MAKING STATEMENT ROL5363 OF 3 PAGES

EXHIBIT

	TAKEN AT Camp Bucca CID DATED 16 Fe 605 CONTINUED:
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AND HAVE INITIALED THE BOTTOM OF EACH STATEMENT FREELY WITHOUT HOPE OF BENE	GE 3 . I FULLY UNDERSTAND THE CONTENTS OF THE ATTEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS I PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT, AND
WITHOUT COERCION, UNLAWFUL INFLUENCE,	OR UNLAWFUL INDUCEMENT.
	(b)(6) (b)(7)(C)
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	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 16th DAY OF Feb (b)(6), (b)(7) AT CID Office, Camp Bucca, Iraq  (Signature of Person Administering Oath) SA (b)(6), (b)(7)(C)
ORGANIZATION OR ADDRESS	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 16th DAY OF Feb (b)(6), (b)(7) AT CID Office, Camp Bucca, Iraq  (Signature of Person Administering Oath)
ORGANIZATION OR ADDRESS	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 16th DAY OF Feb (b)(6), (b)(7) AT CID Office, Camp Bucca, Iraq  (Signature of Person Administering Oath) SA (b)(6), (b)(7)(C)
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WITNESSES:  ORGANIZATION OR ADDRESS  ORGANIZATION OR ADDRESS  INITIALS OF PERSON MAKING STATEMENT	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER CATHS, THIS 16th DAY OF Feb (b)(6), (b)(7) AT CID Office, Camp Bucca, Iraq  (Signature of Person Administering Cath)  SA (b)(6), (b)(7)(C)  (Name of Person Administering Oath)  Article 136, UCMJ  (Authority to Administer Oath)
ORGANIZATION OR ADDRESS	SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 16th DAY OF Feb (b)(6).(b)(7) AT CID Office, Camp Bucca, Iraq  (Signature of Person Administering Oath)  SA (b)(6), (b)(7)(C)  (Name of Person Administering Oath)  Article 136, UCMJ

ACLU-RDI 5491 p.520 000805 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

Exhibit 2

**126 ACLU** CID **ROI 5366** 

TABLE

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## 10-L-0126 ACLU CID ROI 5367

## FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002

I woke up in the morning for counting. The collation forces entered to search and after the search there was a meeting in the mosque. We asked why they told us that they found two torn Korans. They decided to do a peaceful demonstration and during the demonstration some detainees got near the fence. The American interrupter told them to back off the fence but they didn't back off. I was standing next to the counting fence looking at what was going on. When I turned to look at the tents I got shot with non lethal on my back. I walked faster to go to my tent but I got shot in my shoulder between two tents, I don't know exactly where.

- Q. How many times were you shot with non-lethal bullets?
- A. Couple of times on my back but I don't know how many, and I remember couple of times on my leg.
- Q. Were you throwing rocks or any objects at the guards?
- A. No.
- Q. Did you see who shot you?
- A. No.
- Q. Did you see any other detainees get shot or wounded?
- A. When I got out of the prison door I saw some detainees sleeping and bleeding.
- Q. What direction were you facing when you were shot with lethal ammunition?
- A. I was facing the tents because I want to go to my tent, with my back to the CCT.
- Q. What tent do you live in?
- A. Tent (2) behind the mosque.
- Q. Who ordered the detainees to have a peaceful demonstration?
- A. The mosque sheikhs, I don't know their real names
- Q. Did all the camps plan to demonstrate that day?
- A. I don't think so.
- Q. Did you see any damaged Korans?
- A. No.
- Q. Do you have any knowledge of any detainees damaging the Koran to make it look like American did it?
- A. No.
- Q. Do you think it was necessary for US soldiers to use lethal force?
- A. No.
- Q. How long after you saw the glass break in the tower were you shot? (Non-lethal)
- A. Less then a minute.
- Q. How many lethal shots did you hear?
- A. I didn't hear any shots.
- Q. Is everything in this statement true?
- A. Yes, this is what I saw and I know.
- Q. Do you have anything else to add to this statement?
- A. Yes, we are very sorry about this incident.



2/16/2005

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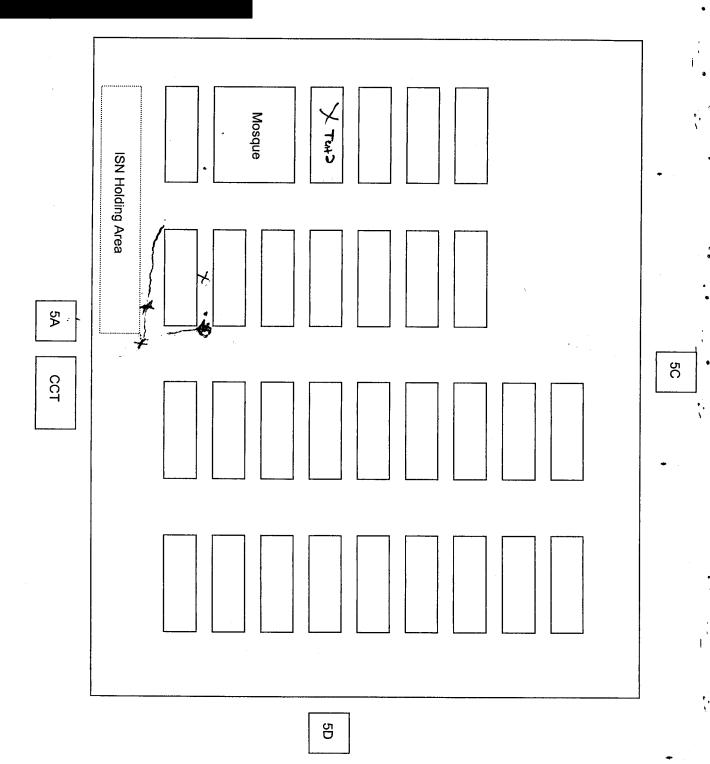
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### 10-L-0126 ACLU CID ROI 5322

## FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002

We woke up in the morning, and then we went outside for counting. The Coalition Forces entered the camp to search, and after and hour and a half they finished searching because they knew they had searched every tent in the camp. When they went back to the tents they found 2 torn Korans in one of the tents. The sheikh of the mosque said he was going to talk to the guards and then he would tell us what happened. After that we went back to the tents to organize our stuff. They called us on the speaker and told us to go to the Mosque to find out what happened. The sheikh said we were going to go out to do a peaceful demonstration. After that we went out and started the demonstration. The guards started spraying tear gas. I went back to my tent and I found out that one of my friends was injured. I went out to see what was going on when I got shot in my right leg. They took me out to treat me, and I don't know what happened after that.

- Q. Did you see the torn Korans?
- A. Yes.
- O. What tent did the torn Koran's come from?
- A. 30 or 31.
- Q. Did any detainees damage the Korans to make it look like the American damaged the Korans?
- A. No
- Q. Where were you when you were shot?
- A. Next to tent 15.
- Q. What direction were you facing when you were shot?
- A. I was looking forward and when I turned they shot me. I was facing the front gate.
- Q. Were you shot with Non-Lethal Ammunition?
- A. No.
- Q. Were you hit with gas tears?
- A. No.
- Q. Do you know any of the detainees that were shot with lethal ammunition?
- A. No.
- Q. Did you see any of the detainees got shot?
- A. No.
- Q. Did you throw anything at the guards?
- A. No.
- Q. Did you see any detainees throwing rocks?
- A. I don't know.
- Q. Did you see any detainees throw anything at the guards?
- A. Yes, but I don't know what it was.
- Q. Who told you to have a peaceful demonstration?
- A. The Sheikh of the mosque.
- Q. Did all the camp plan to have peaceful demonstrations?
- A. I don't know.
- Q. Did you see who shot you?
- A. No.
- Q. Is everything in this statement true?
- A. Yes.
- Q. Do you have anything else to add to this statement?

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

10-L-0126 ACLU CID ROI 5320

# FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002

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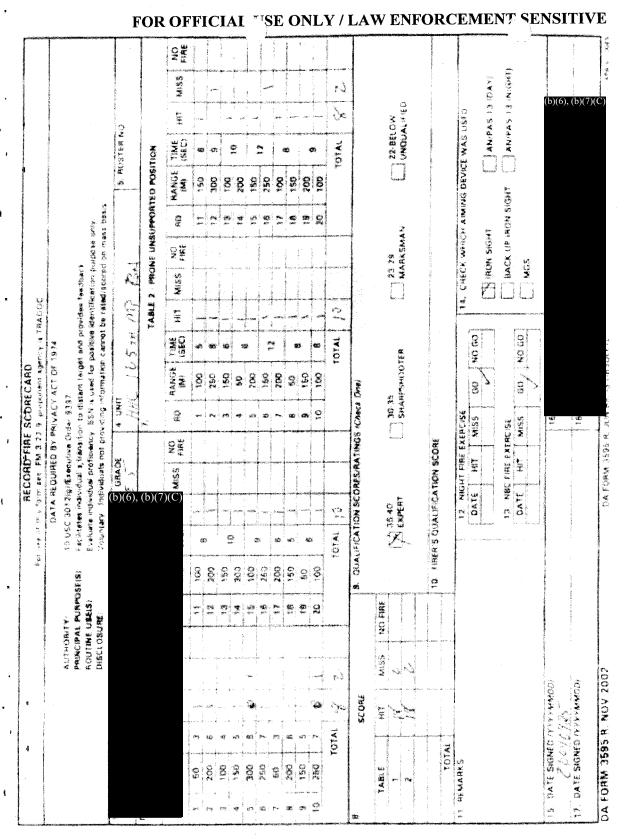
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10-L-0126 ACLU CID

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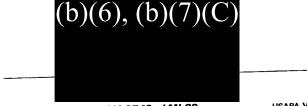


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#### INSTRUCTIONS

- THIS CARD WILL BE SURRENDERED EACH TIME THIS EQUIPMENT IS ISSUED.
- 2. LOSS OF THIS CARD WILL BE REPORTED TO THE UNIT COMMANDER IMMEDIATELY.



REVERSE OF DA FORM 3749, JAN 82

USAPA V1.00

EQUIPMENT RECEIPT (D	A PAM 710-2-1)
1. UNIT HHC 105TH MP BN	2. RECEIPT NO. A-04
3. STOCK NO. 1005-01-128-9936	4. SERIAL NO. 1968782
5. ITEM DESCRIPTION RIFLE, 5.56 MM M16A2	
6. I hereby acknowledge receipt of t	his equipment from
ARMS ROOM	of this unit.
7. NAME	8. SOCIAL SECURITY NO.
(b)(6), (b)(7)(C)	
	GRADE
DA FORM 3749, JAN 82 Ed	lition of Aug 71 is obsolete.

USAPA V1.00

### 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

Title 10, United States Code, Section 3012(g)

PRINCIPAL PURPOSE: **ROUTINE USES:** 

To provide commanders and law enforcement officials with means by which information may be accurately identified. Your Social Security Number is used as an additional/alternate means of identific

DISCLOSURE: Disclosure	e of your Social Security Number is voluntary	ry.	5 facilitate filing and	retrieval.
LOCATION     Camp Bucca CID Office, Camp Bucca APOA	AE 09375	2. DATE (b)(6), (b)(7)(C) 7 Mar 05	3. TIME (b)(6), (b)(7	7)(C) 4. FILE NO. 0009-05-CID579
5. NAME (Last, First, MI) (b)(6), (b)(7)(C)		8. ORGANIZATION OR HHC, 105 th MP BN	R ADDRESS	
(b)(6), (b)(7)(C)	7. GRADE/STATUS E-5/NG	Camp Bucca APO AE 09375		
	PART 1 - RIGHTS WAIVER/NON-			
Section A. Rights				
The investigator whose name appears below to				
As a Special Agent (b)(6), (b)(7)(C) suspected/access Fronticide///		wanted to question me about the fo		of which I am
Before he/she asked me any questions about the	he offense(s), however, he/she made it clear	to me that I have the following r	ights:	
<ol> <li>I do not have to answer any questions or sa</li> </ol>	ay anything.	-		<b>→</b> ,
2. Anything I say or do can be used as eviden				
3. (For personnel subject to the UCMJ) I have	e the right to talk privately to a lawyer befo	re, during, and after questioning a	and to have a lawyer	nresent with me
during questioning. This lawyer can be a c or both.	civilian lawyer I arrange for at no expense to	the Government or a military lav	wyer detailed for me	at no expense to me,
	- or -			
(For civilians not subject to the UCMJ) I ha	ave the right to talk privately to a lawyer before	iore, during, and after questioning	g and to have a lawye	r present with me
during questioning. I understand that this la	awyer can be one that I arrange for at my ow	vn expense, or if I cannot afford a	lawyer and want on	e. a lawver will be
appointed for me before any questioning be	egins.			-
4. If I am now willing to discuss the offense(s	s) under investigation, with or without a law	ver present. I have a right to stop	answering questions	at any time, or sneak
privately with a lawyer before answering fu	rther, even if I sign the waiver below.			
5. COMMENTS (Continue on reverse side)	(b	b)(6), (b)(7)(C)		
Have you requested legal coun	isel in the last 30 days?			
Section B. Waiver				
Lunderstand my rights as stated above. Lam r	now willing to discuss the offense(s) under it			

I understand my rights as stated above. I am now willing to disc	uss the offense(s) under investigation and make a statement with out toll in the land
without having a lawyer present with me (b)(6), (b)(7)(C)	uss the offense(s) under investigation and make a statement without tolking to a lawyer first and $(b)(6), (b)(7)(C)$
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WITNESSES (If available)	

WITNESSES (If available) 1a. NAME (Type or Print)

b. ORGANIZATION OR ADDRESS AND PHONE

b. ORGANIZATION OR ADDRESS AND PHONE

(b)(6), (b)(7)(C)

2a. NAME (Type or Print)

5. TYPED NAME OF INVESTIGATOR

SA(b)(6), (b)(7)(C)6. ORGANIZATION OF INVESTIGATOR

380th MP DET (CID) (FWD), USACIDC

Section C. Non-Waiver

I.	I do not want to	give up	my rights:
	1		

☐ I want a lawyer.

☐ I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

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

**DA FORM 3881, NOV 89** 

#### SWORN STATEMENT

File Number: 0009-05-CID579-40002

Statement of: SGT(b)(6), (b)(7)(C)

SSN : (b)(6),(b)(7)(C) Grade/Status: E-5/NG
Org/Address : HHC 105th MP BN, Camp Bucca, APO AE 09375

(b)(6), (b)(7)(C)

want to make the following statement

under oath:

Between 0630 and 0700 we started a shake down of the compound. The visitation platoon did the actual shakedown. When they got done with the shakedown approximately 2 to 3 hours later we started ISN count. After about 50 people had exited the count area a detainee came up and spoke to a detainee still in the holding area. One of the detainees that speaks English told us that there were some Korans damaged in one of the tents. stopped count and went back to check on the Korans with SSG (b)(6), (b)(7)(C) and  $SPC^{(b)(6), (b)(7)(C)}$  We were shown three Korans that were damaged, two of which were crumpled up into a ball and one that had pages torn out of it and had pages thrown on the floor of the tent. We told the Iman that we would contact the person in charge of the shakedown to see if we could find out who was responsible. The Iman was very very upset and as we started back towards the front of the compound the mayor told us that we were not safe in the compound. At that point we left the compound. A little while later I went up to medical to speak with a detainee who stated he wanted to identify some trouble makers in our compound. As I walked into the IFAS I heard a call on my radio that a riot was starting in compound 5. and started back towards the compound and caught a ride with CPT (b)(6), (b)(7)(C) When I got to the compound SSG(b)(6), (b)(7)(C) and SPC(b)(6), (b)(7)(C)were in front of the CCT building and all the detainees were up against the fence right in front of them. I asked SSG (b)(6), (b)(7)(C) what he wanted me to do and he told me to go into tower 5A. grabbed my M16 and went to the tower. I saw SSG (b)(6),(b)(7)(C) and SPC  $^{(b)(6),(b)(7)(C)}$ repeatedly tell the detainees to get back form the fence and when the detainees refused they sprayed pepper foggers into SGT(b)(6),(b)(7)(C) who was in the tower with me, dropped a flash bang which helped push the detainees back some as well. The detainees began throwing there food dishes, sticks, shoes, and a few rocks at us. SPC (b)(6), (b)(7)(C) SGT (b)(6), (b)(7)(C) and the

INITIALS (b)(6), (b)(7)(C)

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STATEMENT OF SGT (b)(6),(b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

rovers started shooting shotgun non-lethal. The detainees fell back as far as the first row of tents and started throwing rocks SFC (b)(6),(b)(7)(C) the DOB at the time came into and pieces of concrete. the tower to see what was going on.  $SGT (b)(6), (b)(7)(C)_{ran}$  out of ammo for the shotgun and SSG (b)(6),(b)(7)(C) brought him some more. (b)(6),(b)(7)(C) stayed in the tower shack. At some point a soldier with a M203 came into the tower and began firing non-lethal as well. About 15 minutes later the front glass of the tower was shattered by flying rocks. SFC (b)(6),(b)(7)(C) said to go red. somebody inside the tower say go lethal. I turned and asked into the tower if someone had said to go lethal, and someone I targeted detainees that were throwing rocks at our tower and began firing. The first detainee I shot at was between the second and third row of tents at the front of the row about to throw either a piece of concrete or a rock. shot he fell to the ground immediately. The second detainee I shot at came up and grabbed the rock or concrete the first detainee had and was standing up as if to throw the rock when I shot him. He also fell immediately to the ground. remaining detainees that I shot at were on the same row slightly farther back throwing rocks at our tower. I don't remember if they fell immediately or not. The rocks stopped almost immediately there after and that's when I stopped firing. detainees brought the wounded up to the sally port and they were taken out of the compound. At that time I noticed the medics scrambling around not real sure of what to do first. I asked SSG (b)(6), (b)(7)(C) if I could go down and assist the medics and he said I went down and spoke with an E-5 medic and identified myself as a volunteer fire fighter EMT and asked if there was anything I could do to help. He pointed to the mass casualty box and told me to jump right in. I secured M16 inside the CCT shack and came out and grabbed a pair of rubber gloves from the The first detainee I began working on was shot through the lower left leg. I unwrapped the bandage the detainees had put on it and grabbed a piece of rolled gauze to re-wrap it. A medic, SPC (b)(6),(b)(7)(C) came over and took over working on that detainee. I moved over to a detainee who had been shot in the left buttocks area. I put a piece of rolled gauze over the wound and taped it down. A medic came and attempted to start an IV on that detainee and I assisted her. The transport vehicle arrived and the IV attempt was dropped and we loaded the detainee into the vehicle. After that I threw away my gloves in INITIALS Page 2 of 11

STATEMENT OF SGT (b)(6),(b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

piled up medical waste that was outside. I went inside the CCT building and got some hand sanitizer for my hands. I came back out of the building and I was talking to several people but I do not remember who they were. I went back up in to the tower with my M16 because the detainee started chanting again but I don't remember how long it was. SSG (b)(6).(b)(7)(C) my platoon SGT, called me down from the tower and told me I was going to go up to control to start on my statement. Once SGT (b)(6).(b)(7)(C) got around to the front of the compound we went up to control and started our statements.

Q: SA (b)(6), (b)(7)(C)A: SGT (b)(6), (b)(7)(C)

Q: Who gave the order to go lethal?

A: SFC (b)(6)(b)(7)(C) stated to go red, I heard someone else inside the tower say go lethal. I turned and asked, did you say go lethal and someone said yes.

Q: Have you read the Camp Bucca Rules of Engagement?

A: Yes.

Q: What levels of force did you use or see used during the riot?

A: SSG (b)(6), (b)(7)(C) and SPC (b)(6), (b)(7)(C) and SPC (b)(6), (b)(7)(C) were telling the detainees to get back from the fence, get back form the wire. SSG(b)(6), (b)(7)(C) and SPC (b)(6), (b)(7)(C) pepper sprayed the crowd and SGT (b)(6), (b)(7)(C) dropped a flash bang outside the fence to get them to move back. SGT (b)(6), (b)(7)(C) SPC (b)(6), (b)(7)(C) and the rovers starting firing non-lethal when the detainees started throwing debris.

Q: Did you use any verbal persuasion to tell the detainees to stop or get back?

A: No.

Q: Why not?

A: everybody else was and the detainees weren't listening.

Q: Why were you in the tower?

A: SSG (b)(6), (b)(7)(C) told me to go there.

Q: Did you take your M16 with you or was it already in the tower?

A: I took it with me.

Q: When did you put the magazine in?

A: When I got in the tower.

Q: Why did you put a magazine in when you got in the tower?

A: Show of force.

Q: Did you have the weapon out as a show of force?

(b)(6), (b)(7)(C)

INITIALS (b)(6), (b)(7)(C)

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STATEMENT OF SGT (b)(6),(b)(7)(C) , TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

### A: Yes.

- Q: Did you have the weapon slung when you fired?
- A: The sling was around my back yes.
- Q: Prior to firing lethal did you point the weapon at the detainees?
- A: No.
- Q: Did you fire any non-lethal?
- A: No, I didn't have anything to fire non-lethal with.
- Q: What does the order "go lethal" mean?
- A: Well the order go lethal is not clearly defined in the SOP or rules of engagement but I would take go lethal to mean fire lethal rounds.
- Q: Can you describe what the first detainee you fired at was wearing?
- A: Either a dark blue or black man dress.
- Q: What was he doing when you fired at him?
- A: He was getting ready to throw either a rock or a chunk of concrete.
- Q: How do you know he was going to throw a rock?
- A: His right arm was back as if he was going to throw the rock.
- Q: Was he throwing in your direction?
- A: Yes.
- Q: Where did you aim at?
- A: Center mass.
- Q: Where did you hit the detainee?
- A: I noticed later that it was a head shot, I don't know if he moved, ducked or what.
- Q: Where in the compound was he standing?
- A: Between the first tents in the second and third row.
- Q: What direction was he facing when you fired at him?
- A: Towards me maybe slightly turned, to my left.
- Q: Where did he fall?
- A: Right where he was standing.
- Q: Did you see this detainee throwing things prior to you shooting lethal rounds?
- A: Yes.
- Q: Where was the second detainee at when you fired at him?
- A: Standing next to the first one.
- Q: What was he doing when you fired at him?
- A: Before I fired he had knelt down and picked up the chunk of concrete the first detainee had, and was standing up getting ready to throw it.

  (b)(6)(b)(7)(C)

INITIALS (b)(6), (b)(7)(C)

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FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

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STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

- Q: How do you know he was going to throw the concrete or rock?
- A: When he picked it up his head was turned toward the front of the compound and I took that as a hostile act. I suspected he was getting ready to throw the rock or piece of concrete.
- Q: What direction was he facing when you fired at him?
- A: Left side towards me.
- Q: What was the second detainee you fired at wearing?
- A: I don't remember.
- Q: Where did the second detainee fall when you fired at him?
- A: Next to the first one, his head was facing the left front side of the compound.
- Q: Where did you aim on the second detainee when you fired at?
- A: Center mass.
- Q: Did you hit the second detainee you fired at?
- A: Yes.
- Q: Where did you hit the second detainee you fired at?
- A: I don't know.
- Q: Where was the third detainee you fired at?
- A: He was back one line of tents, behind the first two shot detainees that were on the ground.
- Q: What was the third detainee you fired at wearing?
- A: I honestly don't remember.
- Q: What was the third detained doing when you fired at him?
- A: He was throwing a rock towards the tower in the front when I shot.
- Q: What did the detainee do when you fired at him?
- A: I don't know I lost sight of him, I am not sure I hit him.
- Q: Where did you aim on the third detainee you fired at?
- A: Center mass.
- Q: Did you fire at any detainees that had their back to you?
- A: Not when I shot.
- Q: Did you see any detainees turn their backs to you?
- A: No, there were some that were partially turned and had their side to me when I shot.
- Q: What were the detainees doing who had their sides to you?
- A: They appeared to be in the act of throwing rocks.
- Q: Could you see the rocks in their hands?
- A: Yes.
- Q: Where was the fourth detainee you fired at standing?
- A: Between the second and third row between the second and third tents.
- Q: What was the fourth detainee wearing?

(b)(6), (b)(7)(C)
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INITIALS (b)(6), (b)(7)(C)

STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

- I don't remember. A:
- What was the fourth detainee doing when you fired at him? Q:
- **A**: Throwing rocks towards the front of the compound.
- Did you hit the fourth detainee? Q:
- I don't know. A:
- Where did you aim at on the fourth detainee? Q:
- Center Mass. **A**:
- 0: Where was the fifth detainee at when you fired at him?
- **A**: Same area as the fourth.
- 0: What was the fifth detainee you fired at wearing?
- I don't remember. **A**:
- What was the fifth detainee doing when you fired at him? 0:
- He was throwing rocks towards the front of the compound. **A**:
- Did you hit the Fifth detainee you fired at? 0:
- **A**: I don't know he disappeared from sight.
- Where did you aim on the fifth detainee you fired at? 0:
- Center mass again.
- 0: Where was the sixth detainee standing when you fired at him?
- In the area of the third detainee.
- What was the sixth detainee wearing when you fired at him? Q:
- A: I don't remember.
- Where did you aim on the sixth detainee? 0:
- A: Center Mass.
- Did you hit the sixth detainee? Q:
- I don't know. **A**:
- What was the sixth detainee doing when you fired at him? 0:
- Throwing rocks at the front of the compound. **A**:
- Q: Where was the seventh detainee you fired at?
- In the same area, between the second and third row and **A**: between the second and third tents.
- What was he doing when you fired at him?
- Throwing rocks at the front of the compound. A:
- Q: Where did you aim on the seventh detainee?
- A: Center mass.
- Q: Did you hit the seventh detainee?
- Again I don't know.
- Did you see the first two detainees you shot at fall to the ground?
- Α: Yes.
- Q: Did you see any of the other detainees you shot at fall to the ground?
- **A**: No.

(b)(6), (b)(7)(C)

INITIALS (b)(6), (b)(7)(C)

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FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

EXHIBIT

STATEMENT OF SGT (b)(6), (b)(7)(C)TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

#### (b)(6), (b)(7)(C)

- Q: Why did you stop firing?
- The detainees stopped throwing rocks at us.
- Q: Did you hear anyone say cease fire?
- No I didn't A:
- 0: Did you give the command to cease fire?
- **A**:
- Q: Did you ever fire into a crowd?
- The detainees were crowded together, but I tried to shoot at individuals.
- How many lethal rounds did you fire?
- **A**:
- Q: From the first round to the last round how much time passed?
- A: Not less than 30 seconds and not more than a minute.
- Q: Do you feel all 7 shots were justified?
- **A**:
- Was your weapon on semi or burst? Q:
- **A**: Semi.
- Do you know if you missed any of the detainees you shot at? 0:
- I don't know. A:
- Q: Did you see any detainees fall that you did not shoot at?
- Yes. I saw a detainee dragging himself away. He was between row two and three about three tents back. He looked like he was dragging his leg.
- Is the scope on your weapon government issue?
- No, it is mine, but it is one of the three types the military issues.
- Have you qualified with the weapon you used during the riot?
- Yes, but not with the scope on it.
- Q: Did you use the scope to aim at the detainees during the riot?
- **A**: Yes.
- Q: When and where did you qualify with your weapon?
- A: At Ft Bragg in Sep 04 sometime.
- Q: What did you fire at your last M16 qualification?
- Expert, 38 out of 40 I believe it was. **A**:
- Did your chain of command authorize the use of your personal 0: scope?
- There was never any guidance on whether we could use personal scopes or not.
- Did anyone in your chain of command know you had your personal scope on your weapon?
- Yes, my squad leader and my platoon sergeant both knew (b)(6),(b)(7)(C) INITIALS (b)(6), (b)(7)(C) Page / OI II

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

EXHIBIT

STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

- Q: Did you fire at anyone who was throwing rocks at any other towers or directions?
- A: No.
- Q: Did you fear for your life during the riot?
- A: Yes, after I saw the rocks bounce off SPC  $^{(b)(6),(b)(7)(C)}$  head and one hit me in the leg.
- Q: Was anyone saying anything when you were firing lethal rounds?
- A: If they were I didn't hear it.
- Q: Did you see any detainees holding a blanket up as a shield?
- A: No I didn't.
- Q: Did any detainees put their hands up to show they were out of the fight?
- A: There were some that stopped throwing rocks but I don't remember seeing anyone with their hands up. After I stopped shooting some detainees came up and wanted to get to the two detainees that were on the ground.
- Q: How were they motioning that they wanted to come up to the two detainees that were on the ground?
- A: They were pointing at the detainees that were on the ground and then at themselves indicating they wanted to come forward.
- Q: Did you shoot at any of these detainees?
- A: No.
- Q: Did you fire any rounds after that?
- A: No, all firing had stopped by then.
- Q: Did you shoot at any detainees who were rendering aid to fallen detainees?
- A: No.
- Q: Did you shoot at any detainees who were not participating in the riot?
- A: No.
- Q: Did you knowingly shoot any detainees that were running or walking away from you?
- A: No.
- Q: How do you feel now about this incident?
- A: I am sorry that I had to do it, but I feel it was the right thing to do at the time to protect the soldiers that were there.
- I hate the fact that I had to take someone's loved one away from them.
- Q: Have you ever been involved in any physical or verbal altercations with any of the detainees in compound 5?
- A: No.

INITIALS (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Page 8 of 11

STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

#### (b)(6), (b)(7)(C)

- Do you hold any animosity towards any of the detainees?
- A: No.
- O: Describe the situation in tower 5A.
- A: There was 203 firing and shotguns firing, there where things hitting the shack, radio traffic, and people talking, it was difficult to concentrate on any one particular thing.
- Q: Who was in charge in the tower?
- A: SFC (b)(6), (b)(7)(C)
- Q: Who was giving the orders?
- A: SFC (b)(6), (b)(7)(C)
- Q: Did you see the window break in the tower?
- A: No, but I heard it shatter. Right after I heard the window break, I heard the command go red, go lethal. I am pretty sure it was SFC (b)(6).(b)(7)(C) who said go red, but I don't know who said go lethal.
- Q: Did you hear SFC (b)(6),(b)(7)(C) give the order to go red but hold your fire?
- A: No I heard go red then go lethal but I did not hear hold your fire.
- Q: Was your weapon in Red status when the command was given?
- A: No, I had a magazine in, but no round in the chamber.
- Q: Describe where you were at in the tower when you fired the lethal rounds?
- A: I was standing just in front of the doorway. My left side was pressed against the tower and I was aiming down between the second and third row of tents.
- O: Where was everyone else?
- A: SFC (b)(6),(b)(7)(C) and SSG (b)(6),(b)(7)(C) were in the tower building. SGT (b)(6),(b)(7)(C) was either behind me on the catwalk or inside the building. I am not sure if the airman was still in the tower or not. There was another soldier with a 203, but I am not sure if he was in the tower still or not.
- Q: Did anyone else in tower 5A shoot lethal rounds?
- A: I don't know.
- O: Did you ask for permission to fire lethal rounds?
- A: Yes before the order was given and I was told no.
- Q: Why did you ask for permission?
- A: To be covered so I would not get in trouble with my chain of command.
- Q: Are you required to ask for permission to use lethal force?
- A: No.

INITIALS (b)(6), (b)(7)(C)

Page 9 of 11

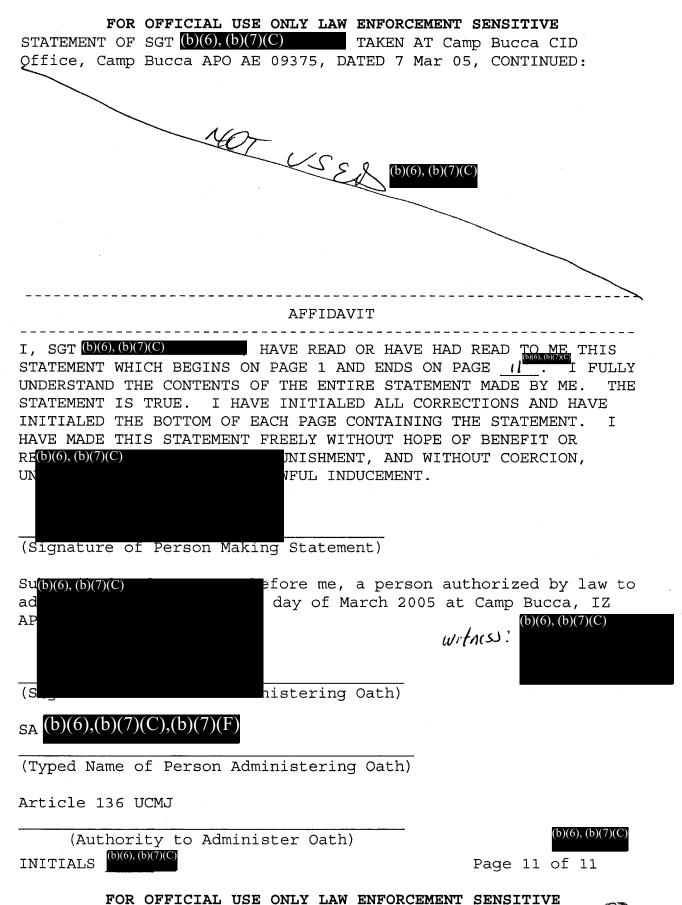
STATEMENT OF SGT (b)(6),(b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 7 Mar 05, CONTINUED:

#### (b)(6), (b)(7)(C)

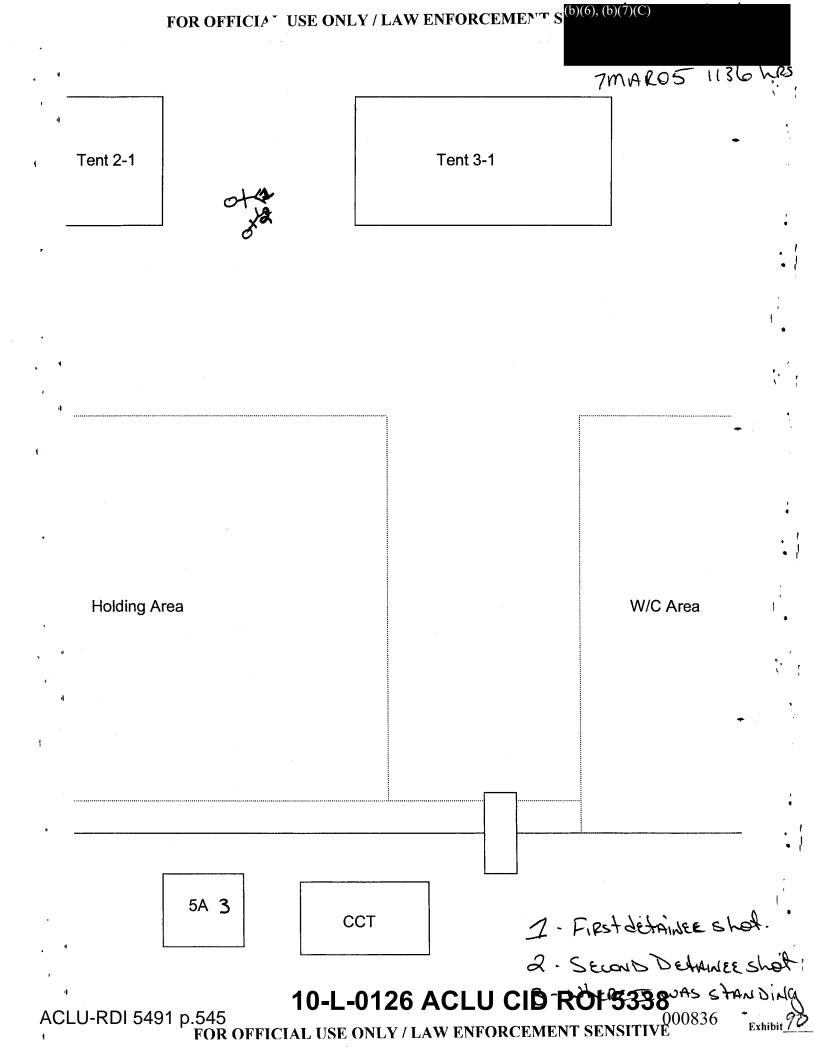
- Q: If the order to go lethal had not been given would you have fired lethal rounds?
- A: Probably not.
- Q: At what point during the riot did you feel lethal force should have been used?
- A: When the rock bounced off SPC (b)(6),(b)(7)(C) head, which was after I was hit with a rock.
- Q: How much time passed between the first time you felt lethal was necessary and the order to go lethal was given?
- A: a few minutes.
- Q: How long had the riot gone on before you fired lethal rounds?
- A: At the time it seemed like forever but I am not sure, it seemed like quite awhile.
- Q: Was the riot escalating?
- A: Yes it was getting increasingly worse.
- Q: Where you scared?
- A: Yes rocks bouncing off people didn't appeal to me at all.
- Q: Where any of the detainees trying to escape?
- A: Not that I saw.
- Q: Why didn't you take cover behind the tower shack?
- A: Didn't think of it at the time.
- Q: Did you shoot at or into a tent?
- A: No.
- Q: Did you see or hear SGT (b)(6),(b)(7)(C) fire lethal rounds?
- A: No, I didn't know he had until later.
- Q: Where the detainees moving or standing still when you fired at them?
- A: The second one I shot at was still, he was picking up a rock and was in the act of standing up when I shot, the other one's where all moving towards me and from side to side.
- Q: Are you a member of a special reaction team in your civilian job?
- A: No.
- Q: Prior to this incident have you ever been involved in a lethal force incident or any shooting?
- A: No.
- Q: Is there anything you wish to add to this statement?
- A: No.//End of Statement// (b)(6).(b)(7)(C)

INITIALS (b)(6), (b)(7)(C)

Page 10 of 11



10-L-0126 ACLU CID ROI 5337



2. This is where I remember SSG

(b)(6), (b)(7)(C)1 MAROS

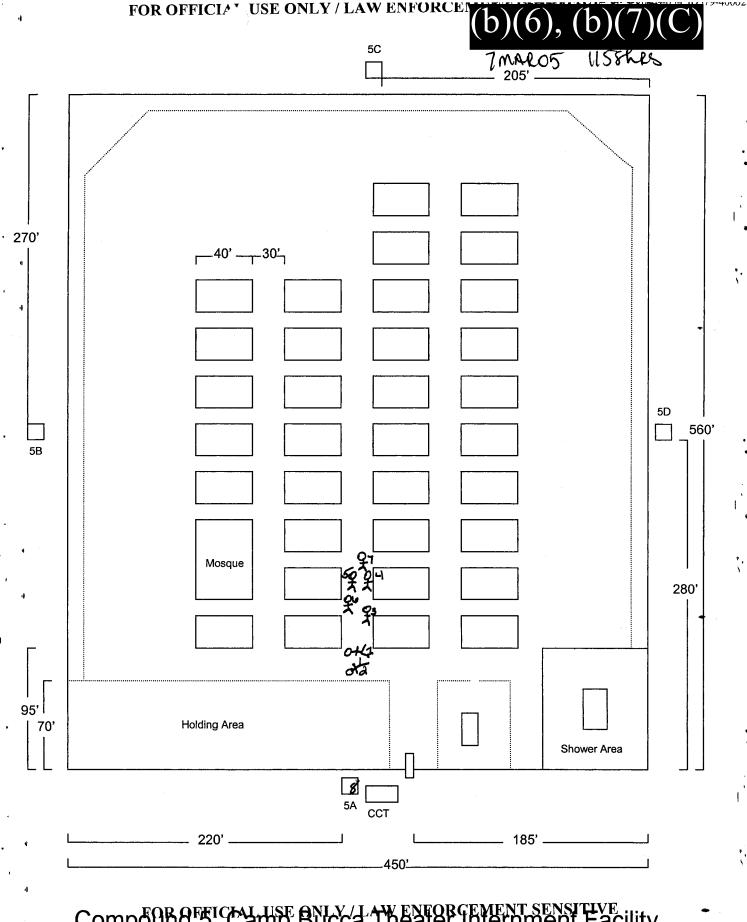
4-I think this is where SGE was up here. I don't remember in he was here when I shot or 1990.

5. A soldier with a 203 was up here. I don't remember in he was here when I shot or 1990.

5. An Aieman washere for Awhile I don't remember in he was here when I shot.

5. SITIET TO THE WASHERE FOR AWHILE I don't remember in he was here when I shot. This is where SFO

10-L-0126 ACLU CID ROI 53395 ACLU-RDI 5491 px546 official use only / Law enforcement sensitive 00837



## Compound 5, Camp Bucca Theater Internment Facility

1-First detainee shot At 4- Fourth detainee shot At 7- Seventh detaineeshot 2. SELOND BELANCE Show At 10-L-0126 ARING CAD ROBS 340 REI WAS.

ACLURDI 5491 p.547 Lot At 6. Sixth delainer Short At. 000838 Exhibit 97 ACLURDI 5491 p.547 hat At

## FOR OFFICI $^{\bullet}$ , USE ONLY / LAW ENFORCEMF $^{\bullet}$ T SENSITIVE

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE For use of this form, see AR 190-30; the proponent agency is ODCSOPS							
DATA REQUIRED BY THE PRIVACY ACT							
AUTHORITY: Title 10, United States Code, Section 3012(g)  PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.  POUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  Disclosure of your Social Security Number is voluntary.							
LOCATION     Camp Bucca CID Office, Camp Bucca, Iraq APO AE		2. DATE 12 Mar 05 (b)(6), (b)(7)(C) ³ . TIME (b)(6), (b)(7)(C). FILE NO. 15.28 (b)(6), (b)(7)(C).					
54 NAME (Last, First, MI) (b)(6), (b)(7)(C)		8. ORGANIZATION OR ADDRESS HHC, 105 TH MP BN					
6. SSN (b)(6), (b)(7)(C)	7. GRADE/STATUS E-5/NG	Camp Bucca APO AE 09375					
	T 1 - RIGHTS WAIVER/NON-WA	IVER CERTIFICATE					
Section A. Rights							
The investigator whose name appears below told me that As a Special Agent  suspected/acct (b)(6), (b)(7)(C)  nicide//	and wan	Army Criminal Investigation Division Command ted to question me about the following offense(s) of which I am					
Before he/she asked me any questions about the offense( 1. I do not have to answer any questions or say anything		ne that I have the following rights:					
<ul><li>2. Anything I say or do can be used as evidence against</li><li>3. (For personnel subject to the UCMJ) I have the right</li></ul>	me in a criminal trial. to talk privately to a lawyer before, o	uring, and after questioning and to have a lawyer present with me Government or a military lawyer detailed for me at no expense to me,					
	- or -	, and the second second second second second second second second second second second second second second se					
during questioning. I understand that this lawyer can lappointed for me before any questioning begins.	be one that I arrange for at my own e restigation, with or without a lawyer	during, and after questioning and to have a lawyer present with me expense, or if I cannot afford a lawyer and want one, a lawyer will be present, I have a right to stop answering questions at any time, or speak					
5. COMMENTS (Continue on reverse side)  Have you requested legal counsel in the	ne last 30 days? NO	), (b)(7)(C)					
Section B. Waiver							
I understand my rights as stated above. I am now willing without having a lawyer present with me. (b)(6), (b)(7)(6)	to discuss the offense(s) under inves	stigation and make a statement without talking to a lawyer first and					
WITNESSES (If available)	3. SIG	NATURE OF INTERVIEWEE					
1a. NAME (Type or Print)	(0)(0), (	b)(7)(C)					
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIG	(b)(6), (b)(7)(C) ^{TOR}					
2a. NAME (Type or Print)	5. TYP	ATOR					
		(b)(6), (b)(7)(C) RGANIZATION OF INVESTIGATOR					
	380 th M	P DET (CID) (FWD), USACIDC					
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.							
		SOURCE COLD DOLLES 4 THE SUSPECT/ACCUSED.					

ACLU-RDI 5491 p.548 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

## FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 0009-05-CID5

T SENSITIVE 0009-05-CID579-4000<del>2-1</del>

#### SWORN STATEMENT

File Number: 0009-05-CID579-4000

Location : Camp Bucca CID Office

Date : 12 Mar 05

Time :  $1707^{(b)(6), (b)(7)(C)}$ 

Statement of: SGT(b)(6), (b)(7)(C)

**SSN** : (b)(6), (b)(7)(C)

Grade/Status: E-5/NG

Org/Address : HHC, 105th MP BN, Camp Bucca, APO AE 09375

#### (b)(6), (b)(7)(C)

want to make the following statement

under oath:

We came on shift at 0600, we had all the detainees in the holding area because the Air Force was going to come in and It was a random sweep of the compound for contraband. They came in and did the search, it took about one hour and 45 minutes to 2 hours. When they left we started our head count and the detainees were leaving the holding area one at a time. A few of the detainee came running back up to the front from their tents. They were really excited and started talking to the Iman. He told the soldiers that were doing the head count that they had found Korans with pages torn out of them. stopped head count and went to look at the Korans. and looked at them and talked to the Iman, he told them that they were very upset with us and that it would have been better for us to kill one of them than to tear one of their Korans. The soldiers went back up to the front of the compound and waited a few minutes and then left the wire. Probably about 15 minutes after they left the wire, one of the detainees grabbed the bull horn they use for call to prayer, and started yelling and running through the compound yelling at everybody. majority of the detainees went into the mosque at this point. There were more people in the mosque than there is at prayer I heard a lot of yelling and chanting coming from inside the mosque. The mayor and head interpreter went inside the mosque and were pushed out of the mosque physically. About five minutes later everyone came out of the mosque and headed to the front of the compound. When the detainees came out of the mosque I placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon into amber status by placed my weapon my weapon my weapon my weapon my weapon my weapon my weapon my weapon my weapon my weapon my weapon my weapon my weapon magazine into the well. They were chanting Ala akpar the whole time. The Iman then told the soldiers that they were very angry

INITIALS



Page 1 of 7 (b)(6), (b)(7)(C)

STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 12 Mar 05, CONTINUED:

(b)(6),(b)(7)(C) ith us and they were not going to be satisfied until they killed one of us and they would be willing to die to do it. They started stepping on the c-wire at the front of the compound and I saw the CCT's spray them with the OC foggers. A handful of people left from the group and went back to the tents. started tearing up the metal Geneva Convention signs and the little barber shop area. The detainees at the back of the group started throwing rocks at the tower. The tower guards fired non-lethal in response to the rocks being thrown. I heard them come over the radio asking for more non-lethal ammunition because the ammunition he had would not work. They started throwing rocks at my tower also from in between the second and third tents from the rear and the second from left row if looking from my tower. I picked up my shotgun and yelled for them to stop. They kept throwing the rocks so I chambered a round in my shotgun. I did not fire because I could not see who was throwing the rocks. Then I heard something over the radio like lethal red lethal red it was just a jumble of words. picked up my radio and told them to say again. I heard "compound 5 this is DOB go lethal go lethal." I placed my shot gun down on the cat walk of my tower, picked up my M-16 and chambered a round. I was clearly visible to all the detainee because I was standing in front of the shack. I saw a detainee come out of the farthest row to the left and run into the second row from the left. He had what appeared to be several sticks in his hands and I picked up my binoculars to verify. they were sticks and that he was headed up to the front with them. I yelled at him to stop. He went in between two of the tents, the third and fourth tents from the front, in the second row from the left and came out in the center walk way of the compound. I yelled at him again but he kept running up to the I brought up my M-16 and I followed him. He got up to the front and I yelled again for him to stop. He prepared to throw them like you would a spear towards the tower. I took aim at his left leg midway between the knee and the hip. and I saw the round strike the ground about two inches to the left of his leg and what looked like several inches in front of him. He jumped to the left from the front. I paced my weapon back on safe and lowered it to the low ready. Then I heard them call over the radio to have the CCT at the gate to tell the (b)(6), (b)(7)(C)INITIALS Page 2 of 7 (b)(6), (b)(7)(C)

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

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T SENSITIVE 40002 (6)(6)(7)(C

STATEMENT OF SGT (b)(6), (b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 12 Mar 05, CONTINUED:

front so they could get medical treatment. They brought out all the people that were wounded to come up to the front so they could get medical treatment. They brought out all the people that were wounded and the majority of the detainees went back to their tents. A few stayed up at the front but not many.

- Q: SA (b)(6), (b)(7)(C)
- A: SGT (b)(6), (b)(7)(C)
- Q: Have you read the Camp Bucca rules of engagement?
- A: Yes.
- Q: What levels of force did you use prior to the use of lethal ammunition?
- A: I used physical presence, I yelled, I used show of force with the non-lethal shotgun, but there were no other levels of force I could do from my tower.
- Q: Did you fear for your life during the riot?
- A: Not necessarily because they were not throwing many rocks at my tower. I was more worried for the guys in tower 5A.
- Q: Did you think their life was in danger?
- A: Absolutely, the glass had been broken and they had to hide from the rocks and there was nothing they could do.
- Q: Did you see anyone in tower 5A fire lethal ammunition?
- A: No but I heard it from that direction.
- Q: how many rounds did you hear fired?
- A: I am not sure, at least two.
- Q: Did you ask for permission to go lethal?
- A: No, we were told to go lethal.
- Q: Was anyone else in you tower with you?
- A: No.
- Q: How many non-lethal rounds did you fire?
- A: None, I did not see whoever was throwing the rocks at me so I did not fire.
- Q: How many lethal rounds did you fire?
- A: One.
- Q: What were you aiming at when you used lethal ammunition?
- A: The detainee that was preparing to throw sticks at tower 5A.
- I aimed at the back of his leg, midway between the hip and knee.
- Q: Did you hit the detainee you were aiming at?
- A: Not that I know of.
- Q: Did you hit any other detainees?
- A: Not that I could tell, I saw the round strike the ground but I don't know if it ricocheted or not.

INITIALS

Page 3 of 7 (b)(6), (b)(7)(C)



STATEMENT OF SGT (b)(6),(b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 12 Mar 05, CONTINUED:

In your estimation how far away was the detainee you fired at?

- A: Probably 150 meters.
- What was the detainee you fired at wearing?
- A: Yellow pants and a t-shirt but I don't know what color.
- Q: Where was he standing when you fired at him?
- A: He was standing in the center walkway, even with the front
- of the second tent on the left side of the walkway.
- Q: Why did you aim at the detainee's leg?
- Because in all of our training preparing the mission the repeatedly emphasized that we were to shot to stop and not to kill.
- Where there any detainees in between you and the detainee you fired at?
- A: None.
- Q: Did you see any other detainees get hit with lethal ammunition?
- A: I saw a couple detainees lying on the ground but that was it.
- Q: Where were the detainees you saw lying on the ground?
- A: In between the holding area and the tents and kind of in the center walkway area.
- Q: Can you describe what the two detainees you saw lying on the ground where wearing?
- A:
- Q: Who gave the order to go lethal?
- A: The DOB, SFC  $^{(b)(6),(b)(7)(C)}$  at the time, I knew it was him because I recognized his voice.
- Q: Did you verify the order to go lethal?
- words I did originally when I heard a jumble of word with red and lethal. I told him to say again and he said "compound 5 this is DOB go lethal go lethal."
- Q: What does the order go lethal mean?
- A: Means to lock and load your M16 and only fire if you're in fear of your life or the life of another soldier.
- Is the order to go lethal in the SOP?
- I think it is written in the SOP as red or lethal.
- Q: What does the order go red mean?
- A: It means to lock and load your M16 and only fire if you're in fear for your life or the life of another soldier.

INITIALS

Page (b)(6), (b)(7)(C)

T SENSITIVE 40002 (b)(6), (b)(7)(C)
0009-05-CID579-00000

STATEMENT OF SGT (b)(6),(b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 12 Mar 05, CONTINUED:

#### (b)(6), (b)(7)(C)

Is the order go red the same as the order go lethal?

- A: Yes.
- Q: Did you see anyone else fire lethal ammunition?
- A: No.
- Q: If the order to go lethal was not given would you have used lethal force?
- A: I am not sure.
- Q: Have you ever had any confrontations with any detainees in compound 5?
- A: I had to flexi cuff one, one day. He was being moved from compound six to compound five and he started fighting the CCT's. They took him to the ground and asked me to flexi cuff him.
- Q: Do you have any animosity towards the detainees?
- A: No.
- Q: What is your profession in the civilian world?
- A: The first deployment, I was a student, this deployment I had been with the North Carolina Department of Transportation.
- Q: Have you ever been involved in any shooting incidents prior to this?
- A: No.
- Q: Did you shoot at or into a tent?
- A: No.
- Q: How long had the riot gone on before the order to go lethal was given?
- A: I don't know but it seemed like it had gone on for quite awhile.
- Q: Did you fire at any detainees that had their back to you?
- A: Yes the one detainee that I fired at.
- Q: Did you see any detainees put their hands up to signal they were out of the fight?
- A: There were two behind the tent in the farthest row to the right from my tower by the very last tent closest to my tower. I motioned for them to stay down where they were. A detainee came out of the third tent from the back, when I looked at him he raised his hands and I motioned for him to go back inside the tent.
- Q: Were any of the detainees with their hands up shot?
- A: Not the ones that I saw.
- Q: Did you see any detainees rendering first aid to wounded detainees?

INITIALS



Page 5 of 7 (b)(6), (b)(7)(C)

4000 2 (b)(6), (b)(7) 0009-05-CID579-<del>0000</del>

STATEMENT OF SGT (b)(6), (b)(7)(C)TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 12 Mar 05, CONTINUED:

I know they were rushing water in and out of the tents where the handful of guys that were hit with the foggers ran into and I saw them move the body of one detainee over my the mosque. couldn't tell what they were doing.

Were any of the detainees that were rendering first aid shot?

A: Not that I saw.

Have you discussed this with SGT (b)(6),(b)(7)(C) since the day of the shooting?

A: A little.

O: What was said?

A: We talked about what it was like in his tower and what it was like in my tower. He also mentioned how he went and helped the medics after they stopped rioting. I asked him if he had seen the detainee I fired at and he said he hadn't.

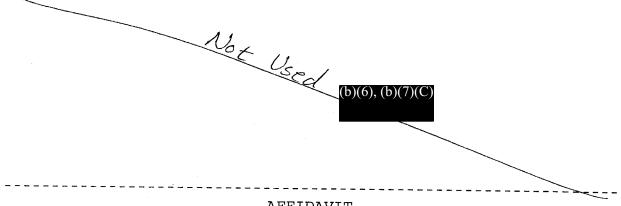
Q: Is there anything you wish to add to this statement?

A: No.///End of Statement///

(b)(6), (b)(7)(C)INITIALS

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 4000 2 0009-05-CID579-00000

STATEMENT OF SGT (b)(6),(b)(7)(C) TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 12 Mar 05, CONTINUED:



#### AFFIDAVIT

I, SGT (b)(6), (b)(7)(C) HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 5 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.

# (b)(6), (b)(7)(C)

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to admin (b)(6),(b)(7)(C) 12th day of March 2005 at Camp Bucca, IZ APO Al

(Signature or Person Administering Oath)

### SA(b)(6),(b)(7)(C),(b)(7)(F)

(Typed Name of Person Administering Oath)

Article 136 UCMJ

(Authority to Administer Oath)

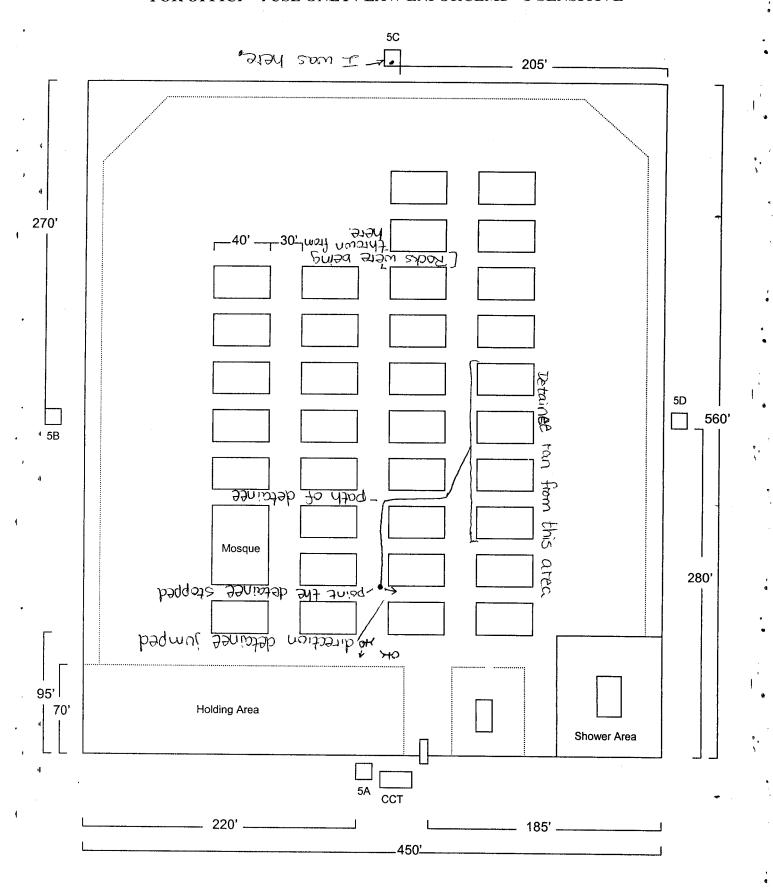
INITIALS



Page 7 of 7 (b)(6), (b)(7)(C)

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

10-L-0126 ACLU CID ROF 5348 91



Compound 5, Camp Bucca Theater Internment Facility

Not to Scale - All measurements are approximate (b)(6), (b)(7)(C)

10-L-0126 ACLU CID **പ്രോഷ്ട്ര** 

Exhibit_

ACLU-RDI 5491 p.556 FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE 000847



#### DEPARTMENT OF THE ARMY US ARMY CRIMINAL INVESTIGATION LABORATORY 4553 N 2ND STREET FOREST PARK, GA 30297-5122

CILA-FA

17 March 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, 380TH MILITARY POLICE DETACHMENT (CID), (FWD), CAMP BUCCA, IRAQ, APO AE 09375

SUBJECT: Firearms Division - Final Report

USACIL Case Number 2005-CID131-0418

Submitter Case Number 0009-05-CID579-40002

#### EXHIBITS:

- 1 Rifle M16A2 SN: 1968782 (Item 1, Doc 86-05).
- 2 Magazines with cartridges (Item 2, Doc 86-05).
- 3(1-8) Cartridge cases (Item 1-4, Doc 95-05).
- 4 Bullet fragments (Item 1-2, Doc 63-05).
- 5 Bullet fragment (Item 1, Doc 69-05).
- 6 Bullet fragments (Item 2, Doc 70-05).
- 7 Rifle M16A2 SN: 578445 (Item 1, Doc 87-05).
- 8 Magazines with cartridges (Item 2, Doc 87-05).

#### FINDINGS:

- 1. Exhibits 1 and 7 (rifles) are mechanically functional firearms with the incorporated safety features working properly. Both have a trigger pull forces of approximately 10 pounds in the semi-automatic mode of fire and approximately 12 pounds in the burst mode of fire.
- 2. Microscopic inter-comparisons of Exhibit 3(1-8) (cartridge cases) revealed that Exhibits 3(1-7) were all fired in the same firearm. Exhibit 3(8) was fired in a different firearm.
- 3. Microscopic examination of Exhibits 4, 5, and 6 (bullet fragments) revealed that only one fragment in Exhibit 6 has sufficient individual characteristics for comparison purposes.



AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

CILA-FA

SUBJECT: Firearms Division - Final Report USACIL Case Number 2005-CID131-0418

Submitter Case Number 0009-05-CID579-40002

- 4. Using a magazine and cartridges from Exhibit 8, Exhibits 1 and 7 were test fired. The recovered test cartridge cases and bullets were microscopically compared to Exhibit 3(1-8) and Exhibit 6 (bullet fragment). Exhibits 3(1-7) and 6 were identified as having been fired in and through Exhibit 1. Exhibit 3(8) was identified as having been fired in Exhibit 7.
- 5. The recovered test cartridge cases and bullets from Exhibit 8 are being returned for accountability purposes.
- 6. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. Point of contact is the Evidence Processing Division, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.

(b)(6), (b)(7)(C)

Forensic Firearms Examiner



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#### DEPARTMENT OF THE ARMY US ARMY CRIMINAL INVESTIGATION LABORATORY 4553 N 2ND STREET FOREST PARK, GA 30297-5122

CILA-EP

18 March 2005

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, 380TH MILITARY POLICE DETACHMENT (CID), (FWD), CAMP BUCCA, IRAQ, APO AE 09375

SUBJECT: Forensic Division Report(s)

USACIL Case Number 2005-CID131-0418

Submitter Case Number 0009-05-CID579-40002

- 1. Enclosed are the Final Laboratory Exhibit List and Final Division Report for the Firearms Division.
- 2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the forensic examiner(s) assigned to the case. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. One original report is enclosed and the other is kept in the official files of this laboratory and maintained IAW AR 25-400-2 and CIDR 195-1.
- 3. All items received in the laboratory for examination are returned to the submitting agency upon completion of laboratory testing.
- 4. IAW AR 195-2, requests and fund cites for court appearances of Laboratory Examiners will be made at least 10 working days prior to the date of court proceedings.
- 5. Point of contact is the Evidence Processing Division, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.

Encl



(b)(6), (b)(7)(C)

Deputy Records Custodian
AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

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**10-L-0126 ACLU CID ROI 6377**00875



CILA-EP

SUBJECT: Forensic Division Report(s)

USACIL Case Number 2005-CID131-0418

Submitter Case Number 0009-05-CID579-40002

RETURN EVIDENCE AND REPORT TO:  $11^{\text{TH}}$  MILITARY POLICE BATTALION (CID), ATTN: EVIDENCE CUSTODIAN, APO AE 09342

#### SWORN STATEMENT

File Number: 0009-05-CID579-40002 Location : Camp Bucca CID Office

: 4 Jun 05 Date

Time

1552 (b)(6), (b)(7)( CPT (b)(6), (b)(7)(C)Statement of:

(b)(6), (b)(7)(C)

Grade/Status: 0-3/AD

Org/Address: 586th ESFS, Camp Bucca, APO AE 09375

want to make the following statement

On the morning of 31 Jan 2005, a platoon from Bravo Company, the Rover platoon, and the CCT soldiers at Compound Five conducted a compound search of Compound Five. After the search, approximately 1030, the mayor of the compound asked to speak to I proceeded to the sally port of the compound and spoke to the mayor through his detainee interpreter. The compound Iman was also present. I also had a U.S. contract interpreter with The contract interpreter goes by "Dr. (b)(6), (b)(7)(C)conversation consisted of the compound Iman yelling toward both U.S. troops outside of the compound and at a crowd of detainees standing behind him. The detainee interpreter stated to me that the detainees were very upset because they believed that U.S. troops had destroyed some Qurans during the search. contractor interpreter Dr. (b)(6),(b)(7)(C) neard this as well. and the detainee interpreter that U.S. troops are to Dr. trained specifically not to touch a Holy Quran, and that if there were damaged Qurans they were not damaged by any U.S. Airmen or Soldiers. The conversation lasted no more than five (5) minutes. As I walked away, Dr. (b)(6),(b)(7)(C) stated to me that something was going to happen and that this was planned. asked him how he knew that and he stated to me, "Can't you see it?"

SA (b)(6), (b)(7)(C)0: CPT (b)(6), (b)(7)(C)

Do you know the mayor's ISN? 0:

A:

Do you know the detainee interpreter's ISN? 0:

A:

Do you know the Imam's ISN? 0:

(b)(6), (b)(7)(C)

His name is b(6), b(7)(C) and he is in compound 6.

INITIALS

Page 1 of 3



## FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002

STATEMENT OF CPT (b)(6),(b)(7)(C) , TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 4 Jun 05, CONTINUED:

- Q
  - : Were you present at compound five during the riot?
  - A: I was not. I was right in front of compound four.
  - Q: Did you see any detainees in compound five get shot with lethal ammunition?
  - A: I did not.
  - Q: Did you hear lethal ammunition being fired from compound five?
  - A: I did.
  - Q: How many lethal rounds did you hear from compound 5?
  - A: Two specifically.
  - Q: Did you see who was firing lethal rounds?
  - A: I did not.
  - Q: Could you tell where the lethal fire was coming from?
  - A: Yes it was coming from the alpha tower of compound 5.
  - Q: Did any of the detainees tell you they were going to riot or attempt to injure the guards?
  - A: The interpreter told me that the Imam was saying there was going to be trouble. The Imam was yelling at the guards and then at the detainees.
  - Q: Is there anything you wish to add to this statement?
  - A: No.///End of Statement/ $\sqrt{^{(b)(6),(b)(7)(C)}}$



Page 2 of 3 (b)(6), (b)(7)(C)

#### FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 0009-05-CID579-40002

STATEMENT OF CPT (b)(6), (b)(7)(C)TAKEN AT Camp Bucca CID Office, Camp Bucca APO AE 09375, DATED 4 Jun 05, CONTINUED:

I, CPT (b)(6), (b)(7)(C), HAVE READ OR HAVE HAD READ TO THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 31 FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY 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. (b)(6), (b)(7)(C)

(Signature of Person Making Statement)

Subscribed and swarn to before me, a person authorized by law to administ (b)(6), (b)(7)(C)lay of June 2005 at Camp Bucca, IZ APO AE 09375

(Signatu stering Oath)

## SA(b)(6),(b)(7)(C),(b)(7)(F)

(Typed Name of Person Administering Oath)

Article 136 UCMJ

(Authority to Administer Oath)

INITIALS



Page 3 of 3

AGENT'S INVESTIGATION REPORT	ROI NUMBER 0009-05-0	ER 0009-05-CID579-40002	
		1 OF 1	
DETAILS			
About 1445, 12 Jun 05, SA (b)(6), (b)(7)(C) conducted a (b)(6), (b)(7)(C) 586th ESFS, CBI, who stated he was assig being fired but could not tell where they came from.	ned to Towel 1A when he ha	eard two lethal rounds	
About 1535, 12 Jun 05, SA (b)(6), (b)(7)(C) conducted a (b)(6), (b)(7)(C) 586 th ESFS, CBI who stated he was assign being fired. He observed two soldiers outside of To compound. He could not identify the soldiers.	canvass interview of A1C bed to Tower 2B when he heaver 5A, one of whom was ta	rd four lethal rounds king aim into the	
About 1109, 13 Jun 05, $SA^{(b)(6), (b)(7)(C)}$ obtained a coduring the riot, from $SSG^{(b)(6), (b)(7)(C)}$ obtained a coduring the riot, from $SSG^{(b)(6), (b)(7)(C)}$	ov of a table which depicted HHC, 105TH MP	all ammunition used BN, CBI. (See 31 Jan	
About 2045, 14 Jun 05, SA (b)(6), (b)(7)(C) conducted a conducted investigation.	anvass interview of SrA (b) any pertinent information reg	(6), (b)(7)(C) garding the	
About 2100, 14 Jun 05, SA (b)(6), (b)(7)(C) conducted a c (b)(6), (b)(7)(C) 586TH, ESFS, CBI, who did not provide investigation.	anvass interview of SSgt (b) e any pertinent information	(6), (b)(7)(C) regarding the	
About 1200, 18 Jun 05, (b)(6), (b)(7)(C) coordinated w Administration Division (PAD), (b)(6), (b)(7)(C) 115 th F could not locate the back page of TAWFEEEK's med to this office.	th SSG (b)(6), (b)(7)(C) ield Hospital (FH), IFAS, The cal record that is not present	Patient IF, CBI, who stated he in the copy provided	
AGENT'S COMMENT: The back of one of the page with the words "OVER->" in the lower right hand corner	in TAWFEEK's medical rec of the record, was not copied	cords from 31 Jan 05	
About 1300, 24 Jun 05, SA (b)(6), (b)(7)(C) interviewed SS 105 th MP BN, CBI, who stated he did not arrive in the	$\frac{G}{G}(b)(6), (b)(7)(C)$ The until after the riot was o	HHC,	
About 1500, 24 Jun 05, SA(b)(6), (b)(7)(C) briefed CPT (b)(ENTRY///	on all aspects of the in	vestigation.///LAST	
•			

ACLU-RDI 5491 p.564

#### **CANVASS INTERVIEW WORKSHEET**

Rank First Middle Last	SSN#	Unit	Date
A1C (b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	586th ESFS	3-May-05
A1C		586th ESFS	3-May-05
A1C		586th ESFS	10-May-05
A1C		586th ESFS	1-Jun-05
A1C		586th ESFS	21-May-05
A1C		586th ESFS	3-May-05
A1C		586th ESFS	12-Jun-05
A1C		586th ESFS	3-May-05
Amn		586th ESFS	3-May-05
MSgt(b)(6), (b)(7)(C)		586th ESFS	3-May-05
SrA(b)(6), (b)(7)(C)		586th ESFS	3-May-05
SrA		586th ESFS	21-May-05
SrA		586th ESFS	12-Jun-05
SrA		586th ESFS	3-May-05
SrA		586th ESFS	3-May-05
SrA	ľ	586th ESFS	3-May-05
SrA		586th ESFS	3-May-05
SSgt (b)(6), (b)(7)(C)		586th ESFS	3-May-05
SSgt		586th ESFS	3-May-05
SSgt		586th ESFS	13-Jun-05
TSgt		586th ESFS	18-May-05
TSgt		586th ESFS	3-May-05
SrA(b)(6), (b)(7)(C)		586th ESFS	13-Jun-05
SGT (b)(6), (b)(7)(C)		HHC, 105th MP BN	1-Jun-05
SPC		HHC, 105th MP BN	1-Jun-05
SFC		HHC, 105th MP BN	3-May-05
SPC		HHC, 105th MP BN	3-May-05
SPC		HHC, 105th MP BN	3-May-05
SPC		HHC, 105th MP BN	3-May-05
SPC		HHC, 105th MP BN	3-May-05
SPC		HHC, 105th MP BN	3-May-05
SSG		HHC, 105th MP BN	3-May-05
SSG		HHC, 105th MP BN	18-May-05

# 105th MP BN Camp Bucca, Iraq 31 JAN 05 Roll up of Rounds and Type

	Letal 5.56 MM	LTL M203	12 GA Point	LTL 12 GA Crowd	Flash/Bang Grenades	OC Fog
CP 1	0	0	16	20	0	0
CP 2	0	68	67	83	2	0
CP 4	0 -	16	0	115	5	0
CP 5	8	4	45	80	4	2
CP 7	0	0	0	1	0	0
CP8	0	0	0	0	0	1
Rovers	0	0	0	344	0	0
Total:	8	88	128	643	11	3

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0095-2005-CID789

AGENT'S INVESTIGATIVE REPORT

0009-05-CID579-40002

CID Regulation 195-1

Page 1 of 1

DETAILS:

About 1130, 23 Jun 05, this office received a Request for Assistance (RFA) (0009-05-CID579-40002) from the 380th Military Police Detachment (380th MP Det) (FWD) (CID) (-), Camp Bucca, to locate any medical files belonging to Detainee ISN (b)(6), (b)(7)(C)

About 1100, 24 June 05 the undersigned received a copy of the medical file belonging to detainee  $\frac{(b)(6),(b)(7)(C)}{(b)(6),(b)(7)(C)}$  from SGT  $\frac{(b)(6),(b)(7)(C)}{(b)(6),(b)(7)(C)}$ 

(b)(6),(b)(7)(C) Task Force Med 115th, IHA In-Processing, AGI. (See Medical Records)

Agent's Comment: The medical file was not the original and had been copied from another file. The location of the original file is unknown. ///LAST ENTRY///

(b)(6),(b)(7)(C),(b)(7)(F)(b)(6), (b)(7)(C)SIGNATURE

OR CANIZATION

48th MP Det (CID)(FWD)(-), BCCF, AGI, APO AE 09342

24 Jun 05

EXHIBIT

101

CID FORM 94-E

(Automated)

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PROTECTIVE MARKING IS EXCLUDED FROM AUTOMATIC TERMINATION (Para 13, AR 34-16)

10-L-0126 ACLU CID ROI 6385⁰⁰⁸⁸³



















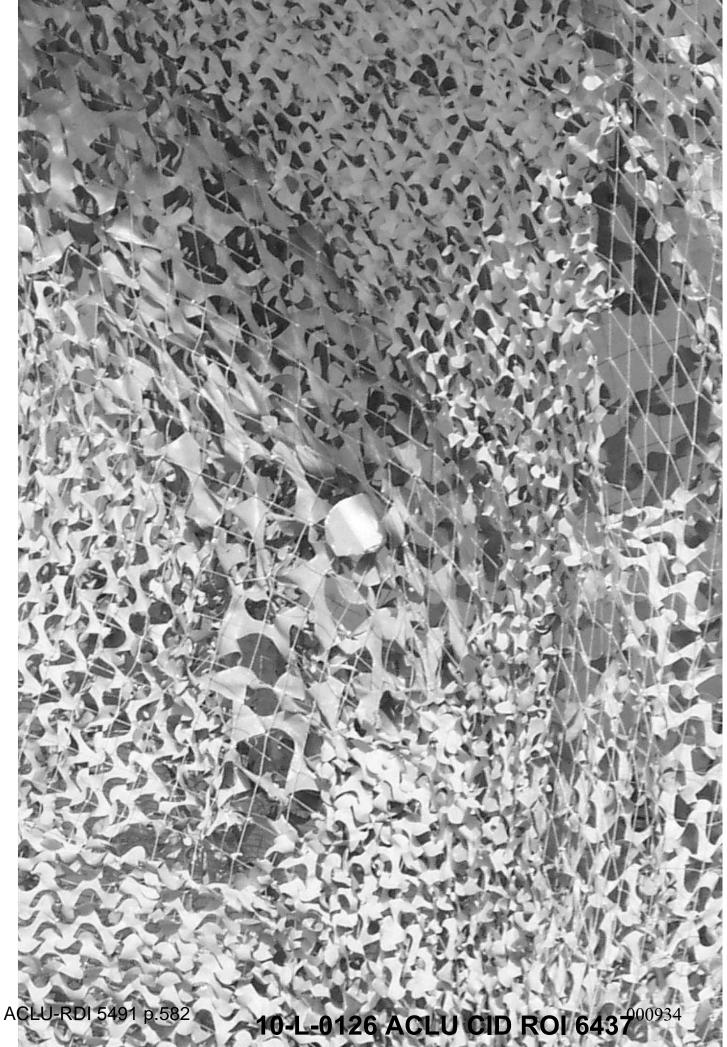






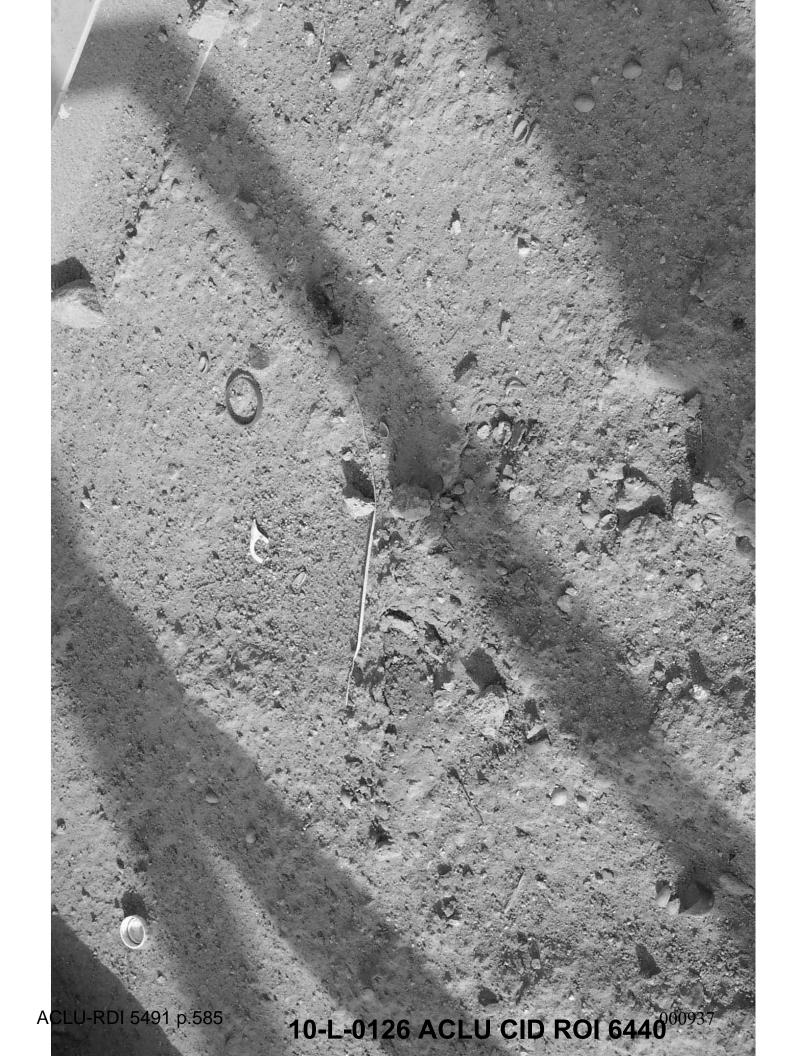


















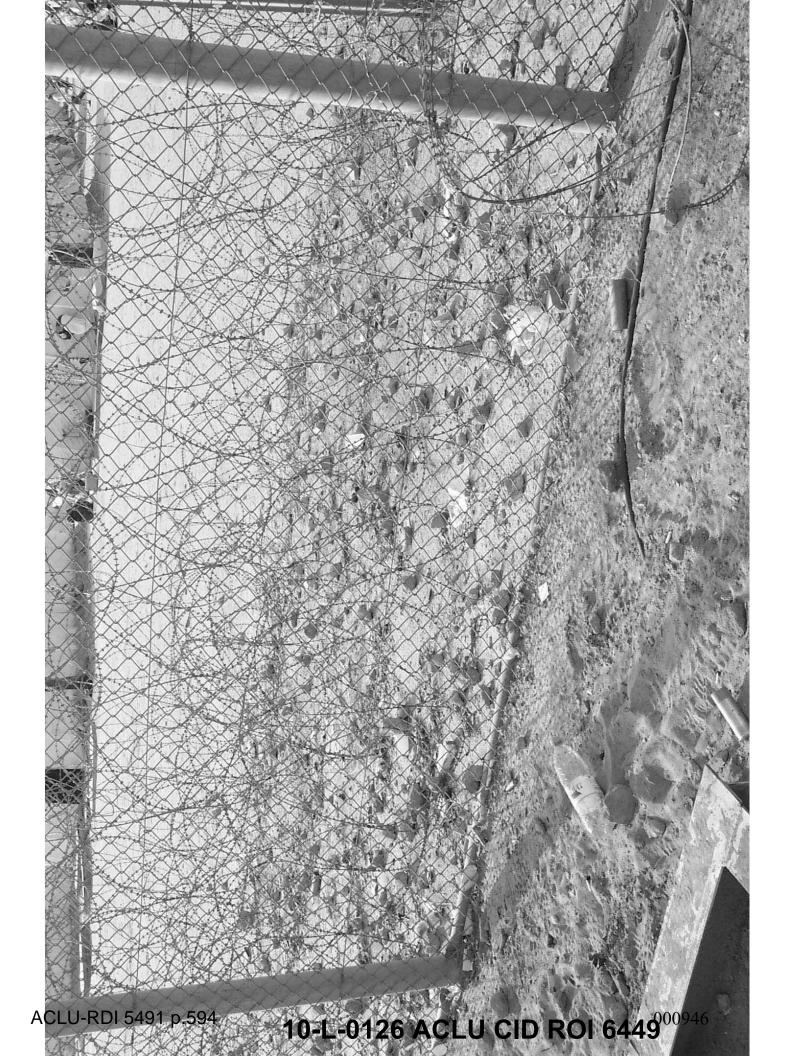










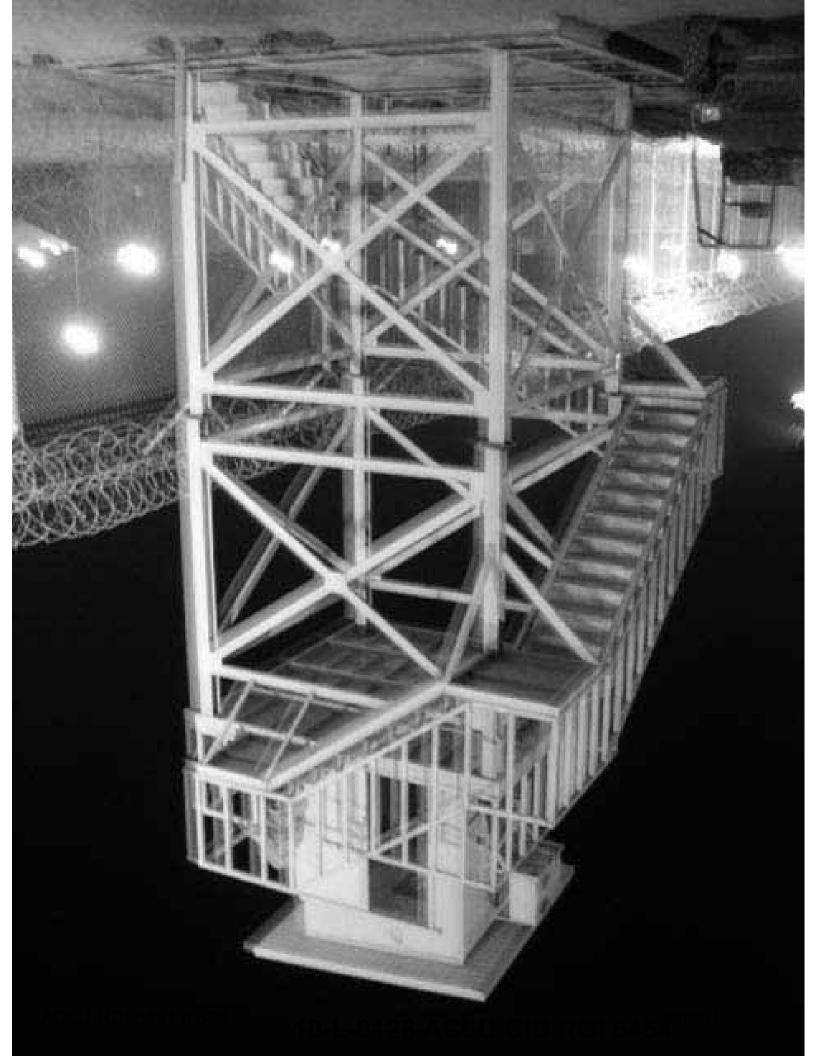










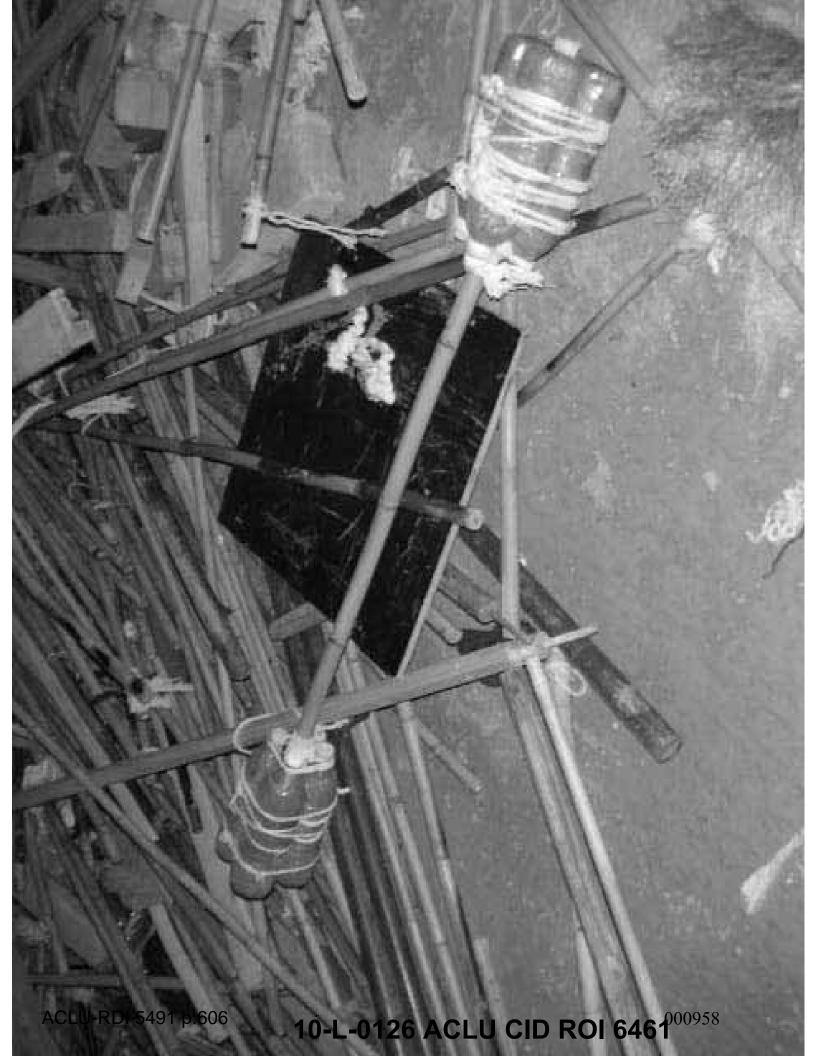




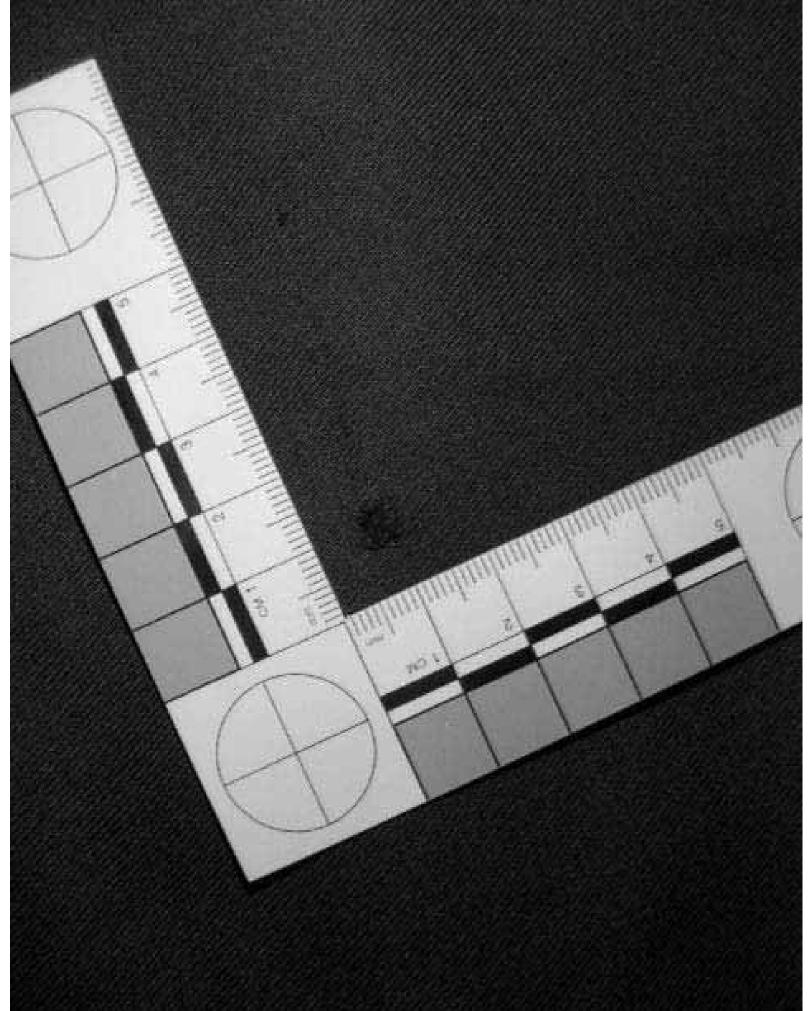






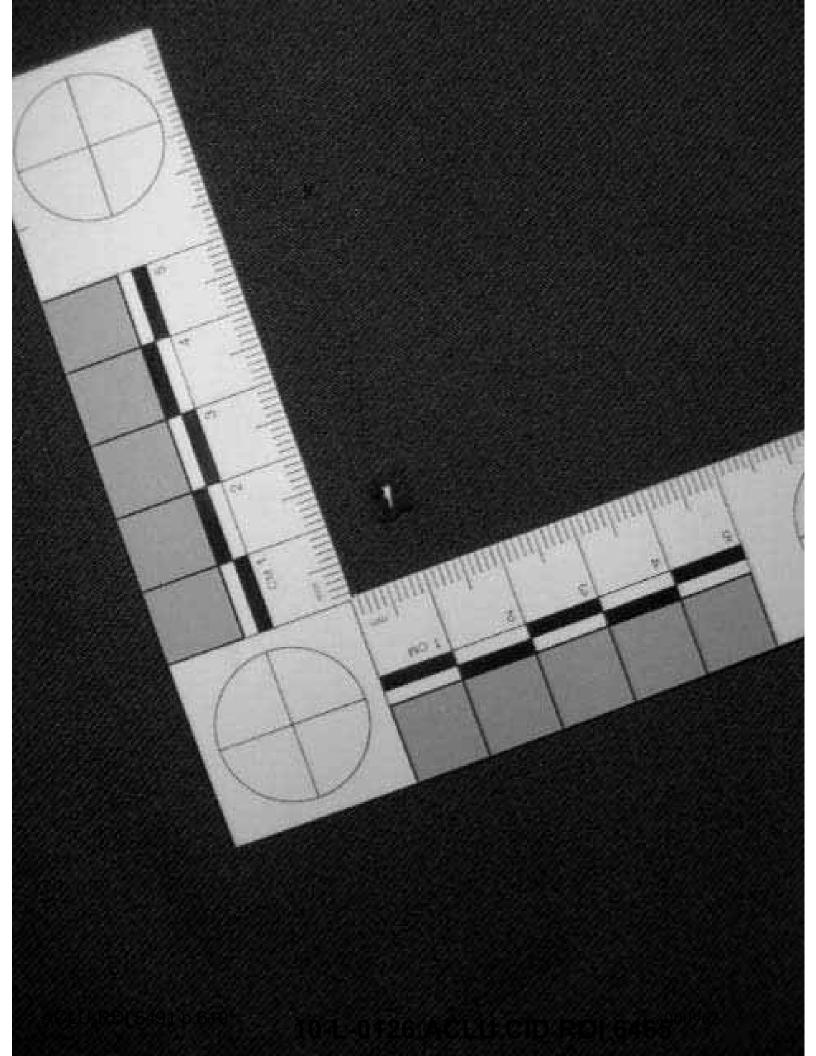




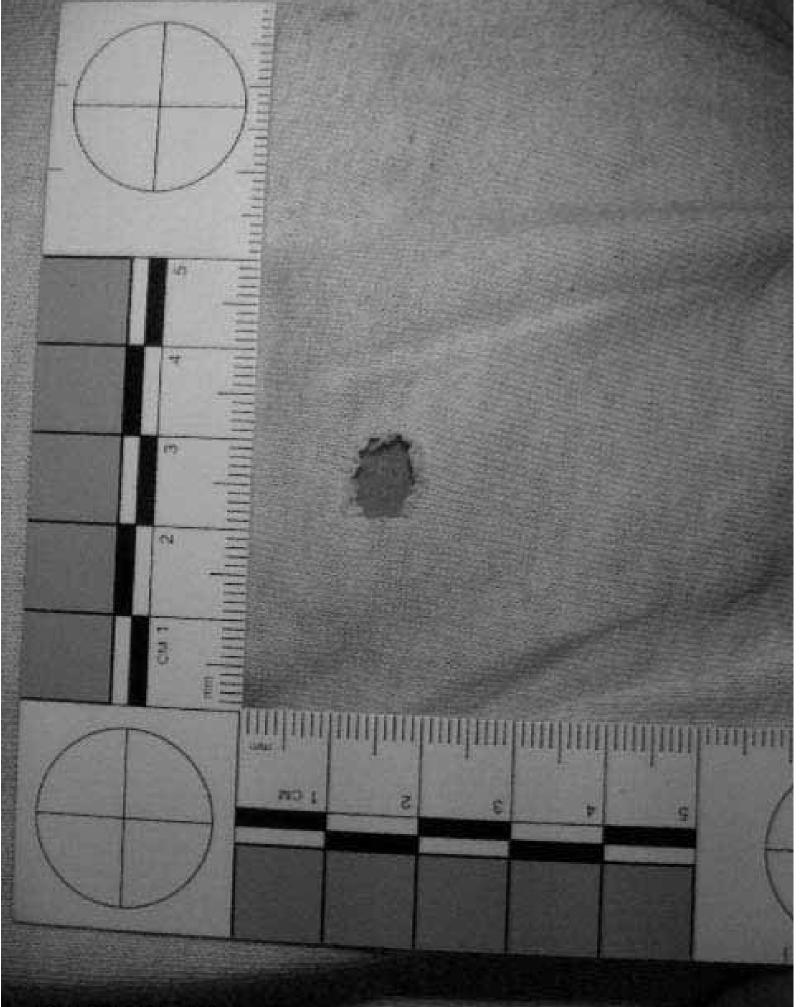


QLU-RDI 5494 p 609

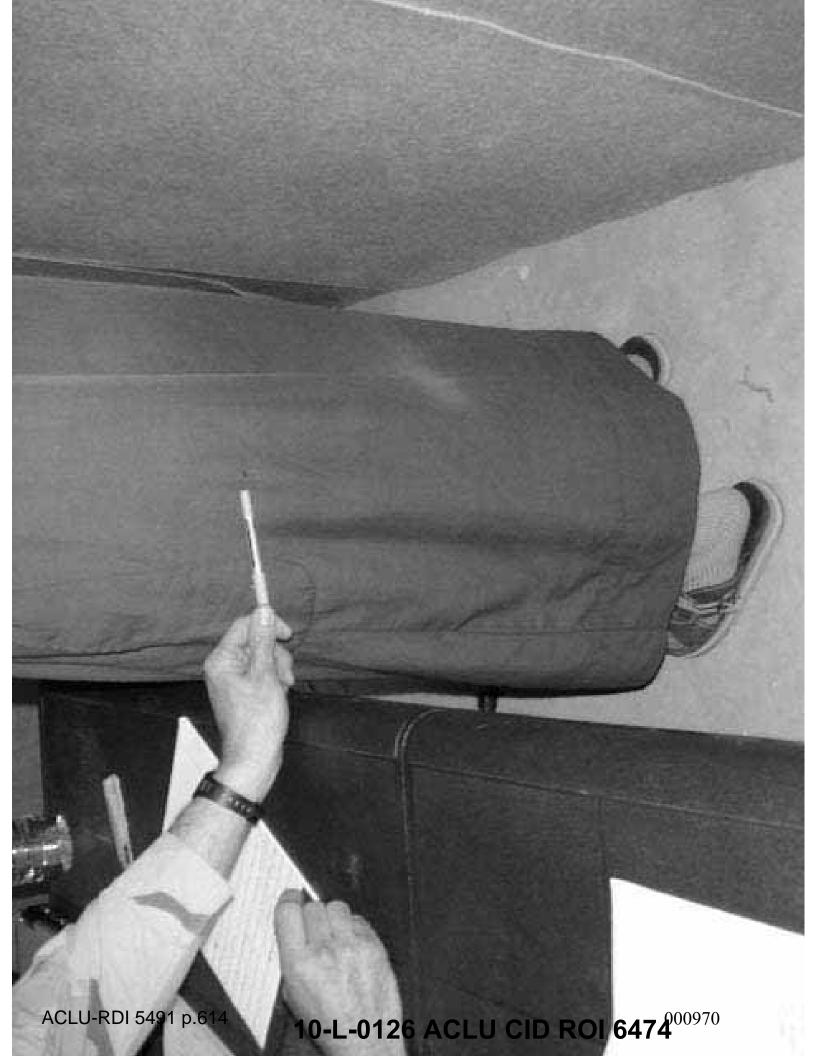
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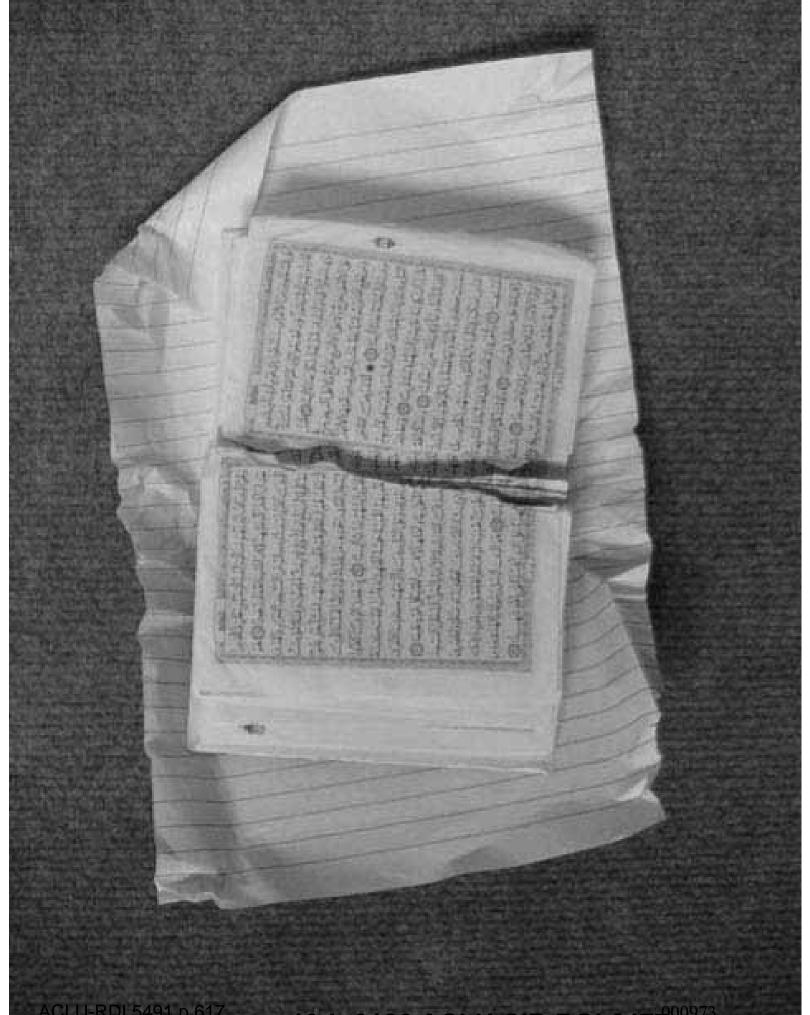
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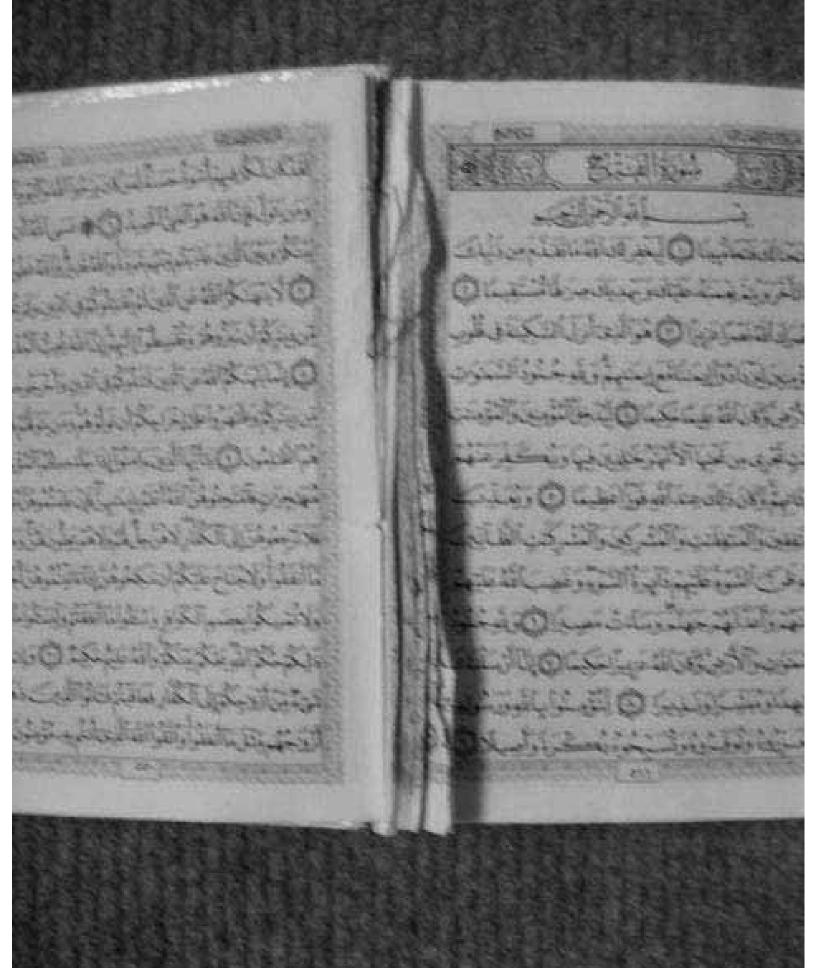
10-L-0126 ACLU CID ROI 6476000972



ACLU-RDI 5491 p.617

10-L-0126 ACLU CID ROI 647700973





ESCHOOL

**域则出现的**第二

## بنائج الغالج النائج

بتأثيا الدين مامنوا لانتليلوا عثرى وعدوكم أولياء تلفوت التهم بالمودة وقد كفروا بماجاءكم بن الحق ترخون السول وَإِيَّاكُمْ أَن نُوْمِنُوا بِأَنَّهِ رَبِّكُمْ إِن كُنْتُوجَمُ حَبَّدُ جِهُدُا فِي سَلَّى والنعاة مرضان فيمرون النهم بالمودة والنا أغلا بمأ أختيت وَمَا أَعْلَنْهُ وَمَن يَفْعَلُهُ مِن كُمْ فَقَدْ صَلَّى سُوَّاءُ ٱلسَّبِيلِ السَّالِان بتعفوكم بكونوالكم أعداء ويتسطوا النكم أبديهم والسنتهم بالشور وودوالوتكفرون الان معكم أزعانك ولاأولالا عِوْمُ الْفِينَةِ عِلْمِ لَلْ يَنْكُمُ وَاللَّهُ بِمَا لَعَمَلُونَ بَصِيدٌ (أَ) قَدْ كَانَتُ لَكُمْ الْسُوَةُ حَسَنَةً فِي إِرَّهِمَ وَاللَّهِيَ مَعَهُ إِذَ قَالُوالِقُومِ. إِنَّا يُرْعَا وَالْمِنْكُمْ وَمِمَّالَقَمِينُونَ مِن دُونِ ٱللَّهِ كُفْرَنَا بِكُوْ وَيَدَّالِينَدَ ويتنكب المدوة والنفساة الداحق تؤيثوا باللوخدة غَوْلَ إِبْرُهِمَ لِأَسِهِ لَأَسْتَغَفِرَنَ لَكَ وَمَا أَمْلِكُ لِكَ مِنَ ٱللَّهِ مِن شَيْ وَيُناعَلِينَكُ تَوَكَّمُنا وَالْتِكَ أَمْنِنا وَالْتِكَ ٱلْمَصِيرُ لَنَّ وَتَا لَاجْعَلَا يَسْنَةُ لِلَّذِينَ كُثَرُوا وَاغْفِرُ لِنَا رَبِّنا إِلَّكِ السَّالَةِ رِزَّا لَكِدُ الْ

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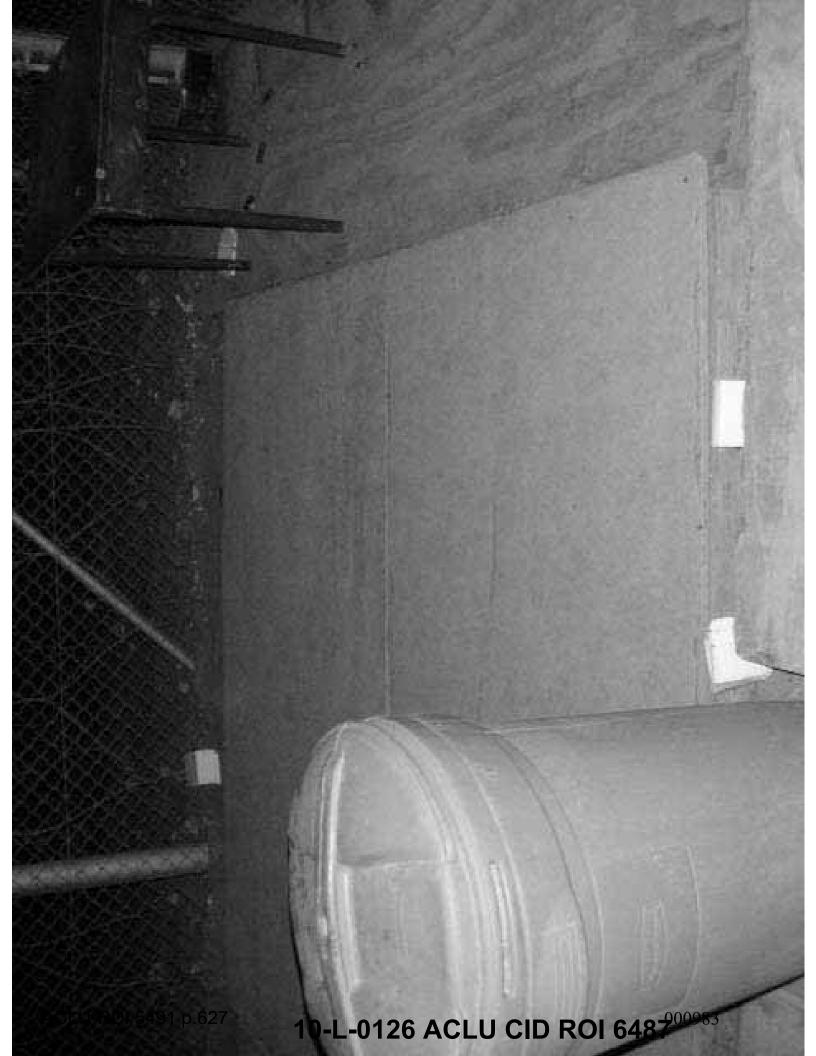




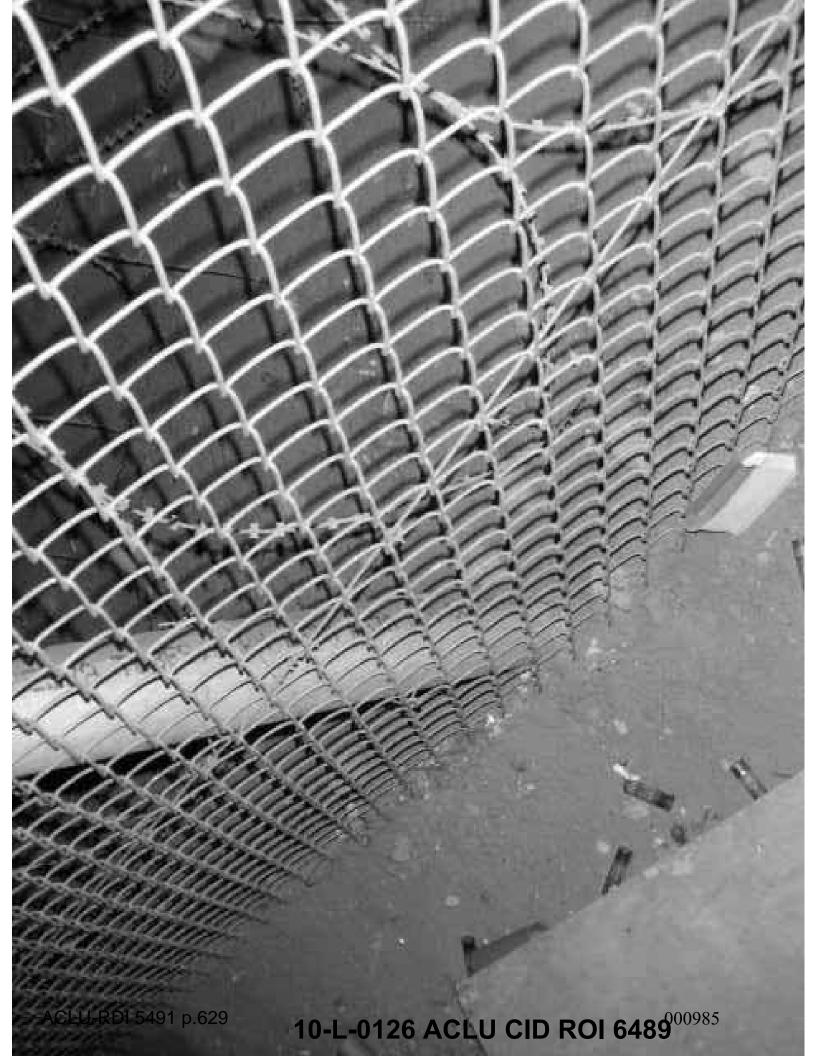








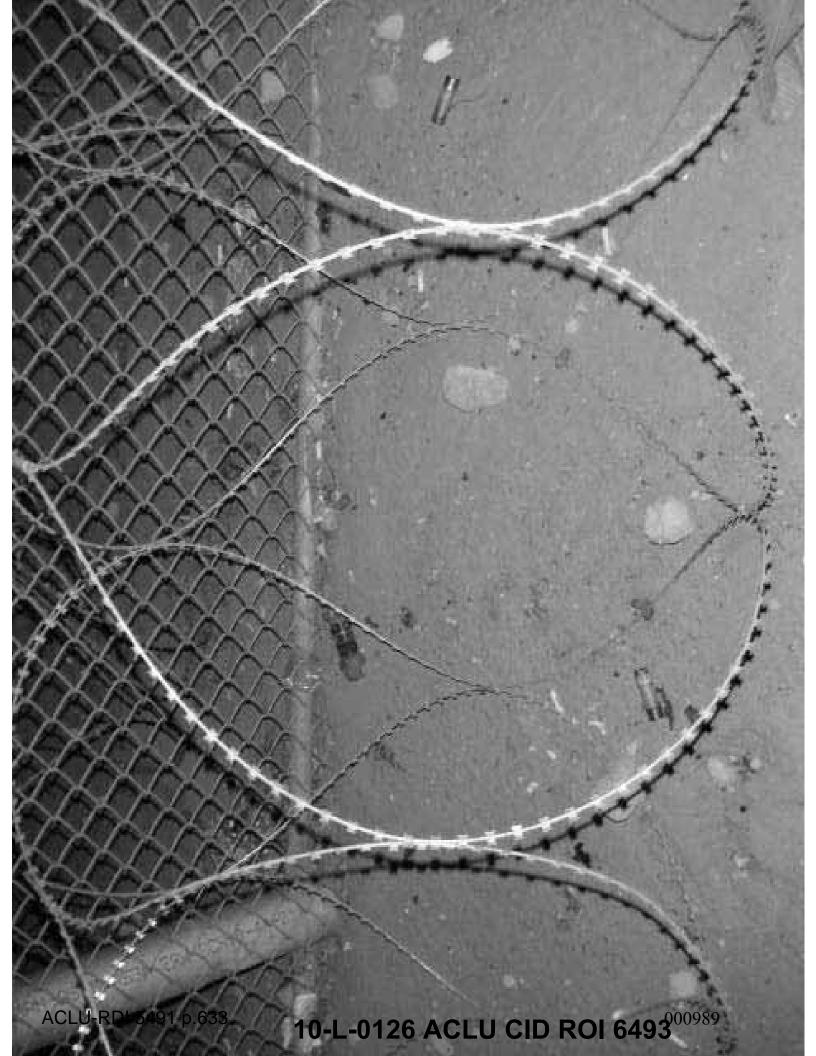




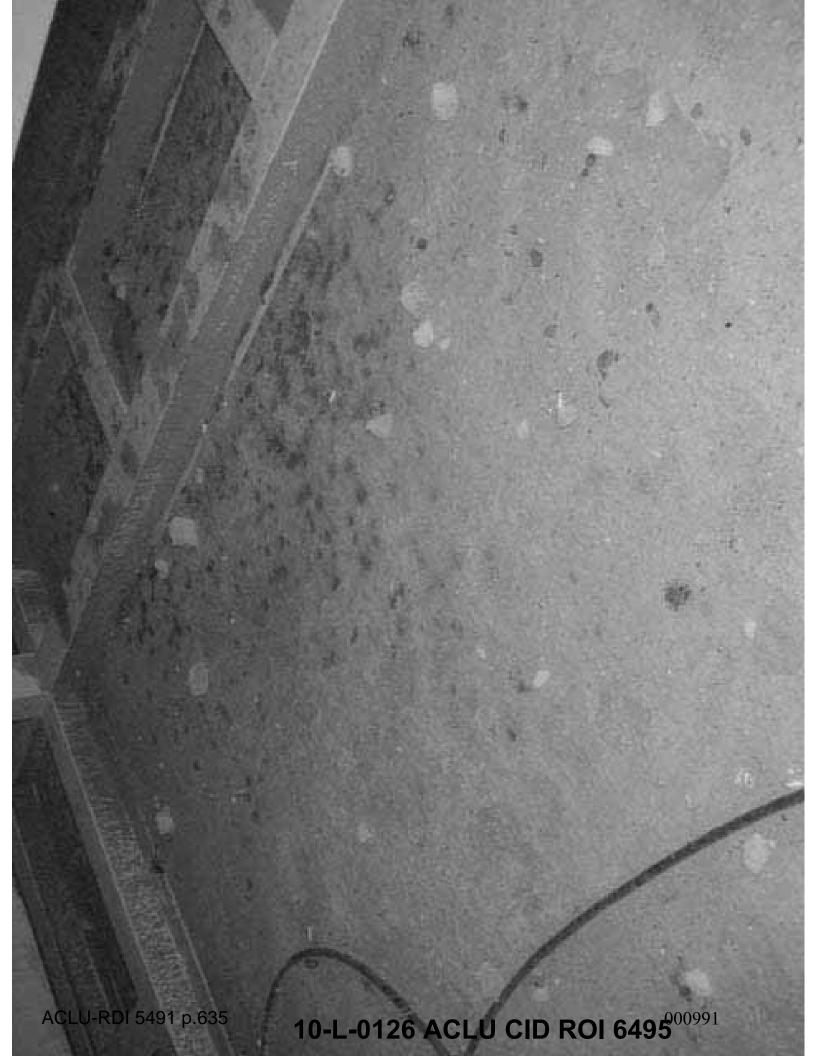


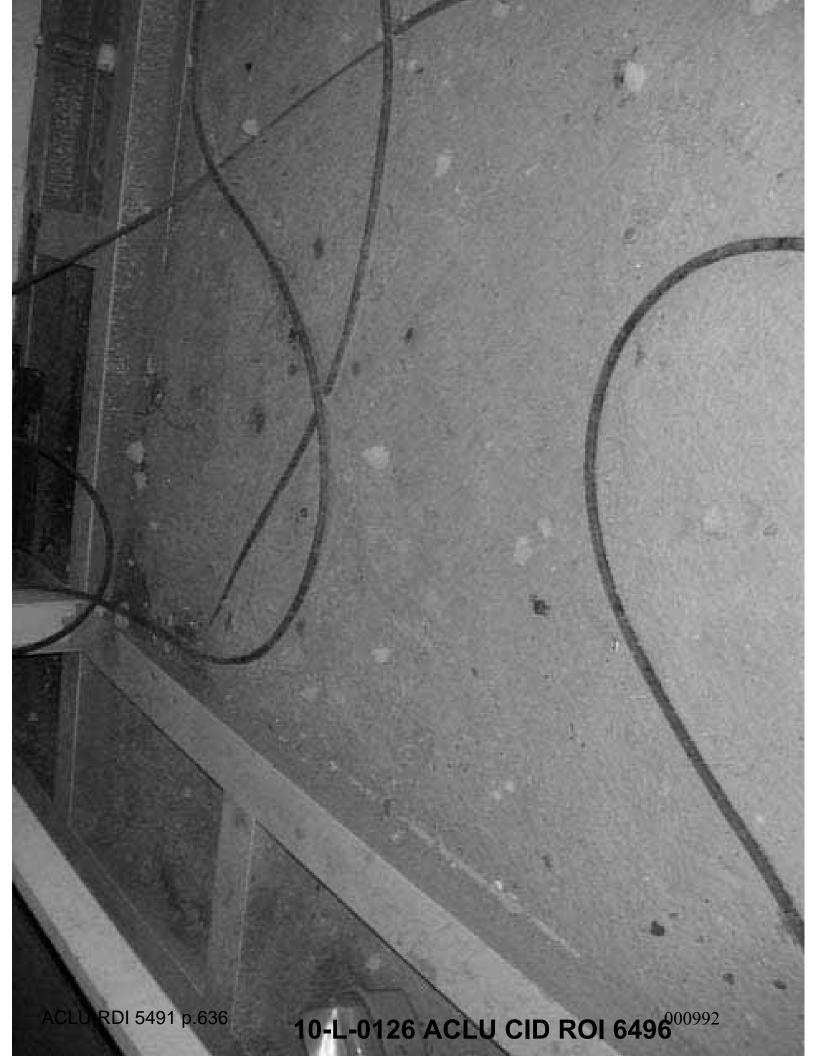


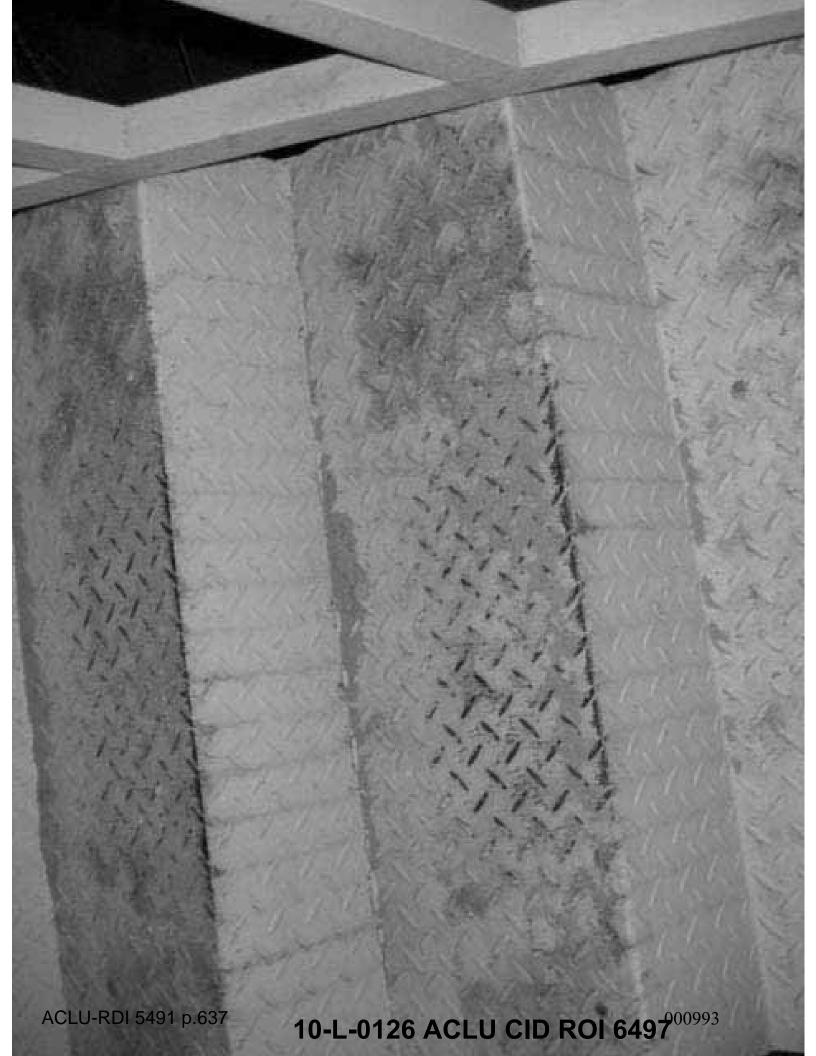












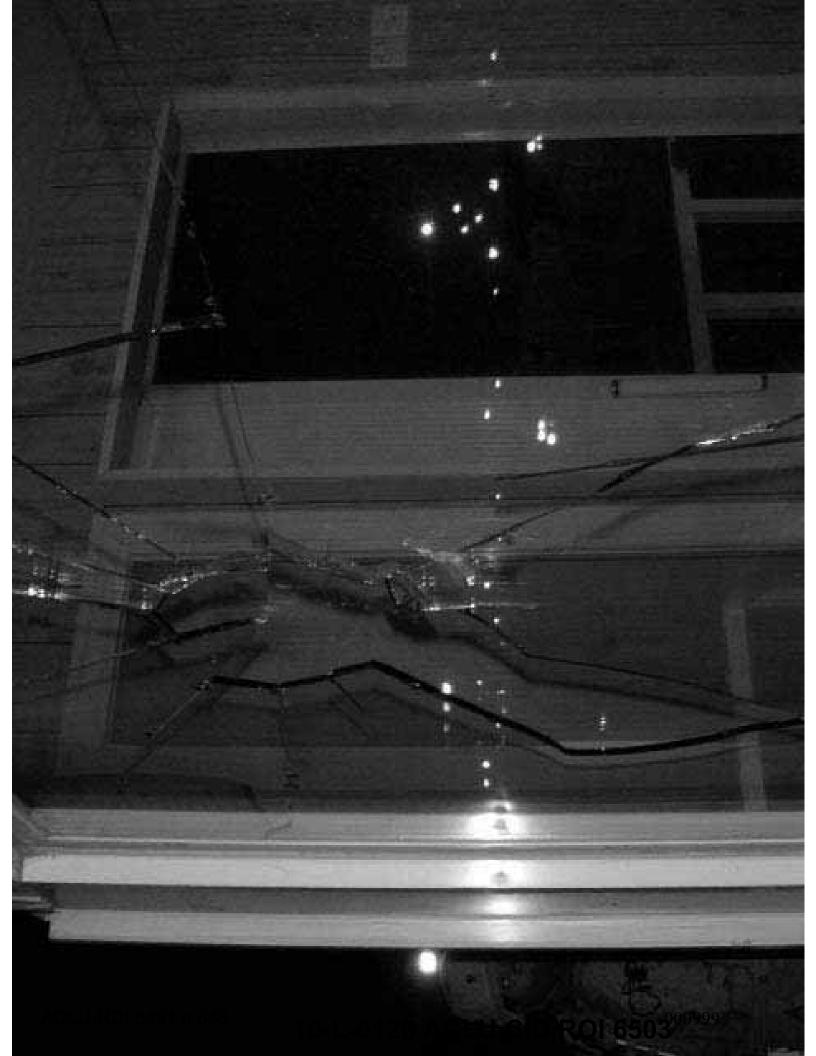












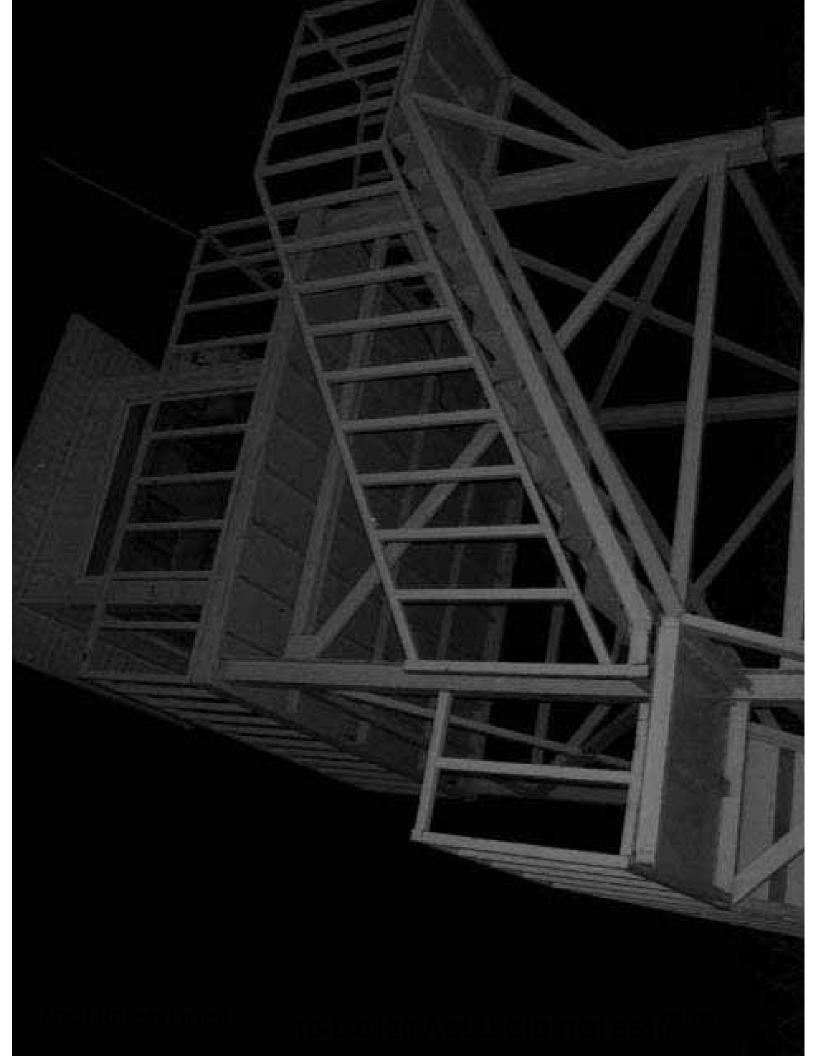




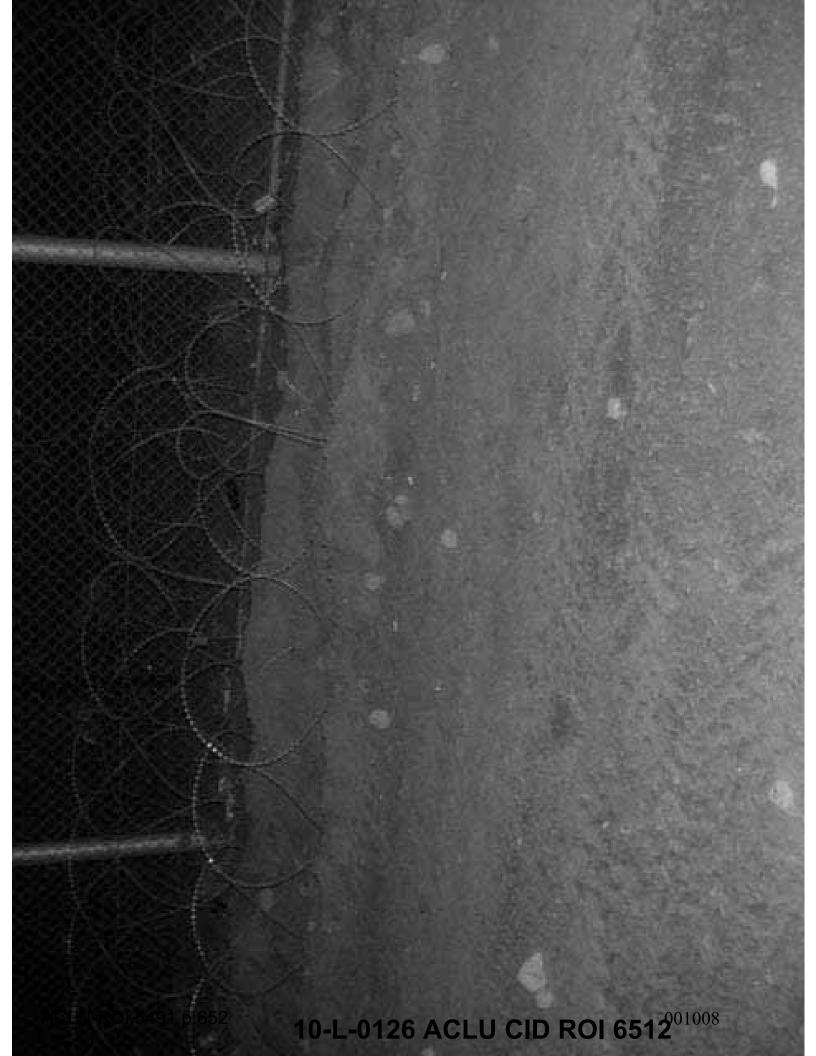


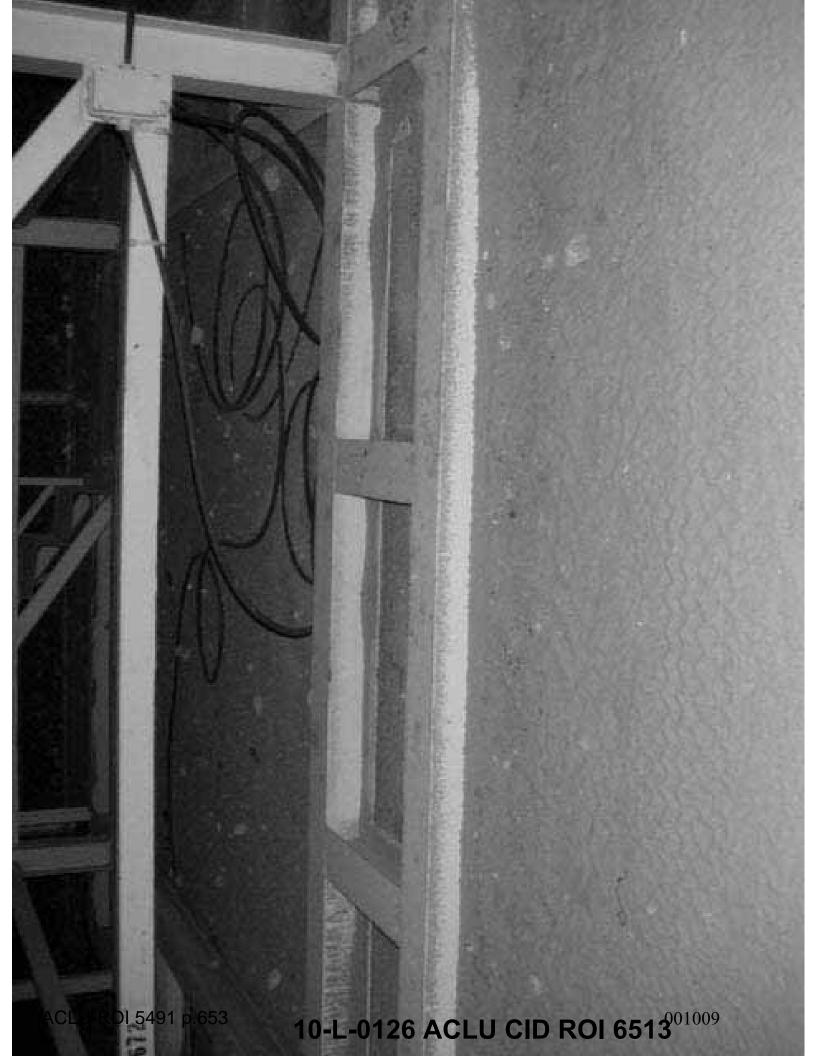


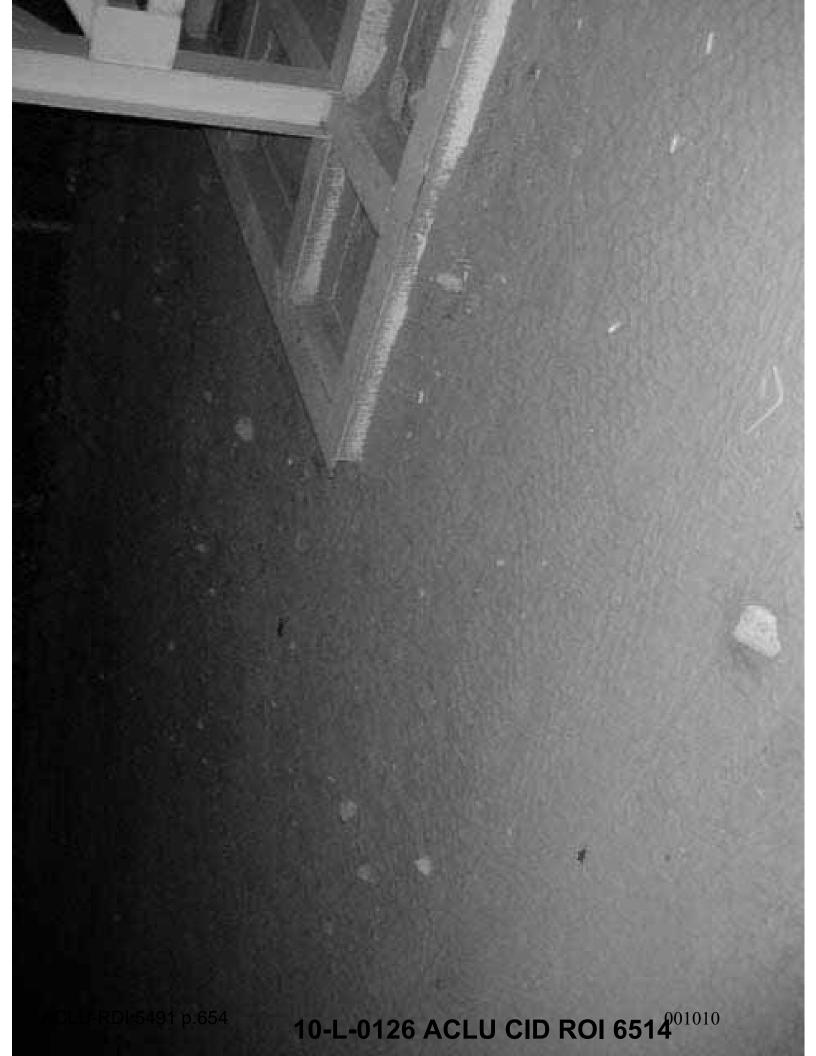


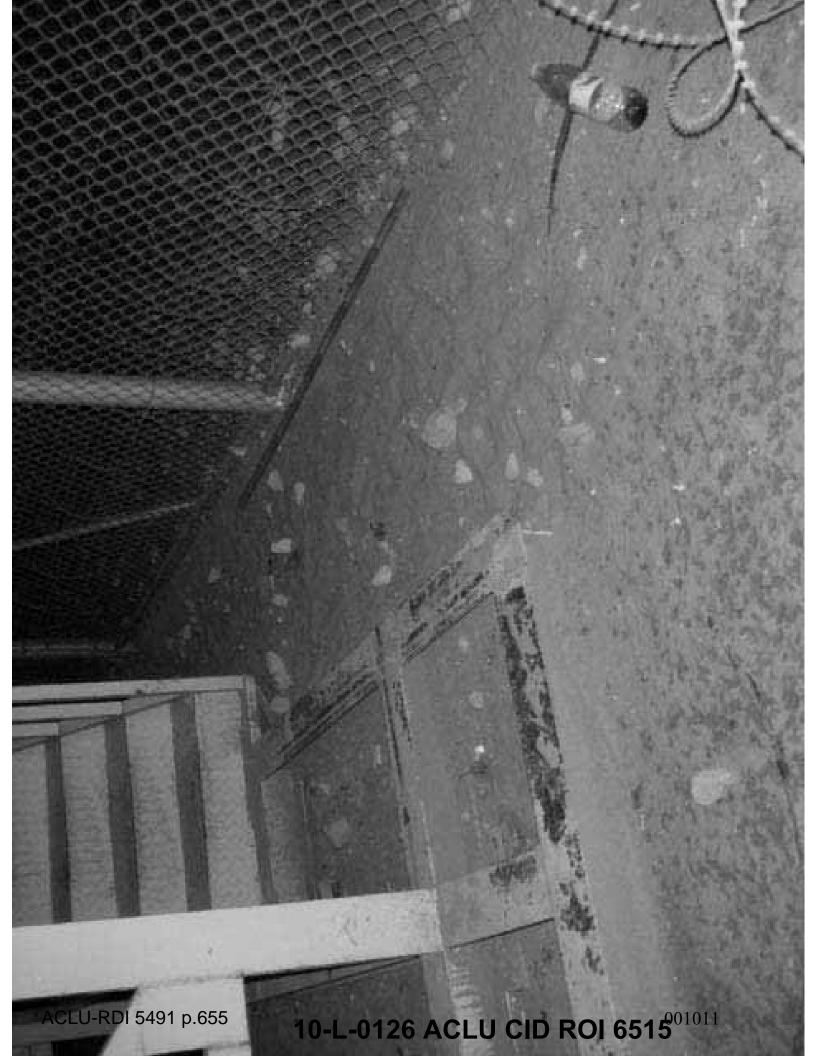


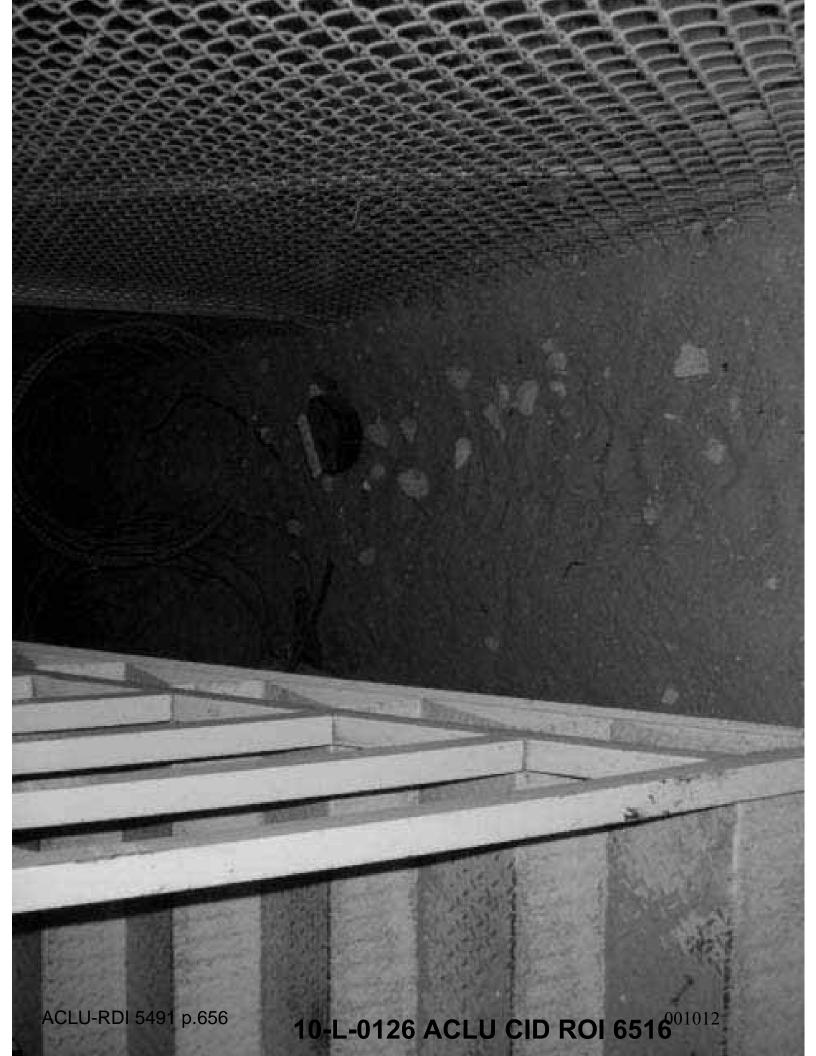








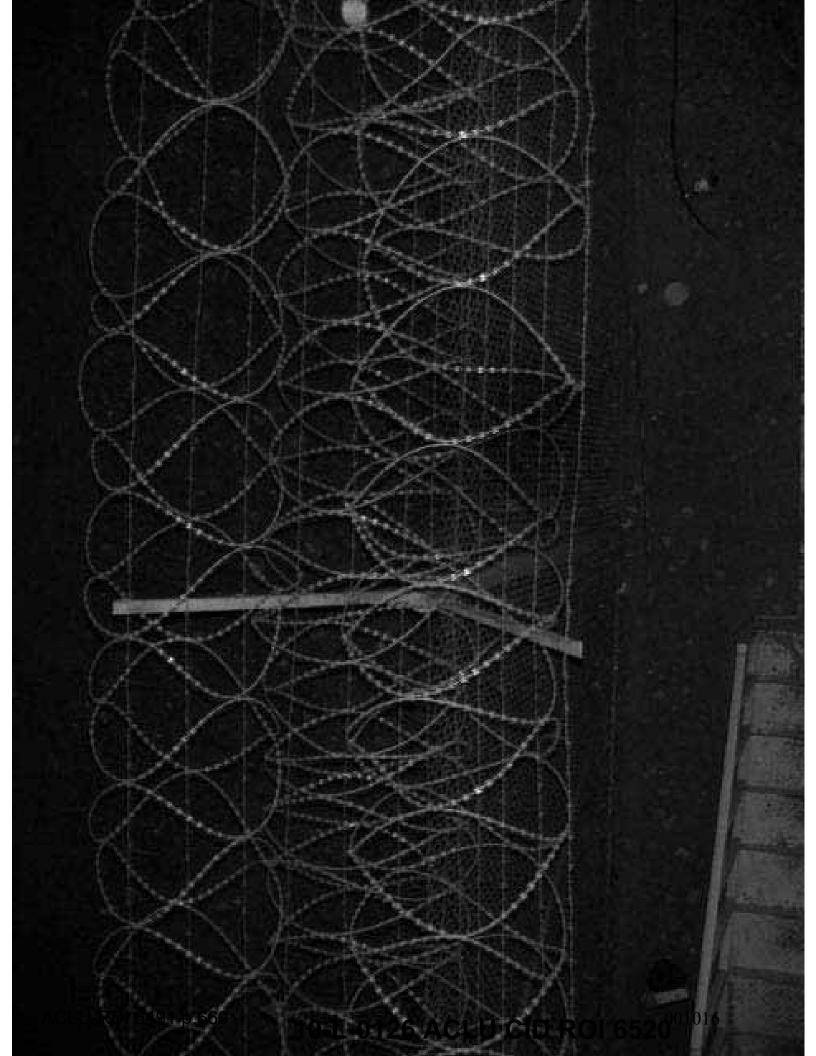


















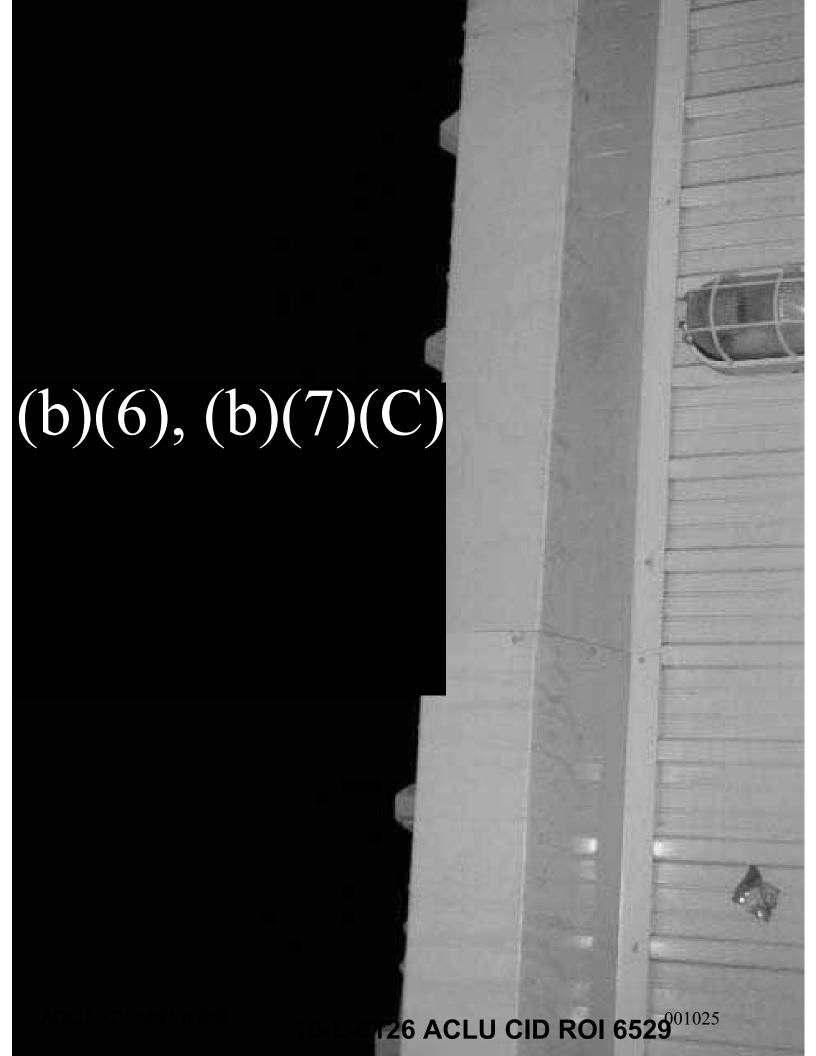














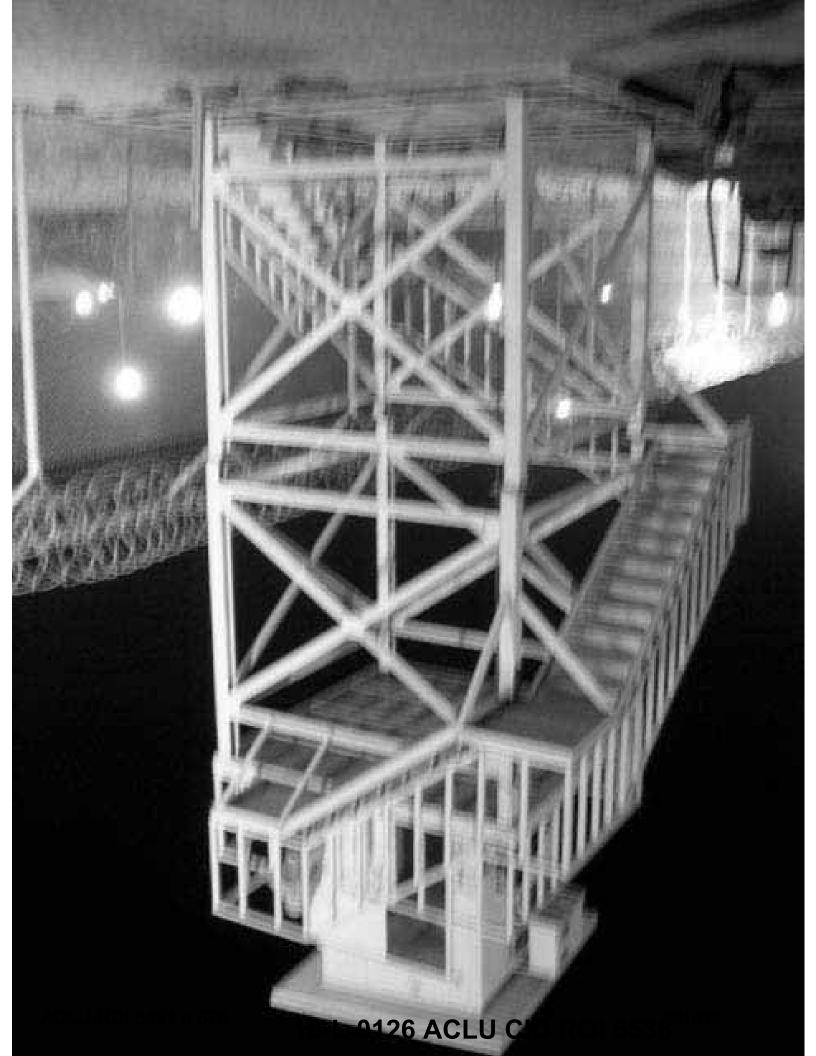












(b)(6), (b)(7)(C)

ACLU-RDI 5491-p.677

10-L-0126 ACLU CID ROI 653701033

















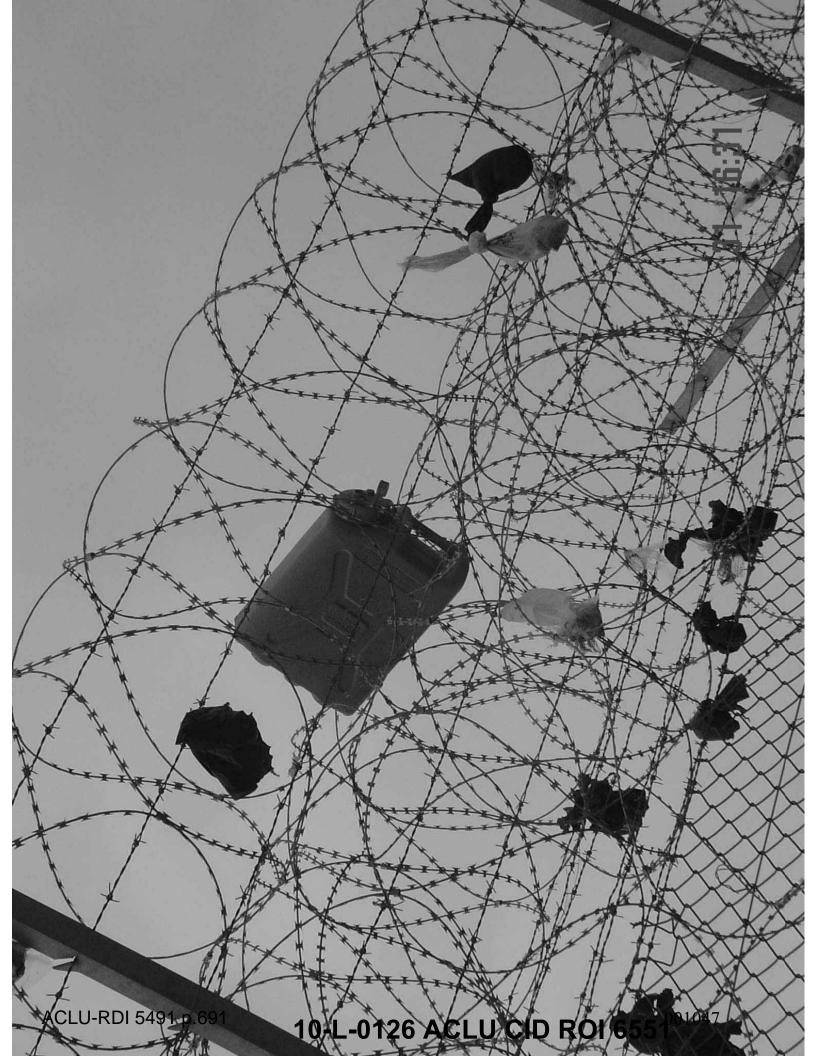


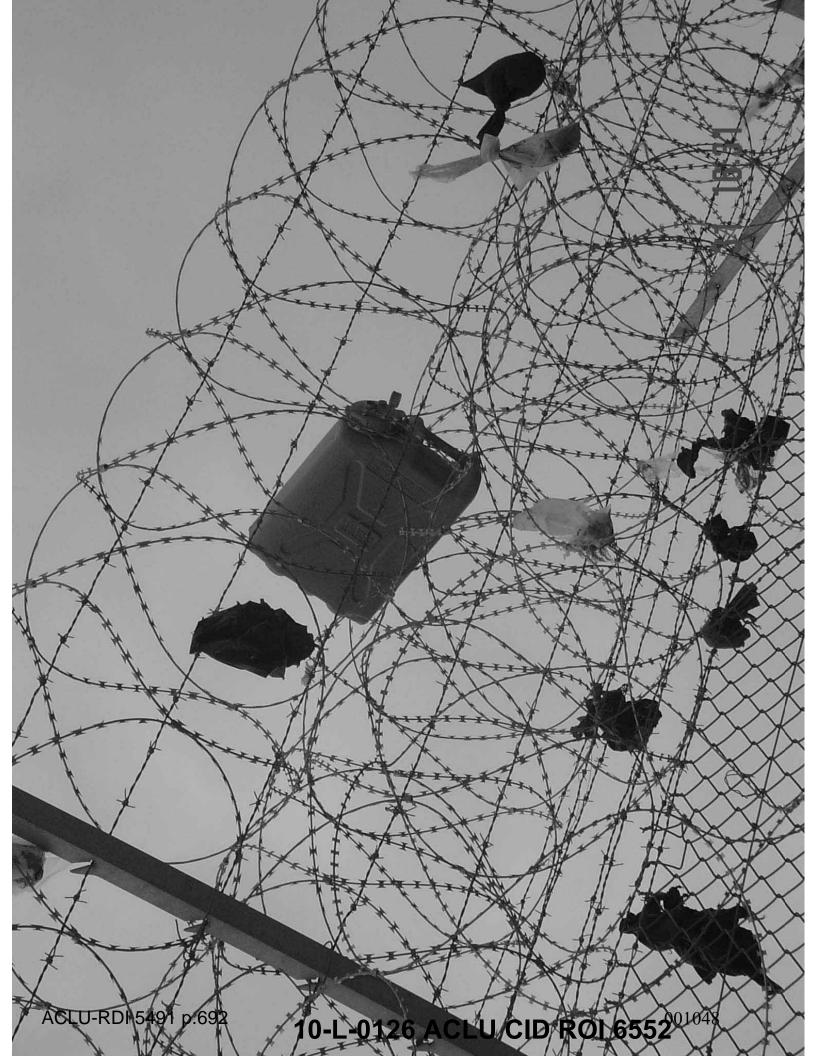








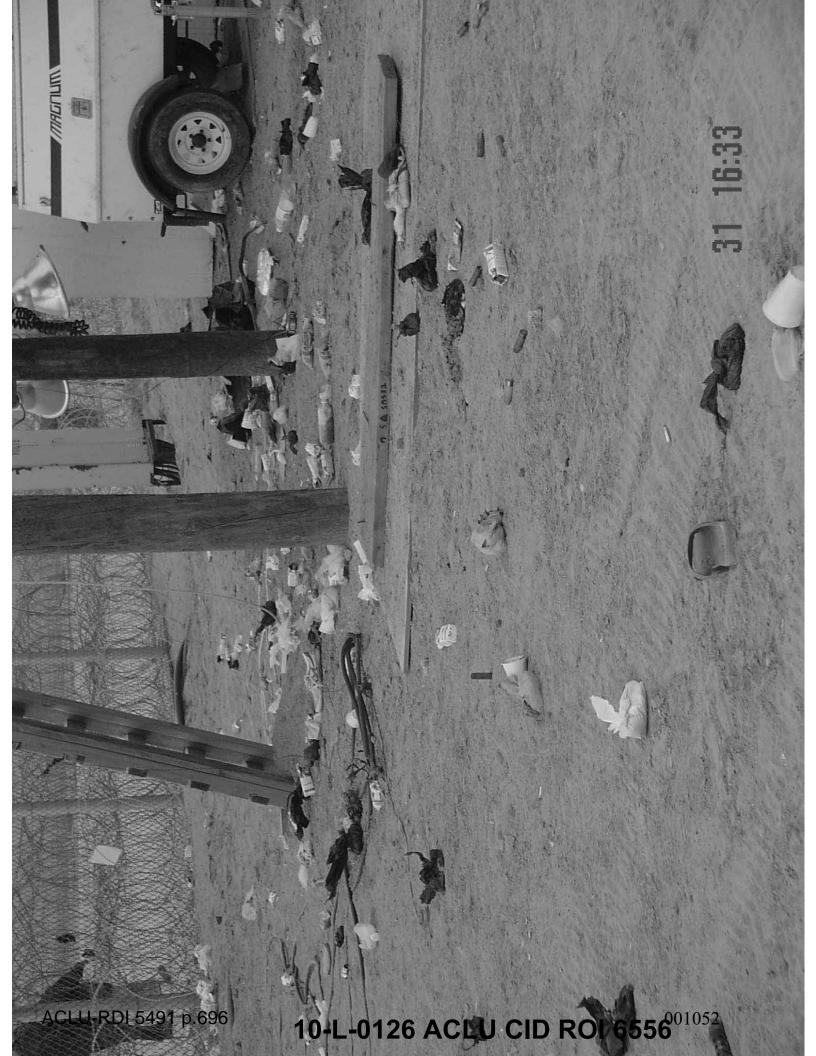




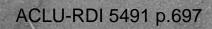






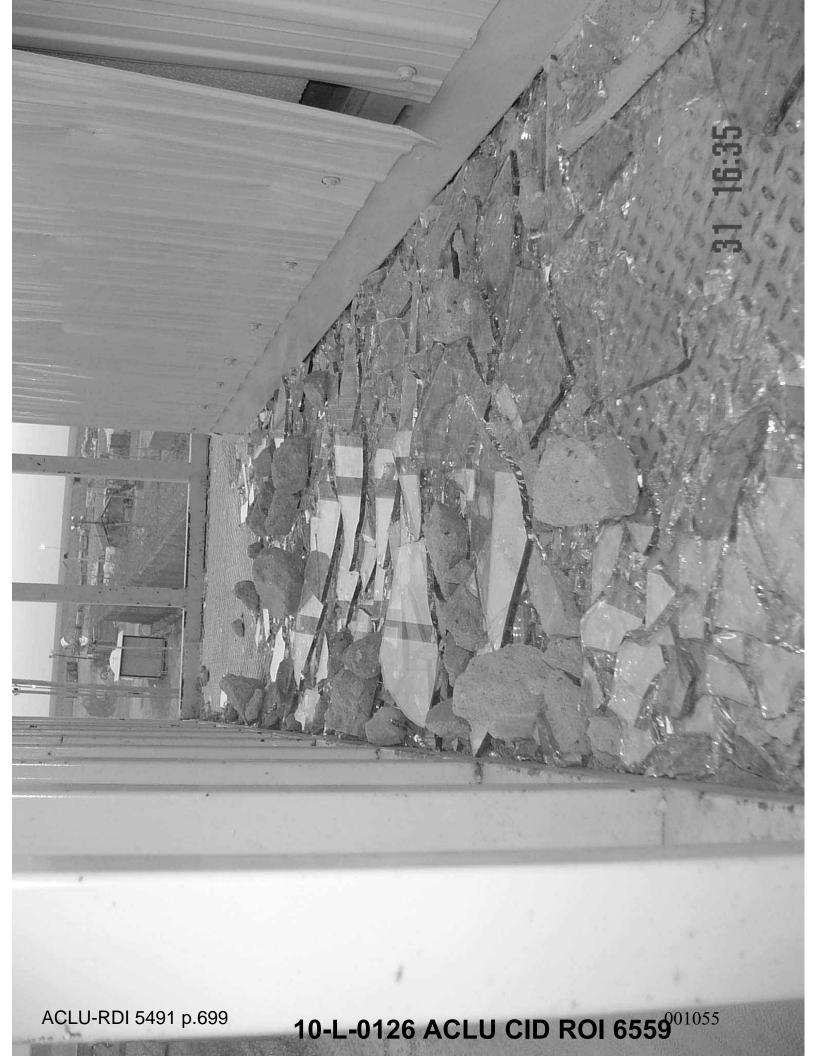






10-L-0126 ACLU CID ROI 6557 01053







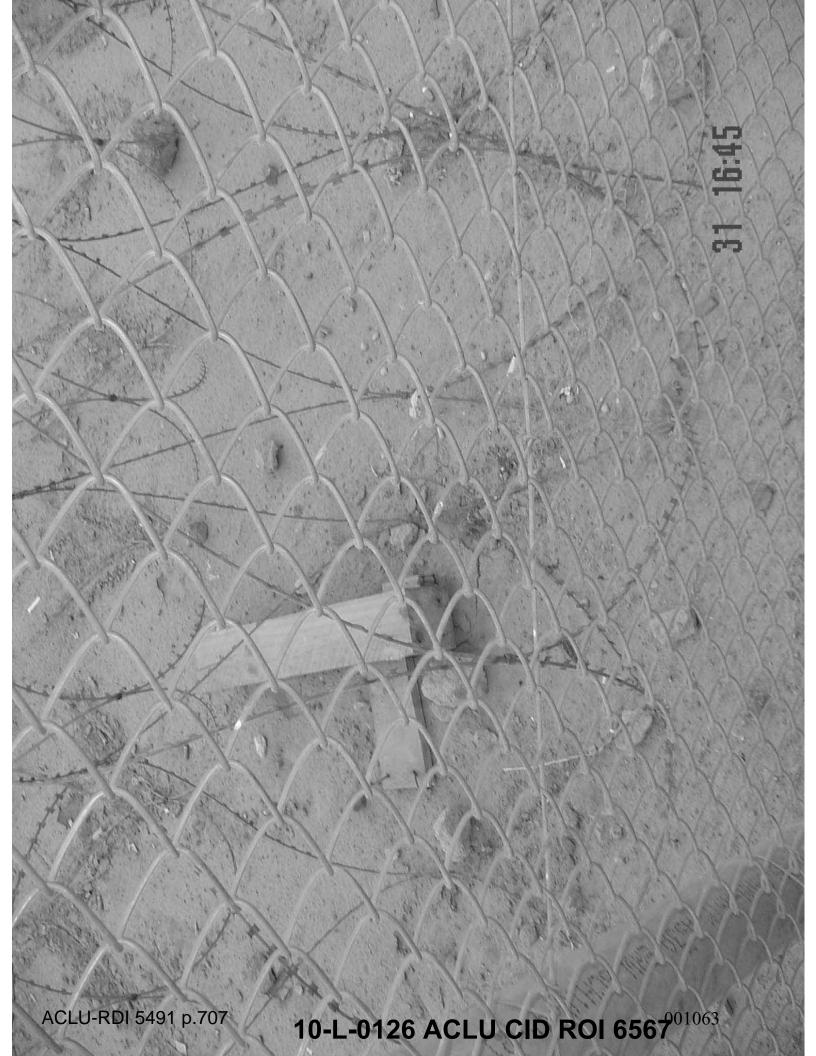












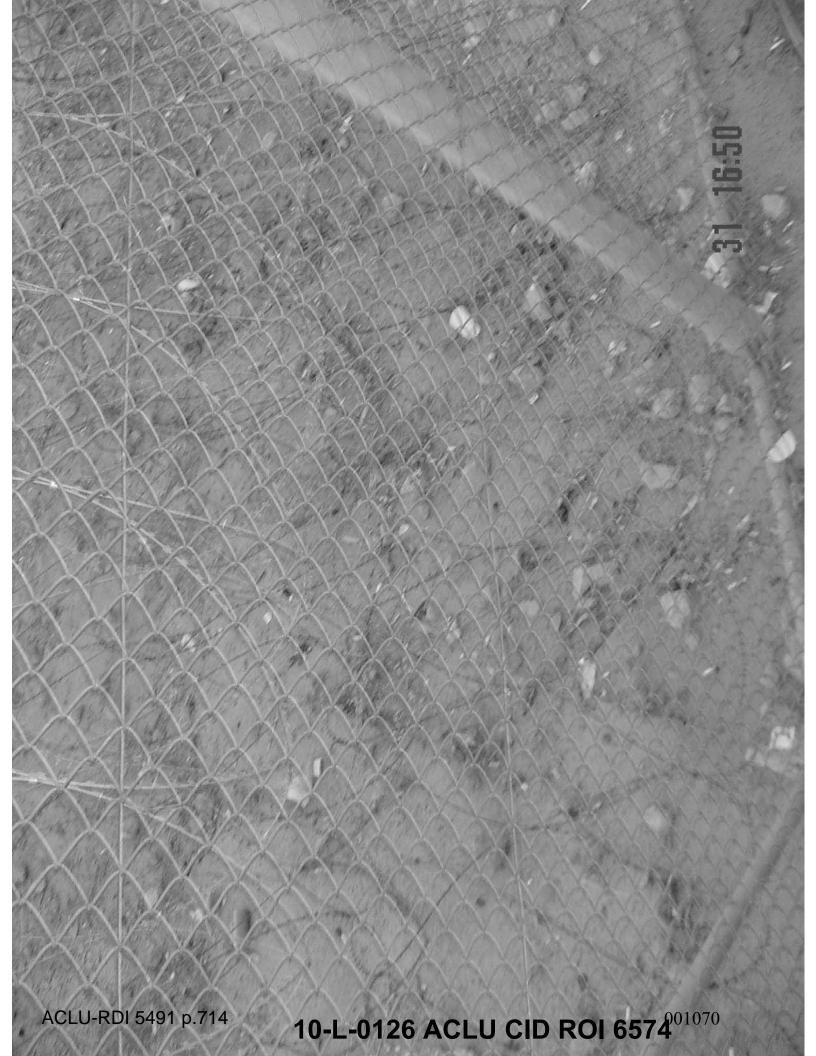








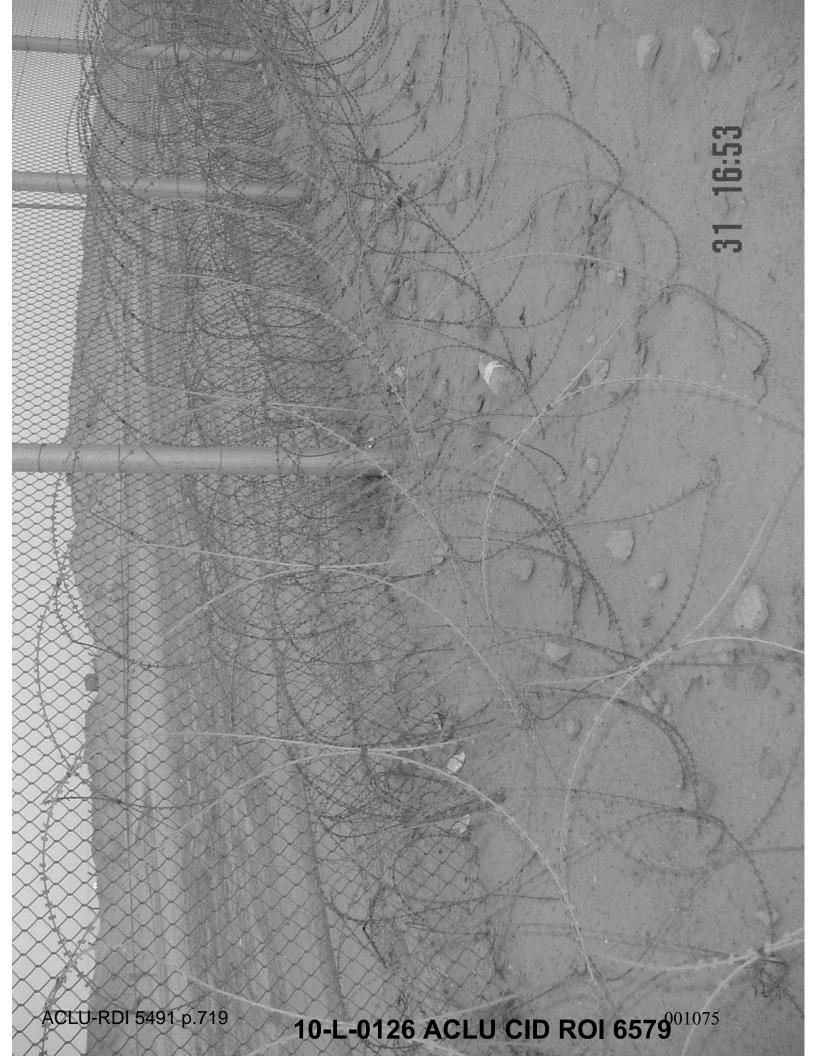


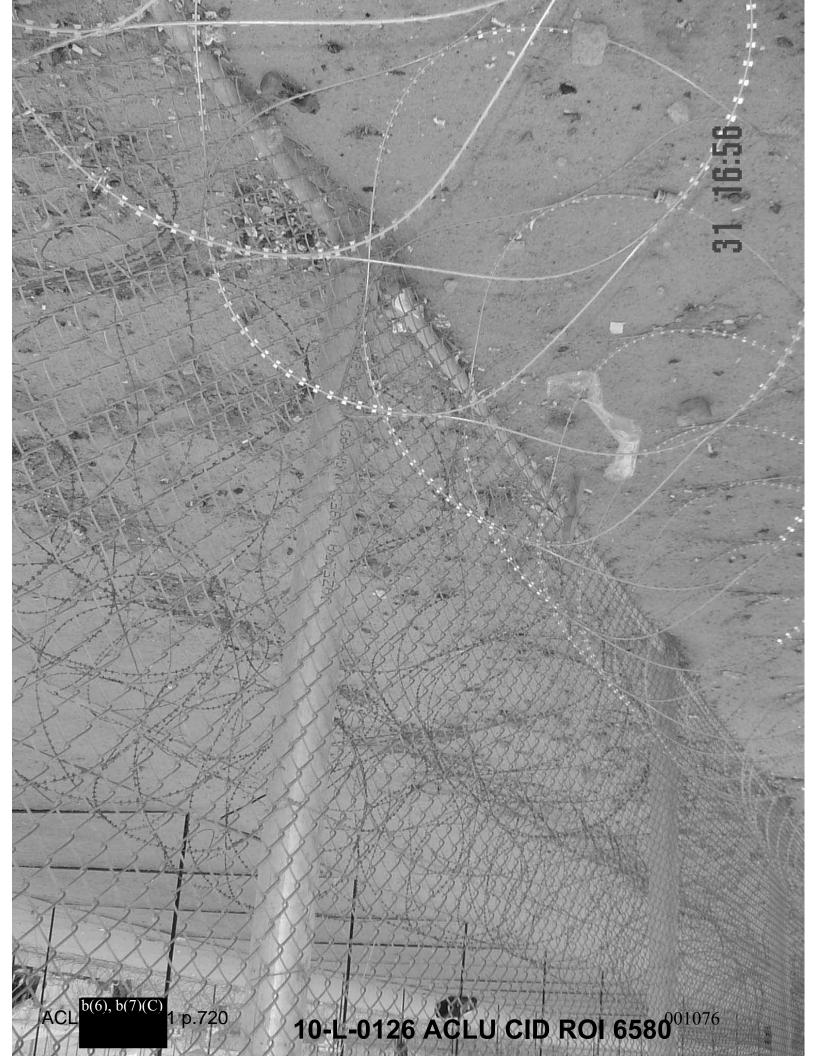




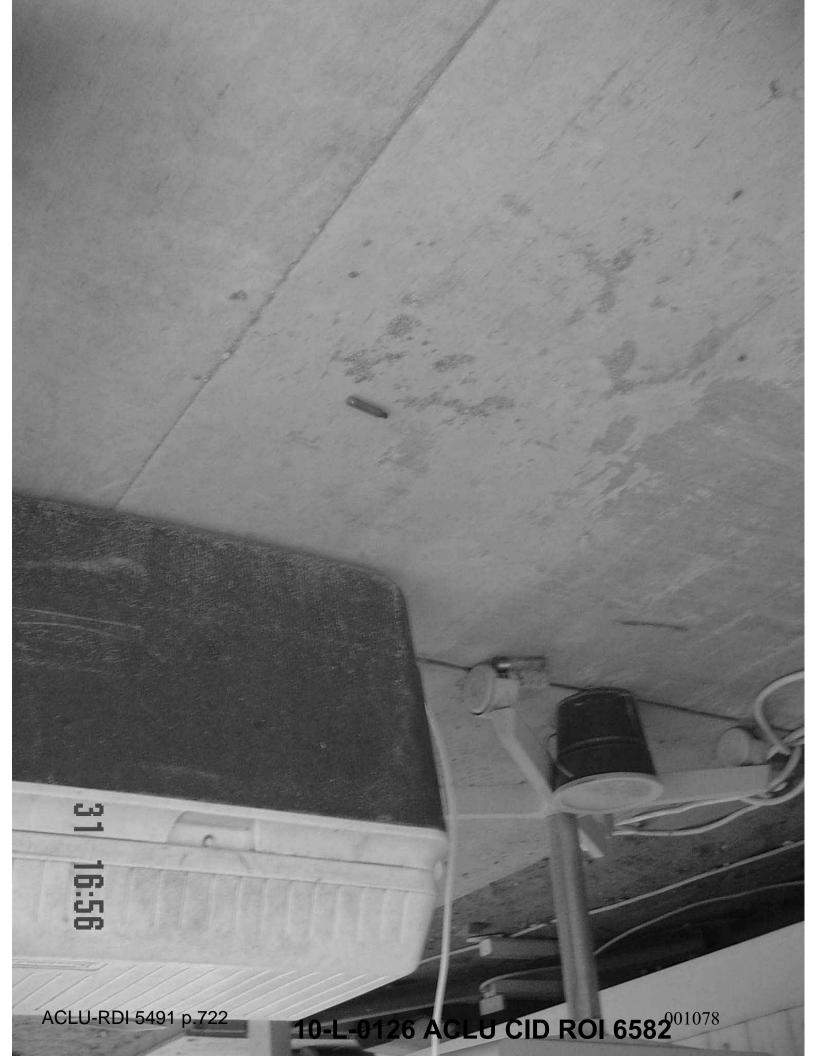


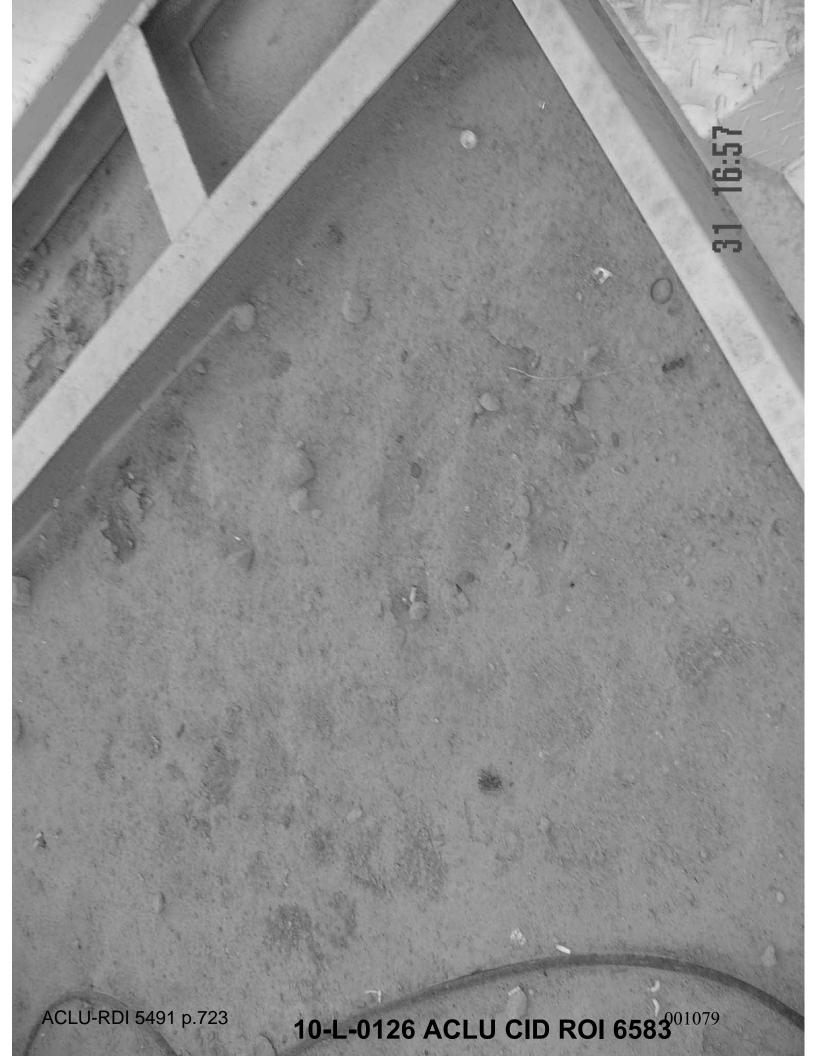






























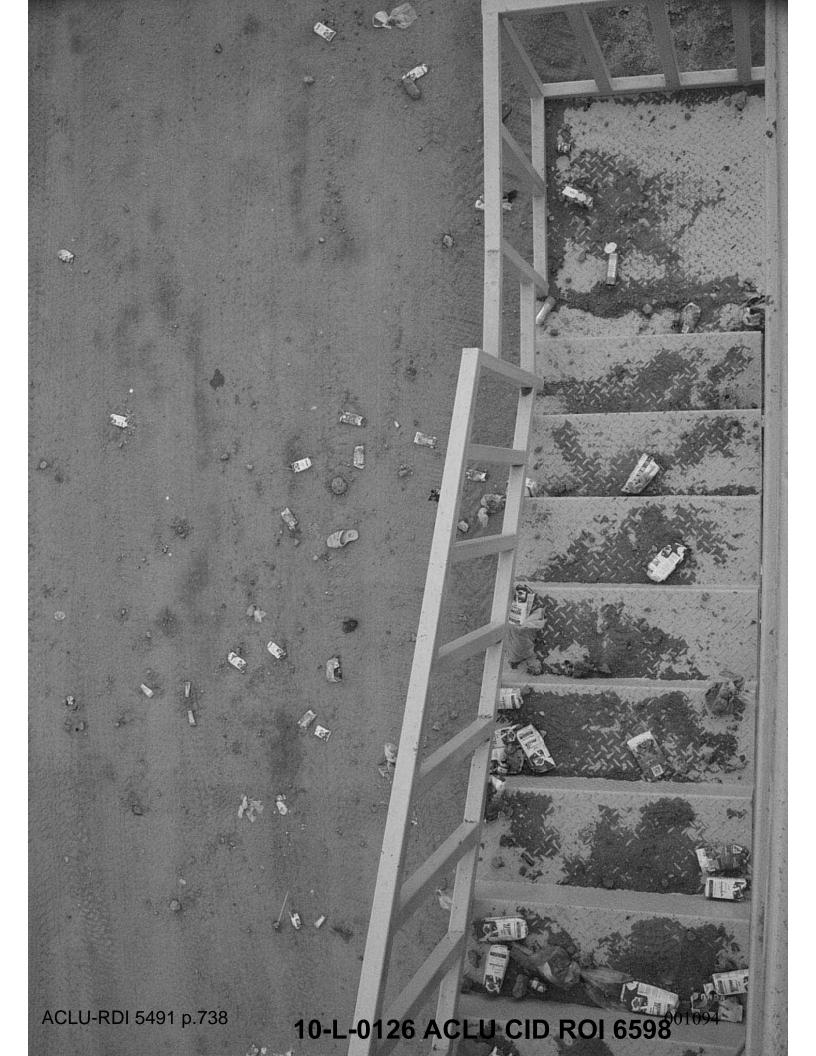




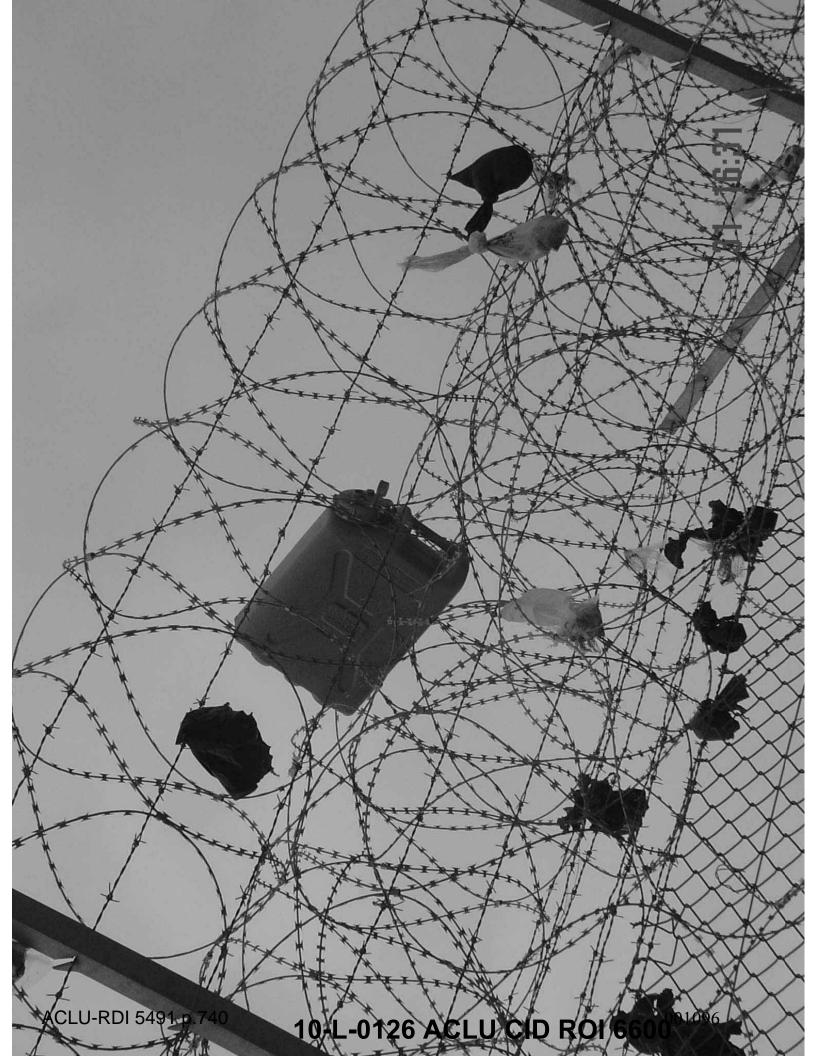


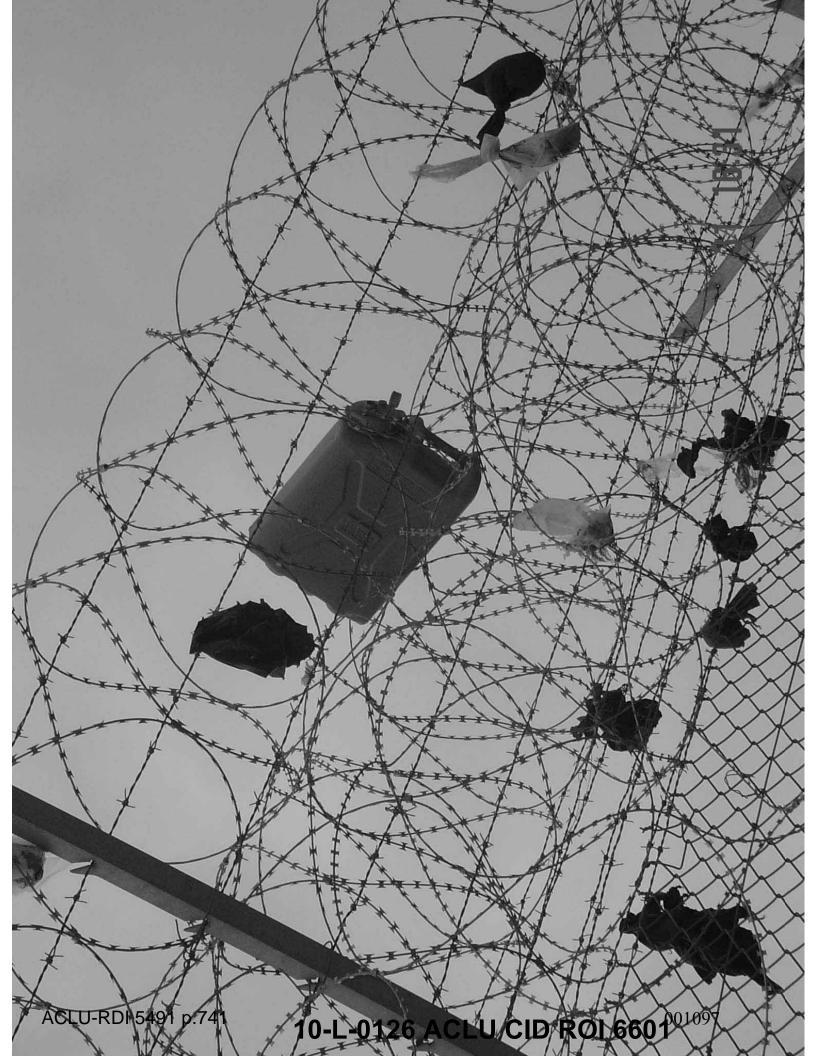






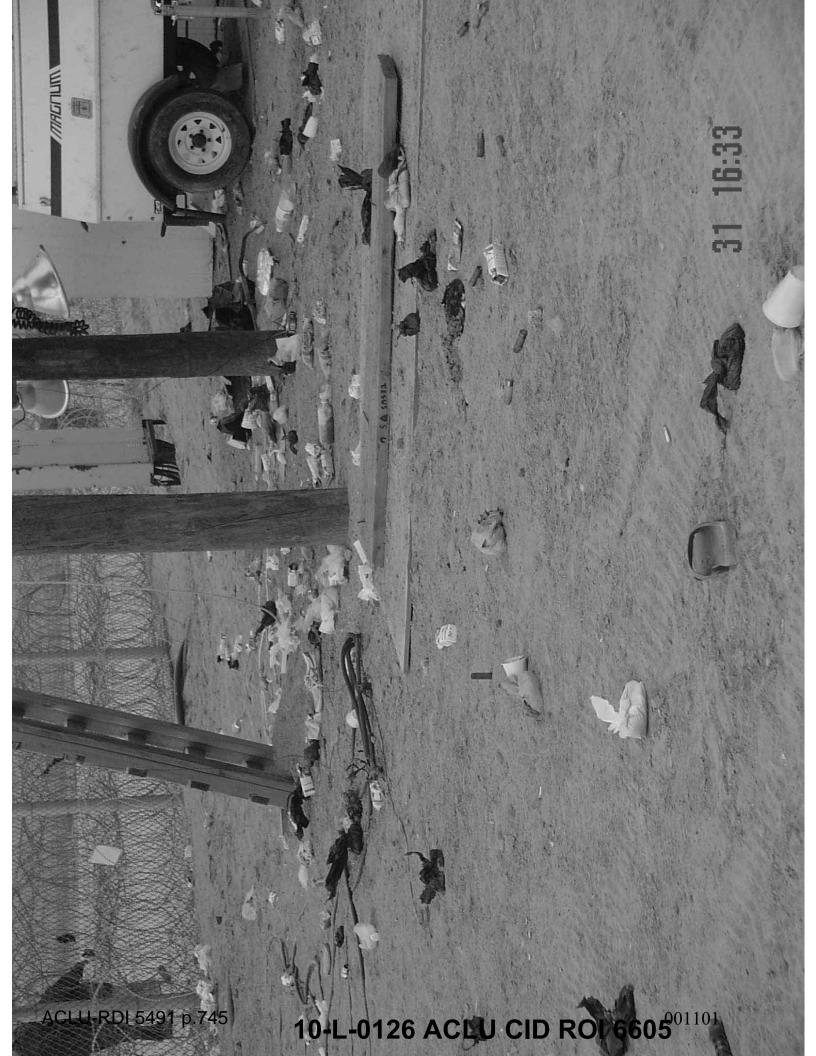


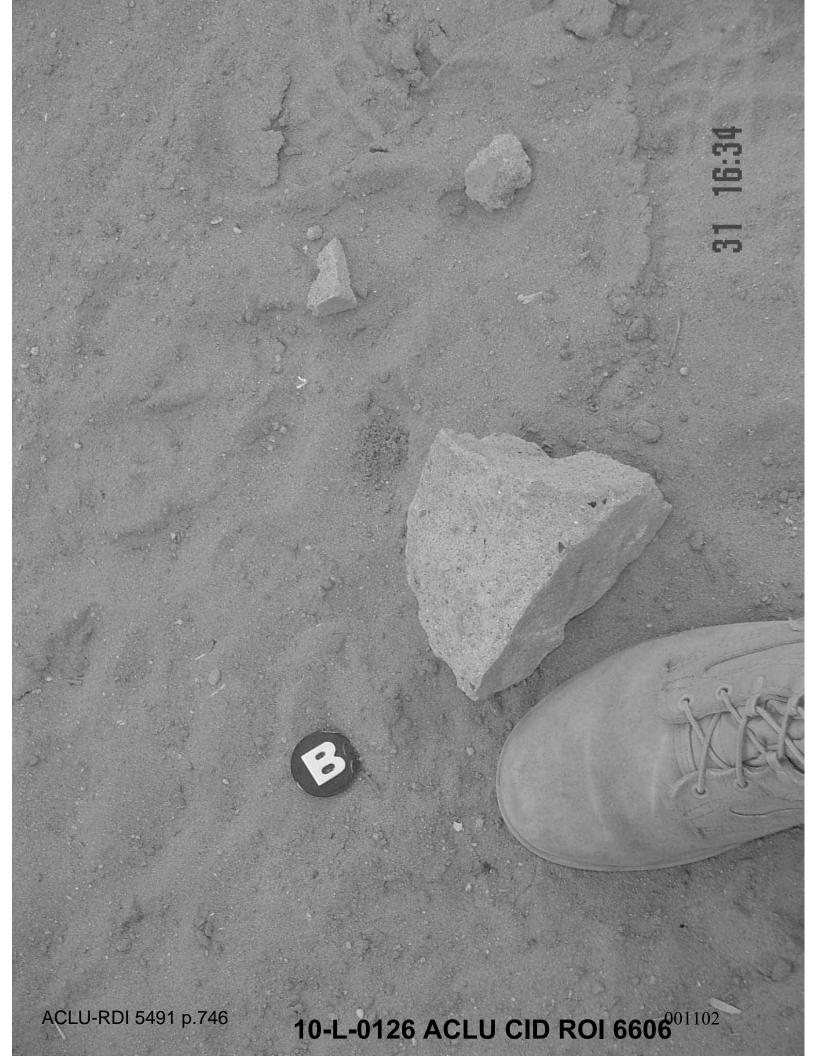




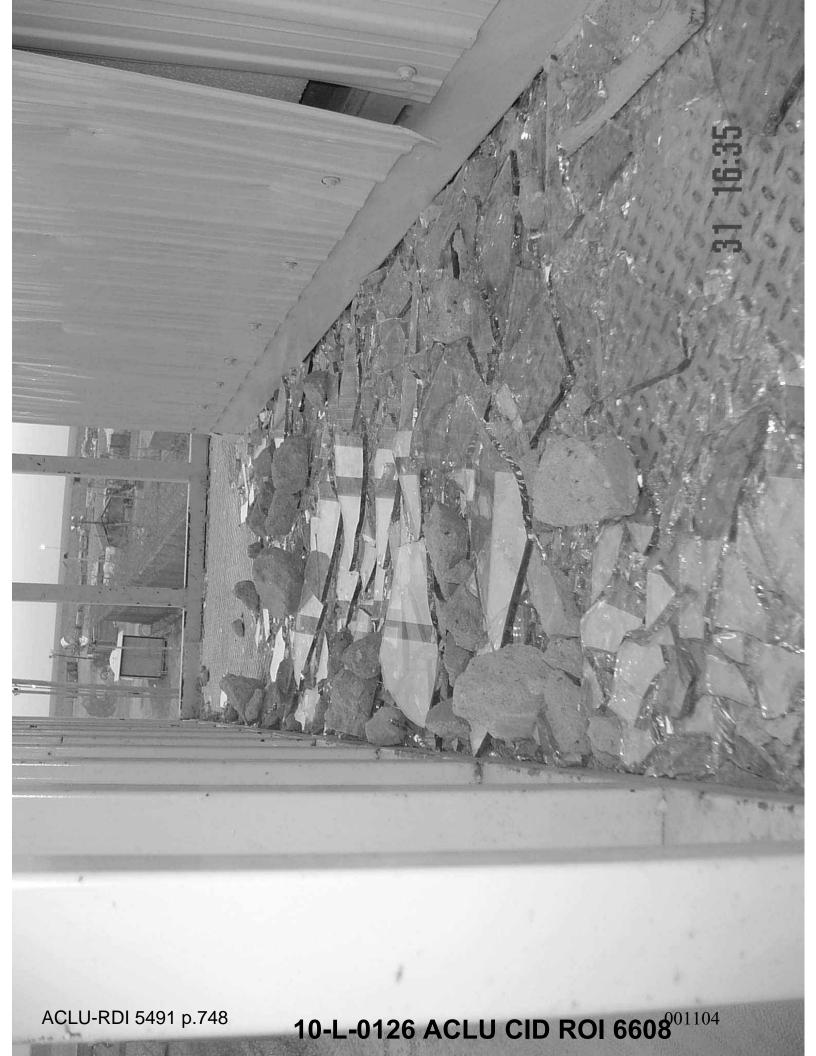














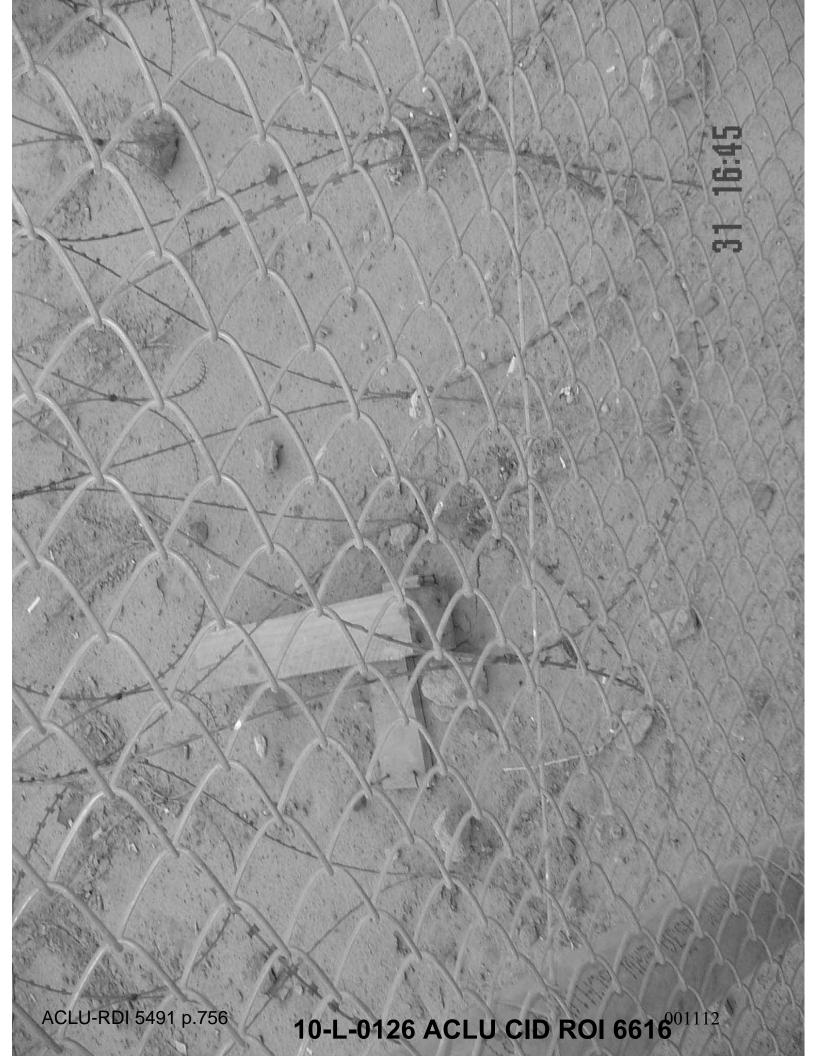














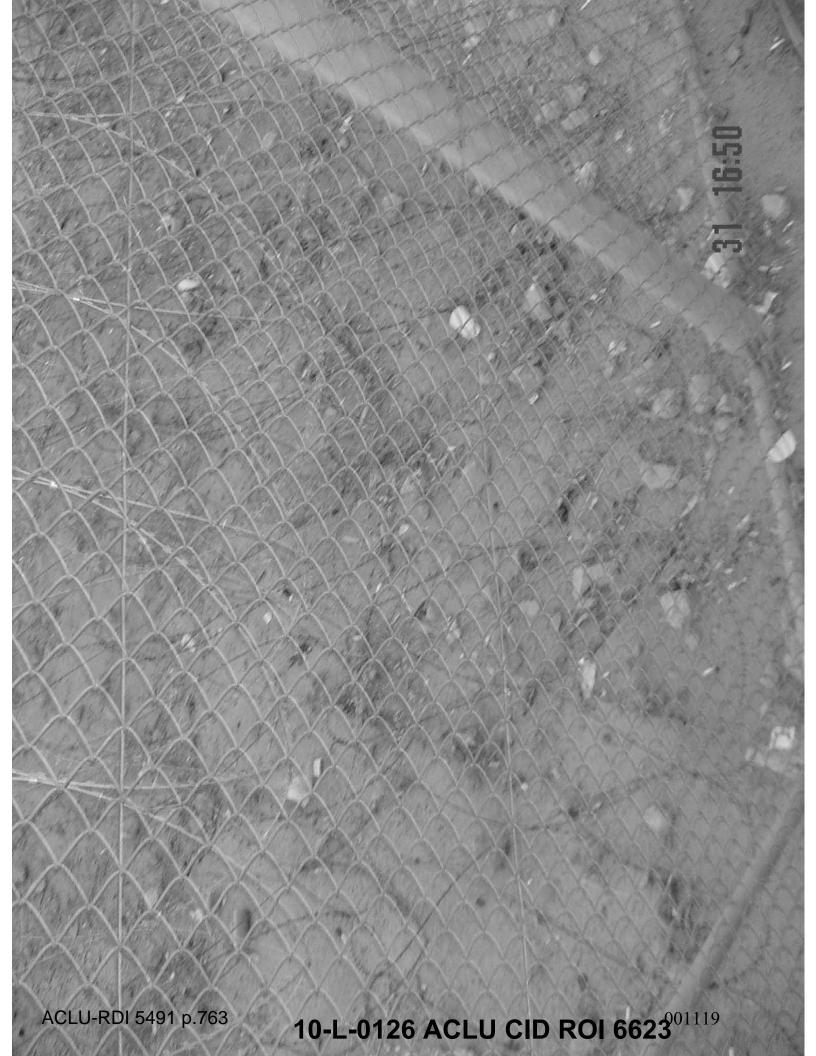








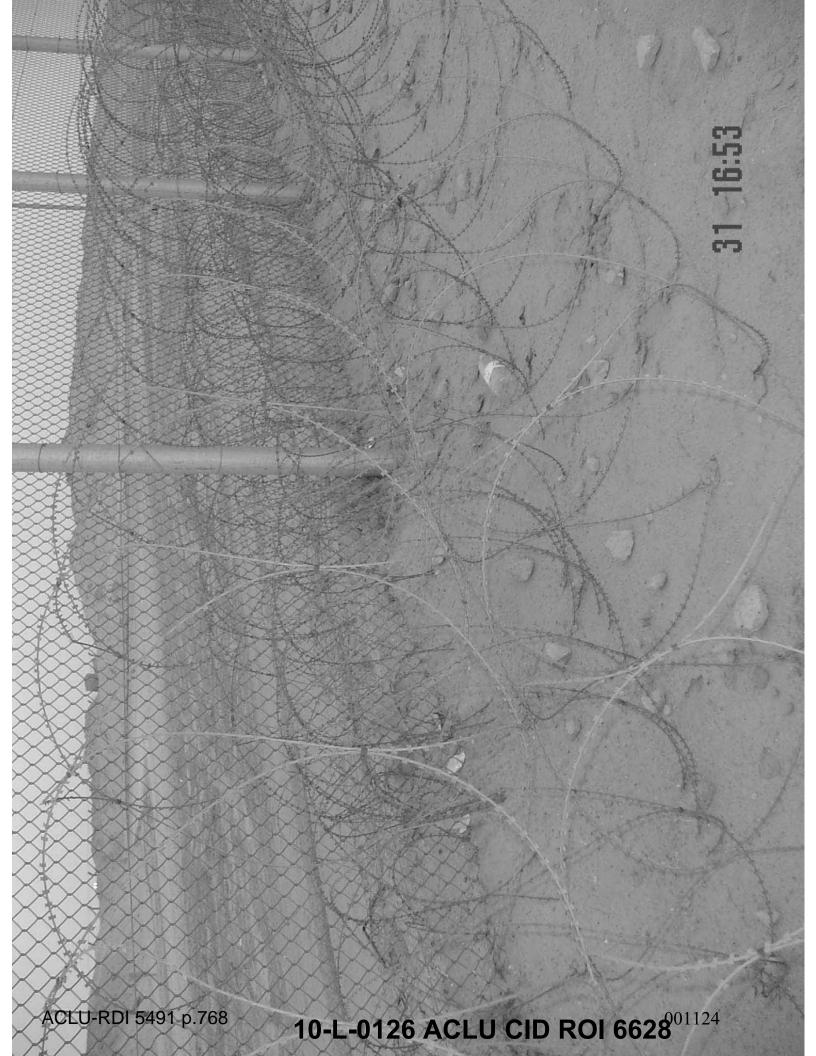


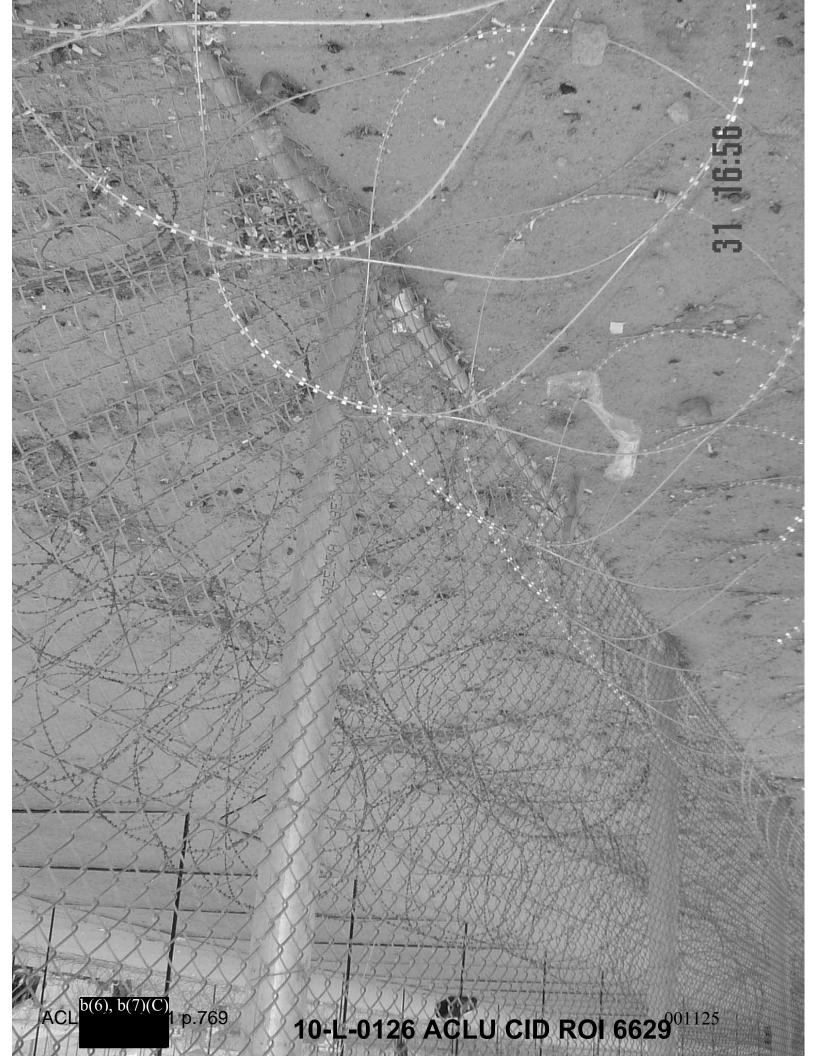






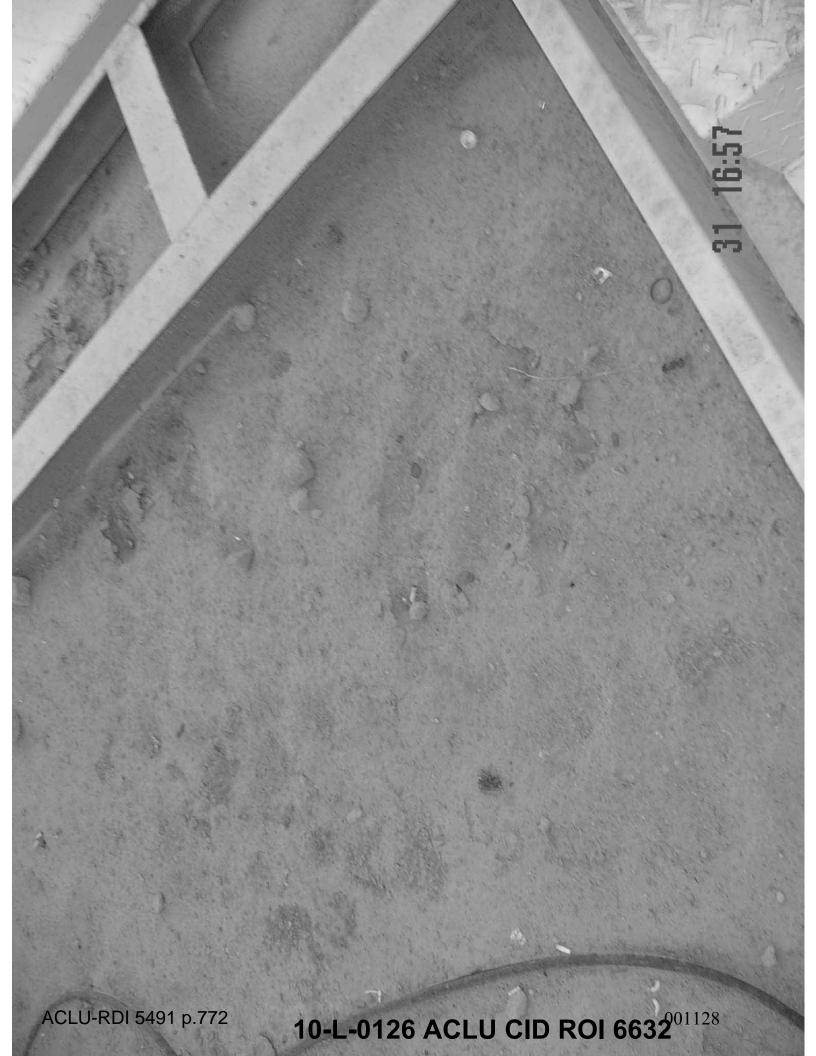








ACLU-RDI 5491 p.771 10-L-0126 ACLU CID ROI 663101127





## FOR OFFICIAL USE ONLY / LAW ENFORCEMEN I SENSITIVE 0009-05-CID579-40002

HFIP PLOYES

Compact disc 0009-05-CID579-40002 containing the originals of all digital images exposed during the autopsies. (USACRC copy only)

FOR OFFICAL USE ONLY / LAW ENFORCEMENT SENSITIVE EXHIBIT /04

CR:				
CR:			LAB U	SE ONLY
CI.	TME TAR EXAMT	NATION REQUEST	Referal Number	
For use of the		5; The proponent agency is the	•	
		Investigation Command		
TO: (Include Zip Co	ode)	FROM: (Include Zip Code)	RECEIVED	RETURNED
Director		Special Agent in Charge	DEGEG W. T.	1
USACIL		380 TH MP DET (CID) (FWD)	REGIS MAIL	REGIS MAIL
4553 N. 2nd Stre	et	Camp Bucca, Iraq APO AE		
Forest Park, GA		09375	RY EXP	RY EXP
rorese rark, GA	30030 3000			1
•		(b)(6) (b)(7)(C)	HAND	HAND
4		(b)(6),(b)(7)(C) pus.army.mil	DATE	
		·	DATE	DATE
* .				
ATTN: Firearm Div	rision	Attn: Evidence Custodian	RECEIVED BY	
			1	
		•	EVIDENC	E RECEIPT
			RECEIVED	INITIATED
			•	
1. CONTRIBUTOR CASE	NUMBER	2. INVECTICATION C. NAME	3. AUTOVON AND P	HONE NUMBER
0009-05-CID57		$_{SA}(b)(6), (b)(7)(C)$	DSN: 318-853-	1147
4 GTGDTGT (3) (1	first and middle na			<u> </u>
	Mai and middle m	ane (S))		
(b)(6), (b)(7	)(C)			
				1
				1
5. VICTIM(S) (Last,	first and middle nam	ma (g))		
ABID, ISMAIL HAM				
MOUSA, MAHMOOD I				•
HAMED, KHALEED Y	ACCEM TON (b)(6).(1	p)(7)(C)		١
TAWFEEEK, HAUTHA				
IAWFEEEK, MACINE	TI'AH MADAK, IDN	(0)(0), (0)(1)(0)		
6. TYPE OF OFFENSE		7. ONE COPY OF EVIDENCE RECEIPT	8. OTHER EVIDENC	E PREVIOUSLY
		INCLOSED WITH EVIDENSE	SUBMITTED ON THI	S CASE
Murder			İ	1
B .		57		57
		⊠ YES □ NO	☐ YES	⊠ мо
O TH NURSE THE THREE	A LIGHT OFFIED GYGDW			
9. IF "YES" IN ITEM	8, LIST OTHER SUSPE	☐ YES ☐ NO  CT(S), DATE SUBMITTED, UNIT CASE AND		
9. IF "YES" IN ITEM	8, LIST OTHER SUSPE			
9. IF "YES" IN ITEM	8, LIST OTHER SUSPE			
9. IF "YES" IN ITEM	8, LIST OTHER SUSPE			
9. IF "YES" IN ITEM	8, LIST OTHER SUSPE			
9. IF "YES" IN ITEM . a. EXHIBIT		CT(S), DATE SUBMITTED, UNIT CASE AND  10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH	LABORATORY REFERAL	MUMBER (S)
	M16A2 Rifle wit	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH	IBIT 32, Item 1, DN 8	MUMBER (S)
a. EXHIBIT	M16A2 Rifle wit	CT(S), DATE SUBMITTED, UNIT CASE AND  10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH	IBIT 32, Item 1, DN 8	MUMBER (S)
a. EXHIBIT	M16A2 Rifle wit Magazines (5),	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH	IBIT 32, Item 1, DN 8	MUMBER (S)
a. EXHIBIT 1 2	M16A2 Rifle wit Magazines (5), Shell Casings	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH ch Scope, serial number 196878 with rounds (143), Item 2, Di	IBIT 32, Item 1, DN 8	MUMBER (S)
a. EXHIBIT  1 2 3	M16A2 Rifle wit Magazines (5), Shell Casings ( Bullet fragment	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXECUTE SUBMITTED  th Scope, serial number 196878 with rounds (143), Item 2, DR (8), Item 1-4, DN 95-05.	IBIT 32, Item 1, DN 8	MUMBER (S)
a. EXHIBIT  1 2 3 4	M16A2 Rifle wit Magazines (5), Shell Casings ( Bullet fragment Bullet Fragment	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXE  th Scope, serial number 196878 with rounds (143), Item 2, DR (8), Item 1-4, DN 95-05.  ts, Item 1 and 2, DN 63-05.  ts, Item 1, DN 69-05.	IBIT 32, Item 1, DN 8	MUMBER (S)
a. EXHIBIT  1 2 3 4	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI (8), Item 1-4, DN 95-05.  cs, Item 1 and 2, DN 63-05.  cs, Item 1, DN 69-05.  cs (many), Item 1, DN 70-05.	IBIT 32, Item 1, DN 8	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI (8), Item 1-4, DN 95-05.  cs, Item 1 and 2, DN 63-05.  cs, Item 1, DN 69-05.  cs (many), Item 1, DN 70-05.	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)
a. EXHIBIT  1 2 3 4 5 6	M16A2 Rifle wit Magazines (5), Shell Casings Bullet fragment Bullet Fragment Bullet Fragment M16A2 RIFLE, se	10. EVIDENSE SUBMITTED  b. DESCRIPTION OF EXH  th Scope, serial number 196878 with rounds (143), Item 2, DI  (8), Item 1-4, DN 95-05. cs, Item 1 and 2, DN 63-05. cs, Item 1, DN 69-05. cs (many), Item 1, DN 70-05. erial number 578445, Item 1, I	IBIT 32, Item 1, DN 8 N 86-05.	MUMBER (S)

## FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

DA FORM 3655 1 AUG 74 REPLACES DA FORM 3655-R, 1 NOV 70, WHICH IS OBSOLETE

10. EVIDENSE SUBMITTED			
a. EXHIBIT	b. DESCRIPTION OF EXHIBIT		
	•		
1			
1			
Ì			
1			
ļ			
4			
	•		
1			
•			
11. EXAMINATION(S)	REQUESTED (Briefly furnish any information or instructions that might assist the laboratory		
in examining, evalu	ating or returning evidence and/or report.)		
	•		
	ion: Conduct examination to determine if the Rifles are in good		
working order.	Examine the empty shell casings for identifying features to		
determine which	h casing came from which rifle or magazine. Also attempt to		
identify which	rifle the bullet fragments were fired from.		
. Transition with with the	TITLE ONE Darree Tragmentes note Trae Trae.		
D 1703 CTT	and the commitmentions was many door regarder.		
kequest USACIL	conduct any examinations you may deem necessary.		
4	(b)(6) (b)(7)(C) - (b)(6) (b)(7)(C)		
SYNOPSIS: See	Initial Report and Sworn Statement of SGT $^{(b)(6),(b)(7)(C)}$ and SGT $^{(b)(6),(b)(7)(C)}$ or		
additional det	ails.		

•	(b)(6), (b)(7)	(C)
' Evidence above has not been	examined by ano	the same scientific field
$_{\text{SA}}^{\text{TYPED}}(b)(6), (b)(7)(C)$	SIGNATURE	DATE 21 Feb 05
DA FORM 3655 PG 2		

ACLU-RDI 5491 p.776 OFFICIA DIE 126 AC LUO CIDIRO 1834

Exhibit 0

	EVID	ENCE./PROPERTY CUSTODY DOC	CUMENT	MPR/CID SEQUENCE NUMBER 0008-05-CID939		
For	use of this for	m see AR 190-45 and AR 195-5; the propone Criminal Investigation Command	ent agency is US Army		ORT/CID ROI NUMBER	
	GACTIVITY PDET (CID)	Office, LSA Adder, Tallil, Iraq	LOCATION Tallil, Iraq		i	
NAME, GR	ade and titl r mai(b)(6	te of person from whom received $(b)(7)(C)$	ADDRESS (Include Zip C	ADDRESS (Include Zip Code) 86th Combat Support Hospital Tallii, Iraq		
LOCATION From the EMEDS	FROM WHERI hands of MA Tent, Tallil, Ira	e OBTAINED (b)(5),(b)(7)(C) while at operating room, aq	REASON OBTAINED Evidence		TIME/DATE OBTAINED 1630/01 Feb 05	
ITEM NO.	QUANTITY	/Incl. do model as	DESCRIPTION OF ARTICLES rial number, condition and unusual			
1	1	Small copper in color metel type const paper envelope and marked for ID with (b)(6), (b)(7)(C)	nuction bullet fragment appro h 1630, 01 Feb 05 (6)(6)(6)(7)(C)	ximately 1 emoved fr	Omm in length. Sealed in om right leg of EPW	
		Small gray in color metal type construct paper envelope and marked for ID with (b)(6)(0)(0)(0)(0)	h 1630, 01 Feb 05	emoved fr	om right leg of EPW	
3	1	Small red and tan in color bone fragment. Sealed in paper envelope and marked for ID with 1630, 01 Fe 05, (b)(6), (b)(7)(C)  MFR: All items were placed in a suitable container for protection and market for 10 with 1630, 01 FEBOS, (b)(6), (b)(7)(C)				
		·				
			CHAIN OF CUSTODY			
ITEM NO.	DATE	RELEASED BY	RECEIVED BY		PURPOSE OF CHANGE OF CUSTODY	
1 thru 3			(b)(6), (b)(7)(C)		Evaluation as evidence	
1thru3	oa frbos	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)		eviduce	
		SIGNATURE	SIGNATURE			
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE			
		SIGNATURE	SIGNATURE			
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	<del></del>		
		SIGNATURE	SIGNATURE			
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		-	
DA FORN		Replaces DA FORM 4137 1 Aug 74 and				

ACLU-RDI 5491 p.777 officia que e o 126 LACINE CHO 126 1335

LOCATION_

DA FORM 4137-R Privacy Act Statement 26 Sep 75 Which are Obsolete.

I Jul 76

Exhibit 166

DOCUMENT

NUMBER 063-05

0009-05-CID579-40002,

0009-05- C18579 - 40002

EVIDENCE./PROPERTY CUSTODY DOCUM			UMENT	MPR/CID SEQUENCE NUMBER		
Fo	r use of this for	m see AR 190-45 and AR 195-5; the proponen Criminal Investigation Command	t agency is US Army	CRD REPORT/CID ROI NUMBER		
	IG ACTIVITY		LOCATION			
	Det (CID)(FW		Camp Victory, Baghe			
NAME, GI	RADE AND TITL	E OF PERSON FROM WHOM RECEIVED	ADDRESS (Include Zip C	Code)		
OWNE		WFEEK, Salmany	IN/A			
LOCATIO	N FROM WHERI	E ORTAINED	REASON OBTAINED	TIME/DATE OBTAINED		
During a	utopsy of TAV Baghdad, IZ	WFEEK while at Mortuary affairs, Camp	Evidence	1224, 5 Feb 05		
ITEM	QUANTITY		DESCRIPTION OF ARTICLES Il number, condition and unusua			
NO	1	Metallic fragment, copper in color, remo				
•	•	placed in a specimen cup, sealed with evacross seal. (hand of Dr (b)(6), (b)(7)(C)	vidence tape, and Marked	for ID with "1224/5 Feb 05(b)(6), (b)(7)(C)		
				:		
				•		
			CHAIN OF CUSTODY			
ITEM				PURPOSE OF CHANGE		
ITEM NO.	DATE	RELEASED BY	RECEIVED BY	OF CUSTODY		
1	5 Feb 05	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	Evidence		
1	-7	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)			
*	7 FEB			ļ		
	05		T .	Released to Evidence		
	-	SIGNATURE	SIGNATURE	Custodian		
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE			
		SIGNATURE	SIGNATURE			
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE			
		SIGNATURE	SIGNATURE			
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE			
DA FOR	N/ 4127	Replaces DA FORM 4137 1 Aug 74 and				

DA FORM 4137-R Privacy Act Statement 26 Sep 75 Which are Obsolete.

1 Jul 76

Exhibit 10

DOCUMENT 069/05 ...

NUMBER

0009-03-CID3/9-400
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EVIDENCE./PROPERTY CUSTODY DOCUM  For use of this form see AR 190-45 and AR 195-5; the proponent ag  Criminal Investigation Command		OCUMENT	CUMENT  MPR/CID SEQUENCE NUMBER  3328 -05-CID259		
		onent agency is US Army	CRD REPORT/CID ROI NUMBER		
	IG ACTIVITY Det (CID)(FV	WD)	LOCATION	1.1.1 707	
		LE OF PERSON FROM WHOM RECEIVED	Camp Victory, Bag		
☐ OWNER Body of MOSA, Al-JboriMahmood ☐ OTHER		N/A	ADDRESS (Include Zip Code) N/A		
OCATION Ouring au Saghdad,	N FROM WHER utopsy of MO , IZ	E OBTAINED SA while at Mortuary affairs, Camp St	REASON OBTAINED Evidence	TIME/DATE OBTAINED 1220, 5 Feb 05	
ITEM	QUANTITY		DESCRIPTION OF ARTICLE		
NO.	Many	(Include model, s Metallic fragments, copper and grey	serial number, condition and unus	ual marks or scratches)	
ITEM			CHAIN OF CUSTODY	T wyppoen ou owy on	
NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY	
	5 Feb 05	SIGNATURI (b)(6), (b)(7)(C)  NAME, GRA	(b)(6), (b)(7)(C)	Evidence	
		LTC (Dr)			
	7 SEL	(b)(6), (b)(7)(C)	s(b)(6), (b)(7)(C)	Released to Evidence	
<del></del>		SIGNATURE	SIGNATURE	Custodian	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		
· · · · · · · · · · · · · · · · · · ·		SIGNATURE	SIGNATURE	·	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		
		SIGNATURE	SIGNATURE		
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		
1 Jul 76	5	Replaces DA FORM 4137, 1 Aug 74 at DA FORM 4137-R Privacy Act Statemen 26 Sep 75 Which are Obsolete.	nd t LOCATION	DOCUMENT 07 0 / 05 2	

ACLU-RDI 5491 p.77% OFFICIA DUEL ON 26 LACUTO CIDIR OF 6843 01337

EVI	DENCE/PROPF Y CUSTODY DOCUM	MENT		05-CID579
For use of this for Criminal Investi	agency is US Army	CRD REI 40002	PORT/CID ROI NUMBER	
RECEIVING ACTIVI		LOCATION Camp Bucca, IZ, APO AE 09375		
NAME, GRADE AND I	TILE OF PERSON FROM WHOM RECEIVED	ADDRESS (Include Zip Code)		
OWNER $\times$ OTHER SGT (b)(6), (b)(7)(C)		Building 19, Cam	Building 19, Camp Bucca, IZ APO AE 09375	
LOCATION FROM WH	ERE OBTAINED	REASON OBTAINED		TIME/DATE OBTAINED
From the hands APO AE 09375	EVIDENCE		1655/31 Jan 05	
ITEM QUANTITY		ESCRIPTION OF ARTICLES	l marks or s	cratches)
2 5	Rifle, M-16A2, Serial Number 19 15Cal 5.56 mm Hartford Co and Burst on the right side, and ACOG and made in USA on the responsibility foreign patents cardboard box, sealed, and man 1655/31Jan05(b)(6), (b)(7)(C) Magazines with rounds, standar manufacture markings "Restricte 6P199, 04/04" on the left side a the right side Containing 143 rounds) placed in a cardboard b with 1655/31Jan05(b)(6), (b)(7)(C)	enn U.S.A., on the a Scope, bearing register side of scope pending on the left ked for ID along the daw Enforcemend "Center Industriunds (four 30 round oox, sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and many sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and sealed, and seal	anufact le left si manufa e and T t side, t le seal v agazine es Corr d maga arked fo	cure markings Colt AR ide and Safe, Semi, cture markings Trijicon rijconany regulatory both items placed in a with es, bearing ernment Use Only bo. Wichita, Kansas" on zines and one with 23 or ID along the seal
		CHAIN OF CUSTODY		
ITEM DATE	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)		PURPOSE OF CHANGE OF CUSTODY
1 and 2 31 Jan 05	N	ag A		EVALUATION AS EVIDENCE
		IGNATURE		
	NAM SA	IAME, GRADE OR TITLE		
	SIGNATURE S	IGNATURE		
		AME, GRADE OR TITLE		
	SIGNATURE S	IGNATURE		
		JAME, GRADE OR TITLE		
	SIGNATURE   S	MINATURE		i i
	NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		

EVI	DENCE/PROPI Y CUSTODY DOCUM	MENT	MPR/CID SEQUENCE NUMBER 0009-05-CID579
For use of this form see AR 190-45 and AR 195-5; the proponent agency is US Arn Criminal Investigation Command			CRD REPORT/CID ROI NUMBER 40002
receiving activi 380 th MP DET (		Camp Bucca 17	, APO AE 09375
NAME, GRADE AND T	ITLE OF PERSON FROM WHOM RECEIVED	ADDRESS (Include Zip C	
OWNER SGT	(b)(6), (b)(7)(C)	Headquarters an Camp Bucca, IZ	nd Headquarters Company, APO AE 09375
LOCATION FROM WH	IERE OBTAINED	REASON OBTAINED	TIME/DATE OBTAINED
From the hands of SGT ^{(b)(6), (b)(7)(C)} Camp Bucca, IZ APO AE 09375		EVIDENCE	1722/31 Jan 05
ITEM QUANTITY	•	ESCRIPTION OF ARTICLES	
2 6	Rifle, M-16A2, Serial Number 5 15Cal 5.56 mm Hartford Co and Burst on the right side, with containing one magazine with 2 sealed, and marked for ID along Magazines with rounds, standar manufacture markings "Restrict 6P199, 04/04" on the left side a the right side containing 179 rounds) placed in a cardboard by with 17/22/31Ján05 [b)(7)(C)	onn U.S.A., on the a black in color, ny 9 rounds, both item of the seal with 1722 of 30 round M16 med Law Enforcemend "Center Industriands (five 30 round pox, sealed, and materials."	nufacture markings Colt AR ne left side and Safe, Semi, ylon type magazine holder ns placed in a cardboard box, 2/31Jan05 (b)(5)(5)(5)(5)(5)(5)(5)(5)(5)(5)(5)(5)(5)
		CHAIN OF CUSTODY	
ITEM DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
1 - 2 31 Jan 05	(b)(6), (b)(7)(C) (b	y)(6), (b)(7)(C)	EVALUATION AS EVIDENCE
	(b)(6), (b)(7)(C)	IGNATURE	
	N	AME, GRADE OR TITLE	
	SIGNATURE S	IGNATURE	
	NAME, GRADE OR TITLE N	AME, GRADE OR TITLE	
	SIGNATURE S	IGNATURE	
	NAME, GRADE OR TITLE	IAME, GRADE OR TITLE	
	SIGNATURE S	IGNATURE	
	NAME, GRADE OR TITLE	IAME, GRADE OR TITLE	

EVIDENCE/PRC RTY CUSTODY DOCUMENT			· · · · · · · · · · · · · · · · · · ·	MPR/CID SEQUENCE NUMBER 0009-05-CID579		
For use of this form see AR 190-45 and AR 195-5; the proponent ag Criminal Investigation Command			ent agency is US Army	CRD REPORT/CID ROI NUMBER 40002		
	VING ACTIVI		LOCATION			
380 th M	1P Detachme	ent (CID) (FWD)	Camp Bucca, IZ, AF	PO AE 09375		
NAME, (	GRADE AND T	ITLE OF PERSON FROM WHOM RECEIVED	ADDRESS (Include Zip C	ADDRESS (Include Zip Code)		
OWNER CRIME SCENE  X OTHER			N/A	N/A		
		ERE OBTAINED	REASON OBTAINED	TIME/DATE OBTAINED		
Area su Facility,	urrounding C , Camp Bucc	ompound 5, Camp Bucca Internment ca, Iraq	Evidence	1844-1910, 31 Jan 05		
ITEM	QUANTITY		DESCRIPTION OF ARTICLES			
NO.		(Include model, serie	al number, condition and unusual	marks or scratches)		
1	1	Shell casing, brass in color, metal type	be construction, 5.56mm	caliber, in spent and dirty condition,		
		placed inside a brown envelope and 1844, 31 Jan 05 (6)(6), (6)(7)(C) Between CC	sealed with plastic tane a	and marker for identification with		
2	5	Shell casings, brass in color, metal ty	/no construction F FC			
		condition, each casing was placed in	rpe construction, 5.56mm side a brown envolunce	n callber, in spent and dirty		
		Diaced in a larger envelope and seal	and again and marker for i	nd sealed with plastic tape and identification with 1849-1855, 31 Jan		
		05 (b)(6) (b)(7)(c) On top of CCT building)	sa again and marker tor t	denuncation with 1849-1855, 31 Jan		
3	1	Shell casing, brass in color, metal type	e construction 5.56mm	caliber in sport and dirty condition		
		placed inside a brown envelope and	marker for identification v	with 1900, 31, lan $05/b/6$ , $(b)(7)(6)$		
		(between CC) and tence)		, 1		
. 4 -	- 1 -	Shell casing, brass in color, metal typ	e construction, 5.56mm	caliber, in spent and dirty condition		
•	`	biaced inside a prown envelobe sud i	marker for identification v	with 1910, 31 Jan 05 ^{(b)(6), (b)(7)(C)} On		
		ground below Tower 5C)		,		
,		LAST ITEM				
			,			
			•	. (		
		_	•			
,		,	· ·			
		,				
			•			
			CHAIN OF CUSTODY			
ITEM	DATE	RELEASED BY		PURPOSE OF CHANGE		
NO.			RECEIVED BY	OF CUSTODY		
	24.1	SIGNATURE N/A	b)(6), (b)(7)(C)			
1	31 Jan			Evaluation as		
	05	NAME, GRADE OR TITLE		Evidence		
-		Crime Scene SIGNATURE				
		(b)(6), (b)(7)(C)	SIGNATURE			
1	ŀ					
			NAME, GRADE OR TITLE			
		SIGNATURE	CLONIA CELEBRA			
			SIGNATURE			
		NAME, GRADE OR TITLE	NAME CRADE OR THE			
	NAME, GRADE OR TITLE NAME, GRADE OR TITLE					
Ţ		SIGNATURE	SIGNATURE			
				·		
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE			
		SIGNATURE	SIGNATURE			
ļ			DIGITATURE			
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE			
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A EODM	# 41 AM					

DA FORM 4137 DOCUMENT NUMBER

Replaces DA FORM 4137, 1 Aug 74 and 1 Jul 76

DA FORM 4137-R Privacy Act Statement

EVIDENCE/PRO. RTY CUSTODY DOCUMENT			MPR/CID SEQUENCE 0009-05-CID579	NUMBER
Criminal Investi	orm see AR 190-45 and AR 195-5; the proponer gation Command	nt agency is US Army	CRD REPORT/CID ROI NU 40002	MBER
RECEIVING ACTIVE 380 th MP Detachme		LOCATION	O AE 00275	
	ITLE OF PERSON FROM WHOM RECEIVED	Camp Bucca, IZ, AF  ADDRESS (Include Zip C		
OWNER CPT (b	)(6), (b)(7)(C)	Office of the Staff Ju Camp Bucca, Iraq A	dge Advocate	
LOCATION FROM WH	ERE OBTAINED	REASON OBTAINED	TIME/DATE OBT	AINED
From the hands of CPT (b)(6), (b)(7) while in the ECP, Camp Bucca Internment Facility, Camp Bucca, Iraq		Evidence	1745, 1 Feb 05	5
ITEM QUANTITY	1	DESCRIPTION OF ARTICLES	wayke or soratahas)	:
NO. 1	Book, white in color with a multicolore approximately 2" by 4" by 1", with Ara Koran, with approximately 19 pages to white in color paper folded and placed the book was wrapped inside two piewere in used and torn condition and proper for prints, and marked for identification package.	ed design on the cover, public printed writings inside orn from the center binded in between pages in the ces of white in color, binded inside a clean pages	aper type construction, e the book, suspected to ng of the book and one approximate center of the type paper, the book er envelope and sealed (6), so as to appear on	piece of the book, and papers to protect
		CHAIN OF CUCTODY		
ITEM		CHAIN OF CUSTODY	PURPOSE O	E CHANGE
NO. DATE	(b)(6), (b)(7)(C)	RECEIVED BY	OF CUS	
1 1 Feb 05		SIGNATURE b)(6), (b)(7)(C)	Evaluat Evide	
1 8 Feb 05	(b)(6), (b)(7)(C) (b)(6	), (b)(7)(C)	Released to release to	
	SIGNATURE	SIGNATURE .		
	NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		
	SIGNATURE	SIGNATURE		· · · · · · · · · · · · · · · · · · ·
	NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		
	SIGNATURE	SIGNATURE		
	NAME, GRADE OR TITLE	NAME, GRADE OR TITLE		

DA FORM 4137 DOCUMENT NUMBER Replaces DA FORM 4137, 1 Aug 74 and

1 Jul 76

DA FORM 4137-R Privacy Act Statement