\* 0183-05-CID789-39284



## DEPARTMENT OF THE ARMY UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND 10TH MILITARY POLICE BATTALION (CID) 76TH MILITARY POLICE DETACHMENT (CID) APO AE 09342

CIRF-ZA-BD

10 Mar 2006

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/REFERRED/SSI – 0183 –2005-CID789 – 39284–5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. UNKNOWN - 26 AUG 2005, 2359; UNDETERMINED LOCATION IN IRAQ (IZ)

DATE/TIME REPORTED: 11 NOV 2005, 1700 HRS

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

SUBJECT: 1. UNKNOWN; UNDETERMINED DEATH (NFI)

VICTIM: 1. UNKNOWN; UNDETERMINED DEATH (NFI)

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION".

(SECRET//NOFORN) This investigation was initiated upon a review of a Memorandum for Record(MFR) written by CPT (b)(6), (b)(7)(C) Office of the Staff Judge Advocate (OSJA), Interrogation Legal Advisor, Joint Interrogation and Debriefing Center (JDIC), Baghdad Central Confinement Facility (BCCF), Abu Ghraib, Iraq (ABI), of a possible detainee death which occurred while in the custody of a Defense Intelligence Agency (DIA), Operative (NFI), and a U.S. Air Force Lieutenant Colonel (LTC) (suspected to be the Post Commander) (NFI) in Iraq (NFI).

(SECRET//NOFORN) Investigation revealed through a sworn statement rendered by SGT (b)(6), (b)(7)(C) Interrogator, JIDC, BCCF, ABI, on 1 Nov 05, who outlined a conversation between himself and U.S. Air Force SSGT (b)(6), (b)(7)(C) Medical Screener, JIDC South, Camp Bucca, Iraq (NFI), that on a previous deployment to Iraq (NFI), SSGT (b)(6), (b)(7)(C) possibly witnessed the death of a detainee during the course of life saving measures conducted by SSGT (b)(6), (b)(7)(C) and a doctor (NFI) after the detainee was brought in from an interrogation.

(SECRET//NOFORN) SGT (b)(6), (b)(7)(C) further explained that SSGT (b)(6), (b)(7)(C) related the detainee was brought in under emergency care by interrogators (NFI) and while they were ACLU DDII CID ROI 31404

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performing cardiopulmonary resuscitation (CPR), the U.S. Air Force Colonel told the DIA agent to get a truck and take the detainee off post and dispose of him in a ditch. Furthermore, when  $SSGT^{(0)(0), (0)(7)(C)}$ objected, he was advised by the doctor to not say anything.

(U) On 19 Nov 05, coordination was made with SA (b)(6), (b)(7)(C) DIA Office of Inspector General (OIG), Building 6000, Washington, DC 20340, who was offered and accepted investigative jurisdiction of this investigation.

(U) STATUTES: N/A

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

(SECRET#NOFORN) 1. Agent's Investigation Report (AIR) of SA (b)(6), (b)(7)(C) 9 Dec 05, detailing the initial notification; interview of SGT (b)(6), (b)(7)(C) and coordination with MAJ (b)(6), (b)(7)(C) Deputy Commander, Air Force Office of Special Investigations, Aludeid Air base, Qatar.

(SECRET//NOFORN) 2. Memorandum for Record, CPT (b)(6), (b)(7)(C) 28 Oct 05, with an attached copy of Sworn Statement rendered by SGT (b)(6), (b)(7)(C) detailing the possible death of a detainee.

(U) 3. Sworn Statement of SGT (b)(6), (b)(7)(C), 13 Nov 05, detailing his knowledge of the allegations.

(U) 4. AIR of SA<sup>(b(0), b(7)(C)</sup> 9 Mar 06, detailing the referral of this investigation, and receipt of the Statement of SSGT<sup>(b(0), (b)(7)(C)</sup>

(U) 5. Statement of SSGT (b)(6), (b)(7)(C) 16 Dec 05, wherein he stated he heard a rumor about a possible detainee death.

(U) NOT ATTACHED:

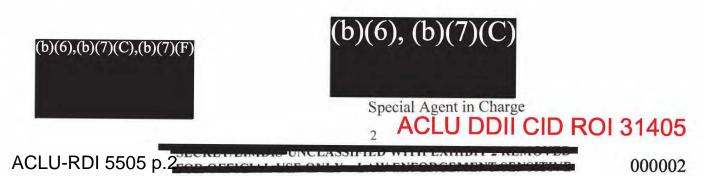
NONE

(U) The originals of Exhibits 1, 3, 4 and 5 are forwarded with the DIA copy of this report. The originals of Exhibit 2 are maintained in the files of the JIDC, BCCF, AGI.

STATUS: This is a Final/Referred Report.

Report Prepared By:

Report Approved By:



- 0183-05-CID789-39284

Distribution:

TO: DIR, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL) CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA (ciddcsops1sc@sbelvoirdms.army.smil.mil) CHIEF, INVESTIGATIVE OPERATIONS, USACIDC (b)(6), (b)(7)(C)<sub>@us.army.smil.mil</sub>)(b)(6), (b)(7)(C)<sub>@us.army.smil.mil</sub>) CID CURRENT OPERATIONS, USACIDC (cid001dcsopsops2sc@belvoirdms.army.smil.mil) CDR. 3<sup>RD</sup> MILITARY POLICE GROUP (CID) (b)(6), (b)(7)(C) aforce 1. army. smil. mil) DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC (b)(6), (b)(7)(C) (aus.army.smil.mil) PROVOST MARSHAL, MNF-I, AL FAW PALACE (b)(6), (b)(7)(C) @iraq.centcom.smil.mil) (b)(6), (b)(7)(C) @iraq.centcom.smil.mil) CDR, 10TH MP BN (CID) (FWD) (b)(6), (b)(7)(C) @iraq.centcom.smil.mil) (b)(6), (b)(7)(C) @iraq.centcom.smil.mil) CDR, 76TH MP DET (CID)(FWD) (b)(6), (b)(7)(C)@iraq.centcom.smil.mil) DET SGT, 76th Military Police DET (b)(6), (b)(7)(C)@iraq.centcom.army.smil.mil) CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ (b)(6), (b)(7)(C)@iraq.centcom.smil.mil) SJA, 452<sup>ND</sup> MP DET, 43<sup>RD</sup> MP BDE, BCCF, ABU GHRAIB, IZ (b)(6), (b)(7)(C) @iraq.centcom.smil.mil) CDR, DETAINEE OPERATIONS, ATTN: CPT LOPEZ, MNF-1, TF 134, (b)(6), (b)(7)(C) airaq.centcom.smil.mil) (DIA) DEFENSE INTELLIGENCE AGENCY (b)(6), (b)(7)(C) @dia.smil.mil) 1 - File

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### MULTI-NATIONAL FORCE – IRAQ TASK FORCE 134 JOINT INTERROGATION AND DEBRIEFING CENTER FOB ABU GHRAIB, APO AE 09342

REPLY TO ATTENTION OF

AFQV-JIDC-JA

28 October 2005

MEMORANDUM FOR Commander, Joint Interrogation and Debriefing Center, Forward Operating Base, Abu Ghraib, APO AE 09342

SUBJECT: Statement of Possible Detainee Abuse

1. On 26 October 2005, Sergeant (SGT)<sup>(b)(6)</sup> made the following report of possible detainee abuse. While at Camp Bucca, Iraq, on 26 August 2005, Air Force Staff Sergeant<sup>(b)(6)</sup> a medical screener at JIDC South, relayed to SGT<sup>(b)(6)</sup> the following account which occurred in a previous deployment to Iraq, where he had been working with DIA agents and<sup>(b)(6)</sup>

(b)(6) explained to me techniques that would force detainees to provide information, such as placing a detainee in a box small enough to keep them from sitting down, forcing them to remain standing for up to 14 hours. He claimed that when the boxes were opened the detainees would fall out and if they were interrogated immediately, right then and there, and told that unless they provided information on the whereabouts of such and such person then 'I'll do this to you again only ten times worse,' then the detainees would provide the information. (b)(6) then relayed to me that he had once received a call, after interrogators had been performing one such technique on a detainee, to treat the detainee for chest pains; upon arriving at the treatment room, however, he witnessed the interrogators wheeling the detainee in on a gurney while performing CPR and providing air by 'bagging' him. He then told me that a security person, of some sort, tried to enter the treatment room to get a situational report on the incident, but was stopped by one of the DIA agents, who told the security person to 'get out,' and when the security person tried to explain what his duties were, the DIA agent told him that it was none of his concern and to, "get the fuck out." He then told me that as he was performing CPR on the detainee with his doctor, he overheard the post commander, a LTC (I believe) tell one of the DIA agents that they should get a truck, take the body off post and dump it in a ditch (b)(6) told me that he then mouthed, "what the fuck?," to his doctor, who shook his head, indicating he should not say anything. (b)(6) then explained to me that he had just negated his sworn statement. I'm sure that (b)(6) is an excellent medical professional and was merely put into an extraordinary situation where he felt undue pressure from his coworkers to remain quiet about the incident. (b)(6) indicated he did not want to report this and would deny telling me this if I reported it.

2. The point of contact for this memorandum is the undersigned at DNVT: (b)(6) or (b)(6)

(b)(6)

CPT, JA Interrogation Legal Advisor

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For use of this		TATEMENT 45: the propone	nt agency is ODC	S
LOCATION Abu Ghraib prison, Iraq		01 NOV 05	TIME	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME		SOCIAL SECURI	TY NUMBER	GRADE/STATUS
b)(6) (no middle name)		(b)(	6)	E-5/Interrogator
ORGANIZATION OR ADDRESS joint Interrogation and Debriefing Center, 7	IF 134, CENTCOM	M		
I, <u>SGT</u> (b)(5)				
On 26 August 2005, at Camp Bucca, Iraq, S	POOT of the Mis Es			ING STATEMENT UNDER OATH: e the circumstances surrounding
an abuse incident that occurred during a pre- with DIA and CIA agents, as well as $(b)(6)$ (b)(6) began by explaining to me technique box small enough to keep them from sitting the boxes were opened the detainees would	es that would force down, forcing ther fall out and if they	detainees to p n to remain sta were interroga	rovide informatio anding for up to 1 ated immediately.	n, such as placing a detainee in a 4 hours. He claimed that when and were told that unless they
provided information on the whereabouts of detainees would provide the information. (b) been performing one such technique on a de however, he claimed that the interrogators w He then told me that a security person, of so but was stopped by a DIA agent, who told t his duties were, the DIA agent told him that was performing CPR on the detainee with h one of the DIA agents that they should get a mouthed, "what the fuck?," to his doctor, w me that he had just negated his sworn staten (b)(6) expressed a concern that no one else	such and such per then relayed tainee, to treat the were already perfor- ome sort, tried to en- the security person t it was none of his is doctor, he overha truck, take the boo- who shook his head, nent by telling me t	son then 'I'll d to me that he l detainee for cl ming CPR and nter the treatm to 'get out,' ar concern and to eard the post of dy off post and indicating he the abovementi	to this to you again ad once received hest pains; upon a d providing air to ent room to get a ad when the secur b, "get the fuck o commander, a LT d dump it in a dito should not say ar oned.	in only ten times worse, ' then the la call, after interrogators had arriving at the treatment room, the detainee by 'bagging' him. situational report on the incident, ity person tried to explain what ut." He then told me that as he 'C of the Air Force (I believe) tell h [(b)(6) told me that he then
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I, SG <sup>1(b)(6)</sup>		AFFIDAVIT
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	LAW CALCENDAL SENDITIVE
	SWORN STATEMENT
File Number	: 0183-CID789-39284
Location	: Abu Ghraib, Iraq
Date	: 13-Nov-05 Time:0950
Statement of	: SGT $(b)(6), (b)(7)(C)$
Grade/Status	: SGT/Active Army
SSN	(b)(6), (b)(7)(C)
Org/Address	: TF-134, JIDC, Abu Ghraib, Iraq (524 <sup>th</sup> MI BN, HHC)
1 <b>(b)(6), (b)(7)(C)</b>	WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On about 26 August 2005, while stationed at CP Bucca, Iraq, (b)(6),(b)(7)(C) relayed to me the circumstances surrounding a possible detainee abuse. (0)(6), (0)(7)(C) explained to me techniques that would force detainees to provide information, such as placing a detainee in a box small enough to keep them from sitting down, forcing him to stand for up to 14 hours. He claimed that when the box was opened the detainee would fall out and if they were interrogated immediately, and told that unless he provided information on the whereabouts of such-and-such person then, 'I'll do this to you again, only ten times worse,' then the detainee would provide the information. (0)(6),(6)(7)(C) then relayed to me that he had once received a call, after interrogators had been performing one such technique on a detainee, to treat the detainee for chest pains; upon arriving at the treatment room, however, he witnessed the interrogators had already begun performing CPR and providing air to the detainee by 'bagging' him. He then told me that a security person, of some sort, tried to enter the treatment room to get a situational report on the incident, but was stopped by one of the DIA agents, who told the security person to 'get out,' and when the security person tried to explain what his duties were, the DIA agent told him that it was none of his concern and to, "get the fuck out." He then told me that as he was performing CPR on the detainee with his doctor, he overheard the post commander, a lieutenant colonel (I believe) tell one of the DIA agents that they should get a truck, take the body off post and dump it in a ditch.(b)(6),(b)(7)(C) told me that he then mouthed, "what the fuck?," to his doctor, who shook his head, indicating he should not say anything. (0,0,0)(7)(C) added, "and that's what they did." (0,0)(7)(C) then explained to me that he had just negated his sworn statement. I'm sure that (0,0)(7)(C) is an excellent medical professional and was merely put into an extraordinary situation where he felt undue pressure from his coworkers to remain quiet INITIALS OF PERSON MAKING STATEMENT (b)(6), (b)(7)(C) PAGE 1 OF 3 PAGES (b)(6), (b)(7)(C)Not used

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about the incident. (b)(6), (b)(7)(C) indicated he did not want anyone to know about the incident and claimed he would deny having told me such if I reported it.

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

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

INITIALS OF PERSON MAKING STATEMENT

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Q: Did SSGT (0)(6), (0)(7)(C) relate any further details on the incident to you? A: No.

Q: When he said "and that's what they did", can you provide anymore details on that? A: I can't remember the context, but it was shortly after the LTC suggested they take the body and dump it in a ditch. I can only assu

suggested they take the body and dump it in a ditch. I can only assume that he may have seen them take the body away.

Q: How do you know SSGT (b)(6),(b)(7)(C) A: I am an Interrogator and he was medical staff. We were both serving at Bucca.

Q: Did this incident occur at the detention facility at Camp Bucca, Iraq? A: No, this happened in his previous deployment not at Camp Bucca, I don't know where it was.

Q: Whom did you report this to and what was their professional role? A: I reported it to CPT (0,0,0) Legal Advisor for JIDC, and he asked me if I wanted him (CPT (0,0,0) to be the reporting chain for this incident. I stated yes, and I subsequently rendered a sworn statement on 1 Nov 05, to him. He told me he would send this forward to the Commander and go through official channels.

Not used

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

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

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EXHIBIT 3

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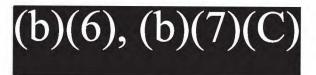
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STATEMENT OF: (b)(6), (b)(7)(C) TAKEN AT: Abu Ghraib, Iraq; Page \_\_\_\_\_ of \_\_\_\_\_ DATED: November 13, 2005 CONTINUED:

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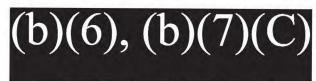
I, (b)(6), (b)(7)(C) HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE <u>3</u>. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.



\_\_\_\_\_

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this November 13, 2005, at BCCF, Abu Ghraib, Iraq.



(Signature of Person Administering Oath)



(Typed Name of Person Administering Oath)

Article 136, UCMJ

(Authority to Administer Oath)

WITNESS:

INITIALS OF PERSON MAKING STATEMENT

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

Page 3 of Page 3 EXHIBIT 3

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n 19 Nov 05, this office coordinated with SA (DO) (DO) (DO) (DO) (DA) Office of Inspector General (OIG) illding 6000, Washington, DC 20340, who was offered and accepted investigative jurisdiction of this vestigation.		Ciril Consiting	
Page 1 of 1 pages    Page 1 of 1 pages    A 19 Nov 05, this office coordinated with SA(b)(0, b)(7)(C)  DIA Office of Inspector General (OIG)    uilding 6000, Washington, DC 20340, who was offered and accepted investigative jurisdiction of this vestigation.  Down 1446, 18 Jan 06, this office received an e-mail from MAJ (b)(0)(0)(C)(C)    an attachment. (See Statement of SSGT (b)(0)(C)(C))  Box 0)(C)(C)(C)(C)(C)(C)(C)(C)  Box 0)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)	AGENT'S INVESTIGATIVE REPORT	ROI NUMBER 0183-05-CID789	-39284
TALE:  Description:    19 Nov 05, this office coordinated with SA((b)(6); (b)(7)(C))  DIA Office of Inspector General (OIG)    Jidding 6000, Washington, DC 20340, who was offered and accepted investigative jurisdiction of this vestigation.	CID Regulation 195-1	Page 1 of 1	bages
	uilding 6000, Washington, DC 20340, who wa vestigation. bout 1446, 18 Jan 06, this office received an e- as an attachment. (See Statement of SS	s offered and accepted investigative j mail from MAJ <sup>(b)(6), (b)(7)(C)</sup> with the GT <sup>(b)(6), (b)(7)(C)</sup> for details)	urisdiction of this
	(b)(6),(b)(7)(C),(b)(7)(F)	ORGANIZATION 76 <sup>th</sup> MP Det (CID)(FWD)(-), BCCF,	AGI, APO AE 0934
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	STATE	EMENT OF	SUSPECT/W	ITNE	SS/COMPLA				PECT NESS/COMPLAINANT
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DATE (YYY)			N AND INSTALLAT Det 303 AFB	ION (E	Bldg/Room No)	UNIT TAKING AFOSI De		NT	REPEAT (If know OFFENSE COMPLAINT
II. PERSON	AL IDENTIFICATION	(Print or Type)				1			1. I
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				ONS ss			TION		DUTY PHONE
YAME (Last,	Eirst, Middle Initial)		GRADE		N V		1		DOTTFICKE
ADVISED BY	(Full Name and Rank)				INDIVIDU	AL IDENTIFIED	HIMSELF/	HERSELF AS A <i>(SF, s</i> j	pecial agent, etc.)
SUSPECT INITIALS	and advised me that Code of Military Just		wing rights accord	ling to	o the 5th Amendr	ent of the U.S.	Constituti	on/Article 31 of the Ui	niform
	I have the right to rem								
	Any statement I make proceedings.		<u> </u>	revide	ence against me	in a trial or in o	other judici	al, non-judicial, or ad	ministrative
	I have the right to con I have the right to hav				$\sim / r$				
	I may obtain a civilian I					/			
	I may request a lawyer								
	If I decide to answer qu						y time.		
	MILITARY ONLY: If I CIVILIANS ONLY: If						me by civil	ian authorities.	·····
SUSPECT INITIALS	I have read my rights me. No pressure or c I make the following o I do not want a lawye	oercion has be choice. (Initial (	een used against n Dne)	ne.				ements of any kind ha se(s) Under investigat	
	I do not want a lawyer								
	I want a lawyer. I will n								$\overline{}$
SIGNATURE	I fully understand m	y rights and tha	t my signature doe	es not		E OF WITNESS		WER	$\rightarrow$
			FOR OFFIC	IAL	USE ONE				<u>6660</u>
AF IMT 1	168, 19980401, V	2	AW ENFORC	FRA	NT'SERSIPIVE	RE OBSOLET	E.	FIC	PAGE
CLU-R	RDI 5505 p.1	1	MIXA MINI AND	ميلية T فايين و					- K 5

(7)	IV. STATEMENT
T	
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	K
	Ye -
(b)(6)(b)	V. OATH/SIGNATURE
	"I hereby voluntarily and of my own free will make this statement without having been subjected to any coercion, unlawful influence, or unlawful inducement. I swear (or affirm) I have read this statement, initialed all pages and corrections, and it is true and correct to the best of my knowledge."
	SIGNATURE OF PERSON MAKING STATEMENT (b)(6)(b)(7)(C) SIGNATURE OF WITNESS/INTERVIEWER (b)(6)(b)(7)(C)
	Subscribed and sworn to before me, a person authorized by law to administer oaths, this block of December , 21555 (year).
	SIGNATURE OF PERSON ADMINISTERING OATH (b)(6)(b)(7)(C) SA, USA F VI. INSTRUCTIONS FOR COMPARIMATION PAGE(S)
	Use plain bond paper (both sides optional). At the top right of each page, print or type "(Last name of individual making the Statement) on (Date)." At the bottom of each page, print or type: "Page ofPages." The individuel with a tige of the bottom of the statement of the bottom of the statement of the bottom of the statement of the bottom
	AF IMT 1168, 19980401, V2 (REVERSE) LAW ENFORCEMENT SENSITIVE
ŀ	ACLU-RDI 5505 p.12

# (b)(6)(b)(7)(C) 16 Der 05. On on about May- July of 2003 & heard a runon that a detained might have died at the EMEDS facility. The remar said that the detainer X was brought in by the interegation which might have been CIA or DIA. Il doit know who was actually there because the surrows did not & specify. They also said in the numer that they was got had to get ~ such of the body by dumpony it off base. I don't think they would have done that but at the time it would not have been that difficult. During my deployment Col. was my Eding Commander ~ and Col. (D)(G)(D)(7)(C) was the EMEDS Commander. Other people that worked (D)(G)(D)(7)(C) in the hospilat ware M5oft. (b)(6)(b)(7)(C) M5oft. (b)(6)(0)(7)(C)?, 55oft. (b)(6)(b)(7)(C)? Soft. (b)(6)(b)(7)(C) et believe, has mis-interpred what it isaich. although it can't b)(6)(b)(7)( remark the whole coversation word for word, it was never a witness to the complaint at hand. What it believe a told (16(0)(7)(C)) was that it had ~ leaved that a detainer might have come in from the chitergodow at the EPW carp. Eckon he came in it heard that he was inteleded and they had to de CPR. Il have never done CPR on an chaqi, a any other of detainer type. I have never witnessed any abuse to a detainer. Supposedly the interegation were going to dump the body" I have no idea if any of this took place because this was all there party runors. I do not runnenter who actually told me this but it do know from the medic side of thing there i is no way for as to know if a detainer too been abreved when they come on of So if this remor is true we still have no way of knowly what happoned to him EMEDS facility was located in Camp Satter, eleg. - End of Statement EXHIBIT 5 DDII CID ROI 26662 16D. FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE $\times$ (b)(6)(b)(7)(C)



 $(b)(6)(b)(7)(C)_{f} s_{f} (b)(6)(b)(7)(C)$ 16 Dec 05 Ul / (1000)(7)(C), Camp Sathe, /CL 5/57 (D)G)(D)(T)(C) - Bad interrosota 103 May-July. Cul (b)(6)(b)(7)(C), Cul (b)(6)(b)(7)(C), EMTEDS/66 Flight Surger Baytond, Cump Sather, #  $M_{5,7}$  (b)(6)(b)(7)(C)  $M_{55+}^{(b)(6)(b)(7)(C)}$ 555+ (b)(6)(b)(7)(C) Never provided CPR to patient.

