

<b>SWORN STATEMENT</b> <small>For use of this form, see AR 190-45; the proponent agency is ODCSOPs</small>			
<b>PRIVACY ACT STATEMENT</b> <small>Authority: Title 10 USC Section 301; Title 5 USC Section 2851; E.O. 8397 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.</small>			
1. LOCATION 151 Horizon Ridge Parkway, Henderson, NV	2. DATE (YYYYMMDD) 2004/06/06	3. TIME 1728	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O-3/NG	
8. ORGANIZATION OR ADDRESS 72nd Military Police Company, 992 Troop Command, Army National Guard			
9. [REDACTED] , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  <p>From 23 May 03 to 15 Oct 03, I was deployed to Abu Ghraib (AG) as the Commander of the 72nd MP Company. My company's mission was to prepare the facility for use within three days with a follow-on mission of training Iraqi corrections officers for the eventual transition of AG into Iraqi control. On 27 May 03 the first detainees started to arrive. Until the end of Jul 03, every detainee was criminal. At the end of Jul, the criminal prisoners were transferred to Rusafa in preparation of a suspected influx of security detainees associated with operation VICTORY BOUNTY. When the security holds started to come into the facility, I found them to be more disciplined and less rowdy than the normal criminal detainees that were in the facility. Around the same time as operation VICTORY BOUNTY, the 205th MI Bde [REDACTED] arrived to set up a screening location for the security holds. Once the MI Bde was on board, the 320th MP Bn handled all records keeping which had previously been done by my company. During the initial set up of the interrogation site, we lent the MI personnel tents and escorted the detainees to and from the interrogation site. The interrogation site consisted of a couple of tents that were open on the sides which allowed personnel to see the conduct of the interrogations. In early Aug 03, at around 1900, a 320th MP reported to me at 1300 he had been told by [REDACTED] to place several detainees in the sun and leave them there. A medic examined the detainees and determined that a few were dehydrated, but no permanent damage was noted. I reported the situation to [REDACTED]. In my opinion, [REDACTED] was not sure of his limitation concerning the handling and interrogation of detainees. After the incident, he remarked that he would not do any special interrogation techniques until he had something in writing setting his boundaries. I never personally attended an interrogation and can only recall seeing a detainee in an interrogation tent on one occasion with his arms outstretched. I constantly walked around the facility and could see the interrogations as they were conducted in open-sided tents. I never witnessed any abuse during these interrogations. In Sep 03, GEN MILLER visited AG. He spent most of his time with the MI folks, but he had an MP Captain on the team who provided information on how the MP's at GTMO supported MI operations. These passive techniques included listening during detainee conversations and documenting the results for later use. The MP Captain provided a soft copy of the Standard Operating Procedures (SOP) for MP operations at the facility at GTMO. We took the SOP and changed it to make it applicable for our operations. There was nothing referencing MI in the SOP. In my opinion, it was clear that the shift for the facility was going to be MI collection. This was in contradiction to our original mission. As a result of his visit, we placed an additional guard at the entrance to JA. I had one interpreter for use. On occasion, I could utilize the MI interpreters for various activities. One particular [REDACTED] seemed to always be available and wanted to interpret for me when I had contact with the local Iraqi corrections administrative staff. This happened so often it started to get annoying. Detainees were routinely stripped searched during inprocessing and upon entering the hard site. I never witnessed or heard of a detainee being stripped as a form of humiliation. Other than the incident already discussed with [REDACTED] I never witnessed any detainee abuse or maltreatment while at AG. I never witnessed or heard of any MI person asked the MP's to abuse the detainees to help with interrogations. I never witnessed or heard any MP offer to abuse a Detainee to help with interrogations. At the beginning of Oct 03, we started our transition with the 372nd MP Co. The transition consisted of a walkthrough and a right-seat-ride. One of the immediate changes the 372nd made was to drop two security positions. It appeared to me they had more guards working inside the facility. I have seen the pictures and the actions depicted by the photos clearly fall outside the doctrinally authorized restraining techniques. MP training calls for the restraint (with handcuffs) and the segregation of unruly detainees. Detainees were stripped searched during their inprocessing, but I never witnessed or heard of a detainee being stripped as a form of humiliation. On 5 Jun 04, [REDACTED] reported to me that on one occasion while working in Iraq, an OGA member asked her to look at a naked detainee as a form of humiliation. She indicated she refused, but did not report the information to anyone at that time.</p> <p>Q: Do you have anything to add to this statement? [REDACTED]  A: No. [REDACTED]</p> <p>////////////////////////////////////End of Statement////////////////////////////////////</p>			
10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]		PAGE 1 OF 2 PAGES

\*ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"

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

DA FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE

USAPA 1108

AG0000262

STATEMENT OF

TAKEN AT

Henderson, NV

DATED

2004/06/06

9. STATEMENT (Continued)

Nothing Follows

AFFIDAVIT

\_\_\_\_\_, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE PS 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

\_\_\_\_\_  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 6th day of June, 2004 at Henderson, Nevada

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

\_\_\_\_\_  
(Signature of Person Administering Oath)

\_\_\_\_\_  
(Typed Name of Person Administering Oath)

5 U.S.C. 303

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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