

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 94th RRC, Devcon, MA U.P.	2. DATE (YYYYMMDD) 2004/05/27	3. TIME	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS MAJ/O-4	

8. ORGANIZATION OR ADDRESS
6th Battalion, 98th Division (IT), Devcon, MA

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

I am currently assigned as the S-3 (35E) Officer with 6th Battalion (BN), 98th Division (Institutional Training), Devcon, MA. On 10 Mar 03, I was mobilized and cross-leveled to B Co, 325th MI BN, which had mobilized on 10 Feb 03 and was already processing and training at Fort Dix, NJ. I was only at Fort Dix for about two weeks when B Co, 325th departed Dix and arrived in Kuwait on 28 Mar 03. We were in Kuwait for about three to three and a half weeks waiting on our equipment via ship, creating and configuring the Tactical HUMINT Teams (THTs), and preparing to convoy into Iraq once the war began. On or about 27 Apr 03, we convoyed to Balad, Iraq, about 70 miles north of Baghdad, where I was transferred from B Co to the 325th battalion staff and served as the Counterintelligence (CI) Officer. My main responsibility as the CI Officer was to task and track the 325th THTs. About 10 Jun 03, I was transferred to the CJTF-7 staff and was assigned to the C2X shop working for [REDACTED] from the 221st MI BN, California Army National Guard, who was the CX2 until he departed on 18 Nov 03. [REDACTED] then became the C2X and [REDACTED] became the TFCICA. I would not say that I was part of the discussion concerning using Abu Gharaib (AG), but I was aware of the proposal to make AG a central detention facility. I did not think AG was a very good choice considering the AG's history and association with the Hussein Regime. Later on (date?) there was then discussion about making AG a central interrogation facility as well and concentrating detainees of intelligence value there. Up until this point, Camp Cropper was the facility for detainees of intelligence interest and I do not know why the decision was made to close Cropper and move security detainees to the criminal facility at AG. I assumed that LTG SANCHEZ and BG FAST made the decision, but I do not know. [REDACTED] and [REDACTED] also working in the CJTF-7 C2X shop went on a site survey of AG, but I really had no knowledge of the decision making process. As a C2X staff officer, I worked periodically with [REDACTED] and Camp Cropper and then at AG, and also [REDACTED], who was the Officer-in-Charge of the interrogation operations. Most of my communication with [REDACTED] and [REDACTED] was via e-mail and less frequently by telephone for time sensitive issues. Most of my communication was focused on inquires about specific detainees, as I had the responsibility of daily briefing the CJTF Command about the status of significant detainees and what information the interrogators had on them. I was not involved in the staffing process of the Interrogation Rules of Engagement request that was sent up from [REDACTED] at AG. I was a Battle Captain at the time and I was only tasked to find an interrogation SOP for modification and implementation. I tried to go to the Detention Facility at Guantanamo Bay (GTMO), Cuba, but was unsuccessful in directly obtaining any assistance. I then contacted a colonel (I can't recall his name) at CENTCOM Headquarters and asked for his assistance in acquiring the GTMO SOP, but I never heard anything back from him. It was shortly thereafter that MG Miller's GTMO "tiger team" arrived to offer assistance at AG. I do not know who was staffing the IROE request, although it could have been the 205th MI BDE doing it, as COL PAPPAS had a strong interest in AG operations and was basically running his own little C2X shop at the 205th. I personally never saw the IROE request and was never consulted about it. On one occasion, I filled in for [REDACTED] and sat in on a Detainee Release Board that met once a week to determine which detainees would be released from AG. That Board also had BG KARPINSKI and BG FAST as members. I am a New York City police officer in my civilian job and, looking at the situation from a police perspective, I believed there were some problems with the retention and release policies and criteria at the Board. It appeared many detainees had been brought in and were being held without any real probable cause, often times being rounded up just because they were of military service age or were in the vicinity of a raid. As there were not enough screeners to properly categorize the detainees, a great number probably ended up at AG when they shouldn't have. I would estimate that only about 15 percent of the detainees were of any real intelligence value, and the retention of the others contributed to the overcrowding of AG. Additionally, because of what appeared to be a reluctance to release the security detainees, very few were released as a result of the board. There is nothing else I would like to add to this statement.
 END OF STATEMENT

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF <u>2</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

DA FORM 2877 DEC 1989 DA FORM 2877 (11) 77 IS OBSOLETE (USAPA 618)

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STATEMENT OF [REDACTED]

TAKEN AT Devens, MA

DATED 2004/05/27

9. STATEMENT (Continued)

NOT

USED

AFFIDAVIT

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

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27th day of May, 2004 at 94th RRC, Devens, MA

[REDACTED]
ORGANIZATION OR ADDRESS

[REDACTED]
(Signature of Person Administering Oath)

[REDACTED]
(Typed Name of Person Administering Oath)

[REDACTED]
ORGANIZATION OR ADDRESS

5 U.S.C. 303

[REDACTED]
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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