

MP BDE COMMANDER INTERVIEW QUESTIONS

Rank LTC Branch (b)(6)-4 & (b)(7)(C)-4 Date: 10 Mar Unit (b)(6)-4 & (b)(7)(C)-4
 Duty Position (b)(6)-4 & (b)(7)(C)-4 How Long in Job 2 yrs.
 Interviewer (b)(6)-2 & (b)(7)(C)-2 How Long in Country 3 mos known 4/21/03
11 mos. 6/6 to 2rag

1. What references/standards/publications/SOPs do you require your subordinates to use for Detainee Operations? (1.1, 1.2, 2.1, 4.1) AR 190-8, DoD Directive 5100.77, 1949 Geneva Convention, FM 3-19.40, These are the primary source for standards and doctrine concerning Detainee Operations).

TAZ SOP, based on 877-2-101 BDE
190-8
3-19.40
Geneva

2. What MP units under your command operate US military controlled Internment Facilities? (**Battalion and Company**) How many Internment Facilities under U.S. Military Control, do you operate? Where are they positioned across the Theater? Have you visited any of DIV /BDE Collection Points? (1.3, 1.7, 2.1, 4.1) (FM 3-19.40, Appendix

3. What are the policies on the establishment of Internment facilities? How do you ensure the units are operating these locations/facilities under the provisions of the Geneva Convention and AR 190-8(**ROE, Interrogation Techniques, general orders, humane treatment, etc**)? (1.1, 1.2, 4.1) AR 190-8, paragraph 3-1, Internment facilities will be

4. Are your operations employing detainees for work? If so, what are the General policy and procedures for the Employment and Compensation of Detainees? (1.1, 1.2, 4.1) (AR 190-8, Para 7-1, b. & c., The CI will be employed so far as possible for the construction,

No.

5. Is there (**or do you have**) a policy on the ratio of guards to Detainees? If so, what is it? Is this standard being met? If not, what is the shortfall and how are your units

managing the challenge? (local sop)(1.1, 1.2, 1.3, 2.1, 3.1, 4.1) FM 3-19.40, Appendix D, Table d-1 MP I/R Units, MP company (guard) TOE 19667L000, Assigned to I/R battalion, Duties Provides guards for EPWs, CIs, US military prisoners, DCs, and installations and facilities at an I/R facility. Is capable of securing 500 US military prisoners, 2000 EPWs, 2000 CIs, or 4,000 DCs in an I/R facility

No policy at Bagram

At Bagram used 3-19.40 -

(b)(2)-3

(b)(2)-3

6. What is your detainee segregation policy? (1.1, 1.2, 1.3, 1.8, 2.1, 3.1, 4.1) ((EPWs, Females, Juveniles, Civilian Internees (to include those that are security threats, those that are hostile to coalition forces, and possible HVT/HVD, and Retained Persons, Criminals, etc.)) What can you tell me about the categories of Detainees that you are holding? What are they and what are the definitions of the different categories that your organizations detain? How are you organized to handle the different categories of Detainees (EPW, CI, HVD, OD, and refugees?) (AR 190-8, para 6-

Bagram - separated <18 y.o.s, & 9's, isolation area for problem detainees. Segregated 3rd country nationals. No problems

U. Shams vs. Shites. Criminals turned over to Iraqis.

Separate compounds - break of ~20 ft & fencing - no contact, but can see each other

7. What is the minimum living space standard for each Detainee? Who set the provisions of minimum living space for Internment Facilities? (when possible, consult the preventative medicine authority in theater for provisions of minimum living space and sanitary facilities). Has a preventative medicine expert given advice on this? (1.1, 1.2, 1.8, 2.1, 2.2, 4.1) (AR 190-8, para 6-1, b. (2) (3), The sleeping quarters shall be

~4x8 / person in each tent

8. Are the Corps of Engineers involved in any facility upgrades/improvements in Theater for Detainees? If so, what are some ongoing projects? What do you know of the Engineer Corps' Theater Construction Management System (TCMS). Were you aware that they have plans, specifications, and materiel requirements for Internment Facilities based on Detainee population? (1.1, 1.2, 1.8, 4.1) (FM 3-19.40, paragraph 6-6. The

Local contract & some KBR improvements.

9. Do you use Military Working Dogs (MWD) within detention facilities? (1.1, 4.1) FM 3-19.40, 5-74, The MWDs enhance the security and safety of an I/R facility. They can be used for patrolling and detecting explosives and narcotics.)

Yes - at and. 1st mission = show of force (demos)

Present at IP & rare inspections of compounds

Perimeter security

Very effective

DAIG - 973

2

1

10. What is the current policy to grant conditional access to the International Red Cross/Crescent to Detainees? Has this always been the policy? Are they the only NGOs that have conditional access? If not, who are the other organizations? (1.1, 1.2, 2.2, 4.1) (AR 190-8, para 5-1, a. (5), e. (1), The CI will be entitled to apply for assistance to the

*ICRC came as they pleased - free access
No others asked to enter.*

11. Explain how medical information is kept on each individual Detainee? (1.1, 1.2, 1.5, 4.1) (AR 190-8, para 6-6, f. (1), The medical records and forms used for the hospitalization and treatment of U.S. Army personnel and for EPWs will be used for CI.)

Stand alone computer / Database in med. section

12. What is your responsibility to the National Detainee Reporting Center (NDRC)? What is your relationship with the Theater Detainee Reporting Center (TDRC)? To the best of your knowledge, when were these centers stood up? Describe the Detainee Reporting System? (Software used, Data Base Management, Data Validation, Contingencies, Security and Privacy, etc.) Who has access? (1.1, 1.2, 1.3, 1.5, 2.2, 4.1) (AR 190-8, para 1-8, a, b, and (1) The Branch PWIC functions as the field operations agency for

*Used both NDRC + BAT (Bureau)
BAT only in Djibouti*

13. When are Detainees assigned Internment Serial Numbers (ISNs) (from point of capture to internment? Are there any reasons why Detainees would not be assigned ISNs? (AR 190-8, para 6-2, d., Internment serial number (ISN). ISNs for each CI will be assigned

Came E ISNs from BCCF (Bureau in overflow for BCCF.)

14. What are the policies and procedures for US Forces transferring detainees to other Coalition Forces/Host Nation Forces? Has this been done? (1.1, 1.2, 2.2) (AR 190-8,

Nothing written. All coordinated at 800 BAE level.

*Tracked by Set E NDRC / BAT (CI, EPR). I can't not
in tracking system (BAT only). Papers/documents used for
NDRC transfer.*

15. What are the procedures that allow other United States Government Agencies (OGA) access to Detainees? Who is the approval authority? How much notice do they have to provide the chain of command? Do Detainees ever leave U.S. Military Control for interrogation? How about U.S. Military Police control to MI control? What is the process for turnover and accountability of the Detainee? What happens if a detainee is returned to U.S. Military Control from an OGA, and it is determined that abuse has occurred? (1.1, 1.2, 4.1) (FM 3-19.40, para 3-68, The interrogation area accommodates an

N/A. MI gone by time 310 took over Bucca. Interrogations rare - mostly done in BCCF. 3 while 5/4 to BCCF

16. How are interpreters (linguists/translators) integrated within the Detainee Detention system (within each facility)? (1.1, 1.2, 1.3, 1.7, 3.1, 4.1) (FM 3-19.40, para 4-6, Request interpreters from MI, PSOP, allied forces, or local authorities as necessary.)

Used by soldiers - no interpreter access 5-4d presence. No reason not to trust - all there 5/4 310 took over. No concerns.

17. What are your biggest issues concerning logistical, contractor, and interpreter support for Detainee Operations? ? (1.1, 1.5, 4.1) (FM 3-19.40, para 7-101, Supply functions

No. KBR very good.

18. What are your biggest issues concerning adequate facilities for Detainees? (1.1, 1.8, 4.1) (AR 190-8, para 6-1, Discusses in detail, the standard for internment facilities for CIs.)

Concrete slabs better than plywood, but no it.

19. Can you describe the in-processing actions required for Detainees? What are some of the reasons that Detainees are not accepted to the internment facility? Are capturing units/subordinate units properly processing Detainees? If not, what are they doing wrong? Is it administrative in nature or in the physically handling of Detainees?

(1.1, 1.2, 4.1) (AR 190-8, para 6-2, Discusses in detail, the administrative processing by MP units of

*Shackled on bus
w/ MP's & shotguns*

Came on bus, passed by (52) 3 against water, weighed/measured scr/ht. Holding area & interpreters to capture basic demographics, given supplies/clothing, march to camp.

No stripping down for med scr.

Civilian clothes initially, then got jumpsuits (mixed colors, no color-coding)

DAIG - 975

1

Need theater Bn CDRs to do
AAR's / LL's

Idleness allows detainees to spend 24/7
plotting escape.

LEO = Law & order

20. What is the process to account for and dispose of weapons and contraband confiscated from Detainees? What happens to personal property? **(Is it disposed of/tagged along with the Detainee and is it stored properly and accounted for?)** Why is the DD Form 2745 (Capture Tag) not being used? What are units using in lieu of (if any)? **((Detainee Capture Card found in draft MTTP, Detainee Ops—this card does not require near as much data as DD 2745 ()). The CPA Apprehension Form helps offset the lack of info on the Detainee, however it is usually filled out in a single copy (not the 3 required)))** Who decided on the use of the Coalition Provisional Authority Apprehension Form and why? (1.1, 1.2, 1.4, 2.1, 2.2, 4.1) (AR seized from an EPW/RP [AR 190-8, 2-2b(1)] will be documented on the DA Form 4137.

*Weapons N/A. Personal effects inventoried (keep whatever was safe).
Knives, magazines, tent stakes found on shake down; documented.
Used ~~EPW~~ proper form (don't know the #)*

21. Does the current force structure meet the requirements to run Internment Facilities? If not why? What recommendations can you can you provide? Do your units have what they need to accomplish the mission **(personnel/equipment)** without additional support? If not, explain? What do you perceive to be doctrinal shortcomings pertaining to Detainee Operations and how would you fix/incorporate into updated doctrine and accomplish differently? (1.1, 1.3, 1.5, 1.7, 2.1, 4.1) AR 190-8, DoD Directive 5100.77, 1949

22. What is the ROE concerning Detainees? How do you ensure that this ROE is being followed and understood by all Soldiers in your command that have any contact with Detainees? What is the policy to train on the established Rules of Engagement (ROE)? How often does this occur? Does this training include Rules of Interaction (ROI)? (1.1, 1.2, 1.4, 1.6, 4.1) (DoD Directive 5100.77, para 5.5.1, The Secretaries of the Military Departments

*Need generic
adaptable
units
training to
cover all
areas.
FLEXIBLE
MP's.*

23. What procedures are in place when a detainee in U S custody dies? (1.1, 1.2, 4.1)

*SOP, Geneva - didn't have any deaths
190-8*

24. What are the procedures for repatriation? (1.1, 1.2, 4.1) AR 190-8, para 3-12 thru 3-14, has details on repatriation.

*SI - from ICRC (told by BDE) from airport
Some refused (fear, mental illness) - addressed by ICRC*

RelNo trng - rotate into theater for 2 wk
trng ; not NTZ & other
simulated environs.

25. What religious activities are permitted? (1.1, 1.2, 1.6) (AR 190-8, Ch 1-5, g (1), (g), EPW,
Prayer rugs, curfew 2100 - 0300 (early so they could pray)
Korans by ICRC

26. Are you aware of your requirement to report abuse or suspected abuse of detainees? (1.1, 1.2, 1.6, 4.1) AR 190-40 para 2-1, Military and civilian personnel assigned to or on the nature, gravity, potential for adverse publicity, or potential consequences of the incident.

Yes. Depends on level of abuse

Do your subordinates know the reporting procedures if they observe or become aware of a Detainee being abused? (1.2, 1.6) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-1 DC 20310-0400 as a Serious Incident Report. Reporting instructions in AR 190-40 will be used.)

Yes. Briefings to all soldiers on abuse - various people (S3, JAG).

27. What steps would you take if a subordinate reported to you an incident of alleged Detainee abuse? (1.2, 1.6, 4.1) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-

Up chain.

28. Do you feel you can freely report an incident of alleged Detainee abuse outside Command channels (IG, CID) (1.6, 4.1) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-1.

Yes.

29. What procedures do you have to report suspected detainee abuse (IG, CID, Next Level Commander) (1.2, 1.6, 4.1) (AR 190-40, Appendix B, Category 1 Reportable Serious Incidents, B-1.

All

30. What procedures are in place for Detainees to report alleged abuse? (1.2, 1.6, 4.1)

Mayor to COT, ICRC directly

32. What do you perceive as the mission of your unit? Describe the importance of your role in that mission. (Insight to the Soldier's understanding and attitude concerning unit mission and their role) AR 600-20 Command Policy 2-1. Chain of Command a. The chain of command

Secure detainees in humane manner & hold for dispo.

Ensure compliance to Geneva & all reg's / rules

33. Describe your working environment and living conditions since being in Theater. (Identify physical and psychological impact on Soldier's attitude). (1.2, 1.3, 1.4, 1.5, 1.6, 1.7) FM 10-

Terrible → great. 1st in Bijnema & MEF (old Baath HQ)

No heat / A/C / H₂O, no latrines (burn faces), MREs.

Bucca - A/C, mess hall, MREs, hot showers, internet. out there - morale terrible - living conditions & WAITING (no support)

34. Describe the unit command climate and Soldier morale. Has it changed or evolved since you have been in Theater? (Identifies Soldier's perception of the chain of command and Soldier attitude. Does the Soldier feel supported? Do Soldiers feel the Command cares? Are they getting clear guidance?) 1 AR 600-20 • 13 May 2002 1-5. Command, b. Elements of command.

Morale ↑'d & time & better mission.

35. Are you aware of any incidences of detainee or other abuse in your unit? AR 190-8, 1.

One S/G took over Bucca - medic hit by detainee & returned punch - pulled medic from facility. (No reprimand - defensive)

One by interrogator - detainee evade & was hit in head.

ICRC discredited thru mayor. CDR investigated & sent up chain. Article 15 (field-grade) given.

ADVISEMENT OF RIGHTS (For military personnel)

The text of Article 31 provides as follows a. No person subject to this chapter may compel any person to incriminate himself or to answer any questions the answer to which may tend to incriminate him. b. No

Camps (12), ex c latrine, shower,



most camps Iraqi's; one for 3rd nation detainees

Almost all CE's c some EPW's
mixed in

Some RP's - religious + 2 doctors
(used in med Rx)

Each camp had "mayor", a
detainee that CETS 10
worked thru

person subject to this chapter may interrogate or request any statement from an accused or a person suspected of an offense without first informing him of the nature of the accusation and advising him that he does not have to make any statement regarding the offense of which he is accused or suspected, and that any statement made by him may be used as evidence against him in a trial by court-martial. c. No person subject to this chapter may compel any person to make a statement or produce evidence before any military tribunal if the statement or evidence is not material to the issue and may tend to degrade him. d. No statement obtained from any person in violation of this article, or through the use of coercion, unlawful influence, or unlawful inducement, may be received in evidence against him in a trial by court-martial. (1.2, 1.6)

I am _____ (grade, if any, and name), a member of the (DAIG). I am part of a team inspecting detainee operations, this is not a criminal investigation. I am reading you your rights because of a statement you made causes me to suspect that you may have committed _____. (specify offense, i.e. aggravated assault, assault, murder). Under Article 31, you have the right to remain silent, that is, say nothing at all. Any statement you make, oral or written, may be used as evidence against you in a trial by courts-martial or in other judicial or administrative proceedings. You have the right to consult a lawyer and to have a lawyer present during this interview. You have the right to military legal counsel free of charge. In addition to military counsel, you are entitled to civilian counsel of your own choosing, at your own expense. You may request a lawyer at any time during this interview. If you decide to answer questions, you may stop the questioning at any time. Do you understand your rights? Do you want a lawyer? (If the answer is yes, cease all questions at this point). Are you willing to answer questions?

36. Describe what you understand happened leading up to and during the incident(s) of abuse. (No applicable standard) _____

1st = self defense
2nd = detainee shot at US forces. Young (22 yo) interrogator
wrapped up in emotion of situation.

37. Describe Soldier morale, feelings and emotional state prior to and after these incidents? (Identifies unit and Soldier morale, atmosphere, mood, attitude, stress, retaliation, preemption, family crisis) _____

38. Was this incident reported to the chain of command? How, when & what was done? What would you have done? (Identifies compliance, procedure, timeliness, Soldier perception of action taken and effect on unit morale.) (1.2, 1.6) (AR 190-40, Appendix B, Category 1 _____)

Inherited Bucca from 724th

CP Bucca the 1st facility - "thrown up"

Goal to move everyone to BCCF, but
couldn't (altho \$ stopped). No upgrades
until \$ reinstated.

Comps 1-6 ~~the~~ resurfaced & plywood platforms,
new tents, fencing (12')

b(2)-3

New latrines (55 gal drums & plywood covers/
seats)

Med - MD + PA + 6 medics

full level II care

British hospital for Level III

used 2 RP's

MDRS + BAT for tracking

39. How could the incident have been prevented? (Identifies root cause and perceived solution) (No applicable standard)

2nd - Did to min. of 2 soldiers at every
interrogation.

40. Describe any unit training or other programs that you are aware of that teach leaders and Soldiers how to recognize and resolve combat stress. FM 22-51, para 11-5. ____

No. Had MD or Chaplain at camp for referrals.

No CSC teams.

41. What measures are in place to boost morale or to relieve stress? (Identifies perceived solution.) FM 22-51, para 11-5. Prevention of Misconduct Stress Behaviors. The measures which

Nothing early, then had BBQ & movies. No sports equip.
Better as facilities improved.

Brought TVs/VCRs/refrigerators

Computers & DVD's that
each soldier brought

42. What measures could the command enact to improve the morale and command climate of your unit? (Identifies perceived solution.) FM 22-103, Leadership and Command at ____