

FOUO/LAW ENFORCEMENT SENSITIVE  
ATTORNEY WORK PRODUCT

5 June 02

MEMORANDUM

From: Maj [redacted] b(7)(C)-2

Subj: OBSERVATIONS OF IMPROPER TACTICS IN THE INTERROGATION ROOM

1. This afternoon, SA [redacted] b(7)(C)-6, case agent from the FBI reported back to the FBI SSA, SA [redacted] b(7)(C)-6, initially and then to me via telephone that he observed improper handling of a detainee in an interrogation room at Camp Delta. SA [redacted] b(7)(C)-6 was in a video observation room and saw detainee [redacted] b(7)(C)-6 on his knees rubbing a cramp out of his leg while the DHS interrogator engaged him in questioning. The analyst in the observation room with SA [redacted] b(7)(C)-6 was laughing. SA [redacted] b(7)(C)-6 cautioned the analyst and interrogator on the fact that this conduct was inappropriate and could very well lead to an ICRC complaint at least. In my conversation with SA [redacted] b(7)(C)-6, I advised that I would check the requirements of the joint regulation on detainee operations. We both agreed that this was a matter for education, training and closer supervision of the interrogators.

2. I reported the incident to the SJA, JTF 170, [redacted] b(7)(C)-2, who then reported the incident to the Deputy Commander, JTF 170. When SA [redacted] b(7)(C)-2 CITF-G SAC, returned to the office, I reported the incident to him and [redacted] b(7)(C)-2. We agreed that this was a matter to be addressed in further training, but that I would check the requirements of regulations that pertained. Special Agent [redacted] b(7)(C)-1 SA [redacted] b(7)(C)-1 and myself were called into the office of Deputy Commander, JTF 170 and advised him. The meeting quickly became heated and ended abruptly. When the CITF personnel and SA [redacted] b(7)(C)-2 returned to the SAC office, we discussed the matter further and agreed that this was a matter that needed to be corrected, but did not believe an investigation was in order.

b(7)(C)-1  
b(7)(C)-2

3. Later, Mr. [redacted] b(7)(C)-2 SA [redacted] b(7)(C)-6 SA [redacted] b(7)(C)-6 and myself discussed the issue further. At that time SA [redacted] b(7)(C)-2 raised an additional incident he observed on 5 June 02 in which another detainee [redacted] b(7)(C)-2 was bent over with his head on the table because he had been required to stand while still shackled to the deck. At the same time, the DHS interrogator and analyst were mocking [redacted] b(7)(C)-2. We all discussed these incidents and detainee handling in the interrogation room in general at length and agreed to arrange for training for the DHS analysts and interrogators to make it clear that no detainee henceforth would be required to leave his seat. We will attempt to conduct this training before the upcoming influx of new detainees.

b(7)(C)-2

4. After locating and reviewing AR-190-8, I reported to SAC [redacted] b(7)(C)-1 and [redacted] b(7)(C)-2 that the prohibition against inhumane treatment includes *inter alia* torture, corporal punishment, insults, bodily injury, and reprisals of any kind. We also discussed that "any act or allegation of inhumane treatment will be investigated and, if substantiated, reported to HQDA as a Serious Incident Report." We also discussed the

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b(7)(C)-1

language and requirements of ALCID Memorandum 015-02. SAC [redacted] expressed his opinion that the conduct in question was unacceptable, but that an investigation was not required. Instead retraining and proper close supervision should be implemented to ensure that it never happens again.

[redacted] b(7)(C)-2

7 June 02

b(7)(C)-2

As a follow-up, all of the CITF and FBI agents were advised at our 0900 meeting today that no detainees would be caused to stand in the interview room. Additionally, Mr. [redacted] who is in charge of the DHS interrogators and analysts advised that he would meet with each Tiger Team and direct them in no uncertain terms that no detainee would be caused to stand during the interrogation and no other such measures to persuade a detainee to cooperate or punish for not cooperating would be tolerated.

[redacted] b(7)(C)-2

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