

CJTF180-IG

12 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Detention Facility OIC, Bagram, 12 Feb 04

1. The CJTF180 IG interviewed the Detention Facility OIC, CPT (b)(6)(2)(8) (b)(7)(C)(2) (b)(2)(2) MP Battalion and asked these questions

Q: Do you know that War crimes, including mistreatment of enemy prisoners of war, violations of the Geneva Conventions, and atrocities are a Category 1 Serious Incident Report? AR 190-40 Appendix B1 B-1b.

A: Absolutely. I would report it. I do not fill out a formal SIR report. There have been 2 or 3 instance when they received a PUC that the PUC came to them abused. Believes that a Category 1 SIR would be submitted by TF Guardian.

Q: Did you train on level B law-of-war training (*Level B training is conducted in units for officers, warrant officers, NCOs and enlisted personnel commensurate with the missions of the unit*) based on the current missions and contingency plans (including anticipated geographical areas of deployment or rules of engagement)? AR 350-1 para 4-14c.(2) and table G-1 Refresher training, dated 9 April 2003

A: Yes, received a validation certificate.

Q: What do you allow a captured/detained person to keep on their person?

A: Koran, photos, personal items of no military significance

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: Standards of conduct classes for soldiers. MPs escort PUC to Military Intelligence and stand within a few feet for safety of the Military Intelligence, International Red Cross and PUCs safety

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: For the most part detainees are cooperative. During in processing we will just annotate a negative response.

Q: How do you take care of the prisoners' basic needs for food, water, clothing, shelter, and medical treatment?

A: We let them shower twice a week and swap out their orange suit. We provide them soap, toothpaste, lotion, deodorant, fingernail clippers with the file broken off. We monitor their water intake to ensure that they are only fasting, or praying, or if they are protesting. A report is filled out after they have missed two meals.

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DA IG

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Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs? Do you know whom you could report violations of prisoner's rights to?

A: Yes, to both the tactical chain of command and to SJA. When PUCs are first here we shave and delouse them. Sometimes a PUC has to be taken down and we write an observation report, take sworn statements, get a photograph of the injury and get medical attention recorded. Once a female MP was slapped by a PUC from inside the cell and this had to be done.

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: No. We do have a copy of the 15-6 investigation of the 2 PUCs who died in the BAF facility.

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No. It is CG policy that once US takes a PUC you cannot release PUC back to AMF. You are responsible because AMF once placed bedposts on an Afghani's hands and did a bed dance. We made a report. But, bed dances are a normal Afghani torture method.

Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long?

A: As soon as we sign for the PUC we take off his hood. Our policy is that if we move a PUC outside of the facility or to MI. When we move a PUC to MI they are goggled and ear muffed.

Q: Have you any knowledge or seen anyone cruelly treat or degrade a PUC?

A: No.

Q: How do you treat PUCs or detainees? Good/Fair/Poor?

A: Excellent

Q: *How do you safeguard a PUC against public curiosity? Good/Fair/Poor*

A: *Keep them out of view. We built a wall around the facility.*

Q: *Has anyone ever taken a picture of a PUC?*

A: *MI once had a group that took photos and we deleted every photo. Outside of digital photo for documentation we have taken photos for facility infrastructure improvement. No definition on PUCs in the picture.*

Q: *What is the rule for deadly for against a PUC in the event that they are escaping?*

A: *Last resort, use less than lethal means.*

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Q: Have guards been briefed that EPW/RP attempting to escape outside a fenced enclosure will be fired on if they do not halt after the third command to halt? AR 190-8 para 3-6f(2)(a)

A: We have a 1 Plus 1 rule, which means that there will always be 1 more guard than prisoner. For example 3 PUCs will have 4 guards. We have crowd dispersers and plastic bullets and teach our MPs to shoot at non-lethal areas. Plus we have a roving guard on the exterior of the facility.

Q: *How many times do you believe that you have to shout halt before firing?*
0/1/2/3/4?

A: [REDACTED] b(2)-3

2. POC is the undersigned at [REDACTED]

[REDACTED]
(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF180 Inspector General