



DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

16 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Kandahar Collection Point 15 Feb 04

1. The CJTF-180 IG conducted a sensing session of the 274th MP Co as part of an inspection on detainee operations on 15 February 2004. The sensing session consisted of 3 separate groups: Officers, NCOs, and enlisted soldiers. The following paragraphs contain comments from all sessions. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – NCOs.** The first sensing session was for NCOs, the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs?
 10 of 10 NCOs replied yes that they had an SOP.

Question #2 Is mistreatment of a PUC an SIR? 10 of 10 NCOs and to report it to your chain of command. The person who observed it should initiate the SIR.

Question #3 Did your unit train on Law of War prior to deploying or during deployment?
 10 of 10 NCOs replied yes and that they had classes on Rules of Engagement since they were in theatre.

Question #4 What do you use to track and account for captured personnel? It's inside the TOC. We do a walkthrough to make sure the bodies are here. When we change shift, we physically count each PUC in the "Barn". The number of meals has to match the number of PUCs. We conduct scheduled counts and unscheduled counts. We conduct shakedowns and have found the PUCs hoarding food, homemade rope out of torn pieces of blanket, as well as notes that they have written. We have PUC files, and

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photos of PUCs on the wall in the command operations center along with a running log on DA 1594 Journal.

Question #5 How do you account for money taken from captured/detained personnel? Done by Evidence custodians, SGT [b6-2, b7C-2] SGT [b6-2, b7C-2] and SGT [b6-2, b7C-2] we contact MI for contraband items and items of intelligence.

Question #6 What do you allow a captured/detained person to keep on their person? Koran, prayer mat, blanket, no personal items, and eyeglasses can be kept on doctor's orders.

Question #7 Do you tag captured or detained persons or their property? 10 of 10 NCOs replied that they tagged them. PUCs are given an ID number, which is placed on bag and armband. The ID number is also placed on the front and back of their prison jumpsuit.

Question #8 Does your SOP cover the 5s? 9 of 10 said it was in the SOP.

Question #9 Does your SOP include the date of capture, grid coordinate of capture, and how the person was captured? 10 of 10 said it was required.

Question #10 How do you prevent physical or mental torture or coercion of the detained person? By following the SOP and treating the detainees humanely. No yelling or cursing allowed. No disrespecting the detainee or his culture. Cursing at the PUC has happened, but it is infrequent.

Question #11 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 10 of 10 NCOs said No threats or insults are allowed.

Question #12 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? 10 of 10 NCOs stated that they felt we did this good on a scale of good, fair, or poor. Charlie Med comes every other day as needed. They have a scheduled, organized day and get 3 meals per day.

Question #13 Do you believe that you are required to report acts of poor treatment of our detainees/PUCS? 10 of 10 NCOs said that it is required.

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Question #14 Do you know who you could report violations of prisoners' rights to? All Soldiers knew that they could report violations to their direct supervisor, OIC, up their chain of command or to the IG, SJA or Chaplain.

Question #15 Has anyone ever witnessed anyone murder anyone? 10 of 10 NCOs said No.

Question #16 Have you ever seen anyone torture or beat anyone? 10 of 10 NCOs said No.

Question #17 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 10 of 10 NCOs replied Yes. When they are brought in and out and during movement out of cells. It is also used for punishment.

Question #18 Has anyone seen anyone cruelly treat or degrade a PUC? 10 of 10 NCOs replied No.

Question #19 How do you treat PUCs or detainees? Good/Fair/Poor? 10 of 10 NCOs felt that we treated detainees Good.

Question #20 How do you safeguard a PUC against public curiosity? We keep the sides of the tent down when the prisoners are in the yard. We don't talk around the PUC. We don't take photos of the PUC. We check the Air Traffic Control tower to make sure that people aren't taking photos.

Question #21 Has anyone ever taken a picture of a PUC? We only do it for records. It has been awhile since someone in the Air Traffic Control tower took a photo. The tower will now call the MP station if they see anyone in the tower with a camera. The entrance to the tower is unlocked and people can walk right up to the top.

Question #22 What is the rule for deadly force against a PUC in the event that they are escaping? 10 of 10 NCOs correctly new the rule for deadly force against an escaping PUC. They all knew that they had to yell Halt ^{b(2)-3} times. They would physically stop the PUC first if they could and then shoot to disable the PUC.

Closing Comments from the NCOs. The NCOs stated that there had to be a better way of detaining PUCs, the guards are cutting their hands and clothes on the concertina wire doors. It is supposed to be a 72-hour holding facility, but some people have been

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in there for over 3 months. MI determines if they should go to BAF. Prisoner #363 has been inside since Thanksgiving. Average number of days held in KAF is a couple of weeks. MPs are dispensing a lot of medications, sometimes 2 and 3 meds per patient. One PUC had 5 pills cached, because Charlie Med doesn't watch them swallow the pills. We refused to give needles to patients. We had one diabetic patient and Charlie Med wanted us to do it. The doctor told us the needle is in the bag. We give the prisoners a shower every 72 hours. Female MPs are not allowed to give male prisoners a shower, they are off-limits to females.

4. Sensing Session Group 2 – Officers. The last sensing session was for Officers, the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 3 of 3 Officers stated that they had an SOP and that they follow it.

Question #2 Is mistreatment of a PUC an SIR? 3 of 3 Officers stated replied yes.

Question #3 Did your unit train on Law of War prior to deploying or during deployment? 3 of 3 Officers replied yes and that it included handling of detainees, levels of force, and Rules of Engagement.

Question #4 What do you use to track and account for captured personnel? Operations tracks and forwards to Brigade S2. We have an internal tracking number board, pictures on the wall, PUC Counts at the beginning and end of each shift

Question #5 How do you account for money taken from captured/detained personnel? Items are already bagged by the capturing unit. We give the evidence to the Evidence Custodian. Evidence room is not currently being inventoried on a monthly basis.

Question #6 What do you allow a captured/detained person to keep on their person? Nothing. We might give glasses back if they couldn't read the Koran.

Question #7 Does the commanding officer of the capturing unit ensure that all prisoners of war and retained persons will, at the time of capture, be tagged? Some of the PUCs have the EPW tag. We put a bracelet on the PUC with his number. Inside of his bag we have an inventory sheet with his number. The DA Form 4137 has the PUC's name and cell number on it. MI checks it out and we have MI inventory the whole bag.

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Question #8 How do you prevent physical or mental torture or coercion of the detained person? Training and orientation. No tolerance. Everyone signs Code of Conduct form developed at Bagram, by the 327th MP BN. We wouldn't allow it to happen.

Question #9 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 3 of 3 Officers said No and that they don't question the PUC.

Question #10 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? Good/Fair/or Poor? 3 of 3 Officers replied good. We clean them, provide them a uniform, give them medical attention, get at least 3 hot meals a day, 3 bottles of water and then swap the empty ones out (one for one exchange of water bottles.) We clean the barn weekly in the summer time and biweekly in the winter.

Question #11 Do you know who you could report violations of prisoners' rights to? All Officers knew that they could report violations to their company commander, IG or SJA.

Question #12 Has anyone ever witnessed anyone murder anyone? 3 of 3 Officers replied No.

Question #13 Have you ever seen anyone torture or beat anyone? 3 of 3 Officers replied No.

Question #14 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 3 of 3 Officers replied Yes. PUCs are blindfolded and goggled for security during in and out processing. They do not use sandbags at Kandahar Collection Point.

Question #15 Has anyone seen anyone cruelly treat or degrade a PUC? 3 of 3 Officers stated No.

Question #16 How do you treat PUCs or detainees? Good/Fair/Poor? 3 of 3 Officers felt that we treated detainees Good.

Question #17 How do you safeguard a PUC against public curiosity? Good/Fair/Poor? 3 of 3 Officers felt that we safeguarded detainees Good. We don't allow visitors, no

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pictures are taken of the PUC, and we escort them to the C130 or Chinook. Sometimes we use an open 5-ton.

Question #18 Has anyone ever taken a picture of a PUC? MI and FBI do. There have been folks in the Air Traffic Control tower that have taken photos. There is no gate on the ATC tower entrance. When we first got here we coordinate with them to inform us if they saw anyone with a camera. Anyone has access to the ATC tower including contractors.

Question #19 What would you do if you found a PUC with large sums of money. It's properly inventoried on the DA Form 4137.

Question #20 What is the rule for deadly for against a PUC in the event that they are escaping? All Officers knew that deadly force was not authorized within the facility and that outside the wall they could use deadly force and all knew that they had to yell halt [REDACTED] b(2)-3 times. The PUC has to clear the wall, use minimum amount of force. There are [REDACTED] b(2)-3 warning shots.

5. Closing comments from the officers. The longer the PUC stays here, the greater the chances that they are going to get injured here. For example, TB could spread. Hepatitis outbreak The Physician's Assistant [REDACTED] b(6)-2 & (b)(7)(C)-2 does outstanding work and is here almost every other day. The soldiers are working a 6:1 schedule (6 days on to 1 day off.) The platoons rotate through the PUC facility, Law and Order, and Entry Control Point. This breaks up the monotony and complacency of guarding the PUCs.

6. Point of contact is the undersigned at DSN [REDACTED] b(6)-2 & (b)(7)(C)-2 or [REDACTED] b(6)-2 & (b)(7)(C)-2

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

CJTF-180 Inspector General

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