

Mr Army G3/AOC

(b)(6)-2

From: [REDACTED] MAJ PMG (b)(6)-2
Sent: Monday, May 17, 2004 10:36 AM (b)(6)-2
To: [REDACTED] Mr PMG
Subject: FW: RFIs due at 1200 hrs today

Attachments: RFI#14 4a 5-17-04.doc; RFI#14 4b 5-17-04.doc; RFI#14 4c 5-17-04.doc

[REDACTED] for the books.

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MAJ [REDACTED] (b)(6)-2
HQDA, OPMG (DAPM-ZC)
Strategic Planner/Integration
Pentagon RM [REDACTED]

Comm: [REDACTED] DSN [REDACTED] (b)(6)-2
Email to: [REDACTED]@HQDA.Army.mil (b)(6)-2

-----Original Message-----

From: [REDACTED] COL Army G3/AOC (b)(6)-2
Sent: Monday, May 17, 2004 10:06 AM
To: Ryder, Donald J MG PMG
Cc: [REDACTED] MAJ PMG; [REDACTED] COL CIDC G3 (b)(6)-2
Subject: RFIs due at 1200 hrs today

Classification: UNCLASSIFIED
Caveats: FOUO

Sir, attached please find the answer to the DOD tasker we received on Saturday. I broke the request down into 3 taskers. Much of the information is very similar to that already provided to the Tiger team. Of note, we have had very little correspondence with the ICRC other than recent questions regarding report discrepancies. I am in my office if you have any questions. I will be e-mailing these to COL [REDACTED] the DoD rep on the Tiger team and ccing the Tiger team folks.

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RFI#14 4a



RFI#14 4b



RFI#14 4c

5-17-04.doc (44 KB) 5-17-04.doc (32 KB) 5-17-04.doc (36 KB)

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COL MP
Branch Chief, National Detainee Reporting Center
Office of the Provost Marshal General

DSN: [REDACTED] (b)(6)-2
[REDACTED]@hqda-aoc.army.pentagon.mil <mailto:[REDACTED]@hqda-aoc.army.pentagon.mil> (b)(6)-2

"Development of a culture of innovation will not be advanced by panels, studies or this paper. Cultural change begins with behavior and the leaders who shape it." Gen Peter J. Schoomaker, Chief of Staff, Army

Classification: UNCLASSIFIED
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EXECUTIVE SUMMARY

(U) ECC Tasking Summary #14, DTG 161300MAY04

(U) Task #4a. Describe the Army's interactions at all levels of command with representatives of the ICRC. Include description of all the current protocols, procedures, directives or policies for communications with ICRC and for addressing ICRC requests and observations about DoD places of detention, as well as identifying the official documents related to serve as the points of contact with ICRC for those matters.

(U) Answer #4a. The National Detainee Reporting Center, NDRC, is the reporting agency for the Army for all person detained in Operation Enduring Freedom, OEF and Operation Iraqi Freedom, OIF.

Due to the nature of the persons detained during Operation Enduring Freedom, the NDRC does not report any information on individual captured persons to the ICRC. If the ICRC request information on an individual captured during OEF, the NDRC provides that request to ASD SO/LIC and that agency directs the response to be provided. A report is provided to the ICRC after each group of detainees is released from GTMO or transferred from Afghanistan to GTMO. The letters are approved by ASD SO/LIC prior to being sent to the ICRC.

The NDRC does provide the ICRC weekly OIF data on EPW/CI/RP via uploads to the ICRC extranet. There are five (5) reports for each OIF camp:

1. New ISN's in camp since last report
2. Release and Repatriations since last report
3. Transferred since last report
4. Escapes since last report
5. Deaths since last report

The information provided for each report is provided as enclosure 1. It is the basic information as outlined in AR 190-8.

POLICIES and Regulations regarding the ICRC

- AR 190-8 para 1-4
 - o The Army Deputy Chief of Staff for Operations and Plans: The DCSOPS will- Provide necessary reports, coordination, technical advice, and staff assistance to: The International Committee of the Red Cross (ICRC).
 - o HQDA responsibility for EPW, CI and RP programs was transferred to the Provost Marshal General (PMG) from the Army Deputy Chief of Staff for Operations and Plans (DCSOPS) per General Order NO. 9, 26 September 2003. It states, "Among the responsibilities of the PMG are—[e]xercising HQDA responsibility for Enemy Prisoner of War and Detainee operations." As such, the PMG provides Department of the Army (HQDA) staff responsibility to:

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- (1) Develop and disseminate policy guidance for the treatment, care, accountability, legal status, and processing of EPW, CI, RP, and ODs.
- (2) Report suspected or alleged violations of law committed by or against military personnel or civilians.
- (3) Provide HQDA staff supervision for the National Detainee Reporting Center (formerly the National Prisoner of War Information Center).
- (4) Develop plans for the initial assignment and replacement of block internment serial numbers (ISNs) from the NDRC to the TDRC and for the assignment of the theater code section of the ISN.
- (5) Provide necessary reports, coordination, technical advice, and staff assistance to:
 - (a) The Office of the Secretary of Defense (OSD).
 - (b) The Joint Chiefs of Staff (JCS).
 - (c) The military departments.
 - (d) Unified commands.
 - (e) Department of State and other Federal agencies.
 - (f) The International Committee of the Red Cross (ICRC).
 - (g) Protecting powers.

- AR 190-8 para 6-8. Procedures for communications
 - o c) Arrangements for messages going to or through enemy-occupied countries will be made with the local International Committee of the Red Cross field director and will be sent through the International Committee of Red Cross, Geneva, Switzerland.
- FM 27-10 Law of War Section XVIII. INFORMATION BUREAUS AND RELIEF SOCIETIES FOR PRISONERS OF WAR. Chapter 3
 - 204. Central Agency

A Central Prisoners of War Information Agency shall be created in a neutral country. The International Committee of the Red Cross shall, if it deems necessary, propose to the Powers concerned the organization of such an Agency.

The function of the Agency shall be to collect all the information it may obtain through official or private channels respecting prisoners of war, and to transmit it as rapidly as possible to the country of origin of the prisoners of war or to the Power on which they depend. It shall receive from the Parties to the conflict all facilities for effecting such transmissions.

The High Contracting Parties, and in particular those whose nationals benefit by the services of the Central Agency, are requested to give the said Agency the financial aid it may require. The foregoing provisions shall in no way be interpreted as restricting the humanitarian activities of the International Committee

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- DoD Directive NUMBER 2310.1

4.2.5. Provide, in coordination with the ASD(ISA), appropriate reports to the OSD, the Chairman of the Joint Chiefs of Staff, and information or reports to other U.S. Government Agencies or Components, to include the Congress of the United States, or to the International Committee of the Red Cross.

On rare occasions, the ICRC will ask for clarification on an individual in one of the weekly reports. These requests are forwarded to the Branch Chief of the NDRC via e-mail. Upon receipt of a request research is conducted, a response is prepared and forwarded to ASD SO/LIC for approval, then, once approved, an e-mail response is provided to the ICRC representative. The ICRC has not provided any reports on their findings at the internment facilities to the Army. Those reports remain in theater.

POC's at ICRC: (b)(6)-3

- a. Ms. [REDACTED], ICRC 2100 Pennsylvania Ave NW Washington, DC 20037 (b)(6)-3
- b. [REDACTED] ICRC RFL Web and Extranet Manager, Iraq Support Team, ICRC Amman. [REDACTED] BAG@icrc.org (b)(6)-3
- c. [REDACTED] ICRC 2100 Pennsylvania Ave NW Washington, DC 20037 (b)(6)-3

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COL [REDACTED] OPMG
[REDACTED]@hqda.army.smil.mil
MG Donald Ryder, PMG

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(U) Take-Away/Discussion Points

- o ICRC does not receive reports on person detained during OEF
- o NDRC answers questions concerning OEF detainees as directed by ASD SO/LIC
- o NDRC provides weekly reports to the ICRC on person detained during OIF
- o NDRC replies to requests all requests for information concerning the reports provided after vetting those responses through ASD SO/LIC

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ENCLOSURE 1

Weekly information provided to the International
Committee for the Red Cross.

'Internment Serial Number (ISN)'
'Prisoner Category'
'Foreign ISN'
'First Name'
'Father's Given Name'
'Family Name'
'Father's Family Name'
'Mother's Maiden Name'
'Gender'
'Nationality'
'Power Served'
'Date of Birth'
'Place of Capture'
'Date of Capture'
'Capturing Power'
'EPW Status'
'EPW Camp'
'DRS Process Date'
'Next of Kin First Name'
'Next of Kin Last Name'
'Next of Kin Address'
'Next of Kin City'
'Next of Kin Zip'
'Next of Kin Country'
'Next of Kin Province'
'Relationship of NOK'
'Sequence No'

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DTG: 171500MAY04

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Subject; OPMG Operations

Agency: PMG

POC: Col [REDACTED] 7572

1. (U) Significant Activities
RFIs

The following information was provided to DoD concerning interactions with the ICRC:

- o ICRC does not receive reports on person detained during OEF other than letters of transfer when detainees are transferred to or released from GTMO.
- o All correspondence with the ICRC concerning OEF have been reviewed and approved by ASD SO/LIC.
- o NDRC provides weekly reports to the ICRC on person detained during OIF.
- o NDRC replies to all requests for information concerning the reports provided after vetting those responses through ASD SO/LIC.
- o The ICRC has not provided NDRC of PMG with any reports on findings in the individual internment facilities. These reports are provided to the commanders in Theater.

2. (U) Current Operations
Seven Day Focus (Close Battle)

- o NDRC has two inquiries concerning perceived report discrepancies. These are being researched by the NDRC and CJTF 7 and the responses will be provided to ASD SO/LIC for review prior to replying to ICRC.

3. (U) Future Operations
Long Range Focus (Deep Battle)

- o Review I/R policy upon completion of the IG report
- o Working with the G3 to infuse 31E Correction Specialist into future rotations
- o Activating an I/R Battalion and I/R Companies in FY 05/06
- o Recommended Army assign 31Es to FS for UEx and UEy HQs staff to conduct compliance inspections
- o PMG is currently negotiating with EDS to add a full range of biometrics to the Detainee Reporting System (DRS) by mid-August 2004

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EXECUTIVE SUMMARY

(U) ECC Tasking Summary #14, DTG 161300MAY04

(U) Task #4b. Provide an index of all documents related to the Army's interactions with the ICRC from January 20, 2001 to present and be prepared to provide copies of such documents as necessary.

(U) Answer #4b.

1. INDEX

a. OEF letters (first approved by SOLIC) are sent to ICRC on all OEF transfers from Afghanistan to GTMO or from GTMO to another location. To date 45 transfer letters have been sent.

b. OIF

1. July 03 ICRC Extranet Uploads started for Camp Bucca and Camp Cropper

2. Sept 03 ICRC Extranet Uploads started for Camp Abu Ghurayb.
To date we have provided 43 data uploads to the ICRC for OIF.

There are no other correspondence other than "day-to day communications with the ICRC of the National Detainee Reporting Center".

COL [REDACTED] OPMG
[REDACTED]@hqda.army.smil.mil
MG Donald Ryder, PMG

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(U) Take-Away/Discussion Points

- o NDRC provides weekly reports to the ICRC extranet for OIF
- o NDRC provides letters of transfer when detainees are released from GTMO
- o NDRC has no other documents outside of "day-to day communications with the ICRC"

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EXECUTIVE SUMMARY

(U) ECC Tasking Summary #14, DTG 161300MAY04

(U) Task #4c. Identify and summarize the issues raised by the ICRC (Include the number), and those issues that remain unresolved (including the number unresolved).

(U) Answer#4c. The NDRC has been a conduit for all requested information for Operation Enduring Freedom. Any request for information has been forwarded to ASD SO/LIC and they have fashioned a response. Additionally, we have provided a letter to the ICRC each time there has been a release of detainees from GTMO; or a transfer of detainees from Afghanistan to GTMO. This letter is approved by ASD SO/LIC prior to its release. This caused a problem in January 2004 when a detainee was released from GTMO by an OGA without knowledge of the NDRC. The ICRC contacted the NDRC asking for the release paperwork. ASD SO/LIC first directed the NDRC to deny the release and then two weeks later directed the release letter be drafted and sent.

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COL [REDACTED] the former Branch Chief of the NDRC was invited to the ICRC headquarters in Geneva Switzerland on the 7-11 July 2003. The following 16 issues were discussed. All these issues were either rectified at the NDRC or forwarded to 800th MP Bde or to ASD SO/LIC as appropriate.

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1. Meeting with MAJ [REDACTED] (acting as the branch PWIC) in Baghdad is still pending.
 2. The NDRC is not a "One Stop" shop for all ICRC Convention issues.
 3. COL [REDACTED] Mortuary Affairs, is POC for Iraqi remains. (b)(6)-2
 4. CMOC may be the POC for the Criminal Internees.
 - a. Should Criminal Internees be reported on the DRS?
 - b. Will the Criminal internees be reported to the ICRC?
 - c. If so, by what element? By what method?
 5. Rectify the Arabic Five Names issue.
 6. The term EPW vs. the term POW
 7. Begin more detailed reporting on OIF POWs on the Extranet (four reports)
 8. Continue to reconcile NDRC/ICRC OIF database.
 9. 800th MP Bde and subordinate units to complete and submit ICRC Capture Cards
 10. 800th MP Bde to provide documents supporting releases of POWs not seen by ICRC and not provided an "exit interview" by ICRC.
 11. Why was the transfer of the Foreign Nationals aborted?
 12. Provide Death Certificates to the ICRC on all deaths of all POW/CIs who expired while in US control.
 13. Address the issue of "CLEARED BY US FORCES" on ICRC Message Form.
 14. Blood and/or Saliva Samples at GTMO?
 15. ICRC requests that the US Government have one National information Bureau as does other Countries to include Great Britain.
 16. Improvements to the BIAP Facility.

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For OIF, 2 requests for clarification of perceived discrepancies in the weekly reports have been received. The first came from Mr. [REDACTED] who is one of the ICRC (b)(6)-3 representatives in Iraq. His questions were received in end of April 04 and the NDRC is preparing a response for ASD SO/LIC review. An additional question on the death of a detainee was received on 5/16/04. This request will be provided to the internment facility that held the detainee, and an answer was provided. The answer will be vetted through ASD SO/LIC prior to a response being provided to the ICRC.

(b)(6)-2
COL [REDACTED] OPMG
[REDACTED]@hqda.army.smil.mil (b)(6)-2
MG Donald Ryder, PMG

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(U) Take-Away/Discussion Points

- All correspondence with the ICRC concerning OEF have been reviewed and approved by ASD SO/LIC.
- COL [REDACTED] (b)(6)-2 met with ICRC in Geneva Switzerland 7-11 July 2003 and discussed 16 concerns of the ICRC. He provided those concerns to ASD SO/LIC and 800th MP Bde for their actions as appropriate.
- NDRC has two inquiries concerning perceived report discrepancies. These are being researched by the NDRC and CJTF 7 and the response will be provided for review by ASD SO/LIC prior to providing to ICRC.

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ENCLOSURE 1

**Weekly information provided to the International
Committee for the Red Cross.**

'Internment Serial Number (ISN)'
'Prisoner Category'
'Foreign ISN'
'First Name'
'Father's Given Name'
'Family Name'
'Father's Family Name'
'Mother's Maiden Name'
'Gender'
'Nationality'
'Power Served'
'Date of Birth'
'Place of Capture'
'Date of Capture'
'Capturing Power'
'EPW Status'
'EPW Camp'
'DRS Process Date'
'Next of Kin First Name'
'Next of Kin Last Name'
'Next of Kin Address'
'Next of Kin City'
'Next of Kin Zip'
'Next of Kin Country'
'Next of Kin Province'
'Relationship of NOK'
'Sequence No'

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