

Mr Army G3/AOC

(b)(6)-2

From: [redacted] MAJ PMG (b)(6)-2
Sent: Friday, August 20, 2004 9:57 AM
To: [redacted] Mr PMG (b)(6)-2
Subject: RE: AR190-8 (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

(b)(6)-2

He [redacted] don't need to come, boss wants to wait until after Kern report

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

Comm: [redacted] (DSN 222) } (b)(6)-2
Email to: [redacted]@HQDA.Army.mil }

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

From: [redacted] Mr PMG (b)(6)-2
Sent: Friday, August 20, 2004 8:19 AM
To: [redacted] MAJ PMG (b)(6)-2
Subject: AR190-8

[redacted] (b)(6)-2 [redacted] (b)(6)-2
Do me a favor if you get time and send Co [redacted] quick note explaining I will be over there later this afternoon. I
don't need it, but will help with any perceptions I'm trying to sneek out early on a Friday.

Classification: UNCLASSIFIED
Caveats: NONE

016314



CID Detainee Summary

Briefing for the

Director of the Army Staff

20 Aug 04

016315



CID Detainee Summary

CID FORCES DEPLOYED

OIF 1:

- CID Grp HQs
- 2 CID Bn HQs
- 9 CID Detachments
- Protective Services Detachment

OIF 2:

- CID Bn HQs
- 4 CID Detachments
- Protective Services Detachment

016316



CID Detainee Summary

All CID Cases in Iraqi Theater (1 Mar 03 – 11 Aug 04)

	Total
Iraq - US Crimes	812
Homicides	22
Undetermined Deaths	31
Suicides	22
Accidental/Natural	135
Sexual Assaults	125
Drug Offenses	62
Larcenies	267
Other Crimes	116
Total	1592

* Iraq-US Crimes include all crimes committed by US Forces on Iraqis and all crimes committed by Iraqis on US Forces.

016317



CID Detainee Summary

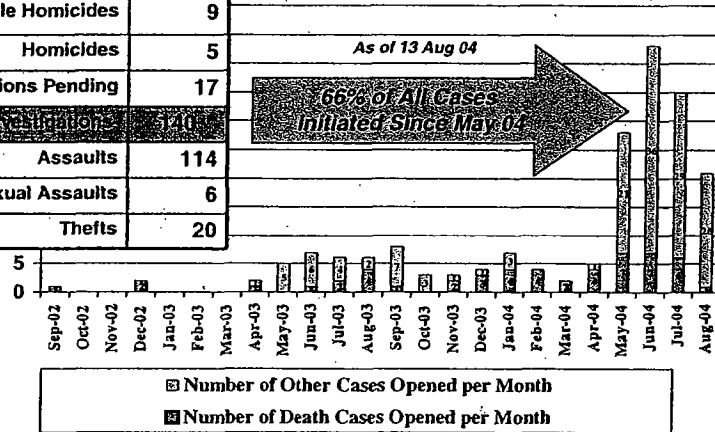
	6 Aug 04 Cases	New Cases	13 Aug 04 Cases	Closed Cases	Pending Cases
Total CID Detainee Abuse Cases	186	6	192	93 (+4)	99 (+2)
Death Cases	5	0	52	23 (+1)	29
Natural/Undetermined Deaths	21	0	21	19	2
Justifiable Homicides	9	0	9	8	1
Homicides	5	0	5	5	0
Death Cases Pending	16	1	17	1 (+1)	16
Other Misconduct Cases	135	5	140	60 (+3)	80 (+2)
Assaults	109	5	114	41 (+2)	73 (+3)
Sexual Assaults	6	0	6	4 (+1)	2 (-1)
Theft	20	0	20	15	5

016318



CID Detainee Investigations

	Total
CID Total Detainee Abuse Cases	192
Detainee Death Investigation	52
Natural/Undetermined Deaths	21
Justifiable Homicides	9
Homicides	5
Investigations Pending	17
Other Criminal Investigations	140
Assaults	114
Sexual Assaults	6
Thefts	20



016319



CID Detainee Summary

BAGRAM DEATH INVESTIGATIONS **(377TH MP Co (USAR) / 519TH MI Bn)**

Background:

- Two detainees (Habibullah, Dilawar) died at Bagram, 4 and 10 Dec 02.
- Both detainees suffered blunt force trauma; the autopsy classified both deaths as homicides in Mar 03.
- Established Task Force at CID HQ in Aug 03.
- Active duty MI and USAR MP Soldiers titled for Involuntary Manslaughter, Negligent Homicide, Maiming, Assault and Battery, Indecent Acts or Liberties with Another, Maltreatment of a Person in US Custody, False Official Statement, Dereliction of Duty, Failure to Obey a Lawful Order and Conspiracy.
 - MP CPT titled for Negligent Homicide, False Official Statement, Dereliction of Duty, Failure to Obey a Lawful Order and Conspiracy.
 - MI CPT titled for Maltreatment of a Person in US Custody, False Official Statement and Conspiracy.
- Total of 43 subjects (Habibullah Case = 4 MI / 11 MP / 1 Civ; Dilawar Case = 7 MI / 19 MP / 1 Civ. Same Subjects ID in both cases = 3 MI / 10 MP).

Status:

- Pending legal review by SJA Task Force.
- Investigation anticipated completion date o/a 31 Aug 04.

016320



CID Detainee Summary

DETAINEE ABUSE AT ABU GHRAIB PRISON **(372d MP Co (USAR) / 325th MI Bn)**

Background:

- MP soldier notified CID of detainee abuse and provided a CD.
- Abuse occurred during night shift Oct – Dec 03.
- To date, investigation has identified 12 enlisted (9 MP and 3 MI) and one civilian (Titan contractor) as subjects and 29 victims. Most senior person titled is Army SSG.
- Offenses are: Assault and Battery, Indecent Acts, Indecent Assault, Dereliction of Duty, Failure to Obey a Lawful Order, Cruelty and Maltreatment, False Official Statement, Reckless Endangerment, Impeding a Legal Process, Obstruction of Justice and Conspiracy.

Status:

- Charges preferred against six Soldier subjects
- DOJ pursuing charges against civilian subject
- Case remains open to identify additional possible subjects and victims and to collect and examine evidence

016321



CID Detainee Summary

BRIDGE INCIDENT – SAMARRA, IRAQ **(A Co, 1/8th Inf, 4th ID)**

Background:

- Two Iraqis detained for curfew violations. Both forced from a bridge by Soldiers.
- One detainee apparently drowned. Body not found for 12 days, and because of security considerations was never examined.
- CID investigation initiated as a result of family posting incident on personal website.
- Soldiers and officers conspired to cover up the incident.

Status:

- Investigation is closed. Investigation identified ten Soldiers as involved in the conspiracy and death. Six of the ten soldiers received non-judicial punishment and four remaining soldiers are pending court-martial at Ft Carson, CO.
- Offenses are: Involuntary Manslaughter, Aggravated Assault, False Official Statement, Conspiracy, Accessory After the Fact, Obstruction of Justice.
- Body exhumation may be reconsidered.

016322



CID Detainee Summary

MAJOR GENERAL MOWHOUSH DEATH INVESTIGATION **(66TH MI Co / 3^D ACR / 5th SFG / OGA)**

Background:

- Former Iraqi MG died on 26 Nov 03 at 3d ACR facility (FOB Tiger). Examination of body revealed evidence of blunt force trauma.
- Autopsy listed cause of death as asphyxia due to smothering and chest compression – manner of death homicide.
- Detainee died while undergoing “stress technique” interrogation by MI Soldiers. Three MI and one ACR Soldiers confessed.
- Investigation also indicated MI, SF and OGA interviews of detainee on 24 Nov 03 involved physical assaults. Investigation confirmed those assaults.
- At present, there are ten identified subjects (3 MI, 3 SF, 3 OGA, and 1 assigned to another 3^d ACR unit).
- Offenses are: Involuntary Manslaughter, Negligent Homicide, Aggravated Assault, False Official Statement and Dereliction of Duty.

Status:

- Investigation on-going in conjunction with OGA and DOJ.
- Interim report to action commanders pending classification vetting by OGA.

016323



CID Detainee Summary

Back-Up

016324



CID Detainee Investigations

192 Investigations (93 (48%) Closed and 99 (52%) Open)

Average time open 62 days
Longest time open 609 days
Shortest time open 1 day
Median time open 34 days

52 Death Investigations (33 (63%) Closed and 19 (37%) Open)

Average time open 93 days
Longest time open 609 days
Shortest time open 1 day
Median time open 43 days

114 Assault Investigations (41 (36%) Closed and 73 (64%) Open)

Average time open 41 days
Longest time open 335 days
Shortest time open 1 day
Median time open 29 days

20 Theft Investigations (15 (75%) Closed and 5 (25%) Open)

Average time open 109 days
Longest time open 427 days
Shortest time open 1 day
Median time open 67 days

6 Sexual Assaults Investigations (4 (67%) Closed and 2 (33%) Open)

Average time open 53 days
Longest time open 91 days
Shortest time open 29 days
Median time open 37 days

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CID Detainee Investigations

ACTIONS TAKEN TO ACCOMMODATE CASE SURGE

- 4 Additional Agents Deployed to Iraq in Jun 04
- 21% of All Agents Worldwide Working Detainee Cases
- 10 Additional Agents Deployed to Iraq in Jul & Aug 04
- Task Force on Bagram Death Cases (8 Agents)
- Task Force Established at CID HQ for Abu Ghraib & Iraq Cases (11 Agents)
 - > Quality Control & Strategic Crosswalks
- Designation of All Detainee Abuse Cases as Category I *
 - Highest Priority of All Cases
 - Highest Priority of All Laboratory Work
 - Highest Priority for All Polygraphs
 - 24 Hour Turn-around on Requests for Assistance
 - Weekly Updates to HQ for Case Monitorship & Guidance

BOTTOM LINE

- With few exceptions, cases are timely
- Thoroughness trumps timeliness
 - > To give commanders credible products
 - > To withstand inevitable scrutiny
 - > To do what is right
- Continue same approach that has been cornerstone since 1971

016326



Overall Detainee Deaths

Detainee Deaths	In Facility	Off Facility
Totals	37	3
Natural & Suspected* Natural	18	0
Justifiable Homicide	9	0
Homicides & Suspected* Homicides	10	3

* Three suspected natural deaths and eight suspected homicides pending completion of investigations.

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IZ and AF Normal Death Rates

- Overall Death Rate for Iraqi Citizens is 5.8 in 1,000 persons/year*
- Overall Death Rate for Afghan Citizens is 17.1 in 1,000 persons/year*
- Increased for in-custody status, expected death rates are:
 - 7.0 in 1,000 Iraqi Prisoners
 - 20.6 in 1,000 Afghani Prisoners

* CIA World Fact Book 2003

**Prevalence of Imprisonment in the US Population, 1974-2001, August 2003 Report

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Prisoner vs. Normal Death Rates

- Expected Deaths for 7,600 Persons Using Iraqi General Pop Rate	25
- Expected Deaths for 7,600 Persons Using Iraqi Rate Adjusted for Prisoner Status	30
- Actual IZ Prisoner Deaths	32

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