



DEPARTMENT OF DEFENSE
HEADQUARTERS, JOINT TASK FORCE GUANTANAMO
U.S. NAVAL BASE, GUANTANAMO BAY, CUBA
APO AE 09380

b2

JTF-GTMO [REDACTED] b3

7 October 2004

MEMORANDUM: Military Police Investigation: (b)(2)

SUBJECT: Article 92 UCMJ, Violation of (b)(2) Article 128 Assault of a b2
Detainee

1) Background: On 7 October 2004 (b)(3):10 contacted the undersigned reference to [REDACTED]
b2 [REDACTED] Injury to a detainee.

2) Investigation: SEE INVESTIGATION REPORT (b)(2)

3) Summary: Investigation revealed that while trying to gain control of the detainee's head and stop him from repeatedly spitting on (b)(3):10 the detainee was struck in the mouth causing him to bleed from a cut on his lower lip. The detainee was treated for the injury and received no stitches as a result of his injury. (b)(3):10 sustained a 2 inch cut to the back of his right hand just above the forth knuckle. He was sent to (b)(2) and received no stitches as a result of his injury. (b)(3):10 USC MPI NCOIC photographed both the detainee and (b)(3):10 injuries. Sworn statements were obtained for all participants. Chain of Command was notified as to the finding related to this investigation.

4) [REDACTED] b2 b6

(b)(3):10 USC
§130b,(b)(6)



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7 October 2004

MEMORANDUM: Military Police Investigation: (b)(2)

SUBJECT: Article 92 UCMJ, Violation of (b)(2) and Article 128 Assault of a Detainee b2

1) Background: On 7 October 2004 (b)(3):10 contacted the MPI section in reference to [REDACTED] b2
[REDACTED] Injury to a detainee.

2) Investigation: (b)(2), (b)(3):10 USC §130b, (b)(6)
b2 (b)(2) was interviewed by this office in which he stated that [REDACTED] was agitated by the restraint on his right wrist and (b)(3):10 had gone over to the bed to check it. (b)(3):10 stated that the detainee had spit on (b)(3):10 and he also saw the detainee swing his left fist at (b)(3):10 but he did not see if contact was made. (b)(3):10 stated that he observed (b)(3):10 strike the detainee but he could not say with what hand.

3) On 7 October 2004 (b)(2), (b)(3):10 USC §130b, (b)(6)
was interviewed by this office in which he stated that detainee [REDACTED] swung at him and then spit on him. (b)(3):10 stated that he tried to get control of the detainee by turning the detainee's head to one side. As (b)(3):10 tried to get control of the detainee's head he struck the detainee in the mouth causing the detainee to bleed. (b)(3):10 stated that he did not intend to strike the detainee but did so without realizing it. b2

4) Summary: In the action of trying to gain control of the detainee and stop him from spitting on (b)(3):10 the detainee was struck in the mouth causing him to bleed from a cut on his lip and a 2 inch cut to the back of (b)(3):10 hand.

(b)(3):10 USC
§130b, (b)(6)