

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is GOC/SOPS

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

LOCATION: VICTORY BASE, IRAQ 1200 1500 1500
DATE: 12/23/2003
TIME: 1200 1500
FILE NUMBER:
LAST NAME - FIRST NAME, MIDDLE NAME: 1200
SSN:
GRADE/STATUS: E-3

ORGANIZATION OR ADDRESS:
 HHB, III Corps Artillery

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I swear that the summary statement given to me on May 2004, is accurate and complete. It is not verbatim, but does contain the substance of all statements made by me.

My name is [REDACTED]

I don't know why I was detained.

On December 23, 2003 Coalition Forces came to my house. Units from Adamiya area came to my house. It is a half hour away from Adamiya. I know they were from Adamiya because a man named [REDACTED] was with them. I was not home when they came. My two daughters, niece and Father were home, but I was not. We had bodyguards outside the house to guard it. They forced themselves in and broke the door. My house is very big and they totally vandalized it. My house is next to my company. It was four in the morning when they raided the house. They put my Father into the front yard even though he said he wanted to stay in with the three females. [REDACTED] woke up my daughter and said we have a search warrant for the house and the company. She told them the house was [REDACTED]. I had two Kalashnikovs in the house, but they said we could only have one. I don't know who the other unit was. My daughter asked them, why are you breaking things open? I have the key.

[REDACTED] said he wanted to open our safe, and my daughter opened the safe and there was nothing there. We found out later that when they raided my house they had already picked up my brother, the one who died at the Palace, a few hours prior. Brother's name is [REDACTED]. He was 41 years old. I came home in the morning, my daughter told me what happened, and I took a car and went to [REDACTED] myself.

Any time when Coalition forces captured someone they took them to [REDACTED]. I went the next day at 12 o'clock at [REDACTED] to check on my brother and to find out why they broke my door. I wanted to meet with the commander, which I did. They said they wanted to talk to the rest of my brothers and get some information from them and then they would let them go. I went and got my two brothers, who are here now [REDACTED]. They took my two brothers at three in the afternoon and told me to come back at seven at night to pick up all three brothers. I came back at seven and they said the commander was going to talk to me. He introduced himself as a soldier. He asked me about my company. I said that we distribute Mercedes cars. After talking to him for about five minutes he told me I was arrested. I didn't even have a chance to say anything. Just, "my company..." They cuffed my hands in back and covered my eyes. They put me in a car and drove me a short distance and they took me down. In the same Palace, they moved me a short distance, not even one minute in the car. They snapped my picture.

Then an Iraqi man said [REDACTED] was going to come and talk to you. He said, "do you know who he is? He's going to break your head, you and your family are going to witness what we're going to do to your family in this Palace." The way he was talking, he was so calm. I don't believe the soldiers knew what he was saying.

There were four American soldiers, two that brought me in the car, and the two that were there, and I don't think they understood that he was threatening me. One of the soldiers asked the Iraqi what he was saying to me, and he said "I asked her if she wanted some water". I said, "Liar" and the soldier asked me "Do you speak English?" I told him, "look at this American, he has more honor than you do." The American tried to calm me down. Then they took me to a room with only one person to sit. I was handcuffed in back and blindfolded. There were dividers in a small area.

I heard some crying and I knew it was my sister crying. They picked her up a few hours before me. They picked her up from the [REDACTED].

10. EXHIBIT 11. INITIALS ON MAKING STATEMENT PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT [REDACTED] DATED [REDACTED]

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE

USAPA 11-00

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USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED]

TAKEN AT VICTORY BASE, IRAQ DATED 20 JUNE 2008

STATEMENT (Continued)

city while she was driving. She was with her daughter and grand-daughter and the child of a friend. I said [REDACTED] "What are you here?" My sister is here, her name is [REDACTED]

[REDACTED] was very cold, I was cuffed and blindfolded and I slept in the chair. There was only the chair. I asked her, "where are you and she said I am sitting on the ground." I asked her, "did you see the boy?" She said, "no, I didn't see anything."

I heard my brother [REDACTED] screaming. I was hollering, "take me home, I haven't done anything," but I was scared and then I kept quiet. I heard [REDACTED] voice saying, "these guys are crazy, take them out and let them sleep in the truck."

The next day they took us walking in the same palace. They took my boots off and I was then in sand. They told me to stand and face the wall. A man came in and said, "you don't know me, you are going to know me, my name is [REDACTED] He came in and told me there was an investigation that he had to take care of. I was standing by that wall for seven hours and seven times Mohammed Saddam came in and searched me inappropriately, feeling my front, back, and between my legs. I told him, "why are you coming every hour and touching me like this?"

During this time I could hear my brothers and sister screaming. I thought it was the Judgment Night. I wanted to know why there was screaming, so I hit my head to get the blindfold off. I saw an Iraqi put a bottle in my brother [REDACTED] There were Iraqi people doing it and American soldiers watching. There were six or seven other people waiting, all males bent over with their pants down. I saw [REDACTED] I only looked for a moment and then passed out.

They told me they were going to take me to a judge. He was the same soldier I saw I was then brought to what they called a court. It was in a room with an American soldier, who claimed to be a warrant officer, an interpreter, and Mohammed Saddam.

The American said I was supporting my brothers with money, and they supported a group that was against Americans. When the American asked me a question and I tried to answer, he slapped me once on the right and once on the left. [REDACTED] was there. I was at Adamiya for seven days.

I said please don't hurt us, I'll sign anything. I told him [REDACTED] as trying to get money from us, and we didn't pay him, so that's why we're here.

After I saw them pull my brother's body in front of my sister. He had clothes on but the pants were halfway down and his shirt was open. I could hear him. He was breathing very slow. Two hours later they came and took out his body. That was the last I saw him.

We spent three days in the palace, and four days in a van. Then we were taken to an Iraqi police academy, occupied by Americans, for five days. We weren't allowed to sleep, because they played loud music, and I was handcuffed behind my back the entire time I was there except when I had to use the bathroom. I hurt myself so bad I could hardly move, and got to see a doctor.

I was sent to the Police Academy where I saw my sister. My brother went with me.

[REDACTED] knew a lot of rich people in Adamiya, and he would ask them for money, and if you didn't give him the money, he would go report you to the Coalition forces as supporting the terrorists, and this way he would get even. The Americans don't know if he's telling the truth or not, they want to get rid of a lot of people doing bad things, so they deal with him.

I was told at the Police Academy that my brother died. A month and a half later I heard my Father received the body.

~~NOTHING FOLLOWS~~

INITIALS OF PERSON MAKING STATEMENT

F 2, DA FORM 3823, DEC 1999

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STATEMENT OF

TAKEN AT VICTORY CAMP 1962 DATED 20 June 1962

9. STATEMENT (Continued)

NOTHING FOLLOWS

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20th day of June, 1962 at Camp Victory, Vietnam

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)
ART 136 USMT
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

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13. DA FORM 2823, DEC 1960

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