

## SWORN STATEMENT

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

## PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1983 (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** Camp Victory North  
**2. DATE (YYYYMMDD)** 2004/06/16  
**3. TIME** 1350H  
**4. FILE NUMBER**  
**5. LAST NAME, FIRST NAME, MIPOLE NAME** [REDACTED]  
**7. GRADE/STATUS** C3/AD

**6. ORGANIZATION OR ADDRESS**

C. Army 12/3 FA, 1st ODF, 1st, Bagdad

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

My name is [REDACTED], and I'm the Commander of C Battery 2-3 FA. I had no organizational relationship with detention operations in 2-3 FA. C Battery was not at the [REDACTED] complex. We were 2 kilometers north at the Seven Apples Water Plant. We were not in the [REDACTED] neighborhood. We were originally in an old Fedayeen building next to a police station.

I've never conducted any detention operations at [REDACTED]. We have detained some people and brought them to [REDACTED] Palace. When we brought detainees in, once we've done the apprehension paperwork, we were to forward them no later than eight hours to [REDACTED] for final disposition. My only responsibility in detention operations was to bring my detainees to the [REDACTED] complex. I'm not sure how long they could keep them at the [REDACTED] complex. When we dropped off a detainee at [REDACTED], our mission was complete. The [REDACTED] detention facility had two areas, one was a large holding area that they would use for search and in case they had a big operation, and there was another separated area in a chain link fence with booths used to hold detainees. It was made out of plywood, 2x4s, and chain link fence. There were no beds. They either slept in the booth or slept on the floor, I don't know. I was never there when they slept. When we'd come in at night you really couldn't see the detainees because you had to look inside. If you did look inside, you could see some of them leaning against the booths, or sleeping in a booth, or on the ground. Blankets were provided. They had an interview tent back inside gate 3. It was inside the complex.

I know [REDACTED]. He was a Commissioner (Sergeant) in the Iraqi Police. We were next to the police station, and we had a responsibility to get them stood up. I met him when we started to do joint missions. He seemed very pro-Coalition. When we moved north, we continued the relationship with the police department; we were also trying to feel out what officers we could [REDACTED]. If he caught someone, we would take receipt of that detainee, do the apprehension paperwork and pass him up to [REDACTED]. He was a friend. Sometimes our contact would be frequent, sometimes occasional. Our working relationship discontinued after we left. I've seen him twice since. Both times were here on Camp Victory. He never asked for money or favors. Every other police officer we worked with touched us up for favors. [REDACTED] was working for the police department; he was the bodyguard for minister of the interior until he came back to the police department. We didn't pay him any money, never gave him a cent. He worked as a Battalion asset. What he did for them up there, I'm not sure. He was used to PID suspects. He would go out on some raids. He knows the area very well. [REDACTED] was a source. He hated the previous regime. He was a policeman during the regime. I have never known for him to be used as an interrogator. His strength was in finding the guys we were looking for. He didn't speak English. I talked to him through interpreters, [REDACTED] other name was [REDACTED]. I wouldn't say that [REDACTED] and [REDACTED] were good friends; they knew each other and respected each other. [REDACTED] did not take a sick day for the first six months. [REDACTED] had access to detainees only when he brought them in. When the detainees came in we'd process them, have the medic check them over, make sure there wasn't anything preexisting, because I didn't want them to end up somewhere else and have an undocumented injury. Then they'd go to the detainee cell. We'd take a statement, who they were, where they lived. Sometimes they'd make a spontaneous statement. All the paperwork would be put together (medic paperwork, Coalition apprehension form, and two sworn statements). Whenever the next patrol was going out, they'd be sent to the Battalion. [REDACTED] never had unaccompanied access to detainees at Adamiya Palace. All Iraqi personnel walking around the Palace had to have an escort. Based upon S-2 updates, [REDACTED] apparently was the person who provided prostitutes to [REDACTED]. Her father or uncle was an ardent supporter of the Ba'ath Party. She was under suspicion for being the chief financier of the FR that was operating in Adamiya. She was detained between December and January. I didn't detain her and I don't know if 2-3 FA detained her. She came in on her own, and the decision was made to detain her, process her, and forward her up. She had some brothers. [REDACTED] were their names. [REDACTED] supposedly made the IKDs. [REDACTED] was detained and forwarded to Battalion. We had an OP out, our FOB because we were getting mortared, and we saw [REDACTED] go into a farm behind our compound so when she came out she was detained. [REDACTED] came

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED

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

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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 Camp Victory DATED 2004 OF 16

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STATEMENT (Continued)

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[REDACTED] herself and brought her two brothers, I believe it was [REDACTED]. She thought she was going to buy her freedom. I was told [REDACTED]. From my understanding, [REDACTED] was one of those guys. He was extremely drunk. I saw him sitting on the ground in front of the stalls for detainees in 2-3 FA. We had a good relationship in the neighborhood.

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[REDACTED] I walked in to say goodbye to [REDACTED]. If ODA didn't tell me anything, I didn't ask.

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The talk I heard on the treatment of the [REDACTED] was "nobody touches them, period". Normally the battalion 5-2 or THT would talk to them. My understanding was that they were treated very well. I don't know [REDACTED] or [REDACTED]. When I went to the ODA safe house I went into the part that allowed me to go out the front entrance. It was where they had the TV set up. [REDACTED] was next door to where they were staying. It was my understanding that Brigade had put out that we had to have them up there by a certain amount of time, because they were only allowed to keep them such and such time, I don't know if the policy was written down, but it was briefed to me by the 3. I've never heard any stories of anyone abused, electrocuted, sexual probes or brass knuckles. Anything's possible, it's definitely not probable. Our Colonel wouldn't allow it, no way, no shape, no how.

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*Nothing follows*

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INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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STATEMENT OF [REDACTED]

TAKEN AT Camp Victory with DATED 2004 at 16

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9. STATEMENT (Continued)

*Not Used* [REDACTED]

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**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.

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[REDACTED]  
(Signature of Person Making Statement)

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WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16 day of June, 2004 at [REDACTED]

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ORGANIZATION OR ADDRESS [REDACTED]

[REDACTED]  
(Signature of Person Administering Oath)

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ORGANIZATION OR ADDRESS [REDACTED]

[REDACTED]  
Art. 136, UCMJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

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