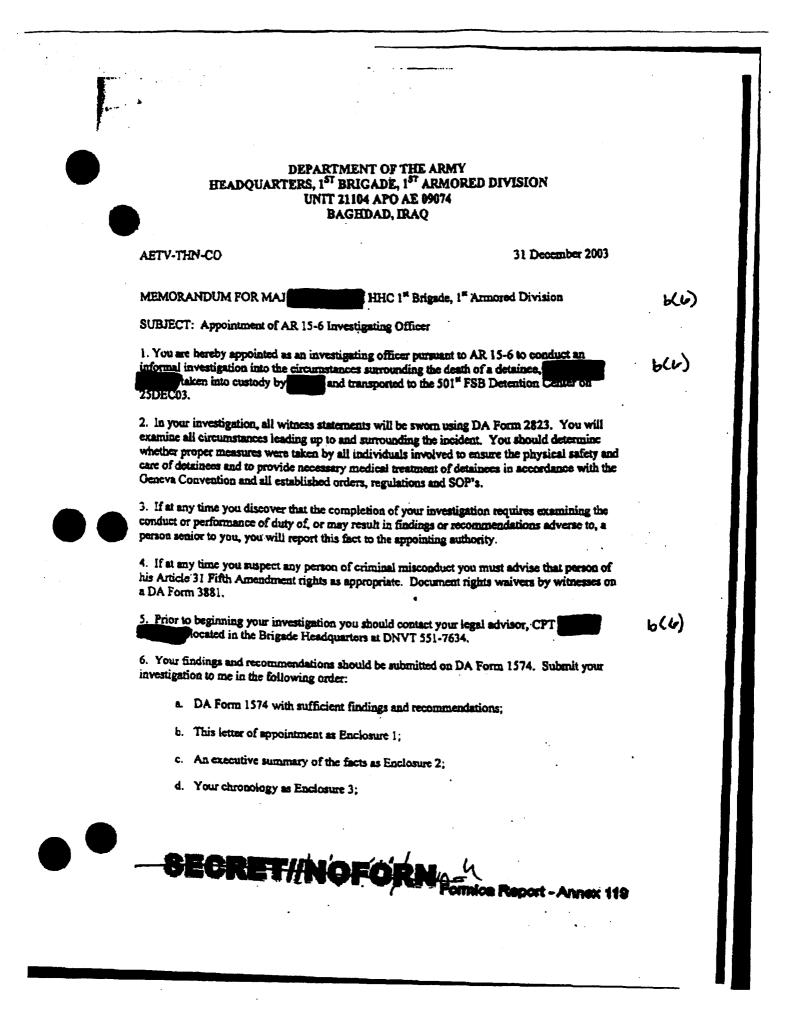
	A a.		÷	•
		HEADQUARTERS		
		Multi National Corps-Iraq CAMP VICTORY, IRAQ APO AE 09342-1400		
	REPLY TO ATTENTION OF:			
	MNCI-BCC-JA		6 June 2004	
•	MEMORANDUM FOR CO AB 09342-1400.	MMANDER, FFA and MNC-I Effects, Camp Vic	tory, Iraq, APO	
	SUBJECT: 15-6 Investigation	on into Death of Detainee (5(6)
	1. Purpose. To provide a	n executive summary of the enclosed 15-6 investig	pation.	
	- Detained on 22 DE - Three-Day Stay at 2			Ku)
	- 25 DEC: 501 FSB : temperature, shallow respin was morning to himself	tion, and weak cardio rhythms; he had little respon		۴(۴)
	3. Conclusion. There we healing abrasions on his shin states that the treating doctor recent. However, the doctor	ifted to total cardio s no evidence of misconduct or maltreatment. In and bruises on his shoulders and knees. The report r (CPT) said that the abrasions and bruises d is statement (TAB Y) simply notes the abrasions a state when these injuries may have occurred.	did have some at of the 15-6 lid not appear to be	6(4) 6(4)
	1 Encl	orandum is the undersigned.		b(4)
	25	Captain, Judge Advocate III Corps Artillery/MNC-I Effect	5	
	8 E	CRET//NOFORN Formice Reg	M. Hort - Annex 119	

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DOD JUNE



AETV-THN-CO SUBJECT: AR 15-6 Investigating Officer Appointment

31 December 2003

e. Any Privacy Act statements as subsequent Enclosures;

f. An index of exhibits as the final numbered Enclosure; and

g. All exhibits labeled in successive order (A, B, C, etc.).

7. This investigation and all accompanying documentation will be returned to me no later than 03 January 04.

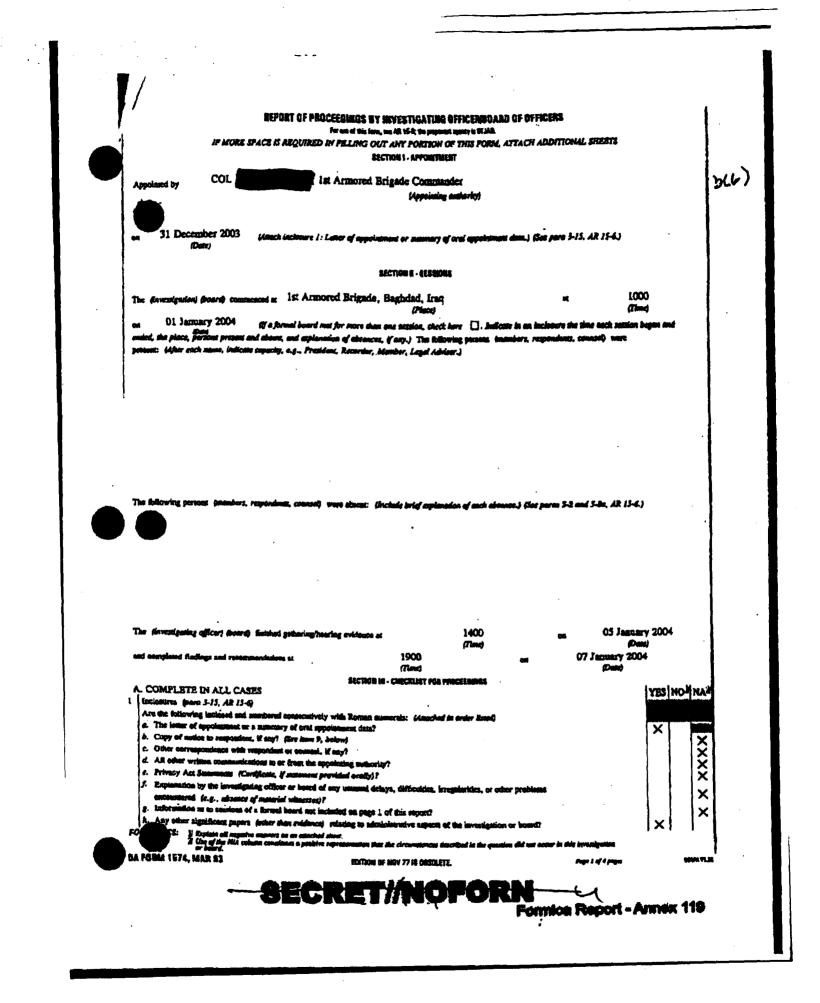


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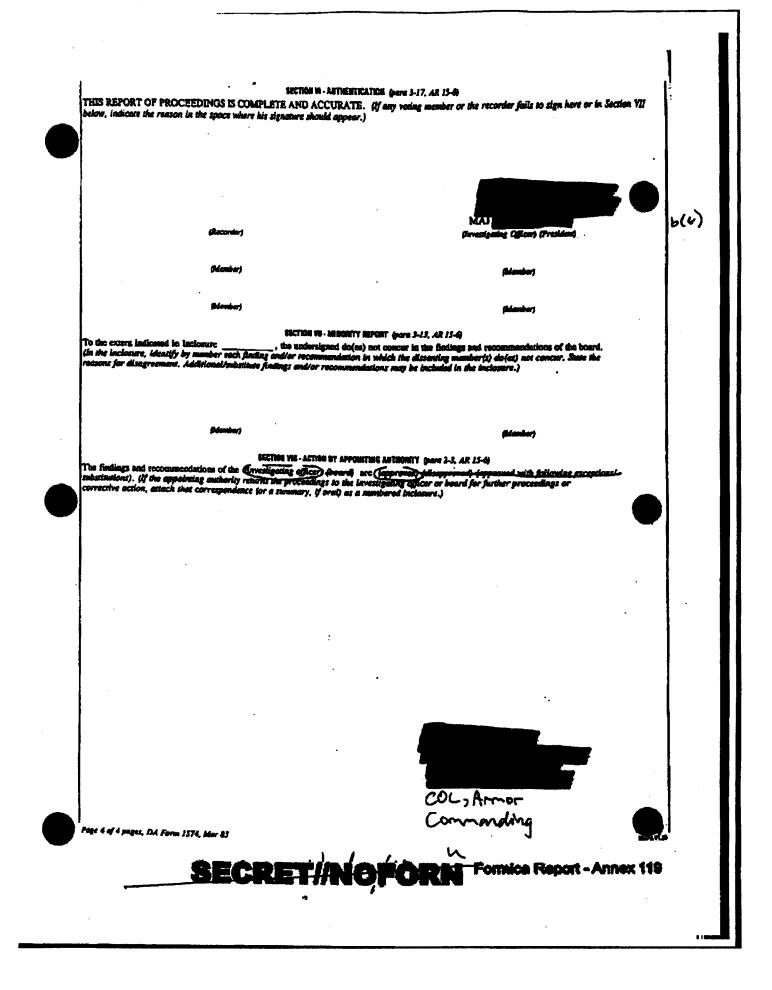
DOD JUNE



·.		
	Exhibits (pars 3-16, AR 15-6) - Art all bits officed, futether or not received) or considered as oridance individually sumbured or latered as	YES NOT NAZ
	subjuit and executed to this report	
	. Is an index of all subbin offered to or considered by investigating officer or board attached before the first aubibit?	X
	. Has the testimony/statement of each witness been recorded variation or been reduced to written form and attached as an exhibit?	×
	. Are copies, descriptions, or depictions if subtained for real or documentary evidence) property substaticated and is the location of the original evidence indicated?	
	Are descriptions or diagrams included of locations visited by the investigating efficer or board (pare 3-60, AR 15-6)?	
	is each written stipulation attacked as an athibit and is each and stipulation either reduced to writing sed made on exhibit or recorded in a verbaim record?	
8	. If official applies of any matter was man over the objection of a respondent or courses, is a sussement of the motion	
3 1	of which official motion was mixed astachad as an exhibit. Genra 3-164, AR 15-07 Was a quiorisms present when the board votal on Antings and recommendations. Genras 4-1 and 5-20. AR 15-097	×
[B. C	OMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)	
5	At the initial seasion, did the recorder read, or determine that all periodynam had read, the latter of appointment (para 5-30, AR 15-Q? Was a quorum present as every seasion of the based, grave 5-30, AR 15-Q?	. ветрые
- 6 V	Nes each abstrace of any manufac property excused (page 5-2e, AR 15-6)?	
	Were metabors, wienesses, reporter, and interpreter every, if required form 3-7, AR 15-9? I any members who wand an findings or recommendeductors were exc present when the board received some originate,	
_ a	the members describe how they familiarized themselves with that evidence (nors 5-24, AR 15-0)?	
C.C	COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6) Notes to responsive (see 5-5, AR 13-0):	agent to generate transport
	. Is the protocal and that of delivery to the compositent indicated on each tensor of notification?	and a second second
	. Was the date of delivery at least five working days prior to the first session of the board?	
	(1) the date, hour, and place of the first assides of the board constraine that rescondent?	
	 (2) the context to be investigated, including specific allegations against the respondent. If any? (3) the respondent's right with report to context? 	Annual
	(4) the same and address of each wisese expected to be called by the recorder?	
	(5) the respondence's rights to be present, present evidence, and tail witnemen?	
. !*	 Was the responsions provided a mapy of all maximum field documents in the case file? If there were subvant classified materials, were the respondent and his counsel gives socces and an opportunity to examine them? 	
	I arry teapondent was designed after the precessings began for otherwise was about dwing pers of the projectings): Was he property political grave 5-5, AR 25-61?	
	. We separate property normaling and systems received in his shearce rande available for examination by him and his commet. Some 3-4r, AR 13-49?	
- Inte	Counsel (pare 5-6, AR 15-6): . Was soch respondent represented by counsel?	
	Name and business address of counsel:	
	(If counted is a lawyer, check here 🕞)	
•	. Was respondent's counsel present at all open stations of the board relating so that respondent?	
	. If military counted was requested but not even made available, is a copy for, if and, a summary of the request and the action thicks on it included in the report form S-Gb, AR 15-6)?	
12 1	f the respondence challenged the legal advisor or any vocing member for task of impartiality (para 5-7, AR 13-6): n. Was the challenge property dealed and by the appropriate afficer?	
0	. Did each member successfully challenged coast to participate in the amountiant?	
[13] A	Was the respondent given an opportunity to grave 5-be AR 15-0:	
1 9	b. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent? Examine and object to the introduction of real and documentary evidence, including writes sessioners?	
I e	Object to the sestimany of winnesses and cross-standing witnesses other than his own? Call witnesses and otherwise incodence evidence?	
- e	. Terdity as a winners?	
14 E	Make or have his counsel make a timi statement or argument (nove 5-9, AR 13-07 I requested, this to coulder anoth the respondent in obtaining evidence in possession of the Government and in	
1 1-	transferd for an prosperse of withinger (parts 3-40, AX /5-6)?	
15 4	Are all of the respondent's sequence and objections which were defied indicated in the report of proceedings of in an Indicate or within to in (peak 5-11, AR 15-0.?	
	TNOTES: Y Exercise an exercise an exercise statement of an	
Page	2 the of the NM behave completent a pathne representation that the circumstances described in the possion did not occur to this towardgation or bornel. 2 of 4 pages, DA Form 1574, Mar 83	
-	SECRET/NOTORN	mar 119
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SECTION IV - FINENESE (pare 3-10, AR 15-6) The (investigating officer) (board), having carefully considered the evidence, finds: Refer to attached Memorandum For Record. SECTION Y - NECONAMERRATIONS (pare 3-22, AR 15-Q In view of the above fladings, the (brownigating efficer) (board) recommends: Refer to stached Memorandum For Record. Page 3 of 4 pages, DA Form 1574, Mar 83 ECRET // NO ŝ Pormice Report - Annex 119



DEPARTMENT OF THE ARMY HEADQUARTERS, 1ST BRIGADE, 1ST ARMORED DIVISION UNIT 21164 APO AE 09074

AETV-THN-HC

07 January 2004

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n(b)

MEMORANDUM FOR RECORD

SUBJECT: Investigative Report for death of detaince,

1. Purpose: L MAJ death of an Iraqi detainee,

was appointed as the investigating officer for the

2. Summary:

vas detained on 22 December 2003 after C/2-3 FA conducted a raid on a case in pursuant to gathered intelligence. reportedly intoxicated and, though not aggressive, not fully compliant to instructions. and to be assisted on to the 5-ton which took the detainees to the 2-3 FA Detention Center. During the approximate three days pent at the 2-3 FA Detention Center, he appeared to be mentally challenged, often talking as though he was still in the cafe. continuously would remove his clothes and defecated in his pants twice. Though many attempts were made to instruct to leave his clothes on. he was often seen with his pants dropped down to his ankles. as well as all the detainces at 2-3 FA Detention Center, was seen twice a day by medical personnel. One of the interpreters for 2-3 FA is an Iraqi MD who also examined the detainees during the time of detention.

b. On 25 December 2003 **Section** and the rest of the detainees from 2-3 FA Detention Center were transported to 501 FSB Detention Center for interrogation by brigade intelligence personnel. Upon arrival at 501 FSB Detention Center, **Section** appeared to have little response to stimuli; bowever, he was breathing and making moaning sounds. **Section** was taken to the 501 FSB Aide Station were it was determined he had a low body temperature, shallow respiration, and weak cardio rhythms. The medical staff attempted to raise **Section** body temperature and improve his respiratory and cardio symptoms.

c. Approximately 0100, 26 December 2003, **denset** was air lifted to 28TH CSH were he received further treatment in attempts to improve his condition. **denset** later died due to total cardio failure. The 28TH CSH reported **Tubles**'s death to the 501 FSB at 260600DEC03.

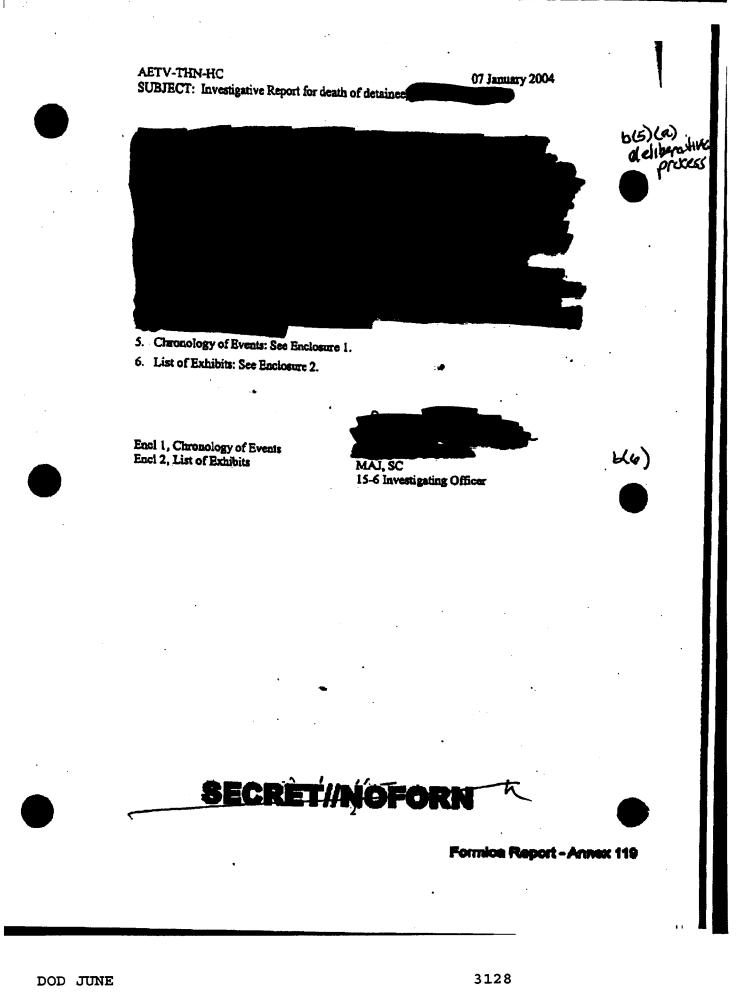
3. Findings: After interviewing and examining statements from many individuals involved in the incident with the statement of the states he had bealing abrasions on his shin and bruises on his shoulders and knees. When interviewing CPT the who treated the abrasions and bruises did not appear to be recent. Lastly, many detention center guards scemed to discover for themselves that the brase states strangely.



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DEPARTMENT OF THE ARMY HEADQUARTERS, 2ND BATTALION, 3RD FIELD ARTILLERY ADHAMIYA, BAGHDAD, IRAQ APO AE 09324-2856

AETV-TFK-A-S3

27 December 2003

blb)

MEMORANDUM FOR RFCT S3

SUBJECT: Commanders Incident Report; Death of a Local National

1. REPORT MADE BY:

- a. Rank: CPT
- b. Name: c. Duty Position: Assistant S-3
- d. Unit: HHB/2-3 FA
- 2. TYPE OF REPORT: CIR
- 3. TYPE OF INCIDENT: Death of a Local National while in Custody
- 4. DTG OF INCIDENT: 26_(Unknown Time)_CDEC03
- 5. LOCATION OF INCIDENT: MB 401 929 (Zone 18)
- 6. UNITS INVOLVED: HHB/2-3 FA
- 7. UNIT ADDRESS (Current Location if deployed): MB397974
- 8. LIST OF PERSONNEL INVOLVED:

5(4) Iraqi Detainee ЛŊ (2) (3) MALE (4) (5) Died of pneumonia (as reported by Brigade S2 Update Brief, 270900CDEC03) 9. NARRATIVE: On 22 DEC 03, at 1830, C Btry detained 9 local nationals suspected to have 1.460 ties to an IED attack earlier in the day. He was detained at a café vicinity, 5(4) An informant had pointed all nine suspects out to the patrol. was extremely

Exhibit CC

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intoxicated upon arrival to the 2-3 FA FOB. He was placed in the Detention cell located on the FOB. After questioning him it was apparent that the majority of his time in detention on a bus. provide useful information. After the majority of his time in detention on a bus. This bus is used to shelter and warm detainees during periods of inclement weather. Additionally, the detainees were provided wool blankets for warmth which included the

On numerous occasions U.S. Army Medics checked all the detainees for signs of injuries or illnesses. defecated in his pants so he was provided with dry pants on two separate occasions. When Brigade requested to speak with him for more information we informed them he would be useless for intelligence purposes and we recommended his release. This was based on his initial interview and the fact his other family members stated he was taken to the psychologist many times. The told us that because of his relationship as the brother of that they still wanted to talk with him. Before all the detainces were moved to the BSA on 25 December at 1800, the medics conducted another screening to ensure all the detainees were in good health; this included who was in good condition. The Battalion TOC was notified on or about 2200 hours on 25 DEC 03 by CPT was sent to the 28th CSH for medical treatment and that his that. prognosis was not good. At approximately 1500 hours on 26 DEC 03 the Brigade XO notified the Battalion XO that was dead and that an autopsy would follow.

10. TIME UNIT COMMANDER WAS NOTIFIED: 26 DEC 03

11. UNIT COMMANDER: LTC

12. DRUGS OR ALCOHOL INVOLVED: No (US); yes deceased local national was drunk when he was detained.

13. ESTIMATED COST OF DAMAGE: UNK.

14. COMMANDER'S EVALUATION AND OTHER COMMENTS.

a. IMPACT ON OPERATIONAL READINESS: None.

b. INDICATE COMMANDER'S JUDGMENT OF CAUSE: The Detainee had a preexisting condition that could not be detected by medical personnel on site.

15. ACTIONS TAKEN BY UNIT COMMANDER: The detainces were placed in a guarded bus during inclement weather periods to provide a heated environment. As a result of increased inclegnentsweather, aroof and a forced air heater were added to the detention cell in order to discontinue the use of the bus.

16. AUTHENTICATION and POC: CPT b(4) **Ø DNVT** 6.9 200 12 Formice Report - Annex 119

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