

07 APR 04

From: LT [REDACTED]  
To: Commander, Naval Special Warfare Task Group [REDACTED]  
Subj: PRELIMINARY INQUIRY INTO DEATH OF [REDACTED]  
Ref: (a) JAGMAN Section 0204

b(6)  
1.4(e)  
b(6)

1. This reports completion of the preliminary inquiry conducted in accordance with reference (a) into the events surrounding the death of [REDACTED] while in the custody of [REDACTED]

b(6) | 1.4(a)

2. Personnel contacted (all contact info is DSN [REDACTED] DNVT [REDACTED]):

b(6) | 1.4(a)

- [REDACTED] LCDR, [REDACTED] SEAL Team [REDACTED]
- [REDACTED] LTC, CJSOIF Surgeon, [REDACTED]
- [REDACTED] LT, AOIC, SEAL Team [REDACTED]
- [REDACTED] LT, AOIC, SEAL Team [REDACTED]
- [REDACTED] HMCS, TU LCPO, SEAL Team [REDACTED]
- [REDACTED] BMCS, PLT LCPO, SEAL Team [REDACTED]
- [REDACTED] GM1, TU Interrogator, SEAL Team [REDACTED]
- [REDACTED] HM1, Platoon Corpsman, SEAL Team [REDACTED]
- [REDACTED] ICI, Detainee Guard, SEAL Team [REDACTED]
- [REDACTED] PM2, Platoon Corpsman, SEAL Team [REDACTED]
- [REDACTED] IT2, TU Interrogator, SEAL Team [REDACTED]
- [REDACTED] HM2, Platoon Corpsman, SEAL Team [REDACTED]
- [REDACTED] IT3, Detainee Guard, SEAL Team [REDACTED]



3. Materials reviewed:

- [REDACTED] CONOPs
- [REDACTED] Operation Summary
- [REDACTED] SSE Item Inventory
- NSW Detainee Receipt for [REDACTED]
- [REDACTED] Interrogation and Counter-Resistance Policy, [REDACTED]
- [REDACTED]
- Detainee Medical Screening Sheet (02 APR 04)
- SF 558 Emergency Care and Treatment Form (05 APR 04)
- SF 600 Chronological Record of Medical Care (05 APR 04)
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]

1.4(a)

b(6)

~~SECRET//NOFORN~~

~~SECRET//NOFORN~~

Formosa Report - Annex 120

Sworn Statement from [REDACTED]

b(6)

4. Summary of findings:

[REDACTED] conducted mission [REDACTED] in the early morning hours of 02 APR 04. Two [REDACTED] including [REDACTED] were detained on target along with 6 fully assembled Improvised Explosive Devices (IEDs), a large quantity of IED component material, 27 grenades, and numerous explosive items.

- During approximately 64 hours of detention and interrogation, [REDACTED] personnel followed all procedures outlined in both [REDACTED] Interrogation and Counter-Resistance Policy [REDACTED] and [REDACTED] Interrogation and Counter-Resistance Policy [REDACTED]. At regular intervals, fully qualified 18D corpsmen took the detainee's vital signs and documented this information, none of which was outside healthy parameters.

- [REDACTED] gained significant actionable intelligence from the questioning of both detained AI members.

[REDACTED] exhibited signs of intense distress and extremely unusual behavior during his captivity, likely based on the stress of detainment and the fact that this very committed [REDACTED] member had provided actionable intelligence during his detainment.

- At 050104CAPR04, approximately thirty minutes prior to the detainee's cardiac arrest, his body core temperature was measured at 97.5 degrees Fahrenheit (well within normal parameters). Based on this body temperature, both HMCS [REDACTED] and LTC [REDACTED] ruled out the possibility that the detainee was even mildly hypothermic at the time of his cardiac arrest.

- [REDACTED] family medical history, previous health and exact age are all unknown at this point. His reported age of 27 years old is based on information gained during his interrogation, and given his pattern of providing misleading or false information when given the chance, is of questionable validity.

- According to LTC [REDACTED] there have been a surprising number of cardiac problems, including the recent full cardiac arrest of an Iraqi citizen in his mid-30s, which have occurred in the vicinity of Mosul. The health demographics of young to middle-aged Iranian males are completely unknown at this time.

- Prior to the detainee's cardiac arrest at 0137C, he was wrapped in two blankets and laying by a fire in preparation for his final medical screening and turnover to the Stryker Brigade holding facility.

- After the detainee's cardiac arrest, he was attended by five 18D corpsmen and the [REDACTED] Surgeon (LTC [REDACTED]), who had full access to all necessary modern medical equipment in a nearby aid station.

1.4(a)  
b(6)

1.4(a)

1.4(a)  
b(6)

b(6)/1.4(a)

b(6)

b(6)

b(6)

b(6)

[REDACTED]

b(5)(a)

~~SECRET//NOFORN~~

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[REDACTED]

b(5)(a)

[REDACTED]

LT USN

b(4)

FIRST ENDORSEMENT

Concur with recommendation  
 Other:

[REDACTED]

b(5)(a)

[REDACTED]

Commander  
[REDACTED]

16 APR 04

b(4)  
1.4(a)

~~SECRET/NOFORN~~

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12 Apr 04

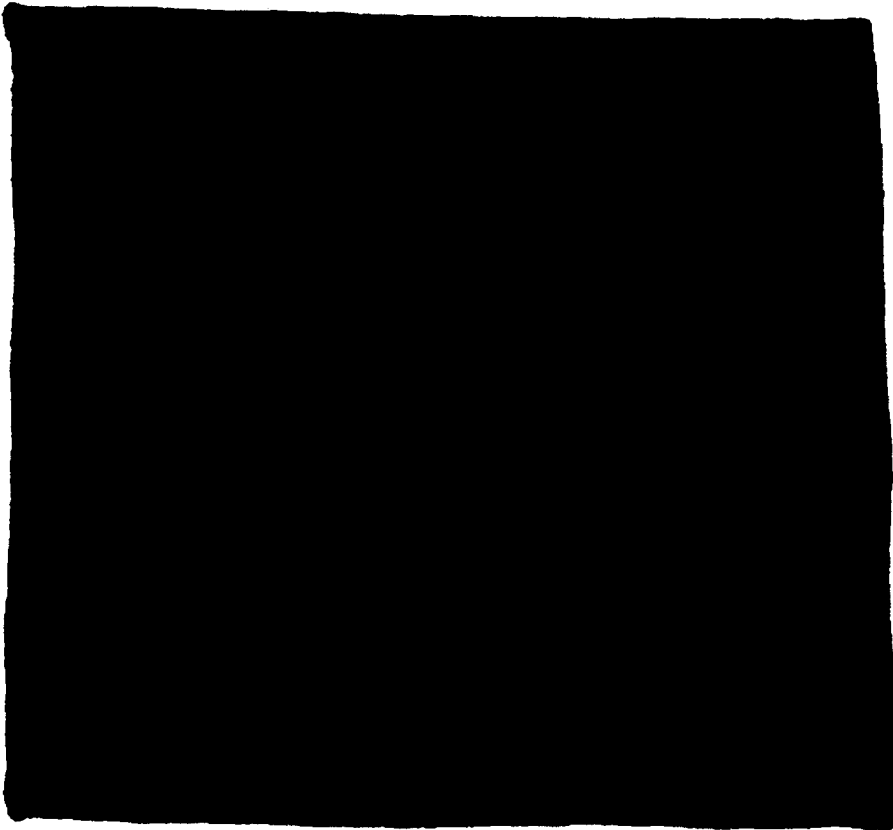
From: [REDACTED], LT, JAGC, USNR

To: Commanding Officer, [REDACTED]

Subj: PRELIMINARY INQUIRY INTO DEATH OF FARHAD MOHAMED ALI

Ref: (a) JAGMAN Section 204

1. Pursuant to section 204 of reference (a) I have reviewed the preliminary inquiry (PI) conducted by LT [REDACTED] regarding the subject above. I found that LT [REDACTED] investigation was thorough and expedient.



b(5)(e)  
b(5)(f)  
b(5)(g)

~~SECRET//NOFORN~~

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Subj: PRELIMINARY INQUIRY INTO DEATH OF [REDACTED]

b(6)

[REDACTED]

b(5)(a)  
b(5)(f)  
b(5)(g)

[REDACTED]

b(6)

~~SECRET//NOFORN~~ u

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NSWTGAP\_JAG

From: [REDACTED] JAG  
Sent: Friday, April 16, 2004 10:32 PM  
To: [REDACTED]  
Cc: [REDACTED] SJA; [REDACTED] (GP1 JAG)  
Subject: Preliminary JAGMAN RE: Detainee Death

b(6)

Classification: ~~SECRET~~  
Caveats: NONE

Sir,

[REDACTED] requested that I forward you the IO report on the preliminary investigation on the detainee's death in Moat. Also enclosed is my written recommendation. CDR [REDACTED] will retain the hardcopies with enclosures and bring them to San Diego.

b(4)  
b(5)(a),  
(f)(g)

Finally, the last time I checked on the investigation, CID told me they sent a request to NCIS to continue the investigation in San Diego.

VK  
LT [REDACTED]

b(4)



Prelim Inquiry 07 APR 04.doc JAG recommendation.doc

Classification: ~~SECRET~~  
Caveats: NONE

~~SECRET//NOFORN~~

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NSWTGAP, JAG

From: [redacted] JAG  
Date: Monday, April 12, 2004 8:22 PM  
Subject: JAG Endorsement of Detainee Death Investigation

b(6)/1.4(w)

Classification: ~~SECRET~~  
Caveats: NONE

Sir,

Enclosed with this e-mail is my endorsement of LT [redacted] Preliminary Inquiry into the detainee's death in Mosul. On a related note, I contacted CID in Mosul today. [redacted] Let me know if you need to discuss anything further.

b(6)  
b(5)(f)  
and(g)

V/r  
JAG



JAG  
Endorsement.doc

Attachment Classification: ~~SECRET~~  
Attachment Caveats: NONE

Classification: ~~SECRET~~  
Caveats: NONE

~~SECRET//NOFORN~~

Formica Report - Annex 120

NSWTGAP\_JAG

From: [REDACTED] COL CJTF7-SJA [REDACTED]  
 Sent: Thursday, April 08, 2004 2:18 PM  
 To: [REDACTED] JAG; [REDACTED]  
 Cc: [REDACTED] CO; [REDACTED] SJA OIC; [REDACTED] SJA OIC; [REDACTED] CJTF7-SJA;  
 FOBNS JAG OIC; [REDACTED] SJA OIC; [REDACTED] Provost Marshal; IRAQI  
 Staff; [REDACTED] CJTF7-CHIEF ADMIN LAW; [REDACTED] Chief of  
 Staff; [REDACTED] DEPUTY CHIEF OF STAFF; [REDACTED] SJA;  
 SJA; [REDACTED] Chief of Staff; [REDACTED] SJA;  
 [REDACTED] (GP1 JAG); [REDACTED] DEP CDR; [REDACTED]

Subject: RE: Update on Detainee Death Investigation (SECRET)

b(6)  
1.c/a

LT [REDACTED]  
 Thanks for the update. Critical issue, based on my time in this theater and responses to other inquiries of this nature, is a thorough investigation. I think that issue is well in hand now.  
 COL [REDACTED]

b(6)

-----Original Message-----  
 From: [REDACTED] JAG (mailto:[REDACTED])  
 Sent: Thursday, April 08, 2004 04:08  
 To: [REDACTED]  
 Cc: [REDACTED] SJA OIC; [REDACTED] SJA OIC; [REDACTED] Provost Marshal;  
 [REDACTED] SJA OIC; [REDACTED] CJTF7-CHIEF ADMIN LAW; [REDACTED] G;  
 [REDACTED] Chief of Staff; [REDACTED] SJA;  
 CJSOTFAP SJA; [REDACTED] Chief of Staff; [REDACTED] (MNS -N) DEP CDR; CFSOCC-SJA;  
 [REDACTED] (GP1 JAG); [REDACTED] N3  
 Subject: Update on Detainee Death Investigation (SECRET)

b(6)  
1.c/a

Classification: ~~SECRET~~

Caveats: NONE

Sir,

[REDACTED]

b(5)(a)  
(f)(g)

5/23/2004

~~SECRET/NOFORN~~

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Vlr  
[redacted]  
[redacted]  
LT. JAGC, USNR  
[redacted]

b(6)

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

From: [redacted] SJA OIC [mailto:[redacted]]  
Sent: Wednesday, April 07, 2004 6:58 PM  
To: [redacted] CJTF7-SJA  
Cc: [redacted] Provost Marshal; [redacted] JAG OIC; [redacted] CJTF7-CHIEF ADMIN LAW; [redacted] JAG; [redacted] Chief of Staff; [redacted] DEPUTY CHIEF OF STAFF; [redacted] SJA; [redacted] Chief of Staff; [redacted] DEP CDR  
Subject: RE: Detainee Death Investigation (SECRET)

b(6) / 1.4a

Sir: It is our understanding that NCIS personnel are on their way here to investigate. Our CID are now only assisting with the investigation by taking statements of the detachment personnel before they re-deploy and potentially coordinating the autopsy. [redacted]

b(5)(a)

[redacted] Therefore, we have no outstanding issues for CJTF-7. Thanks for the assistance. LTC [redacted]

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

From: [redacted] CJTF7-SJA  
Sent: Wednesday, April 07, 2004 4:35 PM  
To: [redacted] SJA OIC  
Cc: [redacted] Provost Marshal; [redacted] OIC; [redacted] CJTF7-CHIEF ADMIN LAW; [redacted] JAG; [redacted] Chief of Staff; [redacted] DEPUTY CHIEF OF STAFF; [redacted] SJA  
Subject: RE: Detainee Death Investigation (SECRET)

b(6) / 1.4a

Please see my most recent e-mails. This represents the most current info that I have received from CID and LTC [redacted]

b(6) / b(5)(a)(f) (g)

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

From: [redacted]  
[mailto:[redacted]]  
Sent: Wednesday, April 07, 2004 08:53  
To: [redacted] SJA OIC  
Cc: [redacted] Provost Marshal; [redacted] OIC; [redacted] SJA (E-mail); [redacted] CJTF7-CHIEF ADMIN LAW (E-mail); [redacted] JAG; [redacted] Chief of Staff; [redacted] DEPUTY CHIEF OF STAFF; [redacted] SJA  
Subject: Detainee Death Investigation (SECRET)  
Importance: High

b(6) / 1.4a

5/23/2004

~~SECRET//NOFORN~~

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Classification: ~~SECRET~~

Exemptions: NONE

[Redacted]

b(1)

Sir,

I was up in Mosul for the last couple of days, but I returned to Baghdad today. I'm sorry that my schedule did not allow me to swing by your office while I was there (though I did meet LTC [Redacted], your PM). Here's an update on the status of the detainee death investigation:

[Large Redacted Block]

b(5)(A),  
(f)fg)  
b(6)  
1.4a

Please keep me updated from your end, and I'll do the same from here.

v/r,

[Redacted]

MAJ [Redacted]  
Staff Judge Advocate

[Redacted]

b(6)  
1.4(a)

5/23/2004

~~SECRET//NOFORN~~ u

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DSN (318) 230-0275

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

From: [REDACTED] SJA OIC

[mailto:[REDACTED]]

Sent: Wednesday, April 07, 2004 11:07 AM

To: [REDACTED] JAG OIC

Cc: [REDACTED] SJA; [REDACTED] SJA; [REDACTED]

(MNS-N) Provost Marshal

Subject: Detainee Issue

b(6)

[REDACTED]

b(5)(a),  
(f)(g)

[REDACTED]

Please keep me posted. Thanks, [REDACTED]

b(6)

Classification: ~~SECRET~~

Caveats: NONE

Classification: ~~SECRET~~

Caveats: NONE

5/23/2004

~~SECRET//NOFORN~~

Formica Report - Annex 120

From: [REDACTED] JAG  
 Sent: Thursday, April 08, 2004 12:08 PM  
 To: [REDACTED] CAPT  
 Cc: [REDACTED] CO; [REDACTED] SJA OIC; [REDACTED] CJTF7-SJA;  
 [REDACTED] SJA OIC; [REDACTED] JAG; [REDACTED]  
 Provost Marshal; [REDACTED] OIC; [REDACTED] PT CJTF7-CHIEF ADMIN  
 LAW; [REDACTED] JAG; [REDACTED] Chief of Staff; [REDACTED] DEPUTY CHIEF OF  
 STAFF; [REDACTED] SJA; [REDACTED] Chief of Staff;  
 [REDACTED] DEP CDR; [REDACTED] SJA; [REDACTED];  
 [REDACTED] N3

Subject: Update on Detainee Death Investigation (SECRET)

Classification: SECRET

Caveats: NONE

Sir,

I just returned from Mosul. Here is the latest on the Detainee Death Investigation:

[REDACTED]

b(5)(a),  
(f)(g)

[REDACTED]

V/r  
LT [REDACTED]

[REDACTED]  
LT, JAGC, USNR

b(6)

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

From: [REDACTED] SJA OIC (mailto:[REDACTED])  
 Sent: Wednesday, April 07, 2004 6:58 PM  
 To: [REDACTED] JTF7-SJA  
 Cc: [REDACTED] Provost Marshal; [REDACTED] OIC; [REDACTED]  
 CJTF7-CHIEF ADMIN LAW; [REDACTED] JAG; [REDACTED] Chief of Staff; [REDACTED] DEPUTY  
 CHIEF OF STAFF; [REDACTED] SJA; [REDACTED] SJA; [REDACTED] Chief of  
 Staff; [REDACTED] DEP CDR  
 Subject: RE: Detainee Death Investigation (SECRET)

b(6)/1.4(a)

Sir: It is our understanding that NCIS personnel are on their way here to investigate. Our CID are

5/23/2004

~~SECRET//NOFORN~~ h

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now only assisting with the investigation by taking statements of the detachment personnel before they re-deploy and potentially coordinating the autopsy. [REDACTED]  
[REDACTED] Therefore, we have no outstanding issues for CJTF-7. Thanks for the assistance. [REDACTED]

b(5)(a)

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

From: [REDACTED]-SJA  
Sent: Wednesday, April 07, 2004 4:35 PM  
To: [REDACTED]; [REDACTED] SJA OIC  
Cc: [REDACTED] Provost Marshal; [REDACTED] JAG OIC; [REDACTED] CJTF7-CHIEF ADMIN LAW; [REDACTED] JAG; [REDACTED] Chief of Staff; [REDACTED] DEPUTY CHIEF OF STAFF; [REDACTED] SJA  
Subject: RE: Detainee Death Investigation (SECRET)

b(6)/1.4a

Please see my most recent e-mails. This represents the most current info that I have received from CID and [REDACTED]  
[REDACTED]

b(6)  
b(5)(a),  
(f)(g)

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

From: [REDACTED] SJA [mailto:[REDACTED]]  
Sent: Wednesday, April 07, 2004 08:53  
To: [REDACTED] SJA OIC  
Cc: [REDACTED] Provost Marshal; [REDACTED] OIC; [REDACTED] (E-mail); [REDACTED] CHIEF ADMIN LAW; [REDACTED] (E-mail); [REDACTED] JAG; [REDACTED] Chief of Staff; [REDACTED] DEPUTY CHIEF OF STAFF; [REDACTED] SJA  
Subject: Detainee Death Investigation (SECRET)  
Importance: High

b(6)/1.4c

Classification: SECRET

Caveats: NONE

[REDACTED]  
Sir,

b(6)

I was up in Mosul for the last couple of days, but I returned to Baghdad today. I'm sorry that my schedule did not allow me to swing by your office while I was there (though I did meet LTC [REDACTED], your PM). Here's an update on the status of the detainee death investigation:

[REDACTED]  
[REDACTED]

b(5)(a),  
(f)(g)  
b(6)  
1.4a

5/23/2004

~~SECRET//NOFORN~~

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[REDACTED]

b(5)(a)(f)  
(g)  
b(6)  
1.4a

Please keep me updated from your end, and I'll do the same from here.

w/.

[REDACTED]  
Staff Judge Advocate

b(6)  
1.4(a)

DSN (318) 230-0275

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

From: [REDACTED] SJA OIC  
[mailto:[REDACTED]]

Sent: Wednesday, April 07, 2004 11:07 AM

To: [REDACTED] OIC

Cc: [REDACTED] SJA; [REDACTED] SJA; [REDACTED]

Provost Marshal

Subject: Detainee Issue

[REDACTED]

b(5)(a)(f)  
(g)

5/23/2004

~~SECRET//NOFORN~~

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[REDACTED]

b(s)(a)(f)(g)

Please keep me posted. Thanks, [REDACTED]

b(4)

Classification: ~~SECRET~~

Caveats: NONE

Classification: ~~SECRET~~

Caveats: NONE

5/23/2004

~~SECRET//NOFORN~~

[REDACTED] Fornica Report - Annex 120 [REDACTED]

CID Doc.

b(1)



DEPARTMENT OF THE ARMY  
76<sup>th</sup> MP DETACHMENT (CID)  
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
LEA DIAMONDBACK - MOSUL, IRAQ  
APO AE 08334-0100

REPLY TO  
ATTENTION OF

CIRC-WBE (195-2)

15 May 2004

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL-REFERRED - [REDACTED]

b(6)/b(2)

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 5 Apr 2004/0200 - 5 Apr 2004/0215; Special Operations Compound, LSA  
Diamondback, Mosul, Iraq

DATE/TIME REPORTED: 5 Apr 2004, 1700

INVESTIGATED BY: SA [REDACTED] SA [REDACTED]

b(6)

SUBJECT: 1. (NONE) [UNDETERMINE DEATH]

VICTIM: 1. [REDACTED] (DECEASED); [REDACTED], IRAQI;  
CIV; M; WHITE; XZ (NFI) [UNDETERMINED DEATH]

b(6)

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

This office was notified by Mortuary Affairs, Mosul, that the remains of an Iraqi detainee had been delivered by 67<sup>th</sup> Combat Support Hospital (CSH) personnel.

Investigation disclosed Mr. [REDACTED] was detained by [REDACTED] personnel and subsequently interrogated. During the morning of 5 Apr 04, Mr. [REDACTED] was allowed to sleep and when checked by Navy corpsmen was found to be unresponsive. Mr. [REDACTED] was transported to the 67<sup>th</sup> CSH where he received emergency medical care. Mr. [REDACTED] was unable to be revived and subsequently died of unknown causes.

b(6)

On 26 Apr 04, an autopsy of the remains of Mr. [REDACTED] was conducted by LTC (Dr.) [REDACTED] USAF, Deputy Medical Examiner, Office of the Armed Forces Medical Examiner (OAFME), Armed Forces Institute of Pathology (AFIP), Rockville, MD. Dr. [REDACTED] related the cause and manner of death were both undetermined with no obvious signs of a homicide nor of a natural death.

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~~SECRET//NOFORN~~

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CIRC-WBE  
SUBJECT: CID REPORT OF INVESTIGATION -FINAL-REFERRED - [REDACTED]

b(7)

b(2)

On 11 May 04, the Naval Criminal Investigative Service (NCIS), accepted investigative responsibility for this matter.

STATUTES: N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED] 12 May 04, detailing initial notification; coordination with Mortuary Affairs, Provost Marshal, Seal Team [REDACTED] LT [REDACTED] NCIS, and CW4 [REDACTED] interviews of SPO [REDACTED] HM2 [REDACTED] HM1 [REDACTED] HM1 [REDACTED] HMCS [REDACTED] GM1 [REDACTED] LTC [REDACTED] SPC [REDACTED] SGT [REDACTED] CPT [REDACTED] SGT [REDACTED] and SGT [REDACTED]; death scene examination; and autopsy.
2. Certificate of Death (Overseas), 5 Apr 04, pertaining to Mr. [REDACTED]
3. Photographic packet comprised of 23 photographs. (Mr. [REDACTED])
4. Packet containing unit rosters, medical information, and statements obtained from Seal Team [REDACTED]
5. Waiver Certificate and Sworn Statement of HM2 [REDACTED] 7 Apr 04, relating he provided treatment to Mr. [REDACTED] after he went into cardiac arrest.
6. Sworn Statement of HM1 [REDACTED] 7 Apr 04, relating he assisted in the primary treatment of Mr. [REDACTED]
7. Sworn Statement of HM1 [REDACTED] 7 Apr 04, relating he administered primary aid to Mr. [REDACTED]
8. Sworn Statement of HMCS [REDACTED] 7 Apr 04, relating he was on duty when Mr. [REDACTED] went into cardiac arrest.
9. Waiver Certificate and Sworn Statement of GM1 [REDACTED] 7 Apr 04, relating he was on detainee watch while Mr. [REDACTED] was in custody.
10. Sworn Statement of LTC (Dr.) [REDACTED] 8 Apr 04, relating he provided primary treatment to Mr. [REDACTED] after he went into cardiac arrest.
11. Death scene sketch, 8 Apr 04, prepared by SA [REDACTED]

b(6)

b(6)

1.4(a)

b(6)

~~SECRET/NOFORN~~

[REDACTED] Formion Report - Annex 120

CIRC-WBE

SUBJECT: CID REPORT OF INVESTIGATION -FINAL-REFERRED - [REDACTED]

b(7)

12. Photographic packet comprised of 11 photographs. (scene)

b(2)

13. Compact disk, [REDACTED] containing originals of Exhibits 3 and 12.

Not Attached: None.

The originals of Exhibits 1 and 5-11 are forwarded with the NCIS copy of this report. The original of Exhibit 2 is retained in the files of the 67<sup>th</sup> CSH. The originals of Exhibit 4 are retained in the files of Seal Team [REDACTED] Coronado, CA.

1.4(a)  
b(6)

STATUS: This is a Final Referred Report prepared IAW CIDR 195-1, Para 4-10a(1) in that the Army CID does not have the primary investigative responsibility and NCIS has accepted referral of this investigation.

Report Prepared By:

Report Approved by:

[REDACTED]  
Special Agent, 6079

[REDACTED]  
Special Agent in Charge

b(6)

DISTRIBUTION:

- 1 - Director, USACRC
- 1 - NCIS Field Office Middle East, PSC 451, FPO AE 09834-2800 (originals)
- 1 - THRU: Commander, 22<sup>nd</sup> MP BN (CID) (FWD), Baghdad, Iraq  
THRU: Commander, 3<sup>rd</sup> MP Group (CID), Ft Gillem, GA  
TO: HQUSACIDC, ATTN: CIOP-COP, 6010 6<sup>th</sup> Street, Fort Belvoir, VA 22060
- 1 - Director, OAFME, AFIP, Rockville, MD 20850
- 1 - Chief of Staff, TFO (e-mail only, less exhibits)
- 1 - SJA, SBCT (e-mail only, less exhibits)
- 1 - PMO, SBCT (e-mail only, less exhibits)
- 1 - File

~~SECRET//NOFORN~~

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07 APR 04

From: LT [REDACTED]  
To: Commander, Naval Special Warfare Task Group [REDACTED]  
Subj: PRELIMINARY INQUIRY INTO DEATH OF [REDACTED]  
Ref: (a) JAGMAN Section 0204

b(6)  
1.4(a)  
b(6)

1. This reports completion of the preliminary inquiry conducted in accordance with reference (a) into the events surrounding the death of [REDACTED] while in the custody of [REDACTED]

b(6) | 1.4(a)  
b(6) | 1.4(a)

2. Personnel contacted (all contact info is DSN [REDACTED] DNVT [REDACTED]):

- [REDACTED] LCDR, [REDACTED] SEAL Team [REDACTED]
- [REDACTED] LTC, CJSOIF Surgeon, [REDACTED]
- [REDACTED] LT, AOIC, SEAL Team [REDACTED]
- [REDACTED] LT, AOIC, SEAL Team [REDACTED]
- [REDACTED] HMCS, TU LCPO, SEAL Team [REDACTED]
- [REDACTED] BMCS, PLT LCPO, SEAL Team [REDACTED]
- [REDACTED] GM1, TU Interrogator, SEAL Team [REDACTED]
- [REDACTED] HM1, Platoon Corpsman, SEAL Team [REDACTED]
- [REDACTED] IC1, Detainee Guard, SEAL Team [REDACTED]
- [REDACTED] FM2, Platoon Corpsman, SEAL Team [REDACTED]
- [REDACTED] IT2, TU Interrogator, SEAL Team [REDACTED]
- [REDACTED] HM2, Platoon Corpsman, SEAL Team [REDACTED]
- [REDACTED] IT3, Detainee Guard, SEAL Team [REDACTED]



3. Materials reviewed:

- [REDACTED] CONOPs
- [REDACTED] Operation Summary
- [REDACTED] SSE Item Inventory
- NSW Detainee Receipt for [REDACTED]
- [REDACTED] Interrogation and Counter-Resistance Policy, [REDACTED]
- [REDACTED]
- Detainee Medical Screening Sheet (02 APR 04)
- SF 558 Emergency Care and Treatment Form (05 APR 04)
- SF 600 Chronological Record of Medical Care (05 APR 04)
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]
- Sworn Statement from [REDACTED]

1.4(a)  
b(6)

~~SECRET//NOFORN~~

~~Classification~~

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Sworn Statement from [REDACTED]

b(6)

4. Summary of findings:

[REDACTED] conducted mission [REDACTED] in the early morning hours of 02 APR 04. Two [REDACTED] including [REDACTED] were detained on target along with 6 fully assembled Improvised Explosive Devices (IEDs), a large quantity of IED component material, 27 grenades, and numerous explosive items.

- During approximately 64 hours of detention and interrogation, [REDACTED] personnel followed all procedures outlined in both [REDACTED] Interrogation and Counter-Resistance Policy, [REDACTED] and [REDACTED] Interrogation and Counter-Resistance Policy [REDACTED]. At regular intervals, fully qualified 18D corpsman took the detainee's vital signs and documented this information, none of which was outside healthy parameters.

- [REDACTED] gained significant actionable intelligence from the questioning of both detained AJ members.

- [REDACTED] exhibited signs of intense distress and extremely unusual behavior during his captivity, likely based on the stress of detainment and the fact that this very committed [REDACTED] member had provided actionable intelligence during his detainment.

- At 050104CAPR04, approximately thirty minutes prior to the detainee's cardiac arrest, his body core temperature was measured at 97.5 degrees Fahrenheit (well within normal parameters). Based on this body temperature, both HMCS [REDACTED] and LTC [REDACTED] ruled out the possibility that the detainee was even mildly hypothermic at the time of his cardiac arrest.

- [REDACTED] family medical history, previous health and exact age are all unknown at this point. His reported age of 27 years old is based on information gained during his interrogation, and given his pattern of providing misleading or false information when given the chance, is of questionable validity.

- According to LTC [REDACTED] there have been a surprising number of cardiac problems, including the recent full cardiac arrest of an Iraqi citizen in his mid-30s, which have occurred in the vicinity of Mosul. The health demographics of young to middle-aged Iranian males are completely unknown at this time.

- Prior to the detainee's cardiac arrest at 0137C, he was wrapped in two blankets and laying by a fire in preparation for his final medical screening and turnover to the Stryker Brigade holding facility.

- After the detainee's cardiac arrest, he was attended by five 18D corpsmen and the [REDACTED] Surgeon (LTC [REDACTED]), who had full access to all necessary modern medical equipment in a nearby aid station.

1.4(a)  
b(6)

1.4(a)

1.4(a)  
b(6)

b(6)/1.4(a)

b(6)

b(6)

b(6)

b(6)

[REDACTED]

b(5)(a)

~~SECRET//NOFORN~~

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[REDACTED]

b(5)(a)

[REDACTED]

LT USN

b(6)

FIRST ENDORSEMENT

Concur with recommendation  
 Other:

[REDACTED]

b(5)(a)

[REDACTED]

Commander

16 APR 04

b(6) / 1.4(a)

~~SECRET/NOFORN~~

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12 Apr 04

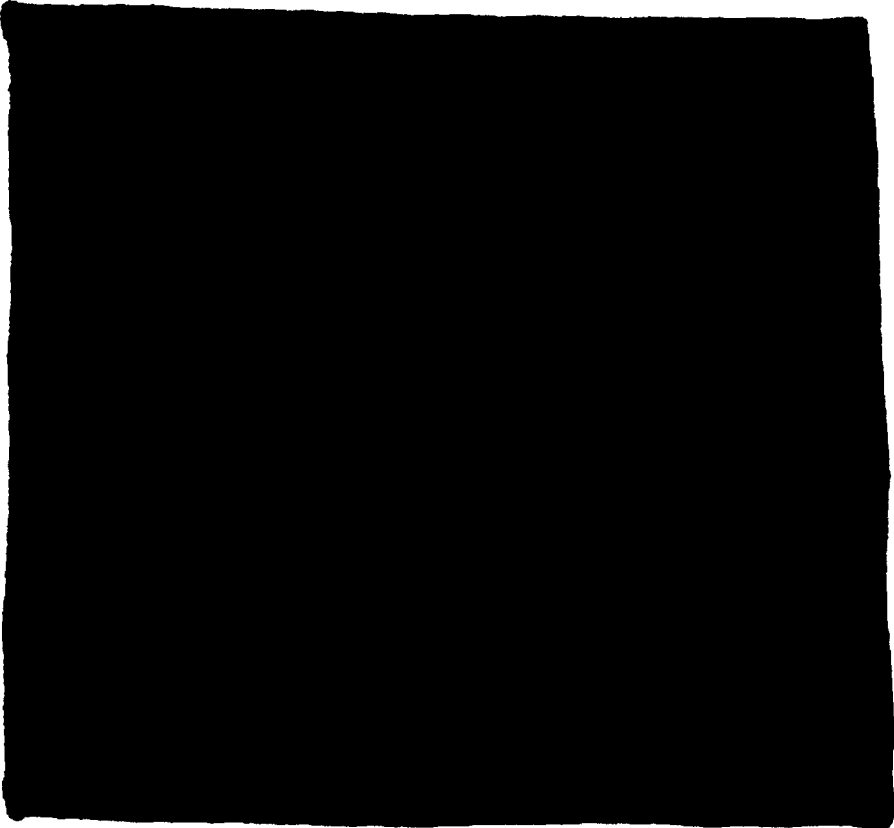
From: [REDACTED], LT, JAGC, USNR

To: Commanding Officer, [REDACTED]

Subj: PRELIMINARY INQUIRY INTO DEATH OF [REDACTED]

Ref: (a) JAGMAN Section 204

1. Pursuant to section 204 of reference (a) I have reviewed the preliminary inquiry (PI) conducted by LT [REDACTED] regarding the subject above. I found that LT [REDACTED] investigation was thorough and expedient.



b(5)(e)  
b(5)(f)  
b(5)(g)

~~SECRET//NOFORN~~

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Subj: PRELIMINARY INQUIRY INTO DEATH OF [REDACTED]

b(6)

b(5)(a)  
b(5)(f)  
b(5)(g)

[REDACTED]

[REDACTED]

b(6)

~~SECRET/NOFORN~~ u

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NSWTGAP\_JAG

From: [redacted] JAG  
Sent: Friday, April 16, 2004 10:32 PM  
To: [redacted]  
Cc: [redacted] SJA; [redacted] (GP1 JAG)  
Subject: Preliminary JAGMAN RE: Detainee Death

b(6)

Classification: ~~SECRET~~  
Caveats: NONE

Sir,

[redacted] requested that I forward you the IO report on the preliminary investigation on the detainee's death in Moout. Also enclosed is my written recommendation. CDR [redacted] will retain the hardcopies with enclosures and bring them to San Diego.

b(6)  
b(5)(a),  
(f)(g)

Finally, the last time I checked on the investigation, CID told me they sent a request to NCIS to continue the investigation in San Diego.

VK  
LT

b(6)



Prelim Inquiry 07  
APR 04.doc

JAG  
IACommendation.doc

Classification: ~~SECRET~~  
Caveats: NONE

~~SECRET//NOFORN~~

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NSWTGAP, JAG

From: [REDACTED] JAG  
Date: Monday, April 12, 2004 6:22 PM  
Subject: JAG Endorsement of Detainee Death Investigation

b(6)/1.4(e)

Classification: ~~SECRET~~  
Caveats: NONE

Sr,

Enclosed with this e-mail is my endorsement of LT [REDACTED] Preliminary inquiry into the detainee's death in Mosul. On a related note, I contacted CIO in Mosul today. [REDACTED] Let me know if you need to discuss anything further.

b(6)  
b(5)(f)  
and(g)

V/r  
JAG



JAG  
Endorsement.doc

Attachment Classification: ~~SECRET~~  
Attachment Caveats: NONE

Classification: ~~SECRET~~  
Caveats: NONE

~~SECRET//NOFORN~~

Fornica Report - Annex 120

NSWTGAP\_JAG

From: [REDACTED] COL CJTF7-SJA [REDACTED]  
 Sent: Thursday, April 08, 2004 2:18 PM  
 To: [REDACTED] JAG; [REDACTED]  
 Cc: [REDACTED] CO; [REDACTED] SJA OIC; [REDACTED] CJTF7-SJA;  
 FOBNS JAG OIC; [REDACTED] SJA OIC; [REDACTED] Provost Marshal; IRAQI  
 Staff; [REDACTED] CJTF7-CHIEF ADMIN LAW; [REDACTED] Chief of  
 Staff; [REDACTED] DEPUTY CHIEF OF STAFF; [REDACTED] SJA;  
 SJA; [REDACTED] Chief of Staff; [REDACTED] SJA;  
 [REDACTED] (GP1 JAG); [REDACTED] DEP CDR; [REDACTED]

Subject: RE: Update on Detainee Death Investigation (SECRET)

b(6)  
1.4a

LT [REDACTED]  
 Thanks for the update. Critical issue, based on my time in this theater and responses to other inquiries of this nature, is a thorough investigation. I think that issue is well in hand now.  
 COL [REDACTED]

b(6)

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

From: [REDACTED] JAG (mailto:[REDACTED])  
 Sent: Thursday, April 08, 2004 04:08  
 To: [REDACTED]  
 Cc: [REDACTED] SJA OIC; [REDACTED] SJA OIC; [REDACTED] Provost Marshal;  
 [REDACTED] Chief of Staff; [REDACTED] CJTF7-CHIEF ADMIN LAW; [REDACTED] SJA;  
 CISOTFAP SJA; Chappell, Carl COL Chief of Staff; Knight, Tom COL (MNB -N) DEP CDR; CFSOCC-SJA;  
 [REDACTED] (GP1 JAG); [REDACTED] N3  
 Subject: Update on Detainee Death Investigation (SECRET)

b(6)  
1.4a

Classification: ~~SECRET~~

Caveats: NONE

Sir,

[REDACTED]

b(5)(a)  
(f)(g)

5/23/2004

~~SECRET//NOFORN~~

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V/r  
[Redacted]  
[Redacted]  
LT. JAGC, USNR  
[Redacted]

b(6)

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

From: [Redacted] SJA OIC (mailto:[Redacted])  
Sent: Wednesday, April 07, 2004 6:58 PM  
To: [Redacted] CJTF7-SJA  
Cc: [Redacted] Provost Marshal; [Redacted] JAG OIC; [Redacted] CJTF7-CHIEF ADMIN LAW; [Redacted] JAG; [Redacted] Chief of Staff; [Redacted] DEPUTY CHIEF OF STAFF; [Redacted] SJA; [Redacted] Chief of Staff; [Redacted] DEP CDR  
Subject: RE: Detainee Death Investigation (SECRET)

b(6)  
1.4a

Sir: It is our understanding that NCIS personnel are on their way here to investigate. Our CID are now only assisting with the investigation by taking statements of the detachment personnel before they re-deploy and potentially coordinating the autopsy.

b(5)(a)

[Redacted] Therefore, we have no outstanding issues for CJTF-7. Thanks for the assistance. LTC [Redacted]

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

From: [Redacted] CJTF7-SJA  
Sent: Wednesday, April 07, 2004 4:35 PM  
To: [Redacted] SJA OIC  
Cc: [Redacted] Provost Marshal; [Redacted] OIC; [Redacted] CJTF7-CHIEF ADMIN LAW; [Redacted] JAG; [Redacted] Chief of Staff; [Redacted] DEPUTY CHIEF OF STAFF; [Redacted] SJA  
Subject: RE: Detainee Death Investigation (SECRET)

b(6) 1.4a

Please see my most recent e-mails. This represents the most current info that I have received from CID and LTC [Redacted]

b(6)  
b(5)(a)(g)  
(g)

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

From: [Redacted]  
(mailto:[Redacted])  
Sent: Wednesday, April 07, 2004 08:53  
To: [Redacted] SJA OIC  
Cc: [Redacted] Provost Marshal; [Redacted] OIC; [Redacted] SJA (E-mail); [Redacted] CJTF7-CHIEF ADMIN LAW (E-mail); [Redacted] JAG; [Redacted] Chief of Staff; [Redacted] DEPUTY CHIEF OF STAFF; [Redacted] SJA  
Subject: Detainee Death Investigation (SECRET)  
Importance: High

b(6) 1.4a

5/23/2004

**SECRET/NOFORN**

**Fornica Report - Annex 120**

~~Classification: SECRET~~

Caveats: NONE

[Redacted]

b(1)

Sir,

I was up in Mosul for the last couple of days, but I returned to Baghdad today. I'm sorry that my schedule did not allow me to swing by your office while I was there (though I did meet LTC [Redacted], your PM). Here's an update on the status of the detainee death investigation:

[Large Redacted Block]

b(5)(a),  
(f)(g)  
b(6)  
1.4a

Please keep me updated from your end, and I'll do the same for you.

v/r,

[Redacted]

MAJ [Redacted]  
Staff Judge Advocate

[Redacted]

b(6)  
1.4(a)

5/23/2004

~~SECRET//NOFORN~~ u

Formica Report - Annex 120

DSN (318) 230-0275

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

From: [redacted] SIA OIC

[mailto:[redacted]]

Sent: Wednesday, April 07, 2004 11:07 AM

To: [redacted] JAG OIC

Cc: [redacted] SIA; [redacted] SIA; [redacted]

(MNB-N) Provost Marshal

Subject: Detainee Issue

b(6)

[redacted]

b(5)(a),  
(f)(g)

[redacted]

Please keep me posted. Thanks, [redacted]

b(6)

Classification: ~~SECRET~~

Caveats: NONE

Classification: ~~SECRET~~

Caveats: NONE

5/23/2004

~~SECRET/NOFORN~~

Formica Report - Annex 120

From: [REDACTED] JAG  
 Sent: Thursday, April 08, 2004 12:08 PM  
 To: [REDACTED] CAPT  
 Cc: [REDACTED] CO; [REDACTED] SJA OIC; [REDACTED] CJTF7-SJA;  
 [REDACTED] SJA OIC; [REDACTED] JAG;  
 Provost Marshal; [REDACTED] OIC; [REDACTED] PT CJTF7-CHIEF ADMIN  
 LAW; [REDACTED] JAG; [REDACTED] Chief of Staff; [REDACTED] DEPUTY CHIEF OF  
 STAFF; [REDACTED] SJA; [REDACTED] Chief of Staff;  
 [REDACTED] DEP CDR; [REDACTED] SJA;  
 [REDACTED] N3

Subject: Update on Detainee Death Investigation (SECRET)

Classification: SECRET

Caveats: NONE

Sir,

I just returned from Mosul. Here is the latest on the Detainee Death Investigation:

[REDACTED]

[REDACTED]

b(5)(a),  
(f)(g)

V/r  
 LT [REDACTED]  
 [REDACTED]  
 LT, JAGC, USNR  
 [REDACTED]

b(6)

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

From: [REDACTED] SJA OIC (mailto:[REDACTED])  
 Sent: Wednesday, April 07, 2004 6:58 PM  
 To: [REDACTED] JTF7-SJA  
 Cc: [REDACTED] Provost Marshal; [REDACTED] OIC; [REDACTED]  
 CJTF7-CHIEF ADMIN LAW; [REDACTED] JAG; [REDACTED] Chief of Staff; [REDACTED] DEPUTY  
 CHIEF OF STAFF; [REDACTED] SJA; [REDACTED] SJA; [REDACTED] Chief of  
 Staff; [REDACTED] DEP CDR  
 Subject: RE: Detainee Death Investigation (SECRET)

b(6)/1.4(a)

Sir. It is our understanding that NCIS personnel are on their way here to investigate. Our CID are

5/23/2004

~~SECRET/NOFORN~~ h

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now only assisting with the investigation by taking statements of the detachment personnel before they re-deploy and potentially coordinating the autopsy.

b(5)(a)

Therefore, we have no outstanding issues for CJTF-7. Thanks for the assistance.

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

From: [redacted]-SJA  
Sent: Wednesday, April 07, 2004 4:35 PM  
To: [redacted]; [redacted] SJA OIC  
Cc: [redacted] Provost Marshal; [redacted] JAG OIC; [redacted] CJTF7-CHIEF ADMIN LAW; [redacted] JAG; [redacted] Chief of Staff; [redacted] DEPUTY CHIEF OF STAFF; [redacted] SJA  
Subject: RE: Detainee Death Investigation-(SECRET)

b(6)/1.4a

Please see my most recent e-mails. This represents the most current info that I have received from CID and [redacted]

b(6)  
b(5)(a),  
(f)(g)

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

From: [redacted] SJA (mailto:[redacted])  
Sent: Wednesday, April 07, 2004 08:53  
To: [redacted] SJA OIC  
Cc: [redacted] Provost Marshal; [redacted] OIC; [redacted] (E-mail); [redacted] CHIEF ADMIN LAW (E-mail); [redacted] JAG; [redacted] Chief of Staff; [redacted] DEPUTY CHIEF OF STAFF; [redacted] SJA  
Subject: Detainee Death Investigation-(SECRET)  
Importance: High

b(6)/1.4a

Classification: ~~SECRET~~

Caveats: NONE

Sir,

b(6)

I was up in Mosul for the last couple of days, but I returned to Baghdad today. I'm sorry that my schedule did not allow me to swing by your office while I was there (though I did meet LTC [redacted], your PM). Here's an update on the status of the detainee death investigation:

b(5)(a),  
(f)(g)  
b(6)  
1.4a

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~~SECRET/NOFORN~~

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[REDACTED]

b(5)(a)(g)  
(g)  
b(6)  
1.4a

Please keep me updated from your end, and I'll do the same from here.

vr.

[REDACTED]  
Staff Judge Advocate  
[REDACTED]

b(6)  
1.4(a)

DSN (318) 230-0275

---Original Message---

From: [REDACTED] SJA OIC  
[mailto:[REDACTED]]  
Sent: Wednesday, April 07, 2004 11:07 AM  
To: [REDACTED] OIC  
Cc: [REDACTED] SJA; [REDACTED] SJA; [REDACTED]  
Provost Marshal  
Subject: Detainee Issue

[REDACTED]

b(5)(a)(f)  
(g)

5/23/2004

~~SECRET//NOFORN~~

[REDACTED] Formica Report - Annex 120



[REDACTED]

b(5)(a)(f)(g)

Please keep me posted. Thanks, [REDACTED]

b(6)

Classification: ~~SECRET~~

Caveats: NONE

Classification: ~~SECRET~~

Caveats: NONE

5/23/2004

~~SECRET//NOFORN~~

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