

DEPARTMENT OF THE ARMY
78th MILITARY POLICE DETACHMENT (CID) (FWD)
3rd MILITARY POLICE GROUP (CID)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
BAGHDAD, IZ
APO AE 09342

CIMPR-FR

23 Jun 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – INITIAL/FINAL (C)/SSI – 0181-04-CID259-80228 - 5C1Q2/5Y2E

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 12 JUN 2004/0001 HRS – 12 JUN 2004/1956 HRS; ABOARD HELICOPTER NEAR, BAGHDAD, IZ

DATE/TIME REPORTED: 22 JUN 2004, 1000 HRS

INVESTIGATED BY: SA ^{b7c-1, b6-1, b2} [REDACTED], SA ^{b7c-1, b6-1, b2} [REDACTED], SA

^{b7c-1, b6-1, b2} [REDACTED] SA ^{b7c-1, b6-1, b2} [REDACTED]

SUBJECT: 1. (UNKNOWN); (NFI); [ASSAULT] [CRUELTY AND MALTREATMENT]

VICTIM: 1. ^{b7c-4, b6-4} [REDACTED] CIV; NDRS# ^{b7c-4, b6-4} [REDACTED] M; DATE OF CAPTURE: 12 JUN 2004; IZ (NFI) [ASSAULT] [CRUELTY AND MALTREATMENT]

INVESTIGATIVE SUMMARY:

On 22 Jun 04, this office received Memorandum of Transmittal (MOT) 0073-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Correctional Confinement Facility, Abu Ghraib, APO AE 09342 (BCCF), which stated the ^{b7c-4, b6-4} Medical Screening Record of Mr [REDACTED] reflected that during inprocessing at BCCF Mr [REDACTED] alleged he was punched in the stomach by Coalition Forces during his transport to BCCF.

Investigation did not develop sufficient evidence to prove or disprove Mr ^{b7c-4, b6-4} [REDACTED] allegation. Mr [REDACTED] refusal to cooperate with this investigation prevented the identification of the subject or the determination of the exact events, which occurred during the incident. Investigation did not diminish the integrity or credibility of Mr ^{b7c-4, b6-4} [REDACTED] allegation.

STATUTES:

Article 128, UCMJ: Aggravated Assault

Article 93, UCMJ: Cruelty and Maltreatment

EXHIBITS/SUBSTANTIATION:

Attached:

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7c b6 b2

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1. Agent's Investigation Report (AIR) of SA [REDACTED] 23 Jun 04, detailing the receipt of MOT 0073-04-CID789 and the coordination with MAJ [REDACTED] ^{b7c-1, b6-1}
2. AIR of SA [REDACTED] 75th Military Police Detachment, BCCF, 21 Jun 04, detailing the basis for investigation; receipt of Medical Screening Report; interviews of Mr [REDACTED] and 1LT [REDACTED] and coordination with SSG [REDACTED] and CW4 [REDACTED] ^{b7c-1, b6-1} ^{b7c-3, b6-3} ^{b7c-3, b6-3} ^{b7c-4, b6-4} ^{b7c-3, b6-3}
3. Medical Screening Log, 16 Jun 04, which pertained to Mr [REDACTED]
4. Written Statement of Mr [REDACTED] 19 Jun 04. ^{b7c-4, b6-4}
5. English Translation of Exhibit 4, which reflected Mr [REDACTED] refused to provide any information regarding his allegation. ^{b7c-4, b6-4}

Not Attached:

None.

The originals of Exhibits 1, 2, 4, and 5 are forwarded with USACRC copy of this report. The original of Exhibit 3 was maintained in the files of the 391st Military Police Battalion Detainee Aid Station, BCCF, Abu Ghraib, IZ.

STATUS: This is an Initial/Final (C) Report. This investigation is terminated in accordance with CIDR 195-1, Chapter 4-17 (a)(5), the victim's cooperation is necessary for the satisfactory resolution of the investigation, and such cooperation is not forthcoming. Remaining Leads: Re-interview Mr [REDACTED] Locate, fully identify, and interview unknown subject. Obtain detainee records for Mr [REDACTED] ^{b7c-4, b6-4}

Report Prepared By:

^{b7c-1, b6-1, b2}
[REDACTED]
Special Agent, [REDACTED]

Report Approved By:

[REDACTED] ^{b7c-1, b6-1}
Special Agent in Charge

Distribution:

- 1-DIR, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506 (original)
- 1-Thru: CDR, 22nd MP BN (CID), APO AE 09342
- Thru: CDR, 3rd MP Group (CID)
- To: CDR, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060
- 1-PMO, MNF-I (e-mail only)
- 1-CID LNO, MNF-I, APO AE 09335 (e-mail only) ^{b7c-3, b6-3}
- 1-Office of the Staff Judge Advocate, III Corps, ATTN: CPT [REDACTED] (email only)
- 1-File

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7c b6 b2

BASIS FOR INVESTIGATION: About 1000, 22 Jun 04, this office received Memorandum of Transmittal (MOT) 0073-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Correctional Confinement Facility, Abu Ghraib, APO AE 09342 (BCCF), which stated the Medical Screening Record of Mr [REDACTED] b7c-4, b6-4 National Detainee Reporting System (NDRS) Number [REDACTED] reflected that during in-processing at BCCF, Mr [REDACTED] alleged he was punched in the stomach by Coalition Forces during his transport to BCCF.

About 1300, 23 Jun 04, SA [REDACTED] b7c-1, b6-1 coordinated with MAJ [REDACTED] b7c-3, b6-3, Chief of Detainee Operations, Multi-National Force - Iraq (MNF-I), who conducted a search of the records maintained at her office for any documentation which pertained to Mr [REDACTED]. The search disclosed her office has never received any documentation that pertained to Mr [REDACTED] b7c-4, b6-4
///LAST ENTRY///

b7c-1, b6-1, b2
SA [REDACTED] 78th MP Detachment (Forward) (CID)
Special Agent, Baghdad, Iraq APO AE 09342
Signature: [REDACTED] Date: 23 JUN 04 Exhibit: 1
CID Form 94

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0073-04-CID789

PAGE 1 OF 1 PAGES

DETAILS

BASIS FOR INVESTIGATION: On 18 Jun 04, this office received a Medical Screening Record from the 391st Military Police (MP) Battalion (BN) Detainee Aid Station, Baghdad Central Confinement Facility (BCCF), Abu Ghryeb, Iraq (AGI), in which Detainee [REDACTED], National Detainee Reporting System (NDRS) # [REDACTED] alleged that he was punched in the stomach by US Forces while being transported to BCCF in a helicopter.

About 1200, 18 Jun 04, INV [REDACTED] b7C-1, b6-1, this office, received a copy of the medical screening report from 391st MP BN Detainee Aid Station. (See Medical Screening Report)

About 1105, 19 Jun 04, SA [REDACTED] b7C-1, b6-1, with the assistance of Linguist [REDACTED] b7C-3, b6-3, this office, interviewed Detainee [REDACTED] about his abuse allegations. [REDACTED] stated he did not want to make a statement, written or oral, about the subject. This agent explained the importance of reporting alleged abuse by US Forces, but [REDACTED] continued to refuse to make a statement. When asked about his statement to the doctor, he said that he did not want to talk about it. He provided a written statement acknowledging his desire to not make a statement. (See Sworn Statement and Translation of Iraqi Statement)

About 1120, 19 Jun 04, SA [REDACTED] b7C-1, b6-1, interviewed 1LT (DR.) [REDACTED] b7C-3, b6-3, 391st MP BN Aid Station, BCCF, AGI, who stated he did not remember any specifics about the detainee's allegations, but did verify that he wrote the medical screening report.

About 1100, 21 Jun 04, INV [REDACTED] b7C-1, b6-1, coordinated with SSG [REDACTED] b7C-3, b6-3, Magistrate Cell Administration NCOIC, HHC 3-4, BCCF, AGI, to obtain a copy of the [REDACTED] b7C-1, b6-1 detainee file. SSG [REDACTED] stated the records were not in her office, but signed out by the Joint Interrogation and Debriefing Center (JIDC).

About 1130, 21 Jun 04, INV [REDACTED] b7C-1, b6-1, coordinated with CW4 [REDACTED] b7C-3, b6-3, Senior Interrogator, Joint Interrogation Debriefing Center (JIDC), BCCF, AGI, who stated that [REDACTED] b7C-4, b6-4 detainee file was not located at the JIDC.

////////////////////////////////////LAST ENTRY////////////////////////////////////

TYPE AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] b7C-1, b6-1, b2		ORGANIZATION PRISONER INTERROGATION TEAM (PIT)(CID) Baghdad Central Confinement Facility, Abu Ghryeb 09342	
SIGNATURE [REDACTED]	DATE 21 Jun 04	EXHIBIT 2	

CID FORM 94

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Page(s)

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Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

SWORN STATEMENT

For use of this form, see AR 190-45, the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF)	DATE 19 Jan 04	TIME 1105	FILE NUMBER 0273-04-CID789-
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	NDRS # [REDACTED]	GRADE/STATUS DETAINEE	
ORGANIZATION OR ADDRESS BCCF, ABU GHRUYEB, IRAQ			

Koratsn Language

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
<p>ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE _____ OF _____ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.</p>		

DA FORM 2823
1 JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED

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EXHIBIT 4

STATEMENT OF: [REDACTED]TAKEN AT: BCCFDATED: 19 Jun 04 CONTINUED

STATEMENT (Continued)

[REDACTED]

7C-4 66-4 AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. 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.

7C-4 66-4 [REDACTED]

(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19 day of Jun, 2004 at BCCF, ABU GHRUYEB, IRAQ

ORGANIZATION OR ADDRESS

[REDACTED]
(Signature of Person Administering Oath)7C-4 66-4 62SA [REDACTED]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

ART 136 (b) (4) UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]PAGE 2 OF 2 PAGES

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Exhibit 4

TRANSLATION OF STATEMENT PROVIDED BY DETAINEE [REDACTED] b7C-4, b6-4
NDRS [REDACTED] 19 Jun 04/1105

I do not want to write a report about that issue, and that is up to my free will and without any pressure.

TRANSLATED BY: [REDACTED] b7C-3, b6-3

Mr. [REDACTED]
Translator, Category II
Titan Corporation

VERIFIED BY: [REDACTED] b7C-3, b6-3

Mr. [REDACTED]
Translator, Category II
Titan Corporation

Assigned to:
Prisoner Interrogation Team (PIT)(CID)
75th Military Police (MP) Det. (CID)(FWD)(-)
Baghdad Central Confinement Facility (BCCF)
Abu Ghryeb, Iraq APO AE 09342

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Exhibit 5

SEQUENCE NUMBER
0181-04-CID295-80228

DOD-DOACID000080

AGENTS ACTIVITY SUMMARY (CID Regulation 195-1)		Control Number 0181-04-CID259-80228
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
1000, 22 Jun 04 [REDACTED] b7c-1, b6-1	BASIS FOR INVESTIGATION: About 1000, 22 Jun 04, this office received Memorandum of Transmittal (MOT) 0073-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75 th Military Police Detachment, Baghdad Correctional Confinement Facility, Abu Ghraib, APO AE 09342 (BCCF), which stated the Medical Screening Record of Mr [REDACTED] b7c-4, b6-4, National Detainee Reporting System (NDRS) Number [REDACTED], reflected that during in-processing at BCCF, Mr [REDACTED] alleged he was punched in the stomach by Coalition Forces during his transport to BCCF.	
1300, 22 Jun 04 [REDACTED] b7c-1, b6-1	About 1300, 23 Jun 04, SA [REDACTED] b7c-1, b6-1 coordinated with MAJ [REDACTED] b7c-3, b6-3, Chief of Detainee Operations, Multi-National Force - Iraq (MNF-I), who conducted a search of the records maintained at her office for any documentation which pertained to Mr [REDACTED]. The search disclosed her office has never received any documentation that pertained to Mr [REDACTED] b7c-4, b6-4	
1700, 23 Jun 04 [REDACTED] b7c-1, b6-1	Drafted IFI. To SAC for review.	
23 JUN 04 [REDACTED] b7c-1, b6-1	<p>SAC Review:</p> <ol style="list-style-type: none"> 1. Good Job. 2. Victim did not cooperate any further. There is no further investigative activity required by this office. 3. File closed. <p>TO ADMIN FOR DISTR</p>	
24 Jun 04 [REDACTED] b7c-1, b6-2	<p>DISTR DONE</p> <p>copy in File</p>	

[illegible]

Page(s)

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Referred to:

U.S. CENTRAL COMMAND
7115 SOUTH BOUNDARY BLVD
ATTN: CCJ6-DM
MACDILL AIR FORCE BASE
FLORIDA 33621-5101 -

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