#### DEPARTMENT OF THE ARMY UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND 3<sup>rd</sup> MILITARY POLICE GROUP (CID) 78th MILITARY POLICE DETACHMENT (CID) (FWD) BAGHDAD, IZ APO AE 09335

#### CIMPR-FR

3 Jun 04

#### MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION –INITIAL/FINAL - 0143-04-CID259-80206-5Y2E

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

I. 9 APRIL 2004 / 0001 HRS – 16 APRIL 2004 / 2359HRS; TEMPORARY HOLDING FACILITY, CJ-SODF, BAGHDAD INTERNATIONAL AIRPORT, BAGHDAD, IZ (BIAP)

2. DATE/TIME REPORTED: 2 JUNE 2004, 0900 HRS

		676-1,66-1,62	675-1,66-1
3.	INVESTIGATED BY: SA	وموجبات المواحد والمتراجات	SA SA
	2; SA	بيندينا المتعري والتغي	SA S
Ĩ	SA	b9c-(166-1/b	670-1,06-1
	bac-1, be	6-1, bà	
л	SUBJECT: (UNKNOWN): (NE	D) ICRUELTY AND MALT	REATMENT

4. SUBJECT: (UNKNOWN); (NFI), [CRUELTY AND MALTREATMENT (UNFOUNDED)]

5. VICTIM: 5. VICTIM:

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

This is an "Operation Iraqi Freedom" investigation.

This investigation was initiated based on a Memorandum of Transmittal 0041-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75<sup>th</sup> Military Police Detachment (CID) (-) (FWD), Baghdad Central Confinement Eacility (BCCF), Abu Ghraib, IZ which related their office interviewed Mr.

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#### CIMPR-FR SUBJECT: ROI 0143-04-CID259-80206

Investigation established the offense of Cruelty and Maltreatment did not occur as alleged by Mr. This was verified through a previous interview of Mr. This was verified through a previous interview of Mr.

#### EXHIBITS/SUBSTANTIATION:

#### ATTACHED:

1. Agent's Investigation Report (AIR) of SA documented the initial notification; the review of the AIR of SA Pre-Interrogation Evaluation pertaining to Mr. Dr. (CPT) Dr. (CPT) documented for the AIR of SA pertaining to Mr. Dr. (CPT) documented for the formation of Mr. Dr. (CPT) documented for the formation

2. AIR of SA **Manual**, 30 May 04, wherein he documented the initial notification; coordination with LTC **Manual**, interview of Mr. **Manual**, SSG **March 10**, and CPT **March 10**, coordination with 1LT **March 10**, CPT **March** 

3. Detainee Pre-Interrogation Evaluation, 25 May 04, pertaining to Mr.

4. Sworn Statement of SSG 44.66-4, 27 May 04, which related he initially witnessed SA for a car accident.

5. Sworn Statement of CPT 30 May 04, which related Mr.

6. Dossier of Mr. 1997

7. Chronological Record of Medical Care, 31 May 04, which pertained to Mr.

#### 670-9166-4

8. Apprehension and Detention Record pertaining to Mr.

9. Compact disc containing all original photographs pertaining to Mr. (UASCRC and file Copy Only)

NOT ATTACHED:

None.

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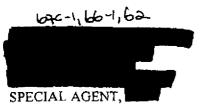
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#### CIMPR-FR SUBJECT: ROI 0143-04-CID259-80206

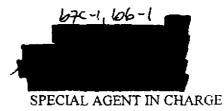
The originals of Exhibit 1, 2, 4 and 5 were forwarded to the United States Army Crime Records Center, Fort Belvoir, VA. The originals of Exhibits 3, and 6 through 8 were maintained in the records of the Baghdad Central Confinement Facility, Abu Ghraib, IZ.

STATUS: This is an Initial/Final Report. Commander's Report of Disciplinary Action Taken (DA Form 4833) not required.

Report Prepared By:



Report Approved By:



DISTRIBUTION:

1 - DIR, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506

- 1 THRU: CDR, 22<sup>nd</sup> Military Police Battalion (CID), Baghdad, IZ THRU: CDR, 3rd Military Police Group (CID), Fort Gillam, GA. To: HQUSACIDC, ATN: CIOP-ZA, Fort Belvoir, VA
- 1 CID LNO, CJTF 7, (ATTN: SA (1990) (e-mail only/less exhibits) 67-1, 66-1 1 PM MNC1 (ATTN: LTC (1990), Camp Victory, APO AE 09335 (Email only/less exhibits) only/less exhibits) E- 00/15-2Fal

1- MNF1 Detainee Ops, (ATTN: COL , Camp Victory, APO AE 09335 (Email only/less exhibits)

(Email only/less exhibits) 1 – SJA, III Corps, (ATTN: CPT ), Camp Victory, APO AE 09335 (with exhibits) 1 - File

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#### AGENT'S INVESTIGATION REPORT

0143-04-CID259-80206

CID Regulation 195-1

Page 1 of 1

1.2

Basis for Investigation: This investigation was initiated based on a Memorandum of Transmittal 0041-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75<sup>th</sup> Military Police Detachment (CID) (-) (FWD), Baghdad Central Confinement Facility (BCCF), Abu Ghraib, IZ which related Mr. Witch r

About 1100, 2 Jun 04, SA Interrogation Evaluation pertaining to Mr. There is a second of Medical Care pertaining to Mr. Mathematical Care pertaining to Mr. 

67C-1,66-1,	78th MP DET Forward (CID)	
Special Agent,	Baghdad, Iraq APO AE 09342	
Signature	Date: 2 Jun 04 Exhibit: LAW ENFORCEMENT SENSITIVE	1
CID Form 94	FOR OFFICIAL USE ONLY	4

### AGENT'S INVESTIGATION REPORT CID Regulation 195-1

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ROI NUMBER

0044-04-CID789

	PAGE 1	OF 1 PAGES
DETAILS		116-3 46-3
BASIS FOR INVESTIGATION: On 26 May 04, this offic (BCCF), Abu Ghruyeb, Iraq (AGI), that Detainee	e was notified by LT( C), Baghdad Central	
Reporting System (NDRS) (Manual Control Baghda by US Forces while at Dhyla Al Mokhadia Base, Iraq.	ad, Iraq; reported he	was physically abused
About 1310, 26 May 04, LTC provided this office (USAF), BCCF, AGI, detailing the abuse allegations. (S	See Medical File)	
About 1500, 27 May 04, SA About the alleged abuse. Forces on 9 Apr 04 near Baghdad and was taken to Dh said this location was an Iraqi Civil Defense Corp (ICDC days with his hands tied, eyes blind folded, with no food airport in Baghdad. He was held at the airport until four He said while at the ICDC location, two people, an Engl male, took him to a small room and made him lean again hands tied behind his back. While he was leaning again would kick his feet and legs. He said he was hit in the h said this happened every time he was interrogated over marks on his back which appeared to be several healed At this time, this agent recognized the marks as well as detainee was processed a few days before while this ag Police (MP), at the front entrance, discovered the marks conducted. The MP brought the marks to this agent's a what happened to his back. Detainee the marks were from the detainee the marks looked like whip marks. Detainee what the marks were from and if had been abused he had not been abused and the marks were from a car	He related that he w yla Al Mokhadia Basi () location. He said h l or drink before he w days ago when he a ish speaking male ar inst the wall with his e net the wall, the Engli head and back with ar the three days. He the parallel scratches. the detainee from a p gent was present. An s, while a search of th ttention. This agent a ney were from a car a and asked again what of a car accident. The in anyway. Detainee accident.	vas captured by US e east of Baghdad. He he was there for three vas transported to the rrived at Abu Ghruyeb. Ind an Arabic speaking eyes covered and his sh speaking person in unknown object. He then showed this agent brior occasion. This is unknown Military he detainee was being asked the detainee accident. This agent at the marks were from. his agent asked a third is unknown Military
AGENT'S COMMENT: Detainee could not write was taken.	e Arabic well; therefo	re a verbal statement
AGENT'S COMMENT: On the day in question, this age detainees response and requested the written note be p this time whether the note made it to the capture file. All with his previous explanation of the marks. He said he l smile on his face. His reaction led this agent to believe	ilaced in the capture lso when Detainee <b>1</b> had never seen me b	file. It is unknown at the was confronted efore and had a slight
TYPE AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION PRISONER INTERROGATION Baghdad Correctional Confider	l TEAM (PIT)(CID) ment Facility, Abu Ghruyeb 09342
SIGNATURE	CATE 30 May 04	EXHIBIT
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AGENT'S INVESTIGATION REPORT CID Regulation 195-1	ROI NUMBER 0044-04-CID789
	PAGE 2 OF 2 PAGES
DETAILS About 1540, 27 May 04, SA MP Co., BCCF, AGI, who was present on the day Detail determine Detainee was the same detainee from detainee and the issue with the marks. He recalled this the marks were from. He recalled the detainee replying was the same detainee replying with the same detainee replying which he exposed of Detainee replying which he replying w	have $b_{7}$ , $b_{6}$ , $428^{th}$ mee was asked about the marks, m four days prior. He recalled seeing the agent asking the detainee three times what they were from a car accident. SSG a Sworn Statement) hen confronted with the discrepancies, and was fabricating the alleged abuse in titution. 1LT (DR.) $b_{7}$ , $b_{7}$ , $b_{6}$ , $3$ ted a complete medical physical be $b_{7}$ , who provide a sworn statement of methods, who provide a sworn statement (See Sworn Statement and Photographs, s. (See Sworn Statement and Photographs)
SA	ORGANIZATION PRISONER INTERROGATION TEAM (PIT)(CID) Baghdad Correctional Confinement Facility, Abu Ghruyeb (19342 DATE EXHIBIT 30 May 04
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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

	For use of this form, s	SWORN STATEME are AR 190-45; the prop	oonent agency is ODCSO	PS
PAL PURPOSE: To provid IE USES: Your soc	de commanders and law	v enforcement officials v sed as an additional/site	.O. 9397 dated Novembe vith means by which info	er 22, 1943 <i>(SSN).</i> rmation may be accurately tion to facilitate filing and retrieval
ATION Abu Ghriab	_	2. DATE (YYYYM 2004 05 2	(m	4. FILE NUMBER
T NAME, FIRST NAME, M	IDDLE NAME 67.4,6	6. SSN	67-4,66-4	7. GRADE/STATUS
ANIZATION OF ADDRESS	Aby Ghiab			
0n	Detaine			- Contraban apon
entering the	e Holding Ar	ea. During the	- Search Scars a	what had happened .
to his back	e. The defaince	responded with	th, it was from	~ A CAP accident.
During que	estiming on a	15/27/041 The du	tainer decided t ) etaimer, to Insi	hat he had been une He was in Fact a norks on his back store since.
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ATEMENT OF	TAKEN AT	DATED
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676-9,56-9	AFFIDAVIT	
1.	HAVE READ OR	HAVE HAD READ TO ME THIS STATEMENT
BY ME. THE STATEMENT IS TRUE. I HAVE	INITIALED ALL CORRECTIONS AND HAV	E CONTENTS OF THE ENTIRE STATEMENT MADE
THREAT OF PUNISHMENT, AND WITHOUT CI	JE I MIS STATEMENT PREELT WITHOUT	$-HOPE OF BENEFIT OF REVISED WITHOUT \sim 1 \times 1$
		Signature of Person Making Statementi
	(	
WITNESSES	Subacribad an administer oatha	d sworn to before me, a person authorized by law to s, this $\underline{AT}$ day of $\underline{MA}$ , 04
	at BCC	F 67C-1,65-1
ORGANIZATION OR ADDRESS	× 15	Signature of Person Administering Oath)
	<u></u>	ped Name of Person Administering Oath)
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ORGANIZATION OF ADDRESS	Ant	

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### SWORN STATEMENT

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File Number: 0044-04-CIE Location: Abu Ghruyeb. In Date: 30 May 04 69c-96 Statement of: SSN: 567-96 Org/Address: Joint Interro	raq <b>16-4</b> Time: 15 <sup>6</sup>	s: O-3/USAF
I, want to statement freely. On 25 May 2004 I talked to medical screening to determ course of the evaluation, the "Ohyla AI Mokhdadia base. reported that the abuse was be eyes were covered and his his him for three days. He stated his feet stepped on. His exam the back findings. He also co After my exam, it was determ needed headache relief, and Q: SA bach to After my bach to bach to	o make the following statement under a 21 year old detainee NDRS # ine if he was medically fit to undergo patient reported 46 days prior experie The patient stated the abuse occurred by "American soldiers". The patient re ands were cuffed. He stated that food d that he was kicked in the head and ba m showed multiple linear scars on his complained of a headache and pain fror mined he was fit for interrogation. He discharged to the Vigilant prisoner can be - 1 be - 1 b	oath: I am making this 
1NITIALS	FOR OFFICIAL USE ONLY FOR OFFICIAL USE OF	Page 1 of 2 EXHIBIT

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674.64 STATEMENT OF: DATED: 30 May 04 CASE #: 0044-04-C(D789 -----AFFIDAVIT-----HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON н PAGE 1 AND ENDS ON PAGE 1. 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 PUNHSHMENT, AND WITHOUT COERCION. UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. 676.4,06-4 (Signature of Person Making Statement) Subscribed and sworn to before me, a person authorized by law to administer oaths, this 30th day of May 2004 at 67C-(,66-Abu <u>Ghruyeh Iraq.</u>

Signature of Person Administering Oath)

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67C-1,667

Special Agent (Typed Name of Person Administering Oath)

Article 136 (b)(4), UCMJ (Authority to Administer Oath)



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Page 2 of 2

EXHIBIT 5



# **Referred to:**

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

MS. JACQUELINE SCOTT <u>scottj@centcom.smil.mil</u> (813) 827-5341/2830

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ACLU-RDI 9 p.12

# Page(s)

13-14

### **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

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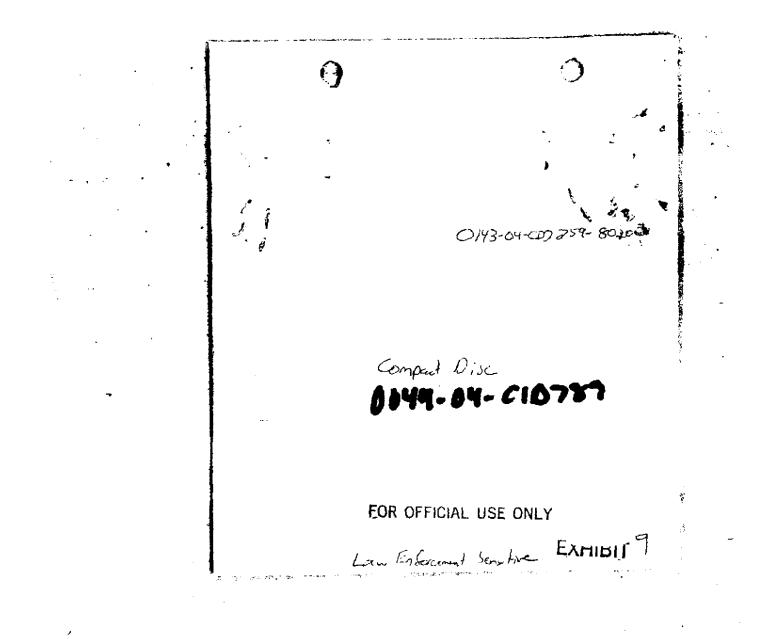
## **Referred to:**

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

MS. JACQUELINE SCOTT scottj@centcom.smil.mil (813) 827-5341/2830

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Fort Carson CID Form 1, 06 May 02

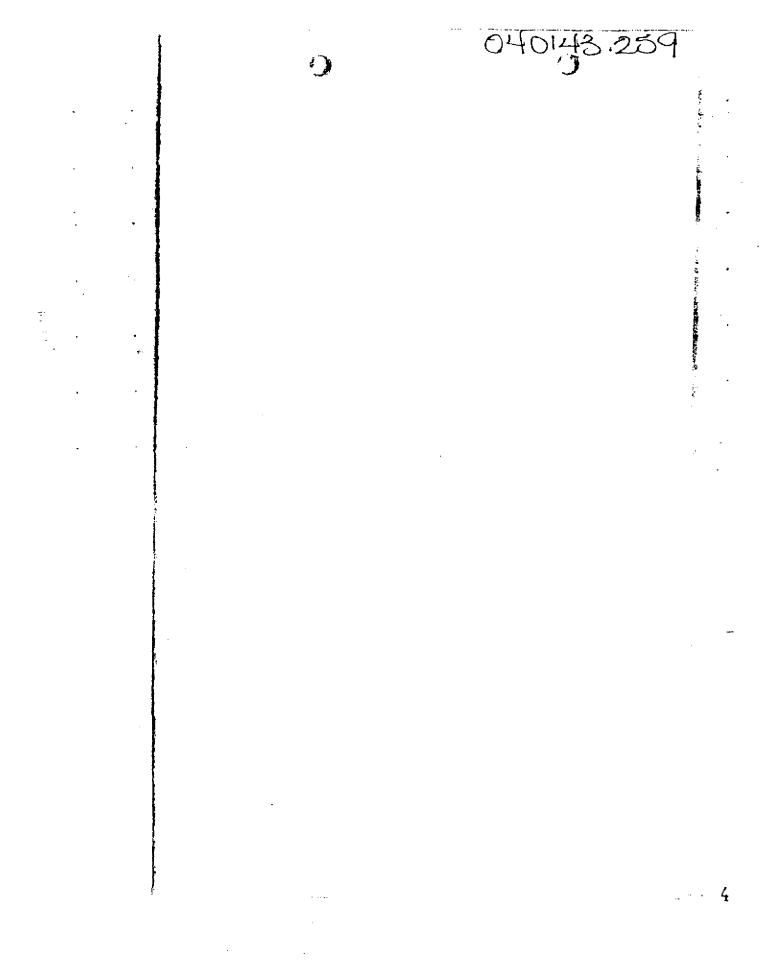
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AGENT'S ACTIVITY SUMMARY 0143-04-CID259-80206 Control Number (CID Regulation 195-1) TIME, DATE, AND AGENT SUMMARY OF INVESTIGATIVE ACTIVITY 0900, 2 Jun 04 Basis for Investigation: This investigation was initiated based on a Memorandum of Transmittal 0041-04-CID789 from the Prisoner 694-4,66-1 Interview/Interrogation Team (PIT), 75th Military Police Detachment (CID) (-) (FWD), Baghdad Central Confinement Facility (BCCF), Abu Ghraib, IZ Baghdad Airport, Baghdad, IZ. 12-44.65-9 was abused while detained at the 1100, 2 Jun 04 Reviewed AIR, statements and documents which related the injuries were previously discovered during the detainee's in processing and the detainee 696-1,66-1 stated they were from a car accident. 1200, 2 Jun 04 Coordinated with BN OPS who advised to write this as an initial final unfounded based on the circumstances 670-1,66-1 1100, 3 Jun 04 Assembled Case file and began drafting report. -7C-1,06-1 Orafled IFE. To SAC SAC Review: 1. Reviewed InIT/Find. Make Corrections and return to ne for Dispetch/Distro. 2 Place Secret Guer on Case File. 70 5A Actually e SAL Review. 1. Villdo 2. dore SAC Raview: SAC Raview: 1. Reviewed THE / FWAL, Good, 2. F. Le closed b7C-2, 66-2 TXC: DStvO CLONE CID FORM 28 FOR OFFICIAL USE ONLY PAGE 3 1 OCT 80



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