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**DEPARTMENT OF THE ARMY**  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
Fort Hamilton Branch Office  
3d Military Police Group, Building 408 South Pershing Avenue, Fort Hamilton  
Brooklyn, New York 11252-750

22 Jul 2004

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0034-2004-CID352-64025 - 5Y2P9

**DATES/TIMES/LOCATIONS OF OCCURRENCES:**

1. 01 JAN 2004, 0900 - 31 JAN 2004, 0000; INTERNET/COMPUTER ROOM, AD  
DIWANIYAH MILITARY CORRECTIONAL FACILITY, 310 MILITARY POLICE  
BATTALION, IRAQ

DATE/TIME REPORTED: 09 JUN 2004, 0800

**INVESTIGATED BY:**

SA [REDACTED]

SA [REDACTED]

b7C, b2, b6 |

**SUBJECT:**

1. UNKNOWN, ; MALTREATMENT OF A PRISONER (NFI)

**VICTIM:**

1. U.S. GOVERNMENT; MALTREATMENT OF A PRISONER

**INVESTIGATIVE SUMMARY:**

This is a Detainee Abuse Investigation

This investigation was initiated based upon the notification of HOUACIDC Request For Investigation #0211-04-CID001. On 12 May 04, SFC [REDACTED] 1-309th Training Support Battalion (TSB), Fort Dix, NJ 08640 (FDNJ), notified USACIDC that during a visit to the offices of the 310th Military Police (MP) Battalion (BN), Hempstead, NY 11550, CPT [REDACTED] Commander, 310th MP BN, told her that while at the AD Diwaniyah Military Correctional Facility in Iraq, he was shown by soldiers a picture of a naked female Iraqi prisoner on their computer. CPT [REDACTED] told her that he instructed the

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1

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1

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soldiers to destroy the picture.

Investigation established insufficient evidence to believe CPT [REDACTED] committed the offense of Maltreatment of Prisoners as previously alleged. There are no other witnesses which viewed the photograph in question.

**STATUTES:**

Article 105, UCMJ: Maltreatment of Prisoners

**EXHIBITS/SUBSTANTIATION:**

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED] b7c b6 1, 9 June 04, detailing the basis for investigation, coordinations with the Military District of Washington (MDW) (CID), HQUSACIDC and receipt of MOT from MDW.
2. AIR of SA [REDACTED] b7c b6 1, 12 May 04, detailing the notification by MDW, and interviews of SFC [REDACTED] CPT [REDACTED] and MAJ [REDACTED].
3. Sworn Statement of SFC [REDACTED] 12 May 04, wherein she related CPT [REDACTED] told her that he saw a picture of a naked female Iraqi detainee on a soldier's computer and told him to destroy the picture.
4. Voluntary Statement of CPT [REDACTED] 11 May 04, wherein he related CPT [REDACTED] told him that he saw a picture of a naked female Iraqi detainee on a soldier's computer and told him to destroy the picture.
5. Sworn Statement of MAJ [REDACTED] 12 May 04, wherein he related that he and LTC [REDACTED] were not aware of CPT [REDACTED] viewing any photographs as told by SFC [REDACTED].
6. AIR of SA [REDACTED] b7c b6 1, 26 June 04, detailing the interviews of PFC [REDACTED] CPT [REDACTED] and SPC [REDACTED] and coordination with [REDACTED] landlord.
7. Sworn Statement of CPT [REDACTED] 3 June 04, wherein he denied ever viewing a photograph of any naked female Iraqi detainee.
8. Sworn Statement of PFC [REDACTED] 23 June 04, wherein he related that he did not want to say anything else regarding his Article 15.

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9. Memorandum, Article 15 Counseling, 10 Nov 03, detailing the Article 15 proceedings with enclosures.

10. Sworn Statement of CPT [REDACTED] 24 June 04, wherein he related CPT [REDACTED] told him that he saw a picture of a naked female Iraqi detainee on a soldier's computer and told him to destroy the picture. *b7c, b6-4*

11. Sworn Statement of CPT [REDACTED] 25 June 04, wherein he related the details concerning SPC [REDACTED] article 15 proceedings.

Not Attached:

None.

The originals of Exhibits 1 through 8, and 10 and 11 are forwarded with the USACRC copy of this report. The originals of Exhibit 9 are retained in the files of the 310th Military Police Battalion, Hempstead, NY 11550.

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

REPORT PREPARED BY

SA [REDACTED]  
Special Agent, [REDACTED]

REPORT APPROVED BY

[REDACTED]  
Special Agent-in-Charge

**DISTRIBUTION:**

Dir, USACRC, Ft Belvoir, VA

1 - Commander, USACIDC, ATTN: DSCOPS, 6010 6th Street, Ft Belvoir, VA 22060

Commander, Washington District USACIDC (Operations), Fort Myer, VA 22211

Commander, 3rd MP Group, USACIDC (Operations), Fort Gillem, GA

FILE

3 -

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3

0034-04-CID352-6402  
0034-04-CID352-64025

# AGENTS INVESTIGATION REPORT

CID REGULATION 195-1

CASE NUMBER

0034-2004-CID352-64025

## DETAILS

b7C, b6A 10 May 2004, 1700hrs, this office received notification via fax from COL [REDACTED], Chief of Staff, 77th RRC, Fort Totten, New York (718-352-[REDACTED]) that on 7 May 2004, SFC [REDACTED], Active Duty, [REDACTED] 1-309th TS BN, Fort Dix, New Jersey made a signed statement before the Ft. Dix SJA relating that on April 30, 2004 while conducting a Unit Inspection of the 310th MP Co., Captain [REDACTED] Commanding Officer, HHC 310TH MP BN, HEMPSTEAD, NY, 77TH RRC, voluntarily described seeing a photograph of a nude female Iraqi prisoner while assigned in Iraq. The statement described that the picture was observed by [REDACTED] on a computer screen located in their base camp named "Internet Cafe" located in or about AD Diwaniyah, Iraq. [REDACTED] advised the soldier to delete the picture from the computer and any other pictures of that nature in the event of an investigation. [REDACTED] statement was made in the presence of Captain [REDACTED] USAR, also of the 1/309th TS BN. It was determined by this office that the information had been forwarded to First US Army as a Serious Incident Report (SIR) through the 78th Training Division, Edison, New Jersey.

11 May 2004, 1217hrs, this office notified Washington District (CID), Operations Section, CW4 [REDACTED] of the statement and allegations and awaited further instructions from Operations.

11 May 2004, 1700hrs, this office received a facsimile from COL [REDACTED] CoS, 77th RRC, Ft. Totten, NY of a message from LTC [REDACTED] first in the chain of command above CPT [REDACTED] stated that he received a telephone call from LTC [REDACTED] Commander of the 1/309th TSB, Ft. Dix, N.J., (DSN:944-[REDACTED]) LTC [REDACTED] advised that SFC [REDACTED] made the formal statement and that it had been forwarded through channels up the chain of command. LTC [REDACTED] denied having been notified of any such incidents by CPT [REDACTED] LTC [REDACTED] assigned CPT [REDACTED] to initiate a Commanders Inquiry and check into the incident. This office requested that no further investigation be conducted by the 77th RRC pending instructions from USACIDC as to the course of action by this office.

b7E, b6-1 18 May 2004, 0930hrs, this office made contact with SFC [REDACTED] who advised that she had already given a signed statement to SAC [REDACTED] USACIDC, Carlisle Barracks Resident Agency (CID), Carlisle, PA., regarding her previous signed statement made to the SJA, Fort Dix, NJ on 7 May 2004.

19 May 2004, this office in anticipation of instructions to interview and obtain a signed statement from CPT [REDACTED] located [REDACTED] in Florida on vacation [REDACTED] stated that he was not returning to the area until after May 31, 2004. It was requested of [REDACTED] to e-mail a statement of facts of his recollection regarding his conversation with SFC [REDACTED] and the events of the nude female picture on the computer [REDACTED] forwarded a brief statement denying any knowledge of seeing any pictures while in Iraq of any detainees at all. (This information was captured in RFA Sequence 0033-04-CID352).

25 May 2004, this office received guidance from Washington District (CID) advising this office to anticipate receiving a Memorandum of Transfer (MOT) before initiating any further investigation of this allegation pursuant to instructions from USACIDC.

b7E, b6A 3 June 2004, 1500hrs, this office obtained a signed statement from CPT [REDACTED] The statement detailed his recollection of the conversation between him and SFC [REDACTED] at the unit on April 30, 2004. The statements were similar but not exact leaving the possibility of miscommunication leading to erroneous comments taken in and

CID Form 94-E

1 OCT 95

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EXHIBIT

4

0034-04-CID352-6402

**AGENTS INVESTIGATION REPORT**

CID REGULATION 195-1

CASE NUMBER

0034-2004-CID352-64025

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b7c b6-A  
out of content. CPT [REDACTED] recalled an incident with a soldier that had an Iraqi female on the computer screen but was clothed and appeared to him to be hispanic. CPT [REDACTED] advised that he detailed several soldiers out to Abu Gharab prison for support. They were identified as SPC [REDACTED], SPC [REDACTED], SPC [REDACTED] and SPC [REDACTED]. CPT [REDACTED] further related that he was aware that SPC [REDACTED] was involved in a prisoner abuse while being detained by SPC [REDACTED] but could not expand further on the circumstances. CPT [REDACTED] denied observing any perverted or pornographic photographs in nature.

On 9 June 2004, 1200hrs, this office terminated RFA Sequence 0033-04-CID352 and extracted the information into ROI 0034-04-CID352-64025 which will remain open pending additional investigation as necessary.

/// LAST ITEM ///

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1 OCT 95

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EXHIBIT

5

BASIS FOR INVESTIGATION: On 11 May 04, this office was notified by the Operations Officer, Washington District, 3d Military Police Group (CID), that SFC [REDACTED] b7c, b6-4  
[REDACTED] 1-309<sup>th</sup> Training Support (TS), BN, Fort Dix, NJ 08640 (FDNJ), reported CPT [REDACTED]  
[REDACTED] 310<sup>th</sup> MP BN, Uniondale, NY 11553, informed her he instructed a soldier to dispose of images of a naked Iraqi female detainee. b7c b6-1 b7c b6-4

At 1050, 12 May 04, SA [REDACTED] and SA [REDACTED] interviewed SFC [REDACTED] who rendered a sworn statement wherein she detailed the conversation with CPT [REDACTED] SFC [REDACTED] stated on 30 Apr 04, while conducting a unit visit of the 310<sup>th</sup> MP BN, and CPT [REDACTED] informed her, while he was in Iraq, a soldier (NFI), showed him a digital image of naked female. She related CPT [REDACTED] told her he initially thought it was the soldier's girlfriend, and when he inquired as to whom it was, the soldier informed him it was a prisoner. SFC [REDACTED] stated CPT [REDACTED] related he then informed the soldier to destroy the photograph in case an investigation should ever come down (See Sworn Statement for details).

At 1110, 12 May 04, MAJ [REDACTED] 1-309<sup>th</sup> TS BN, FDNJ, provided a copy of the Voluntary Statement of CPT [REDACTED] 1-309<sup>th</sup> TS BN, FDNJ, wherein he detailed his conversation with CPT [REDACTED] pertaining to the image (See Voluntary Statement for details).

At 1145, 12 May 04, SA [REDACTED] interviewed MAJ [REDACTED] who rendered a sworn statement wherein he detailed actions he took after the notification of the incident. MAJ [REDACTED] related LTC [REDACTED] Commander, 1-309<sup>th</sup> TS BN, FDNJ (NFI), contacted LTC [REDACTED] Commander, 310<sup>th</sup> MP BN (NFI) and informed them of allegations. LTC [REDACTED] related CPT [REDACTED] never informed him of the image (See Sworn Statement for details). ///LAST ENTRY/// b7c, b6-4

SA [REDACTED]

Carlisle Barracks Resident Agency (CID)  
3d Military Police Group, USACIDC  
Carlisle, PA 17013

Signature: [REDACTED]

Date: 12 May 04

Exhibit:

CID FORM 94

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EXHIBIT

2 6

# 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, 1943 (SSN).  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**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.

1. LOCATION Fort Dix, New Jersey 08640	2. DATE (YYYYMMDD) 20040512	3. TIME 1158 hrs	4. FILE NUMBER 0056-04-CID342
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-7/AD	

8. ORGANIZATION OR ADDRESS  
1-309th TS Bn Fort Dix, New Jersey 08640

9. [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 30 April 2004, at approximately 1245 hours, while conducting a unit visit with the 310th Military Police Battalion at Uniondale, New York, the HHC Commander Captain [REDACTED] (NFI) stated to me that while in Iraq for Operation Iraqi Freedom, soldiers from his unit would be sent to the different confinement facilities on a three week rotation for duty. After one such rotation, the soldiers returned and CPT [REDACTED] stated to me that while he was in a tent that had computers set up for morale purposes, one of his soldiers who had just returned from a confinement facility showed him a photograph of a naked female which the soldier down-loaded onto the computer. CPT [REDACTED] stated to me that he thought the photograph was of the soldier's girlfriend. CPT [REDACTED] stated that the soldier (name unknown), said "Sir, don't you recognize her, she's one of the prisoners". CPT [REDACTED] stated to me that he found out later that there were more soldiers with photographs on computers and that he instructed the soldiers to destroy the photographs in case an investigation should ever come down.

Q: How did the conversation come up about the photograph of the nude female?

A: It was a general discussion of the inappropriate photos that had been released on the news. I remember making the statement that because they were reserve soldiers and did not receive adequate training was not an excuse.

Q: Did CPT [REDACTED] state the female was an Iraqi prisoner in the photograph?

A: I cannot recall if he stated the nationality, but he did state she was a prisoner.

Q: Did CPT [REDACTED] relate what prison the photograph came from?

A: He did but I cannot recall I believe it was Abu Ghraib.

Q: Did he identify the soldier that had the photograph?

A: I believe he did but I cannot recall the name of the soldier.

Q: Did he describe the photograph to you?

A: He just stated it was a naked female prisoner.

Q: You noted that the female in the photograph was a girlfriend of the soldier, did CPT [REDACTED] describe this relationship?

A: No, he did not CPT [REDACTED] assumed it was a photograph of the soldier's girlfriend back in the United States, but was informed by the soldier that it was a female prisoner.

Q: Did CPT [REDACTED] state why he did not take any further action other than telling his soldiers to destroy the photographs?

A: No, and I did not ask.

Q: Did CPT [REDACTED] indicate to you that he knew it was wrong for the soldiers to have photographs of female prisoners and an investigation would ensue?

A: My opinion was that he knew there was a good possibility that an investigation would occur, why else would you say it. That was the biggest thing that sticks out in my mind if you tell someone to destroy evidence.

Q: Did CPT [REDACTED] relate to you that he reported the matter up his chain of command?

A: No, he did not.

Q: Was CPT [REDACTED] unit assigned under the 800th Military Police Brigade in Iraq?

A: For peace time that is their higher headquarters, but in Iraq I do not know if they fell under the 800th.

Q: When did the 310th MP Battalion return to the United States?

A: March 2004.

Q: Did CPT [REDACTED] indicate there were more than one photograph circulating or on the computer screens?

A: He indicated that there was more than one soldier that had photographs.

Q: There was an indication that CPT [REDACTED] knew the female in the photograph, did he relate knowing the female prisoner?

A: He never indicated one or the other that he knew the female, although in CPT [REDACTED] statement to us, the soldier said "Don't you recognize her?"

Q: Who was the Battalion Commander of 310th MP Bn?

A: LTC [REDACTED] A Reserve Officer, his home station is Uniondale, New York.

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

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.

DA FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE

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EXHIBIT

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF

[REDACTED]

TAKEN AT

Fort Dix, NJ

DATED

2004/04/12

b7C b6-A

9. STATEMENT (Continued)

Q: Where was the unit located in Iraq?

A: I do not know.

Q: Do you have anything further to add to this statement at this time?

A: No.///END OF STATEMENT///

[REDACTED]

b7C b6-A

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

b7C b6-A

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EXHIBIT 3



STATEMENT OF

TAKEN AT

DATED

b7c1 b6 -4

## 9. STATEMENT (Continued)

## AFFIDAVIT

\_\_\_\_\_, 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.

## WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12th day of May, 2004 at Bldg 5435, 6th St, Fort Detrick, NC 28640

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3

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EXHIBIT

# Voluntary Statement

Statement of Cpt. [REDACTED]

May 11, 2004 Page 1

of 1 page

b7C, b6-4

I, Captain [REDACTED] am 39 years old. My date of birth is [REDACTED] I am a soldier with the 1/309th TSBN located at Fort Dix NJ.

I give this statement freely and voluntarily without fear of threat or inducement by a promise, and I wish to do so without the presence of an attorney.

On Friday April 30, 2004 SFC [REDACTED] and I visited some of our supported units located at Uniondale Long Island. The 310th MP Battalion was one of the units we visited. At the time of our visit we spoke to Cpt. [REDACTED] the HHC Commander for the 310th. Cpt. [REDACTED] stated that while deployed overseas one of his soldiers showed him a picture of a naked female on a computer. Cpt. [REDACTED] stated that this occurred at an area that was set up like an Internet café where there were numerous computers. Cpt. [REDACTED] stated that he asked the soldier if the picture was of his girlfriend. Cpt. [REDACTED] stated that the soldier said it was a picture of a detainee. Cpt. [REDACTED] stated that he told the soldier to get rid of the picture before he gets in trouble. Cpt. [REDACTED] stated that all computers and cameras were checked for more pictures. Cpt. [REDACTED] stated that the picture was on a memory stick or something you attach to a computer.

On Tuesday May 11, 2004 I called Cpt. [REDACTED] and told him that my chain of command was made aware of the conversation about the detainee picture. I told Cpt. [REDACTED] that I was going to let my Executive Officer know of the conversation. Cpt. [REDACTED] stated that the issue was addressed at the time it happened and that his chain of command was aware of the situation. End [REDACTED]

Witnessed

Signature of person giving voluntary statement

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EXHIBIT

b7C, b6-4

# 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, 1943 (SSN).  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**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.

1. LOCATION Building 5435, Fort Dix, NJ 08640	2. DATE (YYYYMMDD) 2004/05/12	3. TIME 1233	4. FILE NUMBER 0056-04-CID342
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O-4/AD	

8. ORGANIZATION OR ADDRESS  
1-309th Training Support Battalion, Fort Dix, NJ 08640

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 11 May 04, I was informed by my Battalion Commander, LTC [REDACTED] that the Brigade Commander, COL [REDACTED] had advised him to contact LTC [REDACTED] the 310th MP BN Commander, to inform him that an investigation was taking place that concerning members of his unit. LTC [REDACTED] contacted LTC [REDACTED] on the morning of 11 May 04. During a subsequent conversation between me and LTC [REDACTED], he informed me that LTC [REDACTED] had stated to him that [REDACTED] had no previous knowledge of anyone in his command having pictures of detainees or of the incident that CPT [REDACTED] had described to SFC [REDACTED]. The same day, I was informed by SFC [REDACTED] that CPT [REDACTED] the MP Team OIC, had also been with her during her unit visit on 30 April 04 and that he had heard the same statements from CPT [REDACTED]. She stated that she had not included this in her statement, because she had not previously spoken to CPT [REDACTED]. She informed me that she had spoken to CPT [REDACTED] that morning. She also stated that CPT [REDACTED] is good friends with CPT [REDACTED] and that he had mentioned phoning him. I immediately called CPT [REDACTED] to tell him not to phone CPT [REDACTED]. When I spoke with CPT [REDACTED], he had already spoken with CPT [REDACTED]. I verbally counseled him about inserting himself into that investigation. He stated that he had not intended to give his friend advance notice, but simply to inform him that he, CPT [REDACTED], would have to write a statement. CPT [REDACTED] informed me at that time that CPT [REDACTED] seemed unconcerned and had stated to him that the incident had been reported to his chain of command and dealt with while still in Iraq. CPT [REDACTED] did not inquire as to how the situation was dealt with. Later the same morning, LTC [REDACTED] called the unit looking for LTC [REDACTED]. I explained to LTC [REDACTED] that LTC [REDACTED] was a TPU soldier and not here full-time. I provided him LTC [REDACTED] cell phone number, but asked if there was anything I could help him with, as I was read-in on the situation. He wanted me to read SFC [REDACTED] statement over the phone, so he could take better notes before informing his CG. I did so. In the same spirit of giving the 310th chain of command advance notice, I mentioned to him what CPT [REDACTED] had stated to CPT [REDACTED] about his chain of command being informed and that the issue had been dealt with in country. LTC [REDACTED] told me that he did not recall that taking place, but seemed hesitant. He then stated that he thinks he would have remembered something like that.

Q: SA [REDACTED] b7c b6-1

A: MAJ [REDACTED]

Q: Did CPT [REDACTED] describe the photographs to you?

A: He did not. The only thing I heard was what SFC [REDACTED] told me in her statement, which was a naked female.

Q: Did CPT [REDACTED] mention if CPT [REDACTED] had seen any photographs depicting detainee abuse, from the same soldier?

A: No.

Q: Did CPT [REDACTED] mention if CPT [REDACTED] told him who showed him the photograph?

A: No.

Q: What unit was CPT [REDACTED] in command of?

A: I believe it was the HHC, Company 310th MP BN, from Uniondale, NY.

Q: Who was the unit's higher command while they were deployed to Iraq?

A: I am not sure who the higher command was. When I spoke with LTC [REDACTED] and he stated he did not recall the conversation, I assumed he was still the Battalion Commander.

Q: What is the current duty status of CPT [REDACTED]?

A: I know he is a Reservist, but I do not know if he is drilling or on Active Status right now.

Q: You stated when you spoke with LTC [REDACTED] about whether or not CPT [REDACTED] told him about the incident, he seemed hesitant. What do you mean by hesitant?

A: I believe he was searching his memory in an attempt to recall if the conversation took place.

Q: Do you have anything you wish to add to this statement?

A: No. ///END OF STATEMENT///

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

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

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EXHIBIT

STATEMENT OF [REDACTED] TAKEN AT Fort Dix, NJ DATED 2004/05/12 b7C, b6 -A

9. STATEMENT (Continued)

Not Used

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 [REDACTED]

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 12 day of May, 2004 at Building 5435, Fort Dix, NJ 08640

ORGANIZATION OR ADDRESS

[REDACTED] b7C, b6 -1  
(Signature of Person Administering Oath)

SA [REDACTED]  
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 136 (b) (4) UCMJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES b7C, b6 -A

# AGENTS INVESTIGATION REPORT

CID REGULATION 195-1

CASE NUMBER

0034-2004-CID352-64025

## DETAILS

b7c, b6-4 About 1100, 23 June 04, SA [REDACTED] interviewed PFC [REDACTED] 310th Military Police (MP) Battalion (BN), Uniondale, NY, wherein he provided a sworn statement relating he did not want to say anything different than what was stated in the DA Form 2627, Record of Proceedings Under Article 15, UCMJ. PFC [REDACTED] provided this office with a copy of the Article 15 paperwork. (See sworn statement and documents for details)

## Review of Documents:

A review of the DA Form 2627 and its enclosures, revealed PFC [REDACTED] received an Article 15, Uniform Code of Military Justice (UCMJ), for violating Article 92, UCMJ: Failure to obey a lawful order/regulation, wherein he displayed a religious symbol, namely the Star of David to a detainee and threatened him physically. Also enclosed in the documents provided is a sworn statement from SGT [REDACTED] relating the incident between PFC [REDACTED] and detainee [REDACTED]

## AGENT'S NOTES:

PFC [REDACTED] was initially concerned about providing this office with a statement. PFC [REDACTED] initially provided this office with a sworn statement, which was lost due to a computer glitch in the AC12 database. Afterward, PFC [REDACTED] provided a very brief statement. PFC [REDACTED] related he would be available in the future if needed, but only on the phone.

b7c, b6-1 About 1520, 24 June 04, SA [REDACTED] interviewed CPT [REDACTED] 1/309th Training Support Battalion (TSB), Fort Dix, NJ, wherein he provided a sworn statement relating that while conducting a unit visit at the 310 MP BN, Uniondale, NY, CPT [REDACTED] told him that a soldier showed CPT [REDACTED] a picture of a naked female detainee on a computer. CPT [REDACTED] told the soldier to get rid of the picture. (See sworn statement for details)

b7c, b6-1 About 0900, 25 June 04, SA [REDACTED] interviewed CPT [REDACTED] 310th MP BN, Uniondale, NY, wherein he provided this office a sworn statement relating an incident pertaining of detainee abuse that in Feb 04 in Camp Bucca, Iraq. The soldier involved in this incident received an Field grade Article 15. The above incident will be report separately under another sequence number. (See sworn statement for details)

On 25 June 04, this office coordinated with the Landlord [REDACTED] of SPC [REDACTED] 10th MP BN, Uniondale, NY 11550, wherein it was determined that SPC [REDACTED] did not reside at the above address. According to the Landlord, the person who resided at the above address was not in the army or deployed and has five children living with them.

On 26 June 04, SPC [REDACTED] NFI [REDACTED] wherein she related while in Iraq, she worked in the MOS 27D, Legal Specialist, processing information on prisoners for 10days in Dec 03. SPC [REDACTED] did not know anything related to CPT [REDACTED] viewing any photographs depicting naked female Iraqi detainees.

///LAST ITEM///

CID Form 94-E  
1 OCT-95

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PROTECTIVE MARKING IS EXCLUDED FROM  
AUTOMATIC TERMINATION (Para 13, AR 340-16)  
(When Data is Entered)

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13

# SWORN STATEMENT

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

0034-04-CID352-6402

## PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 /SSN/  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**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.

1. LOCATION Fort Hamilton Branch Office, Fort Hamilton, NY	2. DATE (YYYYMMDD) 20040603	3. TIME 1510	4. FILE NUMBER
5. LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS CPT/03	
8. ORGANIZATION OR ADDRESS HHC 310TH MP BN, 101 Oak Street, Hempstead, NY 11550			

I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

My position was the HHC Cdr for the 310th Military Police Bn, I deployed to Iraq on 21 Apr03. Our area of responsibility was AD Diwaniyah to rebuild and train and supervise a Jail. We reported to the US Marine Corp for command and control, on or about 30 Sep 03, we were placed under the 800th MP Bde, same mission.

On or about 12 April 03, while working in my office at the HHC 310th Military Police Battalion, Hempstead NY, I was approached by SFC [REDACTED] and CPT [REDACTED] we began to discuss how training could of prevented the incidents involving detainee abuse. SFC [REDACTED] inquired into what happened to CSM [REDACTED], I advised her that I was unaware of the facts involving him. We then began to discuss the incidents at AB Gharab, I explained that those actions were wrong and creating problems in country. We began to discuss the stupid things soldiers do, I expressed to her and Cpt [REDACTED] that soldiers do stupid things. We then discussed incidents that I felt challenged leaders, but this was not anything to do with Detainee Abuse. We then discussed how soldiers would download pictures on laptop computers in our internet cafe, which would lead to problems with the laptops and also reveal stupid pictures. Our Bn CSM [REDACTED] would print the pictures and display them in our staff meeting so that the soldiers would be reprimanded for downloading or uploading any types of pictures. As for incidents involving a picture, jokingly a soldier was stating look this is a picture of an Iraqi Female. It turned out not to be and, I advised the soldier that this was not a joking matter.

Furthermore, in order to assist the Detainee processing at AB Gharab, we were ordered to send Admin personnel to assist in the Detainee Reporting System, uploading at AB Gharab. On one occasion I sent 4 Female soldiers for ten days, they returned. Later on that week I was informed the CPT [REDACTED] CDR of the 870th MP Company was relieved for taking pictures of U.S. Military Female soldiers while in the shower, I was advised of this by my XO MAJ [REDACTED]. I then went and inquired with my soldiers if they were aware of this, and they stated they had heard rumors. This incident was explained to SFC [REDACTED] and Cpt [REDACTED]. I further expressed how soldiers would download pictures of the internet and upload there own personnel pictures to send home. This would lead to problems with memory and possible virus on the computers. I also expressed that these pictures were of women, or the individual doing something stupid i.e. a photo with no shirt and flexing while holding there 9 mm.

In my discussions with both SFC [REDACTED] and CPT [REDACTED] I expressed that training would have prevented some problems within the entire detainee scandal. They both agreeded and that was the end of our conversation.

Q. [REDACTED]  
A. [REDACTED]

Q. While working for the 800th MP Brigade: who was in your chain of command?

A. I worked for the 310th MP BN, LTC [REDACTED]. He reported in turn to BG [REDACTED]

Q. How many soldiers in total were under your command?

A. 130 soldiers, which were primarily enlisted.

Q. What type of "stupid things that soldiers do", did you discuss with SFC [REDACTED] and CPT [REDACTED]

A. Downloading of pictures from personal digital cameras and the internet into the Laptops that were located in the what was commonly referred to as the internet cafe. This was a special room that was set up for the soldiers to email their families and friends. The only thing stupid about was that the pictures that were being downloaded were of themselves with their weapons and types like that. Some guys would download pictures of females from Yahoo personals. There were none to my knowledge that were perverted or pornographic in nature. Other stupid things, were things that had to do with bad morale, tardiness, not calling

10. EXHIBIT b6-4	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

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.

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EXHIBIT

USAPA 1004

STATEMENT OF

TAKEN AT

Fort Hamilton BO

DATED

3 Jun 04

9. STATEMENT (Continued)

home and not returning from R&R leave.

Q. The incident involving the soldier with the picture of the Iraqi female on his computer, can you go into more detail?

A. I think it was in Jan 04, I was in the internet cafe. Soldiers were joking around, and talking about pictures and things like that. One soldier said to another, hey take a look at this picture of an Iraqi female. I told him that he should not be doing anything like that. He then said that he was only joking. I told him that to get rid of whatever he was doing. You're not supposed to be downloading it anyway. I believe that I expressed to him the seriousness of what was going on and that this is something we can't be joking around about. I told him that this type of stuff is what got some other units in trouble.

Q. Did you get to see the picture of the female that the soldier was referring to on the computer?

A. As far as I can remember, I might have saw it from a distance. I think I was about 10 feet away from the computer. It looked like a regular woman. It looked like a white hispanic female, dark hair, with clothing on that looked more like a sun dress. I think it was white. The picture did not take up the screen, it was about the size of an index card.

Q. Do you know who the soldier was, what unit he was from? If not, can you describe him?

A. I am not sure what unit he was with. He was not one of my soldiers. I know all my soldiers. He was a medium complexion, hispanic male, approximately in his early twenties. He was in his PT uniform. He was with two other soldiers near his computer joking around. The two other soldiers were black males, also PT uniforms. They were not from my unit. Many people would go into the internet cafe. It was available to all units that were in that area.

Q. What are the names of the soldiers that you detailed out to ABU GHARAB for admin purposes?

A. They are the following: SPC [REDACTED], SPC [REDACTED], SPC [REDACTED] and SPC [REDACTED] (Male). We sent four soldiers at a time. They were 75H, administrative types.

Q. What were the issues with a CPT [REDACTED]?

A. He supposedly got caught taking pictures of American female soldiers taking showers? He was removed from command, though I did not see anything on paper.

Q. Were any instances of detainee abuse ever reported to you?

A. Yes. I was told by the Battalion S-3, CPT [REDACTED] and LTC [REDACTED]. It involved an incident pertaining to a prisoner that was being interrogated by SPC [REDACTED]. SPC [REDACTED] supposedly pushed him. I was told about this because he was my soldier and could not be allowed around any prisoners anymore. I had to reassign him. On another occasion, I gave SPC [REDACTED] an article 15 for showing the prisoners his STAR OF DAVID (Religious symbol), that he wore on his chain.

Q. Do you know of any knowledge of any senior NCO removing a female prisoner from a cell?

A. No.

Q. Is there anything else that you want to add to this statement?

A. No.

///END OF STATEMENT///

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 3 PAGES

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EXHIBIT

7

0084-04 010352 64025

STATEMENT OF

TAKEN AT

Fort Hamilton BO

DATED

3 Jun 04

9. STATEMENT (Continued)

0034-04-CID352-6402

0033-04-CID332

NOT USED

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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 3 day of June, 2004 at Fort Hamilton Branch Office (CID), Fort Hamilton, NY

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

Art. 134, UCMJ/ 5 USC 303

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

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EXHIBIT 7



# SWORN STATEMENT

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0034-04-CID352-6402

## PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**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.

MC/b6

1. LOCATION Fort Hamilton Branch Office (CID)	2. DATE (YYYYMMDD) 2004/06/23	3. TIME 1100	4. FILE NUMBER 0034-04-CID352-64025
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-3/USAR	
8. ORGANIZATION OR ADDRESS 310th Military Police Battalion, Uniondale NY			

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I do not want to say anything different than what is already provided in the Article 15. I have provided a copy of the Article 15 that I was given to this office. All information and statements are contained therein. While I worked at the military correctional facilities in Iraq, I did not see or hear of any detainee abuse incidents.

Q. [REDACTED]

A. [REDACTED]

Q. Is there anything else you want to add to this statement?

A. No.

/// END OF STATEMENT ///

NOT USED.

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES

766b4

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

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EXHIBIT

8 17

STATEMENT OF [REDACTED] TAKEN AT Fort Hamilton, NY DATED 2004/06/23

b7c b6-4

9. STATEMENT (Continued)

[REDACTED]

NOT USED

[REDACTED]

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.

[REDACTED]  
(Signature of Person Making Statement)

WITNESSES:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of June, 2004 at Fort Hamilton Branch Office (CID), Fort Hamilton, NY

[REDACTED] b7c b6-1  
(Signature of Person Administering Oath)

SA [REDACTED] b7c b6-1  
(Typed Name of Person Administering Oath)

Art. 134 UCMJ/ 5 USC 303  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

**Page(s)**

19-26

**Referred to:**

U.S. ARMY OFFICE OF  
THE JUDGE ADVOCATE GENERAL  
ATTENTION: DAJA-AL, ROOM 1E739  
2200 ARMY PENTAGON  
WASHINGTON, DC 20310-2200

MAJOR NELSON VAN ECK  
Nelson.VanEck@hqda.army.mil  
(703) 588-6787

**Page(s)**

27-29

**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

**Page(s)**

30-31

**Referred to:**

U.S. ARMY HUMAN  
RESOURCES COMMAND  
ATTENTION: AHRC-FOI, RM 7S65  
200 STOVALL STREET  
ALEXANDRIA, VIRGINIA 22332-0404

MR. THOM JONES  
thom.jones@hoffman.army.mil  
(703) 325-4053

**Page(s)**

*32-34*

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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](mailto:scottj@centcom.smil.mil)  
(813) 827-5341/2830

## SWORN STATEMENT

0034-04-CID352-641

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, 1943 (SSN).  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**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.

1. LOCATION Fort Hamilton Branch Office (CID), FHNY 2. DATE (YYYYMMDD) 2004/06/24 3. TIME 1535 4. FILE NUMBER 0034-2004-CID352-64025 b7C b6-4

5. LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS

8. ORGANIZATION OR ADDRESS  
1/309th Training Support Battalion, Fort Dix, NJ

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On April 30, 2004 SFC [REDACTED] and myself were on a unit visit in Uniondale, N.Y. One of the supported units was the 310th MP Bn. Cpt. [REDACTED] is the HHC Commander. After the visit SFC [REDACTED], CPT [REDACTED], and myself were in his office speaking. I heard CPT [REDACTED] say something to the effect that while his unit was in Iraq that there was a internet café type computer station set up. CPT [REDACTED] was using a computer and one of his soldiers was next to him on a computer. The soldier showed CPT [REDACTED] a picture of a naked woman. CPT [REDACTED] asked the soldier if that was a picture of his girlfriend. The soldier said that it was a picture of a detainee. CPT [REDACTED] then told the soldier to get rid of the picture. CPT [REDACTED] mentioned that the soldier had a computer stick.

Q. [REDACTED]

A. [REDACTED]

Q. To the best of your recollection, did CPT [REDACTED] say it was a picture of a naked female he was shown by a soldier?

A. Yes.

Q. Did CPT [REDACTED] ever mention the name of the soldier that showed him the picture on the computer?

A. No he didn't.

Q. To the best of your recollection, did CPT [REDACTED] tell you that he told the soldier to get rid of the picture, meaning to destroy it?

A. I don't know what he meant; he just said that he told the soldier to get rid of it.

Q. Did CPT [REDACTED] indicate to you that the naked female was of a certain nationality?

A. No. I thought he said that the soldier said 'detainee'.

Q. Is there anything else you want to add to this statement?

A. On the same day that I was asked to make my previous statement, I spoke with CPT [REDACTED]. I told him that I was going to give a statement about it. CPT [REDACTED] told me that he didn't know why this was happening or why a statement was being given. That it was dealt with, at the time it happened and that the chain of command was aware of it.

Q. Is there anything else?

A. No.

///END OF STATEMENT/// [REDACTED]

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 1 OF 2 PAGES b7C b6-4

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

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10 35

USAPA V1-00

STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED 2004/06/24

b7C, b6-4

9. STATEMENT (Continued)

NOT USED

AFFIDAVIT

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

[REDACTED]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 24 day of June, 2004 at FORT HAMILTON BRANCH OFFICE

ORGANIZATION OR ADDRESS

[REDACTED]

(Signature of Person Administering Oath)

SA [REDACTED]  
Fort Hamilton Branch Office

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art. 134, UCMJ/ 5 USC 303

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES

b7C, b6-4

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EXHIBIT



# SWORN STATEMENT

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

## PRIVACY ACT STATEMENT

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1. LOCATION Fort Hamilton Branch Office (CID), FHNY	2. DATE (YYYYMMDD) 2004/06/25	3. TIME 0950	4. FILE NUMBER 0034-2004-CID352-64025
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS 310th Military Police Battalion, Uniondale, NY			

9. I, [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I, CPT [REDACTED] S3 for the 310th MP BN) will make the following statement in regards to the situation with SPC [REDACTED] during Operation Iraqi Freedom in which SPC [REDACTED] assaulted a detainee. In late February 2004, the ICRC conducted an out brief from a recent inspection of Camp Bucca. They brought to our attention a possible assault situation in which a US soldier assaulted a detainee. LTC [REDACTED] 310th MP BN Commander, assigned me to be the investigating officer and to conduct a 15-6 investigation on the situation. Here are my conclusions as I presented them to the Battalion Commander for UCMJ action: In early February 2004, the 504th MP BN out of Tillil, Iraq called to inform me they were bringing 3 detainees who have recently fired on a coalition convoy. As the BN S3, I informed the staff of the pending arrival. While the detainees were being processed at the Internment Facility, SPC [REDACTED] without orders, conducted interrogations of the arriving prisoners. SPC [REDACTED] arranged the interrogation environment in which he was alone in the room with the detainee and an interpreter. The detainee was in "flex-cuffs" in which his hands were restrained in front of his body. Upon questioning the detainee, through the interpreter, SPC [REDACTED] continued to ask the detainee if he had fired on the convoy. Moments later, SPC [REDACTED] struck the detainee in the right side of the face with a closed fist. The detainee fell to the ground and SPC [REDACTED] picked him back up and put him in the chair. SPC [REDACTED] continued to question the detainee while he walked around the back of the detainee. Moments later, SPC [REDACTED] punched the detainee in the back with a closed fist. No further assault happened after this. SPC [REDACTED] interrogated the two other detainees, however, no incident of assault with them was found. During the investigation, SPC [REDACTED] approached me and wanted to know who in the camp was trying to set him up. I instructed SPC [REDACTED] not to talk with me on the situation since I was the investigating officer. The incident was reported up through the chain of command to COL [REDACTED] (16th MP BDE Commander) who reported it to CJTF-7. Upon concluding my investigation with individuals involved I made the following recommendation to the battalion commander:

- 1) UCMJ (Article 15) action against SPC [REDACTED] for violating the Geneva Convention policy on treatment of prisoners of war or civilian detainees.
- 2) No further contact with any detainees or interpreters while in theater.
- 3) Forbidden to visit the detention holding areas for the prisoners.
- 4) Stripped of his security clearance and MOS.

### Individuals interviewed for the 15-6:

- 1) Detainee [REDACTED] involved in the situation
- 2) Major representation [REDACTED] of the detainee
- 3) [REDACTED] (Evolutionary) interpreter
- 4) [REDACTED] CRC representative
- 5) SSG [REDACTED] (310th MP BN) sworn statement - was in the next tent during interrogation

Note: During the IG inspection, in regards to the Abu Garab situation, I informed the investigating senior officers of the situation.

Q. [REDACTED]  
A. [REDACTED]

Q. Was the above incident referenced in any other type of Report?

A. GEN [REDACTED] Report. It may have not been referenced. I know that I did tell him about it when he interviewed me in Iraq. I provided his team documentation on the matter also.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

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12 37

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED 2004/06/25 b7C, b6-4

9. STATEMENT (Continued)

Q. Was the above incident referenced in any other type of Report?

A. GEN [REDACTED] Report. It may have not been referenced. I know that I did tell him about it when he interviewed me in Iraq. I provided his team documentation on the matter also.

Q. Does the 310th MP BN still have a copy of the above 15-6 investigation? And if so, can a copy be furnished to this office for submission to higher headquarters?

A. Everything is in connexes, which are en route to the United States from Iraq.

Q. Was SPC [REDACTED] incident referred to USACIDC for any type of action?

A. No. The chain of command handled this incident.

Q. Do you remember if SPC [REDACTED] seek legal counsel/representation during the process of the Article 15?

A. Yes. He was afforded the opportunity to see the SJA on two separate occasions.

Q. Is there anything else you want to add to this statement?

A. No.

///END OF STATEMENT [REDACTED] b7C, b6-4

INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C, b6-4

PAGE 2 OF 3 PAGES

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EXHIBIT 12 38

STATEMENT OF

TAKEN AT

DATED 2004/06/25

## 9. STATEMENT (Continued)

## AFFIDAVIT

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

[REDACTED]  
(Signature of Person Making Statement)

## WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 25 day of June, 2004 at [REDACTED]

ORGANIZATION OR ADDRESS

[REDACTED]  
(Signature of Person Administering Oath)

Fort Hamilton Branch Office

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

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EXHIBIT

12 39

20 July 2004

MEMORANDUM FOR RECORD

SUBJECT: WARNING - USACIDC Channels only - Polygraph information: CPT  
[REDACTED] HHC, 310<sup>th</sup> Military Police Battalion, Uniondale, NY 11550

- b7C,bb-A
- b7C,bb-A
1. On 20 July 04, CPT [REDACTED] was afforded the opportunity to undergo polygraph testing, which he declined.
  2. Point of contact is the undersigned, DSN 232-[REDACTED]

b7C,bb-

[REDACTED]

Special Agent, [REDACTED] b7C,bb-1

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- 1 - CDR, USACIDC, ATTN: CIOP-CO, Fort Belvoir, VA 22060
- 1 - File

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DATE 14 JUN 2004

FROM SAC USACIDC BR OFC FT HAMILTON NY

TO: DIR USACRC FT BELVOIR VA //CICR-ZA// -  
COMMANDER, WASHINGTON DISTRICT (OPERATIONS)  
CDR USACIDC 3D MP GRP FT GILLEM GA

SUBJECT: CID REPORT OF INVESTIGATION - 2D STATUS/SSI -  
0034-2004-CID352-64025 - 5Y2P9

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

> b7c, b6-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2004, 0800 - 31 JAN 2004, 0000; INTERNET/COMPUTER ROOM, AD  
DIWANIYAH MILITARY CORRECTIONAL FACILITY, 310 MILITARY POLICE  
BATTALION, IRAQ

2. DATE/TIME REPORTED: 09 JUN 2004, 0800

3. INVESTIGATED BY:

SA [REDACTED]

SA [REDACTED]

> b7c, b2, b6-1

4. SUBJECT:

1. ADDED UNKNOWN, ; MISCONDUCT AS POW (NFI)

5. VICTIM:

1. U.S. GOVERNMENT; MISCONDUCT AS POW

6. INVESTIGATIVE SUMMARY:

THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR  
PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE  
COMPLETION OF THE INVESTIGATION.

THIS IS A DETAINEE ABUSE INVESTIGATION.

THIS STATUS REPORT IS BEING GENERATED TO CHANGE THE OFFENSE OF  
"OBSTRUCTION OF JUSTICE" TO "MALTREATMENT OF DETAINEES"; ALSO TO  
CHANGE THE SUBJECT OF THIS INVESTIGATION TO "UNKNOWN"

INITIAL REPORT:I

THIS INVESTIGATION WAS INITIATED BASED UPON THE NOTIFICATION OF

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HQUSACIDC REQUEST FOR INVESTIGATION #0211-04-CID001. ON 12 MAY 04, SFC [REDACTED] b7c/b6-4  
[REDACTED]-309TH TRAINING SUPPORT BATTALION (TSB), FORT  
DIX, NJ 08640 (FDNJ), NOTIFIED USACIDC THAT DURING A VISIT TO THE OFFICES  
OF THE 310TH MILITARY POLICE (MP) BATTALION (BN), HEMPSTEAD, NY 11550,  
CPT [REDACTED] COMMANDER, 310 MP BN, TOLD HER THAT  
WHILE AT THE AD DIWANIYAH MILITARY CORRECTIONAL FACILITY IN IRAQ, HE  
WAS SHOWN BY SOLDIERS A PICTURE OF A NAKED FEMALE IRAQI PRISONER ON  
THEIR COMPUTER. CPT [REDACTED] TOLD HER THAT HE INSTRUCTED THE SOLDIERS  
TO DESTROY THE PICTURE.

ON 6 JUNE 04, CPT [REDACTED] WAS INTERVIEWED BY THIS OFFICE, WHEREIN HE  
PROVIDED A SWORN STATEMENT DENYING HE INSTRUCTED ANY SOLDIERS TO  
DESTROY A PICTURE, WHICH DEPICTED AN IRAQI FEMALE PRISONER. CPT  
[REDACTED] STATED THAT SOMETIME DURING JAN 04, WHILE IN WHAT WAS  
COMMONLY REFERRED TO AS THE "INTERNET CAFE" WITHIN AD DIWANIYAH  
MILITARY CORRECTIONAL FACILITY, SOLDIERS WERE JOKING AROUND AND  
TALKING ABOUT PICTURES ON ONE OF THE COMPUTERS. CPT [REDACTED] FURTHER  
STATED THAT ONE OF THE SOLDIERS TOLD ANOTHER SOLDIER TO TAKE A LOOK  
AT A PICTURE OF AN IRAQI FEMALE. CPT [REDACTED] TOLD THE SOLDIER THAT HE  
SHOULD NOT BE DOING ANYTHING LIKE THAT, AND TOLD HIM TO GET RID OF  
WHATEVER HE WAS DOING. CPT [REDACTED] ALSO STATED THAT HE SAW THE  
PICTURE FROM A DISTANCE AND NOTED THAT IT APPEARED TO BE OF A WHITE  
HISPANIC WOMAN THAT WAS FULLY CLOTHED.

THE DELAY IN REPORTING THIS REPORT OF INVESTIGATION IS DUE TO THE  
PENDING GUIDANCE FROM HQUSACIDC.

USACRC NAME CHECKS ON SFC [REDACTED] AND CPT [REDACTED] REQUESTED THROUGH  
ACI2. b7c/b6-4

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2  
PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR  
380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER  
INVESTIGATION.

8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF  
PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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FOR OFFICIAL USE ONLY Law Enforcement Sensitive

DATE 09 JUN 2004

FROM SAC USACIDC BR OFC FT HAMILTON NY

TO: DIR USACRC FT BELVOIR VA //CICR-ZA// -  
COMMANDER, WASHINGTON DISTRICT (OPERATIONS)  
CDR USACIDC 3D MP GRP FT GILLEM GA

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL - 0034-2004-CID352-64025 -  
5X5

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

> b7C, b6-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2004, 0900 - 31 JAN 2004, 0000; INTERNET/COMPUTER ROOM, AD  
DIWANIYAH MILITARY CORRECTIONAL FACILITY, 310 MILITARY POLICE  
BATTALION, IRAQ

2. DATE/TIME REPORTED: 09 JUN 2004, 0800

3. INVESTIGATED BY:

SA [REDACTED]

SA [REDACTED]

> b7C, b2, b6-1

4. SUBJECT:

5. VICTIM:

1. U.S. GOVERNMENT; OBSTRUCTION OF JUSTICE

6. INVESTIGATIVE SUMMARY:

THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR  
PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE  
COMPLETION OF THE INVESTIGATION.

THIS IS A DETAINEE ABUSE INVESTIGATION.

THIS INVESTIGATION WAS INITIATED BASED UPON THE NOTIFICATION OF  
HOUSACIDC REQUEST FOR INVESTIGATION #0211-04-CID001. ON 12 MAY 04, SFC  
[REDACTED]-309TH TRAINING SUPPORT BATTALION (TSB), FORT  
DIX, NJ 08640 (FDNJ), NOTIFIED USACIDC THAT DURING A VISIT TO THE OFFICES  
OF THE 310TH MILITARY POLICE (MP) BATTALION (BN), HEMPSTEAD, NY 11550,  
CPT [REDACTED] COMMANDER, 310 MP BN, TOLD HER THAT  
WHILE AT THE AD DIWANIYAH MILITARY CORRECTIONAL FACILITY IN IRAQ, HE

b7C, b6-4  
/  
b7C, b6-4

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WAS SHOWN BY SOLDIERS A PICTURE OF A NAKED FEMALE IRAQI PRISONER ON THEIR COMPUTER. CPT [REDACTED] TOLD HER THAT HE INSTRUCTED THE SOLDIERS TO DESTROY THE PICTURE. b7C, b6-4

INVESTIGATION DID NOT DEVELOP SUFFICIENT EVIDENCE TO PROVE OR DISPROVE SFC [REDACTED] ALLEGATION THAT CPT [REDACTED] INSTRUCTED SOLDIERS TO DESTROY A PICTURE OF A NAKED FEMALE IRAQI PRISONER ON THEIR COMPUTER. THE STATEMENTS OBTAINED BY USACIDC WERE NOT EXACT, BUT WERE SIMILAR IN CONTENT, WHEREBY MISCONCEPTION MAY HAVE OCCURRED.

ON 6 JUNE 04, CPT [REDACTED] WAS INTERVIEWED BY THIS OFFICE, WHEREIN HE PROVIDED A SWORN STATEMENT DENYING HE INSTRUCTED ANY SOLDIERS TO DESTROY A PICTURE, WHICH DEPICTED AN IRAQI FEMALE PRISONER. CPT [REDACTED] STATED THAT SOMETIME DURING JAN 04, WHILE IN WHAT WAS COMMONLY REFERRED TO AS THE "INTERNET CAFE" WITHIN AD DIWANIYAH MILITARY CORRECTIONAL FACILITY, SOLDIERS WERE JOKING AROUND AND TALKING ABOUT PICTURES ON ONE OF THE COMPUTERS. CPT [REDACTED] FURTHER STATED THAT ONE OF THE SOLDIERS TOLD ANOTHER SOLDIER TO TAKE A LOOK AT A PICTURE OF AN IRAQI FEMALE. CPT [REDACTED] TOLD THE SOLDIER THAT HE SHOULD NOT BE DOING ANYTHING LIKE THAT, AND TOLD HIM TO GET RID OF WHATEVER HE WAS DOING. CPT [REDACTED] ALSO STATED THAT HE SAW THE PICTURE FROM A DISTANCE AND NOTED THAT IT APPEARED TO BE OF A WHITE HISPANIC WOMAN THAT WAS FULLY CLOTHED.

THE DELAY IN REPORTING THIS REPORT OF INVESTIGATION IS DUE TO THE PENDING GUIDANCE FROM HQUSACIDC.

USACRC NAME CHECKS ON SFC [REDACTED] AND CPT [REDACTED] REQUESTED THROUGH AC12. b7C, b6-4

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF

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PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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## (CID Form 66)

REMARKS: THIS IS A DETAINEE ABUSE INVESTIGATION. RFI FROM HQUSACIDC TO CONDUCT INTERVIEW OF CPT HOLDER PERTAINING TO HIS VIEWING OF AN PHOTO OF A IRAQI FEMALE PRISONER.

b7C, b6-1

[illegible]

1

EXHIBIT

20 July 2004

MEMORANDUM FOR RECORD

SUBJECT: WARNING - USACIDC Channels only - Polygraph information: CPT  
[REDACTED] HHC, 310<sup>th</sup> Military Police Battalion, Uniondale, NY 11550

b7C, b6-4

1. On 20 July 04, CPT [REDACTED] was afforded the opportunity to undergo polygraph testing, which he declined.

b7C, b6-4

2. Point of contact is the undersigned, DSN 232 [REDACTED]

[REDACTED]  
Special Agent [REDACTED]

b7C, b6-1

b7C, b2, b6-1

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—

## VICTIM / WITNESS FORMS (DD Fm 2701) (annotate on AAS)

<i>Circle</i>	<i>Last Name</i>	<i>Date Issued</i>	<i>Circle</i>	<i>Last Name</i>	<i>Date Issued</i>	<i>Circle</i>	<i>Last Name</i>	<i>Date Issued</i>
V W			V W			V W		
V W			V W			V W		
V W			V W			V W		

**MISCELLANEOUS ACTIVITY**

Action	Completed	Action	Completed
Photograph /fingerprint subjects		NCIC entry on stolen prop	
Film submitted for contact sheet		Contact sheet submitted for photos	

CONTACTS / PHONE NUMBERS

Activity / Person	Phone Number	INTERVIEW VICTIM / EYE WITNESS	24 hours
		EVIDENCE DEPOSITED	1 duty day
		LAB REQUESTS	5 duty days
		RFA'S SENT OUT	5 duty days
		MEANINGFUL INV ACTIVITY	10 duty days
		RFA FOLLOW UP	15 duty days
		KNOWN SUBJ & UNFOUNDED FINALS	15 duty days
		UNKNOWN SUBJ FINALS	30 work days
		ACTION TAKEN FINALS	30 work days

Fort Sam Houston RA Form 1, 16 Apr 97

**Previous Editions Obsolete**

AGENT'S ACTIVITY SUMMARY		Control Number 0034-2004-CID352-64025
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	

06/28/2004 09:00

2:00 ADM

06/29/2004 16:00

1:00 IA

07/19/2004 09:00

0:30 IA

07/19/2004 11:20

1:00 ADM

07/21/2004 15:00

2:00 ADM

Drafted update monitorship for HQ USACIDC.

Updated the monitorship for HQUSACIDC. To SAC for dissemination.

Contacted CPT [REDACTED] and asked if he was willing to under a technical interview. He refused.

Will draft Memo on this refusal.

Drafted update for HQ USACIDC. Sent to CW3 [REDACTED] AOPS.

Drafted CIR on this investigation. To SAC for Review. He will forward it to District.

b7C, b6

b7C, b6

b7C, b6

b7C, b6

AGENT'S ACTIVITY SUMMARY		Control Number 0034-2004-CID352-64025
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
06/22/2004 13:45 [REDACTED] b7c b6-1	Conducted DEIDS checks on names listed in CPT [REDACTED] Statement for contact information.	
0:45 IA		
06/22/2004 14:00 [REDACTED]	Contacted SPC [REDACTED] Will meet with him at his home for interview on Thursday (24 June 04) at 1000.	
0:30 INV		
06/22/2004 14:15 [REDACTED]	Contacted [REDACTED] for interview. He will be in this office tomorrow at 10 am for interview.	
0:30 INV		
06/22/2004 15:00 [REDACTED]	Attempted to contact the following individuals, which met with negative results:	
1:00 INV	<p>SPC [REDACTED]</p> <p>SPC [REDACTED]</p> <p>SPC [REDACTED]</p> <p>CPT [REDACTED]</p> <p>CPT [REDACTED]</p> <p>LTC [REDACTED]</p>	
	A message for them to contact this office was left on their respective voicemails.	
	Will try again at a later time.	
06/22/2004 15:35 [REDACTED]	CPT [REDACTED] contacted this office and will attempt to clear his schedule to come in on Friday of this week.	
0:30 INV		
06/23/2004 10:02 [REDACTED]	He will call on Thursday to confirm.	
0:01 INV	Recorded data pertaining to [REDACTED]	
06/23/2004 10:02 [REDACTED]	CRC Name Check Requested for [REDACTED]	
0:01 ADM		
06/23/2004 10:44 [REDACTED]	Prepare Sworn Statement	
0:01 INV		
06/23/2004 11:00 [REDACTED]	Interviewed PFC [REDACTED] See AIR for details.	
1:00 INV		
06/23/2004 14:45 [REDACTED]	Coordinated with CPT [REDACTED] He is going to try to be in this office on Friday morning. He will call tomorrow to confirm this.	
0:20 INV		
06/23/2004 15:30 [REDACTED]	Attempted to contact [REDACTED] None of them were home. Will try at a later time or go out to a few residents.	
0:20 IA		
06/24/2004 08:30 [REDACTED]	Contacted SPC [REDACTED] to reschedule. He was not in. Left Message indicating the above and for him to contact this office.	
0:30 IA		
06/24/2004 10:00 [REDACTED]	CPT [REDACTED] confirmed that he will be here at 1400 today for interview.	
0:20 IA		

b7c b6-4

b7c b6-4

AGENT'S ACTIVITY SUMMARY		Control Number 0034-2004-CID352-64025
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
06/24/2004 14:34 [REDACTED] b7c b6-2	Recorded data pertaining to [REDACTED]	
0:01 INV		
06/24/2004 15:20 [REDACTED]	Obtained written statement from [REDACTED]	
0:01 INV		
06/24/2004 15:20 [REDACTED]	Interviewed CPT [REDACTED] See statement and AIR for details.	
2:00 INV		
06/24/2004 15:30 [REDACTED]	Prepare Sworn Statement	
0:01 INV		
06/24/2004 15:42 [REDACTED]	CRC Name Check Requested for [REDACTED]	
0:01 ADM		
06/24/2004 15:55 [REDACTED]	Attempted to contact CPT [REDACTED] to determine if he was coming to this office for an interview tomorrow. No answer.	
0:30 IA		
	CPT [REDACTED] mentioned yesterday that he would coordinate with the Chief of Staff (Fort Totten Reserve Center), to determine if he could be taken off a project, so he would be able to come into the office. He was to call this morning to confirm. CPT [REDACTED] did not call this office today or leave any voicemail indicating his availability.	
	Recorded data pertaining to [REDACTED]	
06/25/2004 08:57 [REDACTED]		
0:01 INV		
06/25/2004 09:00 [REDACTED]	Interviewed CPT [REDACTED] See AIR and sworn statement for details	
1:00 INV		
06/25/2004 09:22 [REDACTED]	Obtained written statement from [REDACTED]	
0:01 INV		
06/25/2004 09:52 [REDACTED]	Prepare Sworn Statement	
0:01 INV		
06/25/2004 09:54 [REDACTED]	Prepare Sworn Statement	
0:01 INV		
06/25/2004 11:00 [REDACTED]	On 25 June 04, this office coordinated with the Landlord ([REDACTED]) of SPC [REDACTED] 310th MP BN, Uniondale, NY 11550, wherein it was determined that SPC [REDACTED] did not reside at the above address. According to the Landlord, the person who resided at the above address was not in the army or deployed and has five children living with them.	
4:00 INV		
	On 26 June 04, SPC [REDACTED] (NFI) [REDACTED] wherein she related while in Iraq, she worked in the MOS 27D, Legal Specialist, processing information on prisoners for 10 days in Dec 03. SPC [REDACTED] did not know anything related to CPT [REDACTED] viewing any photographs depicting naked female Iraqi detainees	
06/26/2004 18:00 [REDACTED]		
1:00 INV		
06/28/2004 09:00 b7c b6-2	Drafted update monitorship for HQ USACIDC.	

b7c, b6-4

b7c, b6-4



TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
-----------------------	-----------------------------------

06/09/2004 09:51 [REDACTED] Case Initiation

0:01 INV

06/09/2004 09:51 [REDACTED] Recorded data pertaining to U.S. Government

0:01 INV

06/09/2004 09:58 [REDACTED] Recorded data pertaining to [REDACTED]

0:01 INV

06/09/2004 09:58 [REDACTED] CRC Name Check Requested for [REDACTED]

0:01 ADM

06/09/2004 10:19 [REDACTED] Recorded data pertaining to [REDACTED]

0:01 INV

06/09/2004 10:19 [REDACTED] CRC Name Check Requested for [REDACTED]

0:01 ADM

06/09/2004 12:19 [REDACTED] Send Investigative Report for Approval

0:01 INV

06/09/2004 13:55 [REDACTED] Approve Investigative Report

0:01 INV

06/09/2004 17:00 [REDACTED] Case Agent on leave from 10-17 June 04.

0:10 ADM

06/14/2004 15:51 [REDACTED] Recorded data pertaining to UNKNOWN,

0:01 INV

06/14/2004 16:25 [REDACTED] Send Investigative Report for Approval

0:01 INV

06/14/2004 16:28 [REDACTED] Approve Investigative Report

0:01 INV

b7C, b6-4

b7C, b6-2

b7C, b6-4

b7C, b6, b4

06/3/04

Capt. [REDACTED]

Name

Dix

cell

Bldg. 5435 2d Fl.

372d MPCo - CO Cpt. [REDACTED]

870th MPCo - CO. Cpt. [REDACTED]

US Army Showers - females - trans.

CSM - Sex harassment - touching

SPC [REDACTED]

So. Carolina

[REDACTED]  
HHC 310th MP BN  
Uniondale, NY

b7C, b6, b4 cell - [REDACTED]

1/ 309<sup>th</sup> TRAINING Support BATTALION

2 BRIGADE TRAINING Support Brigade

78<sup>th</sup> TRAINING Support Division

77<sup>th</sup> RRC

FIRST Army

Active Duty

SFC [REDACTED] b7c, b6, b4

05/17/04

Ltc. [REDACTED] [REDACTED] Home/Work

b7C, b6

SFC [REDACTED] [REDACTED] Done by [REDACTED] SAC, PA.

Ltc [REDACTED] - [REDACTED] Lead SJA/R Ft. Dix, NJ.

~~SJA~~ → Cpt. [REDACTED]  
Soldier Readiness Gr., [REDACTED]  
Texas Ave., Ft Dix - Old Gym

Maj. [REDACTED] 310<sup>th</sup> MP Bn Commander

b7C, b6

5/9/04  
1500

b7C, b7A

Carlisle CID

USARL

STA USARL

~~XXXX~~

~~XXXXXXXXXX~~

~~XXXXXXXXXX~~

~~XXXXXXXXXX~~

~~XXXXXXXXXX~~

CORRIGANVILLE,  
MD.

~~XXXXXXXXXX~~

99th ~~ARRC~~

(372d MP)

EOD

May of

"DEATH THREAT"

Whitehouse Comm.

STA USARL

b7C, b7A

STA LTC

~~XXXXXXXXXX~~

~~XXXXXXXXXX~~

**Page(s)**

12-14

**Referred to:**

U.S. ARMY OFFICE OF  
THE JUDGE ADVOCATE GENERAL  
ATTENTION: DAJA-AL, ROOM 1E739  
2200 ARMY PENTAGON  
WASHINGTON, DC 20310-2200

MAJOR NELSON VAN ECK  
Nelson.VanEck@hqda.army.mil  
(703) 588-6787

**Page(s)**

15 - 17 -

**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

**Page(s)**

18 - 19

**Referred to:**

U.S. ARMY OFFICE OF  
THE INSPECTOR GENERAL  
RECORDS RELEASE OFFICE  
ATTN: SAIG-ZXR  
2511 JEFFERSON DAVIS HWY  
ARLINGTON, VA 22202-3912

MR. ROBERT DE OCAMPO  
[deocampo@daig.ignet.army.mil](mailto:deocampo@daig.ignet.army.mil)  
(703) 601-1093



**CRIMINAL INTELLIGENCE REPORT**

**DATE PREPARED:** 21 July 2004

**PREPARING OFFICE:** Fort Hamilton Branch Office, USACIDC, Fort Hamilton, NY  
11252-7500

**SEQUENCE NUMBER:** 0034-04-CID352-64025/9H

**TITLE:** Unknown

**OFFENSE/TYPE OF INFORMATION:** Obstruction of Justice

**DATE RECEIVED:** 9 June 2004

**CASE NUMBER:**

**SYNOPSIS:**

**a. Reference:**

**b. Source of Information:** This investigation was based upon the notification of HQUSACIDC Request For Investigation (RFI) #0211-04-CID001.

c. On 12 May 04, SFC [REDACTED] 1-309<sup>th</sup> Training Support Battalion (TSB), Fort Dix, NJ 08640 (FDNJ), notified USACIDC that during a visit to the offices of the 310<sup>th</sup> Military Police (MP) Battalion (BN), Hempstead, NY 11550, CPT [REDACTED] Commander, 310<sup>th</sup> MP BN, told her that while at the AD Diwaniyah Military Correctional Facility in Iraq, he was shown by soldiers a picture of a naked female Iraqi prisoner on their computer. CPT [REDACTED] told her that he instructed the soldiers to destroy the picture.

On 6 June 04, CPT [REDACTED] was interviewed by this office, wherein he provided a sworn statement denying he instructed any soldiers to destroy a picture, which depicted an Iraqi female prisoner. CPT [REDACTED] stated that sometime during Jan 04, while in what was commonly referred to as the "Internet Café", within Ad Diwaniyah Military Correctional Facility, soldiers were joking around and talking about pictures on one of the computers. CPT [REDACTED] further stated that one of the soldiers told another soldier to take a look at a picture of an Iraqi Female. CPT [REDACTED] told the soldier that he should not be doing anything like that, and told him to get rid of whatever he was doing. CPT [REDACTED] also stated that he saw the picture from a distance and noted that it appeared to be of a white hispanic woman that was fully clothed.

b7c, b6, b4

b7c, b6, b4

d. The computers, which may contain images of prisoner abuse, were utilized in a common use area under the control of the Moral Welfare Recreation Activity of the Combined Joint Task Force 7 are still in country/theater.

e. This is a terminal report.

///ORIGINAL SIGNED///

Special Agent, [REDACTED]

b7C, b6-1  
b7C, b2, b6-1

///ORIGINAL SIGNED///

Special Agent-in-Charge

b7C, b6-1

DISTRIBUTION: This document is intended for law enforcement personnel, intelligence analysts, military personnel and other officials with a need to know. Further dissemination of this report should be limited to a minimum, consistent with the purpose for which the record has been furnished, i.e., effective enforcement of civil and criminal law. Additional release requires prior approval from the CG, USACIDC, ATTN: CICR-ZA, Fort Belvoir, VA 22060.

1 - HQUSACIDC, Fort Belvoir, VA, ATTN: CIOP-IN; 1 - HQ, 3<sup>rd</sup> MP Group, USACIDC; 1 - File

**DATA REQUIRED BY PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code Section 3012 (g) **ROUTINE USES:** Your social security number and other personal information Are used as an additional/alternate means of identification to facilitate and retrieval.

**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified. **DISCLOSURE:** Disclosure of your social security # is voluntary

1. Rec Code:		2. Action Code:		3. Date:		4. Rel to Case:		5. Control:		6. Sequence #		7. Year:		8. Office - CID		9. ROI #		Offense:																																									
10. Last Name:										11. First Name:										12. Middle Name:										13. Grade/Rank: CPT																													
14. Social Security Number:										15. Other ID Number:										16. Date of Birth:										17. POB City:										18. POB St:										19. POB Zip:									
20. Sex:		21. Race:		22. Ethnic:		23. Height:		24. Weight:		25. Hair:		26. Eye Color:		27. Citizen:		28. Educ:		29. Prior Record:		30. Marital:																																							
M		B				76"		230		BLK		BRN		US		18		N		S																																							
31. MOS:		32. Job Description/Location:				33. MC:		34. Security Clr:		35. Physical Marks/ Tattoos:										36. Spouse Military:		Branch:																																					
3-A		MP				USAR		SE												Yes: <input type="checkbox"/> No: <input type="checkbox"/>																																							
37. Alias/Nicknames:										38. Alias/Nicknames:										39. Alias/Nicknames:																																							
40. Unit/ Organization:										41. Unit Phone Number:										Home:										Cell/Pager:																													
HHC / 310th MP Bn.										516-481-																																																	
42. Military Service:		43. Sub Unit:		44. Fort/City:		45. State:		46. Country:		47. Zip Code/APO:		48. Home Address:		49. City:		50. State:		51. Country:		52. Zip Code/APO:																																							
				Heampstead		NY				11550																																																	
3. JUV:		54. Family Rel:		55. Sponsor Last Name:				56. Sponsor First Name:				57. Sponsor Middle Name:																																															
3. Sponsor Social Security:				59. Sponsor Grade/Rank:				60. Sponsor MC:				61. Sponsor Unit:																																															
4. Sponsor City:				63. Sponsor State:				64. Sponsor ZIP/APO:				65. Sponsor Phone: Wk: Hm:																																															
Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		71. UFC:		72. Offense Code:		73. UFC:																																													
Telephone:		ETS:		PCS/DEROS:		Date / Time Interview START:		Date:		Time:		Date / Time Interview END:		Date:		Time:																																											
ce of Interview:																																																											
position:																																																											
Category:		75. Type:		76. Recovered:		77. Value:		78. Insurer:		Policy:		Year/Date Exp:																																															
				Yes: <input type="checkbox"/> No: <input type="checkbox"/>																																																							
Year:		80. Make:		81. Model:		82. Vehicle Style:		83. # of Doors:		84. Color:		85. Size:																																															
VIN:				87. License Plate:		88. State:		89. DOD Decal Number:																																																			
ES:										<p>work! ?</p>																																																	
HIV TEST:																																																											

b7c, b6

22

b7c, b6

# INVESTIGATIVE WORKSHEET

## DATA REQUIRED BY PRIVACY ACT

**AUTHORITY:** Title 10, United States Code, Section 3012 (g)

**ROUTINE USES:** Your social security number and other personal information are used as an additional/alternate means of identification to facilitate filing and retrieval.

**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified

**DISCLOSURE:** Disclosure of your social security number is voluntary

1 REC Code	2 Action Code	3 Date Submitted	4 SEQ Number	5 Year	6 Unit	7 ROI Number	8 Rel to Case	9 Control #
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## INDIVIDUAL DATA

10 Last Name [REDACTED]			11 First Name [REDACTED]			12 Middle Name [REDACTED]			13 Grade E-7		
14 Social Security Number [REDACTED]			15 Other ID Number [REDACTED]			16 DOB [REDACTED]			17 POB-City [REDACTED]		
18 POB-ST [REDACTED]			19 POB-CTY USA			20 Sex F			21 Race C		
22 Ethnic 21			23 Height 67"			24 Weight 160			25 Hair BRN		
26 Eye HAZ			27 Citizen US			28 Educ 14			29 Prior Rcrd N		
30 Martial M			31 MOS 31B			32 MCAC 1 <sup>st</sup> Army			33 Position		
34 Industry			35 Security SEC			36 Physical Marks None			37 Alias- Nickname(s)		
38 Alias- Nickname(s)			39 Alias- Nickname(s)			40 Organization 1-309 <sup>th</sup> Training Support BN			41 If Contractor, Contract #		
42 Military SVC			43 Subunit			44 Fort/ City Fort Dix			45 State NJ		
46 Country US			47 Zip Code/APO 08640			48 Address [REDACTED]			49 City [REDACTED]		
50 State [REDACTED]			51 Country [REDACTED]			52 Zip Code [REDACTED]					

## FAMILY MEMBER DATA

53 JUV		54 Family Rel		55 Sponsor Last Name		56 Sponsor First Name		57 Sponsor Middle Name	
58 Social Security Number		59 SPON Grade /		60 SPON MCAC		61 Sponsor Unit Address			
62 SPON City				63 SPON ST		64 SPON CTY		65 SPON Zip Code/APO	

## OFFENSE

66 Offense Code	67 UFC	68 Offense Code	69 UFC	70 Offense Code	71 UFC	72 Offense Code	73 UFC
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## ADMINISTRATIVE DATA

Telephone # [REDACTED]		ETS		PCS/DEROS		Date INTERV Start		Time INTERV Start	
Place of Interview Start		Date INTERV End		Time INTERV End		Fingerprint		Photo	
Vehicle Data				Disposition					

## CORPORATION DATA

74 Contractor Number			75 FED SERV/PROD #			76 Corporation Name			
77 Corp Address			78 Corp City			79 Corp State		80 Corp CTY	
81 Corp Zip Code			82 Contract Number						

**NOTES**  
Home # (609) 723-7712

CID Form 44-R (Automated)  
1 Dec 87

Edition of 1 Aug 87 will be used until exhausted

b7C, b6-4

b7C, b6-4

# INVESTIGATIVE WORKSHEET

## DATA REQUIRED BY PRIVACY ACT

**AUTHORITY:** Title 10, United States Code, Section 3012 (g)

**ROUTINE USES:** Your social security number and other personal information are used as an additional/alternate means of identification to facilitate filing and retrieval.

**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified

**DISCLOSURE:** Disclosure of your social security number is voluntary

1 REC Code	2 Action Code	3 Date Submitted	4 SEQ Number	5 Year	6 Unit	7 ROI Number	8 Rel to Case	9 Control #
------------	---------------	------------------	--------------	--------	--------	--------------	---------------	-------------

## INDIVIDUAL DATA

10 Last Name	11 First Name	12 Middle Name	13 Grade
			O-4

14 Social Security Number	15 Other ID Number	16 DOB	17 POB-City	18 POB-ST	19 POB-CTY
					USA

20 Sex	21 Race	22 Ethnic	23 Height	24 Weight	25 Hair	26 Eye	27 Citizen	28 Educ	29 Prior Rcd	30 Marital
M	C	21	67"	140	BRN	BLU	US	16	N	M

32 MCAC	33 Position	34 Industry	35 Security	36 Physical Marks
1 <sup>st</sup> Army			TS	None

37 Alias- Nickname(s)	38 Alias- Nickname(s)	39 Alias- Nickname(s)

40 Organization	41 If Contractor, Contract #
1-309 <sup>th</sup> Training Support BN	

42 Military SVC	43 Subunit	44 Fort/ City	45 State	46 Country	47 Zip Code/APO
		Fort Dix	NJ	US	08640

48 Address	49 City	50 State	51 Country	52 Zip Code

## FAMILY MEMBER DATA

53 JUV	54 Family Rel	55 Sponsor Last Name	56 Sponsor First Name	57 Sponsor Middle Name

58 Social Security Number	59 SPON Grade	60 SPON MCAC	61 Sponsor Unit Address
	/		

62 SPON City	63 SPON ST	64 SPON CTY	65 SPON Zip Code/APO

## OFFENSE

66 Offense Code	67 UFC	68 Offense Code	69 UFC	70 Offense Code	71 UFC	72 Offense Code	73 UFC

## ADMINISTRATIVE DATA

Telephone #	ETS	PCS/DEROS	Date INTERV Start	Time INTERV Start

Place of Interview Start	Date INTERV End	Time INTERV End	Fingerprint	Photo

Vehicle Data	Disposition

## CORPORATION DATA

74 Contractor Number	75 FED SERV/PROD #	76 Corporation Name

77 Corp Address	78 Corp City	79 Corp State	80 Corp CTY	81 Corp Zip Code

82 Contract Number

**NOTES**  
Cell # (609) 351-9033

CID Form 44-R (Automated)  
1 Dec 87

Edition of 1 Aug 87 will be used until exhausted

**Page(s)**

25-26

**Referred to:**

U.S. ARMY HUMAN  
RESOURCES COMMAND  
ATTENTION: AHRC-FOI, RM 7S65  
200 STOVALL STREET  
ALEXANDRIA, VIRGINIA 22332-0404

MR. THOM JONES  
thom.jones@hoffman.army.mil  
(703) 325-4053

b7C, b6.

From: [REDACTED] W3 CID  
Sent: Tuesday, May 25, 2004 10:22 AM  
To: [REDACTED]  
Cc: [REDACTED]  
Subject: FW: RFI 0211-04-CID001

Importance: High

Follow Up Flag: Follow up  
Flag Status: Flagged



Referral COPS  
0128.doc



RFI 3rd Grp 443rd  
MP Co Iraq D...



lttrsalertroster  
77THRRRC.xls



Scan001.PDF

Guys, here is RFI 0211-04.

Couple of things on these. This RFI deals with people in different areas. Each office will open the following as ROIs/SSI based on the individual complaints as they are separate incidents. It may seem like a lot of work, but this will actually make the work product make more sense as only once incident will be referred to in each case.

The RFI lists a five names

Carlisle gets the brunt of the work: The 443rd is based out of Gettysburg, PA at the Adams County Memorial USARC, 1200 Fairfield Road, Gettysburg, PA

A. PFC [REDACTED] she is in the 443rd, the Scan list gives her name and SSN and the DIEDs report list her HOR as [REDACTED]

- B. SFC [REDACTED] was not found on the unit roster
- C. SSG [REDACTED] was not found on the unit roster
- D. PFC [REDACTED] was not found on the unit roster

E. SGT [REDACTED] was identified as SGT [REDACTED] and interviewed by Ft. MEADE. [REDACTED] will fwd the statement, start a TAF on his statement and then extract ROIs once his allegation has been confirmed by the numerous witnesses he has identified. He identified 7 Subjects and 4 witnesses all of them except SPC [REDACTED] is on the Scan List and you can do DIEDS checks on the them to find them.

F. fwd the SFC [REDACTED] statement as an MOT to [REDACTED] at Hamilton.

G. The [REDACTED] statement, we are trying to find out who is back and who is still in Iraq, if you have a contact that can help great, you need to open it as a TAF also and then individual ROIs. Also once someone can ID the Marines involved refer that mess to NCIS.

A. fwd the [REDACTED] Statement as an MOT to Carlisle and close out your case.

A. [REDACTED] id under the ltr spreadsheet DIEDS list as living at [REDACTED] interview and let me know what he had to say and determine if you or someone else needs to open the ROI.

b7C, b6A

b7c, b6

B. In regards to SFC [REDACTED] once you receive her statement open an ROI and work it as an SSI per our guidelines. I know you have a interview with CPT [REDACTED] set up so just know what needs to be done paperwork wise.

[REDACTED] b7c b6-1  
CW3, MP  
AOps/FSO  
Washington District, USACIDC  
703-696-[REDACTED]

WARNING: This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, law enforcement sensitive, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by reply or by telephone (703) 696-[REDACTED] and immediately delete this message and all its attachments.  
FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

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

From: [REDACTED] 3d MP Group (CID) b7c b6-1  
Sent: Thursday, May 13, 2004 10:31 AM  
To: [REDACTED] CW3 CID  
Subject: FW: RFI 0211-04-CID001  
Importance: High

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

From: [REDACTED] CW5  
Sent: Thursday, May 13, 2004 10:21  
To: [REDACTED]  
Subject: FW: RFI 0211-04-CID001  
Importance: High

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

From: [REDACTED] CW3 [mailto:[REDACTED]@belvoir.army.mil]  
Sent: Monday, May 10, 2004 5:27 PM  
To: [REDACTED] (E-mail); [REDACTED] (E-mail) b7c b6-1  
Subject: RFI 0211-04-CID001  
Importance: High

<<RFI 3rd Grp Fwd Detainee Abuse.DOC>> <<Referral COPS 0128.doc>>

Gentlemen,

Please acknowledge receipt this RFI. It contains five separate allegations of detainee abuse, not previously investigated, in so far as we can tell.

[REDACTED] b7c b6-2



[REDACTED]  
CW3, MP  
HQ, USACIDC

703.806. [REDACTED] Wk  
703.806.0307 Fax  
DSN Prefix: 656

[REDACTED] Cell (as of 1 Apr 04)

[REDACTED] belvoir.army.mil <mailto:[REDACTED]@belvoir.army.mil>

b7C, b6-1

b7C, b6-1

WARNING: This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, law enforcement sensitive, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by reply or by telephone (703) 806-[REDACTED] and immediately delete this message and all its attachments.

STATEMENT OF [REDACTED]

19 MAY 04

b7c, b6

On 21 April 03, I deployed in support of OIF 1, I commanded the HHC 310th Military Police Battalion. From 21 April until 5 March 04, I was deployed, my position was to supervise and command the HHC. My day to day duties involved supervising the HHC, supply and maintenance and soldier welfare.

While submitting my travel voucher at my reserve headquarters, I was visited by CPT [REDACTED] and SFC [REDACTED] both from FT Dix. We discussed certain soldiers that were possibility still medical holds at FT Dix, I advised them both of the information to the best of my knowledge. Furthermore, SFC [REDACTED] began discussing all the problems of the 800th MP Bde as televised on 60 minutes. She also stresses her discuss to these actions, and that that this was a lack of training. She furthermore explained that the pictures shown on 60 minutes were terrible, I agreed with her and so did CPT [REDACTED]

b7c, b6-4

At no time did I express seeing any pictures while in Iraq of any detainees at all. I also have never been to Abu Gharab. I further explained that some of my female soldiers worked at Abu Gharab during a time when an Officer was relieved possibility taking pictures of American females in an un-professional manner.

End of Statement.

**Page(s)**

31-34

**Referred to:**

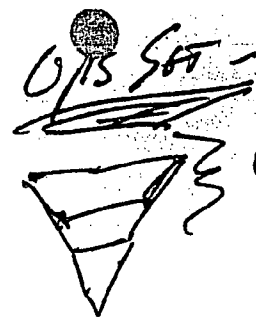
U.S. ARMY HUMAN  
RESOURCES COMMAND  
ATTENTION: AHRC-FOI, RM 7S65  
200 STOVALL STREET  
ALEXANDRIA, VIRGINIA 22332-0404

MR. THOM JONES  
thom.jones@hoffman.army.mil  
(703) 325-4053

SPC [redacted] -  
MEPS -



Medics  
advis



CPT [redacted]  
CPT 61464-4

**Page(s)**

36

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**Referred to:**

U.S. ARMY HUMAN  
RESOURCES COMMAND  
ATTENTION: AHRC-FOI, RM 7S65  
200 STOVALL STREET  
ALEXANDRIA, VIRGINIA 22332-0404

MR. THOM JONES  
thom.jones@hoffman.army.mil  
(703) 325-4053

(Thursday morning 10am)

b7c, b6-

Slw/4  
(POC)

(Goff)

(no answer)

(yes)

1243

Home (no home)  
left msg

LTC

2

Home ✓  
Dir ✓  
cell ✓  
Left Message -

CPT  
LTC

Left Nsg.

b7c, b6-4

37

7/6/04

Ft. Dix-CONEX- Records - ANT. 15-

b7C, b6-t

(05) LTC

DOB > b7C, b6-t  
SN

At 10:10 p.m. 1

Type up STATEMENT MAP

**Page(s)**

39-44

**Referred to:**

U.S. ARMY HUMAN  
RESOURCES COMMAND  
ATTENTION: AHRC-FOI, RM 7S65  
200 STOVALL STREET  
ALEXANDRIA, VIRGINIA 22332-0404

MR. THOM JONES  
thom.jones@hoffman.army.mil  
(703) 325-4053





DEPARTMENT OF THE ARMY  
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
FORT HAMILTON BRANCH OFFICE, 3D MILITARY POLICE GROUP (CID)  
BUILDING 408  
FORT HAMILTON, NEW YORK 11252-7500

REPLY TO  
ATTENTION OF

19 Jul 04

MEMORANDUM THRU

Commander, Washington District, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 105 Fenton Circle Building 305, Fort Myer, VA 22211-1101

Commander, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 4699 N. 1<sup>st</sup> Street, Forest Park, GA 30297-5119

FOR Headquarters, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060

SUBJECT: Fifth update of Category I Monitorship ROI 0034-04-CID352-64025

1. References:

- a. CIDR 195-1, CID Operations, Paragraph 4-6
- b. CIDMAIL message CIOP-CO, 25 May 04/1527, Subject: Commander's Update

2. In accordance with above cited references, the following update is provided:

- a. Subjects identified to date: Unknown
- b. Investigative activity conducted during the reporting period (12 July 04 - 19 July 04):

1. This ROI was initiated based upon the notification of HOUACIDC Request For Investigation (RFI) #0211-04-CID001. On 12 May 04, SFC [REDACTED] 1/309<sup>th</sup> Training Support Battalion (TSB), Fort Dix, NJ 08640 (FDNJ), notified USACIDC that during a visit to the offices of the 310<sup>th</sup> Military Police (MP) Battalion (BN), Uniondale, NY 11550, CPT [REDACTED] Commander, 310<sup>th</sup> MP BN, told her that while at the AD DIWANYAH Military Correctional facility in Iraq, he was shown by soldiers a picture of a naked female Iraqi prisoner on their computer. CPT [REDACTED] told her that he instructed the soldiers to destroy the picture. b7C, b6-4

On 12 July 04, this office made contact with SPC [REDACTED] residing at [REDACTED] employed by [REDACTED]

SPC [REDACTED] advised that her duties at Aaiwajah and Abu Ghraib prisons was administrative and processed the detainee's property. She did not participate in any photographing of prisoners. b7C, b6-4

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45

SPC [REDACTED] did not have any knowledge of any detainee abuses or compromising incidents and also did not have any knowledge of CPT [REDACTED] having witnessed or heard of any indecent pictures or computer images of detainees. SPC [REDACTED] stated that she was assigned to the Abu Ghraib prison for only ten (10) consecutive days.

b7C, b6

c. Investigative activities to be conducted and/or considered:

1. Interview of SPC [REDACTED] Attempts are being made to identify through unit records upon arrival of conex containers in CONUS.

d. Problem areas: None.

3. Point of contact is the undersigned at DSN 232 [REDACTED] or e-mail at [REDACTED]@hamilton.army.mil.

[REDACTED]  
CW4, MPC  
Special Agent in Charge

b7C, b6-4

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46



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
FORT HAMILTON BRANCH OFFICE, 3D MILITARY POLICE GROUP (CID)  
BUILDING 408  
FORT HAMILTON, NEW YORK 11252-7500

REPLY TO  
ATTENTION OF

12 Jul 04

MEMORANDUM THRU

Commander, Washington District, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 105 Fenton Circle Building 305, Fort Myer, VA 22211-1101

Commander, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 4699 N. 1<sup>st</sup> Street, Forest Park, GA 30297-5119

FOR Headquarters, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060

SUBJECT: Fourth update of Category I Monitorship ROI 0034-04-CID352-64025

1. References:

- a. CIDR 195-1, CID Operations, Paragraph 4-6
- b. CIDMAIL message CIOP-CO, 25 May 04/1527, Subject: Commander's Update

2. In accordance with above cited references, the following update is provided:

- a. Subjects identified to date: Unknown
- b. Investigative activity conducted during the reporting period (29 June 04 – 12 July 04):

1. This ROI was initiated based upon the notification of HQUACIDC Request For Investigation (RFI) #0211-04-CID001. On 12 May 04, SFC [REDACTED] b7c, b6-4  
1/309<sup>th</sup> Training Support Battalion (TSB), Fort Dix, NJ 08640 (FDNJ), notified USACIDC that during a visit to the offices of the 310<sup>th</sup> Military Police (MP) Battalion (BN), Uniondale, NY 11550, CPT [REDACTED] b7c, b6-4  
Commander, 310<sup>th</sup> MP BN, told her that while at the AD DIWANIYAH Military Correctional facility in Iraq, he was shown by soldiers a picture of a naked female Iraqi prisoner on their computer. CPT [REDACTED] b7c, b6-4 told her that he instructed the soldiers to destroy the picture.

On June 29, 2004, this office coordinated with the FBI New York Field Division requesting assistance in locating a SPC [REDACTED] thru Lexus-Nexus and other subscriber based web sites. AS of 1 July 2004 the FBI reply is pending. b7c, b6-4

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On June 30, 2004, this office attempted contact with SPC [REDACTED] at his listed residence [REDACTED] and through cellular telephone number [REDACTED] with negative results. Several messages left at the residence and telephone were not returned. b7C, b6-

On July 1, 2004, this office requested the assistance of the FBI New York Field Division requesting help locating a SPC [REDACTED] thru Lexus-Nexus and other subscriber based web sites. SPC [REDACTED] is not known as a local military in the 310<sup>th</sup> Military Police Bn. CPT [REDACTED] recalled that SPC [REDACTED] was a fill-in from somewhere else but could not recall where. SPC [REDACTED] is a possible USAR IRR but researching by only a last name and no additional identifiers has been difficult. Unit records are in transit in conex containers (Conex trailer is due in any day at the Port). As of 1 July 2004 the FBI reply is pending.

On July 6, 2004, this office interviewed LTC [REDACTED] Commanding Officer, HHC 310<sup>th</sup> Military Police Battalion, Camp Bucca, Iraq. LTC [REDACTED] supplied an e-mail that he forwarded to MG [REDACTED] CG 77<sup>th</sup> RRC, Fort Totten, New York relating that he had received a message from LTC [REDACTED] BN Commander, 1/309<sup>th</sup> TSB, Fort Dix, New Jersey (609-630-[REDACTED]) giving him a heads-up regarding statements prepared by SFC [REDACTED] and CPT [REDACTED] (previously submitted) describing a conversation between them and CPT [REDACTED] regarding an alleged picture of a naked female detainee which was subsequently denied by CPT [REDACTED] in his statement. (previously submitted). LTC [REDACTED] stated that he was unaware of this incident or any similar photos or incidents. LTC [REDACTED] further related that the detention facility that CPT [REDACTED] was assigned had no female prisoners or detainees causing doubt as to the allegation that CPT [REDACTED] would have recognized a female detainee.

On July 7, 2004, this office contacted SSG [REDACTED] SSG [REDACTED] stated that he had never observed or heard of any detainee abuse or observed any photographs or computer images of detainees in compromising positions. SSG [REDACTED] did state that he had taken official photographs of detainees for official prisoner folders. SSG [REDACTED] could provide no additional leads for this investigation.

On July 8, 2004, this office made contact with SPC [REDACTED] (ID under RFI 0211-04-CID001) on his cellular telephone at his place of employment. SPC [REDACTED] stated that he had no recollection of any prisoner abuse and did not see any photographs or computer images of detainees. SPC [REDACTED] further stated that he could not recall anyone who could provide information regarding detainee abuses. SPC [REDACTED] requested that no further contact be made with him since he has no recollection of information.

NOTE: SPC [REDACTED] has completed demobilization and is no longer on Title 10 Status.

On 12 July 2004, this office made contact with SPC [REDACTED] residing at [REDACTED] b7C, b6-4

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employed by [REDACTED]

[REDACTED] SPC [REDACTED] advised that her duties at Aaiwanjah and Abu Ghraib prisons was administrative and processed the detainees property. She participated in no photographing of prisoners which was accomplished by the In-processing ID section. SPC [REDACTED] had no knowledge of any detainee abuses or compromising incidents and had no knowledge of CPT [REDACTED] having witnessed or heard of any incident of pictures or computer images of detainees. SPC [REDACTED] stated that she was assigned to the Abu Ghraib prison for only ten (10) consecutive days.

c. Investigative activities to be conducted and/or considered:

1. Interview of SPC [REDACTED] Attempts are being made to identify through unit records upon arrival of conex containers in CONUS.

d. Problem areas: None.

3. Point of contact is the undersigned at DSN 232- [REDACTED] or e-mail at [REDACTED]@hamilton.army.mil.

[REDACTED]  
CW4, MP  
Special Agent in Charge

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DEPARTMENT OF THE ARMY  
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
FORT HAMILTON BRANCH OFFICE, 3D MILITARY POLICE GROUP (CID)  
BUILDING 408  
FORT HAMILTON, NEW YORK 11252-7500

REPLY TO  
ATTENTION OF

5 Jul 04

MEMORANDUM THRU

Commander, Washington District, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 105  
Fenton Circle Building 305, Fort Myer, VA 22211-1101

Commander, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 4699 N. 1<sup>st</sup> Street, Forest  
Park, GA 30297-5119

FOR Headquarters, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060

SUBJECT: Third update of Category I Monitorship ROI 0034-04-CID352-64025

*Fourth*

1. References:

- a. CIDR 195-1, CID Operations, Paragraph 4-6
- b. CIDMAIL message CIOP-CO, 25 May 04/1527, Subject: Commander's Update

2. In accordance with above cited references, the following first update is provided:

- a. Subjects identified to date: Unknown
- b. Investigative activity conducted during the reporting period (29 June 04 – 4 July 04):

1. This ROI was initiated based upon the notification of HQUSACIDC Request For Investigation (RFI) #0211-04-CID001. On 12 May 04, SFC [REDACTED] 1/309<sup>th</sup> Training Support Battalion (TSB), Fort Dix, NJ 08640 (FDNJ), notified USACIDC that during a visit to the offices of the 310<sup>th</sup> Military Police (MP) Battalion (BN), Uniondale, NY 11550, CPT [REDACTED] Commander, 310<sup>th</sup> MP BN, told her that while at the AD DIWANTYAH Military Correctional facility in Iraq, he was shown by soldiers a picture of a naked female Iraqi prisoner on their computer. CPT [REDACTED] told her that he instructed the soldiers to destroy the picture.

On 28 June 04, this office interviewed PFC [REDACTED] wherein he provided a sworn statement relating that during the initial questioning of a detainee, he bent down to bring myself level with the detainee. The detainee moved at him in an attempt to strike his neck. PFC [REDACTED] further stated that he moved away and then struck the detainee in the left eye with a closed fist. The above incident will be reported separately under another sequence number.

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50

c. Investigative activities to be conducted and/or considered:

1. Interview of SPC [REDACTED]
2. Interview LTC [REDACTED]
3. Interview of SPC [REDACTED]
4. Interview of SPC [REDACTED]
5. Interview of SSG [REDACTED]

d. Problem areas: None.

3. Point of contact is the undersigned at DSN 232-[REDACTED] or e-mail at [REDACTED]@hamilton.army.mil.

b7c, b6-1

[REDACTED]  
CW4, MPC  
Special Agent in Charge

b7c, b6-4

b7c, b6-4

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51



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
FORT HAMILTON BRANCH OFFICE, 3D MILITARY POLICE GROUP (CID)  
BUILDING 408  
FORT HAMILTON, NEW YORK 11252-7500

REPLY TO  
ATTENTION OF

28 June 04

MEMORANDUM THRU

Commander, Washington District, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 105  
Fenton Circle Building 305, Fort Myer, VA 22211-1101

Commander, 3<sup>rd</sup> Military Police Group (CID), ATTN: Operations, 4699 N. 1<sup>st</sup> Street, Forest  
Park, GA 30297-5119

FOR Headquarters, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060

SUBJECT: Second update of Category I Monitorship ROI 0034-04-CID352-64025

*THIRD*

1. References:

- a. CIDR 195-1, CID Operations, Paragraph 4-6
- b. CIDMAIL message CIOP-CO, 25 May 04/1527, Subject: Commander's Update

2. In accordance with above cited references, the following first update is provided:

- a. Subjects identified to date: Unknown
- b. Investigative activity conducted during the reporting period (9 June 04 – 26 June 04):

1. This ROI was initiated based upon the notification of HQUSACIDC Request For Investigation (RFI) #0211-04-CID001. On 12 May 04, SFC [REDACTED] 1/309<sup>th</sup> Training Support Battalion (TSB), Fort Dix, NJ 08640 (FDNJ), notified USACIDC that during a visit to the offices of the 310<sup>th</sup> Military Police (MP) Battalion (BN), Uniondale, NY 11550, CPT [REDACTED] Commander, 310<sup>th</sup> MP BN, told her that while at the AD DIWANIYAH Military Correctional facility in Iraq, he was shown by soldiers a picture of a naked female Iraqi prisoner on their computer. CPT [REDACTED] told her that he instructed the soldiers to destroy the picture.

On 2 June 04, PFC [REDACTED], 310<sup>th</sup> MP BN, Uniondale, NY, wherein he provided a sworn statement relating he did not want to say anything different than was stated in the DA Form 2627, Record of Proceedings Under Article 15, Uniform Code of Military Justice (UCMJ). PFC [REDACTED] provided this office with a copy of the DA Form 2627, which revealed he received an Article 15 for violating Article 92, UCMJ: Failure to

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52



obey a lawful order/regulation, wherein he displayed a religious symbol, namely the Star of David to a detainee and threatened him physically.

On 24 June 04, CPT [REDACTED] 1/309<sup>th</sup> TSB, FDNJ, was interviewed, wherein he provided a sworn statement relating that while conducting a unit visit at the 310<sup>th</sup> MP BN, Uniondale, NY 11550, CPT [REDACTED] told him that a soldier showed CPT [REDACTED] a picture of a naked female detainee on a computer. CPT [REDACTED] told the soldier to get rid of the picture.

On 25 June 04, CPT [REDACTED], 310<sup>th</sup> MP BN, Uniondale, NY 11550, wherein he provided a sworn statement relating an incident pertaining to a detainee abuse that occurred in Feb 04 at Camp Bucca, Iraq. The soldier involved in the incident received a Filed Grade Article 15. The above incident will be reported separately under another sequence number.

On 25 June 04, this office coordinated with the Landlord of [REDACTED], listed DEIDS address of SPC [REDACTED], 310<sup>th</sup> MP BN, Uniondale, NY 11550, wherein it was determined that SPC [REDACTED] did not reside at the above address. Attempts are being made to locate [REDACTED] through cross reference directories.

On 26 June 04, SPC [REDACTED] (NFI) [REDACTED] wherein she related while in Iraq, she worked in the MOS 27D, Legal Specialist, processing information on prisoners for 10 days in Dec 03. SPC [REDACTED] did not know anything related to CPT [REDACTED] viewing any photographs depicting naked female Iraqi detainees.

c. Investigative activities to be conducted and/or considered:

1. Interview of SPC [REDACTED] pending return to NYC from out of state.
2. Interview LTC [REDACTED] pending return to NYC from out of state.

d. Problem areas: None.

3. Point of contact is the undersigned at DSN 232-[REDACTED] or e-mail at [REDACTED][hamilton.army.mil](mailto:hamilton.army.mil).

b7c b6-1

[REDACTED]  
Special Agent in Charge

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53

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DATE 14 JUN 2004

FROM SAC USACIDC BR OFC FT HAMILTON NY

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//  
COMMANDER, WASHINGTON DISTRICT (OPERATIONS)  
CDR USACIDC 3D MP GRP FT GILLEM GA

SUBJECT: CID REPORT OF INVESTIGATION - 2D STATUS/SSI -  
0034-2004-CID352-64025 - 5Y2P9

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

> b7C, b6-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2004, 0800 - 31 JAN 2004, 0000; INTERNET/COMPUTER ROOM, AD  
DIWANYAH MILITARY CORRECTIONAL FACILITY, 310 MILITARY POLICE  
BATTALION, IRAQ

2. DATE/TIME REPORTED: 09 JUN 2004, 0800

3. INVESTIGATED BY:

SA [REDACTED]

SA [REDACTED]

> b7C, b2, b6-1

4. SUBJECT:

1. ADDED UNKNOWN, ; MISCONDUCT AS POW (NFI)

5. VICTIM:

1. U.S. GOVERNMENT; MISCONDUCT AS POW

6. INVESTIGATIVE SUMMARY:

THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR  
PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE  
COMPLETION OF THE INVESTIGATION.

THIS IS A DETAINEE ABUSE INVESTIGATION.

THIS STATUS REPORT IS BEING GENERATED TO CHANGE THE OFFENSE OF  
"OBSTRUCTION OF JUSTICE" TO "MALTREATMENT OF DETAINEES"; ALSO TO  
CHANGE THE SUBJECT OF THIS INVESTIGATION TO "UNKNOWN"

INITIAL REPORT:I

THIS INVESTIGATION WAS INITIATED BASED UPON THE NOTIFICATION OF

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HQUSACIDC REQUEST FOR INVESTIGATION #0211-04-CID001. ON 12 MAY 04, SFC [REDACTED] 1-309TH TRAINING SUPPORT BATTALION (TSB), FORT DIX, NJ 08640 (FDNJ), NOTIFIED USACIDC THAT DURING A VISIT TO THE OFFICES OF THE 310TH MILITARY POLICE (MP) BATTALION (BN), HEMPSTEAD, NY 11550, CPT [REDACTED] COMMANDER, 310 MP BN, TOLD HER THAT WHILE AT THE AD DIWANYAH MILITARY CORRECTIONAL FACILITY IN IRAQ, HE WAS SHOWN BY SOLDIERS A PICTURE OF A NAKED FEMALE IRAQI PRISONER ON THEIR COMPUTER. CPT [REDACTED] TOLD HER THAT HE INSTRUCTED THE SOLDIERS TO DESTROY THE PICTURE. b7C, b6-A

ON 6 JUNE 04, CPT [REDACTED] WAS INTERVIEWED BY THIS OFFICE, WHEREIN HE PROVIDED A SWORN STATEMENT DENYING HE INSTRUCTED ANY SOLDIERS TO DESTROY A PICTURE, WHICH DEPICTED AN IRAQI FEMALE PRISONER. CPT [REDACTED] STATED THAT SOMETIME DURING JAN 04, WHILE IN WHAT WAS COMMONLY REFERRED TO AS THE "INTERNET CAFE" WITHIN AD DIWANYAH MILITARY CORRECTIONAL FACILITY, SOLDIERS WERE JOKING AROUND AND TALKING ABOUT PICTURES ON ONE OF THE COMPUTERS. CPT [REDACTED] FURTHER STATED THAT ONE OF THE SOLDIERS TOLD ANOTHER SOLDIER TO TAKE A LOOK AT A PICTURE OF AN IRAQI FEMALE. CPT [REDACTED] TOLD THE SOLDIER THAT HE SHOULD NOT BE DOING ANYTHING LIKE THAT, AND TOLD HIM TO GET RID OF WHATEVER HE WAS DOING. CPT [REDACTED] ALSO STATED THAT HE SAW THE PICTURE FROM A DISTANCE AND NOTED THAT IT APPEARED TO BE OF A WHITE HISPANIC WOMAN THAT WAS FULLY CLOTHED.

THE DELAY IN REPORTING THIS REPORT OF INVESTIGATION IS DUE TO THE PENDING GUIDANCE FROM HQUSACIDC.

USACRC NAME CHECKS ON SFC [REDACTED] AND CPT [REDACTED] REQUESTED THROUGH ACI2. b7C, b6-A

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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55

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56

**Page(s)**

10

**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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DATE 09 JUN 2004

FROM SAC USACIDC BR OFC FT HAMILTON NY

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//  
COMMANDER, WASHINGTON DISTRICT (OPERATIONS)  
CDR USACIDC 3D MP GRP FT GILLEM GA

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL - 0034-2004-CID352-64025 -  
5X5

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

7 b7C, b6-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2004, 0900 - 31 JAN 2004, 0000; INTERNET/COMPUTER ROOM, AD  
DIWANYAH MILITARY CORRECTIONAL FACILITY, 310 MILITARY POLICE  
BATTALION, IRAQ

2. DATE/TIME REPORTED: 09 JUN 2004, 0800

3. INVESTIGATED BY:

SA [REDACTED]  
SA [REDACTED]

> b7C, b2, b6-1

4. SUBJECT:

5. VICTIM:

1. U.S. GOVERNMENT; OBSTRUCTION OF JUSTICE

6. INVESTIGATIVE SUMMARY:

THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR  
PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE  
COMPLETION OF THE INVESTIGATION.

THIS IS A DETAINEE ABUSE INVESTIGATION.

THIS INVESTIGATION WAS INITIATED BASED UPON THE NOTIFICATION OF  
HOUSACIDC REQUEST FOR INVESTIGATION #0211-04-CID001. ON 12 MAY 04, SFC  
[REDACTED] 309TH TRAINING SUPPORT BATTALION (TSB), FORT  
DLX, NJ 08640 (FDNJ), NOTIFIED USACIDC THAT DURING A VISIT TO THE OFFICES  
OF THE 310TH MILITARY POLICE (MP) BATTALION (BN), HEMPSTEAD, NY 11550,  
CPT [REDACTED] COMMANDER, 310 MP BN, TOLD HER THAT  
WHILE AT THE AD DIWANYAH MILITARY CORRECTIONAL FACILITY IN IRAQ, HE

b7C, b6-4

b7C, b6-4

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57

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WAS SHOWN BY SOLDIERS A PICTURE OF A NAKED FEMALE IRAQI PRISONER ON  
THEIR COMPUTER. CPT [REDACTED] TOLD HER THAT HE INSTRUCTED THE SOLDIERS  
TO DESTROY THE PICTURE. b7C, b6

INVESTIGATION DID NOT DEVELOP SUFFICIENT EVIDENCE TO PROVE OR  
DISPROVE SFC [REDACTED] ALLEGATION THAT CPT [REDACTED] INSTRUCTED SOLDIERS  
TO DESTROY A PICTURE OF A NAKED FEMALE IRAQI PRISONER ON THEIR  
COMPUTER. THE STATEMENTS OBTAINED BY USACIDC WERE NOT EXACT, BUT  
WERE SIMILAR IN CONTENT, WHEREBY MISCONCEPTION MAY HAVE OCCURRED.

ON 6 JUNE 04, CPT [REDACTED] WAS INTERVIEWED BY THIS OFFICE, WHEREIN HE  
PROVIDED A SWORN STATEMENT DENYING HE INSTRUCTED ANY SOLDIERS TO  
DESTROY A PICTURE, WHICH DEPICTED AN IRAQI FEMALE PRISONER. CPT  
[REDACTED] STATED THAT SOMETIME DURING JAN 04, WHILE IN WHAT WAS  
COMMONLY REFERRED TO AS THE "INTERNET CAFE" WITHIN AD DIWANYAH  
MILITARY CORRECTIONAL FACILITY, SOLDIERS WERE JOKING AROUND AND  
TALKING ABOUT PICTURES ON ONE OF THE COMPUTERS. CPT [REDACTED] FURTHER  
STATED THAT ONE OF THE SOLDIERS TOLD ANOTHER SOLDIER TO TAKE A LOOK  
AT A PICTURE OF AN IRAQI FEMALE. CPT [REDACTED] TOLD THE SOLDIER THAT HE  
SHOULD NOT BE DOING ANYTHING LIKE THAT, AND TOLD HIM TO GET RID OF  
WHATEVER HE WAS DOING. CPT [REDACTED] ALSO STATED THAT HE SAW THE  
PICTURE FROM A DISTANCE AND NOTED THAT IT APPEARED TO BE OF A WHITE  
HISPANIC WOMAN THAT WAS FULLY CLOTHED.

THE DELAY IN REPORTING THIS REPORT OF INVESTIGATION IS DUE TO THE  
PENDING GUIDANCE FROM HQUSACIDC.

USACRC NAME CHECKS ON SFC [REDACTED] AND CPT [REDACTED] REQUESTED THROUGH  
AC12. b7C, b6-7

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2  
PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR  
380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER  
INVESTIGATION.

8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF

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PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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DEPARTMENT OF THE ARMY  
CARLISLE BARRACKS RESIDENT AGENCY  
THIRD MILITARY POLICE GROUP (CID)  
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
116 FORBES AVE, SUITE 11  
CARLISLE, PENNSYLVANIA 17013-5028

REPLY TO  
ATTENTION OF

CIRC-WCB

4 June 2004

MEMORANDUM FOR Special Agent in Charge, Fort Hamilton Branch Office, 3<sup>rd</sup> Military Police Group (CID), USACIDC, Building 408 CID Wing, South Pershing Avenue, Fort Hamilton, NY 11252-7500

SUBJECT: Results of Preliminary Inquiry (SFC [REDACTED] reported abuse of Iraqi prisoners by US Service members)

b7C, b6A

**1. BASIS FOR INVESTIGATION:** On 11 May 2004, this office was notified by the Operations Officer, Washington District that SFC [REDACTED] 1/309<sup>th</sup> Training Support BN, Fort Dix, NJ (FDNJ), reported CPT [REDACTED] 310<sup>th</sup> MP BN, Uniondale, NY 11553 informed her he instructed a soldier to dispose of images of a naked Iraqi female detainee the soldier had on a government computer.

**2. SUMMARY OF INVESTIGATION:** On 12 May 04, SA [REDACTED] and SA [REDACTED] interviewed SFC [REDACTED] and obtained a sworn statement (Encl 2) she detailed the conversation with CPT [REDACTED]. SFC [REDACTED] stated on 30 Apr 04, while conducting a unit visit of the 310<sup>th</sup> MP BN CPT [REDACTED] informed her that while in Iraq, a soldier (NFI), showed him a digital image of a naked female. She related CPT [REDACTED] initially thought the image was that of the soldier's girlfriend until the soldier informed him that it was an Iraqi female detainee, which he thought CPT [REDACTED] also knew. CPT [REDACTED] informed the soldier to dispose of the image in case there was an investigation.

Additionally, on 12 May 04, SA [REDACTED] received a voluntary statement (Encl 3) by CPT [REDACTED] from MAJ [REDACTED] 1/309<sup>th</sup> TS BN, FDNJ. MAJ [REDACTED] also provided a sworn statement (Encl 4), wherein he detailed his actions after being notified of the incident.

**AGENT'S COMMENT:** Several days after this interview SFC [REDACTED] contacted the CID Office and related that she recalled something about a senior NCO (NFI) taking a female Iraqi female detainee from her cell at night. No further information.

**3. CONCLUSION:** Review of this information determines that Suspect, CPT [REDACTED] and the unit is located Within the AOR of the Fort Hamilton Branch Office, therefore this Information is forwarded to the Special Agent in Charge for Action deemed appropriate.

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60

CIRC-WCB

SUBJECT: Letter of Transmittal - 0056-04-CID342

4. Point of contact this action is the undersigned or SA [REDACTED] at DSN 242-[REDACTED]

b7c b6-1

b7c, b6-4

[REDACTED]  
CW3, MP [REDACTED]  
Special Agent in Charge

b7c b6-1

(6) Enclosures

1. AIR of SA [REDACTED] b7c b6-1
2. Statement of SFC [REDACTED] 12 May 04 b7c b6-4
3. Voluntary Statement of CPT [REDACTED]
4. Statement of MA1 [REDACTED], 12 May 04
5. CID Form 44 [REDACTED]
6. CID Form 44 [REDACTED]

b7c, b6-4

b7C, b6

From: [REDACTED] b7C, b6-2  
Sent: Wednesday, May 26, 2004 1:47 PM  
To: [REDACTED] b7C, b6-2  
Subject: FW: RFI 0211-04-CID001

Importance: High

Follow Up Flag: Follow up  
Flag Status: Flagged



Referral COPS  
0128.doc



RFI 3rd Grp 443rd  
MP Co Iraq D...



lttrsalertroster  
77THRRRC.xls



Scan001.PDF

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

From: [REDACTED] CW3 CID  
Sent: Tuesday, May 25, 2004 10:22 AM  
To: [REDACTED]  
Cc: [REDACTED] SA CID; [REDACTED] 3d MP Group (CID);  
[REDACTED] CW3  
Subject: FW: RFI 0211-04-CID001  
Importance: High

b7C, b6-1

Guys, here is RFI 0211-04.

Couple of things on these. This RFI deals with people in different areas. Each office will open the following as ROIs/SSI based on the individual complaints as they are separate incidents. It may seem like a lot of work, but this will actually make the work product make more sense as only once incident will be referred to in each case.

The RFI lists a five names

Carlisle gets the brunt of the work: The 443rd is based out of Gettysburg, PA at the Adams County Memorial USARC, 1200 Fairfield Road, Gettysburg, PA

A. PFC [REDACTED] she is in the 443rd, the Scan list gives her name and SSN and the DIEDS report list her HOR as [REDACTED]

- B. SFC [REDACTED] was not found on the unit roster
- C. SSG [REDACTED] was not found on the unit roster
- D. PFC [REDACTED] was not found on the unit roster

E. SGT [REDACTED] was identified as SGT [REDACTED] and interviewed by Ft. MEADE. [REDACTED] will fwd the statement, start a TAF on his statement and then extract ROIs once his allegation has been confirmed by the numerous witnesses he has identified. He identified 7 Subjects and 4 witnesses all of them except SPC [REDACTED] is on the Scan List and you can do DIEDS checks on the them to find them.

F. fwd the SFC [REDACTED] statement as an MOT to [REDACTED] at Hamilton.

G. The [REDACTED] statement, we are trying to find out who is back and who is still in Iraq, if you have a contact that can help great, you need to open it as a TAF also and then individual ROIs. Also once someone can ID the Marines involved refer that mess to [REDACTED]

b7C, b6-1

NCIS.

b7c, b6-4

A. fwd the [REDACTED] Statement as an MOT to Carlisle and close out your case.

A. [REDACTED] id under the Itt spreadsheet, DIEDS list as living at [REDACTED]  
[REDACTED] interview and let me know what he had to say  
and determine if you or someone else needs to open the ROI.

B. In regards to SFC [REDACTED] once you receive her statement open an ROI and work it as  
an SSI per our guidelines. I know you have a interview with CPT [REDACTED] set up so just  
know what needs to be done paperwork wise.

b7c b6-1

CW3, MP  
AOps/FSO  
Washington District, USACIDC  
703-696-[REDACTED]

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communication in error, please notify us immediately by reply or by telephone (703) 696-  
[REDACTED] and immediately delete this message and all its attachments.  
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-----Original Message-----

From: [REDACTED] - 3d MP Group (CID)  
Sent: Thursday, May 13, 2004 10:31 AM  
To: [REDACTED] CW3 CID  
Subject: FW: RFI 0211-04-CID001  
Importance: High

b7c b6-1

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

From: [REDACTED] CW5  
Sent: Thursday, May 13, 2004 10:21  
To: [REDACTED]  
Subject: FW: RFI 0211-04-CID001  
Importance: High

b7c b6-1

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

From: [REDACTED] CW3 [mailto:[REDACTED]@belvoir.army.mil]  
Sent: Monday, May 10, 2004 5:27 PM  
To: [REDACTED] CW5 [mailto:[REDACTED]@belvoir.army.mil] (E-mail); [REDACTED] (E-mail)

b7c b6-1

b7c, b6-4

Subject: RFI 0211-04-CID001  
Importance: High

<<RFI 3rd Grp Fwd Detainee Abuse.DOC>> <<Referral COPS 0128.doc>>

Gentlemen,

Please acknowledge receipt this RFI. It contains five separate allegations of detainee abuse, not previously investigated, in so far as we can tell.

[REDACTED]  
[REDACTED]  
CWS, MP  
HQ, USACIDC

703.806. [REDACTED] Wk  
703.806.0307 Fax  
DSN Prefix: 656

[REDACTED] Cell (as of 1 Apr 04)  
[REDACTED] @belvoir.army.mil <mailto:[REDACTED]@belvoir.army.mil>

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b7C, b6-1

b7C, b6-1

**Page(s)**

65-67

**Referred to:**

U.S. ARMY HUMAN  
RESOURCES COMMAND  
ATTENTION: AHRC-FOI, RM 7S65  
200 STOVALL STREET  
ALEXANDRIA, VIRGINIA 22332-0404

MR. THOM JONES  
thom.jones@hoffman.army.mil  
(703) 325-4053

From:  
Sent:  
To:

SA CID  
Wednesday, May 26, 2004 1:57 PM

b7c, b6-1

Cc:  
Subject:

Importance: High



FW: CG's Update

Monitorship  
ROI.doc

SAC: see the attached messages, all cases involving prisoner abuse will be CAT 1 monitored. This has specific requirements outlined in CIDR 195-1. Updates will be provided to command through dist and grp.

As you will also see in the CG's message IG inspections have been suspended for 120 days, so it does not look like we will be being inspected by the IG this year. More on that as the information develops.

Please acknowledge receipt of this message. Thanks to you and your agen't for all your hard work!

Chief

CW4, MP  
Operations Officer  
Washington District, USACIDC  
703.696.

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-----Original Message-----  
From: CW5  
Sent: Wednesday, May 26, 2004 11:08 AM  
To:

Subject: FW: Designation of Category I Monitorship Cases  
Importance: High

All;

As directed by the CG, USACIDC, all allegations of detainee abuse incidents are now Category I monitorship case. So, upgrade any 66 actions on detainee abuse cases into an ROI, immediately. Also, a Task Force was formed at the Cmd handling this Cat I cases. OPS

P.S. [REDACTED]; you have three (0059, 0061 and 0062). [REDACTED] You have at least two that I recall, maybe more. b7c, b6-4

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

From: [REDACTED] WS [mailto:[REDACTED]@belvoir.army.mil] b7c, b6-1  
Sent: Wednesday, May 26, 2004 8:28 AM  
To: [REDACTED]

Subject: Designation of Category I Monitorship Cases  
Importance: High

See attached memorandum reference designation of all detainee abuse cases as SSI reportable, category I monitorship cases.

Also see CG update message.

Request further dissemination to all subordinate units.

<<FW: CG's Update>> <<Monitorship ROI.doc>>

[REDACTED] b7c, b6-4  
[REDACTED] b7c, b6-1  
Chief, Investigative Operations Division

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ENFORCEMENT SENSITIVE



b7C, b6-4

From: [REDACTED] CW5 b7C, b6-1  
Sent: Wednesday, May 26, 2004 7:12 AM  
Subject: FW: CG's Update

> -----Original Message-----

> From: [REDACTED] MG b7C, b6-1  
> Sent: Tuesday, May 25, 2004 5:27 PM

> To: [REDACTED]

> Subject: Commander's Update

> Troops,

> I know that all of you are aware that detainee abuse issues are at the  
> forefront right now and that our associated criminal investigations are  
> very, very important pieces to resolving the overall issues. Let there be  
> no doubt that: 1) our Army is still at war, 2) it is not business as  
> usual, 3) CID's top priority is detainee abuse investigations. The  
> challenges are greater than they've ever been, but this Command is going  
> to meet those challenges head-on just as we have for the past 33 years.

> To put the matter into some context, I have already briefed the Secretary  
> of Defense and Congress on our detainee abuse cases and met with the  
> national media. Reviews are being conducted by the Schlesinger  
> Commission, DoDIG, and DAIG, while MG [REDACTED] conducts a review of military  
> intelligence operations. Completed products include MG Taguba's 15-6 and  
> various ICRC reports as well as my PMG assessment of detention operations  
> last Fall. The common thread that runs through most of these processes  
> is our criminal investigation product, so data sharing and collection is  
> quite extensive.

> I have made some recent decisions that will facilitate timely, thorough  
> investigations while simultaneously satisfying increasing demands for  
> information from our senior leadership, Congress, the media, our Sister  
> Services, and the multiple reviewing and investigating entities.

> -- I have suspended CID IG inspections for at least 120 days in  
> order to use the IG Team as the nucleus of an investigative task force to  
> oversee macro-level issues associated primarily with Abu Ghraib and to  
> conduct "sufficiency" reviews on our closed detainee death cases.

> -- I have designated all detainee abuse cases as "Cat I  
> Monitorships," which is what we do for our highest priority cases.

> -- I have asked my Task Force commander, LTC [REDACTED] to tell me what  
> resources she needs, which means that I will likely have to pull a few  
> personnel from CID Headquarters and the field with special skills.

> The G-3 will publish an OPORD that lays all of this out, and I also owe  
> you what the IG inspection schedule will look like for the future.

> I want to make perfectly clear that these decisions are NOT based on a  
> lack of confidence in our agents or someone not doing their job. Quite  
> the contrary -- everyone, and especially our folks deployed in theater,  
> are busting their butts to make it all happen. It is simply the unique  
> circumstances that drives us to do business a bit differently.

> Every facet of this Command needs to work together as a team to get the  
> job done. This is clearly a time in which leadership will make a

b7C, b6-4

> difference. I have confidence in all of you and know that I have your  
> full support in doing what has to be done.

> [REDACTED] b7C, b6-1  
>  
>



DEPARTMENT OF THE ARMY  
U. S. ARMY CRIMINAL INVESTIGATION COMMAND  
6010 6TH STREET  
FORT BELVOIR, VIRGINIA 22060-5506

REPLY TO  
ATTENTION OF

CIOP-ZA

25 May 2004

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Designation of Category I Monitorship ROI

1. References:

a. AR 190-8, Enemy Prisoners of War, Retained Personnel, Civilian Internees and Other Detainees, 1 October 1997

b. CIDR 195-1, paragraph 4-6b(1), CID Operations, 15 January 2004.

2. As of 21 May 04, this Command has initiated 74 Reports of Investigation (ROI) in Afghanistan and Iraq concerning the abuse of detained persons by U.S. military and civilian contracted personnel. These investigations have generated significant Department of Defense, Congressional, and international attention. Several Congressional and Department of Defense task forces and commissions have been created to review divergent aspects of detainee operations as well as investigations conducted by the USACIDC. It is expected this scrutiny and oversight will continue for the foreseeable future.

3. Effective 25 May 04, the Commanding General, USACIDC, has designated all detainee abuse ROIs as category I monitorship. All field elements are directed to reference 1b for timeliness and timely reporting requirements. In addition, all ROIs dispatched effective this date will be SSI reportable and will reflect the following statement as the first paragraph of the investigative summary, "This is a detainee abuse investigation."

4. For the purposes of this requirement a "detainee" is defined as any person captured or otherwise detained by an armed force. The detention need not occur at a MP controlled detention facility and may include checkpoints and cordon and search operations. "Abuse" includes, but is not limited to, punitive articles of the Uniform Code of Military Justice and/or similar provisions of Title 18, US Code.

5. Weekly updates to this headquarters as described in reference 1b will be forwarded via e-mail to Mr. [REDACTED] [belvoir.army.mil](mailto:belvoir.army.mil) and CWS [REDACTED] [belvoir.army.mil](mailto:belvoir.army.mil)

b7C, b6-4  
b7C, b6-4

6. The termination date of this memorandum cannot be determined.

CIOP-COP

SUBJECT: Designation of Category I Monitorship ROI

7. Point of contact is CW5 [REDACTED] 703) 806- [REDACTED] or [REDACTED]

b7c, b6

FOR THE COMMANDER:

//Original signed//

b7c, b6-2

Colonel, GS

Deputy Chief of Staff, G-3

b7c, b6-1

DISTRIBUTION: A

b7C, b6-

[REDACTED]

From: [REDACTED] W3 CID  
Sent: Thursday, May 13, 2004 1:27 PM  
To: [REDACTED]

Subject: FW: Request Assistance

All,

FYI and heed

[REDACTED]

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

From: [REDACTED] A CID  
Sent: Thursday, May 13, 2004 2:22 PM  
To: [REDACTED] W3 CID  
Subject: FW: Request Assistance

[REDACTED] I am sure we are doing this already but FYI

Chief

[REDACTED]

CW4, MP  
Operations Officer  
Washington District, USACIDC  
703.696. [REDACTED]

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

From: [REDACTED] CW5  
Sent: Thursday, May 13, 2004 2:17 PM  
To: [REDACTED]  
Subject: FW: Request Assistance

All;

Read below, any reply back to the GP, pls, use the RFI#s (if available) to be checked.  
Thx. [REDACTED]

> -----Original Message-----

> From: [REDACTED] - 3d MP Group (CID)  
> Sent: Thursday, May 13, 2004 1:03 PM  
> To: [REDACTED]  
> Subject: Request Assistance

> Chief,

> We need some guidance dispatched to the OPS Officers. Please  
> inform the BNs that on all RFIs include in the subject line of the  
> response, CMD's tracking number, ie: 0179-04-CID001.

> thanks,  
> [REDACTED]

> [REDACTED]  
> Criminal Intelligence Manager  
> 3d MP GRP (CID)  
> 404-469-[REDACTED]  
> DSN: 797-[REDACTED]  
> [REDACTED]  
> Fax: 404-469-3354

b7C, b6-2

b7C, b6-2

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> attachments.  
>  
>  
>

b7c, b6-

From: [REDACTED] CW3 CID  
Sent: Thursday, May 13, 2004 1:03 PM  
To: [REDACTED]

Cc: [REDACTED]  
Subject: Iraqi Abuse Investigations

All,

We are having a problem because of the return of the 800th MP Bde (they are the Bde that ran the Iraqi Prison) we are getting a lot of people coming fwd saying they are witnesses to abuses. Compounding the problem is that the Bde is all located within Wash District. We presently have a list of 8 individuals with information (6 of them in an RFI received yesterday). I need the following to occur now. Please notify District Ops/Aops by phone and email of any who comes fwd with info. Set up an interview time and take a statement on a 66. Then fwd the statement to me and Mr. [REDACTED] for our review. We are not trying to micromanage, but since the reservists from one unit live in up to three different Offices AORs you both may be working the same incident. This way we can hopefully make life a little easier for you by consolidating actions.

[REDACTED]  
I have the [REDACTED] statement, I need to know who else you have scheduled and what are the case numbers of all of them. Thanks.

[REDACTED]  
I need the Statement of [REDACTED]

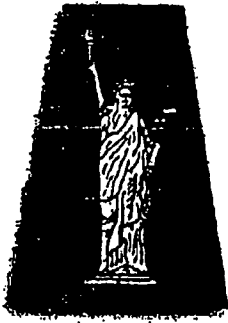
If anyone else has interviewed anyone, please fwd the statement ASAP.

I need a response by all SACs to this email. Thanks in advance

[REDACTED]  
CW3, MP  
AOps/FSO  
Washington District, USACIDC  
703-696-[REDACTED]

b7c, b6-1

76



**HEADQUARTERS**  
**77<sup>th</sup> Regional Readiness**  
**Command**  
*Office of the Commanding General*  
**AFRC-CNY-CG**  
Building 200, Fort Totten  
Flushing, NY 11359-1016

Com: (718) 352-██████████

FAX: (718) 352-5830

DSN: 456-██████████

b(7)(c)-3 b(6)-3

DATE: b(7)(c)-3 b(6)-3

TO:

Mr. ██████████

PHONE:

FAX: 732-679-2354

FROM:

Col. ██████████

PHONE: (718) 352-██████████

FAX: (718) 352-5830

*Per our discussion*PAGES (including Header sheet): 3

77



b7C, b6-1

[REDACTED] COL (77RRC C of S)

From: [REDACTED] MG (77RRC CG)  
Sent: Tuesday, May 11, 2004 12:43 PM  
To: [REDACTED] COL (77RRC-C of S)  
Subject: Fw: New information (310th MP Bn)

Just got this from [REDACTED]. I stopped the cdrs inquiry. Get [REDACTED] Fwd this to [REDACTED] I want to know whether I should do an inquiry or leave to CID and usarc...

Sent from my BlackBerry Wireless Handheld (www.BlackBerry.net)

for the USARC SJA - They asked us to send it to you guys.

Original Message  
From: [REDACTED]  
To: [REDACTED]  
CC: [REDACTED]  
Sent: Tue May 11 11:21:15 2004  
Subject: New Information (310th MP Bn)

Col [REDACTED]

17

Sir,

Attached is information I received today.....  
LTC [REDACTED]

b7C, b6-1

Sir,

This is a heads up.....don't know how much or if any thing will come of this but just wanted let you know.....Received a phone call today at approximately 0930 from a LTC [REDACTED] the Battalion Commander of 1/309<sup>th</sup> TSB at Fort Dix ( 609-610-[REDACTED]).....he was giving me a heads-up that on 30 April 2004, CPT [REDACTED] (310<sup>th</sup> MP Bn, HHC Company Commander) was speaking with SFC [REDACTED] and CPT [REDACTED] (MAT Team).....on that day in conversation he made statements that while in Iraq he had seen a picture of a naked female that may have been a prisoner (apparently from Abu Garab).....he stated the picture, that was downloaded off a computer, was shown to him from a soldier that had been rotated (3 week rotations to operate the BAT system) from Abu Garab.....he further stated that he told the soldier to get rid of any other pictures he may have.....he also stated that he reported the incident up through the chain of command.....

LTC [REDACTED] informed me that SFC [REDACTED] made a formal statement and it has been forwarded through channels.

NOTE: As the first person in his chain of command I was unaware of this incident or any other similar photos or incidents.....

I have assigned Captain [REDACTED] to do a commanders inquiry and check into this incident.....will provide more information as I receive it.....LTC [REDACTED]

b7C, b6-4

b7C, b6-4

b7c, b6-4

From: [REDACTED] SA CID b7c, b6-1  
Sent: Tuesday, May 11, 2004 2:10 PM  
To: [REDACTED]  
Subject: RE: Iraqi Prisoners

[REDACTED] I am on top of this.

-----Original Message-----  
From: [REDACTED]  
To: [REDACTED] b7c, b6-1  
Sent: 5/11/04 12:17 PM  
Subject: Iraqi Prisoners

CHIEF:  
(Per our conversation)

The following information was received by this office at 1730hrs, 10 May 2004 from Headquarters, USARC 77th RRC, Fort Totten, New York, COL(p) [REDACTED] Chief of Staff.

This information was also forwarded to First US Army as a Serious Incident Report through the 78th Training Division (TS), Edison, New Jersey.

#### SWORN STATEMENT

Location: Fort Dix, New Jersey 08640 Date: 2004 05 07  
Name: [REDACTED] SSN: [REDACTED]  
Grade: E-7/AD  
Organization: 1-309th TS Bn Fort Dix, New Jersey 08640

I, [REDACTED] want to make the following statement under oath:

On 30 April 2004, at approximately 1245 hours, while conducting a unit visit with the 310th Military Police Battalion at Uniondale, New York, the commander Captain [REDACTED] stated to me that while in Iraq for Operation Iraqi Freedom, soldiers from his unit would be sent to the different confinement facilities on a three week rotation for duty. After one such rotation, the soldiers returned and CPT [REDACTED] stated to me that while he was in a tent that had computers set up for morale purposes, one of his soldiers who had just returned from a confinement facility showed him a photograph of a naked female which the soldier downloaded onto the computer. CPT [REDACTED] stated to me that he thought the photograph was of the soldier's girlfriend. CPT [REDACTED] stated that the soldier (name unknown) said "Sir, don't you recognize her, she's one of the prisoners". CPT [REDACTED] stated to me that he found out later that there were more soldiers with photographs on computers and that he instructed the soldiers to destroy the photographs in case an investigation should ever come down.

Person Administering Oath: [REDACTED] Cpt, JA, Fort Dix, New Jersey.

SIDE BAR: MG [REDACTED] has advised that [REDACTED] the Public Information Officer (PIO) of the 800th Military Police Brigade is attempting to expose incidents involving the MP's to the local and national media. [REDACTED] apparently has a grudge against the 800th and

b7c, b6-4

is soliciting the media for exposure. No further information was requested on this issue. If additional information is requested please advise.

We could open up an ROI but then we'll need RFA's from Iraqi and most of the answers are already known. Suggest this information above be forwarded and this office treat the information as an RFA and forward any additional information to a central collective point. We could interview the unit members as necessary and forward the results. It appears several CID officers are going to be involved in this tragedy. Your guidance would be appreciated.

