OPERATIONS REPORT (ONLY)

09JUL03

SPECIAL INQUIRY (II)

CONTROL: 09JUL03-MWPE-0149-7XMA

I/SECOND BN 5TH MAR REG 1ST MAR DIV/ALLEGED EXECUTION OF IRAQI PRISON ERS OF WAR

MADE AT/MWPE/CAMP PENDLETON, CA /

SPECIAL AGENT

CASE SUMMARY

- On 13JUN03, Special Agent (SA) was contacted 2nd BN 5th MARREGT 1st MARDIV, USMC, Camp Pendleton (CPC), to make a statement regarding alleged war crimes committed by one of Marines, 🗨 was concerned because was overheard bragging about stabbing dead and wounded Iraqi solders by retired while at the Naval Medical Center in San Diego.
- On 18JUN03, SA and Reporting Agent (RA) interviewed of Mental Health and Services at the Naval Medical Center in San Diego. Both had contact with when was at the hospital on the 3rd and 4th of JUN 03. Doctors and related several incidents that had told them. stated he had been meritoriously promoted to SGT and received a Purple Heart award from the Commandant of the Marine Corps. related he had a ceremony and parade in his honor at his home town of where a Congressman took him out to dinner. reported late to the hospital one morning and stated that he had been assaulted in downtown San Diego the night before and had spent the night at the police station assisting the San Diego Police Department (SDPD).
- 3. On 19JUN03, RA contacted retired was suffering from Post stated that he was concerned that Traumatic Stress Disorder.
- The San Diego County Automated Regional Justice Information System (ARJIS) was queried and no record of the being assaulted or assisting SDPD was located.
- 5. On 27JUN03, RA was contacted by stated that command had conducted a preliminary investigation regarding wound. The PI revealed that it was possible that the wound was self-inflicted was certain that promoted and he did not receive a Purple Heart. his knowledge never had the opportunity to return home and attend a ceremony and parade in his honor. stated that he had the round that was used by **)** ( said that had a HUMVEE door that was apparently modified in order to aid in self inflicting a wound. was referred to Marine CID to investigate the self inflicted wound. Based on the information above claim of having stabbed Iraqi prisoners of war is considered

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Page 1

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WARNING

## I/SECOND BN 5TH MAR REG 1ST MAR DIV/ALLEGED EXECUTION OF IRAQI PRISON U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

part of his fictional story. No investigative action is planned by NCIS at this time.

#### **PARTICIPANTS**

Special Agent, NCISFO Camp Pendleton, CA Special Agent, NCISFO Camp Pendleton, CA

#### **EXHIBITS**

- (1) Statement of 13JUN03...(Copy all)
- (2) IA: Interview of [18] 18JUNO3...(Copy all)
- (3) IA: Interview of 19JUN03...(Copy all)
- (4) IA: Interview of 27JUN03...(Copy all)

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#### STATEMENT

Place: NCISRA Camp Pendleton, California

Date : June 13, 2003

<u>USMC</u>, make the following free and voluntary statement whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of information relative to possible Iraqi war crimes committed by a Marine assigned to his unit.

For purposes of identification, I am a male, born on I am eyes, about tall and weight pounds. I currently reside at I possess a secret security clearance

of Headquarters and Service Company at 2<sup>nd</sup> Battalion 5<sup>th</sup> am currently the Marine Regiment, 1st Marine Division. Approximately one week ago, I received information from a courtesy call from a 1stSgt assigned duties at MCRD San Diego, CA. I cannot recall his last name at the moment, but he is a Hispanic Marine. This 1stSgt told me that he had inadvertently received info through his command that a Retired Admiral had talked with the CG at MCRD San Diego and related information regarding one of Marines by the name of apparently receiving pool therapy at the Balboa Naval Medical Center, San Diego, for a shoulder miury that he sustained while participating in the Iraqi war. This 1stSgt related that apparently talked about stabbing dead Iraqi soldiers and killing wounded Iraqi solders as well. The 1stSgt related that the had also mentioned that he had been meritoriously promoted by the Commandant of the Marine Corps from the rank of Lance Corporal to Sergeant. The 1stSgt added that the retired Admiral who overheard bragging in the pool area, then took him to see one of the officials at Balboa Naval Medical Center to report his actions. The 1stSgt could not recall who the retired Admiral took to see at that time. I believe the Marine Liasson at Balboa Naval Medical Center, has a lot of information regarding the situation with civilian physical therapist may have information relative to the information related as well. I do not know the name of second civilian physical therapist. I believe the majority of the people knowledgeable of action will be the occupational/physical therapist at the Balboa Naval Medical Center. I personally do not believe the story related to the individuals at Balboa Naval Medical Center. I know that while in Iraq, was assigned to the Chaplain's vehicle, which consisted of him, the Chaplain, the driver and he Religious Program Specialist or Chaplain Assistant. ctually works for the Communications Officer for 2/5. I am not sure why the Chaplain's vehicle as a communicator. I am not sure when injured in Iraq, but I know there are issues with the circumstances surrounding his injury which was a gunshot wound to his shoulder. I believe the story related by concerning the shooting was that while everyone in his vehicle was asleep, a lone Iraqi soldier approached the vehicle and shot him as he returned fire and shot the Iraqi soldier. I believe contends everyone in the vehicle was asleep at the time of the shooting incident; however, I believe the others related they only heard one gunshot. I am not sure if the incident is being investigated, but I do know that received a purple heart, which leads me to believe there may be some issues with the shooting incident

Page 1 of 2

(Formerly NCISFORM 016/04-81)

EXHIBIT(1)

ACLU-RDI 529 p.3

NCIS 5580/26 (1/2001

# Continuation of voluntary sworn statement of USMC

on June 13, 2003

Asself. I believe arrived in Iraq sometime between late Feb03 and early Mar03. I was not there when the incident happened, because I myself was injured and had returned to Camp Pendleton to recover. I can say that the mass related a number of stories to different folks over the past fer months. I recall an incident where we had to send a duty driver to pick up the mass in Phoeniz, AZ, because he had been kicked off the plane for complaints he had made regarding a potential head injured to determine the status of the information related by the mass and requested further investigation information to add at this time.	w , ry.
Ans statement, consisting of this page and 1 other page(s) was typed for me by the same discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief	M
Signature:	
Sworn to and subscribed before me this 13th day of JUNE in the year 2003 at	1.00
Witnessed:	

Representative, Naval Criminal Investigative Service AUTH DERIVED FROM ARTICLE 136, UCMJ (10 U S C 936) AND 5 U S C 303

Page 2 of 2

NCIS 5580/26 (1/2001)

(Formerly NCISFORM 016/04-81)

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ACLU-RDI 529 p.4

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TITLE:	I/ 2 <sup>ND</sup> BN 5 <sup>TH</sup> MAI WAR	R REGT 1 <sup>ST</sup> MAR DIV ALLEGED EXECUTION OF IRAQI PRISONERS OF
CCN:	09JUL03-MWPE-	0149-7XMA
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**WARNING** 

EXHIBIT(2)

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TITLE:	I/ 2 <sup>ND</sup> BN 5 <sup>TH</sup> MAR REGT 1 <sup>ST</sup> MAR DIV ALLEGED EXECUTION OF IRAQI PRISONERS OF WAR
CCN:	09JUL03-MWPE-0149-7XMA
INVESTI	GATIVE ACTION: RESULTS OF TELEPHONIC INTERVIEW OF
was callin	N 03 at 10 40 am, Reporting Agent (RA) called USN, at his home RA identified himself verbally as an NCIS Special Agent RA explained he ig to gather information on interaction with the USMC aboard the dical Center, San Diego
suffering how he had to be Donald R credible	remembered his interaction with the band stated that he was concerned that the was from Post Traumatic Stress Disorder (PTSD) the described how that had related ad walked through Iraqi villages and stabbed Iraqis found many of the stories believe and gave an example of the story of having dinner with U.S. Secretary of Defense UMSFELD that has stated that the would talk to the media that the would talk to the media that the work also concerned about the well-being that the was also concerned that the was also concerned about the well-being that the was also concerned that the was also concerne
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EXHIBIT( 3 )

PAGE 1 OF 1

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RA questioned about a labout alleged Promotion and Purple Hart award tated that never received a promotion to Sergeant and did not receive a Purple Hart award salso stated that it was unlikely that the labout had received a parade and ceremony in his honor at his hometown in the labout alleged Promotion and Purple Hart award tated that the labout alleged Promotion alleged Pro								
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'EXHIBIT( 4)

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