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[name]
[title]
Department of Defense
[address]

DATE: 11-04-2004
CLASSIFIED BY: 61579 DMH/PLS/JAC G4-CV-4151
REASON: 1.4 (C)
DECLASSIFY ON: 11-04-2029

Re: Suspected Mistreatment of Detainees

Dear []:

This letter is to notify the Department of Defense (DoD) of three situations observed by agents of the Federal Bureau of Investigation (FBI) of highly aggressive interrogation techniques being used against detainees in Guantanamo (GTMO). We refer them to you for appropriate action.

1. During late 2002, FBI Special Agent [] was present in an observation room at GTMO and observed [] (first name unknown) [] conducting an interrogation of an unknown detainee. (SA [] was present to observe the interrogation occurring in a different interrogation room.) [] entered the observation room and complained that curtain movement at the observation [the] window was distracting the detainee, although no movement of the curtain had occurred. She directed a marine to duct tape a curtain over the two-way mirror between the interrogation room and the observation room. SA [] characterized this action as an attempt to prohibit those in the observation room from witnessing her interaction with the detainee. Through the surveillance camera monitor, SA [] then observed [] position herself between the detainee and the surveillance camera. The detainee was shackled and his hands were cuffed to his waist. SA [] observed [] apparently whispering in the detainee's ear, and caressing and applying lotion to his arms (this was during Ramadan when physical contact with a woman would have been particularly offensive to a Moslem male). On more than one occasion the detainee appeared to be grimacing in pain, and []'s hands appeared to be making some contact with the detainee. [a] Although SA [] could not see her hands at all times, he saw them moving towards the detainee's lap. He also observed the detainee pulling away and against the restraints. Subsequently, the marine who had previously taped the curtain and had been in the interrogation room with [] during the interrogation re-entered the observation room. SA [] asked what had happened to cause the detainee to grimace in pain. The marine said [] had grabbed the detainee's thumbs and bent them backwards and indicated that she also grabbed his genitals. The marine also implied that her treatment of that detainee was less harsh than her treatment of others by indicating that he had seen her treatment of other detainees result in detainees curling into a fetal position on the floor and crying in pain.

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2. Also in October 2002, FBI Special Agent [] was observing the interrogation of a detainee when [] a civilian contractor, came into the

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WHERE SHOWN OTHERWISE

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observation room and asked SA [redacted] to come see something SA [redacted]
[redacted] then saw an unknown bearded, long-haired detainee in another
interrogation room [redacted]

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[redacted] SA [redacted] asked Mr [redacted] whether the detainee had spit at
the interrogators Mr [redacted] laughed and stated that the detainee had been
chanting the Koran and would not stop Mr [redacted] did not answer when SA
[redacted] asked [redacted]

(S)
(S)

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In September or October of 2002 FBI agents observed that a canine was used in
an aggressive manner to intimidate detainee [redacted] and, in November 2002, FBI
agents observed Detainee [redacted] after he had been subjected to intense isolation for
over three months During that time period, [redacted] was totally isolated (with the
exception of occasional interrogations) in a cell that was always flooded with light
By late November, the detainee was evidencing behavior consistent with extreme
psychological trauma (talking to non-existent people, reporting hearing voices,
crouching in a corner of the cell covered with a sheet for hours on end) It is
unknown to the FBI whether such extended isolation was approved by appropriate
DoD authorities

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These situations were referenced in a May 30, 2003 electronic communication (EC) from
the Behavioral Analysis Unit of the Federal Bureau of Investigation (FBI) to FBI Headquarters
That EC attached, among other documents, a draft Memorandum for the Record dated 15
January 2003 from Capt [redacted] (USAFR), that refers to the first two events among
others in a time line of events related to discussions concerning the use of aggressive interrogation
techniques While Marion Bowman of the FBI's Office of General Counsel discussed the
contents of those communications with Mr Haynes, General Counsel of DoD, around the time
the EC was received and the debate between the FBI and DoD regarding the treatment of
Detainee [redacted] was known to officials in the Pentagon we have no record that our specific
concerns regarding these three situations were communicated to DoD for appropriate action

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If we can provide any further information to you, please do not hesitate to call

Very truly yours,

T J Harrington
Deputy Assistant Director

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