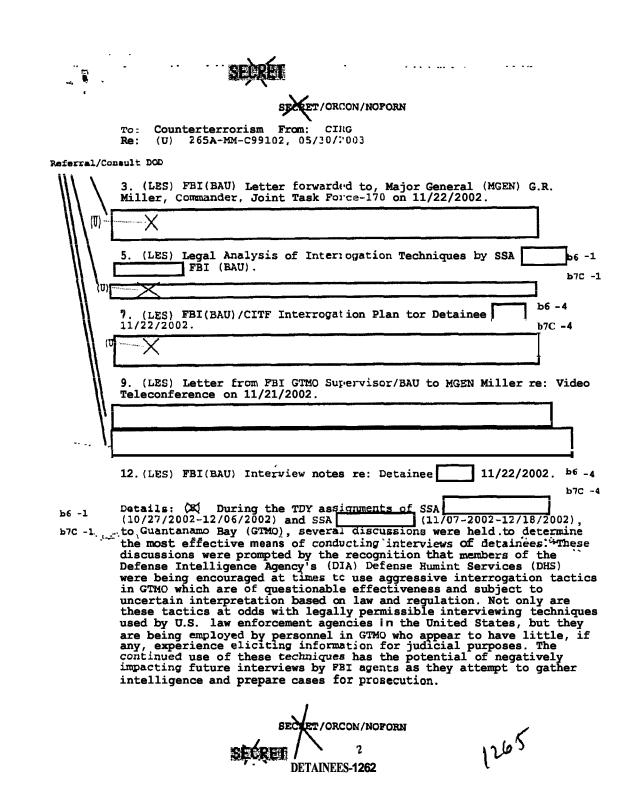
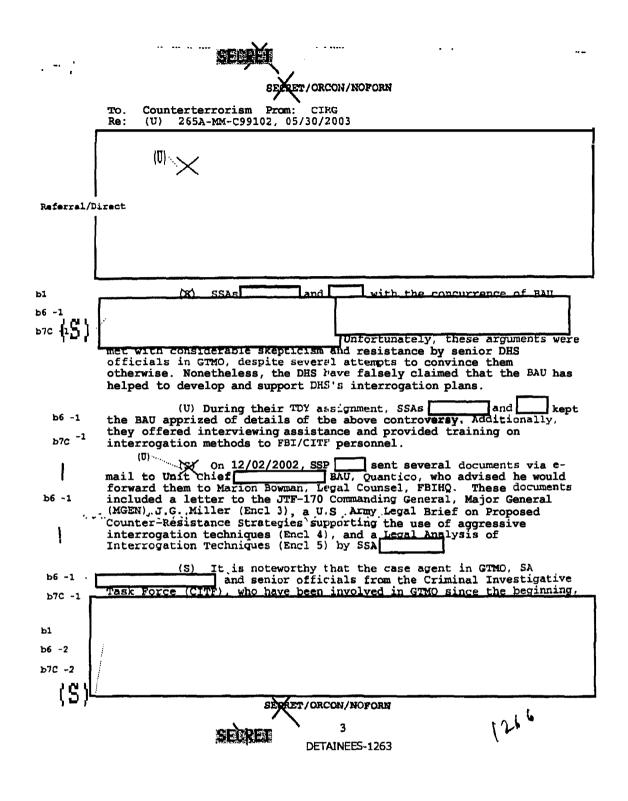


ACLU-RDI 3503 p.1

DOJFBI-003524

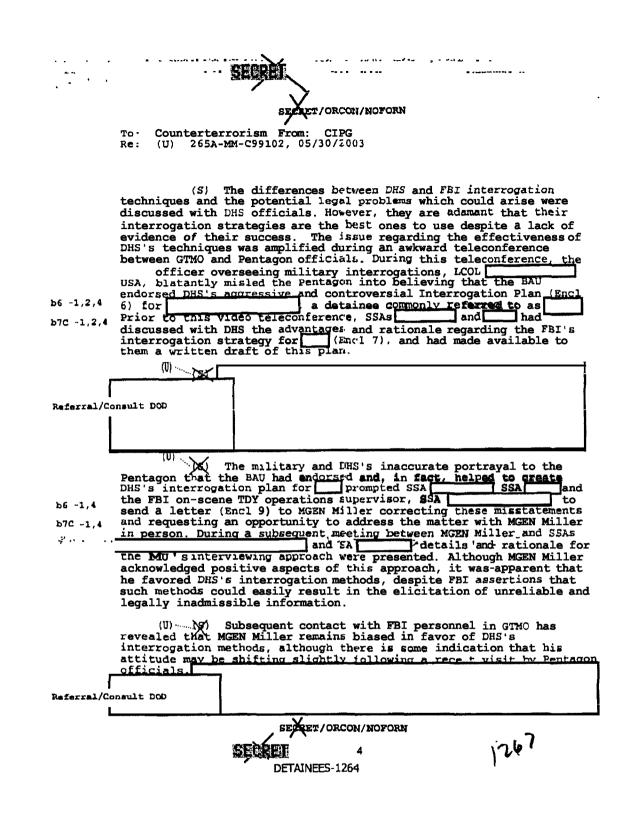


ACLU-RDI 3503 p.2



ACLU-RDI 3503 p.3

DOJFBI-003526



يويد ما الما بيا الما وما ومم RET/ORCON/NOFORN To: Counterterrorism CIRG From (U) 265A-MM-C99102, 05/30/2003 Re: Referral/Consult DOD d observed that DHS personnel 8 SSAS a n b6 -1 have an advantage over the PBI as esult of their longer periods of deployment. Currently, DHS personnel are deployed for six months, b7C -1 whereas the FBI on-scene supervisor and interviewing agents are assigned for periods of only 30-45 days. About the time an FBI supervisor or interviewing agent begins to feel comfortable with his/her surroundings and is able to establish meaningful rapport with detainees, he/she must prepare to depart GTMO. There are several examples in which DHS personnel have awaited the departure of an FBI supervisor before embarking on aggressive, unilateral interrogation which they knew would not have been endorsed by the FBI. For this reason, SSA and suggested to Acting Unit Chief (A/UC) that the GTMO Task Force consider extending periods b6 -1 of deployment for the on-site FBI supervisor and for some agents b7C -1 assigned to conduct interviews. and discussed the above issues not only with BAU management, but also with A/UC who traveled to GTMO in early December. As part of his visit. A/UC participated in a second teleconference between MGEN Miller, his staff and the Pentagon. During this teleconference, A/UC challenged DHS's assertion that the FBI had endorsed DHS's interrogation techniques. This disclosure surprised Pentagon officials who had been led to b6 -1,2 b7C -1,2 believe that the FBI and DHS were working as a team. who was present at the Pentagon during this teleconference, advised that he would follow up on this issue by meeting with senior members of the Department of Defense (DOD) Legal Counsel to provide further background.on this issue. 101 . and Upon their return from GTMO, SSAs (U) briefed the BAU and provided unit members with copies of relevant documents. During this brief, both explained that although they were compelled by timing and circumstances to devote a considerable amount of time to the above policy issues, they were able, nevertheless. to assist agents conducting interviews and provide training to FBI/CITF personnel. Of particular importance were a series of successful interviews which SSA ______ conducted with ______ h6 -1,4 b7C -1,4 (known as detainee who had stopped talking to interrogators. Utilizing interviewing techniques taught by the BAU, was gradually able to re-establish a dialogue (Encl 12) SSA which ultimately led to the detainee's renewed cooperation. ET/ORCON/NOFORN

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SECRET/ORCON/NOFORN To: Counterterrorism From: CZPG Re: (U) 265A-MM-C99102, 05/30/2003

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b6 -1 (DSSAs and recognize that issues regarding differences in interrogation techniques may not be encountered by all BAU agents who travel to GTMO. However, considering the constant-placement and turnover of personnel there, it is an issue which is likely to surface again. At present, FBI agents and WD investigators conduct interviews on a daily basis in response to a steady number of criminal and intelligence-related leads. Some of the information gathered from these interviews is likely to be used in military tribunals and, possibly, in federal court. Therefore, it is essential that FBIHQ, DOJ and DOD provide specific guidance to protect agents and to avoid tainting cases which may be referred for prosecution.

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ACLU-RDI 3503 p.6

DOJFBI-003529

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•		SECRET/ORCON/NOFORN		
	To: Re:	Counterterrorism From: CIRG (U) 265A-MM-C99102, 05/30/2003		

LEAD(s):

. . .

Set Lead 1: (Discretionary)

COUNTERTERRORISM

AT WASHINGTON, D C

Ъ5 -1

Set Lead 2: (Discretionary)

GENERAL COUNSEL

AT WASHINGTON. DC

b5 -1

Set Lead 3: (Info)

<u>MIAMI</u>

AT MIAMI, FLORIDA

(U) For 'information only.

CC: SSA BAU-East GTMO Coordinator b5 -1 b7C -1

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SECOCT/ORCON/NOFORN 7 DETAINEES-1267

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ACLU-RDI 3503 p.7

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