

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/23/2004

To: Counterterrorism
General Counsel

Attn: DAD T. J. Harrington
Attn: Valerie E. Caproni

From: Inspection
Office of Inspections
Contact: [REDACTED] x [REDACTED]

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Approved By: Thompson, Donald W. Jr. *DWH*
Grant Robert D. *GR*

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b7C -1

Drafted By: [REDACTED]

Case ID #: 297-HQ-A/327669-A (Pending) 367

Title: GTMO
COUNTERTERRORISM DIVISION (CTD)
INSPECTION SPECIAL INQUIRY

Synopsis: Provide results of captioned special inquiry to the Office of the General Counsel (OGC) for review.

Enclosure(s): Enclosed for OGC and CTD are the following:

Copies of FD-302s reflecting interview results of the below listed FBI personnel.

- 1)
- 2)
- 3)
- 4)
- 5)
- 6)
- 7)
- 8)

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Details: In July, 2004, OGC requested INSD to conduct an inquiry into whether FBI personnel had observed any mistreatment or aggressive behavior of detainees at Guantanamo Bay, Cuba (GTMO). Based upon this request, on 7/09/2004, INSD sent an email message to all FBI personnel who had served in any capacity at GTMO since 09/11/2001. The email was detailed as follows:

RESPONSES-3

To: Counterterrorism From: Inspection
Re: 297-HQ-13276669-A, 09/23/2004

"You have been identified as having conducted an assignment at GTMO, Cuba since 09/11/2001. The Inspection Division has been tasked with contacting those employees who have served in any capacity at GTMO and obtain information regarding the treatment of detainees. Employees should immediately respond to the following:

1) Employees who observed aggressive treatment, interrogations or interview techniques on GTMO detainees which was not consistent with Bureau interview policy/guidelines, should respond via email for the purpose of a followup interview.

2) Employees who served at GTMO and observed no aggressive treatment of detainees, should respond via an EC documenting a negative response. The EC should include the employees official Bureau name, title, and tenure of assignment at GTMO.

The EC should be titled "GTMO, Counterterrorism Division, Inspection Special Inquiry", file number 297-HQ-13276669-A. The EC should not be uploaded, but only serialized, with a hard copy."

CTD provided a list containing the identity of all Bureau personnel and it was determined 493 had served in some capacity. This list was utilized for the forwarding of the above described email.

INSD received 434 responses from Bureau personnel. Some non-responders included contractors no longer employed by the FBI and employees who had since retired. INSD received 26 positive responses from Bureau personnel. The majority of these employees did not have knowledge of what the "approved" interview/interrogation guidelines were, but wanted to ensure INSD was aware of a possible incident of mistreatment. It should be noted that the 26 employees who responded did not observe any mistreatment of detainees by FBI personnel. Any mistreatment observed or rumored to have occurred, was allegedly conducted by employees of outside organizations. These 26 employees were requested to provide a brief synopsis of what they observed in order that OGC could make a determination of whether a follow-up interview would be required. The synopsis provided by each personnel is attached to their enclosed FD-302 in this communication.

The synopsis of each of the 26 incidents was provided to OGC for review. Subsequent to the review, OGC determined that nine of the employees would be required to be interviewed. The personnel are identified as follows:

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Re: 297-HQ-13276669-A, 09/23/2004

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- 1) [redacted] - Boston Division
- 2) [redacted] - CIRG
- 3) [redacted] - CIRG
- 4) [redacted] - Cleveland Division
- 5) [redacted] - Los Angeles Division
- 6) [redacted] - CTD
- 7) [redacted] - Houston Division
- 8) [redacted] - Anchorage Division
- 9) [redacted] - CIRG

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The interviews of the above personnel were conducted during the first two weeks of September, 2004 with the exception of [redacted] [redacted] is currently on extended sick leave due to a medical illness and was not available. It should be noted that [redacted] had previously documented his concerns of interrogation techniques at GTMO and provided this documentation to OGC. A copy of [redacted]'s communication is attached to this report.

The interviews resulted in a determination that no FBI personnel were involved in any mistreatment or aggressive behavior of detainees at GTMO. All incidents observed by these employees involved outside entities, the majority of whom could not be identified. None of the incidents were similar in nature to those reported at the Abu Ghurayb Prison. Specifics regarding each reported incident are detailed in each of the enclosed FD-302s.

To: Counterterrorism From: Inspection
Re: 297-HQ-13276669-A, 09/23/2004

LEAD(s):

Set Lead 1: (Info)

GENERAL COUNSEL

AT WASHINGTON, DC

For information and review.

Set Lead 2: (Info)

COUNTERTERRORISM

AT AT WASHINGTON, DC

For information.

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