



FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE
DEPARTMENT OF THE ARMY
75th MILITARY POLICE DETACHMENT (CID)(-)
3rd MILITARY POLICE GROUP (CID)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
APO AE 09334-6169

CIRC- WBE (195-2)

25 Sep 2004

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI- 0068-04-CID389-80663-5C2B

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1 FEB 2004/0001 - 25 FEB 2004/2400; UNKNOWN LOCATION, IVO TAL
AFAR, IRAQ

DATE/TIME REPORTED: 13 MAY 2004, 1115

INVESTIGATED BY: SA [REDACTED], SA [REDACTED],
SA [REDACTED]; SA [REDACTED], SA [REDACTED]

*b7c-1, b6-1
b2*

SUBJECT: 1. (NONE); [ASSAULT]

VICTIM: 1. [REDACTED]; CIV; INTERN SERIAL NUMBER [REDACTED]
[REDACTED] M; C; XZ (NFI) [ASSAULT]

b7c-4, b6-4

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 23 May 04, this office was notified via memorandum of transmittal from Ft Jackson CID that on 13 May 04, they were notified by the Ft Jackson Provost Marshal's Office that a trainee reported receiving an email on 25 Feb 04, which implied that detainees had been abused.

Investigation established insufficient evidence to prove or disprove the allegation of abuse as alleged in a transmittal from the Ft Jackson CID office.

STATUTES: N/A

EXHIBITS/SUBSTANTIATION:

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0000001

CIRC-CFC

SUBJECT: CID REPORT OF INVESTIGATION - FINAL - 0068-04-CID389-80663 - 5C2B

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED], 14 Jul 04, detailing the acquisition of six Detainee Dossiers, and his determination that none of the allegedly abused detainees were still in custody at Abu Ghraib Prison. *b7C-1,66-1*

2. (6) Detainee Dossiers of [REDACTED] and [REDACTED] Sworn Statement of Mr. [REDACTED], 22 MAR 04. *b7C-4,66-4* *b7C-4,66-4*

3. AIR of SA [REDACTED], 29 Jul 04, detailing the interviews of Mr. [REDACTED] and Mr. [REDACTED]. *b7C-1,66-1* *b7C-4,66-4*

4. Sworn Statement of Mr. [REDACTED], 29 Jul 04. *b7C-4,66-4*

5. Sworn Statement of Mr. [REDACTED], 29 Jul 04. *b7C-4,66-4*

6. AIR of SA [REDACTED], 19 Jun 04, documenting receipt of MOT, Coordination with SJA, interviews of SPC [REDACTED], PFC [REDACTED], SPC [REDACTED], SGT [REDACTED], SSG [REDACTED], SGT [REDACTED], SFC [REDACTED], 1LT [REDACTED], SSG [REDACTED], 1SG [REDACTED], and SPC [REDACTED], the acquisition of an operations order, and detainee list. *b7C-1,66-1* *b7C-4,66-4* *b7C-4,66-4* *b7C-4,66-4*

7. Rights Non-Waiver Certificate of SPC [REDACTED], 28 May 04. *b7C-4,66-4*

8. Rights Non-Waiver Certificate of PFC [REDACTED], 28 May 04. *b7C-4,66-4*

9. Rights Waiver Certificate and Sworn Statement of SPC [REDACTED], 28 May 04. *b7C-4,66-4*

10. Rights Waiver Certificate and Sworn Statement of SGT [REDACTED], 28 May 04. *b7C-4,66-4*

11. Rights Waiver Certificate and Sworn Statement of SSG [REDACTED], 28 May 04. *b7C-4,66-4*

12. Rights Waiver Certificate and Sworn Statement of SGT [REDACTED], 28 May 04. *b7C-4,66-4*

13. Sworn Statement of 1LT [REDACTED], 28 May. *b7C-4,66-4*

CIRC-CFC

SUBJECT: CID REPORT OF INVESTIGATION - FINAL - 0068-04-CID389-80663 -
5C2B

14. Rights Waiver Certificate and Sworn Statement of SSG [REDACTED], 28 May 04. *b7C-4,664*
15. Sworn Statement of 1SG [REDACTED], 19 Jun 04. *b7C-4,664*
16. Rights Waiver Certificate and Sworn Statement of SPC [REDACTED], 19 Jun 04. *b7C-4,664*
17. AIR of SA [REDACTED], 19 Aug 04, documenting the interview of three detainees and the collection of Detainee Medical Records. *b7C-4,664*
18. Medical Records of Detainee # [REDACTED] 26 Jul 04. *b7C-4,664*
19. Detainee Personnel Report and Sworn Statement of Detainee # [REDACTED] 18 Aug 04. *b7C-4,664*
20. Detainee Personnel Report and Sworn Statement of Detainee # [REDACTED] 18 Aug 04. *b7C-4,664*
21. Medical Records of Detainee # [REDACTED] undated. *b7C-4,664*
22. Detainee Personnel Report and Sworn Statement of Detainee # [REDACTED] 19 Aug 04. *b7C-4,664*
23. AIR of SA [REDACTED], 11 Sep 04, documenting the receipt of the Request for assistance from SA [REDACTED], coordination with Military Intelligence and the coordination with the detention facility at LSA Diamondback. *b7C-4,664*
24. Detainee list.
25. Operations order.

Not Attached:

None

STATUS: This is a Final Report.

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CIRC-CFC

SUBJECT: CID REPORT OF INVESTIGATION - FINAL - 0068-04-CID389-80663 -
5C2B

Report Prepared By:

b7c-1, b6-1
62

[REDACTED]
Special Agent,

Report Approved by:

b7c-1, b6-1

[REDACTED]
Special Agent in Charge

DISTRIBUTION:

- 1 - Director, U.S. Army Crime Records Center, USACIDC, Attn: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060-5506 (Original)
- 1 - THRU: Commander, 22nd MP Battalion (CID) (FWD), Attn: Operations Officer, (CID)(FWD), Baghdad, Iraq
- THRU: Commander, 3d Military Police Group (CID), Fort Gillem, GA
- TO: Commander, HQ USACIDC, CIOP-ZA, Fort Belvoir. VA
- 1 - Chief of Staff, TFO
- 1 - Staff Judge Advocate, TFO
- 1 - Provost Marshal's Office, TFO
- 1 - File

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0089-04-CID789

PAGE 1 OF 1 PAGES

DETAILS

BASIS FOR INVESTIGATION: On 29 Jun 04, this office received a Request For Assistance (RFA)(0068-04-CID389-80663) from the 75th Military Police (MP) Det. (CID)(-), Mosul, Iraq, who requested this office locate, fully identify, and interview Detainees [REDACTED] National Detainee Reporting System (NDRS) [REDACTED] NDRS [REDACTED] NDRS [REDACTED] NDRS [REDACTED] and [REDACTED] NDRS [REDACTED], in regards to possible abuse when captured by US Forces between 19 and 21 Feb 04.

About 0900, 30 Jun 04, SA [REDACTED] this office, obtained the Dossiers for Detainees [REDACTED] and [REDACTED] from the In-processing Section, Baghdad Central Confinement Facility (BCCF), Abu Ghraib, Iraq (AGI). (See Dossiers)

About 1000, 30 Jun 04, SA [REDACTED] researched the Magistrates Cell database and determined that Detainee [REDACTED] was released; Detainees [REDACTED] and [REDACTED] were located at Camp Bucca, and Detainees [REDACTED] and [REDACTED] are located at BCCF, AGI.

AGENTS COMMENT: The detainee files for Detainee [REDACTED] and [REDACTED] were maintained in the files of Detainee Operations, Multi-National Corps-Iraq (MNC-I), Camp Victory, Iraq.

At 1330, 14 Jul 04, SA [REDACTED] conducted a search of the Biometrics Automated Toolset (BATS), which revealed there no interrogation records/reports pertaining to Detainees [REDACTED] and [REDACTED]

1345, 14 Jul 04, SA [REDACTED] coordinated with SSG [REDACTED] 391st MP BN Aid Station, BCCF, AGI. SSG [REDACTED] stated she did not have any of the detainees' medical files there and that they may have been transferred.

At 1400, 14 Jul 04, SA [REDACTED] coordinated with the Magistrates Cell, BCCF, who related Detainees [REDACTED] and [REDACTED] have been transferred to Camp Bucca.

STATUS: Your RFA has been completed in the attached enclosures. No further investigative activity was anticipated by this office.

/////////////////////////////////LAST ENTRY/////////////////////////////////

TYPE AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED]

ORGANIZATION

PRISONER INTERROGATION TEAM (PIT)(CID) 0000005
Baghdad Central Confinement Facility, Abu Ghruyeb 09342

SIGNATURE [REDACTED]

DATE

14 Jul 04

EXHIBIT

1

CID FORM 94

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Page(s)

6 - 11

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

AGENT'S INVESTIGATIVE REPORT

CID Regulation 195-1

ROI NUMBER

0099-04-CID519

PAGE 1 OF 1 PAGES

DETAILS

BASIS FOR INVESTIGATION: About 1000, 28 Jul 04, this office received an RFA from the 75TH MP DET (CID) (FWD), Mosul, Iraq (IZ) requesting interviews of Mr. [REDACTED], NDRS # [REDACTED] and Mr. [REDACTED], NDRS # [REDACTED], detainees at Camp Bucca (CB), IZ, regarding an allegation they were both abused while being transported in the back of a vehicle after being detained in a raid.

1100, 29 Jul 04 SA [REDACTED] Interviewed Mr. [REDACTED], who detailed he was asleep at his father's residence when he awoken by US Soldiers entering the residence. The US Soldier's placed him in plastic handcuffs and he was put in the back of military vehicle. Once inside of the vehicle the door closed and the soldiers blindfolded him and his brothers. The Soldiers then began to yell and punch the detainees occupying the vehicle. Mr. [REDACTED] stated after the incident he had a small cut on the left side of his ribcage.

Agent's Comment: A visual check of Mr. [REDACTED] ribcage area showed no bruising or scars. Mr. [REDACTED] also stated he cut his foot, but it occurred due to his own neglect when entering the vehicle. Mr. [REDACTED] related his last name was actually [REDACTED] that [REDACTED] was a different part of his name, but was not his last name.

1105, 29 Jul 04 SA [REDACTED] Interviewed Mr. [REDACTED] NDRS # [REDACTED], who detailed he was detained on 19 Feb 04, while asleep in his home. Mr. [REDACTED] related he was blindfolded while inside of his home, was taken outside and lifted into a vehicle. Mr. [REDACTED] related he could not see anything while inside the vehicle, but he could hear well enough to hear other people breathing. Mr. [REDACTED] denied he was beaten while in the vehicle nor did he hear anyone else get beaten. See AIR for details.

AGENT'S COMMENTS: Mr. [REDACTED] related since he had been detained he had talked to all the other people detained from his neighborhood with him and none of them had indicated they had been beaten. Mr. [REDACTED] related if someone had been beaten, he would know about it. Mr. [REDACTED] also stated the correct spelling of his name was [REDACTED] /// Last Entry ///

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] SIGNATURE [REDACTED]

ORGANIZATION

78TH MP DET (CID) (FWD)
Camp Arifjan, Kuwait, APO, AE 09366

DATE

29 Jul 04

EXHIBIT

3

0000012

CID FORM 94

1 FEB 77

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SWORN STATEMENT

0099-04-110519

File Number:

Location:

Date:

Statement of:

SSN:

Org/Address:

Camp Bucca, Iraq

29 Jul 04 / 12 20

Interment Facility, Camp Bucca, Iraq

b7C-4, b6-4

b7C-4, b6-4

b7C-4, b6-4

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

Written by SA [REDACTED], Criminal Investigation Command, Camp Arifjan, Kuwait. On 19 Feb 04, at approximately 0300 I was awakened by someone entering my father's residence. I was asleep in the bedroom. US soldiers were inside of the house they grabbed myself and my three brothers [REDACTED]

b7C-4, b6-4
b7C-4, b6-4
b7C-4, b6-4

We were placed in plastic handcuffs with our hands in front of me. The soldiers then put me in the back of a large vehicle that was on fire. Once inside of the vehicle we were blindfolded and sweat bags were put over our heads. They began to yell at us and punched us in the head and stomach areas. During the drive the soldiers hit and punched me on and off every 5 to 10 minutes. The drive lasted about half an hour. From the punching I had a small cut on the right side of my rib cage. You cannot see the cut anymore. I also cut my ankle while getting into the vehicle. The cut is on my left ankle around the inside ball of my ankle. When we arrived at Tablat Airport and the soldiers released us to another group of soldiers. There they made us stand up for long periods of time. During my stay at the airport no one punched me or hurt me. When we were at Mosul they took care of my ankle. I was treated very well there by the soldiers.

Q: [REDACTED] b7C-4, b6-4
A: [REDACTED] b7C-4, b6-4
Q: Did you resist or fight with the soldiers?
A: No
Q: Why were you detained?

b7C-4, b6-4

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 2 PAGES
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EXH 4

67C-4,66-4

0099-04-C10514

Statement of

Taken at

Camp Bucca, Iraq

Dated

22 Jul 04 67C-4,66-4

A: I don't know

Q: Did any of your brothers fight with the Americans when you were detained?

A: No

Q: Do you remember anything about the soldiers who detained you?

A: They were all white males in desert uniforms.

Q: Did the soldiers have an interpreter?

A: Yes I think he was Turkish but I do not remember anything significant about him?

Q: Were you with anything besides first?

A: No

Q: Were hit with an open hand or closed hand?

A: The entire trip I was hit 4 or 5 times, with a closed hand.

Q: What did you do when they hit you?

A: I said "No, I am hurt ma", in Arabic.

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

A: I don't have anything else to add?

Q: Did our interpreter read you this statement in Arabic?

A: Yes

Q: Do we need to clarify anything?

A: No that is all that happened that night

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

A: No // End of statement

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES
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EXH 4

67C-4,66-4
STATEMENT OF [REDACTED]
continued

TAKEN AT

Camp Buccy, Iraq

DATED

25 June 2009

0099-04-CID 519

I, [REDACTED], read or had read to me this statement, 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.

[REDACTED] 67C-4,66-4
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this 25 day of July at, Camp Buccy, Iraq.

[REDACTED] 67C-4,66-1
(Signature of Person Administering Oath)

SA [REDACTED] 67C-4,66-1

(Typed Name of Person Administering Oath)

Art. 136 UCMJ or 5 USC Sec 303

(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT _____
PAGES 3 OF 3 PAGES [REDACTED] 67C-4,66-4

0000015

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EXH 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
 ROUTINE USES: Your social security number is used as an additional/alt [redacted] identification to facilitate filing and retrieval.
 DISCLOSURE: Disclosure of your social security number is voluntary [redacted] 67C-466-46

1. LOCATION Camp Bucca, Iraq	2. DATE (YYYYMMDD) 2004-07-29	3. TIME 1628	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN b7C-4, b6-E	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS			

8. ORGANIZATION OR ADDRESS

9. [REDACTED] b7C-6, b7D-6
[REDACTED] b7C-6, b7D-6
[REDACTED] b7C-6, b7D-6

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

This statement is being hand-written by Special Agent [redacted] and translated by Interpreter [redacted] for Mr. [redacted] 6/30-6/1/66

There was an explosion far away from my home, 3-4 days later on 19 Feb 04 about 2:00 AM, Americans raided my neighborhood and arrested 16 of us. They blew open my front door and many soldiers came into my house and arrested me as I slept with my wife. The soldiers handcuffed me and blindfolded me in my house. They put a sandbag over my head and put my hands behind my back. They took me outside, two soldiers picked me up and put me in the back of a vehicle. I could not see anything but I could hear and feel other people in there with me. I was in the vehicle for about an hour until we arrived at Tal Afar west airport. There they took off my handcuffs and blindfolds, then they fed us and gave us water. There I saw my family was also there. I stayed there until 21 Feb 04. Then I was handcuffed and blindfolded again and put on the back of a large military truck with a tarp over the back. I was at Mosul until 9 March when I was flown to Abu Ghraib prison by helicopter. I was at Abu until 8 May 04 when we were bused to Camp Bucca. I have been here ever since.

Q. Can you describe the vehicle you were in the first day?

A. I was blindfolded and could not see anything. But it was a slower vehicle. I sat on the floor, not on a seat.

Q. How did you know there were other detainees in the vehicle with you?

A. I could feel them next to me. I could also hear them breathe and moving around. We weren't allowed to talk though.

Q. were you beaten while you rode in this vehicle?

A No.

Q. Was anyone else beaten in this vehicle?

A No.

Q. If anyone else had been beaten would you have been able to hear it?

A. Yes, I could hear people breathing and moving but no one was

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

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

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

b7C-4,66-4

STATEMENT OF [REDACTED] TAKEN AT Camp Bucca, Iraq DATED 2004-07-29

[REDACTED] b7C-4,66-4

9. STATEMENT (Continued)

Q. On 21 Feb 04, when you were transported to Mosul, were you beaten?

A. No.

Q. Was anyone else beaten?

A. No.

Q. If anyone else had been beaten, would you have been able to hear it?

A. Yes.

Q. On 9 Mar 04, when you were transported to Abu Ghraib, were you beaten?

A. No.

Q. Was anyone else beaten?

A. No.

Q. On 8 May 04, when you were transported to Camp Bucca, were you beaten?

A. No.

Q. Was anyone else beaten?

A. No.

Q. If anyone else had been beaten, would you have been able to see or hear it?

A. Yes, of course.

Q. The day you were detained and transported to Tal Arfar Airport, do you remember seeing or hearing any names of the soldiers?

A. No.

Q. Can you describe any of the soldiers or their uniforms?

A. No, I was asleep, it was night and then they blindfolded me. I have no idea.

Q. Did anyone else detained from your neighborhood talk of being beaten?

A. No. I have talked to all of them, no one said anything about being beaten.

Q. If someone had been beaten, would you know about it?

A. Yes, of course.

b7C-4,66-4

b7C-4,66-4

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3

67C-4,064

STATEMENT OF [REDACTED] TAKEN AT Camp Bucca, Iraq DATED 2004-07-27

9. STATEMENT (Continued)

Q. Do you have anything else to add to this statement?

A. No /// End of Statement ///

[REDACTED]

67C-4,064

~~[Large crossed-out area]~~

67C-4,064

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.

67C-4,064

WITNESSES:

[REDACTED]

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

(Signature of [REDACTED])

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 29 day of July, 2004 at Camp Bucca, Iraq

CID Interpreter

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

67C-1,064

67C-1,064

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0068-04-CID389-80663

PAGE 1 OF 2 PAGES

DETAILS:

BASIS FOR INVESTIGATION: About 1830, 23 May 04, this office was notified via Memorandum of Transmittal of the alleged abuse of Iraqi detainees by members of C Co, 5/20th Infantry, Tall Afar, Iraq.

About 1850, 23 May 04, SA [REDACTED] this office, electronically briefed CPT [REDACTED], Command Judge Advocate, 3/2 Infantry, Stryker Brigade Combat Team (SBCT), Camp Freedom, Mosul, Iraq, on the allegation.

About 1430, 28 May 04, SA [REDACTED] advised PFC [REDACTED], C Co, 5/20th Infantry, of his rights, which he invoked by requesting a lawyer. (See Rights Non-Waiver Certificate for details)

About 1445, 28 May 04, SA [REDACTED] this office, advised PFC [REDACTED], C Co, 5/20th Infantry, of his rights, which he invoked stating he did not want to answer questions or say anything. (See Rights Non-Waiver Certificate for details)

About 1500, 28 May 04, SA [REDACTED] this office, advised SPC [REDACTED], C Co, 5/20th Infantry, of his rights, which he waived, and provided a sworn statement denying any knowledge of the alleged detainee abuse. (See Rights Waiver Certificate and Sworn Statement for details)

About 1515, 28 May 04, SA [REDACTED] advised SGT [REDACTED], C Co, 5/20th Infantry of his rights, which he waived, and rendered a sworn statement denying any knowledge of the alleged detainee abuse. (See Rights Waiver Certificate and Sworn Statement for details)

About 1522, 28 May 04, SA [REDACTED] advised SSG [REDACTED], C Co, 5/20th Infantry, of his rights, which he waived, and rendered a sworn statement denying any knowledge of the alleged detainee abuse. (See Rights Waiver Certificate and Sworn Statement for details)

About 1540, 28 May 04, SA [REDACTED] this office, advised SGT [REDACTED], C Co, 5/20th Infantry, of his rights, which he waived, and rendered a sworn statement denying any knowledge of the alleged detainee abuse. (See Rights Waiver Certificate and Sworn Statement for details)

About 1600, 28 May 04, SA [REDACTED] interviewed SFC [REDACTED], C Co, 5/20th Infantry, who stated he was on leave when the raid that lead to the capture of the detainees was conducted.

About 1630, 28 May 04, SA [REDACTED] interviewed 1LT [REDACTED], C Co, 5/20th Infantry, who provided a sworn statement denying any detainees were abused. (See Sworn Statement for details)

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED]

SIGNATURE [REDACTED]

ORGANIZATION

75th MP DET CID (-), USACIDC

LSA Diamondback - Mosul, Iraq APO AE 09334

DATE

19 Jun 04

EXHIBIT

10000019

CID FORM 94

1 FEB 77

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0068-04-CID389-80663

PAGE 2 OF 2 PAGES

DETAILS:

About 1638, 28 May 04, SA [REDACTED] advised SSG [REDACTED], C Co, 5/20th Infantry, of his rights, which he waived, and provided a sworn statement indicating he wrestled with an individual who fought during capture, but denied any detainees were abused after capture. (See Rights Waiver Certificate and Sworn Statement for details)

About 1445, 10 Jun 04, SA [REDACTED] received copies of paperwork detailing the detainees captured by C Co, 5/20th Infantry during the month of Feb 04, from CPT [REDACTED], CDR, C Co, 5/20th Infantry. SA [REDACTED] determined the detainees in question were most likely those with a "BHA" arrival date of 21 Feb 04. (See detainee list for details)

About 1245, 19 Jun 04, SA [REDACTED] interviewed 1SG [REDACTED], C Co, 5/20th Infantry, who provided a sworn statement indicating he had no knowledge of any detainees being abused. (See Sworn Statement for details)

AGENT's COMMENT: 1SG [REDACTED] had no knowledge of "SSG [REDACTED]" or "SSG [REDACTED]". 1SG [REDACTED] provided a copy of an operations order for a mission to be conducted on 19 Feb 04, which he believed resulted in the capture of 16 Iraqi detainees. 1SG [REDACTED] was uncertain if this mission was actually conducted on 19 Feb 04, or if it was conducted on a later date. SA [REDACTED] showed 1SG [REDACTED] the detainee list provided by CPT [REDACTED]. 1SG [REDACTED] was certain that the 16 Iraqi detainees listed with a "BHA" arrival date of 21 Feb 04, were capture pursuant to the operation order he provided.

About 1430, 19 Jun 04, SA [REDACTED] advised SPC [REDACTED], C Co, 5/20th Infantry of his rights, which he waived, and rendered a sworn statement denying any knowledge of detainee abuse. (See Rights Waiver Certificate and Sworn Statement for details)///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED]
SIGNATURE [REDACTED]

ORGANIZATION

75th MP DET CID (-), USACIDC
LSA Diamondback - Mosul, Iraq APO AE 09334

DATE

19 Jun 04

EXHIBIT

6 J000020

CID FORM 94

1 FEB 77

FOR OFFICIAL USE ONLY

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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 <i>CID OFFICE, LSA DIAMONDBACK IZ</i>	2. DATE <i>28 MAY 04</i>	3. TIME <i>1430</i>	4. FILE NO. <i>67C-1966-4</i>
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS <i>2ND PLT, C COMPANY</i>		
6. SSN [REDACTED]	7. GRADE/STATUS <i>E-3 67C-5/20 INF.</i>		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army *CRIMINAL INVESTIGATION DIVISION* and wanted to question me about the following offense(s) of which I am suspected/accused: *AGGRAVATED ASSAULT, CRUELTY AND MALTREATMENT, CONSPIRACY*

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- I do not have to answer any questions or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [REDACTED] <i>67C-1966-1</i>
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR [REDACTED] <i>67C-1966-1</i>
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR <i>75TH MP DET. (CID) MOSUL, IRAQ</i>

Section C. Non-waiver

- I do not want to give up my rights:
☒ I want a lawyer. *67C-1966-4*
☐ I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE
[REDACTED]

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 1023) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

Law Enforcement
Sensitive

EXH 7

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

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

67C-4664

1. LOCATION LSA DIAMONDBACK, MOSUL, IRAQ	2. DATE 28/5/04	3. TIME 14 45	4. FILE NO.
NAME (Last, First, MI) [REDACTED]	ORGANIZATION OR ADDRESS CO 5-20 INF FORT LEWIS, WA		
SSN [REDACTED]	7. GRADE/STATUS E-3/AD		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army CRIMINAL INVESTIGATION COMMAND
AS A SPECIAL AGENT and wanted to question me about the following offense(s) of which I am

suspected/accused: AGGRAVATED ASSAULT, MALTREATMENT OF PRISONERS, CONSPIRACY III/II
before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- a. I do not have to answer any questions or say anything.
- b. Anything I say or do can be used as evidence against me in a criminal trial.
- c. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

- d. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)	3. SIGNATURE OF INTERVIEWEE
a. NAME (Type or Print)	[REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE	
a. NAME (Type or Print)	4. SIGNATURE OF INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE	5. TYPED NAME OF INVESTIGATOR
	SA [REDACTED]
	6. ORGANIZATION OF INVESTIGATOR
	75th CID DET, MOSUL, IRAQ

67C-4664

Section C. Non-waiver

- ☐ I do not want to give up my rights:
- ☐ I want a lawyer.
- ☒ I do not want to be questioned or say anything.

SIGNATURE
[REDACTED]

22

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89

Law Enforcement

EXH 8

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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 LBA Diamondback, Mosul, Iraq	2. DATE 28 May 04	3. TIME 1500	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	6. ORGANIZATION OR ADDRESS C. CO. 520 INF. 2/3 INF BG. FT. Lewis, WA.		
6. SSN [REDACTED]	7. GRADE/STATUS E-4		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation
suspected/accused [REDACTED] and wanted to question me about the following offense(s) of which I am

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- I do not have to answer any question or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] b7C-4, b6-4
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [REDACTED] b7C-1, b6-1
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR 4A [REDACTED] b7C-1, b6-1
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR 75th MP Det (C) CID, Mosul, Iraq. APO AE09334

Section C. Non-waiver

1. I do not want to give up my rights
☐ I want a lawyer
☐ I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE

For Official Use Only

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT FOR LAW ENFORCEMENT

Sensitive

EXH 9

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION <u>LSA Diamondback, Mosul, Iraq</u>	DATE <u>28 May 04</u>	TIME <u>1538</u>	FILE NUMBER <u>67C-4,664</u>
LAST NAME, FIRST NAME, MIDDLE NAME <u>[REDACTED]</u>	SOCIAL SECURITY NUMBER <u>[REDACTED]</u>		GRADE/STATUS <u>E-4</u>
ORGANIZATION OR ADDRESS <u>C-Co. 520 INF. 2/3 INF. BG.</u>			

I, [REDACTED] 67C-4,664, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I HAVE NO KNOWLEDGE OF SUSPECTED DETAINEE ABUSE BY MEMBER OF
2ND SQDN 2ND PLATOON C.Co 5/20 INF.

Questions: SA [REDACTED] 67C-4,664

Answers: SPC. [REDACTED] 67C-4,664

Q: Who were you assigned to between 15 Jan 04 and 25 Feb 04?

A: Vehicle "Keeper 2", 2nd sqd, 2 plt. C-Co.

Q: Do you recall an incident between 15 Jan 04 and 25 Feb 04 in which 16 detainees were taken into custody and divided into two strikers and one Hummer?

A: Yes.

Q: Who was in your squad at the time?

A: myself, PFC. [REDACTED] PVT. [REDACTED] SGT. [REDACTED] SGT. [REDACTED] PVT. [REDACTED] SSG. [REDACTED] 67C-4,664

Q: What vehicle were you riding in?

A: The Hummer.

Q: Were you involved in raiding the house?

A: Yes.

Q: What job did you perform during the raid?

A: Various.

Q: Who abused the detainees?

A: I don't know.

Q: How were the detainees abused?

A: I don't know.

Q: Where any detainees transported in your Hummer?

A: Yes, two I think.

Q: Did you abuse the two in your Hummer?

A: No.

Q: How many were put in the other strikers?

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <u>[REDACTED]</u> <u>67C-4,664</u>	PAGE 1 OF <u>3</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE _____ OF _____ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

67C-466-4

FILE NUMBER:

STATEMENT OF [REDACTED]

TAKEN AT - LSG Diamondback

DATED 28 May 04 CONTINUED

A: Four apiece, maybe.

Q: What leaders were present?

A: 1SG [REDACTED], SSG [REDACTED] 67C-466-4

Q: Who is SSG [REDACTED]? 67C-466-4

A: Don't know

Q: Who is SSG [REDACTED]? 67C-466-4

A: Don't know.

Q: Could it be a nickname for SSG [REDACTED]? 67C-466-4

A: It's possible.

Q: What is his position?

A: 1sg. leader.

Q: What vehicle is he assigned to?

A: "Keeper 1".

Q: Where did you take the detainees too?

A: I don't remember.

Q: Where were these raids conducted?

A: TAL AFAN AREA.

Q: Do you remember any names of the detainee's.

A: NO.

Q: Are you willing to take a polygraph?

A: Yes.

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

A: NO. /// END OF STATEMENT ///

67C-466-4

INITIALS OF PERSON MAKING STATEMENT: [REDACTED]

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Law Enforcement

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PAGE 2 OF 3 PAGES 9
EXM

JUN 25

STATEMENT OF

TAKEN AT

FILE NUMBER:
DATED

CONTINUED:

STATEMENT (Continued)

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.

WITNESSES:

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of May, 2004 at LSA Diamondback, Mosul, Iraq

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

INITIALS OF PERSON MAKING STATEMENT

ANT 136-UCMS
(Authority To Administer Oaths)

PAGE 3 OF 3 PAGES

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Law Enforcement

EXH 9

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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 <u>CID OFFICE, LSA DIAMONDBACK, IA</u>	2. DATE <u>28 MAY 04</u>	3. TIME <u>1515</u>	4. FILE NO. <u>67C-4,66-4</u>
5. NAME (Last, First, MI) [REDACTED]	6. ORGANIZATION OR ADDRESS <u>C CO. 5120 INF.</u> <u>FT LEWIS, WA.</u> <u>67C-4,66-4</u>		
6. SSN [REDACTED]	7. GRADE/STATUS <u>E-5</u>		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army CRIMINAL INVESTIGATION DIVISION and wanted to question me about the following offense(s) of which I am suspected/accused: AGGRAVATED ASSAULT, CRUELTY AND MISTREATMENT, CONSPIRACY
 Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:
 I do not have to answer any questions or say anything.
 Anything I say or do can be used as evidence against me in a criminal trial.
 (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
 (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
 If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)		3. SIGNATURE OF WITNESS [REDACTED]
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [REDACTED]
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR [REDACTED]

Section C. Non-waiver

1. I do not want to give up my rights:
☐ I want a lawyer. ☐ I do not want to be questioned or say anything.
 2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

Law Enforcement
Sensitive

EXH 10

SWORN STATEMENT

For use of this form, see AR 180-45; 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

CID OFFICE, LSA DIAMONDBACK

2. DATE (YYYYMMDD)

20040528

3. TIME

1555

4. FILE NUMBER

5. LAST NAME, FIRST NAME, MIDDLE NAME

[REDACTED]

6. SSN

8. ORGANIZATION OR ADDRESS

C.O. 5/20 INF.

9.

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON OR ABOUT THE BEGINNING OF FEBRUARY I WAS PARTICIPATED PART OF A RAID THAT TOOK PLACE IN TALAFAR. WE STAGED AT ROCK BASE THEN MOVED TO OUR RELEASE POINTS. THE "GO" WAS GIVEN AND WE HIT OUR ORIECTIVE, WHICH WAS WEST OF CHEVELLE. AFTER BUILDING WAS SECURE I WAS PLACED ON THE ROOF FOR SECURITY, THIS WAS ABOUT 0230. AFTER DETAINEES WERE SEPERATE AND SEARCHED THE BUILDING WAS SEARCHED. SEVERAL PROPAGANDA VCD WERE FOUND. AFTER DETAINEES WERE MOVED OFF THE OBJECTIVE, I WAS CALLED OFF THE OBJECTIVE VIA RADIO. WHEN I ARRIVED AT THE VEHICLES DETAINEES WERE STILL BEING LOADED, SO I ASSISTED IN THE LOADING OF THE HMMV. WHEN LOADING WAS COMPLETE I MOUNTED THE HMMV AND STARTED PULLING SECURITY OUT THE BACK. THE CALL TO LEAVE CAME OVER THE RADIO AND WE LEFT TO LINK UP AT CP 101 ON THE WESTSIDE OF TALAFAR. ONCE LINK UP WAS MADE WITH 3RD PRT THE DETAINEES WERE HANDED OVER THEM AND TRANSPORTED TO THE CAGIBS AT FOB FULDA

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 1 OF

4 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.

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DA FORM 2823, DEC 1998

DA FORM 2823, JUL 72, IS OBSOLETE

USAPA 91.00

Law Enforcement

ACLU-RDI 111 p.23 Sensitive

EXH 10

DODDOACID 005655

STATEMENT OF

TAKEN AT

LSA DIAMOND

DATED

20 MAY 04

67C-466-4

9. STATEMENT (Continued)

THEN I DISMOUNTED THE HUMV AND MOUNTED A THIRD PLT STRYKER FOR THE RIDE BACK TO ROCK BASE ON THE EAST-SIDE OF TALAFAR

Q: SA [REDACTED] 67C-1,66-1

A: SGT [REDACTED] 67C-4,66-4

Q: WHO WAS ON THE OPERATION?

A: MYSELF, SSG [REDACTED] SGT [REDACTED] PFC [REDACTED] PFC [REDACTED] 1SG [REDACTED] 1LT [REDACTED], AND POSSIBLY PFC [REDACTED] I THINK SPC [REDACTED] WAS ALSO PRESENT AND WAS THE DRIVER OF THE HUMVEE.

Q: HOW MANY VEHICLES DID YOU TAKE TO THE OBJECTIVE?

A: ONE STRYKER AND ONE HUMVEE.

Q: WHO RODE IN THE STRYKER?

A: 1SG [REDACTED] LT [REDACTED] SGT [REDACTED] PFC [REDACTED] AND POSSIBLY PFC [REDACTED]

Q: WHO RODE IN THE HUMVEE?

A: SSG [REDACTED] PFC [REDACTED] PFC [REDACTED] AND MYSELF

Q: HOW MANY DETAINEES WERE TAKEN OFF THE OBJECTIVE?

A: 11-15 IRAQI MALES BETWEEN THE AGES OF 15 AND 70 WERE TAKEN OFF THE OBJECTIVE. APPROXIMATELY SEVEN WERE PLACED IN THE CARGO AREA OF THE HUMVEE FOR TRANSPORT TO A DROP OFF POINT. THE REMAINDER WERE PLACED IN THE STRYKER AND ALSO TRANSPORTED TO THE DROP OFF POINT.

Q: WHAT HAPPENED TO THE DETAINEES?

A: THEY WERE DRIVEN TO THE DROP OFF POINT, ABOUT 4-5 MINUTES AWAY, AND WERE TURNED OVER TO 3RD PLATOON FOR TRANSPORT TO THE FOB FULDA DETAINMENT FACILITY.

Q: TO YOUR KNOWLEDGE, WERE ANY OF THE DETAINEES ABUSED IN ANY WAY?

INITIALS OF PERSON MAKING STATEMENT

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PAGE

OF

PAGES

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EXH 10

STATEMENT OF SGT [REDACTED] TAKEN AT LSA DIAMOND BACK DATED 28 MAY 04
67C-466-4

9. STATEMENT (Continued)

A: NO.

Q: DO YOU KNOW SSG [REDACTED] OR SSG [REDACTED]? 67C-466-4

A: NO

Q: WAS THERE ANYONE ELSE INVOLVED IN THE OPERATION TO SEIZE YOUR OBJECTIVE?

A: YES, WE HAD A CIVILIAN INTERPRETER NAMED "[REDACTED]" 67C-3166-3
 [REDACTED] WAS AN IRAQI FROM TIKRIT, I DON'T RECALL 67C-3166-3
 WHICH VEHICLE HE RODE IN. HE NO LONGER WORKS FOR
 C CO. HE MAY NOW BE WORKING WITH SPECIAL FORCES.

Q: IS THERE ANYTHING ELSE YOU WANT TO ADD TO THIS STATEMENT?

A: NO. /// END OF STATEMENT /// [REDACTED] 67C-466-4

INITIALS OF PERSON MAKING STATEMENT

PAGE 2, DA FORM 2823, DEC 1998

67C-466-4
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PAGE 2 OF

PAGES

USAPA VI.00

3 OF 4

EXH 10

67C-466-4

567

LSA DIAMOND BACK

8 MAY 04

STATEMENT OF

TAKEN AT

FILE NUMBER:

DATED 5/10/04 CONTINUED:

STATEMENT (Continued)

[Redacted statement area]

67C-466-4

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]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of MAY, 20 04 at LSA DIAMOND BACK, MASUL, TZ

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[Redacted signature]

(Signature of Person Administering Oath)

SA [Redacted]

(Typed Name of Person Administering Oath)

ART. 136 UCMJ

(Authority To Administer Oaths)

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PAGE 9 OF 4 PAGES

EXH. 10

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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 LSA DIAMONDBACK, MOSUL, IRAQ	2. DATE 28 May 04	3. TIME 1522	4. FILE NO. 67C-466-4
5. NAME (Last, First, MI) [REDACTED] 67C-466-4	8. ORGANIZATION OR ADDRESS C CO 5-20th INF FORT LEWIS, WA		
6. SSN [REDACTED]	7. GRADE/STATUS E-6 / AD		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army CRIMINAL INVESTIGATION COMMAND
AS A SPECIAL AGENT and wanted to question me about the following offense(s) of which I am
suspected/accused: AGGRAVATED ASSAULT, MISTREATMENT OF PRISONERS, CONSPIRACY //

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- I do not have to answer any questions or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial. 67C-466-4
- For personnel subject to the UCMJ I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

- I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. 67C-466-4

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] 67C-466-4
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [REDACTED] 67C-466-4
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR SA [REDACTED] 67C-466-4
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR 75th CID DET, MOSUL, IRAQ

Section C. Non-waiver

- I do not want to give up my rights:
☐ I want a lawyer. ☐ I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2829) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89

Law Enforcement Sensitive

ACLU-RDI 111 p.27

Sensitive

DODDOACID 005659

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

LOCATION LSA DIAMONDBACK, MOSUL, IRAQ	DATE 28 May 04	TIME 1611	FILE NUMBER 67C-4,66-4
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS E-6/AD 67C-4,66-4	
ORGANIZATION OR ADDRESS C ^o 5-20 th INF, FORT LEWIS, WA			

I, [REDACTED] 67C-4,66-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On or about the beginning of Feb. we were a mission to conduct 3 simultaneous raids on separate objectives. Our platoon was responsible for 2 of the 3 objectives. My squad with attachments took the North objective. For my objective, I had 1 HMMWV and 1 Stryker. On the HMMWV I had my Alpha team and myself as the breach element. On the Stryker, I had my Bravo team leader with his team and attachments. We breached, entered, and cleared our objective. My squad with attachments took 7 (seven) detainees from the objective. Once we got the order to withdraw, we loaded our 7 detainees onto the back of the HMMWV. Our platoon linked up at the designated rally point and moved to Checkpoint 101 where we handed over our detainees to the group that was designated to take the detainees back to FOB Fulda to get processed. The other squad from our platoon hit the second objective and took 4 other detainees. This mission was conducted in the city of Tat Ahar, Iraq.

Q: SA [REDACTED] 67C-1,66-1

A: SSG [REDACTED] 67C-4,66-4

Q: WHAT WAS THE NAME OF YOUR BRAVO TEAM LEADER?

A: Sgt. [REDACTED] 67C-4,66-4

Q: DID YOU OR ANYONE UNDER YOUR LEADERSHIP DURING THE RAID OR AFTER THE RAID ABUSE ANY OF THE DETAINEES TAKEN INTO CUSTODY?

A: No

Q: DO YOU KNOW IF ANYONE THAT WAS ON [REDACTED] THE RAID ABUSED ANY OF THE DETAINEES?

A: No

Q: HAVE YOU HEARD ANY RUMORS FROM ANYONE IN YOUR UNIT ABOUT ANY DETAINEES BEING ABUSED OR ASSAULTED IN ANY WAY?

A: No

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT [REDACTED] 67C-4,66-4

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED."
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE
INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE
LINED OUT, AND THE STATEMENT WILL BE CONTINUED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

33

FORM 100-1 Law Enforcement

ACLU-RDI 111 p.28

EXH 11

67C-4,664

FILE NUMBER:

STATEMENT OF [REDACTED] TAKEN AT Mosul, Iraq, DATED 28 May 04 CONTINUED:

STATEMENT (Continued)

Q: DO YOU HAVE ANYTHING TO ADD TO THIS STATEMENT?

A: NO /// END OF STATEMENT /// [REDACTED] 67C-4,664

67C-4,664

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.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] 67C-4,664
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28th day of MAY, 20 04 at LSA DIAMONDBACK MOSUL, IRAQ

[REDACTED] 67C-4,664
(Signature of Person Administering Oath)

SA [REDACTED] 67C-4,664
(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ
(Authority To Administer Oaths)

67C-4,664

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PAGE 2 OF 2 PAGES

Law Enforcement
Sensitive

EXH 11

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is DCSPER.

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code, Section 3012(g).

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.

LOCATION <u>CID OFC LSA DIAMOND BACK</u>	DATE <u>28 MAY 04</u>	TIME <u>1435</u>	FILE NO. <u>0068-04-CID</u> <u>389-80663</u>
NAME (Last - First - MI) <u>[REDACTED]</u>	ORGANIZATION OR ADDRESS <u>67C-CO. 5/20 IN</u> <u>67C-466-K</u>		
SOCIAL SECURITY NO. <u>[REDACTED]</u>	GRADE/STATUS <u>E5/AD</u>		

SECTION A - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

RIGHTS

The investigator whose name appears below told me that he/she is with the United States Army

CRIMINAL

INVESTIGATION DIVISION

and wanted to question me about the following offense(s) of

which I am suspected/accused: AGGRAVATED ASSAULT, CRUELTY+MALTREATMENT, CONSPIRACY
Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

1. I do not have to answer any questions or say anything. 67C-466-K
2. Anything I say or do can be used as evidence against me in a criminal trial. 67C-466-K
3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both. 67C-466-K
- or - 67C-466-K

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. However, I understand that I must make my own arrangements to obtain a lawyer and this will be at no expense to the Government. I further understand that if I cannot afford a lawyer and want one, arrangements will be made to obtain a lawyer for me in accordance with the law.

4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. 67C-466-K

COMMENT (Continue on reverse side)

WAIVER

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. 67C-466-K

WITNESSES (If available)	SIGNATURE OF INTERVIEWEE <u>[REDACTED]</u> <u>67C-466-K</u>
1. NAME (Type or Print)	SIGNATURE OF INVESTIGATOR <u>SA [REDACTED]</u> <u>67C-466-K</u>
ORGANIZATION OR ADDRESS AND PHONE	TYPED NAME OF INVESTIGATOR <u>[REDACTED]</u> <u>67C-466-K</u>
2. NAME (Type or Print)	ORGANIZATION OF INVESTIGATOR <u>US Army CID - MOSUL, IRAQ</u>
ORGANIZATION OR ADDRESS AND PHONE	

NON-WAIVER

I do not want to give up my rights:

☐ I want a lawyer.

☐ I do not want to be questioned or say anything.

SIGNATURE OF INTERVIEWEE

1000000000

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUBJECT SUSPECT/ACCUSED.

For Official Use Only

NA FORM 2821

EDITION OF MAY 81 IS OBSOLETE.
Law Enforcement

EXH 12

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is Office of The Deputy Chief of Staff for Personnel.

67C-466-4

LOCATION CID OFC, LSA DIAMOND RACK	DATE 28 May 04	TIME 1540	FILE NUMBER 0062-04-CFD389-80663
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E-5/AD 67C-466-4
ORGANIZATION OR ADDRESS C Co 5/20 and P11 and sqd 67C-466-4			

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

The purpose of this statement is to clear up any allegations of prisoner abuse taking place on a raid in late February. After securing the house in which approximately four males fit the description, all within the ages of 18 to old. The prisoners were flex cuffed and sandbags placed over their heads. The prisoners were split into two groups, one group consisting of two males rode with my team on our stryker. Both vehicles moved to a centralized location and the prisoners were escorted to a vehicle to be transported to FOB Fulda. My team did not escort those prisoners to the vehicle we pulled security outside our stryker. I witnessed no abuse while the prisoners were with me and have not heard any discussion about abusing the prisoners.

Q. SA [REDACTED] 67C-466-4

A. SGT [REDACTED] 67C-466-4

Q. WHO WERE THE LEADERS ON SCENE?

A. SSG [REDACTED] and ISG [REDACTED] was present 67C-466-4

Q. WHERE WAS THE RAID CONDUCTED?

A. City of Talafar- residential area

Q. ARE THE DETAINEES STILL IN CUSTODY?

A. I do not know

Q. WHAT WAS YOUR INVOLVEMENT IN THE RAID?

A. Initially we secure the breach site, after the Demo went we moved into the house securing it and the roof top. We secure approximately four prisoners.

Q. DO YOU HAVE ANY KNOWLEDGE OF DETAINEE ABUSE?

A. No I do not.

Q. ANYTHING ELSE YOU WOULD LIKE TO ADD TO YOUR STATEMENT? A. No. /// END OF STATEMENT /// [REDACTED] 67C-466-4

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] 67C-466-4	PAGE 1 OF 02 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

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SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY:
PRINCIPAL PURPOSE:
ROUTINE USES:
DISCLOSURE:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSA).
To provide commanders and law enforcement officials with means by which information may be accurately identified.
Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
Disclosure of your social security number is voluntary.

1. LOCATION Diamondback	2. DATE (YYYYMMDD) 2004 28 May	3. TIME 1630	4. FILE NUMBER 67C-466-4
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O-2/Active 67C-466-4	
8. ORGANIZATION OR ADDRESS 21C/5-20 IN			

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

Our task organization inside the Platoon for this raid was Second Squad, Third Squad, a Company Sniper Team, myself (as PL), & our 1SG on one OBS and First Squad, Weapons Squad, & the CO on another OBS. My section moved in two Strykers & one Hummer, the other section had three Strykers.

We arrived at our objective and set in our cordon with our vehicles. The breach team set an explosive breach and once it detonated both squads flowed into the objective. Once the OPSKED came for foothold gained, I dismantled & moved into the OBS. When I entered 3-4 men were flex cuffed & a search of the OBS was being conducted. I moved through the objective while my men finished a search. We confiscated some VCD's and called exfil to the CO. On exfil I remanded the Stryker, occupied my hatch & waited for Red Con 1 (everyone ready to go). The detainees were loaded up, I got the word we were ready, and ordered movement to the link up point at CP 101 where we consolidated detainees with 3rd PLT & they moved them to the detainee facility.

Answering a specific question from the Special Agent (SA) this operation occurred right when we were transitioning RTO's & I do not remember if PFC [REDACTED] or SPC [REDACTED] was my RTO at the time, but both were on my OBS.

Q. Did you observe any injuries to any detainees or hear any reports of injuries to detainees?
A. No & No.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 4 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 INDICATED.

STATEMENT OF

TAKEN AT

Mosul, Iraq

DATED

28 May 04

28 May 03

9. STATEMENT (Continued)

Q. What is the SOP regarding reporting of injuries to detainees and regarding the release of injured detainees to holding facilities?

A. As far as a published SOP, we have none addressing this process (reporting injuries) but my men have told me in the past when force was needed to detain a person. As far as releasing detainees to a holding facility, the people at the "cage" usually inspect all detainees & their associated paperwork before they take custody & release the unit that brought the detainees to the detentionment facility to ensure there are no discrepancies & that chain of custody is properly maintained.

Q. What is OPSKEB?

A. a codeword for use on the radio indicating that a specific phase of an operation is complete.

Q. Are detainees examined for injuries prior to release to the 3rd platoon for transportation to the detention facility?

A. Not specifically examined for injuries, if there are any injuries from the detention process, the unit giving the detainees will mention it to modify the receiving unit's handling of the detainee, but there is no specific inspection between our units before handing the detainees to the cage.

Q. DID YOU RIDE IN A STRYKER TO AND FROM THE OBJECTIVE?

A. Yes

Q. DO YOU RECALL IF ANY DETAINEES WERE IN THE BACK OF THE HAWTAW STRYKER WHEN YOU LEFT THE OBJECTIVE?

A. I do not recall. That would not be uncommon on a raid, but I do not remember.

Q. DO YOU HAVE ANY KNOWLEDGE OF ANY DETAINEE ABUSE DURING THIS OPERATION?

A. No, I do not.

Q. DO YOU KNOW SSG [REDACTED] OR SSG [REDACTED]? b7C-4, b6-4

INITIALS OF PERSON MAKING STATEMENT

For Official Use Only

PAGE

OF

PAGES

STATEMENT OF [REDACTED] TAKEN AT MOSUL, IRAQ DATED 28 MAY 04
 b7C-466-K

9. STATEMENT (Continued)

A: I do not know a SSG [REDACTED] or [REDACTED]. None of my men have those nicknames either (that I know of anyways).

Q WERE YOU ASSISTED BY AN INTERPRETER ON THE RAID? WHAT WAS HIS NAME AND WHERE DID HE RIDE?

A: Yes there would have been an interpreter on the raid although I do not know which specific interpreter was on this raid. He could have rode either the Stryker or Humvee, but I do not recall specifically.

Q DO YOU HAVE ANYTHING YOU WANT TO ADD TO THIS STATEMENT?

A: NO. /// END OF STATEMENT ///

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] or Official Use Only

PAGE 3 OF 4 PAGES

67C-466-4

MOSUL, IRAQ

28 MAY 04

FILE NUMBER:

STATEMENT OF

TAKEN AT

DATED

CONTINUED:

STATEMENT (Continued)

[Redacted statement area]

67C-466-4

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 8. 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 AND WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[Redacted signature area] 67C-466-4
(Signature of Person Making Statement)
Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of MAY, 20 04 at MOSUL, IRAQ
[Redacted signature area] 67C-466-4
(Signature of Person Administering Oath)
[Redacted name area] 67C-466-4
(Typed Name of Person Administering Oath)
ART. 136 UCMJ 0000040
(Authority To Administer Oaths)

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Law Enforcement

PAGE 9 OF 9 PAGES

EXH 13

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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 LSA DIAMOND BACK, MOSUL, IRAQ	2. DATE 28 MAY 04	3. TIME 1636	4. FILE NO. 67C-466-4
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS C Co 5-20th INF FORT LEWIS, WA 67C-466-4		
6. SSN [REDACTED]	7. GRADE/STATUS E-6/AD		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army CRIMINAL INVESTIGATION COMMAND
AS A SPECIAL AGENT and wanted to question me about the following offense(s) of which I am
suspected/accused: AGGRAVATED ASSAULT, MISTREATMENT OF PRISONERS, CONSPIRACY III
Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:
1. I do not have to answer any questions or say anything.
2. Anything I say or do can be used as evidence against me in a criminal trial.
3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. 67C-466-4

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] 67C-466-4
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [REDACTED] 67C-466-4
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR SA [REDACTED] 67C-466-4
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR 75th CID DET, MOSUL, IRAQ

Section C. Non-waiver

1. I do not want to give up my rights:
☐ I want a lawyer. ☐ I do not want to be questioned or say anything. 000004

2. SIGNATURE OF INTERVIEWEE

For Official Use Only

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89 Law Enforcement EDITION OF NOV 84 IS OBSOLETE

ACLU-RDI 111 p.36 Sensitive

EXH 14

DODDOACID 005668

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 LSA DIAMONDBACK, MOSUL, IRAQ	2. DATE (YYYYMMDD) 20040528	3. TIME 1707	4. FILE NUMBER 67C-4,66-4
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-6/AD 67C-4,66-4	
8. ORGANIZATION OR ADDRESS CWO 5-20th INF, FORT LEWIS, WA			
9. [REDACTED] 67C-4,66-4			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

During a raid we detained approx 5 personnel. We escorted them to my STRYKER. I had at least 7 soldiers including myself on the truck. I do not remember who. The Platoon was mixed up at the time. After the ramp went up we moved to FOB FUIDA where the detainees were processed and held. Once the paper work was complete we moved back to Rock base.

Q: SA [REDACTED] 67C-4,66-4

A: SSG [REDACTED] 67C-4,66-4

Q: DID ANY OF THE DETAINEES STRUGGLE OR BECOME AGGRESSIVE DURING THE RAID?

A: When I attempted to detain one individual, he swung and I wrestled him to the ground, then he bit my arm, after that I rolled him to his front and secured him.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] 67C-4,66-4	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

TAKEN AT

DATED

0000042

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

STATEMENT OF

TAKEN AT

67C-4664
Mosul, Iraq

DATED

28 MAY 04

9. STATEMENT (Continued)

Q: WERE ANY OF THE DETAINEES RESISTING AFTER YOU PUT THEM IN THE STRYKER VEHICLE?

A: NO

Q: WHO WAS WATCHING THE DETAINEES WHILE THEY WERE IN THE VEHICLE?

A: I don't remember.

Q: DID YOU SEE OR HEAR ANYONE HITTING THE DETAINEES?

A: NO

Q: DID YOU HIT OR SLAP ANY OF THE DETAINEES?

A: NO

Q: HAVE YOU HEARD ANY RUMORS OF ANY OF THE SOLDIERS ASSAULTING THE DETAINEES?

A: NO

Q: DO YOU HAVE ANYTHING TO ADD TO THIS STATEMENT?

A: NO /// END OF STATEMENT /// 67C-4664

67C-4664
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] 67C-4664
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28th day of MAY, 2004 at LSA NAMOND BACK MOSUL, IRAQ

[REDACTED] 67C-1166-1
(Signature of Person Administering Oath)

SA [REDACTED] 67C-1166-1
(Typed Name of Person Administering Oath)

ART 136 UCMJ
(Authority To Administer Oaths)

0000043

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES

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SWORN STATEMENT

File Number: 0068-04-CID389

Location: Mosul Airfield, Iraq

Date: 19 Jun 04

Time: 1245

Statement of:

SSN:

Grade/Status: E-8/RA

Org/Address: C Co., 5/20 Inf., FOB FULDA, Iraq (Fort Lewis, WA)

I, [REDACTED] want to make the following statement under oath: I am making this statement freely:

About 0200, 19 Feb 04, I was involved in a raid to capture Iraqis suspected to be involved in an IED attack which killed a soldier. The raid involved three separate targets which were hit simultaneously. I was with the team which raided the target location known as "Objective Bush." I entered this objective with the assaulters and we detained about five Iraqi males. SSG [REDACTED] SGT [REDACTED], and LT [REDACTED] were with me on this operation but I don't recall who else. None of Iraqis resisted apprehension. The Iraqis were moved to our vehicles for transport to checkpoint 101. I think most of the detainees were placed in the back of a HMMWV but one or two of them may have been placed in one of the strikers. Following the raid we drove to Checkpoint 101 where the detainees were placed in other vehicles and transported to FOB FULDA. I don't recall which element of C Co. took custody of the detainees. After the detainees were turned over, I got into the commander's vehicle and returned to Rock Base.

Q: SA [REDACTED]

A: 1SG [REDACTED]

Q: Do you recall where SPC [REDACTED] was during the raid?

A: No..

Q: Do you recall where SPC [REDACTED] was when the detainees were transported to checkpoint 101?

A: No.

Q: Did you witness any of the detainees being abused at any time during the operation?

A: No.

Q: Do you have any knowledge of any incident of detainee abuse during the operation?

A: No.

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

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

INITIALS [REDACTED]

FOR OFFICIAL USE ONLY

Page 1 of 2

0000041

EXHIBIT 15

STATEMENT OF: [REDACTED]

DATED: 19 Jun 04

CASE #: 0068-04-CID389

67C-4, 66-4

67C-4, 66-4

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] 67C-4, 66-4
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19th day of June 2004 at Mosul, Iraq.

[REDACTED] 67C-1, 66-1
(Signature of Person Administering Oath)

Special Agent [REDACTED] 67C-1, 66-1
(Typed Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS [REDACTED]

FOR OFFICIAL USE ONLY

LAW ENFORCEMENT SENSITIVE

Page 2 of 2

0000045

EXHIBIT 15

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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. b7C-4, b6-4

1. LOCATION <u>LSA DIAMOND BACK, MOSUL, IRAQ</u>	2. DATE <u>19 JUN 04</u>	3. TIME <u>1345</u>	4. FILE NO. <u>0068-04-C10389</u>
5. NAME (Last, First, MI) <u>[REDACTED]</u>	8. ORGANIZATION OR ADDRESS <u>C Co 5/20 INF.</u>		
6. SSN <u>[REDACTED]</u>	7. GRADE/STATUS <u>E-4/AC</u>		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army CRIMINAL INVESTIGATION DIVISION and wanted to question me about the following offense(s) of which I am suspected/accused: AGGRAVATED ASSAULT, MALTEMENT OF PRISONERS, CONSPIRACY III

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- I do not have to answer any questions or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE <u>[REDACTED]</u> b7C-4, b6-4
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <u>[REDACTED]</u> b7C-4, b6-4
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <u>[REDACTED]</u> b7C-4, b6-4
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <u>75 MP DET (CID)</u> <u>MOSUL, IRAQ</u>
b. ORGANIZATION OR ADDRESS AND PHONE		

Section C. Non-waiver

- I do not want to give up my rights:
☐ I want a lawyer. ☐ I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 1289) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

Law Enforcement

EXH 16

SWORN STATEMENT

File Number: 0068-04-CID389-80663

Location: Mosul Airfield, Iraq

Date: 19 Jun 04

Time: 1430

Statement of: [REDACTED]

SSN: [REDACTED]

Grade/Status: E-4/RA

Org/Address: C Co., 5/20 Inf. FOB FULDA, Iraq (Fort Lewis, WA)

I, [REDACTED], want to make the following statement under oath: I am making this statement freely.

About four months ago, possibly in February, I was involved in an operation where three targets were assaulted simultaneously in Tal Afar. I was the driver of a HMMWV and remained outside the objective providing security. There were about ten Iraqis captured from the three target locations. I seem to recall the detainees were placed in stryker vehicles and taken to a location outside Tal Afar, somewhere between checkpoint 101 and checkpoint 3, where they were cross loaded into two strykers and one HMMWV for transport to the detainee center at FOB FULDA. I was driving the HMMWV that transported detainees to FOB FULDA. I never saw anyone abuse any of the detainees during the operation, or any other operation for that matter.

Q: SA [REDACTED]

A: SPC [REDACTED]

Q: Do you recall where SPC [REDACTED] was during this operation?

A: He was the RTO for the platoon leader, 1LT [REDACTED]

Q: Do you remember where SPC [REDACTED] was when the detainees were being transported from the target location to FOB FULDA?

A: I am not certain but he was not on the HMMWV I was driving.

Q: Do you know SSG [REDACTED] or SSG [REDACTED]?

A: No.

Q: Do you have any knowledge of any detainees being abused during this operation?

A: No.

Q: How long was the drive between the target location and the location where the detainees were cross loaded into other vehicles?

A: I think it was five minutes.

Q: How long was the drive from the cross loading location to FOB FULDA?

A: About 15-20 minutes.

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

A: No. ///END OF STATEMENT/// [REDACTED]

INITIALS [REDACTED]

FOR OFFICIAL USE ONLY

Page 1 of 2 0000047

EXHIBIT 16

LAW ENFORCEMENT SENSITIVE

b7c-4,66-4

STATEMENT OF: [REDACTED]

DATED: 19 Jun 04

CASE #: 0068-04-CID389-80663

b7c-4,66-4

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]

b7c-4,66-4

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19th day of June 2004 at Mosul, Iraq.

[REDACTED]

b7c-4,66-1

(Signature of Person Administering Oath)

Special Agent [REDACTED]

b7c-4,66-1

(Typed Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS [REDACTED]

b7c-4,66-4

FOR OFFICIAL USE ONLY

Page 2 of 2

0000048

EXHIBIT 16

LAW ENFORCEMENT SENSITIVE

AGENT'S INVESTIGATIVE REPORT

CID Regulation 195-1

ROI NUMBER 0107-04-CID519

PAGE 1 OF 1 PAGES

DETAILS

BASIS FOR INVESTIGATION: About 1700, 5 Aug 04, this office received a Request For Assistance (RFA) from SA [REDACTED] 75th MP DET (CID)(FWD), Mosul, IZ, APO AE 09325, requesting this office interview [REDACTED] ISN# [REDACTED], [REDACTED] ISN# [REDACTED], and [REDACTED] ISN# [REDACTED] all currently at the Internment Facility (IF), Camp Bucca, IZ (CBIZ), concerning their knowledge of detainee abuses that allegedly occurred in February 2004. SA [REDACTED] further requested this office obtain medical and interrogation records of the listed detainees and of [REDACTED] ISN# [REDACTED] and Mr. [REDACTED] ISN# [REDACTED].

About 1745, 5 Aug 04, SA [REDACTED] coordinated with SSG [REDACTED], NCOIC, Internment Facility Medical Clinic, CBIZ and obtained a copy of the medical records of Mr. [REDACTED] from the Medical Facility, IF, CBIZ. SA [REDACTED] further coordinated with the medical facility, which related Mr. [REDACTED] did not have any medical records on file.

About 0755, 18 Aug 04, SA [REDACTED] interviewed Detainee # [REDACTED], who denied he, or his brothers Detainees # [REDACTED] and [REDACTED], were beaten by American Soldiers. (See Sworn Statement for details)

AGENT'S COMMENTS: Detainee # [REDACTED] related his correct name was [REDACTED]

About 1210, 18 Aug 04, SA [REDACTED] interviewed Detainee # [REDACTED], who stated American Soldiers hit him 5-6 times in the face with their fists, while he was handcuffed and blindfolded in the back of an armored vehicle. Detainee # [REDACTED] also stated he heard his brother [REDACTED] moan in pain. Detainee # [REDACTED] related he was not injured by this assault. (See Sworn Statement for details)

AGENT'S COMMENTS: Detainee # [REDACTED] related his correct name was [REDACTED]

About 1635, 19 Aug 04, SA [REDACTED] obtained a copy of the medical records of Mr. [REDACTED] from the Medical Facility, IF, CBIZ.

About 0725, 19 Aug 04, SA [REDACTED] interviewed Detainee # [REDACTED], who denied he, or his brothers Detainees # [REDACTED] and # [REDACTED], were beaten by American Soldiers. (See Sworn Statement for details)

AGENT'S COMMENTS: Detainee # [REDACTED] related his correct name was [REDACTED] /// Last Entry ///

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED]

ORGANIZATION

78th Military Police Detachment (CID), (FWD)
Camp Arifjan, Kuwait APO AE 09366

SIGNATURE

[REDACTED]

DATE

19 Aug 04

EXHIBIT

17

CID FORM 94

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1 FEB 77

Law Enforcement Sensitive

ACLU-RDI 111 p.44

DODDOACID 005676

Page(s)

50-67

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

Page(s)

68-70

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

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 552 D. 9397 dated [redacted] or 22, 1943 (SSN).
 PRINCIPAL PURPOSE: To provide commanders and law enforcement [redacted] with means by which information may be accurately [redacted]
 ROUTINE USES: Your social security number is used as an add [redacted] means of [redacted] to facilitate filing and retrieval.
 DISCLOSURE: Disclosure of your social security number is [redacted]

1. LOCATION Camp Bucca, Iraq 2. DATE (YYYYMMDD) 2004-08-18 3. TIME 1045 4. FILE NUMBER 67C-4,664
 5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted] 6. SSN [redacted] 7. GRADE/STATUS 67C-4,664
 8. ORGANIZATION OR ADDRESS Camp Bucca, Iraq
 9. [redacted] 67C-4,664

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

This statement is being hand-written by Special Agent [redacted] and translated by Interpreter [redacted] for Mr. [redacted].
 On 19 Feb 04 about 2-3 in the morning I was asleep at my home when American soldiers came into our house. When I woke up, I saw a soldier come into my room. He had on desert colored pants and jacket, a green vest and a kevlar helmet. The soldier had an M-16 with a red laser on it. He told me to stay down and not to move. I was taken to the yard where I sat for 10-15 minutes. I was blindfolded and my mouth was taped shut, but I knew my brothers were next to me. We were taken to a vehicle and put inside but I don't know what kind it was. I sat on a seat-like a bench that had a pad on it. I could hear the Americans talking. This ride was about 10-15 minutes long. We were taken out of the vehicle and sat on the ground. The tape was pulled so we could talk. After about an hour, we were asked for our names. After about 30 minutes more we were walked to another area where we changed out of our clothes and into an orange colored jumpsuit. We were taken to a wooden room like a cage, and our hands were tied to the walls. I found out the next day this was Talifar airport. I was at Talifar airport for 1 day and 1 night. Then I was taken to Mosul airport in a "lorrie", a big flat-bed truck, with two long benches to sit on and a canvass cover over where we sat. It was an all green military truck. I was at mosul airport for 25 days. Then I was taken by black hawk helicopter to Abu Ghraib. I was there for over 4 months. Then I was taken by bus to Camp Bucca, where I have been until today.

Q. When were you blindfolded and your mouth taped?

A. When I was still in my bed.

Q. Did the soldiers say anything to you?

A. No they did not say much. They spoke in a different

10. EXHIBIT [redacted] 11. INITIALS OF PERSON MAKING STATEMENT [redacted] PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [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.

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

STATEMENT OF

TAKEN AT Camp Bucca, Iraq DATED 18 Aug 04

STATEMENT (Continued)

Q language and we did not understand them, but they also moved their hands to tell us what they wanted us to do.

Q. Did they have an interpreter

A. No.

Q. Do you know how many soldiers entered the home?

A. No, I was told to keep my head down, then they blindfolded me, so I don't know.

Q. Who else was detained with you?

A. My brother,

my brother,

my brother,

Q. What is your correct name

A. [REDACTED] b7C-E66-K

Q. Who is [REDACTED]? b7C-E66-K

A. That is my great-grandfather's name.

Q. Was anyone beaten or injured when you were taken from your home to Talifar Airport?

A. No.

Q. Was anyone beaten or injured when you were taken from Talifar Airport to Mosul Airport?

A. No.

Q. Was anyone beaten or injured when you were taken from Mosul Airport to Abu Ghraib?

A. No.

Q. Was anyone beaten or injured when you were taken from Abu Ghraib to Bucca?

A. No.

Q. Were you or your brothers abused or injured while being transported?

A. No.

Q. Have you talked to your brothers since you were all detained?

A. Yes, we are together and we speak often.

Q. Have your brothers spoken of being injured or hurt?

A. No, they have not.

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

b7c-4,667

0107-04-C10519

STATEMENT OF [REDACTED] TAKEN AT Camp Bucca, Iraq DATED 18 Aug 04

9. STATEMENT (Continued)

Q. Have you been injured or beaten?

A. No.

Q. Do you have anything further to add to this statement?

A. No /// End of Statement ///

[REDACTED]

b7c-4,66-4

b7c-4,66-4

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.

[REDACTED]

(Signature of Person Making Statement)

WITNESSES:

[REDACTED]

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18 day of August, 2004 at Camp Bucca, Iraq

[REDACTED]

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

TITAN

[REDACTED]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

0000073

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

Page(s)

74-76

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

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 information that may be accurately

ROUTINE USES: Your social security number is used as an additional identifier to facilitate filing and retrieval.

DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION Camp Bucca, Iraq	2. DATE (YYYYMMDD) 2004-08-18	3. TIME 1555	4. FILE NUMBER b7C-4,66-4
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN b7C-4,66-4	7. GRADE/STATUS	
8. ORGANIZATION OR ADDRESS Camp Bucca, Iraq			

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

This statement is being hand-written by Special Agent [REDACTED] and translated by Interpreter [REDACTED] for Mr. [REDACTED]. On 19 Feb 04, between 01:30 - 03:00 am, I was asleep in the living room of my home when about 20 soldiers came into our house. It happened so fast, by the time I woke up, I couldn't move, I had an American standing over me. I'm not sure what clothing or gear they were wearing. I was handcuffed, blindfolded and my mouth taped shut while I was in the living room. I was taken to the yard with my brothers. While I was kneeling in the yard one of the soldiers kicked me in the top, center of the front of my chest and knocked me over. I was in the yard for about 5 minutes, then I was taken to a vehicle. I think it was an armored car. This armored car drove to Almekar, the old Baath Party headquarters, which was now being used as a headquarters by the Americans. I did not see it, but the vehicle went left from my house which is the direction Almekar is. This ride lasted less than 5 minutes. At Almekar we were taken out of the first armored car and placed in a second armored car, the same type I think. From there, we were driven to Talifar Airport. This ride lasted 7-10 minutes. After we had driven a little way, the soldiers started punching me in the face with their fists. They hit me 5-6 times, all over my face. I also heard my brother [REDACTED] being hit and moaning in pain. The soldiers were hitting us and laughing at us. Once we got to Talifar Airport, we stayed there for 2 days. Then we were taken by "Lorrie" to Mosul Airport. I was at Mosul Airport for about 23 days. I was then taken by helicopter to Abu Ghraib on 16 Mar 04. On 31 Jun 04 I was brought by bus to Camp Bucca.

Q. Were you injured by the soldiers?

A. When I was getting into the armored car at my home, my left

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C-4,66-4	PAGE 1 OF 4 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" 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.

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

STATEMENT OF [REDACTED]

TAKEN AT

Camp Bucca, Iraq DATED 2004-08-18

STATEMENT (Continued)

foot got stuck on the floor and a soldier pushed me forward. This twisted my foot and caused it to swell on the outside of my ankle.

Q. Did you report this injury?

A. Yes, when I was screened in Mosul by a DR [REDACTED] Doctor, he looked at my foot, but he didn't give me any ice or medicine for it.

Q. Did you have bruises, cuts, broken bones, or any other injuries from being kicked in the chest or being struck in the face?

A. No, nothing.

Q. Did you report being kicked or hit to the DR in Mosul?

A. No, I just told him of my foot.

Q. Can you describe the Armored car you were in when you were beaten?

A. No, They used tape to blindfold me so I couldn't see. But I was sitting on a bench seat, I don't remember if it had a cushion or not.

Q. How many people were in the armored car?

A. 5-6 Soldiers, me, [REDACTED] the interpreter, and I don't know if there were any other detainees in the vehicle with us. I didn't hear any.

Q. Was [REDACTED] injured?

A. The next day I saw [REDACTED] right foot was bleeding from the inside middle of his foot, but I don't know how that happened.

Q. Did you discuss with [REDACTED] where you were both hit and how many times?

A. We talked about it a bit, but not specifics like that.

Q. Where were you and [REDACTED] sitting in the vehicle?

A. Toward the front of the vehicle

Q. Who is the interpreter?

A. I never saw him but he asked us our names. From his Accent I think he was Arabic, but not Egyptian. When we were being beaten he did not say anything.

Q. Can you describe the soldiers that hit you?

A. No I was blindfolded.

Q. Would there be any way to identify these soldiers now?

A. No, it has been 6 months.

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 4 PAGES

USE THIS PAGE IF NEEDED. IF THIS PAGE IS

NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED]

TAKEN AT Camp Bucca, Iraq DATED 2004-08-18

9. STATEMENT (Continued)

Q. What is a Lorrie?

A. It is a big truck, very tall. I did not see it but I could hear the canvass cover flapping as we drove.

Q. How many people were on the Lorrie?

A. 8 of us on one Lorrie and the other 8 on a second Lorrie

Q. Why did the soldiers start hitting you and your brother, [REDACTED], was there an argument?

A. No there was nothing. We could not argue, our mouths were taped shut. They just started hitting us and laughing.

Q. [REDACTED] were the soldiers yelling when they hit you?

A. No. They were talking normal before, then they started hitting us and were talking and laughing.

Q. Do you have anything further to add to this statement?

A. No /// End of statement ///

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 3 OF 4 PAGES

STATEMENT OF [REDACTED] TAKEN AT Camp Bucca, Iraq DATED 2004-08-18

9 STATEMENT (Continued)

b7c-4,66-4

Not used

b7c-4,66-4

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 4. 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 18th day of August, 2004 at Camp Bucca, Iraq

[REDACTED] ORGANIZATION OR ADDRESS

[REDACTED] (Signature of Person Administering Oath)

[REDACTED] (Typed Name of Person Administering Oath)

[REDACTED] ORGANIZATION OR ADDRESS

[REDACTED] (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 4 OF 4 PAGES

Page(s)

81-85

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

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
 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
Camp Bucca, Iraq
 2. DATE (YYYYMMDD)
2004-03-19
 3. TIME
1041
 4. FILE NUMBER
67C-466-4
 5. LAST NAME, FIRST NAME, MIDDLE NAME
[REDACTED]
 6. SSN
67C-466-4
 7. GRADE/STATUS

8. ORGANIZATION OR ADDRESS

Camp Bucca, Iraq

9. [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH and
 This statement is being hand-written by Special Agent [REDACTED] and
 translated by Interpreter [REDACTED] for Mr. [REDACTED] b7C-466-4
 Around 16-18 Feb 04, about 3 am, I was asleep at my home with my
 wife when I heard our door being kicked in. I laid in bed and
 listened. 2 American Soldiers wearing desert camouflage uniforms, armor vests,
 and helmets, with pistols on their thighs, carrying rifles with red lasers,
 came into my room. They did not speak arabic, but they told me
 to stay down by using hand-motions. They tied my hands in the
 house then they took me out to the yard where I saw my father-
 [REDACTED] my brother- [REDACTED] my brother- [REDACTED] b7C-466-4
 [REDACTED] my brother- [REDACTED] and my brother [REDACTED] b7C-466-4
 We were in the yard for about 15 minutes as our house
 was searched. I saw my brother [REDACTED] who is 14 years old and my
 father being taken back to the house and released. Then the
 Americans taped our mouths shut, blindfolded us and took us to a vehicle.
 I entered the vehicle by a ramp I think, they bent my head down
 so I would not hit it on the ceiling. I sat on a metal
 bench with no pad, on the right side of the vehicle. While I rode
 in this vehicle it was quiet enough that I could hear the
 Americans talking but I don't know what they were saying.
 There was an interpreter who asked us our names and translated it
 to the Americans. I heard my brothers [REDACTED] and [REDACTED] b7C-466-4
 say their names. I don't remember hearing anyone else answer the
 interpreter. This ride lasted about 10-15 minutes. The vehicle stopped,
 we got out, walked over to another vehicle like the first one, and got
 into it. This took about 5 minutes, we did not have a chance
 to sit down or talk. I don't know where this was at b7C-466-4
 and I don't remember any sounds from the area [REDACTED] I don't
 remember which side of the vehicle I sat on in the

10. EXHIBIT
 11. INITIALS OF PERSON MAKING STATEMENT
[REDACTED] b7C-466-4
 PAGE 1 OF 4 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ 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

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EXH 22

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED]

TAKEN AT Camp Bucca, Iraq DATED 2004-08-19

9. STATEMENT (Continued)

Second vehicle, but I think I sat toward the back of the vehicle, because I only took a few steps into it. This ride was shorter than the first, it was only 5 minutes or so. It was a quiet ride, I could hear the soldiers talking and laughing. We were taken to Talifar Airport where we were for 2 days. Then I was taken on a horrie, a large flat bed truck, where I sat on the floor and I could hear the canvass cover flapping as we drove. I was taken to Mosul Airport, where I stayed for about 25 days. On 18 Mar 04, I was taken by helicopter to Abu Ghraib prison. On 30 Jun 04, I was taken by bus to Camp Bucca.

Q. When you were brought out of your home, could you clearly see your family in the yard?

A. Yes, I was not blindfolded yet and neither were any of them.

Q. Did anything happen in the yard to you or your family?

A. No

Q. Was anyone injured in the yard?

A. No

Q. Was anyone hit in the yard?

A. No

Q. Did you see [REDACTED] get kicked?

A. No.

Q. Did you see anything happen to [REDACTED]?

A. No.

Q. During the ride from your home did anything happen?

A. No, they just asked us our names.

Q. Was there any type of argument, yelling or fighting?

A. No.

Q. On the second ride, after you changed vehicles before being taken to Talifar Airport, did anything happen?

A. No, it was a very quiet ride.

Q. Was there any yelling on the 2nd ride?

A. No.

Q. Was there any arguments on the 2nd ride?

A. No.

Q. Was there any confrontations or fights on the second ride?

A. No.

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 4 PAGES

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

STATEMENT OF [REDACTED]

TAKEN AT

Camp Bucca, Iraq

DATED

2004-08-14

9. STATEMENT (Continued)

Q. Did soldiers hit you or your brothers on the 2nd ride?

A. No, we did not get touched.

Q. Did anyone get hurt on the 2nd ride?

A. No, nothing happened

Q. Did you hear your brother [REDACTED] moan, like he was in pain?

A. No

Q. If anyone had been slapped or punched, would you be able to hear it?

A. Yes, we were shoulder to shoulder.

Q. Were you in the same vehicle with your brothers?

A. Yes

Q. Is it possible you were put into different vehicles than your brothers, when you changed vehicles?

A. No, I'm sure we were together.

Q. Have you talked to your brothers since you were detained?

A. Yes, about 3 times a week.

Q. Have any of your brothers stated they had an argument or a fight with the Americans?

A. No.

Q. Did any of your brothers say the Americans hit or abused them?

A. No, none of them said that.

Q. Have any of your brothers been injured since they have been detained?

A. No, none of them have been injured for any reason.

Q. If any of your brothers had an argument, a fight, or had been injured by the Americans, would you know of it?

A. I might. They haven't told me of anything, but I haven't asked them about it either.

Q. Do you have anything further to add to this statement?

A. No /// End of Statement

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 4 PAGES

b7C-4,66-4

0107-04 - CID 519

STATEMENT OF

TAKEN AT Camp Bucca, Iraq DATED 2004-08-19

9 STATEMENT (Continued)

Not

USED

b7C-4,66-4

b7C-4,66-4

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 4. 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 19 day of August, 2004 at Camp Bucca, Iraq

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 4 OF 4 PAGES

AGENT'S INVESTIGATION REPORT

ROI NUMBER:

0068-04-CID389-80663

CID Regulation 195-1

PAGE 1 OF 1 PAGES

DETAILS

67C-1,661 67C-6156-4
About 1130, 10 Sep 04, SA [REDACTED] coordinated with SSG [REDACTED], 209th Military Intelligence Company, LSA Diamondback, Iraq, APO AE 09334. SSG [REDACTED] related the detainees listed in the RFA had all been through their custody from 21 Feb 04 through 14 Mar 04, but the detainees in question were kept at the detention facility at LSA Diamondback, Mosul, Iraq. 67C-6156-4

67C-1,661 67C-6156-4
About 1130, 11 Sep 04, SA [REDACTED] coordinated with SSG [REDACTED], A Co, 1/107th MP CO, LSA Diamondback, Mosul, Iraq, APO AE 09334. SSG [REDACTED] stated the detainees were at this facility and then moved on to Abu Ghraib Prison with all their medical records.///LAST ENTRY/// 67C-6156-4

67C-1,661 67C-6156-4
TYPED AGENT'S NAME AND SEQUENCE NUMBER

ORGANIZATION

75th MP DET (CID) (-), LSA Diamondback
Mosul, Iraq APO AE 09334

SIGNATURE

DATE

11 SEP 2004

EXHIBIT

230000090

CID FORM 94

1 FEB 77

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Page(s)

91-92

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

UNCLASSIFIED-FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE

DATE: 29 MAY 04
FROM: SAC, 75TH MP DET CID (-), MOSUL, IRAQ
TO: DIR, USACRC, FT BELVOIR, VA
CDR, 75TH MP DET (CID), BALAD, IRAQ
CDR, 22ND MP BN (CID)(FWD), BAGHDAD, IRAQ
CDR, 3D MP GRP (CID), FT GILLEM, GA
PM, TASK FORCE OLYMPIA (TFO), MOSUL, IRAQ
SJA, TFO, MOSUL, IRAQ
CHIEF OF STAFF, TFO, MOSUL, IRAQ
PM, STRYKER BRIGADE COMBAT TEAM (SBCT), MOSUL, IRAQ
SJA, SBCT, MOSUL, IRAQ
CDR, SBCT, MOSUL, IRAQ
CID LNO, MNC-I

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL - 0060-04-CID389-80663-5C2B

DRAFTER: [REDACTED] 67C-1,66-1
RELEASER: [REDACTED] 67C-1,66-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 1 FEB 2004/0001 - 25 FEB 2004/2400; UNKNOWN LOCATION, IVO TALL AFAR, IRAQ

2. DATE/TIME REPORTED: 13 MAY 2004, 1115

3. INVESTIGATED BY: SA [REDACTED] SA [REDACTED] SA [REDACTED] 67C-1,66-1,62
[REDACTED] SA [REDACTED] 67C-1,66-1,52

4. SUBJECT: 1. (UNKNOWN); [ASSAULT]

5. VICTIM: 1. (UNKNOWN); IRAQI, M; WHITE; XZ (NFI) [ASSAULT]

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION"

ON 23 MAY 04, THIS OFFICE WAS NOTIFIED VIA MEMORANDUM OF TRANSMITTAL FROM FT JACKSON CID THAT ON 13 MAY 04 THEY WERE NOTIFIED BY THE FT JACKSON PROVOST MARSHAL'S OFFICE THAT A TRAINEE REPORTED RECEIVING AN EMAIL ON 25 FEB 04 WHICH IMPLIED THAT DETAINEES HAD BEEN ABUSED.

PRELIMINARY INVESTIGATION REVEALED THAT A SOLDIER (WHO WILL NOT BE NAMED IN THIS REPORT) ASSIGNED TO C CO, 5/20TH INFANTRY, SBCT, Q-WEST, IRAQ, SENT AN EMAIL TO SEVERAL PERSONS WHICH IMPLIED THAT DETAINEES HAD BEEN ASSAULTED IN THE REAR OF A STRYKER VEHICLE BY NUMEROUS

UNCLASSIFIED-FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE

SOLDIERS, INCLUDING TWO STAFF SERGEANTS IDENTIFIED BY THEIR LAST NAMES.

ON 28 MAY 04, THIS OFFICE WAS ABLE TO ASSEMBLE AND INTERVIEW ALL OF THE UNIT PERSONNEL POSSIBLY INVOLVED IN THE ALLEGED INCIDENT. THE SOLDIER WHO SENT THE EMAIL REQUESTED LEGAL COUNSEL. THE OTHER MEMBERS OF THE SQUAD DENIED ASSAULTING DETAINEES AFTER THEIR APPREHENSION. A REVIEW OF THE UNIT ROSTER FAILED TO IDENTIFY ANY UNIT MEMBERS MATCHING THE NAMES OF THE STAFF SERGEANTS LISTED IN THE EMAIL.

PRELIMINARY INVESTIGATION HAS NOT ESTABLISHED CREDIBLE INFORMATION TO BELIEVE THAT A CERTAIN PERSON COMMITTED A CRIMINAL OFFENSE; NOR THAT A CRIMINAL OFFENSE HAS BEEN COMMITTED.

INVESTIGATION CONTINUES BY CID.

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

CID001 CRC(sc)

From: [REDACTED] - CW3 [REDACTED]@force1.army.smil.mil]
Sent: Friday, October 01, 2004 12:24 PM
To: CRC (E-mail)
Subject: FW: 0068-04-CID389 2 FOIA

67C-3,66-3



0068-04-CID389
2.pdf

67C-1,66-1

> -----Original Message-----
> From: [REDACTED] CW3
> Sent: Tuesday, September 28, 2004 1:53 PM
> To: CID EOC 3 (E-mail) (E-mail)
> Subject: 0068-04-CID389 2 FOIA

> <<0068-04-CID389 2.pdf>>

67C-1,66-1

> [REDACTED]
> CW3, MP
> SPECIAL AGENT IN CHARGE
> 75TH MP DET (CID)
> MOSUL AIRFIELD
> APO AE 09334
> DNV: 581 [REDACTED]

67C-1,56-1

> CAUTION: This message may contain law enforcement sensitive information.
> Do not disseminate, which includes forwarding the contents of this
> message, without the approval of the sender. If you are not the intended
> addressee, or the person responsible for delivering it to the intended
> addressee, you may not copy or deliver it to anyone else or use it in any
> unauthorized manner. To do so is prohibited and may be unlawful. If you
> receive this e-mail by mistake, advise the sender immediately by using the
> reply facility in your e-mail software.

0000095

From: [REDACTED] - CW3 [REDACTED]@force1.army.smil.mil]
Sent: Friday, October 01, 2004 8:33 AM
To: CRC (E-mail)
Subject: FW: 0068-04-CID389 1 FOIA

67C-3,663



0068-04-CID389
1.pdf

PAFIM

67C-1,667

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

> From: [REDACTED] CW3
> Sent: Tuesday, September 28, 2004 1:51 PM
> To: CID EOC 3 (E-mail) (E-mail)
> Subject: 0068-04-CID389 1 FOIA

> <<0068-04-CID389 1.pdf>>

> [REDACTED] 67C-1,667
> CW3, MP
> SPECIAL AGENT IN CHARGE
> 75TH MP DET (CID)
> MOSUL AIRFIELD
> APO AE 09334

> DNVT: 581- [REDACTED]

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> reply facility in your e-mail software.

0000096

UNCLASSIFIED-FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE

DATE: 29 MAY 04
FROM: SAC, 75TH MP DET CID (-), MOSUL, IRAQ
TO: DIR, USACRC, FT BELVOIR, VA
CDR, 75TH MP DET (CID), BALAD, IRAQ
CDR, 22ND MP BN (CID)(FWD), BAGHDAD, IRAQ
CDR, 3D MP GRP (CID), FT GILLEM, GA
PM, TASK FORCE OLYMPIA (TFO), MOSUL, IRAQ
SJA, TFO, MOSUL, IRAQ
CHIEF OF STAFF, TFO, MOSUL, IRAQ
PM, STRYKER BRIGADE COMBAT TEAM (SBCT), MOSUL, IRAQ
SJA, SBCT, MOSUL, IRAQ
CDR, SBCT, MOSUL, IRAQ
CID LNO, MNC-I

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL - 0060-04-CID389-80663-5C2B

DRAFTER: [REDACTED] b7c-1,66-1
RELEASER: [REDACTED]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 1 FEB 2004/0001 - 25 FEB 2004/2400; UNKNOWN LOCATION, IVO TALL
AFAR, IRAQ

— 2. DATE/TIME REPORTED: 13 MAY 2004, 1115

3. INVESTIGATED BY: SA [REDACTED] SA [REDACTED], SA [REDACTED] b7c-1,66-1,62
[REDACTED]; SA [REDACTED]

4. SUBJECT: 1. (UNKNOWN); [ASSAULT]

5. VICTIM: 1. (UNKNOWN); IRAQI, M; WHITE; XZ (NFI) [ASSAULT]

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED
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0000097

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DATE: 29 MAY 04
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SJA, TFO, MOSUL, IRAQ
CHIEF OF STAFF, TFO, MOSUL, IRAQ
PM, STRYKER BRIGADE COMBAT TEAM (SBCT), MOSUL, IRAQ
SJA, SBCT, MOSUL, IRAQ
CDR, SBCT, MOSUL, IRAQ
CID LNO, MNC-I

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL - 0060-04-CID389-80663-5C2B

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

67C-1,66-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 1 FEB 2004/0001 - 25 FEB 2004/2400; UNKNOWN LOCATION, IVO TALL, AFAR, IRAQ

2. DATE/TIME REPORTED: 13 MAY 2004, 1115

3. INVESTIGATED BY: SA [REDACTED], SA [REDACTED], SA [REDACTED]
[REDACTED] SA [REDACTED]

67C-1,66-1,62

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5. VICTIM: 1. (UNKNOWN); IRAQI, M; WHITE; XZ (NFI) [ASSAULT]

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0000099

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