

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

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

SUSPENSE DATE (YYYYMMDD)

2004/01/27

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. THRU JAG, 1AD APO AE 09324
 2. TO 323D CID APO AE 09324
 3. FROM B Btty, 4th Bnm 1st FA 1AD, Baghdad Iraq

4. USACRC CONTROL NUMBER 0041-03-CID899-63500
 5. MP REPORT NUMBER
 6. SUB-INSTALLATION IDENTIFIER

To be completed by the commander or supervisor of the subject identified below and in corresponding MP/CID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in block 15, Remarks, which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

7. NAME OF SUBJECT (Last, First, MI) [REDACTED]
 8. GRADE PFC
 9. SSN [REDACTED]
 10. DATE OF BIRTH (YYYYMMDD) [REDACTED]

11a. OFFENSE(s)

11b. DATE OF OFFENSE(s)

ART 128 UCMJ: Assault

2003/06/24

ART 92, UCMJ Dereliction of Duty

2003/06/24

12. ACTION TAKEN

☐ a. * NONE ☐ (1) INSUFFICIENT EVIDENCE ☐ (2) OTHER (Explain in Remarks)

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).

☐ b. ADMINISTRATIVE

REFERRED TO (Check appropriate blocks)

DATE REFERRED (YYYYMMDD)

DATE RESPONDED (YYYYMMDD)

F = FAMILY ADVOCACY		
D = DRUG/ALCOHOL ABUSE		
S = SPECIAL REFERRAL		
E = EQUAL OPPORTUNITY		
L = LEGAL OFFICE		
M = MENTAL HEALTH		
R = RELIEF AGENCY		

☐ c. NONJUDICIAL (Article 15, UCMJ)

☐ COMPANY GRADE ☒ FIELD GRADE ☐ SUMMARIZED
☐ GCM AUTHORITY ☐ GENERAL OFFICER

☐ d. JUDICIAL (If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL
☐ SPECIAL COURT-MARTIAL ☐ CIVIL COURT

13. JUDICIAL FINDINGS

☒ GUILTY ☐ DISMISSED
☐ NOT GUILTY ☐ OTHER (For example, guilty of a lesser included offense. Explain in Remarks.)

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING
☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED \$ / MONTHS
☒ f. REDUCED FROM E-3 TO E-1 ☐ g. EXTRA DUTY FOR DAYS ☐ h. RESTRICTED FOR DAYS
☐ i. CORRECTIONAL CUSTODY FOR DAYS ☐ j. CONFINED YEARS MONTHS
☐ k. PUNITIVE DISCHARGE ADJUDGED TYPE:
☐ l. ADMINISTRATIVE DISCHARGE EFFECTIVE DATE
☐ m. OTHER (For example, suspension of driving privileges. Explain in Remarks.)

KS
Position received via Telephonic from CPT [REDACTED]

67C100-8

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER
CPT [REDACTED]

16b. SIGNATURE

SA [REDACTED] for CPT [REDACTED]

16c. DATE OF REPORT (YYYYMMDD)

2003/01/27

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8. GRADE
SSG

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REFERRED TO (Check appropriate blocks)

DATE REFERRED (YYYYMMDD)

DATE RESPONDED (YYYYMMDD)

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<input type="checkbox"/> E = EQUAL OPPORTUNITY		
<input type="checkbox"/> L = LEGAL OFFICE		
<input type="checkbox"/> M = MENTAL HEALTH		
<input type="checkbox"/> R = RELIEF AGENCY		

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☐ COMPANY GRADE
☐ GCM AUTHORITY

☐ FIELD GRADE
☐ GENERAL OFFICER

☐ SUMMARIZED

☐ d. JUDICIAL (If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)

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☐ b. ADMONITION

☐ (1) ORAL

☐ (2) IN WRITING

☐ c. DETENTION

☐ d. FORFEITURE

☐ e. FINED \$

/ MONTHS

☐ f. REDUCED FROM

TO

☐ g. EXTRA DUTY FOR

DAYS

☐ h. RESTRICTED FOR

DAYS

☐ i. CORRECTIONAL CUSTODY FOR

DAYS

☐ j. CONFINED

YEARS

MONTHS

☐ k. PUNITIVE DISCHARGE ADJUDGED TYPE:

☐ l. ADMINISTRATIVE DISCHARGE

EFFECTIVE DATE

☐ m. OTHER (For example, suspension of driving privileges. Explain in Remarks.)

15. REMARKS

Disposition received via Telephonic from CPT [REDACTED] b7C/b6-8

b7C/b6-8
16a. TYPED NAME AND GRADE OF COMMANDING OFFICER

CPT [REDACTED] b7C/b6-8

16b. SIGNATURE

SA [REDACTED] for CPT [REDACTED] b7C/b6-8

16c. DATE OF REPORT (YYYYMMDD)

2003/01/27

CIOP-OP (195)

16 August 2003

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL - 0041-03-CID899-63500 -
5C2B/5Y2D1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 21 Jun 2003/1200Z ; Iraq Museum of Military History, Hartia neighborhood,
Baghdad, Iraq, Grid Coordinates MB4056685295B

DATE/TIME REPORTED: 24 Jun 2003/0430Z

INVESTIGATED BY: SA [REDACTED]

SUBJECT: 1. [REDACTED] PFC; [REDACTED]
[REDACTED]; M; OTHER; B BATTERY, 4TH BATTALION, 1ST FIELD
ARTILARY; 1ST ARMORED DIVISION, BAGHDAD, IRAQ; [CT][ASSAULT]
[DERELICTION OF DUTY][FOUNDED]

SUBJECT: 2. [REDACTED] SSG; [REDACTED]
[REDACTED]; M; OTHER; B BATTERY, 4TH BATTALION, 1ST FIELD
ARTILARY; 1ST ARMORED DIVISION, BAGHDAD, IRAQ; [CT][ASSAULT]
[DERELICTION OF DUTY][FOUNDED]

VICTIM: 1. [REDACTED] CIVILIAN; [REDACTED]
[REDACTED] BAGHDAD, IRAQ
[ZZ][ASSAULT]

INVESTIGATIVE SUMMARY:

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE THAT SSG
[REDACTED] AND PFC [REDACTED] COMMITTED THE OFFENSE OF ASSAULT AND
DERELICTION OF DUTY WHEN THEY ASSAULTED AN IRAQI CIVILIAN WHO
HAD BEEN TAKEN INTO CUSTODY OF THE US ARMY

STATUTES:

Article 128, UCMJ: Assault

Article 92, UCMJ: Dereliction of Duty

CIOP-OP

SUBJ: CID REPORT OF INVESTIGATION: 0041-03-CID899-63500

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigative Report (AIR) of SA [REDACTED] b7C1b6-1, 16 Aug 03, detailing his receipt of the initial complaint, interview of witness and subjects, crime scene examination and the seizure of the weapons used by PFC [REDACTED] b7C1b6-5 and SSG [REDACTED] b7C1b6-5.

2. Medical examination reports concerning Mr. [REDACTED] b7C1b6-4, 21 Jun 03, detailing the contusion and abrasions of his nasal passage.

3. Sworn statements obtained by 15-6 officer from PFC [REDACTED] b7C1b6, PFC [REDACTED] b7C1b6, PFC [REDACTED] b7C1b6, PFC [REDACTED] b7C1b6, PFC [REDACTED] b7C1b6, SPC [REDACTED] b7C1b6, SPC [REDACTED] b7C1b6, SGT [REDACTED] b7C1b6, SGT [REDACTED] b7C1b6, SSG [REDACTED] b7C1b6, and SSG [REDACTED] b7C1b6 denying seeing any type of assault.

4. Sworn statements obtained by 15-6 officer from PFC [REDACTED] b7C1b6, PFC [REDACTED] b7C1b6, PFC [REDACTED] b7C1b6, SPC [REDACTED] b7C1b6, SGT [REDACTED] b7C1b6-4 and SGT [REDACTED] b7C1b6 detailing witnessing the assault on Mr. [REDACTED] b7C1b6-4.

5. Sworn statement of PFC [REDACTED] b7C1b6, 27 Jun 03, detailing witnessing SSG [REDACTED] b7C1b6 point his loaded M-16 at Mr. [REDACTED] b7C1b6, SSG [REDACTED] b7C1b6 attempt to get Mr. [REDACTED] b7C1b6 to take a weapon so Mr. [REDACTED] b7C1b6 could be shot, and PFC [REDACTED] b7C1b6 hit Mr. [REDACTED] b7C1b6 in the face. b7C1b6-5 b7C1b6-5 b7C1b6-5

6. Sworn statement of PFC [REDACTED] b7C1b6, 27 Jun 03, detailing witnessing SSG [REDACTED] b7C1b6 attempt to get Mr. [REDACTED] b7C1b6 to take a weapon so Mr. [REDACTED] b7C1b6 could be shot, and PFC [REDACTED] b7C1b6 hit Mr. [REDACTED] b7C1b6 in the face. b7C1b6-5 b7C1b6-5 b7C1b6-5

7. Sworn statement of SGT [REDACTED] b7C1b6, 27 Jun 03, detailing witnessing SSG [REDACTED] b7C1b6 attempt to get Mr. [REDACTED] b7C1b6 to take a weapon, and PFC [REDACTED] b7C1b6 hit Mr. [REDACTED] b7C1b6 in the face. b7C1b6-5 b7C1b6-5 b7C1b6-5

8. Sworn statement of SPC [REDACTED] b7C1b6, 27 Jun 03, detailing witnessing SSG [REDACTED] b7C1b6 attempt to get Mr. [REDACTED] b7C1b6 to take a weapon, and PFC [REDACTED] b7C1b6 hit Mr. [REDACTED] b7C1b6 in the face, and stepping between Mr. [REDACTED] b7C1b6 and PFC [REDACTED] b7C1b6. b7C1b6-5 b7C1b6-5 b7C1b6-5

9. Sworn statement of SGT [REDACTED] b7C1b6, 27 Jun 03, detailing witnessing SSG [REDACTED] b7C1b6 attempt to get Mr. [REDACTED] b7C1b6 to take a weapon, and PFC [REDACTED] b7C1b6 hit Mr. [REDACTED] b7C1b6 in the face. b7C1b6-5 b7C1b6-5 b7C1b6-5

FOR OFFICIAL USE ONLY

00908

CIOP-OP

SUBJ: CID REPORT OF INVESTIGATION: 0041-03-CID899-63500

b7c-5
b7c-5 10. Sworn statement of PFC [REDACTED] b7C1b6-2, 27 Jun 03, detailing witnessing PFC [REDACTED] hit Mr. [REDACTED] in the face. b7C4b64

b7c-5 11. Sworn statement of PFC [REDACTED] b7C1b6-2, 27 Jun 03, detailing witnessing SSG [REDACTED] charge his M-16 and point it Mr. [REDACTED] head, attempt to get Mr. [REDACTED] b7C4b64 to take a weapon so Mr. [REDACTED] could be shot, and PFC [REDACTED] place an inoperable pistol to Mr. [REDACTED] head and say "bang", then hit Mr. [REDACTED] in the face. b7C1b6

b7c-5 12. Sworn statement of PFC [REDACTED] b7C1b6, 28 Jun 03, detailing witnessing PFC [REDACTED] hit Mr. [REDACTED] in the face, and denying any mistreatment of Mr. [REDACTED] b7C4b64

b7c-5 13. Sworn statement of PFC [REDACTED] b7C1b6-5, 21 Jun 03, admitting to hitting Mr. [REDACTED] and none waiver statement, 28 Jun 03. b7C4b64

14. Sworn statement of SSG [REDACTED] b7C1b6-5 dated 21 Jun 03 and 28 Jun 03 denying any involvement in mistreatment of Mr. [REDACTED] b7C4b64

15. Photographic log and Compact disk comprised of 33 photographs (photographs 0001 - 0012 and 1251-1301). (Museum, guard shack, Mr. [REDACTED] injuries, and Weapons confiscated by 4/1 FA.) (USACRC File Copy Only) b7C1b64

b7c-3 16. DA Form 4137, Evidence/Property Custody Document (ECD), Voucher Number (VN) 198-03, detailing the chain of custody of the two revolvers received from CPT [REDACTED] (File and USACRC Only)

17. Photographic line up.

Not Attached:

Retained in Evidence Depository;

18. Item 1, Evidence Document Number, VN 198-03; revolver

19. Item 2, Evidence Document Number, VN 198-03; revolver.

The originals of exhibit 1, 5 through 15, and 17 are attached to the USACRC copy of this report

The original of Exhibit 2 is retained in the medical records of BAS.

b7c-5 The originals of exhibit 3 and 4 are retained in the files of the 15-6 officer, CPT [REDACTED] B Battery, 4/1 Field Artillery, 1st Armored Division.

The original of Exhibit 16 is retained in the files of the evidence depository.

FOR OFFICIAL USE ONLY

CIOP-OP

SUBJ: CID REPORT OF INVESTIGATION: 0041-03-CID899-63500

STATUS: This is a final report. Commander's Report of Disciplinary Action Taken (DA Form 4833) is pending.

Report Prepared By:

Report Approved By:

b7c b6 - 1
Special Agent, *b2*

b7c b6 - 1
Special Agent in Charge

DISTRIBUTION:

- 1 - DIR, USACRC (original), Fort Belvoir, VA 22060
- 1 - THRU: CDR, 4 Battalion, 1st Field Artillery, 1st AD, Baghdad, Iraq
TO: CDR, B Battery, 4 Battalion, 1st Field Artillery, 1st AD, Baghdad, Iraq
- 1 - THRU: CDR, 10th MP Bn (CID)(FWD), APO AE 09336
TO: CDR, 3rd MP Group (CID)(FWD), APO AE 09336
- 1 - SJA (ATTN: LTC *b7c b6 - 1*) APO AE 09324
- 1 - PMO (ATTN: LTC *b7c b6 - 1*) APO AE 09324
- 1 - File

FOR OFFICIAL USE ONLY

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0041-03-CID-899-63500

PAGE 1 OF 5 PAGES

DETAILS

Basis of Investigation: About 0430z, 26 Jun 03, SJA, 1st Armored Division notified this office that soldiers in B Battery, 4th Battalion, 1st Field Artillery, 1st Armored Division had committed violations of Law of Armed Conflict.

About 1000z, 26 Jun 03 SA [REDACTED] b7c, b6-1, this office, contacted CPT [REDACTED] b7c, b6 B Battery, 4th Battalion, 1st Field Artillery, 1st Armored Division, who stated that US Soldiers from B Battery, 4/1 Field Artillery, 1st AD occupy Four Heads Palace, Baghdad, Iraq. About 21 Jun 03, soldiers from B Battery, 4/1 Field Artillery, 1st AD had received sniper fire and responded to a museum 200 meters from the perimeter of Four Head Palace, where it was suspected the sniper fire had originated. An Iraqi civilian was taken into custody as a suspect and several weapons confiscated. While in custody the civilian was struck and threatened by two U.S. soldiers. The civilian had been hired by the U.S. Army to guard the museum, which was actually the Museum of Iraqi Military History. There were nineteen witnesses to this incident of U.S. Soldiers assaulting an Iraqi civilian. In addition to the nineteen witnesses there were two statements from the suspects involved in this incident. CPT [REDACTED] provided SA [REDACTED] with twenty-one statements of soldiers from B Battery, 4th Battalion, 1st Field Artillery, 1st Armored Division. These statements had been obtained by CPT [REDACTED], platoon leader, B Battery, 1st Battalion, 4th Field Artillery, 1st Armored Division, who had been assigned as the 15-6 officer to investigate this incident. CPT [REDACTED] provided the statements to CPT [REDACTED] b7c, b6

About 1045z, 26 Jun 03, SA [REDACTED] b7c, b6-1 reviewed a Standard Form 600, (Chronological Record of Medical Care) provided by CPT [REDACTED] CPT (DR) [REDACTED] b7c, b6-1, who treated and released [REDACTED] b7c, b6, authored this form (Exhibit 2). b7c, b6-8

About 1100z, 26 Jun 03, SA [REDACTED] b7c, b6-1 reviewed the statements obtained by CPT [REDACTED] b7c, b6, at which time it was discovered that twelve of the soldiers who had responded to this incident were present at the museum but did not witness any assault or threats being made to the civilian. These twelve soldiers were of B Battery, 4 Battalion, 1st Field Artillery, 1st Armored Division. They were PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, SPC [REDACTED] b7c, b6, SPC [REDACTED] b7c, b6, SGT [REDACTED] b7c, b6, SSG [REDACTED] b7c, b6, and SSG [REDACTED] b7c, b6. These soldiers were on post around the museum and did not have any pertinent information for this investigation (Exhibit 3). Additionally, seven of the sworn statements obtained by CPT [REDACTED] b7c, b6, did pertain to this investigation. PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, PFC [REDACTED] b7c, b6, SPC [REDACTED] b7c, b6, SGT [REDACTED] b7c, b6, and SGT [REDACTED] b7c, b6 provided these seven statements (Exhibit 4).

About 0555z, 27 Jun 03, SA [REDACTED] b7c, b6-1 interviewed PFC [REDACTED] b7c, b6

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] b7c-1, b6-1, b2		ORGANIZATION 323 RD MP DET (CID) (DSE), APO AE 09324- 2955	
SIC [REDACTED] b7c-1, b6-1	DATE 16 August 2003	EXHIBIT 1	00911

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

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PAGE 2 OF 5 PAGES

b7c b6
[REDACTED] B Battery, 4/1 Field Artillery, 1AD, Four Heads Palace, Baghdad, Iraq, who provided a sworn written statement (Exhibit 5) detailing his witnessing PFC [REDACTED] take an old pistol and stick it to a civilian detainees head and say "bang", and later walking back up to the detainee and strike him in the face. PFC [REDACTED] also saw SSG [REDACTED] take the same pistol and attempt to give it to the detainee in order to justify shooting the detainee. SSG [REDACTED] also placed his M-16 rifle to the detainees head, charge the M-16, at which time PFC [REDACTED] heard the safety of the M-16 click off.

b7c b6
About 0625z, 27 Jun 03, SA [REDACTED] this office, interviewed PFC [REDACTED] B Battery, 4/1 Field Artillery, 1 AD, Four Heads Palace, Baghdad, Iraq, who provided a sworn written statement (Exhibit 6) detailing witnessing SSG [REDACTED] attempt to hand a civilian detainee an old gun and telling PFC [REDACTED] and [REDACTED] to shoot the detainee if he took the gun from SSG [REDACTED].

b7c b6
About 0633z, 27 Jun 03, SA [REDACTED] interviewed SGT [REDACTED] B Battery, 4/1 Field Artillery, 1 AD, Four Heads Palace, Baghdad, Iraq, who provided a sworn written statement (Exhibit 7) detailing seeing PFC [REDACTED] hit a civilian detainee in the face and witnessing SSG [REDACTED] ask the detainee if he had fell down. SGT [REDACTED] also detailed seeing SSG [REDACTED] attempt to get [REDACTED] to take an old revolver, and witnessing SPC [REDACTED] step in between the civilian detainee and PFC [REDACTED].

b7c b6
About 0705z, 27 Jun 03, SA [REDACTED] interviewed SPC [REDACTED] B Battery, 4/1 Field Artillery, 1 AD, Four Heads Palace, Baghdad, Iraq, who provided a sworn written statement (Exhibit 8) detailing seeing SSG [REDACTED] attempting to get a civilian detainee to take an old pistol. SPC [REDACTED] also detailed seeing PFC [REDACTED] hit the civilian detainee in the face, and moments later SPC [REDACTED] stepped between PFC [REDACTED] and the civilian detainee to stop any further violence.

b7c b6
About 0715z, 27 Jun 03, SA [REDACTED] interviewed SGT [REDACTED] B Battery, 4/1 Field Artillery, 1 AD, Four Heads Palace, Baghdad, Iraq, who provided a sworn written statement (Exhibit 9) detailing seeing SSG [REDACTED] wave a weapon at a civilian detainee in an attempt to get the civilian to take the weapon. SGT [REDACTED] witnessed PFC [REDACTED] hit the civilian in the face, which was witnessed by SSG [REDACTED], who did nothing to correct the action of PFC [REDACTED] but instead taunted the civilian. SGT [REDACTED] also detailed how PFC [REDACTED] came to the civilian's defense stepping between the civilian and PFC [REDACTED].

b7c b6
About 0732z, 27 Jun 03, SA [REDACTED] interviewed PFC [REDACTED] B Battery, 4/1 Field Artillery, 1 AD, Four Heads Palace, Baghdad, Iraq, who provided a sworn

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] *b7c b6-1 b2*

ORGANIZATION

323RD MP DET (CID) (DSE), ,
APO AE 09324- 2955

SIGNATURE

[REDACTED] *b7c b6-1 b2*

DATE

16 August 2003

EXHIBIT

1

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0041-03-CID-899-63500

PAGE 4 OF 5 PAGES

DETAILS

b7C166-4
[REDACTED] was interviewed at his place of employment, the Museum of Iraqi Military History. Mr. [REDACTED] stated that the US Army had employed him as a security guard to protect the Museum of Iraq Military History, located at grid coordinates MB4056685295. About 1900 on 21 Jun 03 US Army soldiers came to the museum and captured him. They took away an AK-47 that he had been given to guard the museum. Soldiers placed him in a crouch position on the sidewalk in front of the museum with his hands on his head, fingers interlocked. A soldier walked up stuck a gun to his head and said something and walked away. Another soldier tried to get him to take a pistol, which he did not do. Mr. [REDACTED] was looking down at the sidewalk when an unknown soldier struck him in the face. The blow forced his backwards and through the sidewall of a small aluminum guard shack. This caused him pain and bleeding from his nose. Soldiers took the soldier who struck him away. He was taken to some American doctors who looked at his injuries, and let him go. His AK-47 was given back to him. When Mr. [REDACTED] was allowed to return to the museum he discovered that his living area had been forcibly entered, ransacked, and several items stolen. The door to Mr. [REDACTED] living area had been kicked in and \$50,000 Iraqi Denar were stolen along with a Brownie pistol with white handles, (or white something, The linguist was unable to understand what was white on this gun). The money had been in a small dark blue gym type bag on a shelf in a cabinet in [REDACTED] sleeping area. The pistol had been on the same shelf as the money. Also, several weapons belonging to the museum had been stolen.

b7C166-1
Photographs: About 0945z, 28 Jun 03, SA [REDACTED] exposed 21 color photographs of weapons seized (Exhibit 15) by B Battery, 4/1 Field Artillery, 1AD, during the raid on the Iraqi Museum of Military History. Additionally, photographs were exposed of the museum from one of the guard post that has received sniper fire in the past. About 1020z, 29 Jun 03, SA [REDACTED] took several color photographs of the museum, (Exhibit 15) the damaged guard shack, where [REDACTED] head went through the side of the guard shack, blood on the sidewalk, and shoe impressions on the door of [REDACTED] office.

b7C166-1
Evidence Collected: About 1128z, 28 Jun 03, SA [REDACTED] collected two revolvers from CPT [REDACTED] B Battery, 4/1 Field Artillery, 1AD, Four Heads Palace, Baghdad, Iraq. The revolvers were documented on DA Form 4137, Evidence/Property Custody Document (Exhibit 16).

Conditions of The Scene: The Iraqi Museum of Military History is beige stucco and cement two-story building. This building sits on a compound of approximately 2 acres. There is one other outbuilding on this compound. The compound has a security wrought iron fence surrounding it with an open gate at the main entrance. To the west of the gate, and on the outside of the wrought iron fence, is an aluminum guard shack with a door and glass windows, that is approximately 10'x10'. To enter the museum it is necessary to go up several steps. [REDACTED] office is to the east. The office had a solid core wooden door. The door is equipped with a standard Iraqi lock and handle, which

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] **b7C166, b2**

ORGANIZATION

323RD MP DET (CID) (DSE), ,
APO AE 09324- 2955

SIGNATURE

DATE

16 August 2003

EXHIBIT

1

CID FORM 94

ACLU-RED-17128 p.12

FOR OFFICIAL USE ONLY

00914

DODDOACID 007027

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0041-03-CID-899-63500

PAGE 5 OF 5 PAGES

DETAILS

are smaller than the standard American lock and handle.

Crime Scene Examination: About 1015z, 29 Jun 03, SA [REDACTED] and SA [REDACTED] conducted a crime scene examination. There was dried blood observed on the sidewalk near the eastern edge of the guard shack. In this area there was a large dent in the side of the guard shack. This is consistent with Mr. [REDACTED] story of being pushed through the side of the guard shack. Upon examining Mr. [REDACTED] office it was noted that the door had been forced open. The lock was still locked, and the door's striker was missing and obviously pulled from the wooden door. There was a fresh footwear impression on the door. SA [REDACTED] photographed this (Exhibit 15) impression. An examination of this impression revealed very tight (small space between lines) parallel lines that run from shoe edge to shoe edge. This was not a standard issue US Government Desert combat boot pattern.

About 0630z, 11 Aug 03, SA [REDACTED] conducted a photographic line up for Mr. [REDACTED] at the Iraqi Museum of Military History (Exhibit 17). Mr. [REDACTED] complained that this incident had occurred over a month ago and he was not sure he could recognize anyone. He also stated that the US Soldiers knew who was responsible for this incident as they had taken them away shortly after the assault occurred. Mr. [REDACTED] viewed the line up and was unable to pick out any suspects. He did point at [REDACTED] photograph and state that the suspect looked like him, but bigger. The photo line up was conducted with the help of an interpreter Mr. [REDACTED], Titan Corporation Contractor for the U.S. Army assigned to the 10th MP Battalion, Baghdad, Iraq.

About 1500z, 13 Aug 03, I was able to coordinate with SJA, CPT [REDACTED], who opined to title both SSG [REDACTED] and PFC [REDACTED] with dereliction of duty and assault.

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

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED]		ORGANIZATION 323 RD MP DET (CID) (DSE), , APO AE 09324- 2955	
SIGNATURE [REDACTED]		DATE 16 August 2003	EXHIBIT 1

00915

Page(s)

14

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

00916

Page(s)

15-76

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

0091'7

SWORN STATEMENT

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

LOCATION CID OFFICE, BIAP, IRAQ	DATE 27 Jun 03	TIME 0955	FILE NUMBER 0041-03-C10899-63500
LAST NAME, FIRST NAME, MI [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS E-3	

ORGANIZATION OR ADDRESS

B-4/1 F.A

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

I was called on Q.R.F at approximately 1600 on Jun 21st 2003 when I arrived I was sent to clear a building. After the building was cleared I walked back down to where we had [REDACTED] there was a detainee being held. I sat directly in front of the detainee beside SGT. [REDACTED] who was guarding him. Spc. [REDACTED] had brought some weapons out of the building he was apart of clearing PFC [REDACTED] then took one of the weapons that had been taken from the building and placed it to the detainee's head and said "Bang". When PFC [REDACTED] was walking away SSG [REDACTED] then took the pistol and tried to give to the detainee so he could shoot him. He kept saying "take it so we can shoot you". He tried repeatedly to give him the weapon. Finally when SSG [REDACTED] walked away PFC [REDACTED] then walked up to the detainee and said "Are you the one who keeps shooting at us!" And then punched him in the face. At no time was the detainee doing anything wrong. He did everything that was asked of him. He was sitting indian style with his hands on his head the whole time. Even when he was punched.

While SSG [REDACTED] was harassing the detainee he also placed his weapon about 6" from the detainees head with a round chambered on semi [REDACTED]

Q. WHAT WERE CLEARING THE BUILDING OF.

A. SOMEONE SPOTTED SOME ONE WITH AN AK-47 IN AN ELECTRICAL SUBSTATION.

EXHIBIT	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] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF 4 PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

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STATEMENT OF

TAKEN AT

CID office,

BMAP
DATED

27 JUN 03

9. STATEMENT (Continued)

Q. Describe the detainee.

A. IRAQI national, 5'7, 150 pounds, thin build male, approximately mid 20's.

Q. Where did he come from,

A. He was in a Guard shack guarding a museum,

Q. What building was the weapons brought out of?

A. The museum.

Q. ~~What~~ were these antiques, or functional weapons?

A. No they were burnt, non functioning. In fact the pistol in question had the stock burned off.

Q. Where is that pistol now?

A. I believe the BC has it.

Q. Is this the weapon that PFC ~~██████████~~ held to the detainee's head.

A. Yes it is.

Q. Is this the pistol that SSG ~~██████████~~ tried to get detainee to take.

A. Yes.

Q. Why did ~~██████████~~ want to shoot him?

A. I can't answer that, I don't know.

Q. Was he serious about shooting him,

A. In my opinion, yes.

Q. Were you scared

A. Yes. I thought he was going to shoot him. Yes.

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 4 PAGES

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

STATEMENT OF

TAKEN AT

CID office BIAP

DATED

27 JUN 03

9. STATEMENT (Continued)

Q. DID SSG [REDACTED] ASKED THE DETAINEE IF HE WAS THE ONE THAT ONE THAT KEEP SHOOTING AT "US?"

A. THAT WAS PFC [REDACTED] JUST before he punched him.

Q. WHERE DID he punch him.

A. IN THE FACE. THE DETAINEE'S NOSE WAS BLEEDING. PFC [REDACTED] WAS BETWEEN ME AND THE DETAINEE, I SAW HIS ARM SWING, THE DETAINEE FALL BACK, THEN PFC [REDACTED] MOVED, AND THE DETAINEE'S NOSE WAS BLEEDING.

Q. HAVE YOU GUYS BEEN SHOT AT?

A. YES.

Q. A LOT?

A. NO. NOT ENOUGH FOR THIS.

Q. WAS THE DETAINEE COMPLIANT WITH YOUR REQUEST?

A. YES. COMPLETELY. EVERY THING ASKED OF HIM, HE DID.

Q. HOW CAN I FIND HIM?

A. I DON'T KNOW. OUR FIRST SERGEANT TALKED TO HIM.

Q. WHATS YOUR FIRST SERGEANTS NAME,

A. 1ST [REDACTED]

Q. DID PFC [REDACTED] EVER POINT A WEAPON AT THE DETAINEE?

A. JUST THAT PISTOL, NOT HIS PERSONAL WEAPON.

Q. DID SSG [REDACTED] EVER POINT A WEAPON AT THE DETAINEE?

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 4 PAGES

b7c/b6/4

0041-03-CID899-6350

STATEMENT OF

TAKEN AT

CID OFFICE BAP

DATED

27 JUN 03

9. STATEMENT (Continued)

A. YES, HE POINTED HIS OWN WEAPON AT HIM.

Q. WHAT TYPE OF WEAPON IS HIS OWN WEAPON?

A. M-16

Q. WAS THERE A MAGAZINE IN IT?

A. YES, PLUS, HE HAD PULLED THE CHARGING HANDLE, AND I HEARD THE WEAPON CLICK ONE TIME TO THE SEMI AUTOMATIC POSITION.

Q. YOU HEARD THE SAFETY CLICK OFF?

A. YES.

Q. IS THERE ANYTHING ELSE YOU WOULD LIKE TO ADD TO THIS STATEMENT.

A. YES. I THINK THIS WHOLE INCIDENT WAS STARTED BY SSG [REDACTED] b7c/b6-5 I DON'T THINK [REDACTED] b7c/b6-4 WOULD HAVE DONE WHAT HE DID IF SSG [REDACTED] b7c/b6-5 HAD NOT CLF DONE WHAT HE DID.

Q. ANYTHING ELSE YOU WOULD LIKE TO ADD.

A. NO. THAT IS IT.

AFFIDAVIT

I, [REDACTED] b7c/b6-4, 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] b7c/b6-5
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of JUNE, 2003 at CID OFFICE, BAP, IDAQ

ORGANIZATION OR ADDRESS

[REDACTED] b7c-1 b6-1
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED] b7c-1 b6-1 SA
(Typed Name of Person Administering Oath)

ARTICLE 136, UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE

4 OF 4

PAGES

SWORN STATEMENT

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

LOCATION CID OFFICE, D MAIN BIAP, IRAQ	DATE 27 June 03	TIME 0625Z	FILE NUMBER 0041-03-899-63500
LAST NAME, FIRST NAME, MI [REDACTED] K116	SOCIAL SECURITY NUMBER [REDACTED] K116	GRADE/STATUS E3/PFC	
ORGANIZATION OR ADDRESS B. Battery 41 FA,			

I, [REDACTED] K116 want to make the following statement under oath:

on 21 of June I was on ORF when we were called to find out about some people firing (AK47) when we got there there was a person with his hands up we took him outside and sit him down with his hands on his head and persuaded to look inside the building when I came out about 1/2 hr. later SSg [REDACTED] and PFC [REDACTED] were messing with the man telling him to look at them then PFC [REDACTED] would tell him to put his fucking head down they did this about 5 to 6 times. after that PFC [REDACTED], SP4 [REDACTED] and I went back in the building to see if we look at everything we found 2 hand guns that were in OP we took them outside and put them down SSg [REDACTED] Pick one of the hand guns up and tried to give it to the man and told PFC [REDACTED] and PFC [REDACTED] If the man took it to shoot him he tired 5 or 6 times and the man kept saying no so SSg [REDACTED] gave the gun to PFC [REDACTED] and told him to give the man it but the man still said no then PFC [REDACTED] put it back on the ground about 20 feet away and started to walk to the man when he got about 2 foot away he said to the man If he was the man shooting at his people then SSg [REDACTED] hit the man as hard as he could and moved away after that PFC [REDACTED] and SSg [REDACTED] moved back and moved [REDACTED] side said that they were going to say the man fell and hit his face and started [REDACTED] Joking about it from that day they talk about what their story is going to be.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C116	PAGE 1 OF 4 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 OF ANOTHER COPY OF THIS FORM.

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STATEMENT OF

TAKEN AT

0625 Z

DATED

27 JUN 03

9. STATEMENT (Continued)

SSG [REDACTED] was also asked by TOP and LT if he saw PFC [REDACTED] hit the man and he said no 2 times but he moved me and him and was looking at the man we were about 2 feet away and SSG [REDACTED] did not try to stop PFC [REDACTED].

Q: DESCRIBE PFC [REDACTED] CON?

P: I think he is HALF BLACK AND HALF WHITE, MEDIUM BUILD ABOUT 5'9", COCKY ATTITUDE, HE IS IN 1ST PLT, B. BTRY, 41 FA.

Q: DESCRIBE PFC [REDACTED]?

A: HE IS SAMOAN, ABOUT 5'11" REAL BIG BUILD, SOMETIMES HE HAS A GOOD ATTITUDE BUT SOMETIMES HE HAS AN ANGER PROBLEM, HE WILL GO OFF AT ANYTHING, IF YOU LOOK AT HIM WRONG HE'LL START YELLING, THROWING STUFF BREAKING STUFF.

Q: DESCRIBE SSG [REDACTED]?

A: HE IS JAMAICAN, A LITTLE SHORTER THAN I AM, SKINNY HE IS COCKY, THINKS THAT HE CAN DO NO WRONG, PRETTY MUCH GUNG HO, HE IS MY SECTION CHIEF.

Q: DID YOU ACTUALLY SEE PFC [REDACTED] STRIKE THE DETAINEE?

A: YES.

Q: WHICH HAND DID HE STRIKE HIM WITH?

A: RIGHT HAND, OPEN HAND, STRUCK HIM A FULL SWING LIKE HE WAS PLAYING HANDBALL WITH HIM.

Q: WHERE DID HE STRIKE THE DETAINEE?

A: SQUARE IN THE FACE.

Q: DID THE DETAINEE DO ANYTHING PRIOR TO BEING HIT WHICH MAY HAVE REQUIRED PFC [REDACTED] TO DEFEND HIMSELF?

A: NO, HE WAS SITTING ON THE GROUND WITH HIS HANDS ON HIS HEAD WITH HIS FINGERS INTERTWINED.

Q: WHAT DID THE DETAINEE DO AFTER BEING STRUCK?

A: HE REMAINED SITTING AND LEANED HIS HEAD BACK TO TRY AND GET THE HIS NOSE TO STOP BLEEDING.

Q: DID SSG [REDACTED] WITNESS PFC [REDACTED] STRIKE THE DETAINEE?

A: YES.

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 4 PAGES

USE THIS PAGE IF NEEDED. IF THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO THE NEXT PAGE OF THE STATEMENT.

STATEMENT OF

TAKEN AT

0625 Z

DATED

27 JUN 03

9. STATEMENT (Continued)

Q: DID SSG [REDACTED] SAY ANYTHING TO PFC [REDACTED]?

A: NO, [REDACTED] JUST WALKED AWAY.

Q: WHAT WAS SSG [REDACTED] REACTION TO THE INCIDENT.

A: HE TOLD PFC [REDACTED] THAT THE DUDE HAD FELL ON HIS FACE AND THEY STARTED TO JOKE ABOUT IT WHEN PFC [REDACTED] RETURNED [REDACTED] AND [REDACTED] TOLD HIM THAT THE DETAINEE HAD TRIED TO GET UP AND MOVE AND HE FELL ON HIS FACE.

Q: DID THE DETAINEE TRY TO GET UP?

A: NO.

Q: WHY WOULD PFC [REDACTED] AND SSG [REDACTED] SAY HE DID?

A: THEY WERE MAKING UP A STORY TO PROTECT PFC [REDACTED].

Q: WHO TRIED TO GIVE THE HANDGUN TO THE DETAINEE?

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

Q: WAS THIS BEFORE OR AFTER PFC [REDACTED] STRUCK THE DETAINEE?

A: BEFORE, ABOUT FIVE MINUTES.

Q: WAS THE HANDGUN LOADED?

A: IT WAS WELDED AND INOPERABLE BECAUSE IT WAS TAKEN FROM A MUSEUM. WE DIDN'T KNOW IT WAS A MUSEUM WE JUST THOUGHT IT WAS A BUILDING WITH A LOT OF WEAPONS.

Q: WAS THE DETAINEE APPREHENDED IN POSSESSION OF AN OPERABLE FUNCTIONING WEAPON?

A: NO. CAME TO FIND OUT HE WAS A GUARD OF THE BLDG.

Q: DO YOU FEEL ANY SHOTS HAD COME FROM THE BUILDING?

A: NO, WE SEARCHED THE WHOLE BUILDING AND FAILED TO FIND ANY CASINGS OR WEAPONS OTHER THAN THE MUSEUM WEAPONS.

Q: HOW MANY TIMES DID SSG [REDACTED] TRY TO HAND THE DETAINEE THE HAND GUN?

A: ABOUT 5 OR 6 TIMES.

INITIALS OF PERSON MAKING STATEMENT

PAGE

3

OF

4

PAGES

STATEMENT OF

TAKEN AT

0625 Z

DATED

27 JUN 03

9. STATEMENT (Continued)

Q: WHY WAS HE TRYING TO GIVE THE DETAINEE THE HAND GUN? b7cibb4

A: SO THAT [REDACTED] AND [REDACTED] COULD SHOOT HIM. b7cibb4

Q: HOW DO YOU KNOW THAT WAS SSG [REDACTED] INTENT. b7cibb4

A: BECAUSE HE TOLD [REDACTED] AND [REDACTED] "I HE GRABS THIS GUN SHOOT HIM!" b7cibb4

Q: WHAT POSITION DID [REDACTED] AND [REDACTED] HAVE THEIR WEAPONS? b7cibb4

A: THEY BOTH WERE AIMING THEIR WEAPONS AT THE DETAINEE.

Q: FROM HOW FAR AWAY? b7cibb4

A: [REDACTED] ABOUT 2 FEET AWAY [REDACTED] ABOUT 5 MAYBE 6 FEET AWAY.

Q: WERE THEIR WEAPONS LOADED?

A: YES THEY WERE ON RED, LOCKED + LOADED.

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

A: I TALKED TO THE DETAINEE LATER AND HE ASKED WHY THEY DID WHAT THEY DID, AND I TOLD HIM I HAD NO IDEA.

Q: ANYTHING ELSE.

A: NO.

/// END OF STATEMENT (1111111111)

AFFIDAVIT

I, [REDACTED] b7cibb4, 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 27 day of JUN 03

at CID OFFICE, D-MAIN, BIAF

IRA Q [REDACTED]

(Signature of Person Administering Oath)

SA [REDACTED]

(Typed Name of Person Administering Oath)

ART 136 UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7cibb4

PAGE 4 OF 4 PAGES

SWORN STATEMENT

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

LOCATION CID OFFICE, BIAP, IAD, IRAQ	DATE 27 June 03	TIME 1033	FILE NUMBER 0041-03-CID 899-63500
LAST NAME, FIRST NAME, MI [REDACTED] b7C b6 b4	SOCIAL SECURITY NUMBER [REDACTED] b7C b6 b4	GRADE/STATUS E-5	
ORGANIZATION OR ADDRESS B 4-1 FA b7C b6 b4			

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

On the 21st of June 2003 at about 1800 hrs. our battery was called out as a Quick Reactionary Force. We were responding to people with AK 47's. Upon our arrival we got broken down into teams and my mission was to take PFC [REDACTED] b7C b6 b4, PFC [REDACTED] b7C b6 b4 and PFC [REDACTED] b7C b6 b4 and secure the back of the building. Once everything had gotten cleared my team was instructed to go to the roof top and look for anything suspicious to include AK 47 shells. We cleared and found nothing on the roof so I brought my team back down and saw that they had a detainee. I instructed PFC's [REDACTED] b7C b6 b4 and [REDACTED] b7C b6 b4 to return to the Howitzer to conduct security. As I started talking with SGT [REDACTED] b7C b6 b4 PFC [REDACTED] b7C b6 b4 approached the Detainee and said, "You shot at my friends." At that moment he hit the detainee and his head went through a aluminum shed. SSG [REDACTED] b7C b6 b4 asked the detainee, "what happened to you, did you fall and brake your nose?" PFC [REDACTED] b7C b6 b4 tried to approach the detainee again but SPC. [REDACTED] b7C b6 b4 got in the way and said that that was enough. As soon as we seen ISG [REDACTED] b7C b6 b4 come out of the building we all informed him of what had just happened.

Q. WHERE WERE THE PEOPLE WITH THE AK-47?

A. ACROSS THE STREET FROM THE 4 HEADS PALACE compound on The roof of a building

A. DID YOUR QRF FIND ANYONE?

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C b6 b4	PAGE 1 OF 4 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 OF ANOTHER COPY OF THIS FORM.

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STATEMENT OF

TAKEN AT

BIAP, IRAP, 27 JUN 03

9 STATEMENT (Continued)

A. YES, WE DETAINED A PERSON.

Q. Describe them?

A. IRAQI MALE, MUSTACH, DARK COMPLEXION, LONG HAIR, COMBED BACK, APPROXIMATELY 25 YEARS OLD.

Q. DID YOU SEE PFC [REDACTED] HIT THE DETAINEE?

A. YES. OPEN HAND ON HIS NOSE, IT PUSHED HIS HEAD BACK THROUGH AN ALUMINUM SHED.

Q. HOW WAS THE DETAINEE POSITIONED.

A. HE WAS SITTING, WITH HIS LEGS CROSSED. HIS HANDS WERE BEHIND HIS HEAD. [REDACTED]

Q. DO YOU KNOW IF THAT INJURED THE DETAINEE?

A. YES IT DID. IT MADE HIS NOSE BLEED. ONE SOLDIER GAVE UP A WASH CLOTH. I PUT WATER ON IT AND GAVE IT TO HIM. WE TOOK HIM TO 4/1 AID STATION.

Q. DID YOU TAKE HIM RIGHT AWAY?

A. NO. AFTER THE 1ST SERGEANT CAME OUT. HE AND I TOOK HIM TO BE TREATED. [REDACTED]

Q. DID YOU SEE SSG [REDACTED] WITH THE DETAINEE?

A. YES I DID.

Q. WHAT WAS HE DOING?

A. EGGING HIM ON. TRYING TO GIVE HIM AN OLD REVOLVER.

Q. WHY?

A. I DON'T KNOW. [REDACTED]

Q. WAS SSG [REDACTED] SAYING ANYTHING?

A. I DIDN'T HEAR IT.

INITIALS OF PERSON MAKING STATEMENT

PAGE

2 OF 4

PAGES

STATEMENT OF

TAKEN AT

BIAR, IRAQ

DATED

27 JUN 03

9. STATEMENT (Continued)

Q. DID YOU HEAR SSG [REDACTED] SAY ANYTHING?

A. AFTER [REDACTED] HIT DETAINEE HE ASKED HIM, "WHAT HAPPENED? DID YOU FALL AND BREAK YOUR NOSE."

Q. DO YOU KNOW IF SSG [REDACTED] SAW PFC [REDACTED] HIT THE DETAINEE?

A. YES. HE DID.

Q. DO YOU KNOW WHAT WOULD HAVE HAPPENED IF THE DETAINEE WOULD HAVE PICKED THE GUN UP?

A. NO. IT WAS AN OLD BURN'T UP REVOLVER.

Q. DO YOU FEEL SSG [REDACTED] WOULD HAVE HURT HIM.

A. I DON'T KNOW.

Q. WHERE IS THE GUN NOW?

A. I DON'T KNOW. ALL WEAPONS ARE TURNED IN TO THE BATTALION.

Q. YOU SAW SPC [REDACTED] STEP BETWEEN THE DETAINEE AND PFC [REDACTED], IS THAT CORRECT?

A. YES.

Q. WAS PFC [REDACTED] GOING TO ASSAULT THE DETAINEE AGAIN?

A. PROBABLY.

Q. IS THERE ANYTHING ELSE YOU LIKE TO ADD TO THIS STATEMENT?

A. NO. JUST THAT HE'S A GOOD SOLDIER. HEAT OF THE MOMENT GOT CAUGHT UP IN IT. IF SOMEONE WAS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE

3

OF

4

PAGES

STATEMENT OF

TAKEN AT

BIAP, Iraq

DATED

27 JUN 03

9. STATEMENT (Continued)

SHOOTING AT one of my soldiers, I would be upset also.

Q. Who got caught up in it?

A. PFC [REDACTED] b7cibb4

Q. Is he one of your soldiers?

A. He use to be, but now hes in a different section.

Q. HAS one of the soldiers in PFC [REDACTED] unit been shot at?

A. YES. one of our guard towers took fire the previous nights. A window got shattered 2 feet away from the guard.

Q. IS THERE anything else you would like to add?

A. JUST [REDACTED] has a bad rap. I think this is getting carried away. We dont know what our roll is in Iraq. We have to adapt and over come.

Q. ANYTHING ELSE you would like to add?

A. NO. THATS IT.

AFFIDAVIT

I, [REDACTED] b7cibb4

WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 4. I HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT 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:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of JUN 2003 at CID OFFICE, BIAP, IRAQ

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ARTICLE 136, UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 4 OF 4 PAGES

SWORN STATEMENT

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

LOCATION CID OFFICE, DWAIR BIAF, IRAO	DATE 27 June 83 b7C b6A	TIME 0705Z b7C b6A	FILE NUMBER 0041-03 C10899 63500
LAST NAME, FIRST NAME, MI [REDACTED] b7C b6A	SOCIAL SECURITY NUMBER [REDACTED] b7C b6A	GRADE/STATUS E-1	
ORGANIZATION OR ADDRESS B 4-1 FA [REDACTED] b7C b6A			

I, SPC [REDACTED]

want to make the following statement under oath:

As I was coming back into the palace we were stopped by our first Sergeant he said that he saw a guy in an old built down building with an AK-47 walking around. We gathered up a QRF and headed to the building. When we got there I and myself move to the front door we saw the individual standing there. We told him to come out with his hands up. As he exited the building we put him on the ground and searched him. After we searched him we put him against an ~~in~~ building in the shade and put a guard on him. The guard was told to shoot him if he moved. The rest of the QRF team went inside the building clearing rooms to make sure there was nobody else inside. After we finished our mission of clearing the building I went outside to get some water. As I walked back to the front of the building I saw SSG [REDACTED] taking one of the old weapons we found inside, sticking it in the detainee's face. He told him to take it. He tried 2 or 3 times to get him to take but he refused and did not move. PFC [REDACTED] was standing to the detainee's left and told him to put his head down. The detainee looked around some more. [REDACTED] b7C b6A said "I told you to put your fucking head down". The detainee did what he was asked. After he put his head down PFC [REDACTED] b7C b6A came out of the building and started walking towards the man. He said "you been shooting at us". At that time he open hand slapped the man in the face. The detainee

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C b6A	PAGE 1 OF 3 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 OF ANOTHER COPY OF THIS FORM.

EXHIBIT 8 JUL 1989
00930

STATEMENT OF

TAKEN AT

0705Z

DATED

27 JUN 83

9. STATEMENT (Continued)

b7c b64 nose started to bleed a lot. PFC [redacted] gave the man a rag to stop some of the bleeding. As he started to walk off SGT [redacted] dumped some water on the rag to clean the blood off of his hands and face. After he sat there for a minute SSG [redacted] PFC [redacted] started joking and laughing saying what did he do fall down.

Q: DID THE DETAINEE MAKE ANY AGGRESSIVE MOVES TOWARD PFC [redacted] PRIOR TO [redacted] HITTING HIM?

A: No, He WAS SITTING WITH HIS HANDS BEHIND HIS HEAD AS HE WAS TOLD TO DO WHEN WE FIRST DETAINED HIM.

Q: WAS THE WEAPON, SSG [redacted] TRIED TO GIVE THE DETAINEE LOADED?

A: No, it appeared to be welded.

Q: Do you feel THE DETAINEE WAS A THREAT TO YOUR UNIT?

A: No Sir.

Q: Why?

A: He did everything he was told and made no aggressive moves toward anyone?

Q: Do you know why the detainee was in the area?

A: He was a guard at the old museum.

Q: DID THE DETAINEE EVER TOUCH THE WEAPON SSG [redacted] TRIED TO GIVE HIM?

A: No Sir. All he did was look at it.

Q: WHAT KIND OF WEAPON DID SSG [redacted] TRY TO GIVE THE DETAINEE?

A: An old revolver.

Q: WHEN DESCRIBE HOW PFC [redacted] STRUCK THE DETAINEE?

A: A full swing with his right arm.

Q: WAS THE DETAINEE INJURED?

A: Yes, Sir, his nose started bleeding, and his nose started swelling up.

Q: DESCRIBE THE DETAINEE?

A: He is Iraqi, about 6 feet tall skinny, no glasses

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF

TAKEN AT

0705 Z

DATED

27 JUN 83

9. STATEMENT (Continued)

I CAN'T REMEMBER IF HE HAD A MUSTACHE. HE WAS WEARING A WHITE T-SHIRT, DARK BLUE PANTS AND SANDALS. b7C/b64
 Q: WHAT DID SSG [REDACTED] DO WHEN PFC [REDACTED] HIT THE DETAINEE? b7C/b64

A: HE DIDN'T DO ANYTHING, ABOUT TWO MINUTES LATER [REDACTED] AND PFC [REDACTED] STARTED SAYING "WHAT DID HE DO FALL DOWN" THEY THEY LAUGHING. b7C/b64

Q: DID SSG [REDACTED] SAY ANYTHING TO OTHER SOLDIERS WHEN HE ATTEMPTED TO HAND THE WEAPON TO THE DETAINEE?

A: I DIDN'T HEAR ANYTHING.

7C/b64 Q: DO YOU HAVE ANYTHING TO ADD TO THIS STATEMENT?

7C/b64 A: AFTER [REDACTED] HIT THE DETAINEE THE FIRST TIME HE STEPPED AWAY ABOUT 10 FEET AND TURNED AROUND AND STARTED TO COME BACK TOWARD THE DETAINEE I STEPPED IN FRONT OF [REDACTED] AND b7C/b64 TOLD HIM TO "LEAVE HIM ALONE, AND GO CALM DOWN". PELASASE THEN WALKED OFF.

Q: ANYTHING ELSE TO ADD?

A: NO.

/// /// /// /// END OF STATEMENT /// /// ///

b7C/b64

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.

7C/b64 [REDACTED]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of JUN 83

at CID OFFICE, D-MAIN, BIAP IRAG

7C/b64 [REDACTED]

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

7C-1 SA [REDACTED]

66-1

(Typed Name of Person Administering Oath)

ART. 136 UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [REDACTED] 7C/b64

PAGE

3 OF 3

PAGES

SWORN STATEMENT

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

LOCATION BIAP, IRAQ (CID OFFICE)	DATE 27 Jun 03	TIME 1115	FILE NUMBER 0041-03-CIDB49-63500
LAST NAME, FIRST NAME, MI [REDACTED] b7C/b64	SOCIAL SECURITY NUMBER [REDACTED] b7C/b64		GRADE/STATUS E5
ORGANIZATION OR ADDRESS 4/1ST FA, B BATTERY, 1ST AD, Ft Ft Riley, KS			
I, SGT [REDACTED] b7C/b64 want to make the following statement under oath:			

ON 21 Jun 03 at approx. 1745 the QRF was called to a mission to seize weapons and detain the individual who had them. Upon my arrival to the scene my 1SG put in charge of the detainee. Towards the end of the mission all of the other soldiers on the mission started to gather around my self and the detainee. And around 1815, a soldier PFC [REDACTED] b7C/b64 walked towards the detainee and while walking past a fellow soldier (PFC [REDACTED] b7C/b64) PFC [REDACTED] b7C/b64 ASKED PFC [REDACTED] b7C/b64 "is this the guy who has been shooting at us?". Then upon PFC [REDACTED] b7C/b64 answer of "yes, this is the dude." PFC [REDACTED] b7C/b64 got in the detainee's face and smacked him right on the nose and mouth, causing both his nose and mouth to bleed pretty bad. Then PFC [REDACTED] b7C/b64 walked off. PFC [REDACTED] b7C/b64 Section chief was sitting right next to PFC [REDACTED] b7C/b64 and also right beside the detainee. SSG [REDACTED] b7C/b64 said more or less nothing to PFC [REDACTED] b7C/b64, but instead he made jokes about the detainee along with PFC [REDACTED] b7C/b64 saying "What's wrong did you fall on trip and hit your face." Prior to this happening SSG [REDACTED] b7C/b64 was waving a weapon in front of the detainee trying to get him to take it.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C/b64	PAGE 1 OF 4 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 OF ANOTHER COPY OF THIS FORM.

STATEMENT OF

TAKEN AT

BIAP, IRAQ

DATED

27 JUN 03

9. STATEMENT (Continued)

Q. SSG [REDACTED] WAS WAVING A WEAPON AROUND, WHAT TYPE WAS IT, b7C/b6/b4

A. IT WAS A LITTLE HAND GUN THEY PICKED UP IN THE BUILDING. HE WAS WAVING IT, SAYING; "HERE. HERE, TAKE IT," TRYING TO GET HIM TO TAKE IT.

Q. DID THE WEAPON APPEAR TO BE IN WORKING ORDER?

A. NO. IT LOOKED LIKE IT BURNED UP IN THE FIRE.

Q. WHY DID SSG [REDACTED] WANT THE DETAINEE TO TAKE THE GUN, b7C/b6/b4

A. THEY WERE HARRASSING HIM. I THINK THEY WANTED HIM TO TAKE IT SO THEY COULD DO SOME HARM TO HIM.

Q. WHAT TYPE OF HARM? b7C/b6/b4

A. I THINK THEY WOULD HAVE BEAT HIM.

Q. DID THE DETAINEE DO ANYTHING TO PROVOKE THIS?

A. No.

Q. WHAT HAPPENED WHEN HE REFUSED TO TAKE THE WEAPON? b7C/b6/b4

A. SSG [REDACTED] JUST WALKED OFF AND SAT DOWN, END OF CLOSE TO THE DETAINEE.

Q. ANYTHING ELSE HAPPEN?

A. NO THATS ABOUT IT. b7C/b6/b4

Q. DID YOU SEE PFC [REDACTED] DO ANYTHING?

A. yes.

Q. WHAT, b7C/b6/b4

A. PFC [REDACTED] SMACKED THE DETAINEE WITH AN OPEN HAND ACROSS THE MOUTH AND NOSE.

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7C/b6/b4

PAGE

2

OF

4

PAGES

STATEMENT OF

TAKEN AT

BIAR, IDAG

DATED

27 JUN 03

9. STATEMENT (Continued)

Q. DO YOU KNOW IF THIS INJURED THE DETAINEE?

A. YES.

Q. HOW?

A. FROM WHAT I SAW THE DETAINEE WAS BLEEDING FROM THE NOSE AND MOUTH. AS WE STARTED TO TAKE HIM AWAY, HIS NOSE WAS SWELLING PRETTY BAD.

Q. HOW WAS THE DETAINEE POSITIONED WHEN HE WAS HIT?

A. HE WAS ON HIS KNEES WITH HIS HANDS ON HIS HEAD, FINGERS INTERLOCKED.

Q. HOW MANY TIMES DID PFC [REDACTED] HIT HIM?

A. ONCE.

Q. WHAT OCCURRED FIRST PFC [REDACTED] HITTING THE DETAINEE, OR SSG [REDACTED] TRYING TO GET THE DETAINEE TO TAKE THE GUN?

A. SSG [REDACTED] TRYING TO GET HIM TO TAKE THE GUN.

Q. WHERE WAS THE DETAINEE PICKED UP AT?

A. IN FRONT OF THE MUSEUM HE WAS GUARDING.

Q. HE WAS A SECURITY GUARD?

A. WE FOUND THAT OUT AFTERWARDS.

Q. CAN WE FIND HIM AGAIN?

A. I'M PRETTY SURE WE CAN. I THINK THE BN KNOWS WHERE HE CAN BE FOUND.

Q. DID ANYONE STOP WHAT WAS GOING ON?

A. PFC [REDACTED] GOT BETWEEN PFC [REDACTED] AND THE

INITIALS OF PERSON MAKING STATEMENT

PAGE

3

OF

4

PAGES

STATEMENT OF

TAKEN AT

BIAP, IR

DATED

27 JUN 03

9. STATEMENT (Continued)

DETAINEE.

Q. DID ANYONE ELSE STEP IN?

A. NO.

Q. DO YOU THINK MORE HARM WOULD HAVE COME TO THIS
DETAINEE IF PFC [REDACTED] HAD NOT STEPPED IN?

A. I'M NOT SURE.

Q. HAVE YOU HAD ANY SPECIAL TRAINING FOR THE GUARD
DUTIES YOU ARE PERFORMING?

A. NO

Q. IS THERE ANYTHING ELSE YOU WOULD LIKE TO ADD
TO THIS STATEMENT?

A. NO

////////// END OF STATEMENT //////////

[REDACTED]
b7C/b6A

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] b7C/b6A
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to
administer oaths, this 27 day of JUNE, 2003
at CID OFFICE, BIAP, IR

[REDACTED] b7C/b6A
(Signature of Person Administering Oath)

SA [REDACTED]

Article 136, UCMJ
(Typed Name of Person Administering Oath)
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 4 OF 4 PAGES

SWORN STATEMENT

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

LOCATION CID OFFICE, D-MAIN BIAP, IRAQ	DATE 27 Jun 03	TIME 0732 Z	FILE NUMBER 0041-03-C10899 63500
LAST NAME, FIRST NAME, MI [REDACTED] b7C/b6t	SOCIAL SECURITY NUMBER [REDACTED] b7C/b6t	GRADE/STATUS E-3	
ORGANIZATION OR ADDRESS B Btry 4-1 FA			
I, PFC [REDACTED] b7C/b6t want to make the following statement under oath:			
<p>On 21 Jun 03, at approximately 1645, I was called out on Quick Reaction Force. We were taken across the street from our battalion's location to a residential area where it was reported there was a man walking around with a weapon. Once over there, a group of us were ordered to raid the nearby power plant. The raid was carried out without incident and some weapons were found. At approximately 1800 I had joined up with the rest of our force near where a detainee was being watched. The detainee was supposedly the armed man. There were at least three rifles trained on him at the time. The detainee sat crossed legged on the sidewalk with his hands on his head. I began to pull security, occasionally looking back at the detainee. One of these occasions, I turned to see PFC [REDACTED] b7C/b6t walk up to the detainee and strike him in the face. His chief, SSG [REDACTED] b7C/b6t, watched and did nothing to restrain or correct his soldier.</p> <p>Q: WHO IS PFC [REDACTED] b7C/b6t?</p> <p>A: He's A member of THIRD SECTION, 1ST PLATOON, B-BATTERY</p> <p>Q: WHY DID PFC [REDACTED] b7C/b6t STRIKE THE DETAINEE?</p> <p>A: I HONESTLY DON'T KNOW.</p> <p>Q: DID THE DETAINEE MAKE ANY AGGRESSIVE MOVES TOWARD ANYONE IN THE UNIT OR THE AREA IN YOUR CONTROL?</p> <p>A: NOT THAT I SAW. b7C/b6t</p> <p>Q: HOW DID PFC [REDACTED] b7C/b6t STRIKE THE DETAINEE?</p> <p>A: HE HIT HIM WITH THE BACK OF HIS HAND USING HIS LEFT ARM.</p> <p>Q: WITH AN OPEN HAND OR CLOSED HAND?</p> <p>A: IT LOOKED OPEN TO ME.</p>			

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 3 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 CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

EXHIBIT 10 JUN 96
00937

STATEMENT OF

TAKEN AT

0732 Z

DATED

27 JUNE 03

9. STATEMENT (Continued)

Q: How far away were you when PFC [REDACTED] STRUCK THE DETAINEE?

A: ABOUT 5 TO 7 METERS

Q: WAS PFC [REDACTED] FACING THE DETAINEE?

A: YES.

Q: DID SSG [REDACTED] SAY ANYTHING TO [REDACTED] AFTER [REDACTED] STRUCK THE DETAINEE?

A: NO.

Q: DID YOU SEE THE DETAINEE WITH A WEAPON?

A: NO.

Q: DID YOU SEE ANYONE TRY TO GIVE THE DETAINEE A WEAPON?

A: NO.

Q: DID YOU FEEL THIS DETAINEE WAS A THREAT TO YOUR UNIT?

A: NO.

Q: WHY NOT?

A: AFTER HE WAS DETAINED HE WAS IN NO POSITION TO EVEN REMOTELY GIVE ANY KIND OF RESISTANCE.

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

A: NO.

/ / / / / / / / END OF STATEMENT / / / / /

NOT USED

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

EXHIBIT 00097

00938

STATEMENT OF

TAKEN AT

07327

DATED

27 JUN 03

9. STATEMENT (Continued)

NOT USED

b7C1664

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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 27 day of JUNE, 03

at CNO OFFICE, B1AD-MAN B1AD IRAQ

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ART. 136 VCWJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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

LOCATION CID OFFICE, BIAP, IRAQ	DATE 27 JUN 03	TIME 1202	FILE NUMBER 0041-03-CIDB99-63500
LAST NAME, FIRST NAME, MI [REDACTED] b7c/b6	SOCIAL SECURITY NUMBER [REDACTED] b7c/b6		GRADE/STATUS E-3/RA
ORGANIZATION OR ADDRESS B 4-1 FA [REDACTED] b7c/b6			

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

The Following HAPPENED AROUND 1800 hrs on THE 21st of June.

I WAS CALLED AS A QRF MEMBER TO ASSIST PERSONNEL ALREADY ON THE GROUND IN SIZING WEAPONS, GUARDING DETAINEES AND SEARCHING FOR MORE PEOPLE WITH WEAPONS. SUPPOSEDLY SHOOTING AT US AND OUR COMPOUND. AFTER A SEARCH OF A BUILDING I HAD 4 DETAINEES TO GUARD NEXT TO ONE PERSON THEY HAD IN CUSTODY WHEN I ARRIVED 10 OR 15 MINUTES EARLIER. I NOTICED MANY SOLDIERS THAT WERE HOSTILE TOWARD THIS INDIVIDUAL. MANY WERE YELLING AND CURSING AT HIM. I SAW SSG [REDACTED] AIM HIS WEAPON AT HIS FACE AT CLOSE RANGE. I FOUND IT ODD WITH THE DETAINEE PRETTY HARMLESS, SITTING CROSS LEGGED ON THE GROUND HANDS ON HIS HEAD. AT THAT TIME PFC [REDACTED] CAME UP TO THE DETAINEE WITH AN OLD HANDGUN. PUT IT FROM THE MUSEUM, PUT IT TO HIS (DETAINEE'S) HEAD AND YELLED BANG ACTING LIKE HE SHOT HIM, THEN WALKED AWAY. HE CAME BACK AROUND AND ALL I HEARD WAS A SMACK OF THE GUYS HEAD AGAINST THE TIN SHACK HE WAS SITTING AGAINST AND THEN BLOOD RUNNING DOWN THE GUYS FACE. PFC [REDACTED] WALKED AWAY AGAIN VERY BRISKLY AND THREW HIS KEVLAR ON THE GROUND ALL PISSED OFF! b7c/b6

Q. YOU WERE GUARDING FOUR PEOPLE, CORRECT?

A. YES.

Q. WERE THERE A TOTAL OF FIVE DETAINEES?

A. YES TO THE BEST OF MY KNOWLEDGE.

Q. WHO WAS GUARDING THE FIFTH DETAINEE?

A. BASICALLY, THERE WERE FIVE SOLDIERS AROUND HIM, WHEN I FIRST ARRIVED SGT [REDACTED] WAS GUARDING HIM. b7c/b6

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c/b6	PAGE 1 OF 4 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [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 OF ANOTHER COPY OF THIS FORM.

STATEMENT OF

TAKEN AT

BIAP, IRAQ

DATED

27 JUN 03

9. STATEMENT (Continued)

Q. DID YOU SEE ANYTHING HAPPEN TO THIS PERSON?

A. YES.

Q. WHAT HAPPENED?

A. THE PEOPLE STANDING AROUND THE DETAINEE SEEMED VERY UPSET. I DON'T KNOW WHY. THE FIRST THING I HAD SEEN WAS SSG [REDACTED] POINT A GUN AT THE DETAINEE'S HEAD. HE WAS IN HIS FACE. THEN I SAW PFC [REDACTED] WALK UP TO HIM WITH AN OLD PISTOL AND PUT IT TO HIS HEAD AND SAY "BANG." HE THEN JUST WALKED AWAY. SSG [REDACTED] THEN TOOK THE PISTOL FROM PFC [REDACTED] AND TRIED TO GET THE DETAINEE TO TAKE IT FROM HIM, TELLING HIM THAT IT WOULD BE OK.

Q. WHAT GUN DID SSG [REDACTED] PUT TO THE DETAINEE'S HEAD?

A. HIS M-16.

Q. WAS IT LOADED?

A. YES.

Q. HOW DO YOU KNOW?

A. I SAW HIM CHARGE IT.

Q. DID THE DETAINEE SEE HIM CHARGE IT?

A. I CAN'T SAY FOR SURE. I ASSUME HE DID.

Q. WHY DID SSG [REDACTED] WANT HIM TO TAKE GUN?

A. FROM WHAT I SAW, IT WAS AN EXCUSE TO PROBABLE SHOOT AT HIM. THAT'S MY IMPRESSION.

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7C/b7D

PAGE

2

OF

4

PAGES

STATEMENT OF

TAKEN AT

BIAP, IRAQ

DATED

27 JUN 03

9. STATEMENT (Continued)

Q. DO YOU KNOW WHY EVERYONE WAS SO UPSET WITH THIS ONE DETAINEE?

A. AFTER THE FACT I HEARD THIS GUY HAD BEEN DETAINED BEFORE. HE WAS SUSPECTED OF SHOOTING INTO OUR CAMP AND BEFORE I GUESS HE HAD WEAPONS.

Q. WAS IT SSG [REDACTED] WHO DETAINED HIM BEFORE?

A. I HAVE NO IDEAL. I KNOW IT WAS SOMEONE IN FIRST PLATOON.

Q. DID PFC [REDACTED] DO ANYTHING OTHER THAN PUT THE PISTOL TO THE GUY'S HEAD?

A. YES.

Q. WHAT?

A. AFTER HE WALKED AWAY AND SSG [REDACTED] TRIED TO GET HIM TO TAKE THE PISTOL HE WALKED BACK AND I HEARD A NOISE. THAT MADE ME LOOK AT THE DETAINEE. HIS HEAD HIT THE TIN SHACK HE WAS AGAINST. THERE WAS A SOLDIER KIND OF IN THE WAY. WHEN THE NOISE OCCURED THE SOLDIER JUMPED OUT OF MY VISION PATH. I SAW THE BLOOD.

Q. WAS PFC [REDACTED] THE ONLY ONE CLOSE TO THE DETAINEE?

A. CLOSE ENOUGH TO HIT HIM? YES!

Q. SO HE DID SOMETHING TO MAKE THE DETAINEE BLEED?

A. YES.

Q. YOU DIDN'T SEE WHAT HE DID?

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7Cibb6

PAGE

3

OF

4

PAGES

A. NO. I DID NOT SEE ACTUAL CONTACT.

Q. BUT YOU SAW THE DETAINEE BLEEDING AFTER NOISE?

A. YES.

Q. DID ANY OTHER DETAINEE GET INJURED?

A. NO.

Q. IS THERE ANYTHING ELSE YOU WOULD LIKE TO ADD TO THIS STATEMENT?

A. FIRST PLATOON TREATS PEOPLE DIFFERENT THAN MY PLATOON. FIRST PLATOON SEEMS TO HAVE AN AGGRESSIVE ATTITUDE TOWARDS ALL IRAQI CITIZENS. THATS NOT HOW WE DO IT.

Q. IS THERE ANYTHING ELSE YOU WOULD LIKE TO ADD?

AN: NO ///// END OF STATEMENT /////

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 OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 27 DAY OF JUN 03 AT BIAP, IRAQ.

(Signature of Person Administering Oath)

(Name of Person Administering Oath)

Article 136, UCMJ

(Authority to Administer Oath)

PAGES 4 OF 4 PAGES

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 4-HEADS PALACE B BATTERY, 4-1 FA, 12+6	2. DATE (YYYYMMDD) 2003 06 28	3. TIME 1301	4. FILE NUMBER 0041-03 C10899-63500
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7C/b6	6. SSN [REDACTED] b7C/b6	7. GRADE/STATUS E-3/PFC	
8. ORGANIZATION OR ADDRESS [REDACTED]			

9. I, [REDACTED] b7C/b6, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

A Few days ago we went on a ARF mission. We were told that some one was shooting at our guard tower from a building across the streets. When I got there I saw a man zip tied, and while I was running to the building I looked at him and said I'm gonna kick your ass. After we cleared the building I stood next to the detainee and was talking trash to him (only letting out frustration). Then [REDACTED] came up and slap him in the face (it wasn't a hard slap) but his nose started bleeding. SGT [REDACTED] was also talking trash, he told him to get the gun, but there's no way he could have gotten it cause he was zip-tied. Keep in mind we're all BB we are not properly trained to do MP and Infantry tasks, I think it was blown up and should have not gotten to this level. That any people were just letting out frustrations.

Q: DESCRIBE THE MAN THAT WAS ZIP TIED?

A: IRAQI MALE, ABOUT 30 YEARS OLD, WITH A NON CHALANT ARROGANT LOOK. b7C/b6

Q: HOW DID [REDACTED] HIT THE DETAINEE?

A: WITH AN OPEN HAND, PALM OUT ABOUT A HALF SWING NOT A FULL SWING, IT WASN'T CROOKED BACK.

Q: WHO IS SGT [REDACTED]? b7C/b6

A: SSG [REDACTED], BLACK MALE, ABOUT 5'7", HE IS IN B BATTERY.

Q: WHAT DO YOU MEAN SGT [REDACTED] TOLD HIM TO GET THE GUN?

A: I DON'T KNOW IF SGT [REDACTED] HAD THE GUN OR IF IT WAS LYING ON THE GROUND BUT I JUST HEARD SGT [REDACTED] TELL HIM TO GET THE GUN.

Q: DESCRIBE THE GUN YOU ARE TALKING ABOUT?

A: I DON'T KNOW WHAT KIND OF GUN IT WAS THERE

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF

2

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.

STATEMENT OF

TAKEN AT

1301

DATED

28 JUN 03

9. STATEMENT (Continued)

There were a bunch of old rusty guns it could of been one of them or Sgt [REDACTED] could have been talking about his m-16.

Q: DID YOU EVER STRIKE THIS DETAINEE?

A: NEGATIVE

Q: DID YOU EVER THREATEN HIM WITH A WEAPON.

A: NEGATIVE.

Q: WERE YOU EVER ORDERED TO SHOOT THE DETAINEE IF HE TOUCHED A WEAPON,

A: NEGATIVE.

Q: WAS [REDACTED] THE ONLY PERSON YOU SAW STRIKE THE DETAINEE?

A: YES.

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

A: WERE NOT TRAINED FOR THIS AND THAT CAN BE CAUSING A LOT OF STRESS AND PEOPLE ARE ACTING ON THEIR EMOTIONS.

Q: ANYTHING ELSE.

A: NOTHING ELSE.

/// END OF STATEMENT ///

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.

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of June 03

at B-BATTERY, 4-1 FA 4 HEAD PALACE

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

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 Headquarters 1st BLD B Battery 4-1 FA, Baghdad, Iraq		2. DATE 28 JUN 03	3. TIME 1156 N.H.	4. FILE NO. 63500 041-03-CID899
5. NAME (Last, First, MI) [REDACTED] b7C/b6-1		8. ORGANIZATION OR ADDRESS B Battery 4-1 FA 4 HODDS PLACE BAGHDAD, IRAQ		
6. SSN [REDACTED] b7C/b6-1	7. GRADE/STATUS E-3/PFC			

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

~~Suspected/accused:~~ **CRUELTY AND MALTREATMENT; FALSE SWEARING** 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.

- 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.

- 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	
1a. NAME (Type or Print)		[REDACTED] b7C/b6-1	
b. ORGANIZATION OR ADDRESS AND PHONE			
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR [REDACTED] b7C/b6-1 SA	
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR 323RD MP DET (CID), UNIT 92955 BIAP, IZAD	

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 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

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 HQ BATT BLD, B. BATT 4-1 FA 4 HEADS PALACE, BAGHDAD, IRAQ	2. DATE 28 JUN 03	3. TIME 1317	4. FILE NO. 041-003 010 899-63500
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS B-BATTERY 4-1 FA 4 HEADS PALACE BAGHDAD, IRAQ		
6. SSN [REDACTED]	7. GRADE/STATUS E-3/PFC		

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

~~Suspected/accused:~~ FAILURE TO OBEY AN ORDER, Cruelty and Maltreatment, ASSAULT, 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.

- 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.

- 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
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE		
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR

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
 [REDACTED] b7c b6 b4

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2023) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

EXHIBIT 13000106
 00947

Page(s)

107-109

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

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 HQ PLT BCO, B BATT 4-1 FA 4 HEADS PALACE, BAGHDAD, IRAQ	2. DATE 28 JUN 03	3. TIME 1345	4. FILE NO. 041-03 010899-63500
5. NAME (Last, First, Middle) [REDACTED] b7C b6A	8. ORGANIZATION OR ADDRESS B BATTERY 4-1 FA 4 HEADS PALACE BAGHDAD IRAQ		
6. SSN [REDACTED] b7C b6A GRADE/STATUS E-6-SSG			

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

COMMANDER

CRIMINAL INVESTIGATION

and wanted to question me about the following offense(s) of which I am
SOLICITATION TO MURDER, Cruelty and Maltreatment, Assault

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.

- 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.

- 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 b6A
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE		
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR 3

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 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

USAPA 2.01
 EXHIBIT 14
 00949

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 processing.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION HQ Bldg B-Battery 4 HEADS PALACE, BAGHDAD IRAQ	2. DATE (YYYYMMDD) 20030628	3. TIME 1522	4. FILE NUMBER 0041-03-C1D699-63500
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7C b6 b7A	6. SSN [REDACTED]	7. GRADE/STATUS E-6/SSG	
8. ORGANIZATION OR ADDRESS B Battery, 1-1 FA, Baghdad Iraq			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON A day sometime in June, The Actual date I cannot Recall At This time we my Section were called on for Q.R.F Quick Reaction force, we Responded in time to be received by the 1SG & B.C. we were told what the mission was, there was personnel in a burnt out building with AK 47 weapon. The B.C. told us where he wanted me to place my vehicles so we did. On reaching our spot my men dismounted & stayed on the 50.cot on the Green the 1SG was in the Humvee down the Road he Signalled my men to come forward so they did. P.F.C [REDACTED] was the first to go in but before he did one Iraqi Person came out of the building with his Arms in the Air The 1SG Received him put him face down and Search him he also Search two other person that was in a car that came up simultaneously. At the [REDACTED] separated the two from the Individual put a guard on them and went into the building. the B.C. had called for more personnel to the Scene. When they came I told [REDACTED] to stay on the 50.cot And I went down to where they were. when I came up to-

10. EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7C b6 b7A	PAGE 1 OF 4 PAGES
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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.

STATEMENT OF

TAKEN AT

B BATTERY, 4-1 FA

DATED

28 JUN 03

9. STATEMENT (Continued)

words the IRAQI individual I said to him in Arabic (Andek Amel huna) do you work here in English he was saying that some Army Cpt — I can't recall the name knows of his presence there. I then left and went into the building to see what was going on, the place was burnt and seems to be a movie theater to my knowledge according to all the Reels I saw. When I eventually came out of the building I went around where every one was beside the detainee, some of the Soldier including PFC [redacted] said that this was the same guy that they arrested a couple of nights before, he asked me if he could kick him and I said hell no. he can't & he did not do so. Some of the Soldiers brought out some burnt out weapons to include a motor and a old Revolver very large seem like a MAGNUM 44 like what Clint Eastwood uses. it was Rusty & burnt they showed it to me & asked the Iraqi detainee in Arabic where did he get this (min Ayk laka hatta) he said LA and it was not his I asked him this question two or three times then I went and sit down on a down wall 3-4 meters away from the detainee. I was inspecting the weapon when Sgt. [redacted] came up to me and said that what my Soldier did was uncoll for, he said that [redacted] had strike the detainee in the face the guy was bleeding from the face I asked what happen they said he fell and I said "He fell" with an expression PFC [redacted] gave him a Rag and Sgt [redacted] gave him some water

INITIALS OF PERSON MAKING STATEMENT

[redacted]

PAGE

2 OF 4

PAGES

USE THIS PAGE IF NEEDED.

THIS PAGE IS NOT NEEDED, PLEASE RETURN TO

FINAL PAGE OF THIS FORM.

STATEMENT OF

TAKEN AT

1522

DATED

28 JUN 03

B. STATEMENT (Continued)

before [redacted] could say or do any thing else
2CT [redacted] come up and started to question him
that when he told the Lt. that the soldier hit him
in the face the 1SG put him in the Humvee after
he looked at his face, that when we all left.

~~End of Statement~~ [redacted] b7C/b6A

Q: Where's is THE BURNED OUT BUILDING?

A: Adjacent to the PALACE, ABOUT 250 METERS AWAY.

Q: DID YOU SEE PFC [redacted] HIT THE DETAINEE?

A: NO, I WAS THREE TO FOUR METERS AWAY BUT I WAS LOOKING AT A WEAPON AND DIDN'T SEE HIM HIT THE DETAINEE.

Q: DID YOU HEAR THE DETAINEE GET HIT?

A: I HEARD SOMETHING LIKE METAL BEING HIT.

Q: WHERE WAS THE DETAINEE SITTING?

A: HE WAS SQUATTING IN FRONT OF A GAIRD SHACK.

Q: DID YOU TRY TO HAND THE IRAQI DETAINEE A WEAPON?

A: NO, I DIDN'T

Q: DID THE DETAINEE EVER TRY TO GRAB OR REACH FOR A WEAPON AFTER HE WAS IN CUSTODY?

A: NO

Q: WAS THE DETAINEE EVER AGGRESSIVE TOWARD YOU OR OTHER SOLDIERS?

A: NO, I DIDN'T SEE ANY AGGRESSION.

Q: WHAT KIND OF WEAPONS DID YOUR SOLDIERS FIND IN THE BUILDING?

A: AN AK-47 WITH TWO OR THREE MAGAZINES IN WORKING CONDITION AND THREE OTHER WEAPONS INCLUDING A MORTAR, A REVOLVER, LARGE CALIBRE MAYBE 44 ONE OTHER WEAPON WHICH LOOKED LIKE A AK-47 BUT BIGGER, ALL HAD BEEN BURNED UP AND WOULD NOT OPERATE, THEY LOOKED LIKE MUSEUM PIECES.

INITIALS OF PERSON MAKING STATEMENT

PAGE

3 OF 4

PAGES

STATEMENT OF

TAKEN AT

1522

DATED

28 JUN 03

B. STATEMENT (Continued)

Q: DO YOU HAVE ANY THING YOU WANT TO ADD TO THIS STATEMENT?

A: Not really, I CAN UNDERSTAND THEY MAY ^{HAVE} MISINTERPRETED WHAT I SAID TO THE DETAINEE, BUT IF THEY SAID I WAS TRYING TO GIVE THE DETAINEE THE WEAPON OR SAID TO SHOOT HIM THEN THEY ARE LYING.

Q: ANYTHING ELSE.

A: YES PERSONALLY THEY CAN'T BLAME [REDACTED] BECAUSE THEY HAVE ENCOURAGED HIM TO BE AGGRESSIVE IN THE PAST, THEY KNOW HE IS NOT AFRAID.

Q: WHO ARE THEY?

A: THE LEADERSHIP BATTERY COMMANDER, FIRST SER, LT. [REDACTED] b7C/b6

Q: ANYTHING ELSE

A: No.

/////// END OF STATEMENT////////

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:

administered and sworn to before me, a person authorized by law to administer oaths, this

28

day of

JUNE 03

at

HQ Bldg, 5 Battery 4-1 FA,

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA W [REDACTED] b7C-1 b6-1

(Typed Name of Person Administering Oath)

Article 136 UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 4 OF 4 PAGES

Page(s)

115 - 117

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

PHOTOGRAPHIC PACKET

CASE NUMBER: 0041-03-CID899-63500

OFFENSE: Assault – Dereliction of Duty

<u>NUMBER</u>	<u>DESCRIPTION OF PHOTOGRAPH</u>
0001.	Blood on sidewalk in front of guard shack.
0002.	Blood on sidewalk in front of guard shack.
0003.	Guard shack.
0004.	Guard shack with hole in sidewall.
0005.	Overview of Museum
0006.	Overview of Museum and guard shack.
0007.	Guard shack.
0008.	Guard shack and museum
0009.	Mr [REDACTED] and injuries. <i>6701204</i>
0010.	Location of shelf where items were stolen from.
0011.	Shoe impression on door.
0012.	Shoe impression of door.
1251	Overview of guns confiscated from museum.
1252	Serial number of mortar tube base plate.
1253	Base plate of mortar tube
1254	First weapon.
1255	Arabic Serial Number of Weapon
1256	Weapons Overview.
1257	Weapons Overview.
1258	Weapons Overview.
1259	Arabic serial number.
1260	RPG Launcher.
1261	Serial number of RPG launcher.
1262	Serial Number
1263	Serial Number.
1264	Serial Number.
1265	Pistols taken as evidence.
1266	Pistols taken as evidence.
1267	Pistols taken as evidence.
1268	Pistols taken as evidence.
1269	Pistols taken as evidence.
1270	View of museum from guard tower.
1271	View of guard tower.

FOR OFFICIAL USE ONLY

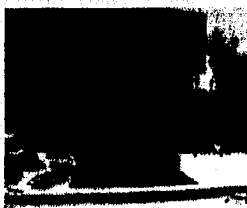
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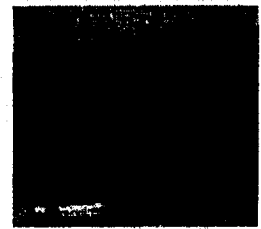
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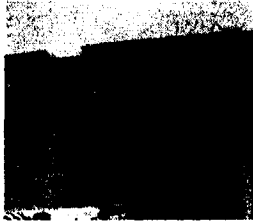
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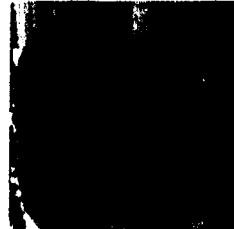
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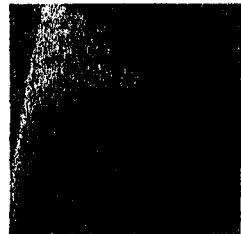
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DSCN1252.JPG



DSCN1253.JPG



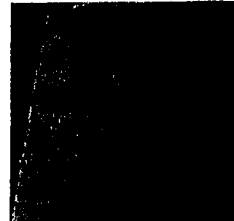
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DSCN1256.JPG



DSCN1257.JPG



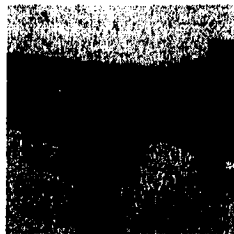
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DSCN1260.JPG



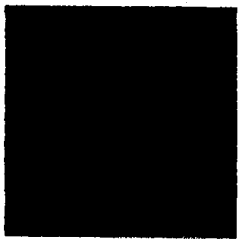
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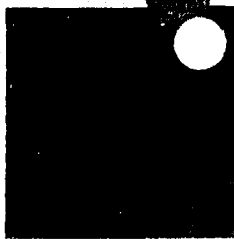
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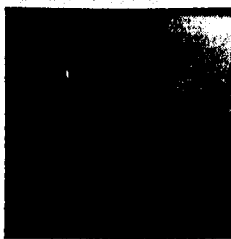
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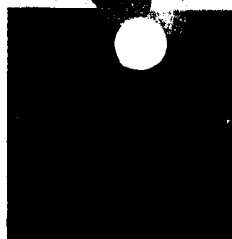
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DSCN1264.JPG



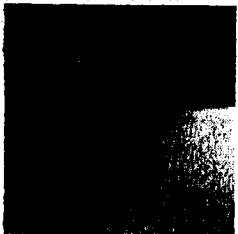
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DSCN1266.JPG



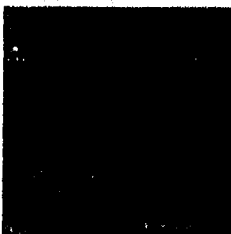
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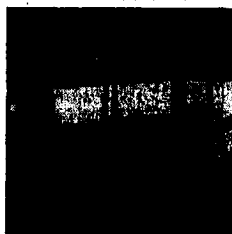
DSCN1268.JPG



DSCN1269.JPG



DSCN1299.JPG



DSCN1301.JPG

EVIDENCE/PROPERTY CUSTODY DOCUMENT		MPR/CID SEQUENCE NUMBER 0041-03-210899	
For use of this form see AR 190-45 and AR 195-5; the proponent agency is US Army Criminal Investigation Command		CID REPORT/CID ROI NUMBER 63500	
RECEIVING ACTIVITY 323 MP DEF (CID)		LOCATION HQ BLDG B BATTERY 4-1 FA, 4 HEADS PALACE, BAGHDAD IRAQ	
NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED <input type="checkbox"/> OWNER <input checked="" type="checkbox"/> OTHER CPT [REDACTED] b7C/b6/b7		ADDRESS (include Zip Code) HQ BLDG B BATTERY 4-1 FA 4 HEADS PALACE BAGHDAD IRAQ	
LOCATION FROM WHERE OBTAINED FROM THE HANDS OF CPT [REDACTED] HQ Bldg, B BATT 4-1 FA, 4 Heads Palace, Baghdad, Iraq		REASON OBTAINED EVIDENCE	TIME/DATE OBTAINED 1528, 28 JUN 03
ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES (include model, serial number, condition and unusual marks or scratches)	
1	1	REVOLVER, 6 SHOT, RIFLED BARREL, FIXED SIGHT, BREAK OPEN ACTION, 9.5 INCH BARREL, MARKED FOR ID, 20030628, 1525, [REDACTED] (RUSTED CONDITION) b7C/b6/b7	
2	1	REVOLVER, 6 SHOT RIFLED BARREL, FIXED SIGHT, SN 4625 LOCATED ON THE BUTT NEAR THE LANYARD RING, 6.5 INCH BARREL, IN RUSTED CONDITION, MARKED FOR ID, 20030628, 1527, [REDACTED] b7C/b6/b7	
		LAST ITEM	
CHAIN OF CUSTODY b7C/b6/b7			
ITEM NO.	DATE	RELEASED BY	PURPOSE OF CHANGE OF CUSTODY
1 AND 2	28 JUN 03	SIGNATURE [REDACTED] NAME, GRADE OR TITLE [REDACTED] CPT SA [REDACTED]	EVALUATION AS EVIDENCE
1 AND 2	19 JUL 03	SIGNATURE [REDACTED] NAME, GRADE OR TITLE [REDACTED] SA [REDACTED]	Received by SCREEN Evidence [REDACTED]
		SIGNATURE [REDACTED] NAME, GRADE OR TITLE [REDACTED]	
		SIGNATURE [REDACTED] NAME, GRADE OR TITLE [REDACTED]	
		SIGNATURE [REDACTED] NAME, GRADE OR TITLE [REDACTED]	
		SIGNATURE [REDACTED] NAME, GRADE OR TITLE [REDACTED]	

DA FORM 4137
1 JUL 78

Replaces DA FORM 4137, 1 Aug 74 and
DA FORM 4137-R Privacy Act Statement
28 Sep 75 Which are Obsolete

LOCATION B-30

DOCUMENT
NUMBER

198-03

EXHIBIT 15

000121
00958

DATE: 27 JUN 2003, 1000 HRS ZULU

FROM: SAC, MILITARY POLICE DET (CID)
TO: DIRECTOR, USACRC, USACIDC, AND FORT BELVOIR, VA
CDR, 10TH MP BN (CID) (ABN) (FWD) //OPS//
CDR, 3D MP GROUP (CID) //OPS//

SUBJECT: CID REPORT - 2D STATUS- 0041-03-CID899-63500-5C1B

DRAFTER : SA [REDACTED] b7C, b6-1
RELEASER: [REDACTED]

UNCLASSIFIED - FOR OFFICIAL USE ONLY

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 21 JUN 2003/1200 HRS ZULU - 21 JUN 2003/1800 HRS
ZULU; MUSSUEUM OF MILITARY HISTORY, GRID COORDINATES
MB4056685295, BAGHDAD, IRAQ

2. DATE/TIME REPORTED: 26 JUN 2003, 1000 ZULU

3. INVESTIGATED BY: SA [REDACTED] b7C, b6, b2

4. SUBJECT: 1. NAME; RANK; DOB; POB; SEX; RACE; UNIT, APO
AE , MCAC: [AGGRAVATED ASSAULT WITH A WEAPON]. b7C, b6

5. VICTIM: 1. [REDACTED] CIVILIAN; [REDACTED]
BAGHDAD, IRAQ; MALE; OTHER; [AGGRAVATED ASSAULT WITH
WEAPON].

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.

2D STATUS:

THIS STATUS REPORT IS BEING SUBMITTED TO IDENTIFY THE
SUSPECTS, VICTIM, AND LOCATION CONCERNING THIS
INVESTIGATION

FURTHER INVESTIGATION DISCLOSED THAT [REDACTED] HAD BEEN HIRED BY
US FORCES TO GUARD THE MUSSEUM OF MILITARY HISTORY BAGHDAD,
IRAQ, WHEN SOLDIERS FROM 4TH BATTALION, 1ST FIELD ARTILLARY,
1ST ARMORED DIVISION, OBSERVED HIM WITH AN AK-47. SOLDIERS
DETAINED HIM. PFC [REDACTED] THREATENED [REDACTED] BY PUUTING AN
b7C, b6 b7C, b6

b7cib6t
UNLOADED WEAPON TO HIS HEAD AND SAYING "BANG". SPC
[REDACTED] THEN HIT [REDACTED] IN THE FACE, WHILE [REDACTED] WAS ON HIS
KNEES, FINGERS LOCKED TOGETHER, HANDS BEHIND HIS HEAD,
CAUSING [REDACTED] TO HAVE A SEVER NOSE BLEED, HEADACH, AND
EVENUALLY SEEKING TREATMENT WITH US ARMY MEDICS. SSG
[REDACTED] THREATENED HADY WITH A LOADED M-16, AND TAUNTED
HIM INTO PICKING UP A NON-WORKING PISTOL SO THAT [REDACTED] b7cib6t
COULD JUSITFY SHOOTING [REDACTED] b7cib6t

INITIAL REPORT:

THIS INVESTIGATION WAS INITIATED BASED ON NOTIFICATION FROM
SJA, 3RD BDG

PRELIMINARY INVESTIGATION DISCLOSED THAT UNKOWN SOLDIERS
FROM THE 3 BCT, BAGHDAD, IRAQ, ALLEGEDLY THREATENED AND
MISTREATED IRAQ NATIONALS DURING A ROADSIDE DETENTION. AN
UNKNOWN SOLDIER SLAPPED A IRAQI CITIZEN IN THE HEAD WITH
THE STOCK OF HIS WEAPON, WHILE A SECOND UNKNOWN SOLDIER
HOLDING A LOCK AND LOADED WEAPON TAUNTED A CITIZEN,
ALLEGEDLY TOSSING HIM AN OLD PISTOL IN ORDER TO JUSTIFY
THE USE OF DEADLY FORCE.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2
PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND
AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF
PERSONS UNDER INVESTIGATION.

8. CID REPORTS ARE EXEMPT FROM AUOTMATIC TERMINATION OF
PROTECTIVE MARKING IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

FOR OFFICIAL USE ONLY

DATE: 00 FEB 2003, 0000 HRS ZULU

FROM: SAC, 323rd MILITARY POLICE DET (CID)
TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, 10TH MP BN (CID)(ABN)(FWD) //OPS//
CDR, 3D MP GROUP (CID) //OPS//
PROVOST MARSHAL
CDR 3 BCT
SJA CJTF-7

SUBJECT: CID REPORT -INITIAL- 0041-03-CID899-63500-5C1B

DRAFTER : SA [REDACTED] b7c/bb-1
RELEASER: SAC [REDACTED]

UNCLASSIFIED - FOR OFFICIAL USE ONLY

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
 1. 24 JUN 03/0001 HRS ZULU - 24 JUN 03/2359 HRS ZULU;
GRID COORDINATES NOT AVAILABLE, BAGHDAD, IRAQ
2. DATE/TIME REPORTED: 26 JUN 2003, 1000Z b7c/bb-1 b2
3. INVESTIGATED BY: SA [REDACTED]
4. SUBJECT: 1. UNKNOWN; [AGGRAVATED ASSAULT WITH WEAPON].
5. VICTIM: 1. UNKNOWN IRAQI CITIZEN; [AGGRAVATED ASSAULT WITH A WEAPON].
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 INVESTIGATION WAS INITIATED BASED ON NOTIFICATION FROM SJA THAT SEVEN WITNESSES OBSERVED UNKNOWN SOLDIERS ASSAULT AN IRAQ NATIONAL.

PRELIMINARY INVESTIGATION DISCLOSED THAT UNKNOWN SOLDIERS FROM THE 3 BCT, BAGHDAD, IRAQ, ALLEGEDLY THREATENED AND MISTREATED IRAQI NATIONALS DURING A ROADSIDE DETENTION. AN UNKNOWN SOLDIER SLAPPED A IRAQI CITIZEN IN THE HEAD WITH THE STOCK OF HIS WEAPON, WHILE A SECOND UNKNOWN SOLDIER HOLDING A LOCK AND LOADED WEAPON TAUNTED A CITIZEN, ALLEGEDLY TOSsing HIM AN OLD PISTOL IN ORDER TO JUSTIFY THE USE OF DEADLY FORCE.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2
PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND
AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF
PERSONS UNDER INVESTIGATION.

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

FOR OFFICIAL USE ONLY

[illegible]

00963

AGENT'S ACTIVITY SUMMARY (CID Regulation 195-1)		Control Number
TIME, DATE, AND AGENT		SUMMARY OF INVESTIGATIVE ACTIVITY
0430z, 24 JUN 03 SA [REDACTED] b7C, b6-1	Received information from MAJ [REDACTED] SJA, 3 rd BCT, (that a soldier in his unit had slapped an IRAQI civilian. I informed him that slapping a civilian was not in our jurisdiction. He requested that I contact CPT [REDACTED], B Battery, 4 Battalion, 1 st FA, 1 st AD for more information TX 551-3430 b7C, b6-1	
0500z b7C, b6-1 SA [REDACTED]	Message left in TOC for CPT [REDACTED] to contact me. b7C, b6-1	
0600z, 26 JUN 03 SA [REDACTED] b7C, b6-1	SJA [REDACTED] informs me that this is now a violation of "LAW OF ARMED CONFLICT". That the soldiers involved pointed weapons at an unknown IRAQI citizen and attempted to goad him into picking of a gun, allegedly so he could be shot. b7C, b6-1	
0715z b7C, b6-1 SA [REDACTED]	Message left, SFC [REDACTED] for CPT [REDACTED] to contact me. b7C, b6-1	
1000z b7C, b6-1 SA [REDACTED]	CPT [REDACTED] B Battery, 4 Battalion, 1 st FA, 1 st Armored Division, TX 551-3430, called and informed me that he had 17 witnesses to this incident that statements have been taken from. There are 5 eyewitnesses and 12 soldiers who were present, but saw nothing. He has statements from all of them. I asked him to bring the 5 witnesses to D Main, and all of the statements. He will meet me at 0500z (0900 local), 27 JUN 03. b7C, b6-1	
0500z, 27 Jun 03 SA [REDACTED] b7C, b6-1 SA [REDACTED]	CPT [REDACTED] B Battery Platoon leader, 4 th BN, 1 st FA, 1 st AD, brings in 7 witnesses to this incident for interviews. Further he provides copies of all sworn written statements collected to date by the Battery. He also provides information that this incident occurred near the four heads palace. SA [REDACTED] & SA [REDACTED] conducted interviews of witnesses b7C, b6-1 b7C, b6-1	
0555z b7C, b6-1 SA [REDACTED]	Obtained a sworn, written statement from PFC [REDACTED] b7C, b6-1	
0625z b7C, b6-1 SA [REDACTED]	Obtained a sworn, written statement from PFC [REDACTED] b7C, b6-1	
0630z b7C, b6-1 SA [REDACTED]	Obtained a sworn, written statement from SGT [REDACTED] b7C, b6-1	
0705z b7C, b6-1 SA [REDACTED]	Obtained a sworn, written statement from SPC [REDACTED] b7C, b6-1	
0715z b7C, b6-1 SA [REDACTED]	Obtained a sworn, written statement from SGT [REDACTED] b7C, b6-1	

AGENT'S ACTIVITY SUMMARY (CID Regulation 195-1)		Control Number	0041-03-CID899-63500
TIME, DATE, AND AGENT		SUMMARY OF INVESTIGATIVE ACTIVITY	

0732z <i>TC1bb-1</i> SA [REDACTED]	Obtain a sworn written statement from PFC [REDACTED] <i>b7C, b6A</i>
0802z <i>TC1bb-1</i> SA [REDACTED]	Obtained a sworn, written statement from PFC [REDACTED] <i>b7C, b6A</i>
0915z <i>TC-1 b6A</i> SA [REDACTED] <i>TC1bb-1</i> SA [REDACTED]	Travel to the four heads palace. Locate and speak with CPT [REDACTED] <i>b7C, b6A</i> , in regard to this incident. He displays the weapons removed from the museum. He will make suspects available in am for interviews.
1015z SA [REDACTED] <i>TC1bb-1</i> SA [REDACTED]	Locate and interview victim, [REDACTED] <i>b7C, b6A</i> through the help of a linguist, SSG [REDACTED] HHOC, 501 st MI, 1stAD, who states that he was punched in the face. Additionally, he had \$5,000.00 Iraqi dinars stolen from him along with a pistol and AK-47 he used to protect the museum. The US Army hired him to protect the museum. [REDACTED] <i>b7C, b6A</i> is willing to testify if necessary.
1130z <i>TC1bb-1</i> SA [REDACTED]	Photograph crime scene, and injuries to victim.
1400z <i>TC1bb-1</i> SA [REDACTED]	CPT [REDACTED] <i>b7C, b6A</i> SJA, 3 rd BDG request an update as to the case progress.
0550z, 28 JUN 03 SA [REDACTED] <i>TC1bb-1</i> SA [REDACTED]	SA [REDACTED] <i>b7C, b6A</i> and SA [REDACTED] <i>TC1bb-1</i> traveled to the four heads palace to interview the suspects.
0901z SA [REDACTED] <i>TC1bb-1</i> SA [REDACTED]	Obtained a sworn, written statement from PFC [REDACTED] <i>b7C b6A</i>
0917z SA [REDACTED] <i>TC1bb-1</i> SA [REDACTED]	Read rights wavier to SPC [REDACTED] <i>b7C b6A</i> who invoked his rights to speak with trial council before speaking with CID.
0945z SA [REDACTED] <i>TC1bb-1</i> SA [REDACTED]	Obtained a sworn, written statement from SSG [REDACTED] <i>b7C, b6A</i>
1020hr 1 Jul 2003 [REDACTED] [REDACTED] <i>TC1bb-1</i>	SAC Review... obtain SJA review and continue with case.

AGENT'S ACTIVITY SUMMARY (CID Regulation 195-1)		Control Number
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
0500z, 03 Jul 03 <i>7C1bb-1</i> SA [REDACTED]	<i>b7C1bbA</i> CPT [REDACTED], SJA, briefed on case. He requests that we conduct a photo line up. See if victim can ID the suspects.	
0500z, 10 Jul 03 <i>7C1bb-1</i> SA [REDACTED]	<i>b7C1bbA</i> Attempt to contact CPT [REDACTED], lines appear to have trouble, unable to contact from the house or office. Rings busy, very fast.	
0745z, 11 July 03 <i>7C1bb-1</i> SA [REDACTED]	<i>b7C1bbA</i> Attempt to contact CPT [REDACTED], unable to contact from the house, phone rings and rings.	
1020z <i>7C1bb-1</i> SA [REDACTED]	Phone now rings busy	
1050z <i>7C1bb-1</i> SA [REDACTED]	<i>b7C1bbA</i> Contacted LT [REDACTED] HHC 4/1 FA who will pass along the message, and make arraignments to have [REDACTED] and [REDACTED] into the office for photographs <i>b7C1bb</i> <i>b7C1bbA</i>	
12 Jul 03, 0530 <i>7C1bb-1</i> SA [REDACTED]	<i>b7C1bbA</i> <i>b7C1bbA</i> SSG [REDACTED] and SPC [REDACTED] photographed at D Main	
16 Jul 03, 0700z <i>7C1bb</i> SA [REDACTED] <i>7C-1</i> <i>b6-1</i>	<i>b7C1bbA</i> Coordinated with Mr. [REDACTED] for volunteers for photo line up. The following people volunteered to have photos taken, and their photo was taken, in the following order, 1-CW4 [REDACTED], 323 rd MP Detachment, CPT [REDACTED] HHC, 1 st Armored Division, SFC [REDACTED] HHC, 1 st Armored Division, MSG [REDACTED] HHD, 1 st Armored Division <i>b7C1bbA</i>	
25 Jul 03, 0500z, 0615 <i>7C1bb-1</i> SA [REDACTED]	Attempt to contact CPT [REDACTED] <i>b7C1bbA</i>	
0815z <i>7C1bb-1</i> SA [REDACTED]	<i>b7C1bbA</i> Spoke with CPT [REDACTED], who is the SJA for this case. Will meet him sometime on Wednesday, 30 JUL 03 to review the case.	
30 Jul 03, 1200z <i>7C1bb-1</i> SA [REDACTED]	Spoke with CPT [REDACTED], who stated to hold off on the photo line up, title [REDACTED] and SSG [REDACTED] for dereliction of duty and assault and submit a final report <i>b7C1bbA</i>	
02 Aug 03, 0950z <i>7C1bb-1</i> SA [REDACTED]	<i>b7C1bbA</i> CPT [REDACTED] contacted per his request. He states he is the approving authority for UCMJ, and he wants the photo line up. To do a photo line up. Without an ID there will be no prosecution.	
1400hr 2 Aug 03 <i>7C1bb-1</i> [REDACTED] <i>7C1bb-1</i>	SAC Review... Continue with photo line up based on SJA direction and attempt to close as soon as that is completed. Ensure you return this to me in 10 days for review and update if not closed sooner.	

AGENT'S ACTIVITY & SUMMARY		Control Number
(CID Regulation 195-1)		0041-03-CID899-63500
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	
03 Aug 03, 0400z SA [REDACTED] <i>7C1b6-1</i>	Working on photo lineup. Office printer is dead and not working for photographs.	
06 Aug 03, 0730z SA [REDACTED] <i>7C1b6-1</i>	Working on photo line up. Met with CPT [REDACTED] <i>b7C1b6-1</i> and discussed case and photo line up. I will contact 4/1 when ready to proceed with photo line up.	
0845z SA [REDACTED] <i>7C1b6-1</i>	CPT [REDACTED] <i>b7C1b6-1</i> inquiring as to where we were with the photo line up and he was informed that I had discussed this with CPT [REDACTED] <i>b7C1b6-1</i> , to call back Friday, I may have it completed by then.	
08 Aug 03, 1500z SA [REDACTED] <i>7C1b6-1</i>	Received a call from CPT [REDACTED] <i>b7C1b6-1</i> requesting to know where we were in this process, arraignments made to have him pick me up Monday, 0600z at the front gate (gate 1) turn around.	
09 Aug 03, 1545z SA [REDACTED] <i>7C1b6-1</i>	Contact CPT [REDACTED] <i>b7C1b6-1</i> advised him as to the status of the case, he request a call Monday after the photo line up	
11 Aug 03, 0630z SA [REDACTED] <i>7C1b6-1</i>	About 0630z, 11 Aug 03, SA [REDACTED] <i>b7C1b6-1</i> conducted a photo line up for [REDACTED] <i>b7C1b6-1</i> Iraqi Male, [REDACTED] <i>b7C1b6-1</i> house # [REDACTED] <i>b7C1b6-1</i> neighborhood, (near the museum of Iraqi History.) MR [REDACTED] <i>b7C1b6-1</i> complained that this incident had occurred a month ago, further, that he had not obtained a good look at the suspect as his face swelled up, he had blood in his vision, and the American soldiers separated the soldiers involved, there fore he felt the Americans knew who assaulted him. Mr. [REDACTED] <i>b7C1b6-1</i> pointed at photograph #3 [REDACTED] <i>b7C1b6-1</i> and stated that he looked like him but was bigger. Mr. [REDACTED] <i>b7C1b6-1</i> was unsure of who assaulted him. This interview was completed with the services of Mr. [REDACTED] <i>b7C1b6-1</i> Titan Corporation Contractor for the U.S. Army, interpreter, assigned to the 307 CID Detachment. The line up was conducted at the Iraqi Museum of Military History.	
12 Aug 03, 0600z - 1300z SA [REDACTED] <i>7C1b6-1</i>	Multiple calls to CPT [REDACTED] <i>b7C1b6-1</i> , no contact	
13 Aug 03 0545z SA [REDACTED] <i>7C1b6-1</i>	I was able to contact the TOC and spoke with PFC [REDACTED] <i>b7C1b6-1</i> who stated no one was there. Message left.	
1115hr 13 Aug 03 [REDACTED] <i>7C1b6-1</i>	SAC Review... Good work on this..., try and close as soon as possible.	
1500z <i>7C1b6-1</i> SA [REDACTED]	Coordination with SJA [REDACTED] <i>b7C1b6-1</i> who states to tile both [REDACTED] <i>b7C1b6-1</i> and [REDACTED] <i>b7C1b6-1</i> with a assault and dereliction of duty	
14 Aug 03, 0300z SA [REDACTED] <i>7C1b6-1</i>	Type final report	

AGENT'S ACTIVITY SUMMARY (CID Regulation 195-1)		Control Number	0041-03-CID899-63500
TIME, DATE, AND AGENT		SUMMARY OF INVESTIGATIVE ACTIVITY	

15 Aug 03, 1000z

SA [REDACTED] 7C126-1

Finished case file. To SAC for review and transmittal.

1300hr 19 Aug 03 [REDACTED]

[REDACTED] 7C126-1

SAC Review... Complete Final and forward for distribution. Very Good Job on this.

7C126-1

TOTAL TRAVEL HOURS: 10
TOTAL INVESTGATIVE HOURS: 33
TOTAL ADMIN HOURS 15
TOTAL .0015 FUNDS EXPENDED: N/A
TOTAL RECOVERED VALUE: N/A

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

Aug-21-2003
b7C1b64
[REDACTED]

DISTRIBUTION

- USACRC
- CDR, 4th Bn, 7th Field Artillery, 1st AD
b7C1b64
- SJA LTC [REDACTED] b7C1b64
- PMO LTC [REDACTED]
- File

~~Oct-16-2003~~
~~b7C1b64~~
~~[REDACTED]~~

Supplemental

- USACRC
- Cdr, B Company, 1st Bn Infantry, 1st AD, Baghdad, IRAQ
- SJA LTC [REDACTED] b7C1b64
- PMO LTC [REDACTED] b7C1b64
- File

Jan-28-04
b7C1b64
[REDACTED]

(4833)

- USACRC

11 May 04
SA [REDACTED] b7C1b64

Bn SAN REVIEW TH, TR, DOC

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES: Your social security number and other personal information
Are used as an additional/alternate means of identification
to facilitate and retrieval.PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with
means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Subject	5. Control:	6. Sequence # 0041	7. Year: 03	8. Office CID 899	9. ROI # 63500	Offense:
10. Last Name: [REDACTED] b7C b7D									
11. First Name: [REDACTED] b7C b7D									
12. Middle Name: [REDACTED]									
13. Grade/Rank: E-6/SSG									
14. Social Security Number: [REDACTED] b7C b7D									
15. Other ID Number: [REDACTED]									
16. Date of Birth: [REDACTED] b7C b7D									
17. POB City: [REDACTED] b7C b7D									
18. POB St: [REDACTED]									
19. POB Zip: [REDACTED] b7C b7D									
20. Sex: M	21. Race: B	22. Ethnic:	23. Height: 6'8"	24. Weight: 155	25. Hair: BLK	26. Eye Color: BRN	27. Citizen: US	28. Educ: HSG	29. Prior Record:
30. Marital: M									
31. MOS: 13B	32. Job Description/Location:		33. MC:	34. Security Clr: N	35. Physical Marks/ Tattoos: None			36. Spouse Military: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> USAR	
37. Alias/Nicknames:			38. Alias/Nicknames:				39. Alias/Nicknames:		
40. Unit/Organization: B Battery					41. Unit Phone Number: Home: Cell/Pager:				
42. Military Service:		43. Sub Unit:	44. Fort/City:		45. State:	46. Country:		47. Zip Code/APO:	
48. Home Address: [REDACTED] b7C b7D		49. City: [REDACTED] b7C b7D	50. State: [REDACTED] b7C b7D		51. Country:		52. Zip Code/APO:		
53. JUV:									
54. Family Rel:		55. Last Name:			56. First Name:			57. Middle Name:	
58. Social Security:			59. Grade/Rank:		60. MC:		61. Unit:		
62. City:		63. State:		64. ZIP/APO:		65. Phone: Wk:		Hm:	
66. Offense Code:									
67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		71. UFC:	
72. Offense Code:		73. UFC:							
TELEPHONE: ETS 12/8/06									
PCS/DEROS:									
Date / Time Interview START: Date: 28 Jun 03 Time: 13-10									
Place of Interview: HHe, 4 Heads Palace					Date / Time Interview END: Date: Time:				
Disposition:									
PROPERTY/VEHICLE DATA									
74. Category:		75. Type:		76. Recovered: Yes <input type="checkbox"/> No <input type="checkbox"/>		77. Value:		78. Insurer:	
79. Year:		80. Make:		81. Model:		82. Vehicle Style:		83. # of Doors:	
84. Color:		85. Size:							
86. V.I.N.:				87. License Plate:		88. State:		89. DOD Decal Number:	

NOTES:

LAST HIV TEST:

CID FORM 44-R...Online version

FHTX, 1999

DATA REQUIRED BY PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal information
Are used as an additional/alternate means of identification
to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with
means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date: 28 JUN 03	4. Rel to Case: Subject	5. Control:	6. Sequence # 0041	7. Year: 03	8. Office: CID 89A	9. ROI # -63500	Offense:
10. Last Name: [REDACTED] b7c/b6		11. First Name: [REDACTED] b7c/b6		12. Middle Name:		13. Grade/Rank: E-3 PFC			
14. Social Security Number: [REDACTED]		15. Other ID Number: b7c/b6		16. Date of Birth: [REDACTED]		17. POB City: [REDACTED]		18. POB St: [REDACTED]	
19. POB Zip:		20. Sex: M		21. Race: [REDACTED]		22. Ethnic: [REDACTED]		23. Height: 71"	
24. Weight: 225		25. Hair: BLK		26. Eye Color: BRN		27. Citizen: US		28. Educ: HSG	
29. Prior Record:		30. Marital: Y		31. MOS: 13B		32. Job Description/Location:		33. MC: N	
34. Security Clr: [REDACTED]		35. Physical Marks/Tattoos: [REDACTED]		36. Spouse Military: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>		37. Alias/Nicknames: [REDACTED]		38. Alias/Nicknames: [REDACTED]	
39. Alias/Nicknames:		40. Unit Organization: B-STRY 4-1 FA		41. Unit Phone Number:		Home:		Cell/Pager:	
42. Military Service:		43. Sub Unit:		44. Fort/City: b7c/b6		45. State: b7c/b6		46. Country:	
47. Zip Code/APO:		48. Home Address: [REDACTED]		49. City: [REDACTED]		50. State: [REDACTED]		51. Country:	
52. Zip Code/APO: [REDACTED]		53. JUV:		54. Family Rel:		55. Last Name:		56. First Name:	
57. Middle Name:		58. Social Security:		59. Grade/Rank:		60. MC:		61. Unit:	
62. City:		63. State:		64. ZIP/APO:		65. Phone:		Wk: Hm:	
OFFENSES									
66. Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:	
71. UFC:		72. Offense Code:		73. UFC:					
ADMINISTRATIVE DATA									
Telephone:		ETS: 21 JAN 05		PCS/DEROS:		Date / Time Interview START:		Date: Time:	
Place of Interview:						Date / Time Interview END:		Date: Time:	
Disposition:									
PROPERTY/VEHICLE DATA									
74. Category:		75. Type:		76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>		77. Value:		78. Insurer:	
79. Year:		80. Make:		81. Model:		82. Vehicle Style:		83. # of Doors:	
84. Color:		85. Size:		86. V.I.N.:		87. License Plate:		88. State:	
89. DOD Decal Number:									
NOTES:									
LAST HIV TEST:									

DATA REQUIRED BY PRIVACY ACT

AUTHORITY: Title 10, United States Code Section 3012 (g) **ROUTINE USES:** Your social security number and other personal information Are used as an additional/alternate means of identification to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. **DISCLOSURE:** Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date: 28 JUN 03	4. Rel to Case: Subject	5. Control:	6. Sequence #: 0041 -	7. Year: 03	8. Office: CID 899	9. ROI #: 63500	Offense:
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10. Last Name: [REDACTED] b7c/b6d	11. First Name: [REDACTED] b7c/b6d	12. Middle Name: [REDACTED]	13. Grade/Rank: E-3/PFC
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14. Social Security Number: [REDACTED]	15. Other ID Number: b7c/b6d	16. Date of Birth: [REDACTED]	17. POB City: [REDACTED]	18. POB State: [REDACTED]	19. POB Zip: [REDACTED]
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20. Sex: M	21. Race: B	22. Ethnic: LACIA	23. Height: 6'7"	24. Weight: 157	25. Hair: BLK	26. Eye Color: BRN	27. Citizen:	28. Educ:	29. Prior Record:	30. Marital: N
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31. MOS: 13B	32. Job Description/Location:	33. MC:	34. Security Clr: N/A	35. Physical Marks/ Tattoos:	36. Spouse Military: Yes <input type="checkbox"/> No <input type="checkbox"/>	Branch:
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37. Alias/Nicknames: [REDACTED]	38. Alias/Nicknames:	39. Alias/Nicknames:
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40. Unit/ Organization: B BTH, 4-1 FA	41. Unit Phone Number: Home: Cell/Pager:
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42. Military Service:	43. Sub Unit:	44. Fort/City:	45. State: b7c/b6d	46. Country:	47. Zip Code/APO:
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48. Home Address: b7c/b6d	49. City: b7c/b6d	50. State: b7c/b6d	51. Country:	52. Zip Code/APO: 70582
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53. JUV:	54. Family Rel:	55. Last Name:	56. First Name:	57. Middle Name:
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58. Social Security:	59. Grade/Rank:	60. MC:	61. Unit:
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62. City:	63. State:	64. ZIP/APO:	65. Phone: Wk: Hm:
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66. Offense Code:	67. UFC:	68. Offense Code:	69. UFC:	70. Offense Code:	71. UFC:	72. Offense Code:	73. UFC:
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Telephone: [REDACTED]	ETS: 12 Feb 05	PCS/DEROS:	Date / Time Interview START: Date: Time:
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Place of Interview:	Date / Time Interview END: Date: Time:
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Disposition:

74. Category:	75. Type:	76. Recovered: Yes <input type="checkbox"/> No <input type="checkbox"/>	77. Value:	78. Insurer:	Policy:	Year/Date Exp:
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79. Year:	80. Make:	81. Model:	82. Vehicle Style:	83. # of Doors:	84. Color:	85. Size:
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86. V.I.N:	87. License Plate:	88. State:	89. DOD Decal Number:
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NOTES:

LAST HIV TEST:

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES: Your social security number and other personal information
Are used as an additional/alternate means of identification
to facilitate and retrieval.PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with
means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Subject	5. Control:	6. Sequence #	7. Year:	8. Office - CID	9. ROI #	Offense:
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10. Last Name: b7c b6A [REDACTED]	11. First Name: b7c b6A [REDACTED]	12. Middle Name: b7c b6A [REDACTED]	13. Grade/Rank: PFC/E-3
14. Social Security Number: b7c b6A [REDACTED]	15. Other ID Number: 7C b6 [REDACTED]	16. Date of Birth: [REDACTED]	17. POB City: [REDACTED]
18. POB St: [REDACTED]		19. POB Zip: [REDACTED]	

20. Sex: M	21. Race: CAU	22. Ethnic:	23. Height: 70	24. Weight: 165	25. Hair: Bld	26. Eye Color: HAZ	27. Citizen: US	28. Educ: 12	29. Prior Record:	30. Marital: M
31. MOS: 13B	32. Job Description/Location: FIELD ATR	33. MC:	34. Security Clr: N	35. Physical Markings/Tattoos: [REDACTED]		36. Spouse/Military: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes		37. Branch:		

37. Alias/Nicknames:	38. Alias/Nicknames:	39. Alias/Nicknames:
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40. Unit/Organization: B BATTERY 4/1 FA, FT RILEY, KS	41. Unit Phone Number: (785) 239-5755	Home:	Cell/Pager:
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42. Military Service:	43. Sub Unit:	44. Fort/City:	45. State: b7c b6A [REDACTED]	46. Country:	47. Zip Code/APO:
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48. Home Address: [REDACTED]	49. State: [REDACTED]	50. Country:	51. Zip Code/APO: 66442
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53. JUV:	54. Family Rel:	55. Last Name:	56. First Name:	57. Middle Name:
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58. Social Security:	59. Grade/Rank:	60. MC:	61. Unit:
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62. City:	63. State:	64. ZIP/APO:	65. Phone: Wk: Hm:
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66. Offense Code:	67. UFC:	68. Offense Code:	69. UFC:	70. Offense Code:	71. UFC:	72. Offense Code:	73. UFC:
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Telephone: ETS: 28 JAN 05	PCS/DEROS:	Date / Time Interview START: Date: Time:
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Place of Interview: CID Office - BIAP, IRAQ	Date / Time Interview END: Date: Time:
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Disposition:

74. Category:	75. Type:	76. Recovered: Yes <input type="checkbox"/> No <input type="checkbox"/>	77. Value:	78. Insurer:	Policy:	Year/Date Exp:
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79. Year:	80. Make:	81. Model:	82. Vehicle Style:	83. # of Doors:	84. Color:	85. Size:
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86. V.I.N:	87. License Plate:	88. State:	89. DOD Decal Number:
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NOTES: HOR: [REDACTED]

LAST HIV TEST:

CID FORM 44-R...Online version

FHTX, 1999

00973

000011

DATA REQUIRED BY PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal information Are used as an additional/alternate means of identification to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:		2. Action Code:		3. Date:		4. Rel to Case: Subject		5. Control:		6. Sequence # 0041-03		7. Year:		8. Office CID 899		9. ROI # 63500		Offense:					
10. Last Name: [REDACTED] b7C, b6A				11. First Name: [REDACTED] b7C, b6A				12. Middle Name: [REDACTED] b7C, b6A				13. Grade/Rank: E-3 PFC											
14. Social Security Number: [REDACTED]				15. Other ID Number: [REDACTED]				16. Date of Birth: [REDACTED]				17. POB City: [REDACTED] b7C, b6A				18. POB St: [REDACTED] b7C, b6A				19. POB Zip:			
20. Sex: W		21. Race: C		22. Ethnic:		23. Height: 5'7"		24. Weight: 135		25. Hair: BRN		26. Eye Color: GRN		27. Citizen: US		28. Educ: HSG		29. Prior Record:		30. Marital: No			
31. MOS: 13B		32. Job Description/Location:				33. MC:		34. Security Clr: No		35. Physical Marks/ Tattoos: None				36. Spouse Military: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>				Branch:					
37. Alias/Nicknames: None						38. Alias/Nicknames:						39. Alias/Nicknames:											
40. Unit/ Organization: 13 Btry 4-1 FA										41. Unit Phone Number: Home: Cell/Pager:													
42. Military Service:				43. Sub Unit:				44. Fort/City:				45. State: [REDACTED] b7C, b6A		46. Country:		47. Zip Code/APO:							
48. Home Address: [REDACTED]				49. City: [REDACTED]				50. State: [REDACTED]		51. Country:				52. Zip Code/APO:									
FAMILY MEMBERS DATA																							
53. JUV:		54. Family Rel:		55. Last Name:				56. First Name:				57. Middle Name:											
58. Social Security:				59. Grade/Rank:				60. MC:				61. Unit:											
62. City:				63. State:		64. ZIP/APO:				65. Phone: Wk:		Hm:											
OFFENSE DATA																							
66. Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		71. UFC:		72. Offense Code:		73. UFC:									
ADMINISTRATIVE DATA																							
Telephone:				ETS:				PCS/DEROS:				Date / Time Interview START: Date: Time:											
Place of Interview: CID office, D MAIN										Date / Time Interview END: Date: Time:													
Disposition:																							
PROPERTY/VEHICLE DATA																							
74. Category:				75. Type:		76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>		77. Value:		78. Insurer: Policy:				Year/Date Exp:									
79. Year:		80. Make:				81. Model:				82. Vehicle Style:		83. # of Doors:		84. Color:		85. Size:							
86. V.I.N.:						87. License Plate:		88. State:		89. DOD Decal Number:													

NOTES:

LAST HIV TEST:

DATA REQUIRED BY PRIVACY ACT											
AUTHORITY:		Title 10, United States Code Section 3012 (g)				ROUTINE USES: Your social security number and other personal information Are used as an additional/alternate means of identification to facilitate and retrieval.					
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.						DISCLOSURE: Disclosure of your social security # is voluntary					
1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Subject	5. Control:	6. Sequence #	7. Year:	8. Office: - CID	9. ROI #	Offense:		
INDIVIDUAL DATA											
10. Last Name: [REDACTED] b7c, b6, b4		11. First Name: [REDACTED] b7c, b6, b4		12. Middle Name: [REDACTED] b7c, b6, b4		13. Grade/Rank: SGT/E-5					
14. Social Security Number: [REDACTED] b7c, b6, b4		15. Other ID Number: [REDACTED] b7c, b6, b4		16. Date of Birth: [REDACTED] b7c, b6, b4		17. POB City: [REDACTED] b7c, b6, b4		18. POB St: [REDACTED] b7c, b6, b4		19. POB Zip:	
20. Sex: M	21. Race:	22. Ethnic:	23. Height: 63	24. Weight: 130	25. Hair: Bk	26. Eye Color: Bro	27. Citizen: US	28. Educ: 12	29. Prior Record:	30. Marital: M	
31. MOS: 13B	32. Job Description/Location: Field Art.		33. MC:	34. Security Clr: N	35. Physical Marks/Tattoos: [REDACTED]		36. Spouse Military: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>		Branch:		
37. Alias/Nicknames:				38. Alias/Nicknames:				39. Alias/Nicknames:			
40. Unit/ Organization: A/I FA-1AD FT Rely, KS					41. Unit Phone Number: (705) 239-[REDACTED]			Home: Cell/Pager:			
42. Military Service:		43. Sub Unit:		44. Fort/City: [REDACTED] b7c, b6, b4		45. State: [REDACTED] b7c, b6, b4		46. Country:		47. Zip Code/APO:	
48. Home Address: [REDACTED]		49. City: [REDACTED]		50. State: [REDACTED]		51. Country:		52. Zip Code/APO:			
FAMILY MEMBER DATA											
53. JUV:		54. Family Rel:		55. Last Name:		56. First Name:		57. Middle Name:			
58. Social Security:			59. Grade/Rank:		60. MC:		61. Unit:				
62. City:		63. State:		64. ZIP/APO:		65. Phone:		Wk:		Hm:	
OFFENSE											
66. Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		71. UFC:	
								72. Offense Code:		73. UFC:	
ADMINISTRATIVE DATA											
Telephone:		ETS: 24 OCT 04		PCS/DEROS:		Date / Time Interview START: Date: Time:					
Place of Interview:						Date / Time Interview END: Date: Time:					
Disposition:											
PROPERTY/VEHICLE DATA											
74. Category:		75. Type:		76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>		77. Value:		78. Insurer:		Policy: Year/Date Exp: /	
79. Year:		80. Make:		81. Model:		82. Vehicle Style:		83. # of Doors:		84. Color: 85. Size:	
86. V.I.N:				87. License Plate:		88. State:		89. DOD Decal Number:			
NOTES: BIAP CID office											
LAST HIV TEST:											

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES: Your social security number and other personal information
Are used as an additional/alternate means of identification
to facilitate and retrieval.PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with
means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Subject	5. Control:	6. Sequence # 0041	7. Year: 03	8. Office CID 859	9. ROI # 63500	Offense:
10. Last Name:			11. First Name:			12. Middle Name:			13. Grade/Rank:
14. Social Security Number:			15. Other ID Number:			16. Date of Birth:			17. POB City:
18. POB St:			19. POB Zip:			20. Sex: M			21. Race: C
22. Ethnic:			23. Height: 73			24. Weight: 193			25. Hair: BRN
26. Eye Color: HAZ			27. Citizen: US			28. Educ: HSC			29. Prior Record:
30. Marital: Y			31. MOS: 13B			32. Job Description/Location:			33. MC:
34. Security Clr: Secret			35. Physical Marks/ Tattoos:			36. Spouse Military: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>			Branch:
37. Alias/Nicknames: None			38. Alias/Nicknames:			39. Alias/Nicknames:			
40. Unit/ Organization: B BATTERY 4-1 FA			41. Unit Phone Number:			Home:			Cell/Pager:
42. Military Service:			43. Sub Unit:			44. Fort/City:			45. State: b7C/b6A
46. Country:			47. Zip Code/APO:			48. Home Address:			49. City:
50. State:			51. Country:			52. Zip Code/APO: 66442			
53. JUV:			54. Family Rel:			55. Last Name:			56. First Name:
57. Middle Name:			58. Social Security:			59. Grade/Rank:			60. MC:
61. Unit:			62. City:			63. State:			64. ZIP/APO:
65. Phone:			Wk:			Hm:			
OFFENSE									
66. Offense Code:			67. UFC:			68. Offense Code:			69. UFC:
70. Offense Code:			71. UFC:			72. Offense Code:			73. UFC:
ADMINISTRATIVE DATA									
Telephone:			ET9: 4 July 03			PCS/DEROS:			Date / Time Interview START:
Place of Interview:			Date:			Time:			Date / Time Interview END:
Disposition:			Date:			Time:			
PROPERTY/VEHICLE DATA									
74. Category:			75. Type:			76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>			77. Value:
78. Insurer:			Policy:			Year/Date Exp:			
79. Year:			80. Make:			81. Model:			82. Vehicle Style:
83. # of Doors:			84. Color:			85. Size:			
86. V.I.N.:			87. License Plate:			88. State:			89. DOD Decal Number:

NOTES:

Arms Room Clearance
Plans to re-enlist on 7/4/03 for two
years

LAST HIV TEST:

CID FORM 44-R...Online version

FHTX, 1999

00976

DATA REQUIRED BY PRIVACY ACT

AUTHORITY:

Title 10, United States Code Section 3012 (g)

ROUTINE USES: Your social security number and other personal information
Are used as an additional/alternate means of identification
to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with
means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Subject	5. Control:	6. Sequence #	7. Year:	8. Office - CID	9. ROI #	Offense:
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10. Last Name: b7C b7D [REDACTED]	11. First Name: b7C b7D [REDACTED]	12. Middle Name: b7C b7D [REDACTED]	13. Grade/Rank: SGT/E-5
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14. Social Security Number: b7C b7D [REDACTED]	15. Other ID Number: b7C b7D [REDACTED]	16. Date of Birth: b7C b7D [REDACTED]	17. POB City: b7C b7D [REDACTED]	18. POB St: b7C b7D [REDACTED]	19. POB Zip: b7C b7D [REDACTED]
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20. Sex: M	21. Race:	22. Ethnic:	23. Height: 6'9"	24. Weight: 190	25. Hair: BRN	26. Eye Color: BRN	27. Citizen: US	28. Educ: 13	29. Prior Record:	30. Marital: M
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31. MOS: 13B	32. Job Description/Location: FED ART	33. MC:	34. Security Clr: N	35. Physical Marks/Tattoos: b7C b7D [REDACTED]	36. Spouse Military: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>	Branch:
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37. Alias/Nicknames: B BATTERY, 4/1 FA, ↓	38. Alias/Nicknames:	39. Alias/Nicknames:
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40. Unit/Organization: FT Riley KSG 6442	41. Unit Phone Number:	Home:	Cell/Pager:
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42. Military Service:	43. Sub Unit:	44. Fort/City:	45. State: b7C b7D [REDACTED]	46. Country:	47. Zip Code/APO:
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48. Home Address: b7C b7D [REDACTED]	49. City: b7C b7D [REDACTED]	50. State: b7C b7D [REDACTED]	51. Country:	52. Zip Code/APO: 94601
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53. JUV:	54. Family Rel:	55. Last Name:	56. First Name:	57. Middle Name:
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58. Social Security:	59. Grade/Rank:	60. MC:	61. Unit:
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62. City:	63. State:	64. ZIP/APO:	65. Phone:	Wk:	Hm:
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66. Offense Code:	67. UFC:	68. Offense Code:	69. UFC:	70. Offense Code:	71. UFC:	72. Offense Code:	73. UFC:
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Telephone:	ETS: 23 MAR 05	PCS/DEROS:	Date / Time Interview START:
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Place of Interview:	Date / Time Interview END:
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Disposition:	Date:	Time:
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74. Category:	75. Type:	76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>	77. Value:	78. Insurer:	Policy:	Year/Date Exp:
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79. Year:	80. Make:	81. Model:	82. Vehicle Style:	83. # of Doors:	84. Color:	85. Size:
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86. V.I.N.:	87. License Plate:	88. State:	89. DOD Decal Number:
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NOTES: CID OFFICE, BIAP, IRAQ

LAST HIV TEST:

CID FORM 44-R...Online version

FHTX, 1999

AUTHORITY:

Title 10, United States Code Section 3012 (g)

DATA REQUIRED BY PRIVACY ACT

ROUTINE USES: Your social security number and other personal information
Are used as an additional/alternate means of identification
to facilitate and retrieval.PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with
means by which information may be accurately identified.

DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Subject	5. Control:	6. Sequence # 0041	7. Year: 03	8. Office - CID 859	9. ROI # - 63500	Offense:			
10. Last Name:			11. First Name: b7C, b6A			12. Middle Name:			13. Grade/Rank: E-3/PFC			
14. Social Security Number:		15. Other ID Number: b7C, b6A		16. Date of Birth:		17. POB City: b7C, b6A		18. POB St:	19. POB Zip:			
20. Sex: M	21. Race: H	22. Ethnic:	23. Height: 5'9"	24. Weight: 147	25. Hair: BRN	26. Eye Color: BRN	27. Citizen: US	28. Educ: GED	29. Prior Record:	30. Marital: M		
31. MOS: 13B		32. Job Description/Location:		33. MC:	34. Security Clr: NO	35. Physical Marks/Tattoos:		36. Spouse Military: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>		Branch:		
37. Alias/Nicknames: None				38. Alias/Nicknames:			39. Alias/Nicknames:					
40. Unit/ Organization: B/41 FA					41. Unit Phone Number: Home: Cell/Pager:							
42. Military Service:		43. Sub Unit:		44. Fort/City:		45. State: b7C, b6A	46. Country:		47. Zip Code/APO:			
48. Home Address:		49. City:		50. State: b7C, b6A		51. Country:		52. Zip Code/APO: 66441				
53. JUV:		54. Family Rel: b7C, b6A		55. Last Name: b7C, b6A		56. First Name: b7C, b6A		57. Middle Name: b7C, b6A				
58. Social Security:			59. Grade/Rank:		60. MC:		61. Unit:					
62. City:		63. State:		64. ZIP/APO:		65. Phone: Wk: Hm:						
66. Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		71. UFC:	72. Offense Code:	73. UFC:
ADMINISTRATIVE DATA												
Telephone:		ETS:		PCS/DEROS:		Date / Time Interview START: Date: Time:						
Place of Interview:						Date / Time Interview END: Date: Time:						
Disposition:												
PROPERTY/VEHICLE DATA												
74. Category:		75. Type:		76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>		77. Value:		78. Insurer:		Policy:		Year/Date Exp:
79. Year:		80. Make:		81. Model:		82. Vehicle Style:		83. # of Doors:		84. Color:		85. Size:
86. V.I.N.:				87. License Plate:		88. State:		89. DOD Decal Number:				

NOTES:

LAST HIV TEST:

CID FORM 44-R...Online version

FHTX, 1999

DATA REQUIRED BY PRIVACY ACT											
AUTHORITY:		Title 10, United States Code Section 3012 (g)				ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate and retrieval.					
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.						DISCLOSURE: Disclosure of your social security # is voluntary					
1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Subject	5. Control:	6. Sequence #	7. Year:	8. Office: CID	9. ROI #	Offense:		
INDIVIDUAL DATA											
10. Last Name: [REDACTED]		11. First Name: [REDACTED]		12. Middle Name: [REDACTED]		13. Grade/Rank: PFC/E3					
14. Social Security Number: [REDACTED]		15. Other ID Number: [REDACTED]		16. Date of Birth: [REDACTED]		17. POB: [REDACTED]		18. POB Zip: [REDACTED]			
20. Sex: M	21. Race: CAO	22. Ethnic:	23. Height: 72	24. Weight: 210	25. Hair: BRN	26. Eye Color: BRN	27. Citizen: US	28. Educ: 12	29. Prior Record:	30. Marital: M	
31. MOS: 13B		32. Job Description/Location: Artillery		33. MC:	34. Security Clr: N	35. Physical Marks/ Tattoos: [REDACTED]		36. Spouse Military: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>		Branch:	
37. Alias/Nicknames: NAME				38. Alias/Nicknames:				39. Alias/Nicknames:			
40. Unit/ Organization: B BATTERY 41ST FA, IAD						41. Unit Phone Number:			Home:		Cell/Pager:
42. Military Service:		43. Sub Unit:		44. Fort/City: [REDACTED]		45. State:	46. Country:	47. Zip Code/APO:			
48. Home Address: [REDACTED]		49. City: [REDACTED]		50. State: [REDACTED]		51. Country:	52. Zip Code/APO: 66441				
FAMILY MEMBER DATA											
53. JUV:	54. Family Rel:		55. Last Name:		56. First Name:		57. Middle Name:				
58. Social Security:			59. Grade/Rank:		60. MC:		61. Unit:				
62. City:			63. State:		64. ZIP/APO:		65. Phone: Wk:		Hm:		
OFFENSE											
66. Offense Code:		67. UFC:		68. Offense Code:		69. UFC:		70. Offense Code:		71. UFC:	
72. Offense Code:		73. UFC:									
ADMINISTRATIVE DATA											
Telephone: [REDACTED]		ETS: 36 MAY 06		PCS/DEROS:		Date / Time Interview START: Date: 27 JUN 03 Time: 0900					
Place of Interview: CUB OFFICE, IAD, BIAP, IRAQ						Date / Time Interview END: Date: Time:					
Disposition:											
PROPERTY/VEHICLE DATA											
74. Category:		75. Type:		76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>		77. Value:		78. Insurer:		Policy: Year/Date Exp: /	
79. Year:		80. Make:		81. Model:		82. Vehicle Style:		83. # of Doors:		84. Color: 85. Size:	
86. V.I.N:				87. License Plate:		88. State:		89. DOD Decal Number:			
NOTES:											
LAST HIV TEST:											

