

**COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION**

For use of this form, see AR 190-45; the proponent agency is ODCSOP8

SUSPENSE DATE (YYYYMMDD)

2004/02/09

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2861; E.O. 9397 dated November 22, 1943 (SSM).  
**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 1AD, JAG APO AE 09324	2. TO 323D MP DET APO AE 09324	3. FROM C Co 2/6th INF APO 09324
4. USACRC CONTROL NUMBER 0117-03-CID899-63549	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 addresses indicated in "TO" block on completion of final action.

7. NAME OF SUBJECT (Last, First, MI) <u>b7c-5, b6-5</u>	8. GRADE E-7	9. SSN <u>b7c-5, b6-5</u>	10. DATE OF BIRTH (YYYYMMDD) <u>b7c-5, b6-5</u>
11a. OFFENSE(s)		11b. DATE OF OFFENSE(s)	
Art 92, UCMJ: Violation of a General Order (Maltreatment of a Prisoner)		2003/09/01	
Art 128, UCMJ: Assault			
Art 134, UCMJ: False Swearing		2003/09/01	
Art 78, UCMJ: Accessory After the Fact			
Art 134, UCMJ: Obstruction of Justice		2003/09/01	
Art 92, UCMJ: Dereliction of Duty			

**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-7 TO E-6       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.)

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15. REMARKS

Disposition received via telephonic from CPT <sup>b7C-3, b6-3</sup> [REDACTED], JAG, 1AD.

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

b7C-3, b6-3

b7C-1, b6-1

16b. SIGNATURE

SA [REDACTED] for CPT [REDACTED]

b7C-1, b6-1

b7C-3, b6-3

16c. DATE OF REPORT (YYYYMMDD)

2004/02/09

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**COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION**

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

SUSPENSE DATE (YYYYMMDD)

2004/21/2

**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 SJA, 1AD APO AE 09324	2. TO 323D MP DET (CID)(DSE) APO AE 09324	3. FROM B Co 2/6th INF APO AE 09324
4. USACRC CONTROL NUMBER 0117-03-CID899-63549	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) <u>b7c-5, b6-5</u>	8. GRADE E-4	9. SSN <u>b7c-5, b6-5</u>	10. DATE OF BIRTH (YYYYMMDD) <u>b7c-5, b6-5</u>
11a. OFFENSE(s)		11b. DATE OF OFFENSE(s)	
Art # 92, UCMJ, Violation of a General Order Art # 128 UCMJ Assault (Battery)		2004/09/08	
Art # 134 UCMJ, False Swearing Art # 78, UCMJ, Accessory after the Fact		2004/09/08	
Art # 134 UCMJ Obstruction of Justice Art # 92, UCMJ, Dereliction of Duty		2004/09/08	

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

<input type="checkbox"/> a. REPRIMAND	<input type="checkbox"/> b. ADMONITION	<input type="checkbox"/> (1) ORAL	<input type="checkbox"/> (2) IN WRITING
<input type="checkbox"/> c. DETENTION	<input checked="" type="checkbox"/> d. FORFEITURE	<input type="checkbox"/> e. FINED \$ 2/3 pay / 1 MONTHS	
<input type="checkbox"/> f. REDUCED FROM _____ TO _____	<input checked="" type="checkbox"/> g. EXTRA DUTY FOR 45 DAYS	<input type="checkbox"/> h. RESTRICTED FOR _____ DAYS	
<input type="checkbox"/> i. CORRECTIONAL CUSTODY FOR _____ DAYS	<input type="checkbox"/> j. CONFINED _____ YEARS _____ MONTHS		
k. PUNITIVE DISCHARGE ADJUDGED TYPE: _____		EFFECTIVE DATE _____	
l. ADMINISTRATIVE DISCHARGE			
m. OTHER (For example, suspension of driving privileges. Explain in Remarks.)			

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15. REMARKS

Disposition received via telephonic from CPT [REDACTED] SJA, 2nd BCT, 1AD.

b7C3, b6-3

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER  
CPT [REDACTED], SJA, 2nd BCT, 1AD

b7C3, b6-3

b7C-1, b6-1

16b. SIGNATURE  
SA [REDACTED] for CPT [REDACTED]

b7C1, b6-1

b7C-3, b6-3

SJA, 2nd BCT, 1AD

16c. DATE OF REPORT (YYYYMMDD)

2004/02/12

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**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)

2004/02/26

**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 IAD, JAG APO AE 09324	2. TO 323D MP DET APO AE 09324	3. FROM C Co 2/6th INF APO 09324
4. USACRC CONTROL NUMBER 0117-03-CID899-63549	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) <u>67C-5, 66-5</u> [REDACTED]	8. GRADE E-6	9. SSN <u>67C-5, 66-5</u> [REDACTED]	10. DATE OF BIRTH (YYYYMMDD)
11a. OFFENSE(s)		11b. DATE OF OFFENSE(s)	
Art 92, UCMJ: Violation of a General Order (Maltreatment of a Prisoner) Art 128, UCMJ: Assault		2003/09/01	
Art 134, UCMJ: False Swearing Art 78, UCMJ: Accessory After the Fact		2003/09/01	
Art 134, UCMJ: Obstruction of Justice Art 92, UCMJ: Dereliction of Duty		2003/09/01	

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-6 TO E-5       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.)

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15. REMARKS

Disposition received via telephonic from CPT **[REDACTED]** <sup>b7c-3, b6-3</sup> JAG, 1AD.

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER <sup>b7c-3, b6-3</sup>  
CPT **[REDACTED]**, JAG <sup>b7c-1, b6-1</sup>

16b. SIGNATURE  
SA <sup>b7c-1, b6-1</sup> **[REDACTED]** <sup>b7c-3, b6-3</sup> for CPT **[REDACTED]**

16c. DATE OF REPORT (YYYYMMDD)  
2004/02/26

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**COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION**

For use of this form, see DA Form 4833, 190-45; the proponent agency is ODCSOPS

SUSPENSE DATE (YYYYMMDD)

2004/03/08

**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 and securely reported.  
**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 1AD, JAG APO AE 09324	2. TO 323D MP DET APO AE 09324	3. FROM C Co 2/6th INF APO 09324
4. USACRC CONTROL NUMBER 0117-03-CID899-63549	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) 07651065 [REDACTED]	8. GRADE E-6	9. SSN 07651065 [REDACTED]	10. DATE OF BIRTH (YYYYMMDD)
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11a. OFFENSE(s)	11b. DATE OF OFFENSE(s)
Art 92, UCMJ: Violation of a General Order (Maltreatment of a Prisoner) Art 128, UCMJ: Assault	2003/09/01
Art 134, UCMJ: False Swearing Art 78, UCMJ: Accessory After the Fact	2003/09/01
Art 134, UCMJ: Obstruction of Justice Art 92, UCMJ: Dereliction of Duty	2003/09/01

**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 proceedings 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 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 \_\_\_\_\_ TO \_\_\_\_\_  g. EXTRA DUTY FOR \_\_\_\_\_ DAYS RESTRICTED FOR \_\_\_\_\_ DAYS

h. CORRECTIONAL CUSTODY FOR \_\_\_\_\_ DAYS  i. CONFINED \_\_\_\_\_ MONTHS

k. PUNITIVE DISCHARGE ADJUDGED TYPE: \_\_\_\_\_

l. ADMINISTRATIVE DISCHARGE

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

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15. REMARKS

Disposition received from CPT [redacted] b7c3, b6-3, JAG, IAD.

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER  
CPT [redacted] b7c3, b6-3, JAG, IAD

16b. SIGNATURE  
SA [redacted] b7c1, b6-1 for CPT [redacted] b7c3, b6-3, JAG, IAD

16c. DATE OF REPORT (YYYYMMDD)  
2004/03/08

7c b6

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**COMMANDER'S REPORT DISCIPLINARY OR ADMINISTRATIVE ACTION**

For use of this form, DA Form 4833, 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 2851; E.O. 9397 dated November 22, 1943 (SSA).  
**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 HHC 2/6th INF, Unit # 23719 APO AE 09034
4. USACRC CONTROL NUMBER 0049-03-CID899-63505	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) <u>107C-5, 106-5</u> [REDACTED]	8. GRADE SSG	9. SSN <u>107C5106-5</u> [REDACTED]	10. DATE OF BIRTH (YYYYMMDD)
11a. OFFENSE(S)		11b. DATE OF OFFENSE(S)	
ART 92 UCMJ: Failure to Obey General Order or Regulation (MAltreatment of a Prisoner) ART 128 UCMJ: Assault (BATTERY)		2003/09/01	
ART 134 UCMJ: False Swearing ART 78 UCMJ: Accessory After th Fact		2003/09/01	
ART 134 UCMJ: Obstruction of Justice ART 92 UCMJ: Dereliction of Duty		2003/09/01	

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-6 TO E-4  g. EXTRA DUTY FOR \_\_\_\_\_ DAYS  h. RESTRICTED FOR \_\_\_\_\_ DAYS  
 i. CORRECTIONAL CUSTODY FOR 30 DAYS  j. CONFINED \_\_\_\_\_ YEARS \_\_\_\_\_ MONTHS  
 k. PUNITIVE DISCHARGE ADJUDGED TYPE: \_\_\_\_\_ EFFECTIVE DATE \_\_\_\_\_  
 l. ADMINISTRATIVE DISCHARGE  
 m. OTHER (For example, suspension of driving privileges. Explain in Remarks.)

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15. REMARKS

Disposition received via Telephonic

PT

b7C3, b6-3

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

b7C3, b6-3

16b. SIGNATURE  
SA [REDACTED] CPT [REDACTED]

b7C3, b6-3

b7C1, b6-1

16c. DATE OF REPORT (YYYYMMDD)

2003/01/27

7C b6

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL/FINAL - 0117-03-CID899-63549 - 5Y2C/5Y2D1/5C1H/5Y2E2 ~~SMZ SX4 SX5~~  
SczB

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 1 Sep 2003/0500Z - 1 Sep 2003/0900Z; Ammunition Collection Point, Baghdad Iraq, Grid MB525805.

DATE/TIME REPORTED: 8 Sep 2003/1745Z

INVESTIGATED BY: SA [redacted] b7C-1, b6-1, b2 b7C-1, b6-1, b2

SUBJECT: 1. [redacted] b7C-5, b6-5 SFC; [redacted] b7C-5, b6-5

b7C-5, b6-5 [redacted] M; C; C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq; CT; [Failure to Obey an Order or Regulation][Assault (battery)][False Swearing][Obstruction of Justice]

2. [redacted] b7C-5, b6-5 SSG; [redacted] b7C-5, b6-5 DOB; POB; M; C; C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq; CT; [Failure to Obey an order or Regulation] [Assault (battery)] [False Swearing]

3. [redacted] b7C-5, b6-5 SSG; [redacted] b7C-5, b6-5 DOB; POB; M; C; C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq; CT; [Dereliction of Duty][Assault (battery)] [Accessory After the Fact]

4. [redacted] b7C-5, b6-5 SSG; [redacted] b7C-5, b6-5 DBO; POB; M; C; C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq; CT; [Failure to Obey an Order or Regulation][Assault (battery)] [False Swearing]

5. [redacted] b7C-5, b6-5 SPC; [redacted] b7C-5, b6-5 M; B; C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq; CT; [Failure to Obey an Order or Regulation][Assault (battery)] [False Swearing]

VICTIM: 1. U.S. Government [Failure to Obey an Order or Regulation] [False Swearing] [Accessory After the Fact] [Obstruction of Justice] [Dereliction of Duty]

2. [redacted] b7C-4, b6-4 Baghdad, Iraq; [redacted] b7C-4, b6-4 (NFI); ZZ; [Assault (battery)]

3. [redacted] b7C-4, b6-4 Baghdad, Iraq, [redacted] b7C-4, b6-4 Unknown, (NFI); ZZ; [Assault (battery)]

FOR OFFICIAL USE ONLY

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00745

CIOP-OP

SUBJ: CID REPORT OF INVESTIGATION: 0117-03-CID899-63549 -  
5Y2C/5Y2D1/5C1J/5Y2E2

4. [REDACTED] b7C-4, b6-4 Baghdad, Iraq, [REDACTED] b7C-4, b6-4  
[REDACTED] (NFI); ZZ; [Assault (battery)]

INVESTIGATIVE SUMMARY:

Investigation revealed [REDACTED] b7C-4, b6-4, [REDACTED] b7C-4, b6-4 and [REDACTED] b7C-4, b6-4 were detained by US troops while they were chasing a thief in the performance of their duties as security guards for a Mosque in Baghdad. [REDACTED] upon awakening for the day determined the three b7C-3, b6-3 individuals were in US Custody and zip cuffed with their hands behind their back, told [REDACTED] b7C-5, b6-5, [REDACTED] b7C-5, b6-5 and [REDACTED] b7C-5, b6-5 to rough up the prisoners. [REDACTED] b7C-5, b6-5 and [REDACTED] b7C-5, b6-5 entered the detention area and began b7C-5, b6-5 kicking the detainees. They then dragged them from the detention area to an area where they were further abused by being thrown into a HESCO Basket and were slapped by [REDACTED] b7C-5, b6-5 later made an audiotape summarizing the events involving the b7C-5, b6-5 Iraqis and [REDACTED] b7C-5, b6-5 issued an order that the tape should be destroyed. [REDACTED] b7C-5, b6-5 and [REDACTED] b7C-5, b6-5 made sworn statements to CID admitting to their b7C-5, b6-5 involvement in the assaulting of the detainees. [REDACTED] b7C-5, b6-5 and [REDACTED] b7C-5, b6-5 have denied their b7C-5, b6-5 involvement. Witness statements have been collected which implicate [REDACTED] b7C-5, b6-5 and [REDACTED] b7C-5, b6-5 in the incident with the Iraqi detainees. b7C-5, b6-5

STATUTES:

Article 92, UCMJ, Violation of a General Order or Regulation (Maltreatment of a Prisoner)  
Article 128, UCMJ, Assault (Battery)  
Article 134, UCMJ, False Swearing  
Article 78, UCMJ, Accessory After the Fact  
Article 134, UCMJ Obstruction of Justice  
Article 92, UCMJ, Dereliction of Duty

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigative Report (AIR) of SA [REDACTED] b7C-1, b6-1 describing the investigative activity, interviews of relevant individuals and the interviews of the victims.
2. Rights Waiver and Sworn Statement of [REDACTED] b7C-5, b6-5 Rights Waiver of [REDACTED] b7C-5, b6-5 Rights Waiver and Sworn Statement of [REDACTED] b7C-5, b6-5 Rights Waiver and two Sworn Statements of [REDACTED] b7C-5, b6-5, Rights Waiver of [REDACTED] b7C-5, b6-5, Rights Waiver of [REDACTED] b7C-5, b6-5 and Sworn Statement of [REDACTED] b7C-5, b6-5

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SUBJ: CID REPORT OF INVESTIGATION: 0117-03-CID899-63549 -  
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3. Sworn Statement of SPC <sup>b7c-4, b6-4</sup> [REDACTED] where he describes SSG <sup>b7c-5, b6-5</sup> [REDACTED] assaulting the detainees, and the attempt of SSG [REDACTED] to get the <sup>b7c-5, b6-5</sup> Audiotape destroyed.
4. Rights Waiver and Sworn Statement of <sup>b7c-4, b6-4</sup> [REDACTED] provided on 8 Sep 03 where he indicates he witnessed SSG [REDACTED] and SSG [REDACTED] beat up a prisoner. <sup>b7c-5, b6-5</sup>
5. Sworn Statement of SSG <sup>b7c-5, b6-5</sup> [REDACTED] where he denies assaulting the detainees but indicates SSG [REDACTED] kicked the detainees. <sup>b7c-5, b6-5</sup>
6. Rights Waiver and Sworn Statement of SSG <sup>b7c-5, b6-5</sup> [REDACTED] dated 7 Sep 03 where he denies assaulting the detainees and does not disclose his knowledge of SSG [REDACTED] abusing the detainees. <sup>b7c-5, b6-5</sup>
7. Rights Waiver and Sworn Statement of SPC <sup>b7c-5, b6-5</sup> [REDACTED] where SPC <sup>b7c-5, b6-5</sup> [REDACTED] states he was told to rough up the prisoners by SFC [REDACTED] and he states he <sup>b7c-5, b6-5</sup> saw SSG [REDACTED] kick the prisoners. <sup>b7c-5, b6-5</sup>
8. Rights Waiver and three prior Sworn Statements of SPC <sup>b7c-4, b6-4</sup> [REDACTED] where he denies seeing any abuses to the prisoners.
9. Rights Waiver and Sworn Statement of SSG <sup>b7c-5, b6-5</sup> [REDACTED] where he admits to kicking the prisoners.
10. Rights Waiver and two prior statement of SSG <sup>b7c-5, b6-5</sup> [REDACTED] where he denies assaulting the prisoners.
11. Rights Waiver and Sworn Statement of SFC <sup>b7c-5, b6-5</sup> [REDACTED] where he admits to ordering the roughing up of the prisoners and slapping the prisoners. His statement indicates he attempted to destroy the audiotape.
12. Sketch drawn by SFC <sup>b7c-5, b6-5</sup> [REDACTED] outlining the area where the assaults occurred.
13. Rights Waiver and three prior Sworn Statements of SFC <sup>b7c-5, b6-5</sup> [REDACTED] where he denies assaulting the prisoners.
14. Sworn Statement of PFC <sup>b7c-4, b6-4</sup> [REDACTED] where he describes the apprehension of the prisoners.
15. Sworn Statement of SPC <sup>b7c-4, b6-4</sup> [REDACTED] where he describes the apprehension of the detainees.
16. Sworn Statement of PFC <sup>b7c-4, b6-4</sup> [REDACTED] where he describes the apprehension of the detainees.

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CIOP-OP

SUBJ: CID REPORT OF INVESTIGATION: 0117-03-CID899-63549 -  
5Y2C/5Y2D1/5C1J/5Y2E2

17. Sworn Statement of SGT [REDACTED] <sup>b7C-4, b6-4</sup> where he describes the apprehension of the detainees.
18. Sworn Statement of SSG [REDACTED] <sup>b7C-4, b6-4</sup> where he describes the apprehension of the detainees.
19. Sworn Statement of PFC [REDACTED] <sup>b7C-4, b6-4</sup> where he describes the apprehension of the detainees.
20. Sworn Statement of PFC [REDACTED] <sup>b7C-4, b6-4</sup> where he describes the apprehension of the detainees.
21. Sworn Statement of SPC [REDACTED] <sup>b7C-4, b6-4</sup> where he describes the apprehension of the detainees.
22. Sworn Statement of PFC [REDACTED] <sup>b7C-4, b6-4</sup> where he describes the apprehension of the detainees.
23. Sworn Statement of SSG [REDACTED] <sup>b7C-4, b6-4</sup> where he describes the apprehension of the detainees.
24. Rights Waiver of SSG [REDACTED] <sup>b7C-4, b6-4</sup>.
25. Statement of SSG [REDACTED] <sup>b7C-4, b6-4</sup> where he describes an Iraqi male who came to the ACP demanding the release of the detainees.
26. Rights Waiver of SSG [REDACTED] <sup>b7C-4, b6-4</sup>.
27. Sworn Statement of 2LT [REDACTED] <sup>b7C-4, b6-4</sup> where he describes releasing the detainees.
28. Rights Waiver of 2LT [REDACTED] <sup>b7C-4, b6-4</sup>.
29. Two Sworn Statements of SPC [REDACTED] <sup>b7C-4, b6-4</sup> describing hearing voices outside the ACP and describing the individuals he saw.
30. Rights Waiver of SPC [REDACTED] <sup>b7C-4, b6-4</sup>.
31. Rights Waiver and Sworn Statement of SSG [REDACTED] <sup>b7C-5, b6-5</sup> where he denies kicking or beating the detainees.
32. Rights Waiver and Sworn Statement of PFC [REDACTED] <sup>b7C-4, b6-4</sup> where he describes how he saw SSG [REDACTED] throw a detainee into a HESCO basket and how he heard [REDACTED] <sup>b7C-5, b6-5</sup> SFC [REDACTED] tell the soldiers to Rough up the detainees. <sup>b7C-5, b6-5</sup>

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CIOP-OP

SUBJ: CID REPORT OF INVESTIGATION: 0117-03-CID899-63549 -  
5Y2C/5Y2D1/5C1J/5Y2E2

- 33. Two Sworn Statements of SFC [redacted] <sup>b7c4, b6-4</sup> describing the apprehension of the detainees.
- 34. Rights Waiver of SFC [redacted] <sup>b7c4, b6-4</sup>
- 35. Two Sworn Statements of PFC [redacted] <sup>b7c3b6-3</sup> where he describes the order issued by SFC [redacted] to rough up the detainees. <sup>b7c-5, b6-5</sup>
- 36. Rights Waiver of PFC [redacted] <sup>b7c4b6-4</sup>
- 37. Photographic Disk of the photographs taken in this investigation.
- 38. Non-waiver of SSG [redacted] <sup>b7c5b6-5</sup>
- 39. Rights Waiver of SPC [redacted] <sup>b7c5b6-5</sup>
- 40. Sworn Statement of SPC [redacted] <sup>b7c5b6-5</sup> where he admits to kicking and tripping the detainees.

Not Attached:

Retained in evidence depository.

- 41. Two audiotapes, One of [redacted] <sup>b7c5b6-5</sup> and [redacted] <sup>b7c5b6-5</sup> discussion and one of the interviews of the Detainees.

The originals of Exhibits 1 through 36 and 38 through 40 are attached to the USACRC Copy of this report. The original of Exhibit 41 is retained within the evidence depository.

STATUS: This is a Final Report.

Report Prepared By:

<sup>b7c1, b6-1, b2</sup>  
[redacted]  
Special Agent,

Report Approved By:

<sup>b7c-1, b6-1</sup>  
[redacted]  
Special Agent in Charge

DISTRIBUTION:

- 1 - DIR, USACRC (original), Fort Belvoir, VA 22060
- 1 - THRU: CDR 2-6<sup>th</sup> Inf, Bn, APO AE 09024
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SUBJ: CID REPORT OF INVESTIGATION: 0117-03-CID899-63549 -  
5Y2C/5Y2D1/5C1J/5Y2E2

1 - THRU: CDR, 10<sup>th</sup> MP Bn (CID)(FWD), APO AE 09336

TO: CDR, 3rd MP Group (CID)(FWD), APO AE 09336

1 - SJA (ATTN: LTC [REDACTED], 1<sup>st</sup> AD, APO AE 09324 b7c-3, b6-3

1 - PMO (ATTN: LTC [REDACTED], 1<sup>st</sup> AD, APO AE 09324 b7c-3, b6-3

1 - File

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# AGENT'S INVESTIGATION REPORT

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## DETAILS

Basis for Investigation: About 1745 Zulu, 8 Sep 03, SA [REDACTED] <sup>b7c1, b6-1</sup> received notification from CPT [REDACTED], 2<sup>nd</sup> BDE, SJA, 1AD, stating he received notification from the Battalion Headquarters of 2/6<sup>th</sup> Infantry that several soldiers from the 2/6<sup>th</sup> Infantry has assaulted and beaten three detainees.

About 0630 Zulu, 9 Sep 03, SA [REDACTED] <sup>b7c1, b6-1</sup> and SA [REDACTED] <sup>b7c-1, b6-1</sup> this office received a briefing from LTC [REDACTED] and MAJ [REDACTED] regarding an investigation conducted by MAJ [REDACTED]. MAJ [REDACTED] released several statements he obtained during his investigation. (Exhibit 2). LTC [REDACTED] and MAJ [REDACTED] also described two audiotapes that were in their possession, one consisting of an audio recording between PFC [REDACTED] and SPC [REDACTED] where the assaults on the Iraqi detainees were described. The second tape was a recording of the detainees describing the events leading up to the assaults, including the assault, and their eventual release. b7c-4  
b6-4  
b7c-5  
b6-5

Agents Comments: for an easier flow of this investigation, the statement of the soldiers that were re-interviewed will be included with the statements taken by CID. Only those statements where they were evaluated and no further interviews were conducted will be part of Exhibit 2.

About 0730 Zulu, 9 Sep 03, SA [REDACTED] <sup>b7c1, b6-1</sup> collected the two audio tapes as evidence from a desk top on the second floor of the 2/6<sup>th</sup> Infantry Headquarters, third room on the right (Exhibit 41).

About 1029 Zulu, 9 Sep 03, SA [REDACTED] <sup>b7c1, b6-1</sup> interviewed SPC [REDACTED] <sup>b7c-4, b6-4</sup>, C Co, 2/6<sup>th</sup> Inf., Camp Muleskinner, Baghdad, Iraq. SPC [REDACTED] provided a written statement (Exhibit 3) explaining his involvement in the incident. SPC [REDACTED] denied having any involvement in the assaults. b7c-4, b6-4

Agents Comment: SPC [REDACTED] <sup>b7c1, b6-4</sup> had previously been advised of his rights and provided a written statement denying having any involvement in the abuses of the detainees (Exhibit 4).

About 1041 Zulu, 9 Sep 03, SA [REDACTED] <sup>b7c1, b6-1</sup> interviewed SSG [REDACTED] <sup>b7c-4, b6-4</sup>, C Co, 2/6<sup>th</sup> Inf., Camp Muleskinner, Baghdad, Iraq. SSG [REDACTED] provided a written statement denying being involved in the assaults of the prisoners (Exhibit 5). SSG [REDACTED] did state in his statement that he witnesses SSG [REDACTED] assault the detainees <sup>b7c-5, b6-5</sup> <sup>b7c-4, b6-4</sup>

Agents Comment: SSG [REDACTED] <sup>b7c1, b6-1</sup> had previously been advised of his rights and provided a written statement denying being involved in any abuses with the detainees (Exhibit 6).

About 1115 Zulu, 9 Sep 03, SA [REDACTED] <sup>b7c1, b6-1</sup> advised SPC [REDACTED] <sup>b7c-5, b6-5</sup>, C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq, of his rights from a DA Form 3881. SPC [REDACTED]

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] <sup>b7c-1, b6-1, b2</sup>		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955
SIGNATURE [REDACTED] <sup>b7c-1, b6-1</sup>	DATE 14 September 2003	EXHIBIT 1

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# AGENT'S INVESTIGATION REPORT

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<sup>b7c-5, b6-5</sup> [redacted] waived his rights and provided a written statement denying assaulting any of the detainees (Exhibit 7).

Agents comment: SPC <sup>b7c4, b6-4</sup> [redacted] made three prior written statements and was advised of his rights. Those statements are attached (Exhibit 8).

About 1101 Zulu, 9 Sep 03, SA <sup>b7c1, b6-1</sup> [redacted] advised SSG <sup>b7c5, b6-5</sup> [redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq of his rights. SSG [redacted] waived his rights and provided a written statement admitting to assaulting the detainees by kicking them and then forcing them to do manual labor (Exhibit 9).

Agents Comment: SSG <sup>b7c4, b6-4</sup> [redacted] was previously advised of his rights and provided two written statements (Exhibit 10) where he denied abusing the detainees.

About 1249 Zulu, 9 Sep 03, SA <sup>b7c1, b6-1</sup> [redacted] advised SFC <sup>b7c-5, b6-5</sup> [redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq, of his rights from a DA Form 3881. SFC [redacted] waived his rights and provided a written statement (Exhibit 11) admitting to instructing his soldiers to "rough up" the detainees and admitting to slapping a detainee while he was interviewing him. SFC [redacted] also admitted to asking SSG [redacted] to have the audiotape of the description of the handling of the detainees taped over. SFC [redacted] also provided a sketch of the location of the incident (Exhibit 12). <sup>b7c-5, b6-5</sup>

Agents Comment: SFC <sup>b7c4, b6-4</sup> [redacted] was previously advised of his rights and provided three written statements denying abusing the detainees (Exhibit 13).

About 1307 Zulu, 9 Sep 03, SA <sup>b7c1, b6-1</sup> [redacted] obtained a written statement of PFC <sup>b7c4, b6-4</sup> [redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq, had written concerning this incident (Exhibit 14). SA <sup>b7c-1, b6-1</sup> [redacted] confirmed the statement of PFC [redacted] and swore him to his statement. <sup>b7c4, b6-4</sup>

About 1309 Zulu, 9 Sep 03, SA <sup>b7c1, b6-1</sup> [redacted] obtained a written statement of SPC <sup>b7c4, b6-4</sup> [redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Iraq, had written concerning this incident (Exhibit 15). SA <sup>b7c-1, b6-1</sup> [redacted] confirmed the statement of SPC [redacted] and swore him to his statement. <sup>b7c-4, b6-4</sup>

About 1312 Zulu, 9 Sep 03, SA <sup>b7c b6</sup> [redacted] obtained a written statement of PFC <sup>b7c4, b6-4</sup> [redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 16). SA <sup>b7c-1, b6-1</sup> [redacted] confirmed the statement of PFC [redacted] and swore him to his statement. <sup>b7c-4, b6-4</sup>

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA <sup>b7c1, b6-1, b2</sup> [redacted]		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955	
SIGNATURE <sup>b7c-1, b6-1</sup> [redacted]		DATE 14 September 2003	EXHIBIT 1

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## DETAILS

About 1314 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of SGT [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 17). SA [redacted] b7C-1, b6-1  
confirmed the statement of SGT [redacted] and swore him to his statement.

About 1316 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of SSG [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 18). SA [redacted] b7C-1, b6-1  
confirmed the statement of SSG [redacted] and swore him to his statement.

About 1318 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of PFC [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 19). SA [redacted] b7C-1, b6-1  
confirmed the statement of PFC [redacted] and swore him to his statement.

About 1320 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of PFC [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 20). SA [redacted] b7C-1, b6-1  
confirmed the statement of PFC [redacted] and swore him to his statement.

About 1322 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of SPC [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 21). SA [redacted] b7C-1, b6-1  
confirmed the statement of SPC [redacted] and swore him to his statement.

About 1324 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of PFC [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 22). SA [redacted] b7C-1, b6-1  
confirmed the statement of PFC [redacted] and swore him to his statement.

About 1327 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of SSG [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 23). SA [redacted] b7C-1, b6-1  
confirmed the statement of SSG [redacted] and swore him to his statement.

Agents Comment: SSG [redacted] was earlier advised of his rights and waived those rights. That DA Form 3881 is attached (Exhibit 24).

About 1334 and 1335 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained two written statements of SSG [redacted] b7C-4, b6-4  
[redacted] C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 25). SA [redacted] b7C-1, b6-1  
confirmed the statements of SSG [redacted] and swore him to those statements.

Agents Comments: SSG [redacted] was earlier advised of his rights. That DA Form 3881 is attached (Exhibit 26).

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] b7C-1, b6-1, b2		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955
SIGNATURE [redacted] b7C-1, b6-1	DATE 14 September 2003	EXHIBIT 1

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# AGENT'S INVESTIGATION REPORT

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## DETAILS

About 1340 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained a written statement of 2LT [redacted] b7C-4, b6-4, C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 27). SA [redacted] confirmed the statement of 2LT [redacted] b7C-4, b6-4 and swore him to his statement.

Agents comment: 2LT [redacted] b7C-4, b6-4 had previously been advised of his rights. That DA Form 3881 is attached (Exhibit 28).

About 1345 and 1347 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained two written statements of SPC [redacted] b7C-4, b6-4, C Co 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 29). SA [redacted] b7C-1, b6-1 confirmed the statements of SPC [redacted] b7C-4, b6-4 and swore him to his statements.

Agents Comment: SPC [redacted] b7C-4, b6-4 had previously been advised of his rights. That DA Form 3881 is attached (Exhibit 30).

About 1411 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 advised SSG [redacted] b7C-4, b6-4, C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq, of his rights. SSG [redacted] b7C-4, b6-4 waived his rights and provided a written statement (Exhibit 31) denying abusing any of the detainees.

About 1435 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 advised PFC [redacted] b7C-4, b6-4, C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq, of his rights. PFC [redacted] b7C-4, b6-4 waived his rights and provided a written statement (Exhibit 32) describing how he saw SSG [redacted] b7C-4, b6-4 throw a detainee into a HESCO basket and how he heard SFC [redacted] b7C-4, b6-4 tell the soldiers to rough up the detainees.

About 1436 and 1438 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained two written statements (Exhibit 33) from SFC [redacted] b7C-4, b6-4, C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq. SA [redacted] b7C-1, b6-1 confirmed the statements of SFC [redacted] b7C-4, b6-4 and swore him to his statements.

Agents Comments: SFC [redacted] b7C-4, b6-4 had been previously advised of his rights. That DA Form 3881 is attached (Exhibit 34).

About 1503 Zulu, 9 Sep 03, SA [redacted] b7C-1, b6-1 obtained two written statements of PFC [redacted] b7C-4, b6-4, C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq (Exhibit 35). SA [redacted] b7C-1, b6-1 confirmed the statement of PFC [redacted] b7C-4, b6-4 and swore him to his statement.

Agents Comment: PFC [redacted] b7C-4, b6-4 had previously been advised of his rights. The DA Form 3881 is attached (Exhibit 36).

About 0700 Zulu, 10 Sep 03, SA [redacted] b7C-1, b6-1 and SA [redacted] b7C-1, b6-1 interviewed [redacted] b7C-4, b6-4

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] b7C-1, b6-1, b2		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955	
SIGNATURE [redacted] b7C-1, b6-1		DATE 14 September 2003	EXHIBIT 1

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DETAILS

**b7C-4, b6-4** Baghdad, Iraq, Address: **b7C-4, b6-4** Mr. **b7C-4, b6-4** does not speak English, **b7C-4, b6-4** Badge number **b7C-4, b6-4** Titian International Group, interpreted the interview. Mr. **b7C-4, b6-4** stated he was working as a security guard at the Mosque and had been chasing a thief with two other employees. As they were chasing the thief, they fired one shot from an AK-47 rifle they were carrying in an attempt to stop the thief. After the shot, American troops appeared. As they saw the American troops approach, they laid their weapons on the ground. As the American troops approached, the American troops told them to lie on the ground. As they were on the ground, the interpreter with the American troops explained to them the troops were searching for three individuals who were near the US Base, and that they were going to be detained. One of the American troops put on his Night Vision Goggles and looked at the three guards and identified them as the people they were searching for. According to Mr. **b7C-4, b6-4** he asked the American troops what the basis of the judgment was that they were the individuals they were looking for and was told because the pants one of the guards had on matched the description of the pants one of the individuals had on when they were spotted by the facility. They were then told that if a mistake was made, that they would be released. According to Mr. **b7C-4, b6-4** he was under the impression that the Mosque had been contacted and was informed that the three guards had been detained by the American troops. According to Mr. **b7C-4, b6-4** around 0500 hrs, 1 Sep 03, soldiers entered the detainee area and began kicking them. Mr. **b7C-4, b6-4** believed it was about 9 soldiers but did not know the exact number. Mr. **b7C-4, b6-4** stated three of the soldiers were holding weapons while the other soldiers kicked them. Mr. **b7C-4, b6-4** stated that he and the other guards were still cuffed with their hands behind their back. Mr. **b7C-4, b6-4** stated one soldier was on each side of him, one kicking his right side the other kicking his left side. He stated that after they were kicked, the soldiers dragged them from the detainee area and took them to near a dining hall where they were thrown into a trash pile and then left there a while. Mr. **b7C-4, b6-4** stated some time later a soldier wanted to talk to him. Mr. **b7C-4, b6-4** stated the only words in English he knew was "My Friend" and repeated those words on many occasions. According to Mr. **b7C-4, b6-4** two soldiers took the younger guard, picked him up by his belt and his shirt and threw him into the HESCO basket two times. Then a black soldier picked him up (the younger guard) and kicked his legs out from under him making him fall. According to Mr. **b7C-4, b6-4** one soldier asked him if he was Al-Quaeda or Fedehyeen or if they were paid three hundred dollars to kill American troops. He also asked Mr. **b7C-4, b6-4** if he was there to bomb the base. Mr. **b7C-4, b6-4** stated he was then taken to a place where they park vehicles, they removed the cuffs and told them to move stones while the soldiers pointed weapons at them. According to Mr. **b7C-4, b6-4**, at about 0900, 1 Sep 03, they were taken inside and then released to the Mosque personnel. Mr. **b7C-4, b6-4**, when the soldiers were kicking them they were saying word like "son of a bitch" and "shut up". Mr. **b7C-4, b6-4** stated his injuries from this incident were right shoulder bruises, left shoulder bruises, his left leg was swollen for three days, bruises on his left arm, a cut on the left side of his chest, abrasion on the left shoulder and right shoulder. Mr. **b7C-4, b6-4** stated after he was released he

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA <b>b7C-1, b6-1, b2</b>		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955
SIGNATURE <b>b7C-1, b6-1</b>	DATE 14 September 2003	EXHIBIT 1

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# AGENT'S INVESTIGATION REPORT

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## DETAILS

went to a hospital where he was treated for his injuries.

About 0845 Zulu, 10 Sep 03, photographs were taken using a Kodak easy share LS 443 digital camera of Mr. [REDACTED] injuries (Exhibit 37).  
b7C-4, b6-4

About 0900 Zulu, 10 Sep 03, SA [REDACTED] b7C-1, b6-1 and SA [REDACTED] b7C-1, b6-1 interviewed [REDACTED] b7C-4, b6-4  
[REDACTED] Baghdad, Iraq, Address: [REDACTED] Mr. [REDACTED] did not speak English the interview was interpreted by [REDACTED] b7C-4, b6-4 Badge number [REDACTED] b7C-4, b6-4  
Titian International Group. Mr. [REDACTED] stated he was working as a security guard at the Mosque and heard someone outside and believed the individual to be a thief. The noise came from the parking lot of the Mosque where containers are stored so the guards exited the building to chase the thief. They shot one shot to stop the thief. Mr. [REDACTED] stated his job was to carry a light. Mr. [REDACTED] b7C-4, b6-4  
[REDACTED] stated when they saw the American troops approach they put their weapons down. The interpreter asked them what they were doing there, they explained they were chasing a thief. They were then told they should go with the American troops and they would do an investigation. Before they left, they were allowed to wake up another guard and then they left with the American troops. Before they left with the American troops, one of the Americans put on his night vision goggles and looked at them and it was explained to them the pants one of the individuals were wearing matched the pants of some one the American troops were looking for. The guards explained the pants were not a clue because they were very common pants. They were taken to a holding area, they were told if they were the wrong guys, they would be released. According to Mr. [REDACTED] he stated he asked the interpreter to call the Mosque for them. According to Mr. [REDACTED] one of them complained that the cuffs were hurting him. Mr. [REDACTED] stated that at about 0300 hrs, their security manager showed up and was told they would be released in the morning. At about 0500 to 0530 hrs, American soldiers entered the holding area told them to get up and started kicking them. Mr. [REDACTED] b7C-4, b6-4  
[REDACTED] stated he fell after being kicked and another soldier hit him in the face. Mr. [REDACTED] stated that the soldiers continued to kick them, then lifted him and dropped him on his head. He stated he was unconscious from the fall. When he woke up, he stated the soldiers were dragging him. He stated his hands came out of the cuffs and then the soldiers put iron cuffs on him. He was then taken to an area where the soldiers eat and they interrogated him. He stated a black skinned soldier kicked his friend and spit on his friend's head. He was asked if he was Fedehyeen or Al-Qaeda, if he came to the base to shoot soldiers. He was then thrown into a HESCO Basket and had his head rubbed in the dirt. He was then asked questions by an interrogator who slapped him on the cheek. According to Mr. [REDACTED] he was then taken to a parking lot and forced to do labor by carrying stones. Mr. [REDACTED] stated he did not go to a hospital, he stated he rested at the Mosque, he stated he later went to a clinic and got a shot and some pills. Mr. [REDACTED] explained his injuries as pains in his stomach, right shoulder pain, left knee pain, and the cuffs left a mark.

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] b7C-1, b6-1, b2 b7C-1, b6-1		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955
SIGNATURE [REDACTED]	DATE 14 September 2003	EXHIBIT 1

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# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

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0117-03-CID899-63549

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## DETAILS

Photographs were taken of Mr. [REDACTED] <sup>b7C-4, b6-4</sup> injuries using a Kodak easy share LS 443 digital camera (Exhibit \_37\_).

Agents Comment: Mr. [REDACTED] <sup>b7C-4, b6-4</sup> was examined approximately 9 days after the incident. He did not display and bruising, only some minor scratches on his wrist. Mr. [REDACTED] <sup>b7C-4, b6-4</sup> denied having any noticeable injuries at the time of the interview.

About 1030Z, 10 Sep 03, [REDACTED] <sup>b7C-4, b6-4</sup>, Baghdad, Iraq, [REDACTED] <sup>b7C-4, b6-4</sup>, was interviewed by SA [REDACTED] and SA [REDACTED]. Mr. [REDACTED] did not speak English the interview was interpreted by [REDACTED] <sup>b7C-4, b6-4</sup> Badge number [REDACTED] Titian International Group. Mr. [REDACTED] stated he was in the Mosque and stated he saw an individual outside and believed him to be a theft. He stated he and two other guards went outside to chase the theft and he fired one shot. Soon after the firing of the shot, American troops came up to them. As the American troops approached, they laid their AK-47's on the ground. When the troops approached them they explained they were chasing a theft. Mr. [REDACTED] believed the American soldiers would assist them in chasing the theft. Mr. [REDACTED] stated they were told they needed to go with them and a soldier viewed them through a pair of night vision goggles. According to Mr. [REDACTED] <sup>b7C-4, b6-4</sup> they asked if Mr. [REDACTED] could be contacted as he if the chief of the guards. They believed he could get them released. They were then taken to a holding area where a Facility Protection Service (FPS) gave him a cigarette. One of the American troops told them they were not allowed to smoke so the cigarette was taken away. Mr. [REDACTED] stated there was another detainee in the holding area, he was given a bottle of water but told not to share it with any of the three Mosque guards that was in the holding area. According to Mr. [REDACTED] about 0500 or 0530 hrs, some soldiers came into the holding area and began kicking them. While they were kicking them they were insulting them by calling them names. Mr. [REDACTED] stated while they were being kicked he fell and hit the ground "badly". He stated he was kicked again while still in the air. Mr. [REDACTED] stated the soldiers appeared to be drunk, he stated a black skinned soldier had difficulty standing and walking, he stated one of his friends kept saying in English "My friend" and the black soldier laughed at him. According to Mr. [REDACTED] they took each one to be interviewed by a soldier and while he was waiting to be interviewed, a soldier asked him if he paid him \$3,000.00 if he would tell them that they were Al-Qaeda or Fedehyeen. He described this soldier as a very thin soldier who appeared to have not eaten in a long time. He stated that soldier then threw him in a trash pile and stepped on his face. Mr. [REDACTED] stated he told the soldier that he could not admit to being Al-Qaeda or Fedehyeen because that is not what they are. He stated he was then interviewed by another soldier and then taken to a parking lot where he was forced to move rocks. He was later released. Mr. [REDACTED] <sup>b7C-4, b6-4</sup> described his injuries as pain in both his shoulders, right knee pain and a dislocated hip. He stated he went to ZAFARANIA Hospital for treatment then to ABITRAB clinic.

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] <sup>b7C-1, b6-1</sup>		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955
SIGNATURE [REDACTED]	DATE 14 September 2003	EXHIBIT 1

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# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

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0117-03-CID899-63549

PAGE 8 OF 8 PAGES

## DETAILS

Agents comment: Mr. [redacted] <sup>b7c-4, b6-4</sup> was tested concerning his ability to understand the English language. SA [redacted] asked him in English "Are you being paid three hundred dollars to kill Americans are you Fedehyeen or Al-Quaeda". Mr. [redacted] was asked to explain to the interpreter what SA [redacted] had asked him. He stated if I give you three thousand dollars will you admit to being Al-Quaeda or Fedehyeen. Mr. [redacted] <sup>b7c-4, b6-4</sup> did not display any injuries when interviewed.

Mr. [redacted] <sup>b7c-4, b6-4</sup> was photographed although there were no significant injuries noted. The photographs were taken using a Kodak easy share LS 443 digital camera (Exhibit 37).

About 1130 Zulu, 10 Sep 03, SA [redacted] <sup>b7c-1, b6-1</sup> and SA [redacted] <sup>b7c-1, b6-1</sup> photographed the location of the incident using a Kodak easy share LS 443 digital camera (Exhibit 37).

About 1200 Zulu, 10 Sep 03, SA [redacted] <sup>b7c-1, b6-1</sup> and SA [redacted] <sup>b7c-1, b6-1</sup> went to the ZAFARANIA Hospital to locate records of the treatments of Mr. [redacted] and Mr. [redacted]. According to the hospital staff, records are only kept on emergency treatments and they could not locate any records indicating Mr. [redacted] or Mr. [redacted] were treated there.

About 1221 Zulu, 10 Sep 03, SA [redacted] <sup>b7c-1, b6-1</sup> advised SSG [redacted] <sup>b7c-5, b6-5</sup> of his rights from a DA Form 3881 (Exhibit 38). SSG [redacted] <sup>b7c-5, b6-5</sup> invoked his rights and requested to speak to an attorney.

About 1337 Zulu, 10 Sep 03, SA [redacted] <sup>b7c-1, b6-1</sup> advised SPO [redacted] <sup>b7c-5, b6-5</sup> of his rights from a DA Form 3881 (Exhibit 39). SPO [redacted] waived his rights and provided a written statement (Exhibit 40) admitting to kicking and tripping the detainees.

About 1145 Zulu, 13 Sep 03, SA [redacted] <sup>b7c-1, b6-1</sup> reviewed this investigation with CPT [redacted] <sup>b7c-3, b6-3</sup> Senior Trial Counsel, Military Justice, 1AD SJA, who reviewed the results of the investigation and opined there is sufficient evidence to believe the following individuals committed the following offenses:

1. SFC [redacted] <sup>b7c-5, b6-5</sup> Violation of a General Order (Maltreatment of a Prisoner), Assault (Battery), False Swearing, and Obstruction of Justice.
2. SSG [redacted] Violation of a General Order (Maltreatment of a Prisoner), Assault (Battery), False Swearing. <sup>b7c-5, b6-5</sup>
3. SSG [redacted] <sup>b7c-5, b6-5</sup> Dereliction of Duty, Assault (Battery), Accessory After the Fact.
4. SSG [redacted] <sup>b7c-5, b6-5</sup> Failure to Obey a General Order (Maltreatment of a Prisoner), Assault (Battery), False Swearing. <sup>b7c-5, b6-5</sup>
5. SPC [redacted] <sup>b7c-5, b6-5</sup> Failure to Obey a General Order, Assault (Battery), False Swearing.

////////////////////////////////////Last Entry////////////////////////////////////

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] <sup>b7c-1, b6-1, b2</sup>		ORGANIZATION 323D MP DET (CID)(DSE), Unit #92955, APO AE 09324-2955	
SIGNATURE [redacted] <sup>b7c-1, b6-1</sup>		DATE 14 September 2003	EXHIBIT 1

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# Page(s)

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## 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](mailto:scottj@centcom.smil.mil)  
(813) 827-5341/2830

SWORN STATEMENT

-----  
 File Number : 0117-03-CID899  
 Location : Baghdad, Iraq  
 Date : 09 Sep 03 [REDACTED] b7C-4, b6-4  
 Time : 10:29 Z [REDACTED] b7C-4, b6-4  
 Statement of : [REDACTED] b7C-4, b6-4  
 Grade/Status : E4/RA  
 SSN : [REDACTED] b7C-4, b6-4  
 Org/Address : C Co, 2/6, Inf, 1AD  
 -----

I [REDACTED] b7C-4, b6-4 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: SA [REDACTED] b7C-4, b6-4

A: [REDACTED] b7C-4, b6-4

Q: Did you witness anyone other than SSG [REDACTED] b7C-5, b6-5 or SSG [REDACTED] b7C-5, b6-5 strike one of the prisoners?

A: No. b7C-5, b6-5

Q: How did SSG [REDACTED] strike the smallest prisoner?

A: He kneed him in the stomach twice.

Q: How did SSG [REDACTED] strike the smallest prisoner? b7C-5, b6-5

A: He grabbed the prisoner's shirt and slammed the back of the prisoner against the fence.

Q: Has anyone else told you that they assaulted a prisoner that night?

A: Noone actually told me they hit anybody, but PFC [REDACTED] b7C-4, b6-4 told me that SSG [REDACTED] b7C-5, b6-5 assaulted someone and SFC [REDACTED] b7C-5, b6-5 would ask the prisoners a question and as soon as the prisoners would start to answer, SFC [REDACTED] b7C-5, b6-5 would punch them in the mouth.

Q: Has anyone from that incident approached you and asked you to lie or destroy the tape that you and PFC [REDACTED] b7C-4, b6-4 made?

A: SSG [REDACTED] b7C-5, b6-5 asked me where the tape was that had his name on it. He told me that SFC [REDACTED] b7C-5, b6-5 knew I had a tape that had information regarding the incident on it. SSG [REDACTED] b7C-5, b6-5 told me that if I did have a tape that I needed to clear it or throw it away because he didn't want anyone to get into trouble.

Q: Did SSG [REDACTED] b7C-5, b6-5 threaten you in any way?

A: No.

Q: Did anyone tell you that they were going to lie to the investigators concerning this investigation?

A: SPC [REDACTED] b7C-4, b6-4 told me that he was going to say he didn't know or see anything after he was telling a bunch of people about how the prisoners had been beat up. I think everyone knows about what happened, but a lot of the other guys have said that they are going to say that they haven't seen anything.

Q: Did SPC [REDACTED] b7C-4, b6-4 tell you what he was going to do with the prisoners that night?

A: He said "We gonna fuck'em up".

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

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

b7C-4, b6-4

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 1 OF 2 PAGES

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EXHIBIT 3 0000038  
00760

STATEMENT OF: **b7c-4, b6-4** ; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003 CONTINUED:

**AFFIDAVIT**

I, **b7c-4, b6-4** 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.

**b7c-4, b6-4**  
[Redacted Signature]

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this September 9, 2003, at Baghdad, Iraq.

**b7c-1, b6-1**  
[Redacted Signature]

(Signature of Person Administering Oath)

**b7c-1, b6-1, b2**  
SPECIAL AGENT  
323RD MILITARY POLICE DETACHMENT (CID) (DSE)

(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ

(Authority to Administer Oath)

WITNESSE:

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EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT **b7c-4, b6-4** PAGE 2 OF 2 PAGES

**Page(s)**

*40-43*

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**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](mailto:scottj@centcom.smil.mil)  
(813) 827-5341/2830

SWORN STATEMENT

-----  
 File Number : 0117-03-CID899  
 Location : Camp Mule Skinner, Baghdad, Iraq  
 Date : 9 Sep 03 [redacted] b7c-4, b6-4  
 Time : 10:41 Z [redacted] b7c-4, b6-4  
 Statement of : [redacted] b7c-4, b6-4  
 Grade/Status : SSG [redacted] b7c-4, b6-4  
 SSN : [redacted]  
 Org/Address : C Co, 2-6<sup>th</sup> Inf, Camp Mule Skinner, Baghdad, Iraq  
 -----

[redacted] b7c-4, b6-4 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I would like to add additional information to my statement of 7 September 2003:  
 As we entered the detention area I went strait over to the detainee in the far right corner. I bent down and asked if he spoke English. He replied, no. I further asked, under the assumption he may be lying, if he and his buddies were told they'd get \$300.00 USD for coming to the ACP to kill U.S. soldiers. He replied, no, again. During this time I heard SSG [redacted] tell the detainee to my [redacted] b7c-5, b6-5 right to wake up, get up and heard the noise of a kick and a yell from him. I then went over to that man and sat him up and asked the same questions I asked of the first. During this time I had my back to the detainee I just talked to and the one in the far left corner. I heard two (2) separate yells from the detainees but did not see exactly what was going on. I assume they had gotten a kick as well for a wake up [redacted] b7c-4, b6-4

By SA [redacted] b7c-4, b6-4  
 By SSG [redacted] b7c-4, b6-4

Q: Other than SSG [redacted] kicking the detainees, did you see anyone else nit y of the detainees.

A: No. [redacted] b7c-5, b6-5  
 Q: After SSG [redacted] kicked the detainees, did any of them complain of any

lments?  
 A: No, not that I know of.

Were you present for all the interrogations conducted that day?  
 A: Not all the interrogations, actually none of the interrogations, I was at the other end of the hallway, after the first interrogation, when they came back to get the second guy, I left to get breakfast.

Q: Did anyone speak to you about the interrogations later?

A: No, I was told later that they were coming down to speak to one of their friends, I was also told they were chasing a thief, That's what I found out later in the day.

Q: Did anyone tell you that the detainees were beaten up?

A: No. [redacted] b7c-5, b6-5 [redacted] b7c-5, b6-5

Q: Did SSG [redacted] or SFC [redacted] boast about the results of their interrogation?

A: No.

Q: Is there anything you wish to add to this statement? [redacted] b7c-4, b6-4 [redacted] b7c-5, b6-5  
 A: I recall that when I was in line to get chow, SFC [redacted] state get away from those guys because I don't want him doing that shit.

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [redacted] b7c-4, b6-4 PAGE 1 OF 3 PAGES

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EXHIBIT 5  
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STATEMENT OF: <sup>b7C4, b6-4</sup> [REDACTED]; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003 CONTINUED:

Q: What does he mean by that?

<sup>b7E-4, b6-4</sup> [REDACTED]: I guess he didn't want him tripping the guys. He has a history of tripping detainees.

Q: Anything else?

<sup>b7E-4, b6-4</sup> [REDACTED]: A. No.///END OF STATEMENT///

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT <sup>b7C-4, b6-4</sup> [REDACTED] PAGE 2 OF 3 PAGES

000005

STATEMENT OF: b7c4, b6-4 TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003 CONTINUED:

**AFFIDAVIT**

I, b7c4, b6-4 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.

b7c-4, b6-4  
[Redacted Signature]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this September 9, 2003, at Baghdad, Iraq.

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

b7c-1, b6-1, b2  
SPECIAL AGENT [Redacted]  
323RD MILITARY POLICE DETACHMENT (CID)  
Unit 92955, Baghdad, Iraq  
APO AE 09324-2995

(Typed Name of Person Administering Oath)

ARTICLE 136 (b) (4) UCMJ  
(Authority to Administer Oath)

WITNESS:  
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EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT b7c4, b6-4 PAGE 3 OF 3 PAGES

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EXHIBIT 5

**Page(s)**

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7115 SOUTH BOUNDARY BLVD  
ATTN: CCJ6-DM  
MACDILL AIR FORCE BASE  
FLORIDA 33621-5101

MS. JACQUELINE SCOTT  
[scottj@centcom.smil.mil](mailto: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 ODCS...

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Baghdad, Iraq</i>	2. DATE <i>09 SEP 03</i>	3. TIME <i>1115Z</i>	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED] <i>b7c5, b6-5</i>	8. ORGANIZATION OR ADDRESS <i>C 10, 21X INF, 1AO</i>		
8. SSN <i>b7c5, b6-5</i>	7. GRADE/STATUS <i>E4/RA</i>		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

The investigator whose name appears below told me that he/she is with the United States Army *Criminal Investigation* *b7c5, b6-5* and wanted to question me about the following offense(s) of which I am suspected/accused: *Commanded as a Special Agent* *Maltreatment of a detainee, Assault consummated by battery*

*b6-5*  
*b7c5*  
*b6-5*  
*b7c5*  
*b6-5*

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.  
If I am a member of 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.

*b7c5*  
*b6-5*

5. COMMENTS (Continue on reverse side)

*I am willing to waive my rights and make a statement* *b7c5, b6-5*

**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. *b7c5, b6-5*

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED]
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <i>b7c5, b6-5</i>
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <i>b7c5, b6-5</i>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <i>323rd MAP DET (CID) (DSE)</i>
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

SWORN STATEMENT

-----  
 File Number :  
 Location : Baghdad, Iraq  
 Date : 09 Sep 03 [REDACTED] b7C5/b6-5  
 Time : 1212Z [REDACTED] b7C5/b6-5  
 Statement of : [REDACTED] b7C-5/b6-5  
 Grade/Status : E4/RA b7C5/b6-5  
 SSN : [REDACTED]  
 Org/Address : C Co 2/6 INF, 1AD  
 -----

b7C-5, b6-5

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

b7C-5, b6-5 Q: SA [REDACTED] b7C-1, b6-1  
 [REDACTED] A: [REDACTED] b7C5/b6-5

Q: Were you told to rough up the prisoners when you were told to bring them to

b7C-5, b6-5 SFC [REDACTED] by SFC [REDACTED] b7C5/b6-5  
 [REDACTED] A: Yes.

b7C-5, b6-5 Q: What did SFC [REDACTED] b7C5, b6-5 mean by "rough" up the prisoners?

[REDACTED] A: I interpreted it by meaning man handling. Throwing them around, pushing them.

b7C-5, b6-5 Q: Did you see anybody assault any of the prisoners?

[REDACTED] A: Yes, SSG [REDACTED] kicked one of the prisoners in the back of his right knee. b7C-5, b6-5

b7C-5, b6-5 Q: When did you hear the detainees scream?

[REDACTED] A: As I walked to go get them out of the detention area I heard three screams of pain and I saw SSG [REDACTED] kick one of their knees out from under them. I heard b7C-5, b6-5 soldiers yelling for the detainees to get up and let's go, then I heard one of the Iraqis scream loudly, it could have been out of fear or out of pain.

b7C-5, b6-5 Q: Did you witness anyone else assault the detainees?

[REDACTED] A: No.

b7C-5, b6-5 Q: Did you assault any of the detainees?

[REDACTED] A: No.

b7C-5, b6-5 Q: Has anyone told you they assaulted any of the detainees?

[REDACTED] A: I herd that SPC [REDACTED] kicked one guy. SSG [REDACTED] told me that he stood the detainees up in the detention cell area and then kicked them down. SSG [REDACTED] b7C5/b6-5 did not tell me where he kicked them. SSG [REDACTED] also told me that SFC [REDACTED] b7C5/b6-5 hit one of the detainees in the face. SSG [REDACTED] did not say if SFC [REDACTED] b7C5, b6-5 hand was closed in a fist or open.

b7C-5, b6-5 Q: Did you see SSG [REDACTED] assault any of the prisoners? b7C-5, b6-5

[REDACTED] A: No, I observed him walking around whispering to the detainees.

b7C-5, b6-5 Q: Did the detainee you observed getting kicked in the back of the leg limp when he got up.

[REDACTED] A: Yes, he had a little limp.

b7C-5, b6-5 Q: Do you have anything else you wish to add to this statement?

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

b7C5/b6-5

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 1 OF 2 PAGES

OFFICIAL USE ONLY

EXHIBIT 7

b7C-5, b6-5

STATEMENT OF: [REDACTED]; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003  
CONTINUED:

-----  
AFFIDAVIT  
-----

b7C-5, b6-5

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.

b7C-5, b6-5

[REDACTED SIGNATURE]

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath,  
this September 9, 2003, at Baghdad, Iraq.

b7C-1, b6-1

[REDACTED SIGNATURE]

(Signature of Person Administering Oath)

b7C-1, b6-1, b2

SPECIAL AGENT [REDACTED]  
323RD MILITARY POLICE DETACHMENT (CID) (DSE)

(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ

(Authority to Administer Oath)

WITNESS:  
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-----  
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b7C-5, b6-5

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 2 OF 2 PAGES

OFFICIAL USE ONLY

EXHIBIT 7

0000053

00769

# Page(s)

54 - 56

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## 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](mailto:scottj@centcom.smil.mil)  
(813) 827-5341/2830

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2961; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: Mule Skinner Base/Basrah Iraq
2. DATE: 03 Aug 03
3. TIME: 1130
4. FILE NUMBER: b7C5, b6-5
5. LAST NAME, FIRST NAME, MIDDLE NAME: b7C5, b6-5
6. SSN: b7C5, b6-5
7. GRADE/STATUS: E-4

8. ORGANIZATION OR ADDRESS: C 2/6 INF (3rd PLT) b7C5, b6-5

9. I, SFC. [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On 31 Aug 03 (about) I was at the ACP rotation. On the morning of 3 Iraqis were caught trying to probe us, and were detained. I was informed to bring them to my PLT. SGT. (SFC. [redacted]) for questioning, ruffing them up was authorized (man handle). When I got out there SSG. [redacted] and SSG. [redacted] were already out there. I saw SSG. [redacted] stand one up then kick him behind the knee, The Iraqi fell. I picked one up and escorted him to my platoon SGT. [redacted] SSG. [redacted] & SSG. [redacted] did the same, the Iraqi that I was bringing over was scared and crying and kept turning around, so I forced him to walk where he needed to go. When all 3 were brought over we sat them down (Interpreter told them). One by one the PLT SGT questioned them and got

10. EXHIBIT:
11. INITIALS OF PERSON MAKING STATEMENT: [redacted] b7C5, b6-5
PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

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

STATEMENT OF SPC. [REDACTED] b7c5, b6-5 TAKEN AT 1132 Zulu [REDACTED] DATED 2003 08 07  
2003 09 09 b7c-5, b6-5

9. STATEMENT (Continued)  
3 different stories. When each was done being questioned they were brought outside to a shaded area and had a guard on them. I guarded the first. I then went back inside after all were questioned I was ordered to cut them free, SGT. [REDACTED] b7c-5, b6-5 brought them in our area to move 3 man lift rocks to another area. I saw not one of them getting beat up, kicked (beside from earlier), no blood; no broken bones. They walked out of the ACP on their own. One of the Iraqis had a limp.

Nothing else follows

Nothing else follows

INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c5, b6-5 PAGE 2 OF 3 PAGES USAPA V1.00

STATEMENT OF SPC [REDACTED]

TAKEN AT [REDACTED]

DATED [REDACTED]

11 32 Zulu

2003 09 09

9. STATEMENT (Continued)

nothing else follows

nothing else follows

AFFIDAVIT

I, SPC [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED SIGNATURE] (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of Sept. 2003 at Bagdad Iraq

ORGANIZATION OR ADDRESS

[REDACTED SIGNATURE] (Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 136 UCMJ (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 3 OF 3 PAGES

OFFICIAL USE ONLY

EXHIBIT 8

00773

00773

**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 Muleskinner Base/Bagdad, Iraq	2. DATE 7 Sept 03	3. TIME 1340	4. FILE NO.
5. NAME (Last, First, MI) b7c, b6-5	8. ORGANIZATION OR ADDRESS C 2/6 INF.		
6. SSN b7c, b6-5	7. GRADE/STATUS E-4		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

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

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 b7c, b6-5
1a. NAME (Type or Print)		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR b7c, b6-3
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 b7c, b6-5  
 I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE  
b7c, b6-5

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

**RIGHTS AWARENESS PROCEDURE/WAIVER CERTIFICATE**  
For use of this form, see AR 190-30; the proponent agency is ODCSurS

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Baghdad, IRAQ</i>	2. DATE <i>9 Sep 03</i>	3. TIME <i>1101Z</i>	4. FILE NO. <i>0117-03-C10899</i>
5. NAME (Last, First, MI) <i>[REDACTED]</i>	8. ORGANIZATION OR ADDRESS <i>C Co 2/6 Inf</i>		
6. SSN <i>[REDACTED]</i>	7. GRADE/STATUS <i>SSG</i>	<i>CAMP Maleskinnah Iraq</i>	

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation and wanted to question me about the following offense(s) of which I am suspected/accused: Assault, Mismanagement of a Prisoner, False Statement  
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 <i>[REDACTED]</i>
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <i>[REDACTED]</i>
b. ORGANIZATION OR ADDRESS AND PHONE		<i>b7C, b6-1</i>
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR <i>[REDACTED] SA</i>
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR <i>523rd M.P. Det (C10)</i>

**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

## SWORN STATEMENT

-----  
 File Number : 0117-03-CID899  
 Location : Camp Muleskinner, Baghdad, Iraq  
 Date : 9 Sep 03 <sup>b7c-5, b6-5</sup>  
 Time : 1235 Z <sup>b7c-5, b6-5</sup>  
 Statement of : <sup>b7c-5, b6-5</sup>  
 Grade/Status : SSG <sup>b7c-5, b6-5</sup>  
 SSN : <sup>b7c-5, b6-5</sup>  
 Org/Address : C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq  
 -----

<sup>b7c-5, b6-5</sup> I <sup>b7c-5, b6-5</sup> WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the night prior to the 1<sup>st</sup> of Sept. myself and a couple of NCO's had to leave the ACP to go back to Muleskinner for an NCOPD. We came back out the following day with morning logpac around 0500hrs. I was told about the 3 Iraqis that were probing the wire with AK-47's and now had detained. We all at chow, We all ate chow, after were finished, that's when SFC <sup>b7c-5, b6-5</sup> was upset, he had heard about the 3 guys with AK's, he told us to go rough them up, so myself and <sup>b7c-5, b6-5</sup> walked out to the detainee area and once we went inside, I picked up one of them and kicked him in the back of the leg and they went down, I did that to each one of them while they were on the ground I kicked them. The first one I kicked him once when he was on the ground, the second guy I kicked twice and the third guy I kicked once. Then we escorted them over to the Command Bradley. We brought them into the walkway, The guy that I was escorting I motioned to him to sit down, I did that a second time when he didn't then I put my foot in the back of his knee and forced him to the ground. I did that part according to ATM, (Ask Tell Make) once they were there, we brought each one of them to SFC <sup>b7c-5, b6-5</sup> and an <sup>b7c-5, b6-5</sup> interpreter to be questioned. After they were being done being questioned, SGT <sup>b7c-5, b6-5</sup> took the three detainees out to the front driveway and had them start filling in the driveway with big rocks and sand. That's were my involvement stopped. <sup>b7c-5, b6-5</sup>

<sup>7551-5</sup> Q: By SA <sup>b7c-11, b6-1</sup>

<sup>7551-5</sup> A: By SSG <sup>b7c-5, b6-5</sup>

Q: The Iraqi's had injuries to their backs, do you know where those injuries came from?

<sup>7551-5</sup> A: It might have been when they fell on their back when I kicked them and they hit the ground.

Q: Were the Iraqi's zip cuffed when you did this?

<sup>7551-5</sup> A: Yes.

Q: Did any of them show signs of injuries, limping, stuff like that?

<sup>7551-5</sup> A: The only one that showed signs of injuries was the small one, he was limping then he was walking all right until the sheik showed up then he started limping again, it looked like he was putting on a show.

Q: Why did you do this to these prisoners?

<sup>7551-5</sup> A: SFC <sup>b7c-5, b6-5</sup> told us to rough them up, I was also upset because we get shot at all the time and we can't do anything about it, it was to show them to stop that and stay away. It wasn't intended to injure them I guess it just happened.

Q: Did you see anyone else hit kick or otherwise assault the prisoners?

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT <sup>b7c-5, b6-5</sup>PAGE 1 OF 3 PAGES

b7c-5, b6-5

STATEMENT OF: [REDACTED]; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003  
CONTINUED:

7C566-5

A: No.

7C566-5 Q: Do you know who pushed or threw a prisoner into a hesco basket?

7C566-5 A: Yes, myself and SGT [REDACTED] threw the guy into the hesco basket and I kneed the Iraqi in the side. b7c-5, b6-5

7C566-5 Q: Who was there when you did this?

7C566-5 A: SFC [REDACTED] and SPC [REDACTED], I don't recall who else. b7c-5, b6-5

7C566-5 Q: Have you been told by anyone of anyone else assaulting a prisoner? b7c-5, b6-5

7C566-5 A: Yes, I was told by one of the other soldiers around there that SFC [REDACTED] slapped a guy. I heard a slap but didn't see it.

7C566-5 Q: Do you know what the three Iraqi's were doing that night?

7C566-5 A: I was told they were probing the wire, that they were running back in forth in front of the wire, I was told that once they were seen that they took off running.

7C566-5 Q: Has anyone instructed you to treat prisoners this way?

7C566-5 A: No.

7C566-5 Q: Have you treated prisoners this way in the past?

7C566-5 A: No.

7C566-5 Q: Do you know what SFC [REDACTED] did with the prisoners? b7c-5, b6-5

7C566-5 A: No.

7C566-5 Q: Did you see what he was doing with the prisoners?

7C566-5 A: The only thing I saw was him questioning them, then after he was done, I went back inside.

7C566-5 Q: Did you see him question all of them?

7C566-5 A: Only the first two.

7C566-5 Q: Did anyone see you kick the prisoners?

7C566-5 A: I'm not sure.

7C566-5 Q: Are you part of the "Beat down squad"?

7C566-5 A: No that I know of, I didn't know there was one.

7C566-5 Q: Why were you asked to rough up the prisoners?

7C566-5 A: Because they were probing the wire with weapons and that could lead to someone getting shot or killed if they got inside the wire.

7C566-5 Q: When the Iraqi's fell after you kicked them, did they fall hard enough to get injured?

7C566-5 A: They could have, from their own weight hitting the ground.

7C566-5 Q: They were zip cuffed during this whole time?

7C566-5 A: Up until after the questioning, then they were led out to work.

7C566-5 Q: Were they having trouble working because they were injured?

7C566-5 A: No, I saw all three of them working and lifting heavy rocks.

7C566-5 Q: Other than SFC [REDACTED] telling you to rough them up, did anyone else tell you to rough up or infer to injure the Iraqi's?

7C566-5 A: No.

7C566-5 Q: Is there anything else you wish to add to this statement or anything else you think we should know?

7C566-5 A: No.///END OF STATEMENT/// b7c-5, b6-5

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

b7c-5, b6-5

PAGE 2 OF 3 PAGES

b7c-5, b6-5

STATEMENT OF: [REDACTED]; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003  
CONTINUED:

AFFIDAVIT

I, [REDACTED] b7c-5, b6-5 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.

b7c-5, b6-5

[REDACTED SIGNATURE]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this September 9, 2003, at Baghdad, Iraq.

b7c-1, b6-1

[REDACTED SIGNATURE]  
(Signature of Person Administering Oath)

b7c-1, b6-1, b2

SPECIAL AGENT [REDACTED]  
323RD MILITARY POLICE DETACHMENT (CID)  
Unit 92955, Baghdad, Iraq  
APO AE 09324-2955

(Typed Name of Person Administering Oath)

ARTICLE 136 (b) (4) UCMJ  
(Authority to Administer Oath)

WITNESS:

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 3 OF 3 PAGES

b7c-5, b6-5

0000064

# Page(s)

65-68

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## 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](mailto:scottj@centcom.smil.mil)  
(813) 827-5341/2830

**RIGHTS WAIVER PROCEDURE/WAIVER CERTIFICATE**

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

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Bagdad, Iraq</i>	2. DATE <i>09 SEP 03</i>	3. TIME <i>1249 Z</i>	4. FILE NO.
5. NAME (Last, First, MI) <i>[REDACTED]</i>	8. ORGANIZATION OR ADDRESS <i>C Co, 216 INF, 1AD</i>		
6. SSN <i>[REDACTED]</i>	7. GRADE/STATUS <i>E7/RA</i>		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

The investigator whose name appears below told me that he/she is with the United States Army *Criminal Investigation* and wanted to question me about the following offense(s) of which I am suspected/accused *Mistreatment of a detainee, Assault, false official statement* */// [REDACTED]* *b7c, b6, b5*

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

1. I do not have to answer any question or say anything.

2. Anything I say or do can be used as evidence against me in a criminal trial.

3. *For personnel subject of the UCMJ* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

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

4. 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) *b7c, b6, b5*

*I am willing to waive my rights and make a statement [REDACTED]*

**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 *[REDACTED]* *b7c, b6, b5*

1a. NAME (Type or Print) <i>[REDACTED]</i>		3. SIGNATURE OF INTERVIEWEE <i>[REDACTED]</i>	
b. ORGANIZATION OR ADDRESS AND PHONE <i>[REDACTED]</i>		4. SIGNATURE OF INVESTIGATOR <i>[REDACTED]</i>	
2a. NAME (Type or Print) <i>[REDACTED]</i>		5. TYPED NAME OF INVESTIGATOR <i>[REDACTED]</i>	
b. ORGANIZATION OR ADDRESS AND PHONE <i>[REDACTED]</i>		6. ORGANIZATION OF INVESTIGATOR <i>323rd MP DET CID OSE</i>	

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

SWORN STATEMENT

-----  
 File Number :  
 Location : Baghdad, Iraq  
 Date : 09 Sep 03 [redacted] b7c5,b6-5  
 Time : 1358z [redacted] b7c5,b6-5  
 Statement of : [redacted] b7c5,b6-5  
 Grade/Status : E7/RA b7c5,b6-5  
 SSN : [redacted]  
 Org/Address : C Co, 2/6 INF, 1AD  
 -----

b7c5,b6-5

b7c5,b6-5

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I woke up for chow about 0500 or 0600, 01 Sep 03, I got briefed on the prisoners and why they were there. I instructed SSG [redacted] and I don't know who else to go and get the prisoners. I may have said rough them up; I was excited out there. I was standing between two hesco baskets. The detainees were brought to me from around the corner one by one. I asked them all the same questions. Why are you out there, why did you have weapons, and what were you doing, were the questions. They all said they were security for the mosque. One of the guys had urinated on themselves through the night. I gave one of the guys an open hand slap. It was not hard; it was just an attention getter. When I was done talking to them I told my soldiers to put them on work detail like we do with most of our prisoners. The next time I saw them was later in the afternoon when we released them to a cleric with their weapons and ammunition. The only other stuff I can give you is rumors. Except they were not bloody and bruised when I saw them.

b7c5,b6-5: SA [redacted] b7c-1,b6-1

[redacted] b7c5,b6-5

b7c5,b6-5: Did you witness any of your soldiers assault any of the detainees?

[redacted]: Yes, I saw a detainee thrown towards a hesco basket, and the prisoner hit the hesco basket and then fell on his stomach. He was then picked up and brought over to me.

b7c5,b6-5: Did you assault any of the detainees?

[redacted]: I open hand slapped one of them to get his attention.

b7c5,b6-5: Did you tell any of your soldiers to rough the detainees up?

[redacted]: Yes.

b7c5,b6-5: What did you mean by rough the detainees up?

[redacted]: I don't know I was just excited. I said something to the extent of go get the prisoners and rough them up.

b7c5,b6-5: Did you intend to injure any of the detainees?

[redacted]: No, I did not.

b7c5,b6-5: Have you heard any of your soldiers say that they assaulted the detainees?

[redacted]: Just SSG [redacted] saying that he kicked the back of the knee of one of the detainee's to make him sit down.

b7c5,b6-5: Did you witness SSG [redacted] assault the detainee?

[redacted]: No, I saw a detainee fly out from behind a wall and hit a hasco basket he then fell on his stomach. I didn't see anything else until he was right up on me because I was talking to the translator.

b7c5/b6-5

b7c5,b6-5

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [redacted] PAGE 1 OF 34 PAGES

OFFICIAL USE ONLY

EXHIBIT 11 00781

b7c-5, b6-5

STATEMENT OF: [REDACTED]; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003  
CONTINUED:

Q: Is it normal policy for you to allow your soldiers to throw detainees against solid objects?

A: No.

Q: When you witnessed the detainee hit the hasco basket and fall to the ground did you attempt to find out who pushed or threw him into the basket?

A: No I did not.

Q: Did you try to find out why someone threw the detainee into the hasco basket?

A: No I did not.

Q: Why did you not attempt to stop the maltreatment of the detainees?

A: I don't know, I guess I was pissed off at them for being out in front of our position with guns.

Q: Do you know who threw the detainee against the hasco basket?

A: No, I do not. I didn't bother to ask him.

Q: Do you normally allow your soldiers to assault detainees?

A: No.

Q: Where were you standing when you witnessed the detainee being thrown against the hasco basket?

A: Right behind the Bradley.

Q: Did you instruct any of your soldiers to have any other soldier destroy a tape that has evidence on it concerning this investigation?

A: I told SSG [REDACTED] to find out what was on the tape and have him record over it. b7c-5, b6-5

Q: Why did you instruct SSG [REDACTED] to have the tape recorded over? b7c-5, b6-5

A: It was my intent to get rid of the tape so that no soldiers in the platoon could get in trouble from what may have been on the tape.

Q: What did you think was on the rap tape?

A: I wasn't really even sure. What I heard was that SPC [REDACTED] was talking about beating prisoners? b7c-5, b6-5

Q: Why did you think that SPC [REDACTED] talking about beating a prisoner would get you or anybody else into trouble? b7c-5, b6-5

A: I didn't want anybody to get into trouble about what was on the tape. I didn't want it to become evidence against somebody in a case. I never heard what was on the tape. I never heard it play. b7c-5, b6-5

Q: Did you suspect that SPC [REDACTED] was rapping about the incident that is currently under investigation regarding assaulted prisoners?

A: Yes.

Q: What time were you notified that you had three detainees?

A: Between 0500 and 0600.

Q: About what time did you question the first detainee?

A: Around 0700 or 0800, roughly, I'm really not sure what time it was.

Q: How long did you interrogate the detainees?

A: No more than five minutes per detainee.

Q: Do you have anything you wish to add to this statement? b7c-5, b6-5

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 24 PAGES

OFFICIAL USE ONLY

EXHIBIT 00782

STATEMENT OF: <sup>b7C-5, b6-5</sup> [REDACTED]; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003  
CONTINUED:

<sup>b7C5, b6-5</sup>  
[REDACTED] No. ///END OF STATEMENT/// [REDACTED]

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT <sup>b7C5, b6-5</sup> [REDACTED] PAGE 3 OF 4 PAGES

OFFICIAL USE ONLY  
OFFICIAL USE ONLY

J000072  
EXHIBIT 11  
~~00783~~

b7C-5, b6-5

STATEMENT OF: [REDACTED]; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003  
CONTINUED:

-----  
**AFFIDAVIT**  
-----

I, [REDACTED] b7C-5, b6-5 HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE [REDACTED] 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.

b7C-5, b6-5

[REDACTED SIGNATURE]

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this September 9, 2003, at Baghdad, Iraq.

b7C-1, b6-1

[REDACTED SIGNATURE]

(Signature of Person Administering Oath)

b7C-1, b6-1, b2

SPECIAL AGENT [REDACTED]  
323RD MILITARY POLICE DETACHMENT (CID)(DSE)

(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ

(Authority to Administer Oath)

WITNESS:  
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-----  
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EXHIBIT

INITIALS OF PERSON MAKING STATEMENT

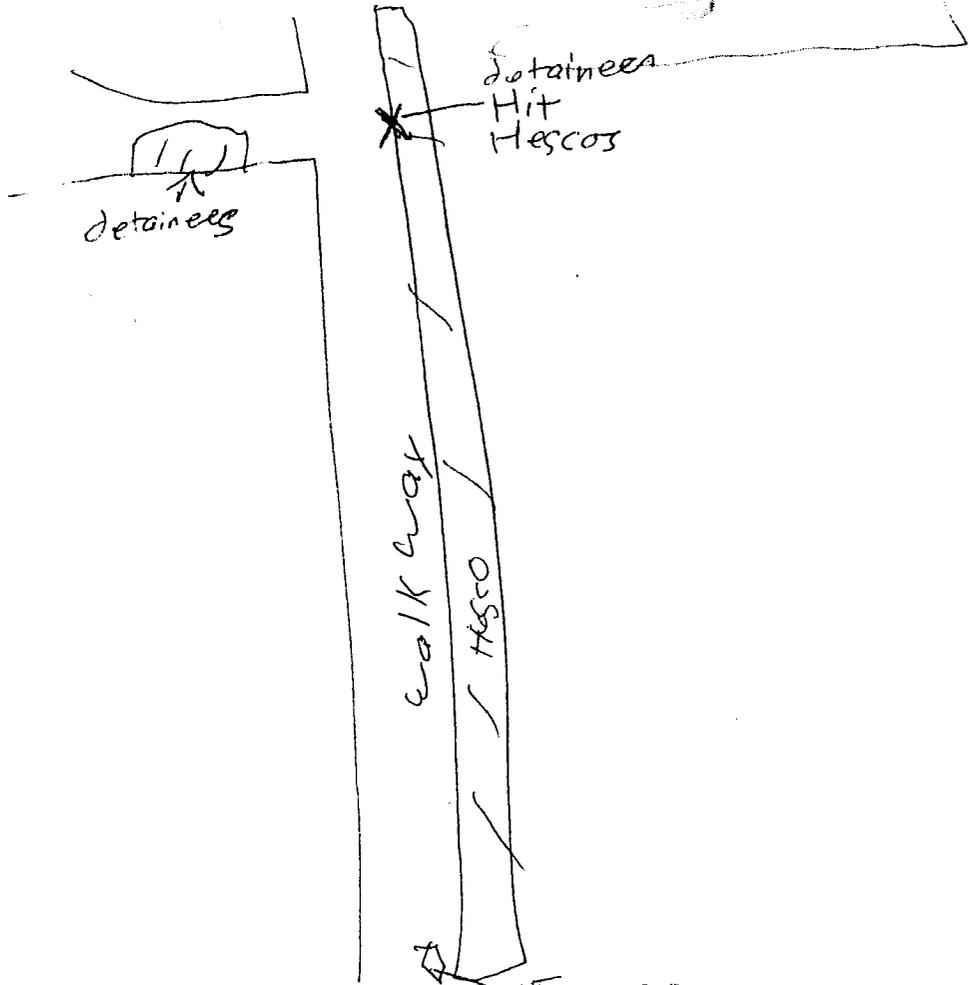
b7C-5, b6-5  
[REDACTED]

PAGE 4 OF 4 PAGES

0000073

OFFICIAL USE ONLY

EXHIBIT 11  
00784



I was here

Bradley

SA [redacted] b7C-1, b6-1  
 [redacted] b7C-1, b6-1  
 09 SEP 03  
 1330 Z

SFC [redacted] b7C-5, b6-5  
 [redacted] b7C-5, b6-5

09 SEP 03  
 1330 Z

0078574

EXHIBIT 12

00785

# Page(s)

75-80

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## 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](mailto:scottj@centcom.smil.mil)  
(813) 827-5341/2830

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION
2. DATE (YYYYMMDD) 2003 09 09
3. TIME 1307Z
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN b7c b6
7. GRADE/STATUS E-3

8. ORGANIZATION OR ADDRESS
C Co 2-6 INF 2nd PLT

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

ON 31 Aug 2003, I, PFC [REDACTED], WENT ON PATROL WITH BRAVO SECTION AND SECOND SQUAD UNDER PLT SGT [REDACTED] AND SQUAD LEADER STAFF SGT [REDACTED]. OUR PATROL WAS FROM 0100-0300 ON THIS DATE. AT THE START OF OUR PATROL WE ARRIVED AT THE ACP AND WAS ADVISED BY A SOLDIER OF 3RD PLT. THAT 3 IRAQIS WERE WALKING ALONG THE BURN WITH AKS. WE LEFT WENT SOUTH ON HWY 6 AND FOUND SOME SHEN AT THE MOSQUE. WE STOPPED TO INVESTIGATE. I JUMPED OUT OF THE HUMVEE AND PULLED SECURITY TO THE NORTH. FROM WHAT I SAW THE NCOs WERE INTERIGATING THEM. 2 AKS 47 WERE FOUND AND THEY, UNDER THEIR OWN FREE WILL, GOT IN THE BACK OF THE HUMVEE, WITHOUT CUFFS OR ANY OTHER RESTRAINT, AND WENT

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c b6
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED

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

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

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

BACK WITH US TO THE ACP. WHILE THERE. THEY WERE IDENTIFIED BY ONE OF THE SOLDIERS AS THE GUYS ALONG THE BURM. WE LEFT THEM UNDER THE CUSTODY OF FPS AND 3RD PCT. AT THAT TIME WE CONTINUED PATROLS.

b7c-4, b6-4  
[Redacted]

[Large X mark across the page]

b7c-4, b6-4  
[Redacted]

b7c-4, b6-4

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Large area crossed out with a large 'X' and a redacted section containing the handwritten code 'b7C4, b6-4']

b7C4, b6-4

AFFIDAVIT

I, \_\_\_\_\_, 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) b7C4, b6-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of Sep, 2005 at Bakersfield, CA b7C-1, b6-1

ORGANIZATION OR ADDRESS

\_\_\_\_\_  
(Signature of Person Administering Oath) b7C-1, b6-1  
Airt 136 (b)(4) UCUS  
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF 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
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 2. DATE 3. TIME 4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

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

On August 31, 2003 between the hours of 0100 and 0300 while conducting patrols we were to conduct patrols in sector G2 964/966. While on our way we stopped at the ACP to pick up a translator while there we were told that 3 suspicious people were seen with weapons at the perimeter before our arrival. They were believed to have went to the local mosque about 1km down the road. We went to investigate and upon arrival at the mosque we encountered three Iraqi men who said they were guarding the mosque. However, when they seen us they discarded their weapons away from them. It was then explained to them by SFC [redacted] via the translator that we would be taking them with us for the soldiers to look at and possibly identify as the 3 people previously mentioned. We acquired their weapons and then we proceeded with the 3 men back to the humvees. We loaded up and went back to the ACP. The men were then positively identified as the men seen earlier. They were then turned over to the custody of the FPS personnel and the American soldiers on duty at the ACP at that time. Then we left and continued with our patrols. Nothing further. End of Statement

[Redacted signature area]

10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

5022161

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

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

*nothing to declare*

b7c4, b6c4



b7c4, b6c4

INITIALS OF PERSON MAKING STATEMENT



PAGE 2 OF 3 PAGES

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Large area crossed out with a large 'X' containing handwritten notes and redactions]

*nothing to believe*

b7c1, b6-4

b7c1, b6-4

AFFIDAVIT

I, \_\_\_\_\_, 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)

b7c1, b6-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of Sep, 2003 at Baghdad Iraq

ORGANIZATION OR ADDRESS

\_\_\_\_\_  
(Signature of Person Administering Oath)

b7c1, b6-4

(Typed Name of Person Administering Oath)

Art 136 (b)(4) USAF

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

b7c1, b6-4

PAGE } OF } 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
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
2. DATE 2003 08 31
3. TIME 1313Z
4. FILE NUMBER b7c-4, b6-4
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN b7c-4, b6-4
7. GRADE/STATUS E-3
8. ORGANIZATION OR ADDRESS C Co 2/6 INF 2 PLT

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON 31 August 2003 Between the hours of 0100 to 0300 Bravo Section was to conduct patrols in sector b-2 964/966 while on patrol we stopped at the ACP to pick up the translator. While at the ACP PFC informed us that he seen 3 Iraqi Nationals walking in front of the ACP a few minutes prior to our arrival. Us being on patrol we went to go check it out because the hours of curfew were in effect we drove along the side of the road until we arrived at the mosque which is about 1 kilometer from the ACP. When we arrived I really don't know what happened because I was pulling security on the top of the Humvee. The other people in my squad brought out 3 persons and 2 weapons. We took them to the ACP were PFC identified them

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT b7c-4, b6-4
PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

8900000

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

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

*Nothing to Declare*

b7c b6 -4



INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

AS the people who were walking in front the ACP. So the ~~peo~~ Iraqis were turned in to the custody of the FPS personnel and the Soldiers on duty. We left after that and continued our patrols. Nothing further. **[REDACTED]** END of Statement **[REDACTED]**

**[REDACTED]** b7C-4, b6-4

Nothing to declare

**[REDACTED]** b7C-4, b6-4

AFFIDAVIT

I, **[REDACTED]**, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 32. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. **[REDACTED]** b7C-4, b6-4

**[REDACTED]**  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of SEP, 2003, at **[REDACTED]** (City)

ORGANIZATION OR ADDRESS

**[REDACTED]** b7C-4, b6-4  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

**[REDACTED]** SA  
(Typed Name of Person Administering Oath)  
Apt 136 (b)(4) UCIJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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DISCLOSURE: Disclosure of your social security number is voluntary. b7c-4, b6-4 b7c, b6-4

1. LOCATION C Co 2/6 INF.
2. DATE (YYYYMMDD) 20030909
3. TIME 1314Z
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME b7c b6
6. SSN b7c, b6-4
7. GRADE/STATUS SGT / ES
8. ORGANIZATION OR ADDRESS C Co 2/6 INF

9. b7c, b6-4 SGT [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON 31 AUG 2003 APPROXIMATELY 0130 HRS. OUR PATROL STOPPED BY THE ACP TO PICK UP A TRANSLATOR, WHEN THE PLATOON THERE SAID THAT THEY HAD SEEN SOME GUYS WALK OVER AND SHOUT SOMETHING THEN TAKE OFF DOWN THE ROAD TOWARDS THE MOSQUE ABOUT 500M DOWN. SO WE WENT DOWN THE ROAD AND DIDNT SEE ANYONE ALONG THE ROAD UNTIL WE REACHED THE MOSQUE. WE PULLED UP AND IMMEDIATELY I SAW A GUY WITH AN AK-47 WALKING. ONCE WE STOPPED, HE PUT IT DOWN BEHIND THE CURB AS TO TRY TO HIDE IT FROM US. I TOLD PFC b7c, b6-4 WHERE IT WAS, AND HE HAD NO PROBLEM FINDING IT. WE PUT 3 GUYS IN THE BACK OF ONE OF OUR VEHICLES, DROVE BACK TO THE ACP, AND THE SOLDIERS ON GUARD POSITIVELY IDENTIFIED ALL 3 PERSONS. WE THEN HAD DETAINED THEM AT THAT TIME. ONCE WE HAD GOTTEN THEIR INFO AND PUT THEM IN THE DETENTION AREA, WE LOADED BACK UP ON OUR VEHICLES AND DROVE OFF CONTINUING OUR PATROL. b7c, b6-4

END OF STATEMENT
b7c, b6-4 b7c, b6-4

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Large redacted area with handwritten notations: b7c, b6-4]

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. [redacted]

[redacted] (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of Sep, 2005 at [redacted]

[redacted] (Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[redacted] 54 (Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

At 136 (b)(4) UCMJ (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 1 OF 1 PAGES

### SWORN STATEMENT

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

### PRIVACY ACT STATEMENT

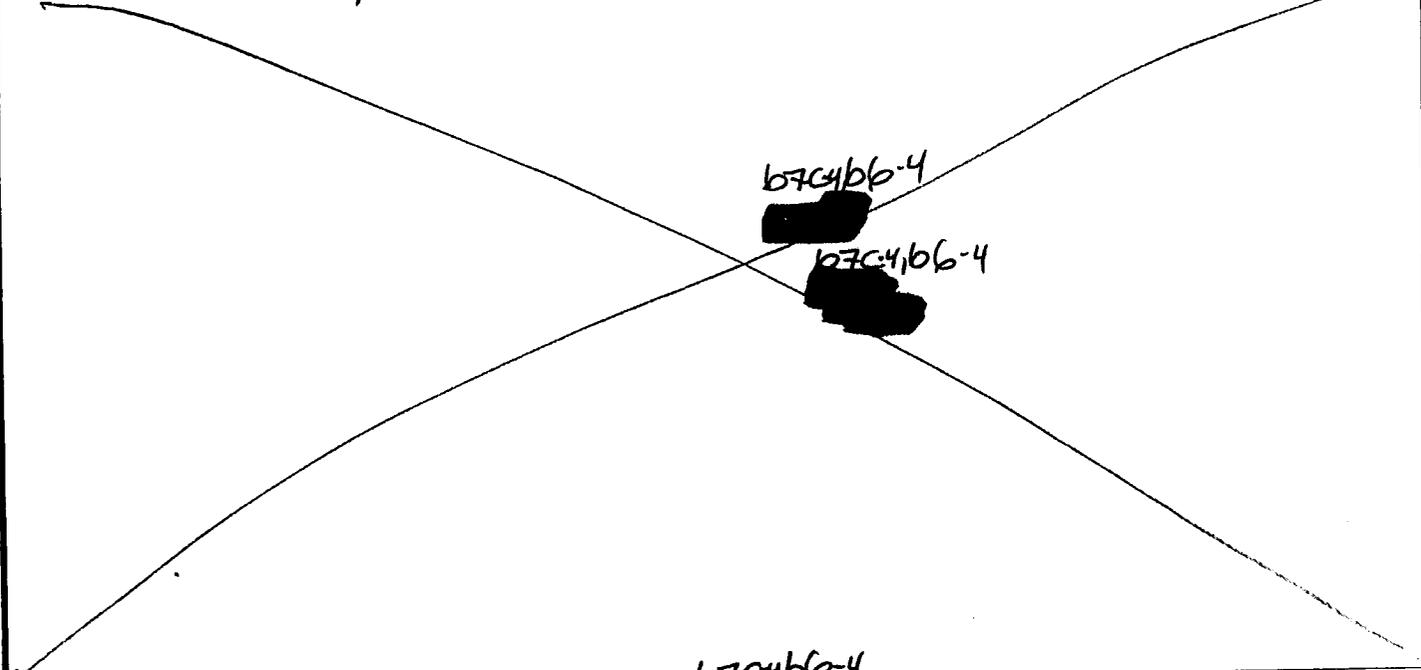
**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately  
**ROUTINE USES:** Your social security number is used as an additional/alternate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

1. LOCATION <i>C 7/6 INF Iraq</i>	2. DATE (YYYYMMDD) <i>2003 09 05</i>	3. TIME <i>1800</i>	4. FILE NUMBER <i>13162</i>
5. LAST NAME, FIRST NAME, MIDDLE NAME <i>[REDACTED]</i>	6. SSN <i>[REDACTED]</i>	7. GRADE/STATUS <i>F-6 / 556</i>	

8. ORGANIZATION OR ADDRESS  
*C 7/6 INF 67C4/b6-4*

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

While on patrol on the Morning of 31 Aug 2003 we took three Iraqis into custody. The lead humvee pulled in beside a Mark. I had my humvee follow, when the lead vehicle stopped we dismounted the troops in the rear. I then noticed a smell my driver PVT *[REDACTED]* opened the hood and checked the oil. We checked the coolant level then lowered the hood. At that time the dismounts returned and loaded up in the vehicle with the detainees. We then dropped them at the ACP and returned at the end of patrol *[REDACTED]*



10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT <i>[REDACTED]</i>	PAGE 1 OF <i>1</i> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Large redacted area with handwritten notations: b7C4, b6-4]

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE [redacted] 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]

[redacted] (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of Sep, 2003 at Bayshore Inn, b7C-1, b6-1

[redacted] (Signature of Person Administering Oath)

[redacted] SA (Typed Name of Person Administering Oath)

Art 136 (b)(4) UCMJ (Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 1 OF 1 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  
**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 C 2/6 IAF IRAQ	2. DATE (YYYYMMDD) 2003 09 09	3. TIME 1318Z	4. FILE NUMBER b7c4, b64
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS E-3/PFC	
8. ORGANIZATION OR ADDRESS C-co 2/6 IAF			
9. [REDACTED]			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

While on patrol on the morning of 31 Aug 2003 I followed the lead humvee into the entrance of the Mousk. The dismounts from both humvee's got out and went into the Mousk compound. I stayed in the Humvee with my TC SSG [REDACTED] SSG [REDACTED] smelled something, so while we waited I checked the fluids on the Humvee. As I was finish up the dismounts brought out three Iraqi men and loaded them into the humvee. And we took them to the ACP. After that we continued on patrol.

~~[REDACTED]~~

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Large area crossed out with a large X]

b7C4, b6-4

b7C4, b6-4

b7C4, b6-4

AFFIDAVIT

I, \_\_\_\_\_, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE \_\_\_\_ 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)

b7C4, b6-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of Sept, 2003 at Bushdala Tenn

\_\_\_\_\_  
(Signature of Person Administering Oath)

b7C1, b6-1

\_\_\_\_\_  
(Typed Name of Person Administering Oath)

Apt 136 (b)(4) UCMJ  
(Authority To Administer Oaths)

SA

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT b7C4, b6-4

PAGE 1 OF 1 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  
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
DISCLOSURE: Disclosure of your social security number is voluntary. b7c-4, b6-4

1. LOCATION  
2. DATE (YYYYMMDD) 2003090509  
3. TIME 1320z FILE NUMBER  
5. LAST NAME, FIRST NAME, MIDDLE NAME  
6. SSN b7c-4, b6-4  
7. GRADE/STATUS E-3

8. ORGANIZATION OR ADDRESS C Co 2/6 INF b7c-4, b6-4

9. [Redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: b7c-4, b6-4

While on patrol on the morning of 31 Aug 03, I saw three Iraqis walking next to a mosque. My platoon sergeant told me to pull in to find out what they were doing. As I pulled up, both me and my gunner saw one of the men set what appeared to be a weapon, behind a curb. As the other personnel with us searched the individuals, I went to where the man had set down the weapon. What I found was a loaded AK47. After I found the weapon, myself and another soldier escorted one of the men to the mosque, so he could put on a shirt and pants. We came back to humvees, and loaded the three personnel into the humvee. Next, we pulled back out, and returned to ACP, to put the men in a holding area. b7c-4, b6-4

[Redacted signature area] b7c-4, b6-4

10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED  
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Large area crossed out with a large X, containing two redacted blocks with handwritten codes b7C, b6-4]

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2 (2A) 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, b6-4  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of Sep 2003 at Baghdad Iraq b7C, b6-1

[redacted]  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[redacted] SA  
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136 (6) (4) UCMJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 1 PAGES

SWORN STATEMENT

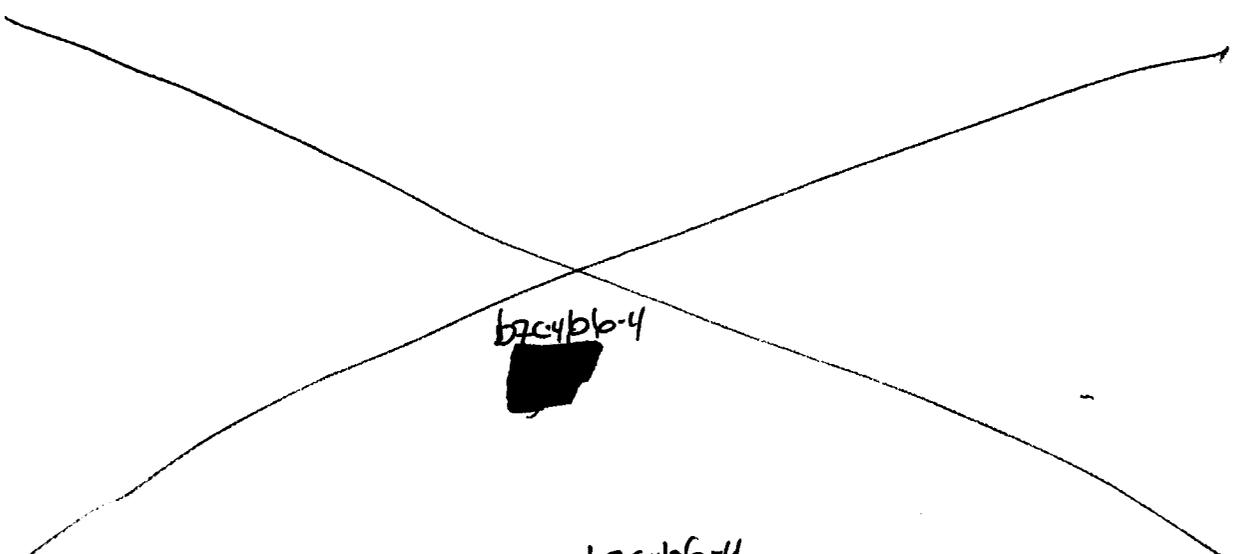
For use of this form, see AR 190-45; the proponent agency is ODCSOPS

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  
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. b7C4,b6-4 b7C4,b6-4

1. LOCATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
	2003-09-09	13:22 Z	
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS	
[REDACTED] b7C4,b6-4	[REDACTED] b7C4,b6-4	E4	
8. ORGANIZATION OR ADDRESS			
[REDACTED] b7C4,b6-4			

9. I, [REDACTED] b7C4,b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
 ON 31 Aug 03 I, SPC [REDACTED] b7C4,b6-4 went on a patrol with 2nd Squad. We went out on a patrol we stopped at the acp and was informed that three men with ak47 on the road watching the acp. So we went to mosque and found the three men and asked them if they were by the acp and they told us no. So we ask if they had any ak's and they told us they had two. Then they got in the humvee and we told them to the acp and they were idled as the men on the road so we put them in the tail and finished our patrol. [REDACTED] b7C4,b6-4 end



10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 1 PAGES
	[REDACTED] b7C4,b6-4	

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Large area crossed out with a large 'X' and a redacted block in the center]

b7c4, b6-4  
[Redacted]

b7c4, b6-4

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Redacted Signature] b7c4, b6-4  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of Sep, 2003 at Bastrop, Texas

\_\_\_\_\_  
ORGANIZATION OR ADDRESS  
  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

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

[Redacted Name] SA  
(Typed Name of Person Administering Oath)  
Act 136 (b)(4) UCMJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[Redacted Initials] b7c-4, b6-4

PAGE 1 OF 1 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  
**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. b7c4, b6-4 b7c4, b6-4

1. LOCATION	2. DATE (MM/DD)	3. TIME	4. FILE NUMBER
	2003 09 09	13242	
5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS b7c4, b6-4	
[REDACTED] b7c4, b6-4	[REDACTED] b7c4, b6-4	E-03 [REDACTED]	
8. ORGANIZATION OR ADDRESS			
[REDACTED]			

9. [REDACTED] b7c4, b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
 [REDACTED] b7c4, b6-4  
 We arrived at the ACP, when we got there we was told to go to the mosque and pick up some Iraqi's with weapons. when we got to the mosque their was 3 Iraqi's with there hands up. Sgt [REDACTED] b7c4, b6-4 told me to look behind a berm, because he saw them hind some AK-47 behind it. We found there AK's & took them to the ACP. once at the ACP we unloaded the 3 Iraqi's softly. [REDACTED] b7c4, b6-4's End

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 1 PAGES
f	[REDACTED] b7c4, b6-4	

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

b7C-4, b6-4  
[Redacted]

b7C-4, b6-4

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 12. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Redacted] b7C-4, b6-4  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of Sep, 2003 at Rindler, Pa.

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

[Redacted] b7C-4, b6-1  
(Signature of Person Administering Oath)

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

[Redacted] SA  
(Typed Name of Person Administering Oath)  
Art 136 (b)(4) USMT  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT  
[Redacted] b7C-4, b6-4

PAGE 1 OF 1 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
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary. b7C-4, b6-4 b7C-4, b6-4

1. LOCATION 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS
9. [Redacted]

7462-4

On the morning of the 31st August 2003 my self along with several soldiers from my squad and B-section were scheduled to patrol B2, 966, 964 sector from 0100-0300 hours. Around 0100 hours our patrol left Charlie Main's area heading to the ACP to pick-up an interpreter for the patrol. We arrived at the ACP around or about 0115 hours. Upon arrival we were met by SFC [Redacted] of 3rd Platoon whom told us he and Spc [Redacted] spotted three Iraqis near the ACP moments before our arrival. The Iraqis were headed down Hwy 6 in the direction of the mosque. After receiving this information we took the interpreter [Redacted] and went to search for the 3 Iraqis. Along Hwy 6 about 2 minutes drive from the ACP SFC [Redacted] spotted 3 Iraqis at a mosque, so we quickly dismounted the Humvee. I walked over to an Iraqi wearing a white muscle shirt, grabbed him behind the neck pushing him to the ground on his knees after one of the soldiers spotted a weapon nearby. Minutes later I am informed by SFC [Redacted] that it is okay and they are supposedly guards for the mosque. I immediately let the Iraqi stand-up. The guards inform us that there is an fourth guard there also but he is asleep, so one of the soldiers escort an Iraqi to wake the guard while I escort the Iraqi with the white muscle shirt to the mosque. While I wait outside the gate the Iraqi comes out the mosque with a shirt over the white muscle shirt. Also the Iraqi that was asleep comes out and we noticed immediately he could not have been one of the Iraqis seen earlier because he walked with a limp badly. He is questioned and immediately released, the other three Iraqis are told they have to come with us to be identified. They come with no trouble and did not have to be

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

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

STATEMENT OF [REDACTED] <sup>b7c-4, b6-4</sup> TAKEN AT 1700 hours DATED 2003 SEP 05

9. STATEMENT (Continued)

b7c-4, b6-4  
[REDACTED]

b7c-4, b6-4  
[REDACTED]

b7c-4, b6-4  
[REDACTED]

b7c-4, b6-4  
[REDACTED]

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7c-4, b6-4

PAGE 2 OF 3 PAGES

STATEMENT OF [REDACTED] TAKEN AT 1700 hours DATED [REDACTED]

9. STATEMENT (Continued) hand-cuffed. We arrive back at the ACP with the three Iraqis and immediately are met by SPC [REDACTED] and SPC [REDACTED]. SPC [REDACTED] says, "he remembers the white shirt and one of the Iraqis had a white stripe running down his pants legs when spotted earlier with his nod. I tell SPC [REDACTED] to put on his nod and identify the three Iraqis. He does so and realizes that it is the three men he'd spotted earlier. Last I remember is they are told to be hand-cuffed and released to SPC [REDACTED] and SPC [REDACTED]. Afterward we immediately left the ACP to patrol our sectors. [REDACTED] End of Statement

[REDACTED] b7c4, b6-4  
[REDACTED] b7c4, b6-4  
[REDACTED] b7c4, b6-4  
[REDACTED] b7c4, b6-4

b7c b6

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED] b7c4, b6-4  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of SEP 2003 at Baghdad, Iraq

[REDACTED] b7c1, b6-1  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED] SA  
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Air 136 (b)(4) UCMJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c4, b6-4

PAGE 3 OF 3 PAGES

**RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE**  
For use of this form, see AR 190-30; the proponent agency is ODCSU.

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Neil Skinner Base BN HQ</i>	2. DATE <i>9 SEP 03</i>	3. TIME <i>1900</i>	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED] <i>b7C4, b6-4</i>	B. ORGANIZATION OR ADDRESS <i>Cco 2/6 INF</i>		
6. SSN [REDACTED] <i>b7C4, b6-4 E-6</i>	7. GRADE/STATUS		

**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 \_\_\_\_\_ and wanted to question me about the following offense(s) of which I am

suspected/accused: \_\_\_\_\_  
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. [REDACTED] *b7C4, b6-4*

WITNESSES (if available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] <i>b7C4, b6-4</i>
1a. NAME (Type or Print) [REDACTED] <i>b7C4, b6-4</i>	b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR [REDACTED] <i>b7C3, b6-3</i>
2a. NAME (Type or Print)	b. ORGANIZATION OR ADDRESS AND PHONE	5. TYPED NAME OF INVESTIGATOR [REDACTED] <i>b7C3, b6-3</i>
		6. ORGANIZATION OF INVESTIGATOR <i>HHC/2-6 INF</i>

**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

**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	2. DATE (YYYYMMDD) Sept 9 2003	3. TIME 1334 Z	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7c4, b6-4	6. SSN [REDACTED] b7c4, b6-4	7. GRADE/STATUS SSG/E-6	

8. ORGANIZATION OR ADDRESS  
[REDACTED] b7c4, b6-4

9. [REDACTED] SSG/E-6, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: was on Radio watch from 0200 to 0400 while on Radio watch I gave the name of [REDACTED] b7c4, b6-4 of the Detainees that we were holding at the ACP. The NACK member do not know his name he told me that HE know the people at we were holding as Detainees. And was Telling FPS Guards to let him go I stopped his car and told him to leave the ACP Right now he told FPS and [REDACTED] b7c4, b6-4 That he will not leave to They are let go Then I told Him we will Force him out Then he go in his car and left the ACP. But Backed his car up and asked For my name I told his ssg [REDACTED] b7c4, b6-4 he then told me that he would talk to Capt. [REDACTED] b7c4, b6-4 I told him to get hell out of here Right now. Then He and about 4 other left. END OF STATEMENT [REDACTED] b7c4, b6-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c4, b6-4	PAGE 1 OF 2 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 BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

[Redacted statement area with handwritten 'Not JSFD' and 'b7c4, b6-4' annotations]

AFFIDAVIT

1. [Redacted] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Redacted signature] (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of SEP, 2003 at Baghdad, IRAQ

ORGANIZATION OR ADDRESS [Redacted]  
ORGANIZATION OR ADDRESS [Redacted]

[Redacted signature] (Signature of Person Administering Oath)  
[Redacted name] SA (Typed Name of Person Administering Oath)  
Aar 136 (b)(4) UC15 (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Redacted]

PAGE 2 OF 2 PAGES

### SWORN STATEMENT

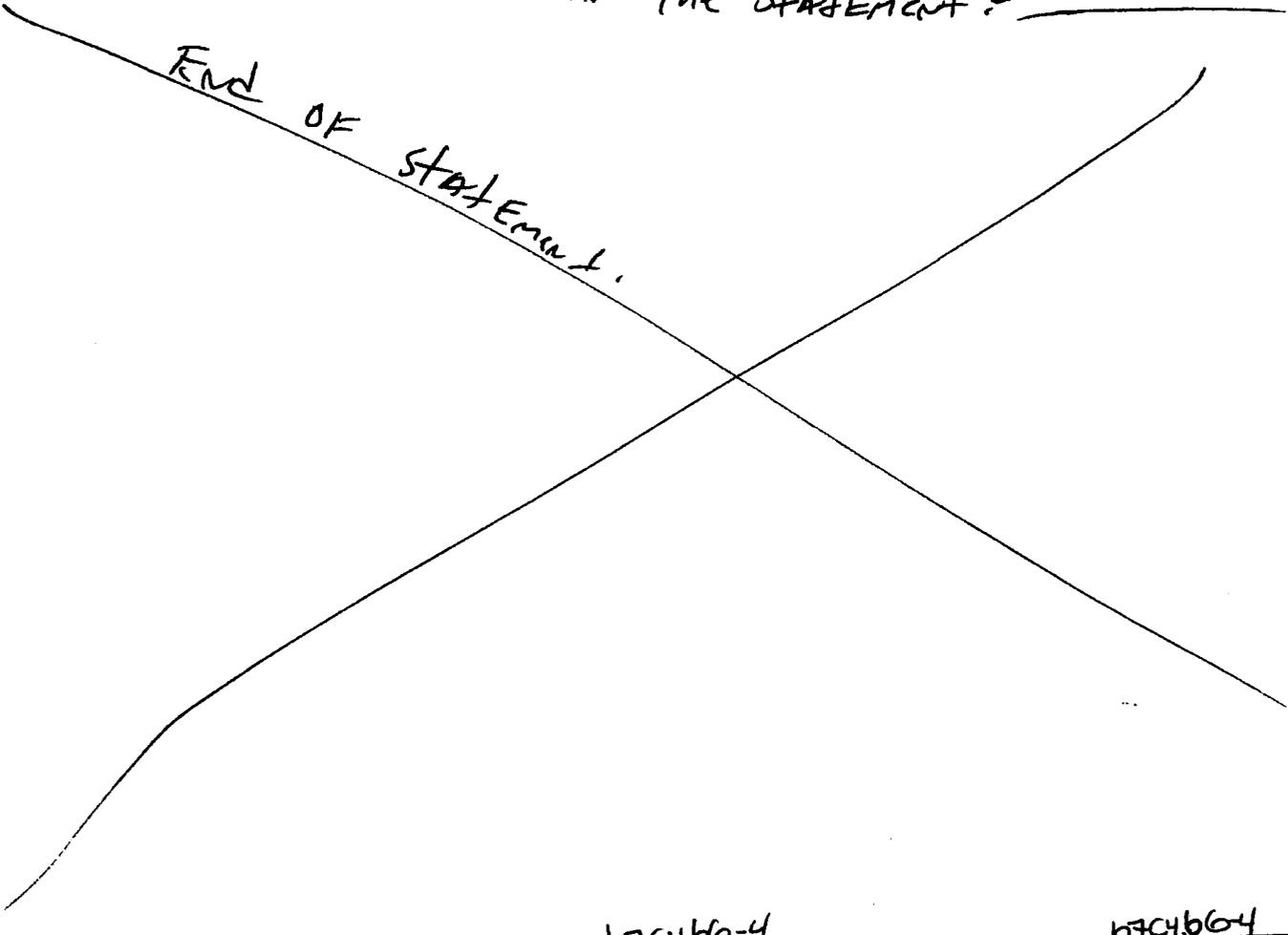
For use of this form, see AR 190-45; the proponent agency is ODCSOPS

#### 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  
**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. b7c4/b6-4

1. LOCATION <b>Bn ALLEN</b>	b7c4, b6-4 →	2. DATE (YYYYMMDD) <b>07 Sept 2003</b>	3. TIME <b>1335Z</b>	4. FILE NUMBER <b>b7c4/b6-4</b>
5. LAST NAME FIRST NAME MIDDLE NAME <b>[REDACTED]</b>		6. SSN <b>b7c4, b6-4</b>		7. GRADE/STATUS <b>SSC / E6</b>
8. ORGANIZATION OR ADDRESS <b>C2-61NF b7c4, b6-4</b>				
9. <b>[REDACTED]</b> , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:				

*I TOLD ALL Em's That if they gave statement they should tell what happen and DO NOT lie on the statement.*



*End of statement.*

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT <b>[REDACTED]</b>	PAGE 1 OF <b>[REDACTED]</b> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_"  
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

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

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

END STATEMENT

b7c4, b6-4

b7c4, b6-4

b7c4, b6-4

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

*End Statement*  
*b7c, b6-4*  
[Redacted]

AFFIDAVIT

*b7c, b6-4*  
I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Redacted Signature] *b7c, b6-4*  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of SEP, 2003 at Randolph, Tenn

[Redacted Signature] *b7c, b6-1*  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[Redacted Name] SA  
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Apt 136 (b)(4) DCMS  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

**RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE**

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

**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 <b>Bn AREA</b>	2. DATE <b>7 Sept 2007</b>	3. TIME <b>18:40</b>	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED] <b>b7c-4,bb-4</b>	8. ORGANIZATION OR ADDRESS		
6. SSN [REDACTED] <b>b7c-4,bb-4</b>	7. GRADE/STATUS <b>EP/SG</b>		

**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 \_\_\_\_\_ and wanted to question me about the following offense(s) of which I am suspected/accused: \_\_\_\_\_

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. **b7c-4,bb-4**

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] <b>b7c-4,bb-4</b>
1a. NAME (Type or Print) [REDACTED] <b>b7c-4,bb-4</b>		4. SIGNATURE OF INVESTIGATOR [REDACTED] <b>b7c-3,bb-3</b>
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <b>b7c-3,bb-3</b>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <b>HHC/2-6 JN</b>
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

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 Muleskinner Base	2. DATE (YYYYMMDD) 20030904	3. TIME 1340 1900	4. FILE NUMBER b7c4,b6-4
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS O-1	

8. ORGANIZATION OR ADDRESS  
3/C/2-6 IN (acch)  
b7c4,b6-4

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

b7c4,b6-4  
[REDACTED] On the morning of the 1st of September 2003 I returned to the ACP FOB from Muleskinner Base. I joined my platoon at approximately 0930. Shortly I was informed that we had 3 detainees captured by 2nd Platoon and dropped off for us to detain. I was informed by my PSG - SFC [REDACTED] that a cleric belonging to a neighborhood Mosque claimed that the men were his. The Cleric showed up shortly after, at about 1000 hrs. I assessed the situation, called my commander and requested permission to release the guards, which was granted. I ordered my men to bring the detainees forward. One detainee was limping noticeably, the others were fine except one showed me marks on his shoulder. We immediately released the ~~men~~ <sup>3</sup>men into the cleric's custody.

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 32 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.

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

STATEMENT OF [REDACTED] b7c4, b6-4 TAKEN AT 1900 DATED 4 Sep 03

9. STATEMENT (Continued)

*Nothing else follows*  
b7c4, b6-4  
[REDACTED]

INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c4, b6-4 PAGE 2 OF 3 PAGES

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

*Not used*  
*US60*  
*b7c-4, b6-4*  
[Redacted]

*b7c-4, b6-4*

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Redacted Signature] *b7c-4, b6-4*  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of Sep 2005 at Bahadur Nagar

ORGANIZATION OR ADDRESS

[Redacted Signature] *b7c-1, b6-1*  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[Redacted Name] SA  
(Typed Name of Person Administering Oath)  
Art 136 (b)(4) UCMJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [Redacted] *b7c-4, b6-4*

PAGE 3 OF 3 PAGES

**RIGHTS WAIVER PROCEDURE/WAIVER CERTIFICATE**

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

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Muleskinner Base</i>	2. DATE <i>8 Sep 03</i>	3. TIME <i>2155</i>	4. FILE NO.
5. NAME (Last, First, MI) <i>[Redacted]</i>	8. ORGANIZATION OR ADDRESS <i>CCO 2-6 IN (rech)</i>		
6. SSN <i>[Redacted]</i>	7. GRADE/STATUS <i>O-1</i>		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

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

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. *[Redacted]* b7c-4, b6-4

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE <i>[Redacted]</i> b7c-4, b6-4
1a. NAME (Type or Print) <i>[Redacted]</i>		
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR <i>[Redacted]</i> b7c3, b6-3
2a. NAME (Type or Print) <i>[Redacted]</i>		5. TYPED NAME OF INVESTIGATOR <i>[Redacted]</i> b7c3, b6-3
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR <i>HHC/2-6 IN</i>

**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

SWORN STATEMENT

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

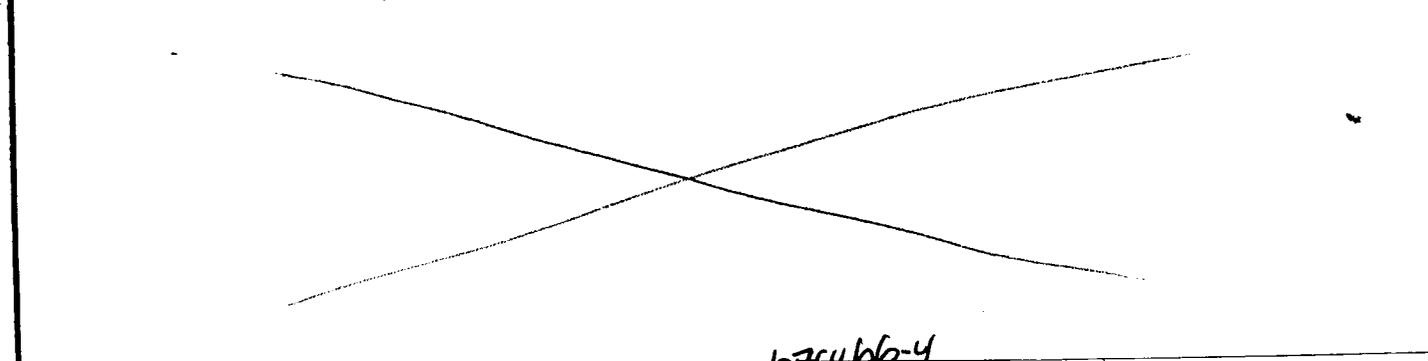
PRIVACY ACT STATEMENT

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
2. DATE (YYYYMMDD) 2003/09/09
3. TIME 13:45Z
4. FILE NUMBER b7c4b64
5. LAST NAME, FIRST NAME, MIDDLE NAME [redacted] b7c4b64
6. SSN [redacted] b7c4b64
7. GRADE/STATUS E-4/SPC
8. ORGANIZATION OR ADDRESS

9. [redacted] b7c4b64, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 31 Aug 2003 at 01:30 AM Spc [redacted] b7c4b64 and I rounding guard. we went to the front gate. At the gate Spc [redacted] b7c4b64 told us there were voices further out in front of the gate. We went to see. I was looking thru my Nods. I saw, Three men. We then went closer to see better. The three men were peering in front of a fence at the edge of the road. The men must have heard us. They started to yell and run. One of the men had gone to the ground, SPC [redacted] b7c4b64 and I took cover. We did not see any weapons when we looked again. The man had gotten up and started to run south with the other two ran. We waited a minute then went and told SSG [redacted] b7c4b64. As we told him. White platoon, radioed us. They were come to pickup a translator for curfew patrol, when they arrived we told them about what happened. We asked them to drive south to see if they could see them. White platoon had left. They called us about 15 minutes later asking us what they looked like. I told them, that one had a light colored top and one had light strips on his pants. I had disoriented him one of the three. They brought them back to the ACIP, when they returned I had the men stand in place and I looked at them thru my nod's again to make sure what I saw. It was them, SSG [redacted] b7c4b64 witnessed me do this. White platoon had found them by a mosque. when they came up to the men. The men put two AK's on the ground next to a curb, trying to hide them. We put the three men in the holding area. We put the weapons in a room. Shortly after that my shift ended. The next morning my Platoon Leader 2LT [redacted] b7c4b64 talked to the head of the mosque to work out there release. while he did that I talked with other men from the mosque. These men told me, The three men would be punished for leaving the mosque. The men were released and they left. [redacted] b7c4b64



10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT [redacted] b7c4b64
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [redacted] TAKEN AT [redacted] DATED [redacted]
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

*Not used*  
b7c, b6-4

b7c-4, b6-4

AFFIDAVIT

I, \_\_\_\_\_, 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.

b7c-4, b6-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of Sep, 2003 at Baghdad, Iraq

b7c-1, b6-1

(Signature of Person Administering Oath)

b7c-1, b6-1

SA

(Typed Name of Person Administering Oath)

Air 136 (b)(4) UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

b7c, b6-4

PAGE 2 OF 2 PAGES

SWORN STATEMENT		
For use of this form, see AR 190-45; the proponent agency is ODCSOPS		
LOCATION Zafaraniya ACP, Baghdad, Iraq	DATE 2003/09/07	TIME 1247 20750
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7c4, b6-4	SOCIAL SECURITY NUMBER [REDACTED] b7c4, b6-4	FILE NUMBER [REDACTED] b7c4, b6-4
ORGANIZATION OR ADDRESS C/2-6 IN, 2BCT, 1AD		
<p>b7c4, b6-4 SPC [REDACTED] b7c4, b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:            The questions and answers on this statements are follow-up to SPC [REDACTED] statement made 01 SEP 2003.            Questions are asked by CPT [REDACTED] b7c3, b6-3 commander, C/2-6 IN            Answers are given by SPC [REDACTED] b7c-4, b6-4 3/C/2-6 IN</p>		
<p>b7c4, b6-4 Q1. Did you received the detainees from 2nd platoon on 01 SEP 2003?            A1. Yes.</p> <p>b7c4, b6-4 Q2. Were you the first 3rd platoon soldier to deal with the detainees?            A2. Yes, SPC [REDACTED] b7c4, b6-4 and I were the first soldiers in 3rd platoon to deal with the detainees.</p> <p>b7c4, b6-4 Q3. At what time did you receive the detainees?            A3. At approximately 0200-0230.</p> <p>b7c4, b6-4 Q4. What was the condition of the detainees when you received them?            A4. The detainees were fine.</p> <p>b7c4, b6-4 Q5. Were any of the detainees bruised, bloodied, or limping when you received them?            A5. Not that I could tell.</p> <p>b7c4, b6-4 Q6. Who did you inform that detainees had been received from 2nd platoon?            A6. SSG [REDACTED] b7c5, b6-5 and SFC [REDACTED] b7c5, b6-5</p> <p>b7c4, b6-4 Q7. When did you inform SSG [REDACTED] b7c5, b6-5 and SFC [REDACTED] b7c5, b6-5            A7. After I placed the detainees in the holding area with the help of 2nd platoon and maybe SPC [REDACTED] b7c4, b6-4</p> <p>b7c4, b6-4 Q8. Why did you received the detainees?            A8. Because I originally identified the detainees when 2nd platoon was dispatched to pick them up. SPC [REDACTED] b7c4, b6-4 and I were acting as a local QRF when I saw the detainees on the fenceline along Highway 6.</p> <p>b7c4, b6-4 Q9. Did you have any other interaction with the detainees after you placed them in the holding cell.            A9. Yes, the next morning.</p> <p>b7c4, b6-4 Q10. Describe the interaction with the detainees on the following morning?            A10. I was awake at approximately 0800 and heard arguing vicinity the front gate and went to see what was going on. At that time, I observed SGT [REDACTED] b7c4, b6-4 talking with local mosque leaders about the detainees. SGT [REDACTED] b7c4, b6-4 went into the ACP LSA several times to receive guidance.</p> <p>b7c4, b6-4 Q11. What was the condition of the detainees at this time?            A11. One of the detainees was limping, but they were walking around just fine.</p> <p>b7c4, b6-4 Q12. Were any of the detainees bruised or bloodied at this time?            A12. I was not close enough to tell.</p> <p style="text-align: right;">End of STATEMENT [REDACTED] b7c4, b6-4</p>		
EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c4, b6-4	PAGE 1 OF 2 PAGES
<p>ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] b7c4, b6-4 TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED."            THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.</p>		

STATEMENT (Continued)  
Q13.

Not  
Used  
b7c4/b6-4  
[Redacted]

**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. b7c4, b6-4

[Redacted]  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of SEP, 2003 at Bahadur 1297

[Redacted] b7c4, b6-1  
(Signature of Person Administering Oath)

[Redacted] SA  
(Typed Name of Person Administering Oath)

Att 136 (b)(4) UCMJ  
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS \_\_\_\_\_

ORGANIZATION OR ADDRESS \_\_\_\_\_

INITIALS OF PERSON MAKING STATEMENT [Redacted] b7c4, b6-4

PAGE 2 OF 2 PAGES

USAPPC V2.00

OFFICIAL USE ONLY

EXHIBIT 091

00825 1806118

**RIGHTS WAIVER PROCEDURE/WAIVER CERTIFICATE**  
For use on this form, see AR 190-30; the proponent agency is ODCS.

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Maleskinner</i>	2. DATE <i>7 Sep 2003</i>	3. TIME <i>16:14</i>	4. FILE NO.
5. NAME (Last, First, MI) <i>b7c4, b6-4</i>	8. ORGANIZATION OR ADDRESS <i>C2/6 INF</i>		
6. SSN <i>b7c4, b6-4</i>	7. GRADE/STATUS <i>E-4</i>		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

The investigator whose name appears below told me that he/she is with the United States Army \_\_\_\_\_ and wanted to question me about the following offense(s) of which I am

suspected/accused: \_\_\_\_\_  
Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:  
1. I do not have to answer any question or say anything.  
2. Anything I say or do can be used as evidence against me in a criminal trial.  
3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.  
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

**Section B. Waiver** *b7c4, b6-4*

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 <i>b7c4, b6-4</i>
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <i>b7c3, b6-3</i>
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <i>b7c3, b6-3</i>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <i>HHC/2-6 INF</i>
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

**RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE**

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

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Baghdad Iraq</i>	2. DATE <i>9 Sep 03</i>	3. TIME <i>1411Z</i>	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS <i>C Co 216 INF</i>		
6. SSN <i>b7C5, b6-5</i>	7. GRADE/STATUS <i>SSG</i>	<i>Baghdad, Iraq</i>	

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

The investigator whose name appears below told me that he/she is with the United States Army *Criminal Investigation Command as a Special Agent* and wanted to question me about the following offense(s) of which I am suspected/accused: *Assault, Maltreatment of a Prisoner III*

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

- I do not have to answer any 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] <i>b7C5, b6-5</i>
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR [REDACTED] <i>b7C, b6-1</i>
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR [REDACTED] <i>b7C, b6-1</i>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <i>323rd MP Det CID</i>
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

SWORN STATEMENT

-----  
 File Number : 0017-03-CID899  
 Location : Baghdad, Iraq b7C5,b6-5  
 Date : September 9, 2003  
 Time : ~~1507~~ 1507 b7C5,b6-5  
 Statement of : ~~██████████~~ b7C5,b6-5  
 Grade/Status : SSG b7C5,b6-5  
 SSN : ~~██████████~~  
 Org/Address : C Co, 2/6<sup>th</sup> Inf, Camp Muleskinner, Baghdad, Iraq  
 -----

b7C5,b6-5  
 b7C5,b6-5

I, ~~██████████~~, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
 On or about 01SEP03 while at the ACP I left on a patrol around the ACP at 0300. Before leaving I noticed that there were two AK-47's in the room that I sleep in. Upon returning from my patrol I had breakfast when I had found out that during the night we had taken detainees. At this time SFC ~~██████████~~ asked for the detainees to be brought over to be questioned. Once the detainee's been placed outside of our bay I got up to see them. When one of the detainee's would not get up to be moved to be questioned so I help pick up the detainee. The detainee was refusing to move and was strongly kicking and resisting to move. I then grabbed the detainee and help pull him to the area to be questioned. While pulling the detainee he continued to strongly resist which required me to pull him with more force which is what caused him to be pulled into the hesco basket. Once I had placed him at the end of the walk way to be questioned I left briefly and returned to take the detainee about 25 meters away to be guarded by another soldier. I then returned to platoon bay. b7C5,b6-5

b7C5,b6-5

Q: By SA ~~██████████~~ b7C5,b6-5  
 A: By SSG ~~██████████~~ b7C5,b6-5

b7C5,b6-5

Q: Did you throw the detainee into the hesco basket with SSG ~~██████████~~  
 A: I did not throw him into the basket, he was resisting we had to pull harder.

b7C5,b6-5

Q: I have advised you that SSG ~~██████████~~ has informed us that he threw the detainee into the hesco basket, are you telling me that his statement is wrong and that did not happen?

b7C5,b6-5

A: I dragged him into the hesco basket, that's what I did.

Q: In your statement you have not informed us of anything others did. Are you withholding information in this investigation? b7C5,b6-5

b7C5,b6-5

A: No I am not withholding information, SSG ~~██████████~~ brought the detainees over from the holding area, and SFC ~~██████████~~ was the one that questioned them. b7C5,b6-5

Q: The focus of this investigation is the abuses of the detainees. Are you telling me you did not witness any abuses to the detainees?

b7C5,b6-5

A: No sir, I did not witness any abuses of detainees.

Q: That statement is inconsistent with the statements of others. Do you have a response to that?

b7C5,b6-5

A: No Sir.

Q: Do you believe you used the proper amount of force on the detainees?

b7C5,b6-5

A: Yes sir.

Q: Are you aware that making a false statement is a crime punishable under the Uniform Code of Military Justice?

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT ~~██████████~~ b7C5,b6-5 PAGE 1 OF 3 PAGES

STATEMENT OF: b7C5, b6-5 ; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003 CONTINUED:

b7C5, b6-5

A: Yes sir.

b7C5, b6-5

Q: Did you hear or see SFC [redacted] strike any of the detainees?

b7C5, b6-5  
A: No Sir.

Q: Do you know how the detainees became injured?

b7C5, b6-5  
A: No sir.

Q: When you dragged the detainee, was he or they in zip cuffs?

b7C5, b6-5  
A: Yes sir.

Q: What steps did you take to get the cooperation of the detainees?

b7C5, b6-5  
A: Pulled even harder, he refused to get up I had to use the proper amount of force to move him.

Q: Did you do anything else?

b7C5, b6-5  
A: No Sir.

Q: Is there anything else you wish to add to this statement or think we should

b7C5, b6-5  
A: <sup>know?</sup> No. ///END OF STATEMENT/// [redacted] b7C5, b6-5

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [redacted] b7C5, b6-5 PAGE 2 OF 3 PAGES

STATEMENT OF: b7c-5, b6-5; TAKEN AT: Baghdad, Iraq; DATED: September 9, 2003 CONTINUED:

**AFFIDAVIT**

I, b7c-5, b6-5 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.

b7c-5, b6-5  
[Redacted Signature]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this September 9, 2003, at Baghdad, Iraq.

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

b7c-1, b6-1, b2  
SPECIAL AGENT [Redacted]  
323RD MILITARY POLICE DETACHMENT (CID)  
Unit 92955, Baghdad, Iraq  
APO AE 09324-2995

(Typed Name of Person Administering Oath)

ARTICLE 136 (b) (4) UCMJ  
(Authority to Administer Oath)

WITNESS:  
-----  
-----  
-----

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT b7c-5, b6-5 PAGE 3 OF 3 PAGES

**RIGHTS WAIVER PROCEDURE/WAIVER CERTIFICATE**

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

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Baghdad, Iraq</i>	2. DATE <i>09 SEP 03</i>	3. TIME <i>1435 Zulu</i>	FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS <i>C Co 216 INF, IAK</i>		
6. SSN [REDACTED]	7. GRADE/STATUS <i>E3/RA</i>		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

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

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

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

- or -

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

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

5. COMMENTS (Continue on reverse side)

*I am willing to waive my rights to make a statement.*

**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]
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR [REDACTED]
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <i>323rd MP DET (CFO) (DSE)</i>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

SWORN STATEMENT

-----  
 File Number :  
 Location : Baghdad, Iraq  
 Date : 09 Sep 03 [redacted] b7c4,b6-4  
 Time : 1514Z [redacted] b7c4,b6-4  
 Statement of : [redacted] b7c4,b6-4  
 Grade/Status : E3/RA b7c4,b6-4  
 SSN : [redacted]  
 Org/Address : C Co, 2/6 INF, 1AD  
 -----

74,b6-4 [redacted] b7c4,b6-4  
 I [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
 About 0530 01 Sep 03, I became aware of the fact that there were three new [redacted] b7c5,b6-5  
 detainees in our custody. At that time I heard SFC [redacted] say to SSG [redacted]  
 and SPC [redacted] that he wanted the detainees fucked up. SPC [redacted] confirmed b7c5,b6-5  
 what SFC [redacted] said to make sure he heard him right and then SPC [redacted] and SSG  
 [redacted] put on their gear and headed over to the detainees. I heard a detainee b7c5,b6-5  
 scream and SFC [redacted] said, "It sounds like somebody had an accident". Then the  
 next time I saw the prisoners it was daytime and the detainees were sitting  
 against the wall by the gateway that leads out of our sleeping area. The  
 detainees were flexi cuffed. Then SSG [redacted] and someone else picked up one of b7c5,b6-5  
 the detainees and slammed him against the wall and then the hesco basket. Then  
 they took the detainees one by one down to the SFC [redacted] and began to question b7c5,b6-5  
 them. I could hear SFC [redacted] talking really aggressively to the first detainee.  
 When he found out who the detainees were he began to speak less aggressively.  
 After that he told us not to hurt the other detainees.

74,b6-4 SA [redacted] b7c1,b6-1  
 A: [redacted] b7c4,b6-4  
 Q: How long did the questioning of the detainees last?  
 A: Probably about five minutes.  
 Q: Did you see any soldier assault any of the detainees?  
 A: I did not see anybody, but I heard screams.  
 Q: Have you been approached by anyone who told you not to discuss this incident  
 with any investigators?  
 A: No.  
 Q: Did you make an audiocassette tape detailing what occurred on 01 Sep 03?  
 A: Yes, but it was all hear say. We were just messing around and saying all the  
 rumors that we had heard.  
 Q: Has anyone told you that they assaulted any of the detainees on 01 Sep 03?  
 A: No one directly told me, but SPC [redacted] told me that SSG [redacted] kicked one  
 of the detainees in the back of the knee. b7c5,b6-5 b7c5,b6-5  
 Q: Do you have anything else to add to this statement?  
 A: No.///END OF STATEMENT/// [redacted] b7c4,b6-4

b7c4,b6-4

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [redacted] PAGE 1 OF 2 PAGES

b7C4, b6-4

STATEMENT OF: [REDACTED], TAKEN AT Baghdad, Iraq; DATED: September 9, 2003  
CONTINUED:

AFFIDAVIT

b7C4, b6-4

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.

b7C4, b6-4

[REDACTED SIGNATURE]  
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this September 9, 2003, at Baghdad, Iraq.

b7C-1, b6-1

[REDACTED SIGNATURE]  
(Signature of Person Administering Oath)

b7C-1, b6-1, b2

SPECIAL AGENT [REDACTED]  
323RD MILITARY POLICE DETACHMENT (CID)(DSE)  
(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ  
(Authority to Administer Oath)

WITNESS:  
-----  
-----  
-----

b7C4, b6-4

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 2 OF 2 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  
**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 MUL-SKINNER BASE BALADIAH TRAP	2. DATE (YYYYMMDD) TIME 2003 09 07 1436Z	4. FILE NUMBER b7c-4, b6-4
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7c-4, b6-4	6. SSN b7c-4, b6-4	7. GRADE/STATUS E-7 / AD

8. ORGANIZATION OR ADDRESS  
C CO 2-6 IN APD AE 09324  
b7c-4, b6-4

9. I, SFC [REDACTED] b7c-4, b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: THAT  
 ON 31 AUG 03 MYSELF, BRAVO SECTION, AND 2ND SQUAD FROM 2ND  
 PLT C CO 2-6 IN DID AT OR ABOUT 0130 NOTICE 3 MEN AT THE  
 MOSQUE JUST SOUTH OF THE ACP. WE PICKED THEM UP AND TOOK  
 THEM BACK TO THE ACP. ACCORDING TO THE ACTIONS AND  
 EVENTS AS STATED IN MY FIRST SWORN STATEMENT DATED  
 5 SEP 03; NOTHING HAS CHANGED ABOUT THE INCIDENT THAT  
 IS NOT ALREADY IN MY SWORN STATEMENT MENTIONED ABOVE  
 ABOVE; EXCEPT THAT ON OR ABOUT 6 SEP 03 AT OR ABOUT 1430  
 I DID QUESTION 1SG [REDACTED] b7c-3, b6-3 ABOUT THE INCIDENT: ABOUT  
 WHETHER OR NOT THEY (THE IRAQIS) WERE TRYING TO FINGER  
 US FOR WHAT HAPPENED? THE EXECUTIVE OFFICER 1LT [REDACTED] b7c-4, b6-4  
 (WHO HAD WALKED) INTO THE ROOM HALFWAY THROUGH THE QUESTION)  
 REPLIED THAT: "NO, WE ARE JUST TRYING TO CLEAR OUR  
 NAME" (OR WORDS TO THAT EFFECT). 1SG [REDACTED] b7c-3, b6-3 THEN SAID THAT  
 THE 3 IRAQIS WERE SEEN AT THE ACP FRONT GATE, RUNNING  
 TOWARD THE MOSQUE, ATTEMPTED TO BE DETAINED AND REFUSING  
 TO BES O, WERE ROUGHED UP A LITTLE; WHICH CAUSED THEM  
 TO FURTHER RESIST ARREST WHICH CAUSED FURTHER ROUGHING  
 UP. (THE WAY THE 1SG SAID THIS WAS LIKE UNTU A BRIEF  
 SYNOPSIS OF WHAT HAPPENED). I TOLD THE 1SG THAT, THAT  
 IS NOT HOW THE INCIDENT WENT DOWN. HE THEN TOLD  
 ME TO WRITE UP MY REPORT. AND NOTHING FOLLOWS [REDACTED] b7c-4, b6-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c-4, b6-4	PAGE 1 OF 1 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_  
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER  
 MUST BE BE INDICATED.

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued)

b7c4, b6-4

[REDACTED]

b7c4, b6-4

AFFIDAVIT

I, SFL [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.

b7c4, b6-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9<sup>th</sup> day of Sep, 2003 at Bahdad Iraq b7c4, b6-1

(Signature of Person Administering Oath)

b7c4, b6-1

(Typed Name of Person Administering Oath)

Art 136 (b)(4) CMJ

(Authority To Administer Oaths)

SA

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7c4, b6-4

PAGE OF 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
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 C 2-6 IN 1AD BAGHDAD IRAQ
2. DATE (YYYYMMDD) 2003 09 06
3. TIME 1438Z
4. FILE NUMBER 422 b7c, b6
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7c, b6-4
6. SSN [REDACTED] b7c, b6-4
7. GRADE/STATUS E-7 / AD
8. ORGANIZATION OR ADDRESS C 2-6 IN 1AD APO AE 09324 BAGHDAD IRAQ

9. [REDACTED] b7c, b6-4 SFC [REDACTED] b7c, b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: THAT

ON OR ABOUT 31 AUG 03 AT OR ABOUT 0100 2ND PLT B SECTION WITH 2ND SQUAD DEPARTED FOR 621964/966 ZONE TO PATROL FOR CRIMINAL ACTIVITIES IN THOSE ZONES. AT OR ABOUT 0115 WE ARRIVED AT THE ACP TO PICK UP A TRANSLATOR FOR THE NIGHTS PATROL. WHILE WE WERE WAITING FOR THE TRANSLATOR TO COME TO THE HMMV'S SPC [REDACTED] OF 3RD PLATOON C 2-6 IN CAME UP TO ME AND SAID THAT HE SAW 3 IRAQI MALES OUT BY THE ROAD JUNCTION OF HWYWAY 6 AND THE ACP. WHEN HE AND HIS BATTLE BUDDY WENT TO INVESTIGATE WHAT WAS GOING ON (DUE TO THE FACT THAT THEY HEARD SCREAMING AND YELLING); THE 3 IRAQI'S TOOK OFF RUNNING TO THE MOSQUE THAT IS JUST SOUTH OF THE ACP. BY THIS TIME THE TRANSLATOR WAS INSIDE THE HMMV; SPC [REDACTED] THEN ASKED IF WE COULD SEE IF WE COULD SPOT THE 3 IRAQI'S ON OUR WAY TO OUR PATROL ZONE. I TOLD HIM NO PROBLEM. AT ABOUT 0120 WE LEFT THE ACP TO HELP FACILITATE 3RD PLT AND TO GO TO OUR PATROL ZONE. AT OR ABOUT 0122 I SPOTTED 2 IRAQI MALES STANDING IN THE LIGHT OF THE MOSQUE AND ONE IN THE SHADOWS OF THE MOSQUE. WE STOPPED OUR VEHICLES TO SEE WHO THEY WERE; THE 1 MAN THAT WAS IN THE SHADOWS WAS WALKING TOWARD THE OTHER 2 IRAQI'S WHEN SSG [REDACTED] SPOTTED HIM HAVING A WEAPON IN HIS HAND. SSG [REDACTED] WITH A FIRE TEAM RAN OVER TO HIM TO DISARM HIM WHILE THIS WAS GOING ON THE TRANSLATOR WAS TELLING ME THAT THESE MEN WERE SECURITY GUARDS FOR THE MOSQUE. AT THIS TIME I NOTICED SSG [REDACTED] HELP THE MAN WITH THE WEAPON TO HIS KNEES AS HE DID NOT UNDERSTAND WHAT WAS HAPPENING. I TOLD SSG [REDACTED] THAT HE WAS A SECURITY GUARD FOR THE MOSQUE AND SSG [REDACTED] IMMEDIATELY LET THE MAN GO AND

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c, b6-4
PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

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

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued) HELPED THE MAN BACK ONTO HIS FEET. I THEN TOLD \_\_\_\_\_ TO ASK THEM IF THEY WERE DOWN BY THE ALP GATE. THEY SAID NO BUT THAT THEY CHASED A MAN AWAY FROM THE MOSQUE TOWARD THE ALP BUT THAT THEY WENT NOWHERE NEAR THE ALP GATE. I THEN CALLED 3RD PLT ON THE RADIO AND SPOKE WITH SPC \_\_\_\_\_ TO SEE IF HE COULD TELL ME ANY IDENTIFYING CHARACTERISTICS ABOUT THE 3 MEN THAT HE SAW. HE INFORMED ME THAT 1 MAN WAS WEARING A WHITE SHIRT. I TOLD HIM THAT 1 OF THE MEN I WAS TALKING TO IS WEARING A WHITE SHIRT. AT THAT TIME I INFORMED THE COMPANY TOC (SSG \_\_\_\_\_ WAS ON RADIO WATCH) THAT I WAS GOING TO TAKE THESE 3 MEN BACK TO THE ALP TO SEE IF SPC \_\_\_\_\_ COULD POSITIVELY ID THE MEN. THE "HEAD GUARD" ASKED IF HE COULD GET HIS 4TH GUARD UP TO STAND WATCH WHILE THEY WERE GONE; I SAID YES. SSG \_\_\_\_\_ ESCORTED HIM TO WAKE UP THE 4TH GUARD. THE GUY IN THE WHITE T-SHIRT ASKED IF HE COULD GET SOMETHING PERSONAL OUT OF THE MOSQUE I SAID OK. (THESE MEN WERE NOT YET IN CUSTODY, WE WERE NOT 100% SURE IF THEY WERE THE ONES THAT SPC \_\_\_\_\_ SAW); SO WE WERE LETTING THEM GET THEIR POST SQUARED AWAY BEFORE WE TOOK THEM TO THE ALP. ONCE THE 4TH GUARD WAS AWAKE AND POSTED AND THE OTHER GUY CAME BACK FROM THE MOSQUE WE WALKED THEM UNRESTRAINED TO THE HMMV'S. THEY CAME WILLINGLY WITH US. UPON RETURNING TO THE ALP WE LINKED UP WITH SPC \_\_\_\_\_ AND SPC \_\_\_\_\_ AND ASKED THEM IF THESE WERE THE MEN. SPC \_\_\_\_\_ SAID THAT HE THINKS SO BUT THAT HE WAS WEARING NVG'S SO HE COULDN'T BE 100% SURE (OR SOMETHING TO THAT EFFECT). SO I TOLD HIM TO PUT HIS NVG'S BACK ON AND THEN LOOK AT THEM. SPC \_\_\_\_\_ THEN POSITIVELY ID'ED THE MAN IN THE WHITE SHIRT, AND THE MAN WITH THE PIN STRIPES ON THE LEGS OF HIS PANTS. AT THIS TIME I GAVE THE ORDER TO DETAIN THE 3 MEN AND TO PUT THEM INTO THE HOLDING CELL. AFTER THE MEN WERE PUT INTO THE HOLDING CELL MY PATROL LEFT THE ALP TO START OUR PATROLS IN 621966 AND 964. AT OR ABOUT 0250; AFTER COMPLETING OUR PATROL IN 621966 AND 964 WE TOOK OUR TRANSLATOR BACK TO THE ALP. UPON ARRIVING AT THE ALP FRONT GATE I NOTICED A VEHICLE PARKED OUT FRONT ON HWY 6 WITH ITS FLASHERS ON; I INFORMED THE COMPANY TOC OF THE SITUATION AND TOLD HIM THAT I WAS GOING TO INVESTIGATE IT AS IT WAS VERY SUSPICIOUS TO ME. IT TURNED OUT TO BE MR. \_\_\_\_\_ OF THE

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_

9. STATEMENT (Continued) NAC COUNCIL. HE THEN ASKED ME IF WE DETAINED HIS 3 MOSQUE GUARDS; I TOLD HIM YES AND THEN EXPLAINED THE CIRCUMSTANCES SURROUNDING THEIR DETENTION. MR. [REDACTED] ASKED IF HE COULD TALK TO THEM I SAID YES. I THEN INFORMED THE COMPANY TDC ABOUT MR. [REDACTED] REQUEST AND THAT I WAS GOING TO TAKE HIM INTO THE ACP. UPON ARRIVING INTO THE ACP I BRIEFED 2 3RD PLT SOLDIERS THAT MR. [REDACTED] WANTED TO TALK TO THE 3 DETAINEES AND THAT I SAID IT WAS OK. AFTER DROPPING OFF THE TRANSLATOR AND INFORMING 3RD PLT ABOUT MR. [REDACTED] MY PATROL DEPARTED THE ACP TO RETURN BACK TO THE COMPANY AREA.

NOTHING FOLLOWS

[REDACTED]

[REDACTED]

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED] b7c4/b6-4  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9th day of Sep, 2003 at Baghdad, Iraq b7c4/b6-1

ORGANIZATION OR ADDRESS

[REDACTED] b7c4/b6-1  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED] SA  
(Typed Name of Person Administering Oath)

A-1 B6 (6) (4) UCMJ  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 3 OF 3 PAGES

**RIGHTS TRAINING PROCEDURE/WAIVER CERTIFICATE**

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

**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 2-6 IN 7101E SKINNER BASE BAGHDAD IRAQ	2. DATE 7 SEP 03	3. TIME 1425	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED]	8. ORGANIZATION OR ADDRESS C 2-6 IN APO AE 29324		
6. SSN [REDACTED]	7. GRADE/STATUS E-7 / AD		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

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

- 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. [REDACTED] b7C4, b6-4

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] b7C4, b6-4
1a. NAME (Type or Print) [REDACTED] b7C4, b6-4		4. SIGNATURE OF INVESTIGATOR [REDACTED] b7C3, b6-3
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR [REDACTED] b7C3, b6-3
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR HHC/2-6 IN
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

- I do not want to give up my rights  
 I want a lawyer [REDACTED] b7C4, b6-4  
 I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE  
[REDACTED]

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

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION: Mule Skinner Base, Baghdad, Iraq
2. DATE (YYYYMMDD): 2003, 09, 07
3. TIME: 22:00
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [Redacted] b7C, b6-4
6. SSN: [Redacted] b7C, b6-4
7. GRADE/STATUS: E-3
8. ORGANIZATION OR ADDRESS: Co 2/1 Inf b7C, b6-4
9. I, [Redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I had over heard that an op was to be set up to beat any shit trucks caught dumping in the area. SFC [Redacted] b7C, b6-5 said if they resist fuck them up. SGT [Redacted] b7C, b6-4 caught a truck stealing engine parts so he ran out from his hiding position, the backyard of a nearby house, & ran in front of the vehicles. He yanked the driver out & pushed him on the ground, hitting SGT [Redacted] b7C, b6-4 in the head. SGT [Redacted] b7C, b6-4 then hit the driver continuously until he submitted. He then handcuffed him while the others on the op, names I cannot remember, cuffed the passengers. I then showed up & grabbed the passenger & loaded him into the back of the truck as well as the driver & SGT [Redacted] b7C, b6-4 drove us back to the ACP & we put them in the holding pen. The Drivers face was bruised & slightly bloody. Our Doctor went and inspected him & said he would be fine.

~~Nothing follows Sept 7, 03~~

10. EXHIBIT: [Redacted] b7C, b6-4
11. INITIALS OF PERSON MAKING STATEMENT: [Redacted]
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION: Mule Skinner Base Baghdad Iraq
2. DATE: 2003, 09, 09
3. TIME: 0600
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME:
6. SSN:
7. GRADE/STATUS: E-3
8. ORGANIZATION OR ADDRESS:
9. Cco 2/8 Inf.

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

I did not see the detainees brought in. I only heard Rumors of SFC [redacted] giving SFC [redacted] to "Fuck them up". I had heard from many other soldiers SFC [redacted] struck one of the detainees to the face. I have known SFC [redacted] for 1 year since he took over 3rd plt Cco. he has always set double standards for the men such as not removing our Kevlar on patrol or in sector or holding our weapons Rambo style with muzzle to the air. Countless times I have seen him do these things. Our last Rotation at the ACP he showed poor leadership during a combat situation. Myself & SFC [redacted] were on guard when shots were fired across the street. I went down to the ground to scan & SFC [redacted] scanned from the Next with his NODS. I sent 7 FPS guards to investigate it. Myself with them down the drive way being no other soldiers had shown up. Sgt [redacted] called me back & told me not to go alone. 5 minutes after the FPS guards were sent shots were fired again. By then SFC [redacted] showed up in Brown T-shirt & full battle rattle. He then got the men online in the field in front of the ACP, I then Briefed him on the events that took place. He then pushed up without telling anyone to move up so I yelled for everyone to move up. I then caught up to him & Requested a Bradley be brought out being our vision wasn't good. He said no. He then told SFC [redacted] to pop a floor. He did & we saw nothing. He then began moving up again still not telling anyone he was so I then shouted again for everyone to move up. Without telling anyone He told SFC [redacted] to launch another floor while we were moving forward. I heard people on my left yell "Get down" being

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

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT 11 TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

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

STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED Sept 9, 03 [REDACTED]

9. STATEMENT (Continued)

we were standing & could be seen easily by the forces known. We then pressed forward again & a man came into view in front of me with an AK-47. He stopped & aimed at me. I couldn't make out an FPS badge on his arm so I screamed out in a loud "keif" which means Halt. The man then aimed at the man next to me & then back at me so I asked if anyone could identify him & SFC [REDACTED] who was on my far right by now, yelled that he was FPS & to hold my fire. SFC [REDACTED] just grabbed men without telling any of the men what was going on and without forming squads & ran to the right side of the compound where the shots were fired at. My group then pulled security from across the street still not knowing what to do. Finally we saw some FPS guards & some of our men drag a man out by his collar & question him. We were then ordered to withdraw. Back at the ACP I confronted him & apologized to him if it seemed I freaked out. He then told me it was Bottle field excitement. SFC [REDACTED] & I have seen the same amount of combat so I know I don't freak out. He showed poor leadership under fire. Ever since he came to the unit SSB [REDACTED] didn't like SFC [REDACTED] double standards & spoke to him about them. It would always end by them yelling. SFC [REDACTED] says don't wine, yet he does in front of all the Soes. He speaks to us of how beligerent he is with the CO & 1SGT. Once in Hoenghelda I asked if the Desimments could get in the truck & warm up. He said "Fuck Them, They can take it". Things said like this do not show good leadership. SFC [REDACTED] shows favoritism to certain soldiers he gets along with. I personally do not get along with him & is why I have not yet been promoted to SPC even when my Squad LDR & PL want me to be. My Squad LDR SSB [REDACTED] asked him why he wouldn't promote me. He said "I tried to much, I have no initiative, and always have to be told what to do. SSB [REDACTED] told me he didn't agree with any of this. SSB [REDACTED] left 3rd PLT because

INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 2 OF 3 PAGES

STATEMENT OF [redacted] TAKEN AT 1414 [redacted] DATED Sept 09, 02 [redacted]

9. STATEMENT (Continued)

He did not agree with SFC [redacted] way of double standards. SSG [redacted] also said I deserved my SPC. SFC [redacted] lets things slide with his favorites but for those he doesn't like, mainly 1st Squad being we were SSG [redacted] old squad, he continued to put on most of the details & wine about us. He has shown poor leadership as a Platoon Sergeant. He doesn't show our PL LT. [redacted] any respect. The PL has told me personally atchow the he's caught SFC [redacted] withholding information from him. A leader should be cooperative with his PL - SFC [redacted] only looks out for himself & his friends.

~~Nothing follows Sept 7, 02~~

AFFIDAVIT

I, [redacted] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted] (Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 9 day of Sept 2002 at Douglas Army [redacted]

[redacted] (Signature of Person Administering Oath)

[redacted] (Typed Name of Person Administering Oath)

Article 136 CCMS (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 3 OF 3 PAGES

**RIGHTS WAIVER PROCEDURE/WAIVER CERTIFICATE**  
For use of this form, see AR 190-30; the proponent agency is ODCSC

**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 Muheskiner Base, Baghdad, Iraq	2. DATE Sept, 7, 03	3. TIME 2020	4. FILE NO.
5. NAME (Last, First, MI) [REDACTED] b7c4/b6-4	8. ORGANIZATION OR ADDRESS C 02/6 ENP.		
6. SSN [REDACTED] b7c4/b6-4	7. GRADE/STATUS E-3		

**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 \_\_\_\_\_ and wanted to question me about the following offense(s) of which I am suspected/accused: \_\_\_\_\_

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. [REDACTED] b7c4/b6-4

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] b7c4/b6-4
1a. NAME (Type or Print) [REDACTED] b7c4/b6-4	b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR [REDACTED] b7c4/b6-1
2a. NAME (Type or Print)	b. ORGANIZATION OR ADDRESS AND PHONE	5. TYPED NAME OF INVESTIGATOR [REDACTED] b7c4/b6-1
		6. ORGANIZATION OF INVESTIGATOR HHC/D-6 7~

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

**RIGHTS WAIVER PROCEDURE/WAIVER CERTIFICATE**

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

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Baghdad, IRAQ</i>	2. DATE <i>10 SEP 03</i>	3. TIME <i>12:21</i>	4. FILE NO. <i>0117-03-C10899</i>
5. NAME (Last, First, MI) [REDACTED] <i>b7C, b6-5</i>	8. ORGANIZATION OR ADDRESS <i>C CO 2/6th INF</i>		
6. SSN [REDACTED] <i>b7C, b6-5</i>	7. GRADE/STATUS <i>SSG</i>	<i>CAMP MULESKINNER, IRAQ</i>	

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

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

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

- I do not have to answer any question or say anything.
- Anything I say or do can be used as evidence against me in a criminal trial.
- If I am *not* 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] <i>b7C-1, b6-1</i>
b. ORGANIZATION OR ADDRESS AND PHONE		[REDACTED]
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR <i>b7C, b6-1 SA</i>
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR <i>333RD MP DET (CID)</i>

**Section C. Non-waiver**

1. I do not want to give up my rights  
 I want a lawyer *b7C, b6-5*  I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE  
[REDACTED]

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

**RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE**  
For use on this form, see AR 190-30; the proponent agency is ODCS

**DATA REQUIRED BY THE PRIVACY ACT**

**AUTHORITY:** Title 10, United States Code, Section 3012(g)  
**PRINCIPAL PURPOSE:** To provide commanders and law enforcement officials with means by which information may be accurately identified.  
**ROUTINE USES:** Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.  
**DISCLOSURE:** Disclosure of your Social Security Number is voluntary.

1. LOCATION <i>Baghdad, Iraq</i>	2. DATE <i>10 Sep 03</i>	3. TIME <i>1337Z</i>	4. FILE NO.
5. NAME (Last, First, MI) <i>[REDACTED] b7c-5, b6-5</i>	8. ORGANIZATION OR ADDRESS <i>C CO 216 INF, 1AD</i>		
6. SSN <i>[REDACTED] b7c-5, b6-5</i>	7. GRADE/STATUS <i>E4/RA</i>		

**PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE**

**Section A. Rights**

The investigator whose name appears below told me that he/she is with the United States Army *Criminal Investigation Command* and wanted to question me about the following offense(s) of which I am suspect/accused: *Mistreatment of a detainee, Assault, False official statement*

- 1. Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:
- 1. I do not have to answer any question or say anything.
- 2. Anything I say or do can be used as evidence against me in a criminal trial.
- 3. For personnel subject to the UCMJ I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

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

4. 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)  
*I'm willing to waive my RIGHTS AND MAKE A STATEMENT*

**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. *b7c-5, b6-5*

WITNESSES (if available)		3. SIGNATURE OF INTERVIEWEE <i>[REDACTED] b7c-5, b6-5</i>
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <i>[REDACTED] b7c-5, b6-1</i>
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <i>[REDACTED] b7c-5, b6-1</i>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <i>323<sup>rd</sup> AIP DET (CID)(OSE)</i>
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

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

2. SIGNATURE OF INTERVIEWEE

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

SWORN STATEMENT

File Number : 0117-03-CID899-63549
Location : Baghdad, Iraq
Date : 10 Sep 03
Time 12107Z : 1407Z
Statement of :
Grade/Status : E4/RA
SSN :
Org/Address : C Co, 2/6, Inf, 1AD

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
About 0615, 01 Sep 03, I arrived at my living area after my guard shift. When I arrived I noticed there guys were sitting down next to the fence where we keep the garbage. I asked SFC if those three guys were the guys that were supposedly offered three hundred dollars to kill us, and what we were going to do to them. Then SFC replied, we gonna fuck them up. While I was still standing there I looked at the guy and said, they paid you three hundred dollars to kill us that fucked up, then I kicked him with my left leg in his right thigh. Then after that, I went and dropped my gear off on my cot. When I came back to the detainees I saw SSG talking to the detainees. SSG was asking them if they were the three guys that were paid three hundred dollars to kill us. The detainees responded with no Mr. Then SFC called for the first guy brought to him. SSG picked up one of the guys by his shirt; the detainee was crying no Mr. Then SSG slammed the detainee into the hasco basket he kneaded the detainee in the stomach twice. Then SSG grabbed the same guy and slammed his back into the fence on the right. After SFC talked to the first detainee he asked for the second. I picked him up, as I was bringing him to SFC I tripped him; he fell on the concrete pathway. I picked him up, everyone was laughing, I was laughing, and I said I was sorry. Then I released him to SFC. Then I walked back, grabbed a water bottle by the freezer and went to bed. I did not see what happened to the third guy. I never heard SFC tell anyone to keep me away from them. When SFC came back into our sleeping area after he was done questioning the detainees, he came up to my cot and I told SFC that I apologized to the detainee for tripping the detainee. SFC told me that it was all right.

Q: SA
A:
Q: Why did you kick the detainee while he was on the ground?
A: Because SFC said we were going to fuck them up, so I kicked him.
Q: Did you intend to hurt the detainee?
A: No, if I wanted to hurt him, I would have hit him in the ribs or in the head, but I didn't, I hit him in the thigh.
Q: Were the three detainees flexi cuffed the whole time you could see them?
A: Yes.
Q: Did you witness anyone else strike or assault any of the detainees?
A: No.
Q: Did you push any of the detainees into the trash?

EXHIBIT INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF 3 PAGES

OFFICIAL USE ONLY

EXHIBIT 00847

b7C5 b6-5

STATEMENT OF: [REDACTED], TAKEN AT: Baghdad, Iraq; DATED: September 10, 2003 CONTINUED:

07C-5, b6-5

A: No, I did not, they were already sitting on the trash when I got there.

Q: How many of the detainees did you assault?

A: The detainee I kicked and the one that I tripped. They were two different people. I did not touch the last detainee.

Q: When you tripped the detainee, then picked him up and said you were sorry, were you sincere about your apology, or were you mocking the detainee?

A: I was not sincere, I'm telling the truth. At the time I was making fun of the detainee because everybody was laughing and joking about the situation, but now I realize that it was a mistake I really feel bad that it happened and I want to be honest about it, I was following orders because SFC [REDACTED] said we were going to fuck them up.

b7C-5, b6-5

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

A. No.///END OF STATEMENT/// [REDACTED] b7C-5, b6-5

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 33 PAGES

b7C-5, b6-5

b7C-5, b6-5

JUN 1 12

EXHIBIT 40

00848

OFFICIAL USE ONLY

b7c5, b6-5

STATEMENT OF: [REDACTED], TAKEN AT: Baghdad, Iraq; DATED: September 10, 2003 CONTINUED:

AFFIDAVIT

b7c-5, b6-5

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.

b7c-5, b6-5

[REDACTED SIGNATURE]

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oath, this September 10, 2003, at Baghdad, Iraq.

b7c-1, b6-1

[REDACTED SIGNATURE]

(Signature of Person Administering Oath)

b7c-1, b6-1, b2

SPECIAL AGENT [REDACTED]  
323RD MILITARY POLICE DETACHMENT (CID)(DSE)

(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ

(Authority to Administer Oath)

WITNESS:

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b7c-5, b6-5

EXHIBIT \_\_\_\_\_ INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 3 OF 3 PAGES

JUL 13  
EXHIBIT 40

AGENT'S ACTIVITY SUMMARY (CID Regulation 195-1)	Control Number 0117-03-CID899-63549
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1745 z, 8 Sep 03 [REDACTED] b7c-1, b6-1	Received a call from the SJA for 2 <sup>nd</sup> BDE, he stated he received information from the 2 <sup>nd</sup> Bde Commander that some soldiers from 2 <sup>nd</sup> BDE had beaten some detainees while in 2 <sup>nd</sup> BDE custody and an audio tape was made of the beatings. According to SJA, the Platoon SGT instructed the soldiers to beat the detainees. This incident occurred on or about 1 Sep 03, the detainees have been released but were visited by the BDE Commander today. SJA stated they could pick up two agents at 0800L on 9 Sep 03 and would be able to recover the detainees and make the soldiers available for the agents.
1750 Z, 8 Sep 03 [REDACTED] b7c-1, b6-1	Discussed case with SAC, SA [REDACTED] b7c-1, b6-1 will accompany SA [REDACTED] b7c-1, b6-1 to handle the case.
0600 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Arrived at 2/6 <sup>th</sup> Inf, received briefing from Bn Cdr and XO
0730 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Collected as evidence two audio tapes (See AIR)
1029 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Interviewed [REDACTED] b7c-5, b6-5 (See AIR and Statement)
1041 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Interviewed [REDACTED] b7c-5, b6-5 (See air and statement)
1101 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Interviewed [REDACTED] b7c-5, b6-5 (See AIR and Statement)
1115 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Interviewed [REDACTED] b7c-5, b6-5 (see air and statement)
1249 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Interviewed [REDACTED] b7c-5, b6-5 (See AIR and Statement)
1307 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Confirmed statement of [REDACTED] b7c-4, b6-4 (See air)
1309 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Confirmed statement of [REDACTED] b7c-4, b6-4 (See AIR)
1312 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Confirmed statement of [REDACTED] b7c-4, b6-4 (See air)
1314 Z, 9 Sep 03 [REDACTED] b7c-1, b6-1	Confirmed statement of [REDACTED] b7c-4, b6-4 (See air)
1316 Z, 9 Sep 03	Confirmed statement of [REDACTED] b7c-4, b6-4 (See AIR)

AGENT'S ACTIVITY SUMMARY (CID Regulation 195-1)	Control Number 0117-03-CID899-63549
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
[REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C, b6-4 (See AIR)
1318 Z, 9 Sep 03 [REDACTED] b7D, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1320 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1322 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1324 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1327 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1334 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1340 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1345 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1411 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Interviewed [REDACTED] b7C-4, b6-4 (See Statement)
1435 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Interviewed [REDACTED] b7C-4, b6-4 (See statement)
1436 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
1503 Z, 9 Sep 03 [REDACTED] b7C, b6-1	Confirmed statement of [REDACTED] b7C-4, b6-4 (See AIR)
0700 Z, 10 Sep 03 [REDACTED] b7C, b6-1	Interviewed Mr. [REDACTED] b7C-4, b6-4 (See AIR)
0900 Z, 10 Sep 03 [REDACTED] b7C, b6-1	Interviewed Mr. [REDACTED] b7C-4, b6-4 (See AIR)
1030 Z, 10 Sep 03	Interviewed Mr. [REDACTED] b7C-4, b6-4 (See AIR)

AGENT'S ACTIVITY SUMMARY (CID Regulation 195-1)	Control Number 0117-03-CID899-63549
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY

<p>1130 Z, 10 Sep 03  ██████████ b7c1, b6-1</p> <p>1200 Z, 10 Sep 03  ██████████ b7c1, b6-1</p> <p>1221 Z 10 Sep 03  ██████████ b7c1, b6-1</p> <p>1337 Z, 10 Sep 03  ██████████ b7c1, b6-1</p> <p>1145 Z, 13 Sep 03  ██████████ b7c1, b6-1</p> <p>0800 Z, 14 Sep 03  ██████████ b7c1, b6-1</p> <p>1000hr 15 Sep 03 Zulu  ██████████ b7c1, b6-1</p>	<p>Photographed crime scene (See AIR)</p> <p>Went to ZAFARANIA Hospital to obtain medical treatment records. No records exist.</p> <p>Re-interviewed SSG ██████████ (See AIR).  b7c-4, b6-4</p> <p>Re-interviewed ██████████ (See Statement).  b7c-4, b6-4</p> <p>Obtained SJA opinion from CPT ██████████ (See AIR).  b7c3, b6-3</p> <p>Typed Initial/Final Report. To SAC for Review.</p> <p>SAC Review... Based on the SJA opine, close case.</p> <p>Outstanding work on this one.</p> <p>Investigative Hours: 56.0  Travel Hours: 10.0  Administrative: 12.0</p>
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TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

Distribution

Sep-16-2003  
b7c-1, b6-1

[Redacted]

- USAACRC
- CDR, C company, 2-6<sup>th</sup> Inf Bn, APC AE C9024  
b7c3, b6-3
- SJA LTC [Redacted]  
b7c3, b6-3
- PMO LTC [Redacted]
- File

Oct-24-2003  
b7c-1, b6-1

[Redacted]

Corrected Copy

- USAACRC
- File

Jan-28-2004  
b7c-1, b6-1

[Redacted]

4833

- USAACRC
- File

b7c-5, b6-5

Feb-10-2004  
b7c-1, b6-1

[Redacted]

4833

- USAACRC
- File

b7c-5, b6-5

10 Feb 04

[Redacted]

AOPS Rpt. see findings sheet,

b7c-1, b6-1

4833

Feb-26-2004  
b7c-1, b6-1

[Redacted]

- USAACRC
- File

b7c-5, b6-5

Feb-27-2004

[Redacted] b7c-1, b6-1

- USAACRC
- File

4833  
b7c-5, b6-5

4833

Mar-9-2004  
b7c-1, b6-1

[Redacted]

- USAACRC
- File

b7c-5, b6-5

8 SEP 03

Results of Preliminary Investigation of Alleged Detainee Abuse 31 AUG – 1 SEP 03

1. SFC [REDACTED] <sup>b7c-5, b6-5</sup> Likely. Denies giving instructions to harm prisoners. Denies ever striking prisoners.
2. SSG [REDACTED] <sup>b7c-5, b6-5</sup> Likely. Moved prisoners from detention holding area to the location prior to the interrogation. Admits he used his foot to the back of one of the detainee's knees in order to get the prisoner to sit down. Admits the detainee hit hard.
3. SPC [REDACTED] <sup>b7c-5, b6-5</sup> Likely. Moved prisoners from detention holding area to a location prior to their interrogation. Heard order from SFC [REDACTED] to rough prisoners up prior to the interrogation. Observed SSG [REDACTED] kick prisoner to get him to sit down. <sup>b7c-5, b6-5</sup>
4. SGT [REDACTED] <sup>b7c-4, b6-4</sup> Likely. Moved prisoners from detention holding area to a location prior to their interrogation.
5. SGT [REDACTED] <sup>b7c-5, b6-5</sup> Likely. Identified by SPC [REDACTED] <sup>b7c-4, b6-4</sup> as one of the three soldiers ~~beating up the three detainees~~. MAJ [REDACTED] <sup>b7c-3, b6-3</sup> did not interview him during the initial portion of the investigation.
6. SSG [REDACTED] <sup>b7c-5, b6-5</sup> Possible. 3<sup>rd</sup> PLT/CO C/2-6 IN. SOG @ 01 0200 SEP 03.
7. SGT [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. Heard order to strike or beat prisoners down. Observed SFC [REDACTED] <sup>b7c-5, b6-5</sup> strike a prisoner. Does not care for SFC [REDACTED].
8. SPC [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. Heard order from SFC [REDACTED] <sup>b7c-5, b6-5</sup> to strike Iraqi detainee. Observed SSG [REDACTED] <sup>b7c-5, b6-5</sup> and SGT [REDACTED] <sup>b7c-5, b6-5</sup> beating detainees.
9. SPC [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. Relieved SPCs [REDACTED] <sup>b7c-4, b6-4</sup> and [REDACTED] <sup>b7c-4, b6-4</sup> as RTO o/a 01 0200 SEP 03. May have observed or heard directions from SFC [REDACTED] <sup>b7c-4, b6-4</sup> Did not say during initial investigation.
10. PFC [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. Relieved SPCs [REDACTED] <sup>b7c-4, b6-4</sup> and [REDACTED] <sup>b7c-4, b6-4</sup> as RTO o/a 01 0200 SEP 03. May have observed or heard directions from SFC [REDACTED] <sup>b7c-5, b6-5</sup> Did not say during initial investigation.
11. SPC [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. On duty as an RTO 31 AUG 03 until 01 0200 SEP 03. Observed three individuals on 31 AUG 03 in front of the ACP. Later confirmed that the three detainees were the three individuals observed prior to fleeing toward the mosque under construction.

Beat down  
Sgt [REDACTED]

TAPE →

12. SPC [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. On duty as an RTO 31 AUG 03 until 01 0200 SEP 03. Observed three individuals on 31 AUG 03 in front of the ACP. Later confirmed that the three detainees were the three individuals observed prior to fleeing toward the mosque under construction.

13. PFC [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. Heard of other incidents involving CO C/2-6 IN. Heard only rumors about an order from PSG to strike detainees.

14. SGT [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. Arrived with LOGPAC. Observed prisoners as they were conducting detainee detail.

15. PFC [REDACTED] <sup>b7c-4, b6-4</sup> Possible. Claims to have observed the interrogation of detainees 2 and 3. [REDACTED] is on tape describing the detainees getting beat up. Denies <sup>b7c-4, b6-4</sup> knowing any information about SFC [REDACTED] striking any detainee. <sup>b7c-5, b6-5</sup>

16. SSG [REDACTED] <sup>b7c-4, b6-4</sup> Not likely. Picked up three detainees from the mosque. Explained in detail how the prisoners were handled and treated at the mosque and once they turned them over to the ACP.

PEP [REDACTED]  
ci-3  
T.M.F

Interp.

Badge

b7c-4, b6-4

b7c-4, b6-4

NAME

1st [REDACTED]

Middle

Last b7c-4, b6-4

DOB

[REDACTED] b7c-4, b6-4

POB

[REDACTED] b7c-4, b6-4

b7c-4, b6-4

Address

[REDACTED] b7c-4, b6-4

[REDACTED]

was a thief trying to take something out of a container where med supplies were kept, they were chasing him, but in side park, shot 1 bullet to make him stop. After the shot, American troops approached. When they saw the US troops, they put down weapons, US troops told them to lie down, the witness told him there were 3 people near the base, they were going to be detained when the US troops put on the NUG, he said yes they are the three they were looking for. What base did you make judgment, same trousers, common trousers, if you are real guards, someone can come to the base, confirm that and they will be released. Mean time MR. [REDACTED] b7c-4, b6-4 called the witness they came and confirmed they were guards and were told they would be released soon. Around 0500-0530 soldiers entered the room, a bunch unknown how many and started kicking them about 9, 3 were holding rifles, the IP were there watching the cells when he heard him, one person looking on right.

one on left After they kicked us  
they dragged us. There were a few balls  
piece of trash, threw them into trash and  
left them there for a while. After that,  
some soldiers wanted to talk to them, he said  
"My [redacted]", they took the younger kid and  
held him from his shirt and belt, and  
hit him to the hesco container 2x. Then  
a black soldier picked him up and kicked his  
legs out from underneath him. The kid started

- Are you Taliban? - Are you Fardina, - are you  
name to bomb base. he said he was too far away to  
bomb base, they then took him to a place  
where they park vehicles. they removed the cuffs  
then asked them to move stones, they pointed to  
the rifle, they put the stones in the ditch.  
- you can imagine how they looked, people passing by  
shooting, one prisoner they recognized. that person  
talked to the soldiers, they took them inside  
and gave them water about 9:00 the perimeter of  
the mosque camp and they released them.  
He apologized for what happened. ( [redacted] )

# of soldiers that touched or kicked him - 2 kicking + 1 pointing  
rifle,

But times kicking - Long time maybe an hour

- Words he could not understand, Sun of a Bitch  
SHIT UP,
- after looking around same soldiers. Thanks here  
in the trash Black soldier took him out  
of the trash to the investigation
- Black soldier's soldier kicked him in stomach and  
in both hands.
- Once in the room just asked questions that is  
all
- They removed cuffs and were asked to cross streets  
at gun point all the time pointing rifles
- Injuries Right shoulder twisted, Left shoulder Left  
leg swollen 3 days bruise on left arm  
cut on left chest abrasion on left shoulder &  
right shoulder
- Evidence NONE.
- After left U.S. custody Directly went to hospital X-RAYS  
gave injections + pills. After Hospital 7 day REST in  
house. Saying the Imam of Mosque convinced him  
to RETURN to work.
- Left AT 9:30, RENTED A TAXI 10:00 - 10:30 ARRIVED AT  
hospital

Name: [REDACTED] b7c-4, b6-4  
 DB: [REDACTED] b7c-4, b6-4  
 P.O.B: [REDACTED] b7c-4, b6-4  
 Address: [REDACTED] b7c-4, b6-4  
 [REDACTED] b7c-4, b6-4

Sat Night, Ramadan and Sun @ 0200 heard sirens outside  
 must be a theft, it was a party lot, shoot 1 shot, then  
 fire continued in the party lot. shot the shot to stop  
 the theft. His task was to carry things, when they see  
 the U.S. they put the weapons down, the interpreter told  
 them, what are you doing here, they told them they were  
 chasing theft. they should go within the US to do an  
 ID, before that, they allowed them to make separate  
 guard. they left with the US. They will check them  
 first. The soldiers asked him to step back, they were  
 wearing track pants w/ white stripes on side. told them  
 the clothes are not a clue, he watched the door,  
 sent them to a room, if they are the wrong guys  
 they will be released. [REDACTED] b7c-4, b6-4  
 the interpreter to call  
 Major to come and they would be released. They  
 sent them to detention [REDACTED] b7c-4, b6-4  
 call, the third guy  
 the cells had him. at about 0300, the Security  
 org spoke of they told him they would be  
 released in the morning. After some couple  
 of hours, heard 0500-0515 US Soldier entered  
 told him to get up then beat him and  
 another soldier hit him in the face.

Says, he looked him, then lifted him and  
dropped him on the floor his face on, the  
soldiers were dragging him, he pulled his  
knives out of the zip cuffs, they then put  
him in Iron cuffs, then took him 3  
of them to whom they eat, ~~that~~ they then  
interrogated him, there was a black skinned  
soldier, kicked my ~~the~~ head and spit on his  
head, asked about Saddam, Abu Ghayib, after  
soldier came kicked him and then he  
took HESCO basket rubbed his face in

dirt. In worst guy asked him questions, called  
him lawyer, slapped him on cheek, sent  
him out to parking lot, hit him on face  
with a rifle. One of soldiers walked by and  
kicked him, they removed cuffs then made them  
carry stones to ditch, people recognizing them  
the group talked to soldiers asked them location of the  
prison. They then spent couple of hours LT [redacted] b7c-4, b6-4  
released them. I will not go to the Hosp. went  
to Mosque for 2 days then went home.

- Injuries: pains in stomach, Right shoulder, Left knee  
pain. cuffs left hand no other marks

- How my fingers was he kicked 2 or 3 times, third  
time lost consciousness.

- Anyone had his first 5 stars, love with apple

→ No Hospital  
Treatment

- no house call
- in the truck with the ~~unlabeled~~ guy.
- Expects - went to Clinic, injection & pills. no records
- no photographs of injuries.
- hints of English, ~~Heard~~ white guy w/ body armor  
had a helmet on his head.
- No descriptions may be able to pick him out
- tall guy as tall as XG.
- Own sleep by ~~interpreter~~ - called him before and stopped  
him in middle.

b7c-4, b6-4

Name: [REDACTED]  
 D.O.B: [REDACTED]  
 P.O.B: [REDACTED] b7c-4, b6-4  
 Address: [REDACTED] b7c-4, b6-4  
 [REDACTED] b7c-4, b6-4

They were in the response, <sup>he noticed</sup> noticed a man outside. 0200  
 he shot one shot. After they checked that, went to ambush  
 him, Americans were approaching, then they put AK's on ground.  
 Troops got out he explained that they told them  
 they need to go to base was across Tank Top & Shorts  
 Reached base, soldier put on Night Vision. After  
 they were told they were guys. All of truck part were  
 10'0" while contact had of their guards (Mr. [REDACTED] b7c-4, b6-4)  
 to clarify they are guards, want release them now.  
 One of the FPS (Facility Protection Service) <sup>90% EXPLOSIVE</sup> Soldier would  
 not allow them to guard. After that another soldier  
 gave him can in. If the person was given water but  
 not allowed to give to other 3, he was not allowed.  
 about 0500-0515 checked coffee, left and another soldier  
 entered [REDACTED] b7c-4, b6-4 was kicked each one a soldier behind gate  
 a rifle and 2 kicked them (each). They started beating  
 kicking them, insulting them they kicked the hand, hit the  
 ground badly. Kicked him again while still in the air.  
 After that they were dragged to a place where there  
 was a lot of trash, soldier appeared later he  
 talked to soldiers. he shell on him (Black) "my Friend"  
 jumping out him, pulled [REDACTED] b7c-4, b6-4 pain check his face

they took the two found to be intended on  
action can said I know your speak english? 3,000<sup>00</sup>  
if you would say your friends are <sup>stayed</sup> ~~stayed~~ <sup>b7c-4, b6-4</sup>  
on my face and pushed from in back ( [redacted] )  
put foot on face and pushed them into trash  
I can't admit anything because that is not what I  
have done. at the end of the line, investigate  
ok, <sup>no</sup> we are the guards of the mosque took  
out [redacted] (thrusting) cut cuffs.

→ Test I will give 300 dot Smith, <sup>b7c-4, b6-4</sup> [redacted]

→ Kicked him in the detention area

- Injuries: both shoulders pain, Right knee pain, hip dislocation  
<sup>300 pounds</sup> <sup>1 wk. 29-30.00 pain</sup>
- Expenses: Cleaning company (need fix lights), (no Guarding at night hours)
- Hospital: 1st ZAFARANIA Hospital, - ABITRAB clinic  
<sup>b7c-3, b6-3</sup> DR [redacted]

Photos



DEPARTMENT OF THE ARMY  
 323<sup>rd</sup> MILITARY POLICE DETACHMENT, (CID)  
 UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
 1401 WEST ARGYLE STREET  
 JACKSON, MICHIGAN 49202

REPLY TO  
 ATTENTION OF

CIMP-CFK

Date: 10 Sep 03

To Whom it May Concern:

b7c4, b6-4

I/We [REDACTED]  
 Request that upon presentation of this document, by mail or in person, the bearer be given all information contained in my patient records, including alcohol and drug abuse records (protected under the regulations of Title 42, Code of Federal Regulations Part II); communicable diseases and serious communicable diseases and infections as defined by statute and Michigan Department of Public Health (which include venereal disease "VD", tuberculosis "TB", hepatitis, human immunodeficiency virus "HIV", acquired immunodeficiency disease syndrome "AIDS", and AIDS related complex "ARC"); psychological services and social services information, including communications made by me to a social worker or psychologist, psychiatrist, nurse or other mental health provider.

I/We voluntarily waive my/our rights, under the Privacy Act, and agree to take no action against any one who releases this information. I understand this information is being used in a criminal investigation and request the custodian of records pertaining to the matter under investigation cooperate fully with the investigation and release any documents in their entirety to the United States Army Criminal Investigation Command. A Photostat copy of this release is to be honored as an original.

Signature: [REDACTED]

Date of Birth: [REDACTED]

Social Security Number: N/A

Signature: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

Social Security Number: \_\_\_\_\_

Date/Time: \_\_\_\_\_

Subscribed and sworn before me, this \_\_\_\_\_ day of \_\_\_\_\_, a Notary Public in and for \_\_\_\_\_ County, Michigan.

Signature \_\_\_\_\_

PRINTED ON



RECYCLED PAPER



DEPARTMENT OF THE ARMY  
 323<sup>rd</sup> MILITARY POLICE DETACHMENT, (CID)  
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Signature: [redacted] b7c4, b6-4

Date of Birth: [redacted] b7c4, b6-4

Social Security Number: N/A

~~Signature: \_\_\_\_\_~~

~~Date of Birth: \_\_\_\_\_~~

~~Social Security Number: \_\_\_\_\_~~

Date/Time: 10 Sep 03 / 1422

Subscribed and sworn before me, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, a Notary Public in and for \_\_\_\_\_ County, Michigan.

Signature \_\_\_\_\_

PRINTED ON



RECYCLED PAPER

b7c3,b6-3

[REDACTED]

b7c3,b6-3

[REDACTED]

CPT



A new this later -

1000 1100

- FBI man - sitting out -
- John Miller
- John Miller

b7c-4, b6-4

Asked Dean to come out

FBI man picked, right left - FBI returned to the

b7c-4, b6-4 - FBI man "leave"

FBI man - FBI b7c-4, b6-4 sound of the hallway noise

b7c-4, b6-4

FBI man to come

John Miller - b7c-4, b6-4 (it looks like) OK Miller

014 1100

3 -> DENIED -> walk out through door

-> John Miller ->

1 - Denial of Linform - not TIGHT seal

- > Linform Force Down
- > ALL 3 GOING TO HALL Miller
- > TIGHTER for lobby us out
- b7c-4, b6-4 was in no other parts

FBI -> APPROVED b7c-4, b6-4 -> HAD TO REPORT

no sound/noise at DENIAL -> no visible signs of alarm

What time what happened w/ TIGHT - sound - Dean pulled out for ALARM reaction

Source Question -> SITUATION OF SITUATION FOR FBI on 10/11/68 -> ABANDONED POOR

B7C TRAVEL - FBI ~~was~~ CUMAS NOT RELEASED

Time Capture - DENIALS - EVALUATION  
Have not seen document ->

1

b7c-4, b6-4

- 11-10-01 + 12-14 Anderson

→ missing contact - ACP  
→ see memo of ops

→ + sep 03 → arrived at ACP → reached out

b7c-4, b6-4      b7c-4, b6-4  
→ PFC [redacted] SOC [redacted] → not found at  
PFC [redacted]      Possible - [redacted]

DA/Depu - center @ Friend base → not [redacted]

→ He was [redacted] PFC [redacted] relation to

b7c-4, b6-4      and [redacted] close to [redacted]

→ not [redacted] of [redacted]

→ [redacted] situation

+ [redacted] → [redacted] & [redacted]

b7c-4, b6-4  
DA PFC - [redacted] - ID [redacted]

- [redacted] [redacted] → no [redacted] [redacted]  
SC - [redacted] [redacted] - [redacted] [redacted]

→ spoke to [redacted] [redacted] [redacted]  
→ AKA b7c-4, b6-4 → [redacted] on 4/21  
b7c-4, b6-4 → [redacted]  
[redacted] → [redacted] [redacted]

- center insert → that has [redacted] not out  
out → to [redacted] us [redacted]

b7c-3, b6-3  
- [redacted] CO - [redacted] b7c-3, b6-3  
- [redacted] [redacted] → to [redacted]

b7c-4, b6-4

[redacted] AC. [redacted] to [redacted]  
→ [redacted] of b7c-4, b6-4 & b7c-4, b6-4 [redacted]  
→ AGREED to [redacted] → immediately - [redacted] [redacted]  
→ [redacted] to [redacted] → spoke [redacted] to [redacted]  
⇒  
⇒ [redacted] [redacted] to [redacted] [redacted] call  
- [redacted] [redacted] → no [redacted] over [redacted]  
→ Don't recall [redacted] [redacted] [redacted]



→ NO SPEAKING TO ANYONE WITH SFC + SFC [REDACTED] <sup>b7C-5, b6-5</sup> <sup>held [REDACTED]</sup>

→ NOT EXCUSING

→ [REDACTED] → [REDACTED] AT THE AF

b7C-5, b6-5

→ [REDACTED] → NO [REDACTED] APPROVAL THE  
Policy Structures →

→ NOT [REDACTED] →

→ NOT [REDACTED] ON TIME OF INTERVIEW

→ [REDACTED] → [REDACTED] → [REDACTED] → [REDACTED] on [REDACTED]

b7C-4, b6-4  
→ SFC [REDACTED] - NOT [REDACTED] → [REDACTED] [REDACTED]

→ [REDACTED] b7C-5, b6-5

→ [REDACTED] [REDACTED] → SFC [REDACTED] →

→ [REDACTED] [REDACTED] → ABOUT IT →

→ Different [REDACTED] →

→ [REDACTED] [REDACTED] [REDACTED]

o [REDACTED] [REDACTED] [REDACTED] →

o

o [REDACTED] → [REDACTED] [REDACTED] →

→ [REDACTED] [REDACTED] →

→ [REDACTED] [REDACTED] →

→

[REDACTED] b7C-5, b6-5  
AF [REDACTED] → NO PROBLEMS

→ b7C-5, b6-5

→ SFC [REDACTED] + [REDACTED] LT A "PUSH" [REDACTED] [REDACTED]

→ [REDACTED] [REDACTED] [REDACTED] -

→ [REDACTED] [REDACTED] WITH [REDACTED] →

[REDACTED] [REDACTED] [REDACTED] [REDACTED] →

→ [REDACTED] [REDACTED] [REDACTED] [REDACTED] →

→ [REDACTED] [REDACTED] [REDACTED] → [REDACTED] [REDACTED] [REDACTED]

→ [REDACTED] [REDACTED] [REDACTED] → b7C-4, b6-4

→

→ [REDACTED] [REDACTED] [REDACTED]

→

→ Investigation never done

→ NO instance of Kelly up or Kelly up down

→ STATE → Prison - not should → that is not  
Prison →

→ NO Prisons → of NY →  
→ NO numbers

① VLC-5,005  
SSG [redacted] →

② = JIT Question → not sure →  
Prison → went to SFC VLC-5,005

→ JIT

- Prison {  
→ Prison →  
- Prison → Prison - Prison  
→ VLC-5,005  
→ SSG [redacted] →

→ Cal Prison → Fed Prison →

→

b7c-4/b6-4

was  
Anwar

b7c-4, b6-4

3-1 PCT →

→ OCT → 2 detainees [redacted] [redacted]  
[redacted]

→ OCT → [redacted] [redacted] in [redacted]

→ got up - went to [redacted]

→ PSC → [redacted] [redacted] [redacted] [redacted]

- initially - SSG [redacted] [redacted]

detainees was zipped [redacted]

b7c-5, b6-5

→ [redacted] [redacted] SGT

→ [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
[redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

3 PAs

b7c-5, b6-5

→ inside →

→ [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

[redacted] [redacted] [redacted] [redacted]

b7c-5, b6-5

→ [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

→ SCOUTED UP [redacted] [redacted]

→ Picked up detainees → [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

INTRODUCTION →

PFC

b7c-6, b6-4

→ BROUGHT → OUT [redacted]

SSG [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

b7c-4, b6-4

→ [redacted] [redacted] [redacted] [redacted]

b7c-5, b6-5

→ [redacted] [redacted] [redacted] [redacted]

→ BEAT-UP - [redacted] [redacted] [redacted] [redacted]

→ 0 DETAINEE HAD A LITTLE [redacted] [redacted]

[redacted] [redacted] [redacted] [redacted]

→ [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
→ no [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
→ zipped [redacted] [redacted] [redacted]

- [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
- [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
- [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]





2  
b7C-4, b6-4

b7C-4, b6-4  
→ SPC  
b7C-4, b6-4  
→  
b7C-4, b6-4  
→  
b7C-4, b6-4  
→  
b7C-4, b6-4  
→

Administrative:

→ [faded text]  
→ [faded text]  
→ [faded text]

→ [faded text]  
→ [faded text]

b7C-4, b6-4  
→ [faded text] - [faded text]  
b7C-4, b6-4  
→ [faded text] → [faded text] b7C-5, b6-4  
[faded text] → [faded text]  
b7C-4, b6-4, b7C-4, b6-4 → [faded text] of business of [faded text]

b7C-4, b6-4  
→ [faded text]  
[faded text] - NOT SANCTIONED/UNRELIABLE

b7C-4, b6-4

□ SSC [redacted]  
□ ONE OF THE [redacted] →

b7C-4, b6-4

→ 3-4 PCT →  
→ WINTER → [redacted] NT  
→ SFC [redacted] b7C-5, b6-5  
→ TRANSLATION →  
→ "HERE OUT THE TOWN" ⇒

→ [redacted] →  
SFC [redacted] b7C-4, b6-4  
[redacted] b7C-4, b6-4  
⇒ ON GROUND - within walls of TOWN  
⇒ Fick's up ⇒

→ Sleepers - when [redacted] →

→ RUNNERS → ON THE "JOB NETWORK" ⇒

→ CoL → [redacted] b7C-5, b6-5  
SFC [redacted] ⇒  
SFC [redacted] b7C-5, b6-5 ⇒  
/ SFC [redacted] b7C-5, b6-5  
P-station for [redacted]  
mu-701/ [redacted]

⇒ Viewed → SFC [redacted] b7C-5, b6-5  
⇒ / ⇒ POOR LEADERSHIP ⇒ GROUP LEADER  
CANNOT VISIT STANDARDS

→ HIA x CIA → DUN →  
[redacted] b7C-4, b6-4 → [redacted] b7C-4, b6-4  
→ [redacted] b7C-4, b6-4 → [redacted] b7C-4, b6-4  
→ [redacted] b7C-4, b6-4

→ [redacted] b7C-4, b6-4  
→ [redacted] b7C-4, b6-4  
Co x ISG ⇒ PFC TO SFC ⇒ [redacted] b7C-4, b6-4  
For America

SSC [redacted] b7C-4, b6-4  
[redacted] b7C-4, b6-4  
SFC [redacted] b7C-4, b6-4 ⇒ ONE-UP ⇒ STAFF UP →  
TRANSLATION ⇒ THE [redacted] ⇒ PUTTING UNIT @ [redacted] ⇒ 7-1 PCT  
⇒ [redacted] / [redacted] ⇒

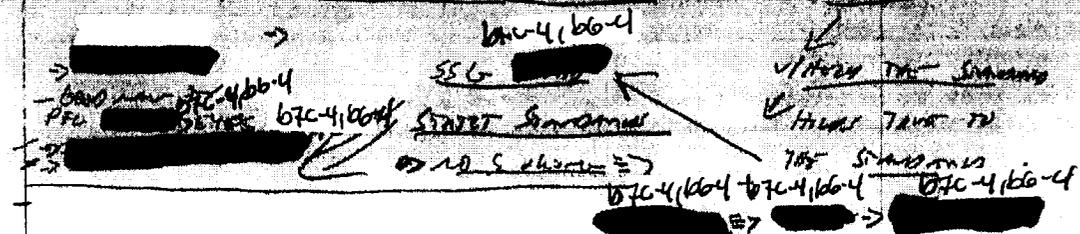
2  
no way to put on...

- [redacted]
- [redacted]
- [redacted]

b7c-4, b6-4  
 SSG [redacted] → [redacted] → [redacted]  
 [redacted] → [redacted] → [redacted]

b7c-5, b6-5  
 → [redacted] → [redacted] → [redacted]  
 → P.T → [redacted] → [redacted]  
 → [redacted] → [redacted] → [redacted]

no [redacted]  
 [redacted]  
 [redacted]



ACP → [redacted] → [redacted]

b7c-5, b6-5  
 SFC [redacted]

30 AUG 78

non-simmons (AUG 1978)  
 FLS → [redacted] → [redacted] → [redacted]

→ [redacted] → [redacted]  
 FLS [redacted] → [redacted]

b7c-4, b6-4 → [redacted] → [redacted]  
 b7c-4, b6-4 → [redacted] → [redacted]  
 SFC [redacted] → [redacted] → [redacted]

→ [redacted] → [redacted]

b7c-5, b6-5  
 SFC [redacted] → [redacted] → [redacted]

→ [redacted] → [redacted] → [redacted]  
 → [redacted] → [redacted] → [redacted]  
 → [redacted] → [redacted] → [redacted]

b7c-5, b6-5  
 → AK-475 → CCO → SFC [redacted] → FLS → [redacted]

→ FLS → CCO [redacted] → [redacted]

→ [redacted] → [redacted] → [redacted] → [redacted]  
 AK-79 → [redacted] → [redacted] → [redacted]  
 → [redacted] → [redacted] → [redacted]  
 → [redacted] → [redacted] → [redacted]

→ SEARCH  
OF THE  
FILE

→ Blaw → Clawson → Mr. A.L. → Brown Field → document  
look at [redacted] / [redacted]

→ 9mm → magazine → AK-74 → [redacted] (5)

→ Weapons - Turnover → invest → approach → in → do → the → work

FIVE → SA → 9mm → SFC [redacted] 9mm (SSA [redacted])  
Sgt [redacted] [redacted] → Rank [redacted] b7c-4, b6-4

→ work [redacted] [redacted] → Turnover → [redacted] → [redacted]

→ Rank → Force (cell) → [redacted]  
b7c-5, b6-5 b7c-5, b6-5  
→ SFC [redacted] b7c-4, b6-4 SFC [redacted] → 2nd → 7th → on → river  
→ action [redacted] → Account → incidents  
- red - incidents →

- CLIFF → not → in → last  
o with → any → limits →  
→ A → down

- E-ply → passes → Beachmont → W → LA → 156  
→ STONES / TRE → UP → Number → of → LA  
→ Settle → Standard → Process  
→ not → Direct → HTS → 222 → LA → July → 1970

→ Double → Standard → (C)  
→ Phonetic → Book → write → Phone → the (C)  
→ Cancel → SH  
→ Favorable  
→ Part → up → the

→ b7c-5, b6-5  
→ SFC [redacted] → with → information  
→ Pull → up → not → take → LT → 27 → 27  
→ b7c-4, b6-4 [redacted] → not → work → up → AS → the → [redacted] b7c-4, b6-4  
[redacted] b7c-4, b6-4

Now → PL → Done → not → when → work → the → work  
No → Cooperation →

Dup TRUCK

b7c-5, 06-5

"ONE WITH 240"

b7c-5, 06-5

b7c-5, 06-5

b7c-4, 06-2

JF TRUCK

b7c-4, 06-4

b7c-4, 06-4

BLANK - b7c-5

b7c-4, 06-4

Part of b7c-5

→ C.I.D. →

→ AP 12/05/07 →

b7c4, b6-4

3 AM, /> C.C. 2-6 AM

→ [redacted] → [redacted]

b7c4, b6-4 b7d1, b6-4

→ 1200-0100 →

→ [redacted] →

→ 0100-0130- P.S. → [redacted] → [redacted]

→ [redacted] → [redacted]

→ [redacted] →

→ [redacted] not [redacted]

[redacted]

→ [redacted] → [redacted]

→ [redacted] → [redacted]

→ [redacted] in [redacted]

→

→ [redacted] not [redacted] → [redacted] → [redacted] →

Documents

- [redacted] [redacted]
- [redacted] [redacted]
- 
- 

b7c4, b6-4

→ [redacted] → [redacted]

→ [redacted] not [redacted]

→ [redacted] [redacted] →

→

→ [redacted] [redacted] - [redacted] [redacted] → [redacted] →

→ [redacted] [redacted] [redacted]

→

→ [redacted] →

→ [redacted] [redacted] [redacted]

→

→ [redacted] → [redacted]

→ b7c4, b6-4

[redacted] Documents →

Documents

- Drive [redacted]
- Do what they tell you - key
- [redacted] [redacted] →
- [redacted]

→

→

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b7c, b6, b5

b7c-5, b6-5

b7c, b6-5

PK. ADVANCES FOR [redacted]

b7c, b6, b7

TO [redacted]

-2

1

SFC [redacted] 67C-5, 66-5 → 3-d PLT / Co C / 2-6 IN 7 SEP 03

→ ACPS → Detachments → asleep when REPORT in  
→ DOES NOT remember reason why UP →  
→ NEXT COMMAND → Detachments →

Sgt 67C-5, 66-5 DETACHED TO GET "3"

QUESTIONS

→ WHAT TIME WERE THEY → 1. NOT TIME  
2. CHANGING A TABLE

NOT → ABUSE → NO ABUSE / 3 P-3500 ON HALL

NAME LADY → WORK 67C-4, 66-4

→ GIVE BACK WEAPONS →

- Question - Cell time 5' - (23)

- Latest Point of Time notation

→ (a) (a) (a) STAYED →



1st time → Close STAYED UP → (a) (a) (a) 67C-4, 66-4

Back into →  
MAGAZINE AREA →

→ (a) (a) (a) →

67C-5, 66-5

NOT TO SFC [redacted]

→ "Rough on UP"

Does not recall - saying →

→ Petty Sure → did not say

→ +

→

NOT CLERK →  
Held →

→ 1 (a) (a) (a) - (a) (a) (a)

(a) - work on (a) (a) 67C-4, 66-4

(a) - LT [redacted] → [redacted] 67C-4, 66-4

Close STAYED UP

(a) (a) (a) → back in (a) (a) (a) 67C-4, 66-4

(a) → Sgt [redacted] Built

Det. cc → out → (a) (a) (a)

On the [redacted] [redacted] 67C-4, 66-4

(1) → [redacted]

(2) → [redacted]

(3) →

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1076-4, 106-4  
0  
0  
0  
0

1076-5, 106-5  
⇒ (SSU [redacted]) → CLEAR → PERSON - (NAME & ADDRESS)

→ 3 (last names) out → see below

→ WATKINS/... → CLEAR → → 3 personal

only - saw persons with interviewed & signature  
→ Approval for land matter →

→ WATKINS/... → CLEAR → → 3 personal

→ → OPINION → BS → \*

→

+

S-7

b7c-4, b6-4

SFC [redacted] b7c-5, b6-5

b7c-4, b6-4

SFC [redacted] TO [redacted] Ym  
TO GO Get the [redacted]

- Get out of [redacted]
- [redacted] to [redacted] [redacted]
- [redacted] [redacted] [redacted]
- [redacted] [redacted] [redacted] [redacted]
- [redacted] [redacted] [redacted] [redacted]
- [redacted] [redacted] [redacted] [redacted]

Question [redacted] [redacted] [redacted] [redacted]  
 [redacted] [redacted] [redacted] [redacted]  
 [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

NO37 C

- [redacted] [redacted] [redacted] [redacted] [redacted]
- [redacted] [redacted] [redacted] [redacted] [redacted]

NOT TALK TO [redacted] UP [redacted]??

[redacted] b7c-5, b6-5  
 IN SSA [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
 PUT [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
 [redacted] - Get up on [redacted] [redacted] [redacted] [redacted]

b7c-4, b6-4

[redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
 [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

HAS NOT SEEN [redacted] [redacted] [redacted] [redacted]

[redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]  
 Heard ALL [redacted] [redacted] [redacted] [redacted]

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→ NO ONE HAS EVER ASKED A QUESTION

→ 67C-5, 66-5

67C-5, 66-5

→ NO ONE ASKED

→ [REDACTED]

67C-5, 66-5

NOBODY ASKED FOR IT TO  
THE HIGHER LEVELS

→ NO BUREAU, NO BLOW, ⇒

NOBODY ASKED FOR IT BY PENTAGON/STATE DEPT

PLEASE VISITING →

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SFC b7c-4/b6-4

[redacted] 2nd PCT →

→ 3L AUG 03 → AGY →

Getting ready to take

b7c-4/b6-4

[redacted] b7c-4/b6-4 OTM

[redacted] →

① →

Distances present @ START

• Lefted → NO VISIBLE signs of action

→ Sighting → Yapping → "NO ACTION"

→ NOT later →

→ Edge → REMAINING SIGHTING → 67c-5/b6-5 → [redacted]

→ Positives → "Went back to Field then up"

b7c-4/b6-4  
[redacted]  
OD

b7c-5/b6-5

SFC [redacted]

b7c-5/b6-5

→ [redacted] → picked → Hm - up ⇒

→ status →

b7c-5/b6-5

②

SSG [redacted] → THRU → Pct → ASST FORCE ⇒

SSG [redacted] = knee be Detach into Hesco

b7c-5/b6-5 SHUT THE

b7c-4/b6-4

→ PFC [redacted] →

→ Didn't feel sunny for

→

NOT → THE 1ST TIME →

→

→

→ NO OTHER fragments - of the mission status

③

TAKE NOT IN A JOKING MANNER

→ ACCT OF PEOPLE NAME ⇒ bugle name ⇒

→ [redacted] says after [redacted]

- THRU to Detach on 2nd PCT  
⇒ b7c-4/b6-4  
[redacted] for [redacted] did to not Ac 2nd PCT

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8 Sep 03 b7c-4, b6-4  
PFC [redacted]

1) ~~REF~~ REEF Andrews  
b7c-4, b6-4

2) SFC [redacted] → LAT ADJUST → Spilled guts → @ [redacted] [redacted]  
b7c-4, b6-4 SSG [redacted] / SSG [redacted] → OUT TO GET HIM  
⇒ PFC → [redacted]

3) SFC [redacted] → WANTS TO KNOW =  
o → WHY IN OFFICE IN HALL + HALL  
o → [redacted] → OUT OF BAKER'S DRY?  
→

4) ⇒ ACTUAL NOTES → [redacted] ⇒

5) ⇒

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1

b7c-4, b6-4

██████ → SSG → 3rd PLT → 3YRS →

→ ASP → CONCAC

→ 1 SEP → Detainees → b7c-5, b6-5  
→ SFC ████████ →

- NOT AWARE OF ANY ~~But~~ Rough Language BY SFC ████████ b7c-5, b6-5

→ b7c-4, b6-4 Detainees →

██████ →  
→

- ↑ → 0 Plans → wins
- o Advice given what detainees
- o early / 77 soldiers pushed up detainee
- o 77 → asked for smoke goggles
- o Package up 77 detainees
- o HERSOLS → b7c-4, b6-4 language
- o Detainees SFT Planning
- o 77 →

→ went back to CHW →

→

- NOT PRESENT - FOR QUESTIONING → BY ████████ b7c-4, b6-4 Questionnaire

→

→ CAUGHT & CLASSED ~~Back~~ IF Detainees - ████████ b7c-4, b6-4

→ ② - HANZI SEE - Detainees status...

DET → ADVISE BY ████████ b7c-5, b6-5 → →  
Pe

NEVER HEARD OF Rough En VP = JF. 1707 Line for Media  
→ never -- ████████ b7c-5, b6-5 --

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5

→ Return Profile at of the Line →

→ SSN [REDACTED] b7C-5, b6-5

07-2/2020

Jumped → PFC [REDACTED] → Patrol to Deployment → Cross Street

→  
→

→ [REDACTED] Jump →  
→ [REDACTED] → only [REDACTED] →  
Agent [REDACTED] [REDACTED] →  
b7C-4, b6-4  
07-2 [REDACTED]

0 Account Suspended → [REDACTED] b7C-4, b6-4

b7C-4, b6-4  
07-2 [REDACTED] Suspended →

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b7c-4, 106-4

b7c-4, 106-4

→ 0201-0250 - OFF SHARP ⇒  
0250 - COPY ⇒ [redacted] witness [redacted]  
→ RESEARCH ⇒ [redacted] b7c-4, 106-4

→ Review - SEC - [redacted] b7c-5, 106-5  
~ b7c-4, 106-4 → DETAIL - [redacted] b7c-4, 106-4

July 2002 → SAC PLT ⇒

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+

SSG [redacted] 67C-4, 66-4 - 3rd flr ->

-> Group Army -> Front Line  
-> NAC -> nation (Q) -> case to work  
- west + Government det -> not pursue

-> DEPARTED ->

-> Followers mention -> Detention looked shaped even  
-> Reasoner + subversive

-> Black Section Cold war -> 67C-5, 66-5 - Best of documents

-> THMS ->  
-> Group Section -> Did not 67C-4, 66-4  
-> Reasoner ->  
-> Group ->  
->

-> Reasoner -> INFO -> 07 ->

-> PILLAGE FACTORY -> Solution 67C-4, 66-4 -> BY AN INDIA  
v  
v

NAC members -> 8 possible ->  
-> NAC members ->  
->

NOT HANDLED -> Connected by Co. at 156

(P) -> SOLUTION ->

-> a OFELT LINE BEING TARGETED BY NAC  
-> NOT FEASIBLE ->  
->  
-> STRONG PARTIAL -> CARRIED US SOLD ->  
->  
did not -> Collier - of one IT ->  
NOTHING SAID ->

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6764,66-4



- ACP → Gumbo → Q. Q. - ~~Q. Q. Q.~~ Gumbo Street
- Patrol Area - 21st, 30'
- Reason - Person →
- Detention → labeled someone → no. Beat up
- looked for

Q. Q. → Reached →

→

Q. 500-0370 → Q. Q. Q. →

→ 1101-1200 →

→ no. Present Q. Q. Q. →

→ Reached → Co C → Q. Q. Q.

→  
→

→ Q. Q. Q. → Q. Q. Q. →  
- Q. Q. Q. → Q. Q. Q. →

→ 3 Q. Q. Q. → Q. Q. Q. →

→ Q. Q. Q. only Q. Q. Q. →

- Q. Q. Q. → Q. Q. Q. →
- Q. Q. Q. → Q. Q. Q. →
- Q. Q. Q. →

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1

b7c-4, b6-4

[REDACTED]

→ [REDACTED] → Final Statement

b7c-4, b6-4

SFC [REDACTED]

- work detail
- take at 10 in in [REDACTED]
- Good [REDACTED] - (+)
- Ortal (a)

→ 3 new CURB ⇒ [REDACTED] included

b7c-4, b6-4

[REDACTED]

- show up

b7c-4, b6-4

[REDACTED]

- provided security →

b7c-4, b6-4

[REDACTED]

→ [REDACTED] →

from mosque

2 men wearing [REDACTED]

What do you want → see [REDACTED] → [REDACTED] responsibility

→ [REDACTED] IS [REDACTED]

→ [REDACTED] ⇒ [REDACTED] b7c-4, b6-4 [REDACTED] Security are on

⇒ IF THEY were on the [REDACTED] ⇒ THEY would have been shot →

⇒ [REDACTED] →

Day @ mosque building

⇒ Hold - until [REDACTED] → Final Decision

⇒ [REDACTED] → Back to [REDACTED] →

4/5'

[REDACTED] →

b7c-4, b6-4

[REDACTED]

- would [REDACTED] [REDACTED]

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3

b7c4/b6-4

[REDACTED]

b7c4/b6-4

[REDACTED]

→ not present → 3-4 Aug ⇒  
 → ~~ATE~~ ⇒ @534 ⇒ / CHW 35-48 11-10-10  
 → Went back to 100 →  
 ⇒  
 ⇒ never it and ⇒  
 "ONLY Amds" →  
 ⇒

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1

b7c-4, b6-4

3 PLT (C/C/2-6) IN

b7c-4, b6-4

→ L. GIP → QLF → Bennett Duddy → w/ PFC [redacted]

b7c-4, b6-4

→ [redacted] → went on STAFF → w/ [redacted]  
SSA [redacted] → b7c-4, b6-4

- HENRIT → Appeared First → no Fear

- Released BY = NOT SURE

Naked OUT - UNTIL HAD →

b7c-5, b6-5

NO INTERACTION → w/ SEC [redacted] →

0)  
0)

0) SC → [redacted] → UNUSUAL → D. O. U. GUY →

→ Behavior of [redacted] ---

→  
→ NO NUMBERS of type [redacted] Boat up  
BY ANY of C/C/2-6 IN →

⇒  
→ Once released [redacted] b7c-5, b6-5  
→ [redacted] b7c-4, b6-4 → Security Guy

⇒ By 3 Guys → Over →

[redacted] b7c-4, b6-4 → HAD → 3 [redacted] HAD →

→ NOT Long over 3 [redacted] GO ---

0 SSA [redacted] b7c-4, b6-4  
0 [redacted] b7c-4, b6-4 → left - [redacted]

0 Released no ISSUES

b7c-5, b6-5

⇒ Go Best TAFU → [redacted]

⇒ Impl on UP → [redacted] b7c-5, b6-5

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L

b7c-4, b6-4  
PFC [redacted]

→ PLT C, C/

→ 31<sup>st</sup> → not on duty  
→ EST in room 2501-210V (TAN ROOM FRONT)

→ 4:30 → WALK → went to area → b7c-4, b6-4

→ QUESTION →

↓  
Q.A. [redacted]  
Q.A. [redacted] PAPER TO [redacted]  
[redacted] → [redacted] [redacted]  
b7c-4, b6-4  
[redacted] [redacted] [redacted]  
- [redacted] [redacted] [redacted] →

→ Could You Hear →

QUESTION REMAINS →

from [redacted] - in [redacted] [redacted] [redacted]

b7c-5, b6-5

NOT SLAP → IF SAC [redacted] slipped → LAST 2 Hrs [redacted]

→ b7c-4, b6-4

→ NOT [redacted] → did not slap → DETAINEES →

b7c-4, b6-4

[redacted]

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b7C4, b6-4

→ [redacted] → Fore. Panel to sleep =

b7C4, b6-4

→ [redacted] → DAC/DAL/ATC

→ b7C4, b6-4

→ [redacted]

b7C4, b6-4

[redacted]

b7C4, b6-4

[redacted] → F. NAC → → A D

→ GAO working Panel to train

accs

→ Brownie NAC members

→ Denizens went to HHS/ATC

→

17

→ NO MD 5707 once requested →

(K) QNF → Standard BY →

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