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5/20/2004

Subject: FBI Afghanistan Operational Issues

Issues to be discussed:

1. Over-riding Issue: FBI ethics must not be compromised in this mission. FBI support, well intentioned as it may be that brings short term results for the military, however, that leads to long term problems for the FBI is not an acceptable course of action in this mission or any other.
2. Mission Analysis
 - a. Interrogation/interviews: who, what, when, where, why and how FBI agents participate; specifically how FBI interviews are conducted in conjunction with military interrogation operations and methods; very difficult to separate the two in a war zone. Specific guidance must be issued:
 - Is it ethical for FBI agents to participate in interrogations jointly where military interrogators are using hard interrogation techniques (stress positions, sleep deprivation, diet manipulation, canines, ruses, etc.)?
 - Is it ethical for FBI agents to receive detainees for interrogation after having been in the custody of military interrogators who have used hard interrogation techniques?
 - Is it ethical for FBI agents to hand over detainees to military interrogators who may use hard interrogation techniques in the future?
 - Is it ethical for FBI agents to conduct interviews of detainees, multiple or singular in nature, who are housed in facilities where agents know hard interrogation techniques are being applied?
 - b. detention facility participation: when do FBI agents operate in detention facilities, conduct interviews and under what conditions.
 - c. command and control: must identify and allocate resources (personnel and equipment) that make it plausible for FBI On Scene Commander (OCS) to maintain a 24 hour, 7 day a week TOC in order to appropriately command and control FBI operations in theatre; although agents missions are decentralized in nature, it is inappropriate to place agents in positions where they must wait days for an answer to a critical question.
 - d. SSEs: who, what, where, when and why
 - e. convoys and movement: under what circumstances and rules do FBI agents conduct secure convoy movements in order to avoid ambushes
 - f. task organization of FBI units: how are FBI agents assigned to military and OGA elements and what are their missions, what are there restrictions;

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should agents be paired or alone; should FBI agents be assigned to units that are conducting long term field operations

- g. FBI mission purpose and objectives: tactical versus strategic intelligence; military support versus collection of terrorism related intelligence as it relates to the FBI CTD mission CONUS and OCONUS.
- h. Other FBI investigative support: FBI brings tremendous skill set to theatre, we must outline FBI skills and task (Biometric/DNA collection, fingerprinting, bomb tech, target analysis, source recruiting/management, general case management, consensual monitoring, body recorders, etc.); FBI must define these capabilities, determine which are feasible in theatre and allocate the appropriate training and equipment allocation for their use.
- i. Clothing and Equipment: FBI agents assigned to theater must be properly equipped with appropriate equipment and clothing in order to execute this mission properly.

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