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 (RMD) (FBI)From: (OGC) (FBI)

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To: (CTD) (FBI)

Subject: focus of military interviews

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NON-RECORD

The FBI personnel who are being asked to participate in the interviews are those who, in response to a Bureau-wide inquiry from the Inspection Division last summer, reported witnessing any aggressive interrogation technique while at Gitmo. DOD received a copy from the FBI General Counsel of all the positive responses and any follow-up paperwork to the original email. These Army Officers have been tasked to investigate allegations involving eight different types of conduct associated with military interrogations. These run the gamut from least serious such as playing loud music, using strobe lights, and shouting at the detainees to the more serious such as using working dogs to intimidate detainees or wrapping duct tape around a detainee's head. This group is responsible for issuing a report which will conclude whether any of the eight allegations can be substantiated as well as making specific recommendations for imposing preventative measures in the future. The report will not explicitly include the names of the FBI personnel interviewed but will instead assign numbers or acronyms to protect their identities. The final report is to be issued to the Commander of the U.S. Army, Southern Command, Miami, Florida.

The interviews are being led by Brig. General Furlow, he is present and leads each interview. A JAG officer is present with the General and asks follow up questions. Another Colonel is participating and a Sergeant Major is taking notes. The interviews are not tape recorded or video taped. (There are no allegations against the FBI, there is no advice of rights to the interviewees, there are no signed statements being produced) Either myself or someone else from the Office of General Counsel has been present for the interviews. I have been ensuring that the FBI personnel interviewed received copies beforehand of whatever the DOD received which had their name on it (normally includes their individual email response to the Inspection inquiry and whatever other document sometimes followed it.)

Each interview begins by showing the person interviewed a 2 page memo to Brig. Gen. Furlow from the Commander of the U.S. Army. The letter lays out the eight allegations against military interrogators at Gitmo for which this inquiry is responsible. (They have been scrupulously honest in adhering to the topics in the letter) Everyone is asked whether they witnessed or heard about any such incidents while at Gitmo. (At least one such observation was included in the original email response to Inspection) Beyond that, each interviewee is asked whether they were aware of any complaints or concerns being forwarded to anyone in the military in Gitmo or the DOD. Some interviewees are being asked if they felt that the military leadership in Gitmo was receptive to hearing such concerns. Some interviewees were also asked whether they were ever advised by the military, either orally in writing, about what techniques were permissible. No one is being asked about what was reported to FBI supervisors or being asked about communications going back and forth between the agents/support staff and their supervisors/FBIHQ regarding such concerns.

I was designated by the FBI General Counsel as the point of contact for these interviews. If you receive any inquiries about such interviews, please let me know.

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[REDACTED]
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LX 1:
Pager [REDACTED]

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