Sent: Wednesday, October 06, 2004 6:18 PM	b7C <b>FBI024487CBT</b>
From OCA) (FBI)	b6
UNCLASSIFIED NON-RECORD ok	
Original Message From: Caproni, Valerie E. (OGC) (FBI) Sent: Thursday, October 07, 2004 8:42 AM To (OCA) (FBI) Subject: RF: Review of QFR response re: treatment of detained	b6 b7C
Thanks. Office of Congressional Affairs JFH Building Room 7252	b2 b6 b7C
UNCLASSIFIED NON-RECORD NON-RECORD I should have looked at my notes before I left your office.	
Original Message From: (OCA) (FBI) Sent: Monday, October 18, 2004 10:55 AM To: Caproni, Valerie E. (OGC) (FBI) Subject: RE: Review of QFR response re: treatment of detainees	b6 ^ ^ b7C b5
UNCLASSIFIED NON-RECORD we cannot an know about aggressive techniques because at least some agents who saw t bosses. Early on, one reason the director pulled us out of participating in ag became aware that such techniques were being used.	
Sent: Monday, October 18, 2004 11:02 AM	HFOPMATION CONTAINED I IS UNCLASSIFIED 08-07-2009 BY 65179 DMH/STW b6 b7c
Message ( Caproni, Valerie E. (OGC) (FBI)	Page 1 of 13_
	Caproni, Valerie E. (OGC) (FBI) From: Caproni, Valerie E. (OGC) (FBI) Sent: Monday, October 18, 2004 11:02 AM To: OCA) (FBI) Subject: RE: Review of QFR response re: treatment of detainees UNCLASSIFIED NON-RECORD we cannot an know about aggressive techniques because at least some agents who save to bosses. Early on, one reason the director pulled us out of participating in ag became aware that such techniques were being used. From: (OCA) (FBI) Sent: Monday, October 18, 2004 10:55 AM To: Caproni, Valerie E. (OGC) (FBI) Subject: RE: Review of QFR response re: treatment of detainees: UNCLASSIFIED NON-RECORD UNCLASSIFIED NON-RECORD UNCLASSIFIED NON-RECORD 1 should have looked at my notes before 1 left your office. Thanks. Office of Congressional Affairs IEH Building Room 7252 Original Message From: Caproni, Valerie E. (OGC) (FBI) Subject: RF: Review of QFR response re: treatment of detainees UNCLASSIFIED NON-RECORD 1 should have looked at my notes before 1 left your office. Thanks. Office of Congressional Affairs IEH Building Room 7252 Original Message From: Caproni, Valerie E. (OGC) (FBI) Subject: RF: Review of QFR response re: treatment of detained UNCLASSIFIED NON-RECORD ok

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To: Caproni, Valerie E. (OGC) (FBI)		` <b>.</b> '
Subject: RE: Review of QFR response re: treatment	٥f	detain

# UNCLASSIFIED

Although sometimes we go to pretty extraordinary means to obtain information to respond to questions, where the problematic conduct is not ours (we may just have been witnesses), I don't think we have an obligation to do much more than provide the information we have. I did note that caveat, but I think Eleni will be OK with it. Obviously, she'll have a chance for review before this goes further, so I'll be hearing from her if she objects. Possibly she's more interested in getting these out the door at this point. Congress can ask again if they aren't satisfied.

I'll let you know if I've pegged that wrong.

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Office of Cong	ressional Affairs	•
JEH Building E	200m 7252 .	
		•

-----Original Message-----

From: Caproni, Valerie E. (OGC) (FBI) Sent: Wednesday, October 06, 2004 6:11 PM To OCA) (FBI) Subject: RE: Review of QFR response re: treatment of detainees

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, <b>`</b> ,	•			× *	
Origir	al Message			•	•
From		(OCA) (FB	I) .	۰,	
Sent: We	dnesday, Oc	tober 06, 2004	6:03 PN	1.	•
. To: Capro	ni, Valerie E.	. (OGC) (FBI)			• .
Subject:	RE: Review	of OFR respon	se re: tre	eatment	of detair

# UNCLASSIFIED

I hate to keep asking for more, but if you could provide a classified answer, that would be great. I'll still provide everything we can in the unclassified document. Thanks. Diffice of Congressional Affairs IEH Building Room 7252 -----Original Message-----From: Caproni, Valerie E. (OGC) (FBI) Sent: Wednesday, October 06, 2004 6:01 PM FBI024488CBT

OIG-REQ 02/18/05-PART 13 2/1/2005

AODUORED1653294 p.2

Page	3	of	1 <u>3'</u>
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OIG-REQ 02/18/05-PART 13

To: (OCA) (FBI) Subject: RE: Review of QFR response re: treatment of detainees

# UNCLASSIFIED

If we are separately providing a classified answer, there is a classified answer relative to certain knowledge we have of goings on in Afghanistan.

 -----Original Message---- b6

 From
 (OCA) (FBI)
 b7C

 Sent: Wednesday, October 06, 2004 5:53 PM.
 To: Caproni, Valerie E. (OGC) (FBI)

 Subject: RE: Review of QFR response re: treatment of detainees

 UNCLASSIFIED
 b6

<u>NON-RECORD</u> Valerie:

Thanks for continuing to work on this.

So, we can either provide caveats in the unclassified response or provide additional information in a classified response. Thanks for picking up on that - I certainly didn't mean to create exposure for us. I'm less concerned about other agencies, since this is our response and they receive QFRs of their own if Congress is concerned about their conduct, but I'm happy to be kinder and gentler.

Diffice of Congressional Affairs JEH Building Room 7252 FBI024489CBT FBI0000184

AODUORE0162424 p.3

### Message

01G-REQ 02/18/05-PART 13

2/1/2005

FBI024490CBT

AODUORE0162424 p.4

----Original Message-----From: Caproni, Valerie E. (OGC) (FBI). Sent: Wednesday, October 06, 2004 5:42 PM то:Г (OCA) (FBI) Subject: RE: Review of QFR response re: treatment of detainees'

UNCLASSIFIED NON-RECORD

I used track changes so you can see the changes. As indicated, there is a piece I need to follow up on before this can be finalized.

.----Original Message (OCA) (FBI) From Sent: Monday, October 04, 2004 6:50 PM

To: Caproni, Valerie E. (OGC) (FBI) Subject: RE: Review of QFR response re: treatment of detainees

#### **UNCLASSIFIED** NON-RECORD

: Ahhh. But unfortunately the 2 "yeses" mean we should tweak that last paragraph to reflect the witnessing and reporting. Can you add that to your list of tweaks?

Thanks. Sorry not to let well enough alone. . . .

Office of Congressional Affairs JEH Building Room 7252

> -----Original Message--From: Caproni, Valerie E. (OGC) (FBI) Sent: Monday, October 04, 2004 6:19 PM (OCA) (FBI) To: Subject: RE: Review of QFR response re: treatment of detainees

UNCLASSIFIED NON-RECORD

yes; no, yes [but I am not entirely sure how . long after the observation].

That last paragraph should be shown to Tom Harrington just to make sure that it is unclassified: I think it is, but I am now not 100% sure.

Also, I probably need to tweek the paragraph on the survey of GTMO as that is now

#### Message

OIG-REQ 02/18/05-PART 13 2/1/2005

complete.

AODUORED1162424 p.5

bб b7C -----Original Message From: OCA) (FBI) Sent: Monday, October 04, 2004 5:32

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To: Caproni, Valerie E. (OGC) (FBI) Subject: Review of QFR response re: treatment of detainees

#### UNCLASSIFIED NON-RECORD

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PM

Valerie:

A couple of months ago, you provided a response to a Congressional Question for the Record re: the FBI's treatment of detainees (Q 10 of the Director's 5/20/04 QFRs). Eleni asked. me to pin down a couple of specifics in the last paragraph of that response.

Below is the entire response, following by Eleni's questions. Could you help me fill in the blanks?

b6

·b7C

. • Thanks for your assistance.

Office of Congressional Affairs JEH Building Room 7252

From the time they enter the FBI Academy,

FBI · Agents are taught that statements; including

confessions whether obtained in the United States or abroad,

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must be voluntary, must be

Message	Page 6 of 13
	• • • <u>·</u>
	obtained
	without
	the
	governmen
	resorting to
	outrageous .
	behavior, and must
	be
	obtained
	consistent
	Fifth and
	Sixth
	Amendmer to the
	Constitutio
	While
	these basic principles
	have been
	taught for
	years because
	they are
	the foundation
	for
	insuring
	that the results of
	an
	interview can be
	admitted
	into .
	evidence : in a
	criminal
	trial, in
	most respects
	they are
	just as important
	when the
	sole goal
	of the
	is to gain
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OIG-REQ 02/18/05-PART 13 FBI00001	87
2/1/2005 AODUORIDI165424-p.6	· .

Message	Page 7 of 13.
IVICSSage	
	intelligence
	rather than .
	evidence
	for use at
	trial.
	There are,
	however,
	other
	schools of
	thought regarding
	the best
	means of
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	Those
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يواج المشيد وجرز المالية المشتر بسيتين الأراج المنافي المنافي واجاب المنافية المتعادي والمنافية	basis of
	disagreeme
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	interrogatic
	. techniques
	to be used .
	against
	individuals
	captured
	and
	suspected
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	During
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OIG-REQ 02/18/05-PART 13 2/1/2005 AODUORED165424 p.7	88
2/1/2005 ADDUORED16224 p.7	T.T :

### Page 8 of 13 INICOSABE . the FBI and Departmen<sup>.</sup> of Defense (DOD) concerning the interrogatic plan that would be used for a particular detainee,... and more general disagreeme regarding the , efficacy of rapport building techniques as opposed to more . aggressive interrogatic techniques. Ultimately, however, the detainees were in the custody of DOD, not the FBI, and DOD made the final decision concerning the interrogátic techniques to be used. Asa matter of policy, the Director of FBI ' determined FBI024494CBT FBI0000189 OIG-REQ 02/18/05-PART 13 2/1/2005 ADDUORED1654254 p.8

Message

OIG-REQ 02/18/05-PART 13 2/1/2005

FBI024495CBT

Page 9 of 13that,

regardless of the  $\cdot$ . legality.of aggressive<sup>.</sup> techniques if utilized at an installation such as

Guantanam FBI personnel would not participate

in such interrogatic techniques.

The FBI is in the process of

surveying all FBI personnel who have

been in . Guantanam to

determine whether

. any witnessed

mistreatme of .

detainees. As of now, the FBI is

aware of three

incidents involving

treatment -that we believe

should have been . investigated

by DOD. Those · incidents

AODUORED1624264 p.9

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11

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AODUORE01624274 p.10

As to Iraq; shortly after the publication of the ... abuses at . Abu Ghraib prison, the FBİ surveyed ' all Agents who were at the prison during the time period of abuse as identified .

incidents become knöwn as a result of the current survey, those incidents will be reported to

DOD . Office of General Counsel in .early 2003, and a · . follow up repórt was written recently. Should any . additional

Page 10 of 13---were orally

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DOD.

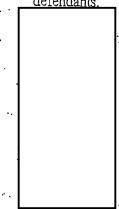
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conveyed to

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