

DEPARTMENT OF THE ARMY UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND CAMP BUCCA CID OFFICE, 380TH MILITARY POLICE DETACHMENT CAMP BUCCA, IRAQ APO AE 09375

CIRB-BAD

15 Aug 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL - 0048-05-CID579-40014-5H8

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 14 MAY 2005/1730 – 14 MAY 2005/1805; COMPOUND 4 AND INTERNMENT FACILITY AID STATION (IFAS), THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, IRAQ APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 14 MAY 2005/1810

INVESTIGATED BY: SA

SA

SA

SUBJECT: NONE; [ACCIDENTAL DEATH].

VICTIM: 1. SWEIDAN/AL HALBOSI, ADNAN MUKHLEF SWEDAN (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN) US9IZ-167846-CI; 1 JAN 1965; BAGHDAD, IRAQ; M; OTHER; COMPOUND 4, TIF, CBI (TARMIS AREA NEAR MOSQUE 14, VILLAGE 6, BAGHDAD, IRAQ); [ACCIDENTAL DEATH].

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom 2004-2006" Investigation.

IFAS, CBI, reported detainee SWEIDAN died in the TIF Emergency Room (ER).

Investigation determined Detainee SWEIDAN died as a result of complications of thyroid surgery performed at CBI in Apr 05. A piece of surgical gauze was accidentally left in Detainee SWEIDAN's throat after his surgical procedure. The sponge eventually interfered with air exchange and led to asphyxia, leading to Detainee SWEIDAN's death. The manner of death was accidental. Medical negligence was inherent in the cause and mechanism of death; however, the negligence was determined not to be criminal.

STATUTES:

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Not Applicable

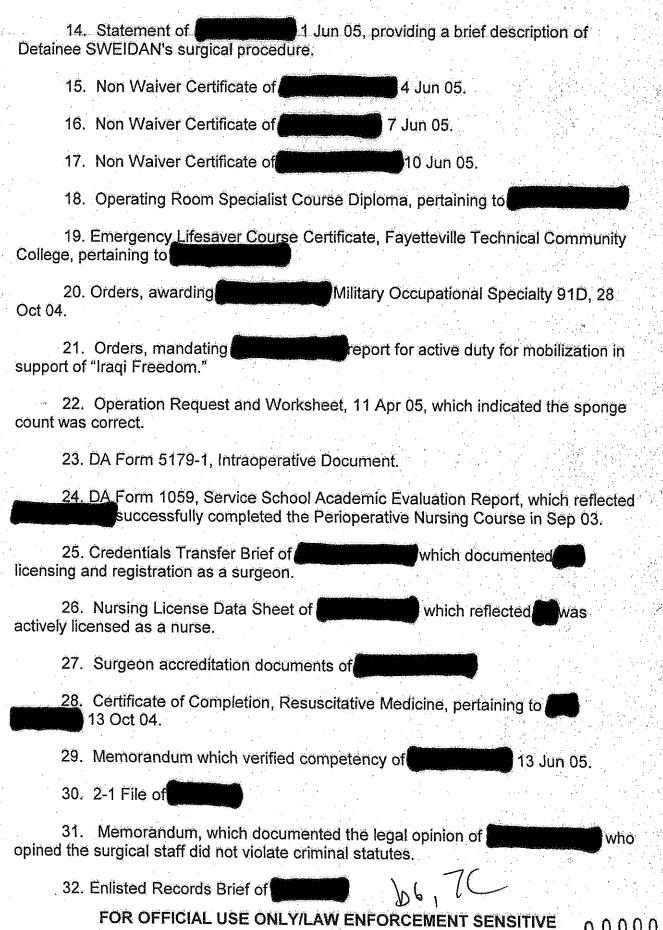
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EXHIBITS/SUBSTANTIATION:

Attached:

- 1. Agent's Investigation Report (AIR) of SA 22 26 May 05, detailing the basis for investigation; canvass interviews; interviews of medical personnel, security personnel, and detainees; confirmation of Detainee SWEIDAN's identity through retinal scanning technology; and receipt of medical records.
 - 2. Canvass Interview Worksheet.
- 3. Sworn Statement of the second 14 May 05, wherein the detailed the medical treatment of provided to Detainee SWEIDAN on 14 May 05.
- 4. Sworn Statement of the medical treatment of provided to Detainee SWEIDAN on 14 May 05.
 - 5. Medical Records of Detainee SWEIDAN.
 - 6. Certificate of Death, 14 May 05, of Detainee SWEIDAN.
 - 7. Hospital Report of Death, 14 May 05, of Detainee SWEIDAN.
- 8. Preliminary Autopsy Report, 22 May 05, which listed the preliminary cause of death as complications of thyroid surgery and the manner of death as natural. The report indicated a portion of a retained foreign body within the surgical site contributed to Detainee SWEIDAN's death.
- 9. AIR of SA control 13 Aug 05, detailing interviews of medical personnel who were involved in pre and post-operative care of Detainee SWEIDAN, the IFAS Commander, and the surgical staff; receipt of post-mortem radiographs depicting that a surgical sponge was retained in the surgical site; criminal history checks; receipt of certification, licensing, and training documents of the surgical staff; coordination with SJA and the Perioperative Consultant to the Surgeon General; and receipt of the final autopsy report.
- 10. Compact disk, containing JPEG images of radiographs depicting the retained surgical sponge in the surgical site. (USACRC copy only)
- 11. Statement of 30 May 05, providing a brief account of Detainee SWEIDAN's surgical procedure.
- 12. Sworn Statement of 1 Jun 05, detailing a role during the surgery as the anesthesiologist.
- 13. Waiver Certificate and Sworn Statement of the procedure and believed the surgical and sponge counts were accurate.

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- 33. Autopsy Examination Report, 14 Jul 05, which reflected the cause of death was complications of thyroid surgery and the manner of death was accidental.
 - 34. AIR of SA 222 May 05, detailing the autopsy protocol.
 - 35. Fingerprint of Detainee SWEIDAN. (USACRC and file copies only)
 - 36. Compact Disk, ME05-0438, containing digital images of the autopsy.
- 37. AIR of SA 13 Jun 05, detailing coordination with chain of command in Mosul, Iraq.
- 38. AIR of SA 13 Jun 05, detailing coordination with the Office of the Surgeon General.
- 39. AIR of SA 15 Jun 05, detailing a review of training and personnel records of
- 40. AIR of SA 7 Jul 05, which documented receipt of competency-based orientation records.
 - 41. Competency-based orientation records of
- 42. Photograph Packet depicting four post mortem digital images of Detainee SWEIDAN.
- 43. Compact Disk, 0048-05-CID579-40014, containing the originals of Exhibit 42 and all images exposed by Camp Bucca CID special agents during this investigation.

Not Attached:

None

The originals of Exhibits 1-4, 9, 11-17, 23, 34, 37-40, and 42 are forwarded with the USACRC copy of this report. The originals of Exhibits 5, 10, and 22 are retained in the files of the Internment Facility Aid Station (IFAS), CBI. The originals of Exhibits 6 and 7 are retained in the files of Mortuary Affairs, Baghdad International Airport (BIAP), Baghdad, Iraq. The originals of Exhibits 8, 33, and 36 are retained in the files of the Armed Forces Institute of Pathology, Office of the Medical Examiner, Rockville, MD. The originals of Exhibits 18, 20, and 32 are retained in the files of the Enlisted Records Evaluation Center (EREC), Indianapolis, IN. The original of Exhibit 19 is retained in the files of the Fayetteville Technical Community College, Fayetteville, NC. The original of Exhibit 21 is retained in the files of the Adjutant General, Fort Sam Houston, TX. The original of Exhibit 24 is retained in the files of the Human Resources Command, Alexandria, VA. The originals of Exhibits 25, 27-29, and 41 are retained in the files of Darnell Army Community Hospital, Fort Hood, TX. The original of Exhibit 26 is retained in the files of the Colorado Division of Registrations, Denver, CO. The original of Exhibit 30 is retained in the files of the 115th Field Hospital, Fort Polk, LA. The original

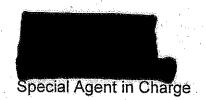
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of Exhibit 31 is retained in the files of 44th MEDCOM, Camp Victory, Iraq. The original of Exhibit 35 is retained in the files of the FBI Fingerprint Division, Clarksburg, WV.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.

Report Prepared and Approved By:



DISTRIBUTION:

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