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HANDLE VIA [REDACTED] CHANNELS

Memorandum for the Record

KEY: C/2003-00086

EVENT: MEMBER BRIEFING DATE: 02/04/2003 TIME: 10:30 STATUS: COMPLETED
PLACE: 211 HART
FOR: SSCI
SUBJECT: SENSITIVE NOTIFICATION

ATTENDEES:

<u>ASSOCIATION</u>	<u>NAME</u>	<u>ROLE</u>
CIA/OCA	MOSKOWITZ, STANLEY	
DDO	PAVITT, JAMES (JIM)	
[REDACTED]	[REDACTED]	
GC	MULLER, SCOTT	
SSCI	ROBERTS, PAT [R-KS]	CHAIRMAN
SSCI	[REDACTED]	STAFF
SSCI/STAFF	[REDACTED]	

Executive Summary:

Summary Text:

(TS) [REDACTED] This briefing for Senators Roberts and Rockefeller took place in SH211 from 1030 to 1210 on 4 February. Rockefeller was unable to attend; he was to be briefed by his principal staffer [REDACTED]. The purpose of the meeting was to brief the Senators in their new capacities as Chairman and Vice Chairman on our "enhanced interrogation techniques". The briefing was to be similar to that given to their predecessors Senators Graham and Shelby. Before the meeting could be scheduled, two events occurred about which the Senators needed to be informed. These were, in chronological order, the awareness of senior officers, to include the General Counsel, the D/OCA, and the DCI/COS that tapes had been taken and retained of the interrogation of Abu Zubayda and, in late December 2002, the inappropriate "interrogation" of terrorist operative Nashiri by CIA officers. All three subjects were briefed in considerable detail to Senator Roberts and [REDACTED].

(TS) [REDACTED] The first part of the briefing by Pavitt and [REDACTED] described in great detail the importance of the information provided by Zubayda and Nashiri, both of whom had information of on-going terrorist operations, information that might well have saved American lives, the difficulty of getting that information from them, and the importance of the enhanced techniques in getting that information. Both Zubayda and Nashiri were described as founts of useful information, even though it seems clear that they have not, even under enhanced techniques, revealed everything they know of importance. [REDACTED]

(TS) [REDACTED] The enhanced techniques were described in considerable detail, including how the water board was used. The General Counsel described the process by which the techniques were approved by a bevy of lawyers from the [REDACTED] the Vice President's office and the Justice Department, including the Criminal Division and the Attorney General

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who opined that the techniques were legal under U.S. law.

[REDACTED] The Senator was briefed by Pavitt on the events surrounding the inappropriate "interrogation" of Masumi. These included the cocking of a pistol (reportedly unloaded) near his blind-folded face, and the brandishment of an electric hand held drill (at this, Senator Roberts winced). Pavitt spoke disparagingly of the actions of the officers who violated guidance and stated that he had asked for the Inspector General's investigation, of which the SSCI has recently been notified.

FS/ [REDACTED] Pavitt and Muller briefly described the circumstances surrounding the existence of tapes of the Zubayda debriefing, the inspection of those tapes by OGC lawyers, the comparison of the tapes with the cables describing the same interrogations. According to Muller, the match was perfect and the lawyer who did the review was satisfied that the interrogations were carried out in full accordance with the guidance. Muller indicated that it was our intention to destroy these tapes, which were created in any case as but an aide to the interrogations, as soon as the Inspector General had completed his report. (In a subsequent briefing to Congressmen Goss and Harman, Muller said that the interrogators themselves were greatly concerned that the tapes might leak one day and put themselves and their families at risk.) Senator Roberts listened carefully and gave his assent.

FS/ [REDACTED]

FS/ [REDACTED] Throughout the briefing Senator Roberts posed no objection to what he had heard. It seemed clear that he supported the interrogation effort.

[REDACTED] Roberts' [REDACTED] asked me whether I had "taken up the line" the Committee's, actually Senator Graham's, late November request to undertake its own "assessment" of the enhanced interrogation. I explained to Senator Roberts the dialogue I had had with [REDACTED], and our response that we would not support reading another staffer into the program nor allow any staffer to review the interrogations in real time or visit the clandestine site where the interrogations were taking place. Quickly, the Senator interjected that he saw no reason for the Committee to pursue such a request and could think of "ten reasons right off why it is a terrible idea" for the Committee to do any such thing as had been proposed. Turning to [REDACTED] he asked whether they thought otherwise and they indicated that they agreed with the Senator.

/s/

Stanley M. Moskowitz
Director of Congressional Affairs

Distribution:

Orig - DAC (Official OCA Record)

1 - D/OCA

1 - General Counsel

Follow-up Action Items:

Additional Information:

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MEMORANDUM FOR THE RECORD

FROM: STANLEY M. MOSKOWITZ
DIRECTOR OF CONGRESSIONAL AFFAIRS

SUBJECT: GANG OF 4 BRIEFS RE INTERROGATIONS

FOR THE RECORD, THERE WERE FOUR GANG OF 4 BRIEFINGS REGARDING INTERROGATION/DETAINEE ISSUES. THE BRIEFINGS WERE AS FOLLOWS:

DATE

ATTENDEES

FEBRUARY 4, 2003

SSCI CHAIR ROBERTS
[REDACTED]

*VICE CHAIR ROCKEFELLER WAS UNABLE
TO ATTEND BUT [REDACTED]
[REDACTED] WAS TO BRIEF HIM

FEBRUARY 4, 2003
(Feb 5 03)

HPSCI CHAIR GOSS
HPSCI RANKING DEMOCRAT HARMAN
[REDACTED]

SEPTEMBER 4, 2003

HPSCI CHAIR GOSS
HPSCI RANKING DEMOCRAT HARMAN
[REDACTED]

SEPTEMBER 4, 2003

SSCI CHAIR ROBERTS
VICE CHAIR ROCKEFELLER
[REDACTED]

A MEMORANDUM FOR THE RECORD (MFR) FOR THE FEBRUARY 4 SESSION WITH SSCI IS ATTACHED. MFRs FOR THE REMAINDER OF THE SESSIONS ARE BEING FINALIZED.

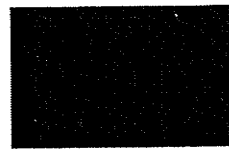
STANLEY M. MOSKOWITZ

S:\DC\OCA\FRONT\OCA\OCA [REDACTED] INTERROGATION GANG OF 4
MEMORANDUM 7-11-04.doc

PRINTED: Monday, April 27, 2009

AT: 12:41

CODEWORDS: [REDACTED]



UNCLASSIFIED
HANDLE VIA [REDACTED] CHANNELS

Memorandum for the Record

KEY: C/2003-00087

EVENT: MEMBER BRIEFING

DATE: 02/05/2003 TIME: 13:30 STATUS: COMPLETED

PLACE: H-405 CAPITOL

FOR: HPSCI

SUBJECT: SENSITIVE NOTIFICATION

ATTENDEES:

ASSOCIATION

NAME

ROLE

CIA/OCA

MOSKOWITZ, STANLEY

SUPPORT

DDO

PAVITT, JAMES (JIM)

BRIEFER

[REDACTED]

[REDACTED]

BRIEFER

GC

MULLER, SCOTT

BRIEFER

HPSCI

GOSS, PORTER [R-FL]

CHAIRMAN

HPSCI

HARMAN, JANE [D-CA]

REP

HPSCI

[REDACTED]

[REDACTED]

HPSCI/MIN STAFF

OHMIN

Executive Summary:

MFR never completed. Closed in FELIX 10/3/07 by OCA IMO.

Summary Text:

(U) Pls see attached notes.

Follow-up Action Items:

Additional Information:

UNCLASSIFIED

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DC/OCA

MOSKOWITZ, STANLEY

SUPPORT

DDO

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BRIEFER

GC

MULLER, SCOTT

BRIEFER

HPSCI

GOSS, PORTER (R-FL)

BRIEFER

HPSCI

HARMAN, JANE (D-CA)

CHAIRMAN

HPSCI

REP

HPSCI/MIN STAFF

OHMIN

ive Summary:

Summary Text:

(U) Pls see attached notes.

Stanley M. Moskowitz
 Director of [REDACTED]

Distribution:

Orig - DAC (Official OCA Record) w/att

1 - D/OCA w/att

1 - GC w/att

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ollow-up Action Items:

dditional Information:

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Pages 3-5

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SENSITIVE BRIEFINGS TO OVERSIGHT MEMBERS FROM
FEBRUARY 2003-JULY 2004

DATESUBJECT

5 Feb 2003

Sensitive Notification: Detainee Interrogation Activities

Attendees:

Porter Goss, Chairman, HPSCI
Jane Harmon, Ranking Member, HPSCICIA: Stan Moskowitz, Jim Pavitt,
and Scott Miller***References made to EITs and an Agency holding facility.*

4 Sep 2003

HPSCI Member Briefing: CTC Interrogation Programs

Attendees:

Porter Goss, Chairman, HPSCI
Jane Harmon, Ranking Member, HPSCI

CIA: Jim Pavitt, Scott Miller, and Stan Moskowitz

***References to EITs and an Agency holding facility.*

28 Jan 2004

HPSCI Member Briefing: [REDACTED]
(14 Jan 2004)

Attendees:

Porter Goss, Chairman, HPSCI
Jane Harmon, Ranking Member, HPSCI

CIA: Jim Pavitt and Stan Moskowitz

15 Jul 2004

SSCI Member Briefing: IG Report on Interrogations

Attendees:

Pat Roberts, Chairman, SSCI
John Rockefeller, Vice Chairman, SSCI

CIA: John Helgerson, Jim Pavitt, Scott Miller, and Stan Moskowitz

***Possible references made to EITs.*

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DIRECTOR OF CONGRESSIONAL AFFAIRS

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(Feb 5 03)

HPSCI CHAIR GOSS
HPSCI RANKING DEMOCRAT HARMAN
[REDACTED]

SEPTEMBER 4, 2003

HPSCI CHAIR GOSS
HPSCI RANKING DEMOCRAT HARMAN
[REDACTED]

SEPTEMBER 4, 2003

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VICE CHAIR ROCKEFELLER
[REDACTED]

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SESSIONS ARE BEING FINALIZED:

STANLEY M. MOSKOWITZ

S:\DCI\OCA\FRONT\OCA\ [REDACTED] INTERROGATION GANG OF 4
MEMORANDUM 7-11-04.doc

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Congressional Assent

Date	Individual	Comments
19 December 2002	OIG	GC email indicates that IG was informed of client intent to proceed with planned destruction of the tapes and IG raised no objection
10 February 2003	Rep. Harman	Letter from Rep. Harman stating "You discussed the fact that there is videotape of Abu Zubaydah following his capture that will be destroyed after the Inspector General finishes his inquiry. I would urge the Agency to reconsider that plan."
4 February 2003	Sen. Roberts	CIA MFR of congressional briefing states that CIA informed Sen. Roberts of the intention to destroy the tapes and he assented. (MFR states that Rockefeller was unable to attend but was to be briefed by [REDACTED] who did attend.)
4 February 2003	Reps. Goss & Harman	CIA MFR on Sen. Roberts briefing indicates that Reps. Goss and Harman were briefed on the issue
5 February 2003	Reps. Goss & Harman	Handwritten notes of meeting indicates issue of tapes destruction was briefed (No records provided to LD on whether Rep. Hoekstra was briefed on the issue.)

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