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DEPARTMENT OF THE ARMY  
U.S. ARMY CRIMINAL INVESTIGATION COMMAND  
87th Military Police Detachment (CID)  
3d Military Police Group (CID), Building 8-1221 Randolph Street, Fort Bragg,  
North Carolina 28310-831

16 Jul 2004

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0384-2004-CID023-67275 -  
5X1 / 5Y2B7 / 5Y2E

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 21 DEC 2003, 0001 - 21 DEC 2003, 2359; DIVISION CENTRAL COLLECTION  
POINT (LB960873), IRAQ

DATE/TIME REPORTED: 28 MAY 2004, 0700

INVESTIGATED BY:

SA [REDACTED] b7c-1, b6-1, b2  
SA [REDACTED] b7c-1, b6-1, b2  
SA [REDACTED] b7c-1, b6-1, b2

SUBJECT: b7c-5, b6-5

b7c-5, b6-5

1. [REDACTED], SPC; [REDACTED], [REDACTED], MALE; WHITE; 855TH MP  
COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO  
OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

b7c-5, b6-5

b7c-5, b6-5

2. [REDACTED], SGT; [REDACTED], MALE; 855TH MP  
COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO  
OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

b7c-5, b6-5

b7c-5, b6-5

3. [REDACTED], SGT; [REDACTED], FEMALE; WHITE; D  
COMPANY, 313TH MILITARY INTELLIGENCE BATTALION (82ND AIRBORNE  
DIVISION), FORT BRAGG, NC 28310; FC ; CONSPIRACY, FAIL TO OBEY GENERAL  
ORDER, CRUELTY AND MALTREATMENT (NFI)

b7c-5, b6-5

b7c-5, b6-5

4. [REDACTED], SPC; [REDACTED], MALE; 855TH MP  
COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO  
OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

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VICTIM:

1. UNKNOWN, ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

2. U.S. GOVERNMENT (CJTF-7); FAIL TO OBEY GENERAL ORDER

INVESTIGATIVE SUMMARY:

This investigation was initiated upon notification from the Office of the Secretary of Defense that a photograph suspected to depict US Army personnel abusing an Iraqi detainee was found.

Investigation established probable cause to believe SGT [REDACTED] b7c-5, b6-5, SGT [REDACTED] b7c-5, b6-5, SPC [REDACTED] and SPC [REDACTED] committed the offenses of Conspiracy, Failure to Obey a General Order, and Cruelty and Maltreatment when they posed for an inappropriate photograph with detainees.

STATUTES:

Art 81, UCMJ: Conspiracy

Art 92, UCMJ: Fail to Obey General Order

Art 93, UCMJ: Cruelty and Maltreatment

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigative Report (AIR) of SA [REDACTED] b7c-1, b6-1, 28 May 04, detailing the Basis for Investigation; Interview of Subjects; and Other Investigative Activity.

2. Photograph depicting SGT [REDACTED] b7c-5, b6-5, SPC [REDACTED] b7c-5, b6-5, and SPC [REDACTED] b7c-5, b6-5 standing next to an Iraqi detainee while SGT [REDACTED] b7c-5, b6-5 is pointing a broom at the detainee.

3. Waiver Certificate and Sworn Statement of SGT [REDACTED] b7c-5, b6-5, 1 Jul 04, wherein she detailed the photo of her standing next to SPC [REDACTED] b7c-5, b6-5 and SPC [REDACTED] b7c-5, b6-5 while she pointed a broom at an Iraqi detainee, while working at the detention facility at St. MERE Forward Operating Base (FOB).

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4. AIR of SA <sup>b7c-1, b6-1</sup> [REDACTED], 11 Jun 04, detailing Other Investigative Activity.

5. Waiver Certificate and Sworn Statement of SPC <sup>b7c-5, b6-5</sup> [REDACTED], 11 Jun 04, wherein he detailed the photo of himself and SPC [REDACTED] standing next to SGT [REDACTED] while she pointed a broom at an Iraqi detainee, taken while he worked at the detention facility at St. MERE FOB.

6. AIR of SA <sup>b7c-1, b6-1</sup> [REDACTED], 07 Jul 04, detailing Other Investigative Activity.

7. Waiver Certificate and Sworn Statement of SPC <sup>b7c-5, b6-5</sup> [REDACTED], 07 Jul 04, wherein he detailed the photo of himself and SPC [REDACTED] standing next to SGT [REDACTED] while she pointed a broom at an Iraqi detainee, taken while he worked at the detention facility at St. MERE FOB.

8. AIR of SA <sup>b7c-1, b6-1</sup> [REDACTED], 15 Jul 04, detailing Other Investigative Activity.

9. 15-6 Investigation Report of MAJ <sup>b7c-3, b6-3</sup> [REDACTED], 21 Jun 04.

Not Attached:

None.

The originals of Exhibits 1, 4, 6, and 8 were retained in the files of this office. The original of Exhibit 2 was destroyed. The originals of Exhibits 3, 5, 7 were maintained in the files of this office pending adjudication. The original of Exhibit 9 is retained at Headquarters 319th MI Bn, 82nd Airborne Division.

STATUS: This is a Final (C) Report. This investigation is being terminated in accordance with Section V, paragraph 4-17(4), CIDR 195-1, in that the supported staff judge advocate or prosecutor is of the opinion that sufficient admissible evidence is available to prosecute the subject for the offense(s), that additional investigation would produce only cumulative and unneeded evidence. Leads remaining include the interview of the Iraqi detainees depicted in the photograph. Commanders Report of Disciplinary Action Taken, DA Form 4833, pertaining SPC [REDACTED], SGT [REDACTED], SGT [REDACTED] and SPC [REDACTED] is pending.

<sup>b7c-5, b6-5</sup>

<sup>b7c-5, b6-5</sup>

<sup>b7c-5, b6-5</sup>

<sup>b7c-5, b6-5</sup>

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REPORT PREPARED BY

REPORT APPROVED BY

*b7c-1, b6-1, b2*  
SA [REDACTED]  
Special Agent, [REDACTED]

*b7c-1, b6-1*  
[REDACTED]  
Special Agent-in-Charge

DISTRIBUTION:

1-The Adjutant General, MG David P. Rataczak, Arizona National Guard, 5636 E. McDowell Street, Phoenix, AZ 85008 *b7c-3, b6-3*

1-Action Commander, COL [REDACTED] 98th Troop Command, 3933 West Valley Mine Drive, Tucson, AZ 85745

CDR USACIDC CURRENT OPNS (DETAINEE ABUSE CASES)

1-Action Commander thru Commander, 313th MI BN, fort Bragg, NC 28310 to Commander, D Company, 313th MI BN, fort Bragg, NC 28310

1 - Commander, USACIDC, ATTN: DSCOPS, 6010 6th Street, Ft Belvoir, VA 22060

CHIEF OF STAFF, 18TH AIRBORNE CORPS, (COL [REDACTED]) *b7c-3, b6-3*

CHIEF OF STAFF, 82ND AIRBORNE DIVISION, COL [REDACTED] *b7c-3, b6-3*

CID CRIMINAL INTELLIGENCE CENTER (MR [REDACTED]) *b7c-3, b6-3*

Commander, 10th Military Police BN, Fort Bragg, NC (LTC [REDACTED]) *b7c-3, b6-3*

COMMUNITY PROVOST MARSHAL, FORT BRAGG (LTC [REDACTED]) *b7c-3, b6-3*

COMMANDER, 902D MILITARY INTELLIGENCE (SA [REDACTED]) *b7c-1, b6-1*

DEPUTY GARRISON COMMANDER, FBNC (MR [REDACTED]) *b7c-3, b6-3*

PMO BLOTTER CLERK

PMO OPERATIONS SGT (MSG [REDACTED]) *b7c-3, b6-3*

PROVOST MARSHAL 82ND AIRBORNE DIVISION (MAJ [REDACTED]) *b7c-3, b6-3*

PROVOST MARSHAL, XVIII ABN CORPS (COL [REDACTED]) *b7c-3, b6-3*

SJA, 82ND AIRBORNE DIVISION (MAJ [REDACTED]) *b7c-3, b6-3*

Cdr, 10th MP Bn, Ft Bragg, NC

Commander, 3rd MP Group, USACIDC (Operations), Fort Gillem, GA

1 - Director, USACRC, 6010 6th Street, Ft Belvoir VA 22060 (Original)

1-FILE

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# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0384-04-CID023- 67275

Page 1 of 2

## DETAILS

### BASIS FOR INVESTIGATION:

This investigation was initiated upon notification from the Office of the Secretary of Defense that a photograph suspected to depict an American Soldier abusing an Iraqi detainee had been found on a government computer.

### DETAILS:

About 0715, 28 May 04, SA <sup>b7c-1, b6-1</sup> coordinated with LTC <sup>b7c-3, b6-3</sup> 313<sup>th</sup> Military Intelligence (MI) Battalion, Fort Bragg, NC 28310 (FBNC), pertaining to photographs taken, which may depict suspected detainee abuse. LTC <sup>b7c-3, b6-3</sup> stated he knew of one such photograph, depicting three Iraqi detainees zip-tied to bars in a stress position, fully clothed, with hoods over their heads, and three soldiers posing in the background. One of those soldiers, SGT <sup>b7c-5, b6-5</sup> D Company, 313<sup>th</sup> MI, FBNC, can be seen holding a broom pointed at one of the detainees. The other two soldiers are assigned to the 855<sup>th</sup> Military Police (MP) Company (Co), Arizona National Guard (AZNG), and were attached to the 82<sup>nd</sup> Airborne (ABN) Division (DIV), in support of Operation Iraqi Freedom (OIF). LTC <sup>b7c-3, b6-3</sup> stated no form of physical abuse had taken place, and as far as he knew this was the only such photograph taken. LTC <sup>b7c-3, b6-3</sup> stated he had been in possession of a digital copy of the photograph, but had destroyed it. He additionally stated a 15-6 investigation had been initiated and was being investigated by MAJ <sup>b7c-3, b6-3</sup>, 3<sup>rd</sup> Brigade, 82<sup>nd</sup> ABN DIV, FBNC.

About 0800, 28 May 04, SA <sup>b7c-1, b6-1</sup> coordinated with MAJ <sup>b7c-3, b6-3</sup>, wherein a review of the 15-6 Investigation was conducted. During the review the following Investigative Activity was noted:

On 5 Apr 04, CPT <sup>b7c-3, b6-3</sup> Headquarters Support Company (HSC), 313<sup>th</sup> MI, FBNC, was interviewed and provided a sworn statement, wherein she detailed her knowledge of the discovery of the photograph in question.

On 6 APR 04, SGT <sup>b7c-5, b6-5</sup> was advised of her rights, which she waived, providing a sworn statement, wherein she admitted to posing in the photograph in question, but denied physically abusing the detainees. SGT <sup>b7c-5, b6-5</sup> stated the photograph had been taken on or about 21 Dec 03 by SGT <sup>b7c-5, b6-5</sup> 855<sup>th</sup> MP Co, AZNG, and depicted two MP's from the 855<sup>th</sup> MP Company, AZNG. She identified the other two individuals as SPC <sup>b7c-3, b6-3</sup>, 855<sup>th</sup> MP Co, AZNG, wearing a hat in the photograph, and SPC <sup>b7c-3, b6-3</sup>, 855<sup>th</sup> MP Co, AZNG.

On 17 May 04, SSG <sup>b7c-3, b6-3</sup> D Co, 313<sup>th</sup> MI, FBNC, was advised of his rights, which he waived, providing a sworn statement, wherein he detailed his knowledge of the photograph.

TYPED AGENT'S NAME AND SEQUENCE NUMBER

<sup>b7c-1, b6-1, b2</sup>

ORGANIZATION

87th Military Police Detachment (CID) (DSE)

3d MP Group, Fort Bragg, NC 28310-5000

DATE

28 May 04

EXHIBIT

7-000 5

DD FORM 94

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EXHIBIT

# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0384-04-CID023-

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DETAILS *b7c-3, b6-3*

SSG *b7c-5, b6-5* stated he told SPC *b7c-5, b6-5* to destroy the photograph, because he wanted to handle the incident at the lowest level possible.

On 22 May 04, SGT *b7c-5, b6-5* was advised of his rights, which he waived, providing a sworn statement, wherein he admitted to taking the photograph in question, but denied physically abusing the detainees. SGT *b7c-5, b6-5* stated the photograph had been taken with a digital camera and he had downloaded it on to his computer. SGT *b7c-5, b6-5* stated one other similar photograph had been taken by one of the MP's, but it had been destroyed and to the best of his knowledge it had not been disseminated. SGT *b7c-5, b6-5* denied being ordered to destroy the photograph, but stated he had erased it before leaving Iraq.

On 24 May 04, SPC *b7c-5, b6-5* was advised of his rights, which he waived, providing a sworn statement, wherein he admitted to posing in the photograph in question, but denied physically abusing the detainees. SPC *b7c-5, b6-5* stated he had the photograph on his computer, but may no longer have it. He denied being ordered to destroy it.

Agents Comment: MAJ *b7c-3, b6-3* provided a color printout of the image, which was found on the government computer (see photograph for details). MAJ *b7c-3, b6-3* further stated that he would provide this office with a copy of the 15-6 Investigation upon completion and approval of his findings.

On 01 Jul 04, SA *b7c-1, b6-1* advised SGT *b7c-5, b6-5* of her legal rights, which she waived. SGT *b7c-5, b6-5* rendered a sworn statement admitting to posing for the photograph, but denied touching the detainee with the broom or physically abusing the detainee. ///LAST ENTRY///

DODDOACID-004780

TYPED AGENT'S NAME AND SEQUENCE NUMBER <i>b7c-1, b6-1, b2</i>		ORGANIZATION 87th Military Police Detachment (CID) (DSE) 3d MP Group, Fort Bragg, NC 28310-5000	
SIGNATURE <i>[Redacted]</i>		DATE 28 May 04	EXHIBIT 6

FD FORM 94

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EXHIBIT 1

DATA REQUIRED BY THE PRIVACY ACT

0384-04-CID023-2275

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

LOCATION: D Office, Fort Bragg, NC 28310
NAME (Last, First, MI): [Redacted] b7c-5, b6-5
SSN: 765,665 [Redacted]
DATE: 1 Jun 04
TIME:
FILE NO.: 0384-04-CID023
ORGANIZATION OR ADDRESS: D Company, 313th Military Intelligence Battalion, Fort Bragg, NC 28310
GRADE/STATUS: E-5/AD

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

Investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command
Special Agent [Redacted] b7c-5, b6-5
Failure to obey General Order, Cruelty of Subordinate, Conspiracy// [Redacted] b7c-5, b6-5
I do not have to answer any question or say anything. [Redacted] b7c-5, b6-5
For personnel subject to the UCMJ I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me.

For civilians not subject to the UCMJ I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or to speak privately with a lawyer before answering further, even if I sign the waiver below.

COMMENTS (Continue on reverse side)
You have been advised of your rights within the last 30 days? Yes, MAS [Redacted] b7c-3, b6-3 advised me of my rights for the same accusation. [Redacted] b7c-5, b6-5

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)
NAME (Type or Print)
ORGANIZATION OR ADDRESS AND PHONE
NAME (Type or Print)
ORGANIZATION OR ADDRESS AND PHONE
3. SIGNATURE OF INTERVIEWEE [Redacted]
4. SIGNATURE OF INVESTIGATOR [Redacted] b7c-5, b6-5
5. TYPED NAME OF INVESTIGATOR SA [Redacted] b7c-1, b6-1
6. ORGANIZATION OF INVESTIGATOR 87th MP Det (CID)(ABN) Fort Bragg, NC 28310

Section C. Non-waiver

I do not want to give up my rights
I want a lawyer
I do not want to be questioned or say anything

DODDOACID-004781

THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED
JUN 8 2004

FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

LAW ENFORCEMENT SENSITIVE

EXHIBIT 3

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCS 0384-04-CID 023-6775

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: CID Office, Fort Bragg, NC 28310
2. DATE (YYYYMMDD): 2004/06/01
3. TIME:
4. FILE NUMBER: 0384-04-CID023
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED] b7c-5, b6-5
6. SSN: [REDACTED] b7c-5, b6-5
7. GRADE/STATUS: E-5/AD
8. ORGANIZATION OR ADDRESS: D Company, 313th Military Intelligence Battalion, Fort Bragg, NC 28310

9. [REDACTED] b7c-5, b6-5, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On or about 21 December 2003, I was working at the 82nd Airborne Division Interrogation Facility (DIF) with several other interrogators from 313th MI Bn and MPs from the 855th MP Company from the Arizona National Guard. Right before Christmas (around 21 December 2003) there was a low in detainees, and the other interrogators and I did not have a lot of work to do for a couple of days. Myself, and several other MPs including SGT [REDACTED] SPC [REDACTED], and SPC [REDACTED] were fooling around in the prison, and SGT [REDACTED] took several photographs that day. One of the photographs taken was of myself posing as if I was sticking the end of a broom stick into the rectum of a restrained detainee. SPC [REDACTED] and SPC [REDACTED] are standing behind me in the photograph as if they are encouraging me, and SGT [REDACTED] took the photograph. There are three detainees total in the photograph, all of whom are flexicuffed to the bars leading outside of the interrogation area and have sandbags covering their heads. I do not remember the specific reasons these detainees were put in that position, however detainees were put in that stress position either because the interrogators felt that the detainee could provide further intelligence, or because the detainee was a disciplinary problem. The photograph was not planned, and the detainees were not put up there just to take the photograph, they were already there when we decided to take the picture. The picture was taken spontaneously, as a joke, which I now understand was the worst lapse in judgement that I could have had. However, the broom never came in contact with the detainee, and I never once hit or humiliated that detainee, or any other. The detainees could not see what was going on because they had sandbags on their heads. Because I do not speak Arabic, I was almost always accompanied by a translator while working at the DIF. My translator, [REDACTED] SA [REDACTED] b7c-5, b6-5, my fellow interrogators, and the MPs can all attest to my conduct while working there.

- 1. SGT [REDACTED] b7c-5, b6-5
2. Who's idea was it to take the photo?
a. I don't know, but I think it was a collective idea of all of us.
3. Do you know the names of the Iraqi detainees depicted in the photo?
a. No.
4. Do you know why they were detained?
a. No.
5. Who ordered the detainees to be put in that position?
a. I don't know.
6. Where did the broom come from?
a. I don't know.
7. How did you come into possession of the broom?
a. Somebody had to have given me the broom, because I never swept, but I don't remember who.
8. Have you ever abused any detainee in any form?
a. No.
9. Have you ever been witness to any form of detainee abuse?
a. No.
10. Did you interrogate any of the detainees depicted in the photo?
a. It's possible, but I can't say for sure.
11. Did you receive training addressing the proper treatment of detainees before your deployment to Iraq?
a. No, I did not receive any specific training at the unit level prior to my deployment, but I did receive general training throughout Basic Interrogation Course. There was an SOP there at the DIF that outlined the proper treatment of detainees.
12. Were you required to read, and be familiar with it?
a. Yes.

Where was this SOP located?
On a bookshelf in the MI office, we also had a soft copy of it on the computers.

DODDOACID-004782

EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED] b7c-5, b6-5
PAGE 1 OF 3 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" DATED

AT THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.



STATEMENT OF SGT [REDACTED] b7c-5, b6-5 TAKEN AT Fort Bragg, NC DATED \_\_\_\_\_

9. STATEMENT (Continued)

- Q. Where were the picture's taken by SGT [REDACTED] b7c-5, b6-5 downloaded?
- A. They were originally downloaded on SGT [REDACTED] b7c-5, b6-5 computer, I do know that they were shared, I do not know with whom, I didn't have a copy of any of the photo's myself.
- Q. Where did you obtain your copy of the photo, the one you forwarded to MAJ [REDACTED] b7c-5, b6-5
- A. SPC [REDACTED] b7c-5, b6-5 e-mailed it to me.
- Q. When were you notified that a 15-6 investigation was being conducted?
- A. Sometime in late March 04.
- Q. Did you ever hear anyone say that the photo needed to be destroyed?
- A. SSG [REDACTED] b7c-5, b6-5 stated that the photo needed to be destroyed.
- Q. Who did he say this to?
- A. A group of MP's.
- Q. What time did SGT [REDACTED] b7c-5, b6-5 take the photo?
- A. Sometime between 0700 and 1400.
- Q. How long were the detainees held in the stress positions, similar to the one in the photo?
- A. A couple of hours.
- Q. At the time the photo was taken did you know what you were doing was wrong?
- A. I did know that it was wrong, but it was just a joke, I didn't think about it at the time.
- Q. Has anyone approached you and suggested that you lie about your involvement in this incident?
- A. No.
- Q. Has any attempt been made to cover up this incident?
- A. No.
- Q. Do you have anything else to add to this statement at this time?
- A. No. ///END OF STATEMENT/// [REDACTED] b7c-5, b6-5

DODDOACID-004783

NAME OF PERSON MAKING STATEMENT [REDACTED] b7c-5, b6-5 PAGE 2 OF 3 PAGES 10

STATEMENT OF SGT [REDACTED]

b7c-5, b6-5

TAKEN AT Fort Bragg

DATED

0384-04-1-0000

67375

9. STATEMENT (Continued)

Not Used [REDACTED]

b7c-5, b6-5

DODDOACID-004784

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED] b7c-5, b6-5  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 1st day of June 2004 at the CID Office, Fort Bragg, NC 28310

ORGANIZATION OR ADDRESS

[REDACTED] b7c-1, b6-1  
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA [REDACTED] b7c-1, b6-1  
(Typed Name of Person Administering Oath)  
UCMJ: Art. 136(b)(4)  
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c-5, b6-5

PAGE 3 OF 3 PAGES

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0113-04-CID446

PAGE 1 OF 3 PAGES

DETAILS

About 1100, 1 Jun 04, SA [redacted] received Request For Assistance (RFA), 0384-04-CID023, from the 87<sup>th</sup> Military Police Detachment (CID), Fort Bragg, NC 28310, to locate, fully ID, and conduct subject interviews of SGT [redacted] (NFI), all members of the 855<sup>th</sup> Military Police Company, (Arizona National Guard), 10222 N 7<sup>th</sup> Street, Phoenix, AZ 85020 (PAZ), pertaining to a photograph depicting suspected detainee abuse.

About 1820, 1 Jun 04, SA [redacted] coordinated with SGT [redacted] by telephone, who related he was en route to Los Angeles, CA, and would not return to the Tucson, AZ (TAZ) area until late evening, 3 Jun 04. SA [redacted] further coordinated with SGT [redacted] to conduct an interview at 1300, 4 Jun 04.

About 1050, 2 Jun 04, SA [redacted] coordinated with SFC [redacted], 855th Military Police (MP) Company, PAZ, who related he was briefed by his chain of command not to release any information to any person who was involved with the 15-6 Inquiry involving members of the 855th MP Company. SFC [redacted] further related he was directed to refer all persons requesting information to MAJ [redacted] of the Arizona National Guard.

About 1110, 2 Jun 04, SA [redacted] coordinated with MAJ [redacted] who related he was unaware that CID was investigating. MAJ [redacted] immediately referred SA [redacted] to LTC [redacted] (NFI), Chief State Judge Advocate, Arizona Army National Guard (AANG), 602-267-[redacted].

About 1145, 2 Jun 04, SA [redacted] coordinated with LTC [redacted] by telephone, wherein LTC [redacted] indicated he was unaware of the criminal investigation conducted by CID. LTC [redacted] indicated he was concerned as to the validity of the statements, which were taken under the authority of the 15-6 Inquiry. LTC [redacted] stated he had been in contact with the 15-6 investigating officer, MAJ [redacted] Headquarters and Headquarters Company, 82<sup>nd</sup> Airborne Division, Fort Bragg, NC 28310 (FBNC) who had conducted interviews and obtained sworn statements from several members of the 855<sup>th</sup> MP Company. LTC [redacted] recommended this office coordinate with MAJ [redacted] and inform him of the criminal investigation.

About 1200, 2 Jun 04, SA [redacted] coordinated with SA [redacted], 87<sup>th</sup> MP Detachment (CID), FBNC, and briefed SA [redacted] on all aspects of the investigation. SA [redacted] related he could contact MAJ [redacted] and brief him on all aspects of the investigation.

About 1330, 2 Jun 04, SA [redacted] coordinated with SPC [redacted] mother (NFI), who related he was on vacation in the [redacted] area where he was scheduled to meet his children who reside at [redacted] the last week of Jun 04.

DODDOACID-004785

REPORTING AGENT'S NAME AND SEQUENCE NUMBER

[redacted] b7C-1, b6-1, b2

ORGANIZATION

Fort Huachuca Resident Agency, 6th Military Police Group (CID), PO Box 12770  
Fort Huachuca, AZ 85670

DATE

11 Jun 04

EXHIBIT

4

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CID FORM 104  
LAW ENFORCEMENT SENSITIVE  
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Law Enforcement Sensitive

[redacted]

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0113-04-CID446

6275

PAGE 2 OF 3 PAGES

DETAILS

About 1345, 2 Jun 04, SA [redacted] coordinated with SA [redacted] and provided the address of SPC [redacted] to him.

About 1400, 2 Jun 04, SA [redacted] was contacted by MAJ [redacted] who related he was unaware of the criminal investigation. MAJ [redacted] further related he had conducted several interviews and was provided sworn statements during the 15-6 Inquiry. Additionally, MAJ [redacted] related he was not going to conduct any further interviews or obtain any other sworn statements.

About 1500, 2 Jun 04, SA [redacted] was contacted by SFC [redacted] who related he was briefed by MAJ [redacted] who told him he was not going to conduct any further interviews. SFC [redacted] further related his unit would cooperate with the investigation.

About 1530, 2 Jun 04, SA [redacted] conducted surveillance at SPC [redacted] residence. Surveillance was terminated at 1815, 2 Jun 04. There was no movement from within the residence and no one entered or exited the residence.

About 1100, 4 Jun 04, SA [redacted] was contacted by SPC [redacted] (NEI) who related he will be unavailable until 0800, 11 Jun 04. SA [redacted] coordinated with SPC [redacted] to meet with him at that time.

About 1555, 3 Jun 04, SA [redacted] coordinated with Mr [redacted] Attorney at Law, [redacted] who related he was representing SGT [redacted]. Mr [redacted] inquired as to why the JS Army Criminal Investigation Command was investigating this case when his client had made previous sworn statements during a 15-6 Inquiry. SA [redacted] briefed Mr [redacted] that the 15-6 Inquiry and this investigation were independent of each other. Mr [redacted] related he would like to be assured his client was not facing any criminal charges and requested a letter of agreement or immunity from criminal prosecution. SA [redacted] informed Mr [redacted] he did not have that authority and was unable to discuss any of the details of the investigation with him over the telephone. Mr [redacted] further related he would transport SGT [redacted] to this office for further investigation and a Sworn Statement. Additionally, Mr [redacted] related he was unavailable until 9-10 Jun 04.

About 1400, 9 Jun 04, SA [redacted] coordinated with Mr [redacted] who related he would not allow his client to make any statement until he received a letter of immunity and a guarantee from the government his client would not be charged with any type of crime. Mr [redacted] further related he believed his client had information, which would be helpful to the investigation. Additionally, Mr [redacted] related during one of his conversations with his client, the "No Photo" issue was discussed. Mr [redacted] indicated his client

DODDOACID-004786

REPORTING AGENT'S NAME AND SEQUENCE NUMBER

[redacted] b7c-1, b6-1, b2

ORGANIZATION

Fort Huachuca Resident Agency, 6th Military Police Group (CID), PO Box 12779  
Fort Huachuca, AZ 85670

DATE

11 Jun 04

EXHIBIT

13

CID FORM 94

FOR OFFICIAL USE ONLY

LAW ENFORCEMENT SENSITIVE  
FOR OFFICIAL USE ONLY

EXHIBIT 1

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0113-04-CID446

PAGE 3 OF 3 PAGES

DETAILS  
knew the policy and Standard Operating Procedures (SOP) in reference to the "No Photo" policy, however. Mr. [REDACTED] related his client said "Everyone" was taking pictures.

About 0815, 11 Jun 04, SA [REDACTED] interviewed Mr (SPC) [REDACTED] who waived his legal rights and provided a Sworn Statement wherein he detailed how the photograph was posed, and there was not any physical contact between the Army personnel and the detainee's. Mr. [REDACTED] further stated he was unaware of any other photographs exposed on that date or any other date, where Army personnel and detainees were photographed. Additionally, Mr. [REDACTED] stated the Military Intelligence (MI) personnel had a digital camera, which they used to photograph the detainee's for identification purposes. Mr. [REDACTED] continued to say, he was aware of a policy or SOP which addressed the no taking of photographs within the facility but did not know the exact content's or what it said verbatim. Mr. [REDACTED] further stated he did not see anyone at any time mistreat or abuse any of the detainee's. Mr. [REDACTED] also stated many of the MP and MI personnel had cameras while deployed. (See Rights Waiver Certificate and Sworn Statement of Mr. [REDACTED])

STATUS: This action closed in the files of this office. No further investigative activity is anticipated.

//////////////////////////////////LAST ENTRY//////////////////////////////////

DODDOACID-004787

PED AGENT'S NAME AND SEQUENCE NUMBER [REDACTED]		ORGANIZATION Fort-Huachuca Resident Agency, 6th Military Police Group (CID), PO Box 12779, Fort Huachuca, AZ 85670	
NATURE [REDACTED] b7c-1, b6-1, b2		DATE 11 Jun 04	EXHIBIT

CID FORM 94

EXHIBIT

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(a)  
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.  
ROUTINE USES: Your Social Security Number is used as an additional alternate means of identification to facilitate filing and retrieval.  
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

0384-04-CID 023-  
67275

1. LOCATION Ft Huachuca Resident Agency (CID) USACIDC	2. DATE 11 Jan 04	3. TIME 0815	4. FILE NO. 0113-04-CID-444
5. NAME (Last, First, MI) [REDACTED]	6. ORGANIZATION OR ADDRESS [REDACTED]		

b7c-5, b6-5

b7c-5, b6-5

b7c-5, b6-5

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army as a Special Agent [REDACTED] Criminal Investigations Division (CID)

suspected/accused [REDACTED] FAILURE TO OBEY ORDER OR REGULATION; MALTREATMENT OF PRISONER OR DETAINEE, and wanted to question me about the following offense(s) of which I am before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- 1. I do not have to answer any question or say anything [REDACTED]
- 2. Anything I say or do can be used as evidence against me in a criminal trial [REDACTED]
- 3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both [REDACTED]

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins [REDACTED]. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below [REDACTED]

COMMENTS (Continue on reverse side)  
Have you been advised of your rights within the last 30 days? YES [REDACTED] (If yes to this question, see "COMMENTS" reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me [REDACTED]

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE [REDACTED]
NAME (Type or Print)	ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR [REDACTED]
NAME (Type or Print)	ORGANIZATION OR ADDRESS AND PHONE	5. ORGANIZATION OF INVESTIGATOR Ft Huachuca Resident Agency (CID) USACIDC Ft Huachuca, AZ 85670-2779

Section C. Non-waiver

I do not want to give up my rights  
 I want a lawyer  
 I do not want to be questioned or say anything

DODDOACID-004788

SIGNATURE OF INTERVIEWEE  
THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

RM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

LAW ENFORCEMENT SENSITIVE FOR OFFICIAL USE

EXHIBIT 5

THE WARNING

1. WARNING - Inform the suspect/accused of:
  - a. Your official position.
  - b. Nature of offense(s).
  - c. The fact that he/she is a suspect/accused.
2. RIGHTS - Advise the suspect/accused of his/her rights as follows:
 

"Before I ask you any questions, you must understand your rights."

  - a. "You do not have to answer any questions or say anything."
  - b. "Anything you say or do can be used as evidence against you in a criminal trial."  
(For personnel subject to the UCMJ) "You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer

can be a civilian you arrange for at no expense to the Government or a military lawyer detailed for you at no expense to you, or both."

- or -

*(For civilians not subject to the UCMJ)* You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer can be one you arrange for at your own expense, or if you cannot afford a lawyer and want one, a lawyer will be appointed for you before any questioning begins."

- d. "If you are now willing to discuss the offense(s) under investigation, with or without a lawyer present, you have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if you sign a waiver certificate."

Make certain the suspect/accused fully understands his/her rights.

THE WAIVER

"Do you understand your rights?"  
(If the suspect/accused says "no," determine what is not understood, and if necessary repeat the appropriate rights advisement. If the suspect/accused says "yes," ask the following question.)

"Have you ever requested a lawyer after being read your rights?"  
(If the suspect/accused says "yes," find out when and where. If the request was recent (i.e., fewer than 30 days ago), obtain legal advice whether to continue the interrogation. If the suspect/accused says "no," or if the prior request was not recent, ask him/her the following question.)

"Do you want a lawyer at this time?"  
(If the suspect/accused says "yes," stop the questioning until he/she has a lawyer. If the suspect/accused says "no," ask him/her the following question.)

"At this time, are you willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer and without having a lawyer present with you?" *(If the suspect/accused says "no," stop the interview and have him/her read and sign the non-waiver section of the waiver certificate on the other side of this form. If the suspect/accused says "yes," have him/her read and sign the waiver section of the waiver certificate on the other side of this form.)*

SPECIAL INSTRUCTIONS

**WHEN SUSPECT/ACCUSED REFUSES TO SIGN WAIVER CERTIFICATE:** If the suspect/accused orally waives his/her rights but refuses to sign the waiver certificate, you may proceed with the questioning. Make notations on the waiver certificate to the effect that he/she has stated that he/she understands his/her rights, does not want a lawyer, wants to discuss the offense(s) under investigation, and refuses to sign the waiver certificate.

**WAIVER CERTIFICATE CANNOT BE COMPLETED IMMEDIATELY:** In all cases the waiver certificate must be completed as soon as possible. Every effort should be made to complete the waiver certificate before any questioning begins. If the waiver certificate cannot be completed at once, as in the case of street interrogation, completion may be temporarily postponed. Notes should be kept on the circumstances.

**ON INCRIMINATING STATEMENTS:**

1. If the suspect/accused has made spontaneous incriminating statements before being properly advised of his/her rights he/she should be told that such statements do not obligate him/her to answer further questions.

2. If the suspect/accused was questioned as such either without being advised of his/her rights or some question exists as to the propriety of the first statement, the accused must be so advised. The office of the serving Staff Judge Advocate should be contacted for assistance in drafting the proper rights advisal.

**NOTE:** If 1 or 2 applies, the fact that the suspect/accused was advised accordingly should be noted in the comment section on the waiver certificate and initialed by the suspect/accused.

**WHEN SUSPECT/ACCUSED DISPLAYS INDECISION ON EXERCISING HIS OR HER RIGHTS DURING THE INTERROGATION PROCESS:** If during the interrogation, the suspect displays indecision about requesting counsel (for example, "Maybe I should get a lawyer."), further questioning must cease immediately. At that point, you may question the suspect/accused only concerning whether he or she desires to waive counsel. The questioning may not be utilized to discourage a suspect/accused from exercising his/her rights. (For example, do not make such comments as "If you didn't do anything wrong, you shouldn't need an attorney.")

**QUESTIONS (Continued)**

Answer the below question ONLY if you answered YES to the question in Section A, Block 5, on the front page of this form.

Have you requested an Attorney/Lawyer after being read your rights within the last 30 days? **NO**

b7c-5, b6-5

DODDOACID-004789

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**EXHIBIT** ←

ADDRESS/ORGANIZATION  
855<sup>th</sup> Military Police Company, 10222 North 7<sup>th</sup> Street, Phoenix, AZ 85020

I, [REDACTED] b7c-5, b6-5 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:  
We got to Fallujah, Iraq in September 2003 and the second wave of the 82<sup>nd</sup> Airborne came in and we were told we were attached to them. Second platoon assigned to the cage in Fallujah. St Mere s the name of military base, the Forward Operations Base (FOB). 2LT [REDACTED] b7c-5, b6-5 wrote up the rules of conduct and CPT [REDACTED] b7c-5, b6-5 signed off on it. The rules were basically: Treat the inmates with respect, Don't hit the detainees, Do not curse at the detainees (We could curse at them in Arabic but not English), We tried our best not to feed them pork products from the Meals Ready-to-Eat (MRE), Assist Military Intelligence (MI) with there interrogation process and make sure the safety detainees and ourselves. We tried to keep the certain inmates separate in terms of age and the ones who were caught in the act of doing something criminal supposed to those that were suspected of doing something criminal. That was the extent of our duties in Fallujah, that I can remember. [REDACTED] b7c-5, b6-5

Q: SA [REDACTED] b7c-1, b6-1  
A: SPC [REDACTED] b7c-5, b6-5  
Q: Did all your orders come from MI?  
A: When we were helping them in the interrogation process or to keep certain people separate from others [REDACTED] b7c-5, b6-5  
Q: Was the Rules of Conduct 2LT [REDACTED] b7c-5, b6-5 wrote up, considered the Standard Operating Procedures (SOP) for the cell?  
A: It was the SOP for 2<sup>nd</sup> Platoon. [REDACTED] b7c-5, b6-5  
Q: What is meant by "The Cage"?  
A: The detention facility [REDACTED] b7c-5, b6-5  
Q: Who all was in the picture in question?  
A: Myself, SPC [REDACTED] b7c-5, b6-5 SGT [REDACTED] b7c-5, b6-5  
Q: Do you know who took the picture in question?  
A: I truly do not remember. [REDACTED] b7c-5, b6-5 [REDACTED] b7c-5, b6-5 [REDACTED] b7c-5, b6-5  
Q: Are there any more pictures of you, SPC [REDACTED] b7c-5, b6-5 and SGT [REDACTED] b7c-5, b6-5 with detainees?  
A: No.  
Q: Was there any inappropriate touching between you and the detainees?  
A: No. [REDACTED] b7c-5, b6-5  
Q: Did any pictures get emailed to anyone?  
A: Yes. SGT [REDACTED] b7c-5, b6-5 asked me to email it to her in terms of her part of the investigation. [REDACTED] b7c-5, b6-5  
Q: Do you still have copies of the picture?  
A: Yes. It is right here. [REDACTED] b7c-5, b6-5  
Q: Was there a "No Picture" taking policy in effect?  
A: Not to my knowledge. [REDACTED] b7c-5, b6-5  
Q: Was there anything in the SOP about taking pictures?  
A: Not to my knowledge. [REDACTED] b7c-5, b6-5  
Q: Who put the detainees in those positions?  
A: I can't recall if it was MI or the Military Police (MP). Sometimes it was MI and sometimes the MPs. It was always an MI call to zip tie and put them in certain positions. [REDACTED] b7c-5, b6-5  
Q: Who brought the broom into the picture?  
A: I believe SGT [REDACTED] b7c-5, b6-5 did. [REDACTED] b7c-5, b6-5

EXHIBIT [REDACTED] b7c-5, b6-5 INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c-5, b6-5 PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF \_\_\_ TAKEN AT \_\_\_ DATED \_\_\_ CONTINUED."  
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE \_\_\_ OF \_\_\_ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

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UCL 3  
EXHIBIT 7  
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Q: Did the broom ever touch the [redacted] since in the picture?  
 A: No. [redacted] b7c-5, b6-5

Q: Who is SGT [redacted] b7c-5, b6-5  
 A: She is an MI interrogator. [redacted] b7c-5, b6-5

Q: Did you ever see SGT [redacted] abuse or mistreat detainees?  
 A: Never. [redacted] b7c-5, b6-5

Q: What is your definition abuse or mistreatment?  
 A: To cause physical pain for no reason or to do something maliciously or hurt someone. [redacted] b7c-5, b6-5

Q: Did you ever review the SOP 2LT [redacted] put out to the soldier?  
 A: Yes. I read it and signed it. [redacted] b7c-5, b6-5

Q: How did you become aware of the SOP?  
 A: 2LT [redacted] allowed to us and had us sign a paper saying we read it. After we signed it, the SOP was posted on the wall in the front part of the building, the in-processing part of the building. [redacted] b7c-5, b6-5

Q: When was the last time you had contact with SGT [redacted] b7c-5, b6-5  
 A: I emailed her when we were in Texas, back in March 04. [redacted] b7c-5, b6-5

Q: When was the last time you had contact with SPC [redacted] b7c-5, b6-5  
 A: I talk to SPC [redacted] almost everyday. [redacted] b7c-5, b6-5

Q: When was the last time you spoke to SGT [redacted] b7c-5, b6-5  
 A: In April, 2004. [redacted] b7c-5, b6-5

Q: Have you discussed this incident with anyone else other than the 15-6 personnel or myself?  
 A: I discussed it with SPC [redacted] We were asked the same questions. [redacted] b7c-5, b6-5

Q: Do you have anything else you wish to add to your statement?  
 A: No.///END OF STATEMENT/// [redacted] b7c-5, b6-5

DODDOACID-004791

INITIALS OF PERSON MAKING STATEMENT  
LAW ENFORCEMENT SENSITIVE  
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[redacted] b7c-5, b6-5

PAGE 2 OF 3 PAGES

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LAW ENFORCEMENT SENSITIVE

00018

ENC 3

EXHIBIT 7

b7c-5, b6-5  
NOT USED

b7c-5, b6-5

AFFIDAVIT

I [REDACTED] HAVE READ OR HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OR BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFULENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED SIGNATURE] b7c-5, b6-5  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 7<sup>th</sup> day of June, 2004

[REDACTED] b7c-5, b6-5

[REDACTED] b7c-6, b6-1

ORGANIZATION OR ADDRESS

SA [REDACTED] b7c-1, b6-1

(Typed Name of Person Administering Oath)

Article 136 (b)(4) UCMJ

(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

DODDOACID-004792

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7c-5, b6-5

PAGE 3 OF 3 PAGES

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ENC 3

EXHIBIT 7

# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0384-04-CID023-67275

Page 1 of 1

## DETAILS

At 1600, 01 Jul 04, SA [redacted] b7C-1, b6-1 and SA [redacted] b7C-1, b6-1 this office, receive the 15-6 Investigation from MAJ [redacted] b7C-1, b6-1 which reflected MAJ [redacted] b7C-1, b6-1 findings with attached exhibits which supported his findings. MAJ [redacted] b7C-1, b6-1 findings concurred with this investigation that SPC [redacted] b7C-5, b6-3 SGT [redacted] b7C-5, b6-3 and SPO [redacted] b7C-5, b6-3 (See 15-6 for details)

At 1500, 14 Jul 04, SA [redacted] b7C-1, b6-1 coordinated with CPT [redacted] b7C-3, b6-3, Staff Judge Advocate, 82<sup>nd</sup> Airborne Division, Fort Bragg, NC wherein he opined sufficient evidence exists to believe SGT [redacted] b7C-5, b6-3, SGT [redacted] b7C-5, b6-3, SPO [redacted] b7C-5, b6-3, and SPO [redacted] b7C-5, b6-3 committed the offense of Conspiracy, Failure to Obey a General Order and Cruelty and Maltreatment when they posed for an inappropriate photograph with detainees while in Iraq.

About 1030, 15 Jul 04, SA [redacted] b7C-1, b6-1 briefed COI [redacted] b7C-3, b6-3, Commander, 98<sup>th</sup> Troop Command, 3933 West Valley Mine Drive, Tucson AZ 85745 on all aspects of this investigation wherein she stated she could not provide her intent until she thoroughly reviewed this office's final report and the 15-6 investigation report. COI [redacted] b7C-3, b6-3 provided this office with MG David P. RATA CZAK, The Adjutant General (TAG), Arizona National Guard, 5636 E. McDowell Street, Phoenix, AZ 85008 contact information for the distribution of the final report as a states TAG retains UCMJ authority over all soldiers who are not on active duty.

About 1140, 15 Jul 04, SA [redacted] b7C-1, b6-1 briefed CPT [redacted] b7C-3, b6-3, D Company 313<sup>th</sup> Military Intelligence Battalion, FBNC on all aspects of this investigation wherein he stated he could not provide his intent until he thoroughly reviewed this office's final report and the 15-6 investigation report and obtained guidance from his higher headquarters.

///Last Entry///

DODDOACID-004793

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] b7C-1, b6-1, b2		ORGANIZATION 87th Military Police Detachment (CID) (DSE) 3d MP Group, Fort Bragg, NC 28310-5000	
SIGNATURE FOP [redacted]		DATE 15 Jul 04	EXHIBIT 8 - 20

CID FORM 94

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EVIDIT 18

**Page(s)**

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**Referred to:**

U.S. ARMY OFFICE OF  
THE JUDGE ADVOCATE GENERAL  
ATTENTION: DAJA-AL, ROOM 1E739  
2200 ARMY PENTAGON  
WASHINGTON, DC 20310-2200

MAJOR NELSON VAN ECK  
Nelson.VanEck@hqda.army.mil  
(703) 588-6787

DATE 01 JUN 2004

FROM SAC USACIDC 87TH MP DET FT BRAGG NC

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//  
 CDR USACIDC 10TH MP BN FT BRAGG NC  
 CG USACIDC FT BELVOIR VA //CIOP-ZA//  
 DIR USACRC FT BELVOIR VA //CICR-ZA//  
 CDR USACIDC 3D MP GRP FT GILLEM GA  
 COMMUNITY PROVOST MARSHAL, FORT BRAGG (LTC [REDACTED] b7E-3, b6-3)  
 CID CRIMINAL INTELLIGENCE CENTER (MR [REDACTED] b7E-3, b6-3)  
 PMO BLOTTER CLERK  
 PMO OPERATIONS SGT (MSG [REDACTED] b7E-3, b6-3)  
 SJA, 82ND AIRBORNE DIVISION (MAJ [REDACTED] b7E-3, b6-3)  
 COMMANDER, 10TH MILITARY POLICE BN, FORT BRAGG, NC (LTC [REDACTED] b7E-3, b6-3)  
 DEPUTY GARRISON COMMANDER, FBNC (MR [REDACTED] b7E-3, b6-3)  
 CHIEF OF STAFF, 82ND AIRBORNE DIVISION, COI [REDACTED] b7E-3, b6-3  
 SAC USACIDC RES AGCY FT HUACHUCA

SUBJECT: CID REPORT OF INVESTIGATION - 2D STATUS/SSI - 0384-2004-CID023-67275 - 5X1 / 5Y2B7 / 5Y2E

DRAFTER: [REDACTED] b7C-1, b6-1

RELEASER: [REDACTED] b7C-1, b6-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 21 DEC 2003, 0001 - 21 DEC 2003, 2359; DIVISION CENTRAL COLLECTION POINT (LB960873), IRAQ

2. DATE/TIME REPORTED: 28 MAY 2004, 0700

3. INVESTIGATED BY: [REDACTED] b7C-1, b6-1, b2  
SA [REDACTED]

4. SUBJECT: [REDACTED] b7C-5, b6-5 SPO [REDACTED] b7C-5, b6-5 MALE; WHITE; 855TH MP COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

2. [REDACTED] b7C-5, b6-5 SGT [REDACTED] b7C-5, b6-5 MALE; 855TH MP COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

3. [REDACTED] b7C-5, b6-5 SGT [REDACTED] b7C-5, b6-5 FEMALE; WHITE; D

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COMPANY, 313TH MILITARY INTELLIGENCE BATTALION (82ND AIRBORNE DIVISION), FORT BRAGG, NC 28310; FC ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

4. <sup>b7c-5, b6-5</sup> [REDACTED] SPC <sup>b7c-5, b6-5</sup> [REDACTED] MALE; 855TH MP COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

5. VICTIM:

1. UNKNOWN, ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY AND MALTREATMENT (NFI)

2. ADDED U.S. GOVERNMENT (CJTF-7); FAIL TO OBEY GENERAL ORDER

6. INVESTIGATIVE SUMMARY:

THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE COMPLETION OF THE INVESTIGATION.

2ND STATUS REPORT:

THIS STATUS REPORT IS GENERATED TO ADD THE US GOVERNMENT AS A VICTIM OF CRUELTY AND MALTREATMENT, WITH ALL SUBJECTS LINKED ACCORDINGLY. FURTHER, THIS STATUS REPORT IS GENERATED TO ELECTRONICALLY RE-DISTRIBUTE THE INITIAL REPORT AS IT DID NOT TRANSMIT DURING INITIAL ATTEMPTS.

ON 1 JUN 04, THIS OFFICE ATTEMPTED TO DISPATCH THE INITIAL REPORT AFFILIATED WITH THIS INVESTIGATION; HOWEVER, DUE TO ACI2 DIFFICIENCIES, THE REPORT DID NOT TRANSMIT.

INITIAL REPORT:

THIS INVESTIGATION WAS INITIATED UPON NOTIFICATION FROM THE OFFICE OF THE SECRETARY OF DEFENSE THAT A DIGITAL PHOTOGRAPH, SUSPECTED TO DEPICT AMERICAN SOLDIERS ABUSING IRAQI DETAINEES, WAS DISCOVERED ON A US GOVERNMENT COMPUTER AT THE DETENTION CENTER IN CAMP ST. MERE, IRAQ.

PRELIMINARY INVESTIGATION REVEALED SGT <sup>b7c-5, b6-5</sup> [REDACTED] SPC <sup>b7c-5, b6-5</sup> [REDACTED] AND SPC <sup>b7c-5, b6-5</sup> [REDACTED] WHILE ACTING IN CONCERT, POSED FOR A PHOTOGRAPH CONSENSUALLY TAKEN BY SGT <sup>b7c-5, b6-5</sup> [REDACTED] WHICH DEPICTED THE SUSPECTED ABUSE OF UNKNOWN IRAQI DETAINEES.

ON 6 APR 04, SGT <sup>b7c-5, b6-5</sup> [REDACTED] WAS INTERVIEWED BY DIRECTION OF THE UNIT AR

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15-6 INVESTIGATING OFFICER AND ADMITTED TO POSING IN THE PHOTOGRAPH IN QUESTION, BUT DENIED PHYSICALLY ABUSING THE DETAINEES. SGT [REDACTED] STATED THE PHOTOGRAPH WAS TAKEN ON OR ABOUT 21 DEC 03, BY SGT [REDACTED] SGT [REDACTED] IDENTIFIED THE OTHER TWO INDIVIDUALS IN THE PHOTO AS SPC [REDACTED] AND SPC [REDACTED]

ON 22 MAY 04, SGT <sup>b7c-5, b6-5</sup> [REDACTED] WAS INTERVIEWED BY DIRECTION OF THE UNIT AR 15-6 INVESTIGATING OFFICER AND ADMITTED TO TAKING THE PHOTOGRAPH IN QUESTION, BUT DENIED PHYSICALLY ABUSING THE DETAINEES. SGT [REDACTED] STATED HE TOOK THE PHOTOGRAPH WITH A DIGITAL CAMERA AND DOWNLOADED IT ON TO HIS COMPUTER.

ON 24 MAY 04, SPC <sup>b7c-5, b6-5</sup> [REDACTED] WAS INTERVIEWED BY DIRECTION OF THE UNIT AR 15-6 INVESTIGATING OFFICER AND ADMITTED TO POSING IN THE PHOTOGRAPH IN QUESTION, BUT DENIED PHYSICALLY ABUSING THE DETAINEES.

EFFORTS ARE ON-GOING TO LOCATE AND RE-INTERVIEW ALL PARTIES INVOLVED UNDER THE AUSPICES OF THIS INVESTIGATION.

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2, PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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DATE 01 JUN 2004

FROM SAC USACIDC 87TH MP DET FT BRAGG NC

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//  
CG USACIDC FT BELVOIR VA //CIOP-ZA//  
CDR USACIDC 10TH MP BN FT BRAGG NC  
CG USACIDC FT BELVOIR VA //CIOP-ZA//  
DIR USACRC FT BELVOIR VA //CICR-ZA//  
CDR USACIDC 3D MP GRP FT GILLEM GA  
COMMUNITY PROVOST MARSHAL, FORT BRAGG (LTC [REDACTED] b7c-3, b6-3)  
CID CRIMINAL INTELLIGENCE CENTER (MR [REDACTED] b7c-3, b1-3)  
PMO BLOTTER CLERK  
PMO OPERATIONS SGT (MSG [REDACTED] b7c-3, b6-3)  
SJA, 82ND AIRBORNE DIVISION (MAJ [REDACTED] b7c-3, b6-3)  
COMMANDER, 10TH MILITARY POLICE BN, FORT BRAGG, NC (LTC [REDACTED] b7c-3, b6-3)  
DEPUTY GARRISON COMMANDER, FBNC (MR [REDACTED] b7c-3, b6-3)  
CHIEF OF STAFF, 82ND AIRBORNE DIVISION, COL [REDACTED] b7c-3, b6-3

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL/SSI - 0384-2004-CID023-67275  
- 5X1 / 5Y2B7 / 5Y2E

DRAFTER: [REDACTED] b7c-1, b6-1

RELEASER: [REDACTED] b7c-1, b6-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 21 DEC 2003, 0001 - 21 DEC 2003, 2359; DIVISION CENTRAL COLLECTION POINT (LB960873), IRAQ

2. DATE/TIME REPORTED: 28 MAY 2004, 0700

3. INVESTIGATED BY: b7c-1, b6-1, b2

SA [REDACTED]

4. SUBJECT: b7c-5, b6-5

1. [REDACTED] b7c-5, b6-5 SPC [REDACTED] b7c-5, b6-5 MALE; WHITE; 855TH MP COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY OF SUBORDINATES (NFI)

2. [REDACTED] b7c-5, b6-5 SGT; [REDACTED] b7c-5, b6-5 MALE; 855TH MP COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY OF SUBORDINATES (NFI)

3. [REDACTED] b7c-5, b6-5 SGT; [REDACTED] b7c-5, b6-5 FEMALE; WHITE; D

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COMPANY, 313TH MILITARY INTELLIGENCE BATTALION (82ND AIRBORNE DIVISION). FORT BRAGG, NC 28310; FC ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER. CRUELTY OF SUBORDINATES (NFI)

4. [REDACTED] <sup>b7c-5, b6-5</sup> SPC; [REDACTED] <sup>b7c-5, b6-5</sup> MALE; 855TH MP COMPANY, 10222 N 7TH STREET, PHOENIX, AZ 85020; NG ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY OF SUBORDINATES (NFI)

5. VICTIM:

1. UNKNOWN, ; CONSPIRACY, FAIL TO OBEY GENERAL ORDER, CRUELTY OF SUBORDINATES (NFI)

6. INVESTIGATIVE SUMMARY:

THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY BE CHANGED PRIOR TO THE COMPLETION OF THE INVESTIGATION.

THIS INVESTIGATION WAS INITIATED UPON NOTIFICATION FROM THE OFFICE OF THE SECRETARY OF DEFENSE THAT A DIGITAL PHOTOGRAPH, SUSPECTED TO DEPICT AMERICAN SOLDIERS ABUSING IRAQI DETAINEES, WAS DISCOVERED ON A US GOVERNMENT COMPUTER AT THE DETENTION CENTER IN CAMP ST. MERE, IRAQ.

PRELIMINARY INVESTIGATION REVEALED SGT [REDACTED] <sup>b7c-5, b6-5</sup> SPC [REDACTED] <sup>b7c-5, b6-5</sup> AND SPC [REDACTED] <sup>b7c-5, b6-5</sup> WHILE ACTING IN CONCERT, POSED FOR A PHOTOGRAPH CONSENSUALLY TAKEN BY SGT [REDACTED] <sup>b7c-5, b6-5</sup> WHICH DEPICTED THE SUSPECTED ABUSE OF UNKNOWN IRAQI DETAINEES.

ON 6 APR 04, SGT [REDACTED] <sup>b7c-5, b6-5</sup> WAS INTERVIEWED BY DIRECTION OF THE UNIT AR 15-6 INVESTIGATING OFFICER AND ADMITTED TO POSING IN THE PHOTOGRAPH IN QUESTION, BUT DENIED PHYSICALLY ABUSING THE DETAINEES. SGT [REDACTED] <sup>b7c-5, b6-5</sup> STATED THE PHOTOGRAPH WAS TAKEN ON OR ABOUT 21 DEC 03, BY SGT [REDACTED] <sup>b7c-5, b6-5</sup> SGT [REDACTED] <sup>b7c-5, b6-5</sup> IDENTIFIED THE OTHER TWO INDIVIDUALS IN THE PHOTO AS SPC [REDACTED] <sup>b7c-5, b6-5</sup> AND SPC [REDACTED] <sup>b7c-5, b6-5</sup>

ON 22 MAY 04, SGT [REDACTED] <sup>b7c-5, b6-5</sup> WAS INTERVIEWED BY DIRECTION OF THE UNIT AR 15-6 INVESTIGATING OFFICER AND ADMITTED TO TAKING THE PHOTOGRAPH IN QUESTION, BUT DENIED PHYSICALLY ABUSING THE DETAINEES. SGT [REDACTED] <sup>b7c-5, b6-5</sup> STATED HE TOOK THE PHOTOGRAPH WITH A DIGITAL CAMERA AND DOWNLOADED IT ON TO HIS COMPUTER.

ON 24 MAY 04, SPC [REDACTED] <sup>b7c-5, b6-5</sup> WAS INTERVIEWED BY DIRECTION OF THE UNIT AR 15-6 INVESTIGATING OFFICER AND ADMITTED TO POSING IN THE PHOTOGRAPH IN QUESTION, BUT DENIED PHYSICALLY ABUSING THE DETAINEES.

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EFFORTS ARE ON-GOING TO LOCATE AND RE-INTERVIEW ALL PARTIES INVOLVED UNDER THE AUSPICES OF THIS INVESTIGATION.

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

8. USACIDC REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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DODDOACID-004800

# Investigative Plan

0384-04-CID 023-  
6777

CREATE DATE	DUE DATE	COMPLETE DATE	REOCCURRENCE	TASK
05/31/2004				Coordinate with SJA
05/31/2004				Coordinate with Unit
05/31/2004				Canvass interview unit
05/31/2004				Coordinate with 15-6 Officer

Send RPA TO  
Hachuca to  
interview SPC  
[REDACTED]  
b7c-5, b6-5



AGENT'S ACTIVITY SUMMARY	Control Number 0384-2004-CID023
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY

05/28/2004 07:00

[REDACTED]  
0:15 INV b7c-1, b6-1

BASIS FOR INVESTIGATION:

This investigation was initiated upon notification from the Office of the Secretary of Defense that a photograph suspected to depict an American Soldier abusing an Iraqi detainee had been found on a government computer.

05/28/2004 07:15

[REDACTED]  
0:20 INV b7c-1, b6-1

About 0715, 28 May 04, SA [REDACTED] b7c-1, b6-1 coordinated with LTC [REDACTED] b7c-3, b6-3 313th Military Intelligence (MI) Battalion, Fort Bragg, NC 28310 (FBNC), pertaining to photographs taken, which may depict suspected detainee abuse. [REDACTED] stated he knew of one such photograph, depicting three Iraqi detainees zip-tied to bars in a stress position, fully clothed, with hoods over their heads, and three soldiers posing in the background. One of those soldiers, SGT [REDACTED] b7c-5, b6-5 D Company, 313th MI, FBNC, can be seen holding a broom pointed at one of the detainees. The other two soldiers are assigned to the 855th Military Police (MP) Company (Co), Arizona National Guard (AZNG), and were attached to the 82nd Airborne (ABN) Division (DIV), in support of Operation Iraqi Freedom (OIF). LTC [REDACTED] stated no form of physical abuse had taken place, and as far as he knew this was the only such photograph taken. LTC [REDACTED] b7c-3, b6-3 stated he had been in possession of a digital copy of the photograph, but had destroyed it. He additionally stated a 15-6 investigation had been initiated and was being investigated by the S-2, 3rd Brigade, 82nd ABN DIV, FBNC.

05/28/2004 07:40

[REDACTED]  
0:10 INV b7c-1, b6-1

About 0740, 28 May 04, SA [REDACTED] b7c-1, b6-1 coordinated with MAJ [REDACTED] b7c-3, b6-3 3rd Brigade, 82nd ABN DIV, FBNC, who was appointed as the Investigating Officer for this investigation, and requested a copy of the 15-6 Investigation paperwork. MAJ [REDACTED] b7c-3, b6-3 stated he would provide copies of all paperwork pertaining to the investigation.

05/28/2004 08:00

[REDACTED]  
2:00 INV b7c-1, b6-1

About 0800, 28 MAY 04, SA [REDACTED] b7c-1, b6-1 coordinated with MAJ [REDACTED] b7c-3, b6-3 who provided this office with a copy of the 15-6 Investigation. MAJ [REDACTED] b7c-3, b6-3 also provided this agent with a copy of the photograph in question on a 3.5 diskette and forwarded it to this agent via e-mail.

Upon review of the 15-6 Investigation, it was noted the following investigative activity had been conducted:

On 5 Apr 04, CPT [REDACTED] b7c-3, b6-3 Headquarters Support Company (HSC), 313th MI, FBNC, was interviewed and provided a sworn statement, wherein she detailed her knowledge of the discovery of the photograph in question.

On 6 APR 04, SGT [REDACTED] b7c-5, b6-5 was advised of her rights, which she waived, providing a sworn statement, wherein she admitted to posing in the photograph in question, but denied physically abusing the detainees. SGT [REDACTED] b7c-5, b6-5 stated the photograph had been taken on or about 21 Dec 03 by SGT [REDACTED] b7c-5, b6-5 855th MP Co, AZNG, and depicted two MP's from the 855th MP Company, AZNG. She identified the other two individuals as SPC [REDACTED] b7c-5, b6-5 855th MP Co, AZNG, wearing a hat in the photograph, and SPC [REDACTED] b7c-5, b6-5 855th MP Co, AZNG (NFI).

AGENT'S ACTIVITY SUMMARY		Control Number 0384-2004-CID023
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	

*b7c-3, b6-3*  
 On 17 May 04, SSG [redacted] D Co, 313th MI, FBNC, was advised of his rights, which he waived, providing a sworn statement, wherein he detailed his knowledge of the photograph. SSG [redacted] stated he told SPC [redacted] to destroy the photograph, because he wanted to handle the incident at the lowest level possible.

*b7c-5, b6-5*  
 On 22 May 04, SGT [redacted] was advised of his rights, which he waived, providing a sworn statement, wherein he admitted to taking the photograph in question, but denied physically abusing the detainees. SGT [redacted] stated the photograph had been taken with a digital *b7c-5, b6-5* camera and he had downloaded it on to his computer. SGT [redacted] stated one other similar photograph had been taken by one of the MP's, but it had been destroyed and to the best of his knowledge it had not been disseminated. SGT [redacted] denied being ordered to destroy the photograph, but stated he had erased it before leaving Iraq.

*b7c-5, b6-5*  
 On 24 May 04, SPC [redacted] was advised of his rights, which he waived, providing a sworn statement, wherein he admitted to posing in the photograph in question, but denied physically abusing the detainees. SPC [redacted] stated he had the photograph on his computer, but may no longer have it. He denied being ordered to destroy it.

Drafted report detailing status of investigation, sent to SAC via e-mail for review.

*b7c-6, b6-1*  
 About 1200, 28 May 04, SA [redacted] attempted to contact on-call Staff Judge Advocate (SJA), in an attempt to get an opine on this investigation, met with negative results.

Case Initiation

Recorded data pertaining to unknown,

Recorded data pertaining to *b7c-5, b6-5* [redacted]

Recorded data pertaining to *b7c-5, b6-5* [redacted]

CRC Name Check Requested for *b7c-5, b6-5* [redacted]

Recorded data pertaining to *b7c-5, b6-5* [redacted]

CRC Name Check Requested for *b7c-5, b6-5* [redacted]

Recorded data pertaining to *b7c-5, b6-5* [redacted]

*b7c-5, b6-5*  
 05/28/2004 11:40  
 [redacted]  
 0:05 INV  
*b7c-5, b6-5*  
 05/28/2004 12:00  
 [redacted]  
 0:05 INV  
*b7c-5, b6-5*  
 05/28/2004 12:04  
 [redacted]  
 0:01 INV  
*b7c-5, b6-5*  
 05/28/2004 13:43  
 [redacted]  
 0:01 INV  
*b7c-5, b6-5*  
 05/28/2004 13:45  
 [redacted]  
 0:01 INV  
*b7c-5, b6-5*  
 05/28/2004 13:51  
 [redacted]  
 0:01 INV  
*b7c-5, b6-1*  
 05/28/2004 13:51  
 [redacted]  
 0:01 ADM  
*b7c-5, b6-1*  
 05/28/2004 13:59  
 [redacted]  
 0:01 INV  
*b7c-5, b6-1*  
 05/28/2004 13:59  
 [redacted]  
 0:01 ADM  
*b7c-5, b6-1*  
 05/28/2004 14:03  
 [redacted]

AGENT'S ACTIVITY SUMMARY		Control Number 0384-2004-CID023
TIME, DATE, AND AGENT b7c-1, b6-1	SUMMARY OF INVESTIGATIVE ACTIVITY	

0:01 INV  
b7c-1, b6-1  
06/01/2004 08:00  
[Redacted]

Drafted Initial Report, to TC for review.

0:25 INV  
b7c-1, b6-1  
1 Jun 04  
[Redacted]

TC Review

1. correct initial & AIR
2. Get CAT I RFA done ASAP.
3. Re-interview soldiers ASAP.
4. TO CA then to SAC for distro of initial

1 JUN 04  
1300

Acknowledge TC Review

1. Corrected initial & AIR
2. RFA to AZ is done
3. Pending interviews
4. TO SAC For review/distro

AGENT'S ACTIVITY SUMMARY		Control Number 0384-2004-CID023-67275
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	

06/01/2004 13:00 *b7c-1, b6-1* Corrected Initial Report and AIR, to SAC for review.  
 [REDACTED]  
 0:30 INV

06/01/2004 16:42 *b7c-1, b6-1* Send Investigative Report for Approval  
 [REDACTED]  
 0:01 INV

06/01/2004 16:44 *b7c-1, b6-1* Approve Investigative Report  
 [REDACTED]  
 0:01 INV

06/01/2004 17:19 *b7c-1, b6-1* Recorded data pertaining to U.S. Government (CJTF-7)  
 [REDACTED]  
 0:01 INV

06/01/2004 17:52 *b7c-1, b6-1* Send Investigative Report for Approval  
 [REDACTED]  
 0:01 INV

06/01/2004 17:55 *b7c-1, b6-1* Approve Investigative Report  
 [REDACTED]  
 0:01 INV

06/07/2004 14:30 *b7c-1, b6-1* About 1430, 7 Jun 04, SA *b7c-1, b6-1* received an information report from SA *b7c-1, b6-1* Fort Huachuca RA, AZ, which documented his steps towards completion of the RFA.  
 [REDACTED]  
 0:20 INV

06/10/2004 08:20 *b7c-1, b6-1* About 0820, 10 Jun 04, this office received an Information Report from SA *b7c-1, b6-1* that related SGT *b7c-1, b6-1* was interviewed and requested a lawyer. SA *b7c-1, b6-1* related he would be completing the following interviews ASAP.  
 [REDACTED]  
 0:30 INV

*b7c-1, b6-1*  
 10 Jun 04  
 [REDACTED]

*sent cat 1 memo*  
*see memo and email*

*b7c-1, b6-1*  
 14 Jun 04  
 [REDACTED]

*TC Reutor*

- 1. CA TDY unit 23 Jun *b7c-1, b6-1**
- 2. File re-assigned to SA [REDACTED] for monitorship.*



AGENT'S ACTIVITY SUMMARY		Control Number 0384-2004-CID023-67275
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	

06/16/2004 09:00 b7c-1, b6-1  
[REDACTED]  
1:00 ADM

TC REVIEW:

1. Dispatched CAT 1 Memo. Posted to File.
2. SA [REDACTED] contact Fort Huachuca and check on status of RFA.
3. Obtain 15-6 from unit.

b7c-1, b6-1  
[REDACTED]  
16 June 04

Acknowledged TC Reviewing  
To SA [REDACTED] b7c-1, b6-1 to conduct Inu [REDACTED] b7c-1, b6-3

b7c-1, b6-1  
22 June 04  
[REDACTED]

TC Review

1. Sent CAT 1 memo for week [REDACTED] b7c-5, b6-5
2. Send RFA to IU [REDACTED] at leave address of [REDACTED] b7c-5, b6-5
3. To SA [REDACTED] b7c-1, b6-1 for completion

b7c-1, b6-1  
6 July 04  
[REDACTED]

RFA sent via email to SA [REDACTED] b7c-1, b6-1  
To SA [REDACTED] b7c-1, b6-1

1. Post RFA
2. Acknowledge Reviews
3. To [REDACTED] for completion b7c-1, b6-1

AGENT'S ACTIVITY SUMMARY		Control Number 0384-2004-CID023-67275
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	

0384-04-CID 023-67275

06/30/2004 15:19 *b7C-1, b6-1*  
 At 1519, 30 Jun 04, SA *b7C-1, b6-1* contacted the last known location of SPC *b7C-1, b6-1* coordinated with *b7C-1, b6-1*  
 0:05 INV

*b7C-1, b6-1* stated that she is SPC *b7C-1, b6-1* ex-wife, but stated that he was back in Arizona and gave his cell phone number as *b7C-1, b6-1*

06/30/2004 15:30 *b7C-1, b6-1*  
 At 1530, 30 Jun 04, SA *b7C-1, b6-1* attempted to coordinate with SPC *b7C-1, b6-1* but the phone was answered by voice mail.  
 0:01 INV

07/06/2004 09:15 *b7C-1, b6-1*  
 AT 0915, 06 Jul 04, SA *b7C-1, b6-1* sent an RFA to the Fort HUACHUCA RA in reference to interviewing SPC *b7C-1, b6-1*  
 0:05 INV

07/06/2004 11:45 *b7C-1, b6-1*  
 At 1145, 06 Jul 04, SA *b7C-1, b6-1* receives confirmation from Ft HUACHUCA that they received the RFA.  
 0:01 INV

07/09/2004 16:00 *b7C-1, b6-1*  
 At 1600, 09 Jul 04, SA *b7C-1, b6-1* received the Sworn Statement of SPC *b7C-1, b6-1* from the Ft. HUACHUCA RFA.  
 0:05 INV

*13 Jul 04.*  
*b7C-1, b6-1*

*Review*  
 Correct Report, A IR, Contact SSA get opinion that sufficient evidence exists for prosecution. Get legal opinion for probable cause, Find out who action CDR will be at *82nd* or *NG*. Brief them and close ASAP. This is CAT 1 needs to go out ASAP!!!

Returned to SA *b7C-1, b6-1*

AGENT'S ACTIVITY SUMMARY		Control Number 0384-2004-CID023-67275
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	

06/30/2004 15:19 *b7c-1, b6-1*  
 [REDACTED]  
 0:05 INV

At 1519, 30 Jun 04, SA *b7c-1, b6-1* contacted the last known location of SPC [REDACTED] SA [REDACTED] coordinated with [REDACTED]. Mrs. [REDACTED] stated that she is SPC [REDACTED] ex-wife, but stated that he was back in Arizona and gave his Cell Phone number as [REDACTED].

06/30/2004 15:30 *b7c-1, b6-1*  
 [REDACTED]  
 0:01 INV

At 1530, 30 Jun 04, SA [REDACTED] attempted to coordinate with SPC [REDACTED] at [REDACTED] but the phone was answered by voice mail.

07/01/2004 16:00 *b7c-1, b6-1*  
 [REDACTED]  
 0:05 INV

At 1600, 01 Jul 04, SA *b7c-1, b6-1* and SA *b7c-1, b6-1* receive the Completed and Approved 15-6 investigation from MAJ *b7c-3, b6-3*

07/06/2004 09:15 *b7c-1, b6-1*  
 [REDACTED]  
 0:05 INV

AT 0915, 06 Jul 04, SA *b7c-1, b6-1* sent an RFA to the Fort HUACHUCA RA in reference to interviewing SPC *b7c-5, b6-5*

07/06/2004 11:45 *b7c-1, b6-1*  
 [REDACTED]  
 0:01 INV

At 1145, 06 Jul 04, SA *b7c-1, b6-1* receives confirmation from Ft HUACHUCA that they received the RFA.

07/09/2004 16:00 *b7c-1, b6-1*  
 [REDACTED]  
 0:05 INV

At 1600, 09 Jul 04, SA *b7c-1, b6-1* received the Sworn Statement of SPC [REDACTED] from the Ft. HUACHUCA RFA.

07/14/2004 15:00 *b7c-1, b6-1*  
 [REDACTED]  
 0:15 INV

At 1500, 14 Jul 04, SA *b7c-1, b6-1* coordinated with CPT *b7c-3, b6-3* CPT [REDACTED] opined sufficient evidence exists to title SGT *b7c-5, b6-5* SGT [REDACTED] SPC [REDACTED] and SPC [REDACTED] with Conspiracy, Failure to Obey a General Order and Cruelty and Maltreatment.

07/14/2004 15:42 *b7c-1, b6-1*  
 [REDACTED]  
 0:05 INV

At 1542, 14 Jul 04, SA *b7c-1, b6-1* coordinated with CPT *b7c-3, b6-3* 885th Military Police Company, Arizona National Guard (AZNG), 602-373-*b7c-3, b6-3*. He stated that he did not have authority to decide on weather to send the case to court marshal or conduct an Art 15 hearing and directed me to his Bde Commander. COL *b7c-3, b6-3* 98th AZNG, 620-267-*b7c-3, b6-3*

07/14/2004 18:00 *b7c-1, b6-1*  
 [REDACTED]  
 0:01 ADM

D co Cdr, [REDACTED] e-mail address is [REDACTED]@bragg.army.mil *452*  
 855th MP CO Cdr, CPT [REDACTED] email address is [REDACTED]@us.army.mil *b7c-3, b6-3*

Both request a copy of this report

*b7c-1, b6-1*  
 [REDACTED]

*Reviewed Final Report*  
*contacted CDIL's of soldiers for intent (see aor per details)*  
*File to SAC for dispatch of Final Report. Note: CDR's emails are in AAs entries please add them to Distro.*

TIME, DATE, AND AGENT SUMMARY OF INVESTIGATIVE ACTIVITY

07/15/2004 10:30 [redacted] b7c-3, b6-3  
1:00 INV

About 1030, 15 Jul 04, SA [redacted] b7c-3, b6-3 briefed COL [redacted] b7c-3, b6-3 Commander, 98th Troop Command, 3933 West Valley Mine Drive, Tucson AZ 85745 on all aspects of this investigation wherein she stated she could not provide her intent until she thoroughly reviewed this office's final report and the 15-6 investigation report. COL [redacted] b7c-3, b6-3 provided this office with MG David P. RATA CZAK, The Adjutant General (TAG), Arizona National Guard, 5636 E. McDowell Street, Phoenix, AZ 85008 contact information for the distribution of the final report as a states TAG retains UCMJ authority over all soldiers who are not on active duty.

About 1140, 15 Jul 04, SA [redacted] b7c-3, b6-3 briefed CPT [redacted] b7c-3, b6-3 D Company 313th Military Intelligence Battalion, FBNC on all aspects of this investigation wherein he stated he could not provide his intent until he thoroughly reviewed this office's final report and the 15-6 investigation report and obtained guidance from his higher headquarters.

Case file to SAC for Dispatch of final Report, Note we are still pending the receipt of the hardcopy from Hauchuca RA however, during a meeting with CWS [redacted] he requested this office not wait on originals to dispatch reports electronically. He stated when Hardcopy arrives insert it into case files then continue distro the report. THIS APPLIES ONLY TO CAT1 CASES.

07/15/2004 13:20 [redacted] b7c-3, b6-3  
0:01 INV

Send Investigative Report for Approval

15 Jul 04 [redacted] b7c-3, b6-3

Received originals from Fort H. posted to ~~the~~ Final before turned into SAC. Posted into report to case file to SAC.

[redacted] b7c-3, b6-3  
SAC Rev  
16 Jul 04

Rev. sent Final, TO CIS.  
No Evidence collected.  
4833 X 4 is required.  
Hard copies of Final w/exhibits needs to go to HQ USAACIDC (CIOP-2A) and to 3d MP Group (through 10th BN) as this was a Cat I monitoring case.

Plus, they all need to be mailed to the two NGA addresses in distro but follow Reg guidance for distro.

TIME, DATE AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

19 Jul 04  
[redacted] b7c-1, b6-1

CIS REVIEWED, TO WPC

20 Jul 04  
[redacted] b7c-1, b6-1

Suspended 4833 (83) to 98th Troop CMD  
(x1) to 313 Mi BN  
FWD to CA

26 July 04  
[redacted] b7c-1, b6-1

Copies & distro made.  
no FP cards forwarded. (FP cards on [redacted] only)  
So file [redacted]

13 Sep 04  
[redacted] b7c-1, b6-1

Called unit at (602) 267- [redacted] spoke  
w/ CPL [redacted] b7c-3, b6-3. She will have CDR call me  
BACK since he was not in office.

**Page(s)**

12-18

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**Referred to:**

U.S. CENTRAL COMMAND  
7115 SOUTH BOUNDARY BLVD  
ATTN: CCJ6-DM  
MACDILL AIR FORCE BASE  
FLORIDA 33621-5101 -

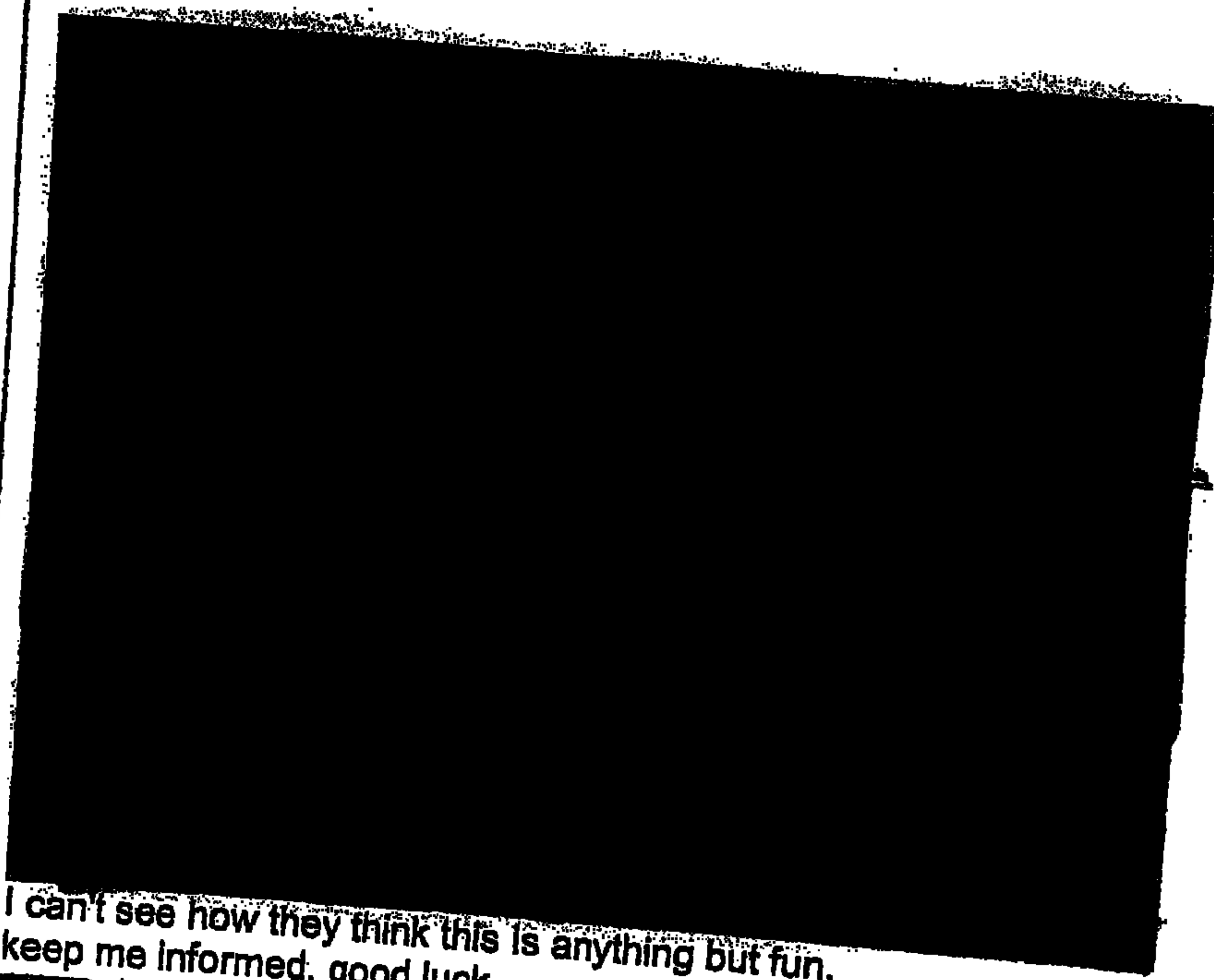
MS. JACQUELINE SCOTT  
scottj@centcom.smil.mil  
(813) 827-5341/2830

0384-04-C-02: 677

This message is not flagged. [ Flag Message - Mark as Unread ]

From: [REDACTED] b7c-5, b6-5 @msn.com > Add to Address Book  
To: [REDACTED] b7c-5, b6-5 @yahoo.com >

Subject: Re: VERY IMPORTANT!!!!  
Date: Sat, 27 Mar 2004 16:55:01 -0700



b7c-5, b6-5

I can't see how they think this is anything but fun.  
keep me informed, good luck.  
[REDACTED] b7c-5, b6-5

Original Message

From: [REDACTED] b7c-5, b6-5  
To: [REDACTED] b7c-5, b6-5  
Sent: Saturday, March 27, 2004 7:32 AM  
Subject: VERY IMPORTANT!!!!

DODDOACID-004813

Gentlemen, [REDACTED] b7c-5, b6-5 and [REDACTED] b7c-5, b6-5 please pass this on to all of the other MPs that I worked with)

You guys have a picture of me holding a broom near a detainee. I don't have a copy of this picture anywhere...but some Marine got a hold of it and now I'm being investigated for detainee abuse. I guess one of you shared photos with the marines...but either way, they have a copy of that picture. And this isn't an informal investigation like the one with the press guys...I've been read my rights and everything. I want to say one thing....i don't blame anyone but myself for the photo...it was very poor judgement on my part to take a picture like that...but I also think that we all know that I was definitely not abusing that detainee.

Apparantly one of CPT [REDACTED] b7c-5, b6-3 Marine friends-emailed her at Camp Wolfe and told her about the picture. She then called our battalion commander directly and told him about the photo, and the proof of detainee abuse, and he initiated the investigation. She didn't contact me to ask me about the picture, or the command here in Kuwait...she called directly to our colonel at Fort Bragg, and now there's nothing I can do.

Anyway, this email serves two purposes. First, I know that at least one more of you guys is in the picture, but I cannot remember who. If I'm being investigated...I'm sure that the other individuals in the picture will be investigated as well, so heads up! Secondly, can I please have a copy of this picture ASAP!!! I can't stress how badly I need this picture so I can show people that it was just a posed shot, and that I wasn't physically beating anyone with a broom.

I can't believe that she has done this....psycho, right? Anyway, my entire military career is on the line here, so please help! If they investigate/question any of you...please be completely honest about anything you saw at the DIF at any time.

0584-04-01-046  
67

Sorry to bother you guys with this stuff. I know that you're probably living it up back in the United States...and I can't tell you how jealous I am. I miss you guys....let me know how life is back in the real world!

Miss Yah,

[REDACTED]  
b7c-5, b6-5

DODDOACID-004814



# INTERNES (L), RETAINED PERSONNEL, CIVILIAN AND OTHER DETAINEES

in a full workday. If so, the EPW will be compensated at a rate proportionately lower than the authorized daily rate. Such a decision must be approved by the Camp Commander.

## 4-17. Days of paid work per month

The maximum number of days of paid work for an EPW will be limited to the number of workdays in a calendar month. The total workdays include the total number of days minus Sunday and any holiday specifically authorized by HQDA, ODCSOPS, (DAMO-ODL) NPWIC.

## 4-18. Unpaid work

EPW/RP will not be paid for those services connected with administering and maintaining EPW camps, branch camps, and hospitals when such services are performed on a daily rotation or other temporary basis. Unpaid work, in all cases, will include:

- Kitchen police.
- Latrine orderlies.
- Ground police.
- Other routine fatigue details of the types normally assigned and performed equitably and temporarily by persons in U.S. Army units.

## 4-19. Sale of articles and repair services

The canteen officer may sell articles made to order for, or repair services performed for, U.S. personnel by EPW. This sale is subject to the following provisions:

- Articles will be manufactured or repair services will be performed only during the spare time of EPW.
- No expense to the U.S. will be incurred for equipment, materials, or labor.
- Repair work or the making of articles to order for U.S. personnel will be prohibited unless an order for the work is placed through the EPW canteen.
- The canteen officer will fix the price of each article or repair service. The price will reasonably conform to prices for similar articles or services in the civilian market, less the cost of any material supplied by the customer.
- The canteen officer and the Camp Commander will enter into a blanket contract. Under this contract, the canteen officer will pay to the Camp Commander amounts derived from the sale of articles made to order for, and repair service performed for, U.S. personnel, less a handling charge by the canteen of not more than 10 percent. The canteen officer will submit a voucher monthly to the camp commander. The voucher will list:
  - The individual sales and services performed during the month.
  - The price charged for each.
  - The deductions made for handling charges.
- The Camp Commander will deposit the amount derived from the sale of articles made to order for, or repair services performed for, U.S. personnel with the U.S. Treasurer. Procedures for these transactions are prescribed in AR 37-1. The EPW will be paid an hourly rate. The rate will not exceed the authorized daily rate for paid work for the services performed. However, in no case will the amount paid to the EPW exceed the price of the article or repair service fixed under subparagraph d above. Amounts will be subject to deductions provided for in this regulation. ~~Any residual money~~ will be disbursed by the EPW camp counsel for use by camp EPW. This disbursement must be approved by the Camp Commander.

## 4-20. Disability compensation

a. An EPW may be injured or suffer a disability while working under circumstances that may be attributed to work. If so, DA Form 2675-R (Certificate of Work Incurred Injury or Disability) will be completed in four copies. The original will be given to the EPW; the second copy will be forwarded to the PWIC to be sent to the National Prisoner of War Information Center; and the third and fourth will be placed in the EPW's personnel file.

b. A claim by the EPW for compensation for work-incurred injury or disability will be forwarded to the PWIC. The PWIC will send the claim to the Power on which the EPW depends for settlement. A copy of the completed DA Form 2675-R taken from the personnel files of the EPW will be attached to the claim. DA Form 2675-R will be reproduced locally on 8 1/2 by 11-inch paper. This form is for the use of Army only. 6775

## 4-21. Operation of government vehicles

EPW may be licensed to operate Government motor vehicles according to AR 600-55.

## Section II

### Contract Employment

## 4-22. Rules and procedures

Rules and procedures governing the military and contract employment of EPW will be according to the most current contract laws, procedures and guidelines and comply with the provisions of the Geneva Convention. All requests for the contracting of EPW will be forwarded promptly through channels to HQDA, ODCSOPS (DAMO-ODL) and be coordinated with HQDA, DAJA.

## Chapter 5

### Beginning of Internment (CI)

#### 5-1. General protection policy—civilian internee

##### a. Treatment.

- No form of physical torture or moral coercion will be exercised against the CI. This provision does not constitute a prohibition against the use of minimum force necessary to effect compliance with measures authorized or directed by these regulations.
- In all circumstances, the CI will be treated with respect for their person, their honor, their family rights, their religious convictions and practices, and their manners and customs. At all times the CI will be humanely treated and protected against all acts of violence or threats and insults and public curiosity. In all official cases they will be entitled to a fair and regular trial as prescribed by this regulation.
- The CI will be especially protected against all acts of violence, insults, public curiosity, bodily injury, reprisals of any kind, sexual attack such as rape, forced prostitution, or any form of indecent assault.
- The CI will be treated with the same consideration and without adverse distinction based on race, religion, political opinion, sex, or age.
- The CI will be entitled to apply for assistance to the protecting powers, the International Committee of the Red Cross, approved religious organizations, relief societies, and any other organizations that can assist the CI. The commander will grant these organizations the necessary facilities to enable them to assist the CI within the limits of military and security considerations.
- The following acts are specifically prohibited:
  - Any measures of such character as to cause the physical suffering or extermination of the CI. This prohibition applies not only to murder, torture, corporal punishment, mutilation, and medical or scientific experiments, but also to any other measure of brutality.
  - Punishment of the CI for an offense they did not personally commit.
  - Collective penalties and all measures of intimidation and terrorism against the CI.
  - Reprisals against the CI and their property.
  - The taking and holding of the CI as hostages.
  - Deportations from occupied territory to the territory of the occupying power or to that of any other country, occupied or not, are prohibited.
- Authorization to intern. Internment of protected civilian persons in a CI camp is authorized and directed provided that such

CHAPTER 3(Division Collecting Points and Corps Holding Areas)

3-23. Do not use coercion to obtain information from captives. This includes basic information such as name, rank, service number, and date of birth that captives are required to provide under the Geneva Conventions. Coercion or inhumane treatment of captives is prohibited and is not justified by the stress of combat or deep provocation. Inhumane treatment is a serious violation of international law and the UCMJ.

CHAPTER 4 (EPWs)

4-46. Equitable treatment enhances the control of EPWs. According to the Geneva Conventions, all EPWs are treated humanely and are protected against violence, intimidation, insults, and public curiosity. Treat all EPWs alike, regardless of rank, sex, and privileged treatment (which may be accorded due to their health, age, or professional qualifications).

STANAG 2033. *Interrogation of Prisoners of War (PW) (Edition 6)*. 6 December 1994.

STANAG 2044. *Procedures for Dealing With Prisoners of War (PW) (Edition 5)*. 28 June 1994.

STANAG 2084. *Handling and Reporting of Captured Equipment and Documents (Edition 6)*.

6 April 1999.

# Page(s)

23-26

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## Referred to:

U.S. CENTRAL COMMAND  
7115 SOUTH BOUNDARY BLVD  
ATTN: CCJ6-DM  
MACDILL AIR FORCE BASE  
FLORIDA 33621-5101

MS. JACQUELINE SCOTT  
[scottj@centcom.smil.mil](mailto:scottj@centcom.smil.mil)  
(813) 827-5341/2830

DATA REQUIRED BY PRIVACY ACT

AUTHORITY: Title 10, United States Code Section 3012 (g) ROUTINE USES: Your social security number and other personal information Are used as an additional/alternate means of identification to facilitate and retrieval.

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code: 2. Action Code: 3. Date: 4. Rel to Case: 5. Control: 6. Sequence # 0138 7. Year: -04- 8. Office: CID 446 9. ROI #: 10. Offense:

10. Last Name: b7c-5, b6-5 11. First Name: b7c-5, b6-5 12. Middle Name: b7c-5, b6-5 13. Grade/Rank: E-4-SPC

14. Social Security Number: b7c-5, b6-5 15. Other ID Number: 16. Date of Birth: b7c-5, b6-5 17. POB City: b7c-5, b6-5 18. POB St: b7c-5, b6-5 19. POB Zip:

20. Sex: Male 21. Race: Caucasian 22. Ethnic: NH 23. Height: 6'0" 24. Weight: 230 25. Hair: Brown 26. Eye Color: Brown 27. Citizen: US 28. Educ: 16 29. Prior Record: NO 30. Marital: Single

31. MOS: 31B 32. Job Description/Location: Military Police 33. MC: NG 34. Security Clr: Secret 35. Physical Marks/ Tattoos: Tattoo of Spider and Griffin on R arm 36. Spouse Military: Yes: [ ] No: [ ] Branch: ..

37. Alias/Nicknames: None 38. Alias/Nicknames: 39. Alias/Nicknames:

40. Unit/ Organization: 855th Military Police Company 41. Unit Phone Number: Home: Cell/Pager: b7c-5, b6-5

42. Military Service: Nat Guard 43. Sub Unit: 44. Fort/City: Phoenix 45. State: AZ 46. Country: US 47. Zip Code/APO: 85020

48. Home Address: b7c-5, b6-5 49. City: b7c-5, b6-5 50. State: b7c-5, b6-5 51. Country: b7c-5, b6-5 52. Zip Code/APO: b7c-5, b6-5

53. JUV: 54. Family Rel: 55. Last Name: 56. First Name: 57. Middle Name:

58. Social Security: 59. Grade/Rank: 60. MC: 61. Unit:

62. City: 63. State: 64. ZIP/APO: 65. Phone: Wk: Hm:

66. Offense Code: 67. UFC: 68. Offense Code: 69. UFC: 70. Offense Code: 71. UFC: 72. Offense Code: 73. UFC:

Telephone: ETS: PCS/DEROS: Date / Time Interview START: Date: Time:

Place of Interview: Date / Time Interview END: Date: Time:

Disposition:

74. Category: 75. Type: 76. Recovered: Yes: [ ] No: [ ] 77. Value: 78. Insurer: Policy: Year/Date Exp: /

79. Year: 80. Make: 81. Model: 82. Vehicle Style: 83. # of Doors: 84. Color: 85. Size:

86. V.I.N: 87. License Plate: 88. State: 89. DOD Decal Number:

NOTES:

DODDOACID-004818

LAST HIV TEST:

ENCL 4

INVESTIGATIVE WORKS

AUTHORITY: Title 10, United States Code Section 3012 (g) DATA REQUIRED BY PRIVACY ACT ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate and retrieval. --

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code: 2. Action Code: 3. Date: 4. Rel to Case: 5. Control: 6. Sequence #: 0113 7. Year: -04- 8. Office: CID 446 9. ROI #: 10. Last Name: b7c-5, b6-5 11. First Name: b7c-5, b6-5 12. Middle Name: b7c-5, b6-5 13. Grade/Rank: CIV

14. Other ID Number: b7c-5, b6-5 15. Date of Birth: b7c-5, b6-5 16. Sex: M 17. POB City: b7c-5, b6-5 18. POB St: AZ 19. POB Zip: b7c-5, b6-5 20. Sex: M 21. Race: W 22. Ethnic: 23. Height: 5'10 24. Weight: 175 25. Hair: BRN 26. Eye Color: BRN 27. Citizen: US 28. Educ: 12 29. Prior Record: NONE 30. Marital: S

31. MOS: 950 32. Job Description/Location: MP/ASSET PROTECTION 33. MC: 34. Security Clr: 35. Physical Marks/Tattoos: 36. Spouse Military: Yes: [ ] No: [ ] 37. Alias/Nicknames: 38. Alias/Nicknames: SCOTTSDALE AZ 39. Alias/Nicknames:

40. Unit/Organization: TARGET 9000 E INDIAN BEND SCOTTSDALE AZ 41. Unit Phone Number: 480-951- b7c-5, b6-5 42. Military Service: AZ NAT GUARD 43. Sub Unit: B55 IMP 44. Fort/City: PHOENIX 45. State: AZ 46. Country: US 47. Zip Code/APO:

48. Home Address: 49. City: 50. State: 51. Country: 52. Zip Code/APO:

53. JUV: 54. Family Rel: 55. Last Name: 56. First Name: 57. Middle Name: 58. Social Security: 59. Grade/Rank: 60. MC: 61. Unit:

62. City: 63. State: 64. ZIP/APO: 65. Phone: Wk: Hm:

66. Offense Code: 67. UFC: 68. Offense Code: 69. UFC: 70. Offense Code: 71. UFC: 72. Offense Code: 73. UFC:

ADMISSIVE DATA Telephone: ETS: PCS/DEROS: Date / Time Interview START: Date: Time: Place of Interview: Date / Time Interview END: Date: Time: Disposition: b7c-5, b6-5

PROPERTY/VEHICLE DATA 74. Category: 75. Type: 76. Recovered: Yes: [ ] No: [ ] 77. Value: 78. Insurer: Policy: Year/Date Exp: 79. Year: 80. Make: 81. Model: 82. Vehicle Style: 83. # of Doors: 84. Color: 85. Size: 86. V.I.N.: 87. License Plate: 88. State: 89. DOD Decal Number:

NOTES: HOME of RECORD: [REDACTED] b7c-5, b6-5 NO RELATIVES- LIVES WITH MOTHER - [REDACTED] b7c-5, b6-5

LAST HIV TEST:

DATA REQUIRED BY PRIVACY ACT

AUTHORITY: Title 10, United States Code Section 3012 (g) ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate and expedite processing of your information. PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. DISCLOSURE: Disclosure of your social security # is voluntary

1. Rec Code: 2. Action Code: 3. Date: 4. Rel to Case: 5. Control: 6. Sequence # 7. Year: 8. Office - CID 9. ROI # Offense:

10. Last Name: 11. First Name: 12. Middle Name: 13. Grade/Rank: E-5 / SGT

14. Social Security Number: 15. Other ID Number: 16. Date of Birth: 17. POB City: 18. POB St: 19. POB Zip:

20. Sex: F 21. Race: C 22. Ethnic: 23. Height: 60 24. Weight: 170 25. Hair: BLN 26. Eye Color: BLU 27. Citizen: US 28. Educ: 14 29. Prior Record: NO 30. Marital: S-A

31. MOS: 97E2P 32. Job Description/Location: Interrogator 33. MC: FC 34. Security Clr: S 35. Physical Marks/ Tattoos: 36. Spouse Military: Yes: No: Branch: 37. Alias/Nicknames: 38. Alias/Nicknames: 39. Alias/Nicknames:

40. Unit/ Organization: D Co. 313th MI BN 41. Unit Phone Number: (910) 432- Cell/Pager: 42. Military Service: 43. Sub Unit: 44. Fort/City: Fort Bragg 45. State: NC 46. Country: USA 47. Zip Code/APO: 28310

48. Home Address: D Co. 313th MI BN 49. City: Fort Bragg 50. State: NC 51. Country: USA 52. Zip Code/APO: 28310

FAMILY MEMBER DATA

53. JUV: 54. Family Rel: 55. Last Name: 56. First Name: 57. Middle Name: 58. Social Security: 59. Grade/Rank: 60. MC: 61. Unit:

62. City: 63. State: 64. ZIP/APO: 65. Phone: Wk: Hm:

OFFENSES

66. Offense Code: 67. UFC: 68. Offense Code: 69. UFC: 70. Offense Code: 71. UFC: 72. Offense Code: 73. UFC:

ADMINISTRATIVE DATA

Telephone: ETS: 7 SEP 05 PCS/DEROS: Date / Time Interview START: Date: Time: Place of Interview: Date / Time Interview END: Date: Time: Disposition:

PROPERTY VISUAL DATA

74. Category: 75. Type: 76. Recovered: Yes: No: 77. Value: 78. Insurer: Policy: Year/Date Exp: 79. Year: 80. Make: 81. Model: 82. Vehicle Style: 83. # of Doors: 84. Color: 85. Size: 86. V.I.N.: 87. License Plate: 88. State: 89. DOD Decal Number:

NOTES: Speaks Chinese, French Deployed OIF early Nov 03 - Mar 31, 04.

LAST HIV TEST: