

DEPARTMENT OF THE ARMY
78th MILITARY POLICE DETACHMENT (CID) (FWD)
3rd MILITARY POLICE GROUP (CID)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
BAGHDAD, IZ
APO AE 09342

CIMPR-FR

23 Jun 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL/FINAL (C)/SSI - 0181-04-CID259-80228 - 5C1Q2/5Y2E

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 12 JUN 2004/0001 HRS - 12 JUN 2004/1956 HRS; ABOARD HELICOPTER NEAR, BAGHDAD, IZ

DATE/TIME REPORTED: 22 JUN 2004, 1000 HRS

INVESTIGATED BY: SA ^{b7c-1, b6-1, b2} [REDACTED], SA ^{b7c-1, b6-1, b2} [REDACTED], SA ^{b7c-1, b6-1, b2} [REDACTED], SA ^{b7c-1, b6-1, b2} [REDACTED]

SUBJECT: 1. (UNKNOWN); (NFI); [ASSAULT] [CRUELTY AND MALTREATMENT]

VICTIM: 1. ^{b7c-4, b6-4} [REDACTED] CIV; NDRS# ^{b7c-4, b6-4} [REDACTED] M; DATE OF CAPTURE: 12 JUN 2004; IZ (NFI) [ASSAULT] [CRUELTY AND MALTREATMENT]

INVESTIGATIVE SUMMARY:

On 22 Jun 04, this office received Memorandum of Transmittal (MOT) 0073-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Correctional Confinement Facility, Abu Ghraib, APO AE 09342 (BCCF), which stated the ^{b7c-4, b6-4} Medical Screening Record of Mr [REDACTED] reflected that during inprocessing at BCCF Mr [REDACTED] alleged he was punched in the stomach by Coalition Forces during his transport to BCCF.

Investigation did not develop sufficient evidence to prove or disprove ^{b7c-4, b6-4} Mr [REDACTED] allegation. Mr [REDACTED] refusal to cooperate with this investigation prevented the identification of the subject or the determination of the exact events, which occurred during the incident. Investigation did not diminish the integrity or credibility of Mr [REDACTED] allegation.

STATUTES:

Article 128, UCMJ: Aggravated Assault
Article 93, UCMJ: Cruelty and Maltreatment

EXHIBITS/SUBSTANTIATION:

Attached:

~~FOR OFFICIAL USE ONLY~~
LAW ENFORCEMENT SENSITIVE

7c b6 b2

1

DOD-DOACID000072

- 1. Agent's Investigation Report (AIR) of SA [redacted] ^{b7c-1, b6-1} 23 Jun 04, detailing the receipt of MOT 0073-04-CID789 and the coordination with MAJ [redacted]
- 2. AIR of SA [redacted] ^{b7c-1, b6-1}, 75th Military Police Detachment, BCCF, 21 Jun 04, detailing the basis for investigation; receipt of Medical Screening Report; interviews of Mr [redacted] ^{b7c-3, b6-3} and 1LT [redacted] ^{b7c-3, b6-3} and coordination with SSG [redacted] ^{b7c-3, b6-3} and CW4 [redacted] ^{b7c-4, b6-4}
- 3. Medical Screening Log, 16 Jun 04, which pertained to Mr [redacted] ^{b7c-3, b6-3}
- 4. Written Statement of Mr [redacted] ^{b7c-4, b6-4} 19 Jun 04.
- 5. English Translation of Exhibit 4, which reflected Mr [redacted] ^{b7c-4, b6-4} refused to provide any information regarding his allegation.

Not Attached:

None.

The originals of Exhibits 1, 2, 4, and 5 are forwarded with USACRC copy of this report. The original of Exhibit 3 was maintained in the files of the 391st Military Police Battalion Detainee Aid Station, BCCF, Abu Ghraib, IZ.

STATUS: This is an Initial/Final (C) Report. This investigation is terminated in accordance with CIDR 195-1, Chapter 4-17 (a)(5), the victim's cooperation is necessary for the satisfactory resolution of the investigation, and such cooperation is not forthcoming. Remaining Leads: Re-interview Mr [redacted] Locate, fully identify, and interview unknown subject. Obtain detainee records for Mr [redacted] ^{b7c-4, b6-4}

Report Prepared By:

^{b7c-1, b6-1, b2}
[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted] ^{b7c-1, b6-1}
Special Agent in Charge

Distribution:

- 1-DIR, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506 (original)
- 1-Thru: CDR, 22nd MP BN (CID), APO AE 09342
- Thru: CDR, 3rd MP Group (CID)
- To: CDR, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060
- 1-PMO, MNF-I (e-mail only)
- 1-CID LNO, MNF-I, APO AE 09335 (e-mail only) ^{b7c-3, b6-3}
- 1-Office of the Staff Judge Advocate, III Corps, ATTN: CPT [redacted] (email only)
- 1-File

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7c b6 b2

BASIS FOR INVESTIGATION: About 1000, 22 Jun 04, this office received Memorandum of Transmittal (MOT) 0073-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Correctional Confinement Facility, Abu Ghraib, APO AE 09342 (BCCF), which stated the Medical Screening Record of Mr [REDACTED] b7c-4, b6-4 National Detainee Reporting System (NDRS) Number [REDACTED] reflected that during in-processing at BCCF, Mr [REDACTED] alleged he was punched in the stomach by Coalition Forces during his transport to BCCF.

About 1300, 23 Jun 04, SA [REDACTED] b7c-1, b6-1 coordinated with MAJ [REDACTED] b7c-3, b6-3, Chief of Detainee Operations, Multi-National Force - Iraq (MNF-I), who conducted a search of the records maintained at her office for any documentation which pertained to Mr [REDACTED]. The search disclosed her office has never received any documentation that pertained to Mr [REDACTED] b7c-4, b6-4
 ///LAST ENTRY///

b7c-1, b6-1, b2
 SA [REDACTED] 78th MP Detachment (Forward) (CID)
 Special Agent, Baghdad, Iraq APO AE 09342
 Signature: [REDACTED] Date: 23 JUN 04 Exhibit: 1

CID Form 94 FOR OFFICIAL USE ONLY
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0181-04-CID257-80278

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0073-04-CID789

PAGE 1 OF 1 PAGES

DETAILS

BASIS FOR INVESTIGATION: On 18 Jun 04, this office received a Medical Screening Record from the 391st Military Police (MP) Battalion (BN) Detainee Aid Station, Baghdad Central Confinement Facility (BCCF), Abu Ghryeb, Iraq (AGI), in which Detainee [REDACTED], National Detainee Reporting System (NDRS) # [REDACTED] alleged that he was punched in the stomach by US Forces while being transported to BCCF in a helicopter.

About 1200, 18 Jun 04, INV [REDACTED] b7C-1, b6-1, this office, received a copy of the medical screening report from 391st MP BN Detainee Aid Station. (See Medical Screening Report)

About 1105, 19 Jun 04, SA [REDACTED] b7C-1, b6-1, with the assistance of Linguist [REDACTED] b7C-3, b6-3, this office, interviewed Detainee [REDACTED] about his abuse allegations. [REDACTED] stated he did not want to make a statement, written or oral, about the subject. This agent explained the importance of reporting alleged abuse by US Forces, but [REDACTED] continued to refuse to make a statement. When asked about his statement to the doctor, he said that he did not want to talk about it. He provided a written statement acknowledging his desire to not make a statement. (See Sworn Statement and Translation of Iraqi Statement)

About 1120, 19 Jun 04, SA [REDACTED] b7C-1, b6-1 interviewed 1LT (DR.) [REDACTED] b7C-3, b6-3, 391st MP BN Aid Station, BCCF, AGI, who stated he did not remember any specifics about the detainee's allegations, but did verify that he wrote the medical screening report.

About 1100, 21 Jun 04, INV [REDACTED] b7C-1, b6-1 coordinated with SSG [REDACTED] b7C-3, b6-3, Magistrate Cell Administration NCOIC, HHC 3-4, BCCF, AGI, to obtain a copy of the [REDACTED] b7C-4, b6-4 detainee file. SSG [REDACTED] stated the records were not in her office, but signed out by the Joint Interrogation and Debriefing Center (JIDC).

About 1130, 21 Jun 04, INV [REDACTED] b7C-1, b6-1 coordinated with CW4 [REDACTED] b7C-3, b6-3 Senior Interrogator, Joint Interrogation Debriefing Center (JIDC), BCCF, AGI, who stated that [REDACTED] b7C-4, b6-4 detainee file was not located at the JIDC.

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

TYPE AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] b7C-1, b6-1, b2

ORGANIZATION

PRISONER INTERROGATION TEAM (PIT)(CID)
Baghdad Central Confinement Facility, Abu Ghryeb 09342

SIGNATURE

[REDACTED SIGNATURE]

DATE

21 Jun 04

EXHIBIT

2

Page(s)

5-6

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

STATEMENT OF: [REDACTED]

TAKEN AT: BCCF

DATED: 19 Jun 04 CONTINUED

STATEMENT (Continued)

[Lined area for statement content, mostly blank with a diagonal line across it]

7C-4 b6-4 AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 1. 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.

7C-4 b6-4 [REDACTED]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19 day of Jun, 2004 at BCCF, ABU GHRUYEB, IRAQ

ORGANIZATION OR ADDRESS

[REDACTED]
(Signature of Person Administering Oath)
7C-1 b6-1 b2

ORGANIZATION OR ADDRESS

SA [REDACTED]
(Typed Name of Person Administering Oath)

ART 136 (b) (4) UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

Exhibit 4

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TRANSLATION OF STATEMENT PROVIDED BY DETAINEE [REDACTED]
NDRS [REDACTED] 19 Jun 04/1105

b7c-4, b6-4

I do not want to write a report about that issue, and that is up to my free will and without any pressure.

TRANSLATED BY: b7c-3, b6-3

VERIFIED BY: b7c-3, b6-3

Mr. [REDACTED]
Translator, Category II
Titan Corporation

Mr. [REDACTED]
Translator, Category II
Titan Corporation

Assigned to:
Prisoner Interrogation Team (PIT)(CID)
75th Military Police (MP) Det. (CID)(FWD)(-)
Baghdad Central Confinement Facility (BCCF)
Abu Ghryeb, Iraq APO AE 09342

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Exhibit 5

INVESTIGATIVE PLAN

SEQUENCE NUMBER
0181-04-CID295-80228

DATE 22 Jun 04	OFFENSE Assault/Cruelty and Maltreatment	VICTIM/ Mr [REDACTED] b7c-4, b6-4	ASSIGNED TO: [REDACTED] b7c, b6-1
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DATE NOTED	PLANNED ACTIVITY	DATE COMPLETED
22 Jun 04	Locate, fully identify, and interview unknown subject	
22 Jun 04	Obtain detainee file of Mr [REDACTED] b7c-4, b6-4	

MISCELLANEOUS ACTIVITY

ACTION	COMPLETED	ACTION	COMPLETED
INITIAL CIC REVIEW		FINAL EVIDENCE REVIEW	
INITIAL SRO REVIEW			
FINAL CIC REVIEW			
FINAL SRO REVIEW			

CONTACTS/PHONE NUMBERS

INVESTIGATIVE STANDARDS

ACTIVITY/PERSON	PHONE NUMBER	INVESTIGATIVE STANDARDS	
		VICTIMS INTERVIEWED	24 hours
		EYE WITNESSES INTERVIEWED	24 hours
		EVIDENCE DEPOSITED	1 duty day
		LAB REQUESTS	5 duty days
		RFA'S SENT OUT	5 duty days
		MEANINGFUL INV ACTIVITY	10 duty days
		RFA FOLLOW UP	15 duty days
		KNOWN SUBJ FINALS	15 duty days
		UNFOUNDED FINALS	15 duty days
		UNKNOWN SUBJ FINALS	30 cal days
		ACTION TAKEN	30 cal days

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1000, 22 Jun 04

b7c-1,bb-1

BASIS FOR INVESTIGATION: About 1000, 22 Jun 04, this office received Memorandum of Transmittal (MOT) 0073-04-CID789 from the Prisoner Interview/Interrogation Team (PIT), 75th Military Police Detachment, Baghdad Correctional Confinement Facility, Abu Ghraib, APO AE 09342 (BCCF), which stated the Medical Screening Record of Mr [REDACTED] National Detainee Reporting System (NDRS) Number [REDACTED], reflected that during in-processing at BCCF, Mr [REDACTED] alleged he was punched in the stomach by Coalition Forces during his transport to BCCF.

1300, 22 Jun 04

b7c-1,bb-1

About 1300, 23 Jun 04, SA [REDACTED] coordinated with MAJ [REDACTED], Chief of Detainee Operations, Multi-National Force - Iraq (MNF-I), who conducted a search of the records maintained at her office for any documentation which pertained to Mr [REDACTED]. The search disclosed her office has never received any documentation that pertained to Mr [REDACTED].

1700, 23 Jun 04

b7c-1,bb-1

Drafted IFI. To SAC for review.

23 JUN 04

b7c-1,bb-1

SAC Review:

1. Good Job.
2. Victim did not cooperate any further. There is no further investigative activity required by this office.
3. File closed.

TO ADMIN FOR DISTR0

24 Jun 04

PTC

b7c-2,bb-2

Distro Done
COPY IN FILE

CID FORM 66

1. DATE 22 Jun 04		2. TIME RECEIVED 1000		7. CASE NUMBER 0181-04-CID259-80228																
3. OFFENSE Assault/Cruelty and Maltreatment				8. ASSIGNED TO [REDACTED] b7c-1, b6-1																
4. SUBJECT Unknown				9. TYPE OF ACTION GC																
5. VICTIM b7c-4, b6-4 Mr [REDACTED]				10. REPORTS <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 33%;">TYPE</th> <th style="width: 33%;">SUSPENSE</th> <th style="width: 33%;">COMP</th> </tr> <tr> <td>INI/FW</td> <td> </td> <td>23 JUN</td> </tr> <tr> <td>CLO</td> <td> </td> <td>23 JUN</td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table>		TYPE	SUSPENSE	COMP	INI/FW	 	23 JUN	CLO	 	23 JUN						
TYPE	SUSPENSE	COMP																		
INI/FW	 	23 JUN																		
CLO	 	23 JUN																		
6. CASE DESCRIPTION MOT from BCCF regarding allegations Mr [REDACTED] was punched in the stomach during transport to BCCF. b7c-4, b6-4																				
11. OTHER ACTION			12. CID FUNDS																	
ACTION	RQRD	COMPL	DATE	AMOUNT																

Page(s)

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Referred to:

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