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	TOP SECRET /. /SI//ORCON/NOFORN//MR	
Docu Subj	ect: EYES ONLY FOR O9 NOV 2005	5
ACTI EYES	ION: SONLY,	
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TO: P	PRIORITY DIRECTOR.	
FOR:		
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SUBJ	ECT: EYES ONLY FOR DESTRUCTION OF	is
REF:		•
TEXT:		•
1. ACT	TION REQUIRED: FYI	
	R REF A, ALL 92 VIDEO TAPES WERE DESTROYED ON 09 MBER. DESTRUCTION ACTIVITY WAS INITIATED AT 0910HRS AND LETED AT 1230HRS.	•
3. FILE		
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CABLE	ТҮРЕ:	
END OF	F MESSAGE	
Docum Subject TAPES	ent: 08 NOV 2005 t: EYES ONLY FOR - DDO APPROVAL TO DESTROY VIDEO	
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	TOP SECRET / SI//ORCON/NOFORN//MR	
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	20	07-8808-IG0018

TOP SECRET / SI//ORCON/NOFORN//MR

CONF: STAFF 0818552NOV05 TO: PRON: DDO

SUBJECT: EYES ONLY FOR - DDO APPROVAL TO DESTROY

REF:

TEXT:

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1. ACTION REQUIRED: RESPONSE TO REF A.

2. DDO APPROVES REF A REQUEST TO DESTROY VIDEO TAPES AS PROPOSED REF A AND FOR THE REASONS CITED THEREIN(THERE IS NO LEGAL OR OIG REQUIREMENT TO CONTINUE TO RETAIN THE TAPES.) REQUEST THAT ADVISE WHEN DESTRUCTION HAS BEEN COMPLETED. APPRECIATE STATION ASSISTANCE.

3. FILE:

CABLETYPE: END OF MESSAGE

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000612 2007-8808-IG001868

TOP SECR	ET	/NOFORN//MR	
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END OF MESSAGE	•	•	
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Document: Subject: EYES ONLY FOR	08 NOV 2005 REQUEST APP	ROVAL TO DESTRO	Y
ACTION:			
CITE	•		•
TO: IMMEDIATE DIRECTOR.	•		· · · · · · · · · · · · · · · · · · ·
FOR:			•
	J		
SUBJECT: EYES ONLY FOR	- REQUEST AP	PROVAL TO DESTRO	Y
REF:	•	•	
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TEXT:			
1. ACTION REQUIRED: REQUES THROUGH ON REF ORIGINAL A TAPES.	5T APPROVAL FOR UTHORITY TO DESTR	TO FOLLOW	IDEO
2. FOR THE REASONS CITED IN GENERAL HAD ADVISED	N REF, THE FACT THAT HAT REF VIDEO TAPE	I THE INSPECTOR	R
FOR HIS INVESTIGATION AND GENERAL COUNSEL THAT THE DOCUMENTED	THE DETERMINATION		
ACTIVITIES RECORD	D ON VIDEO TAPE;	REQUESTS HOS	5
AUTHORIZATION FOR PENDING HQS APPROVAL	TO DESTROY REF	VIDEO TAPE	
DESTRUCTION OF	VIDEO TAPES. ON C	OMPLETION OF THE	
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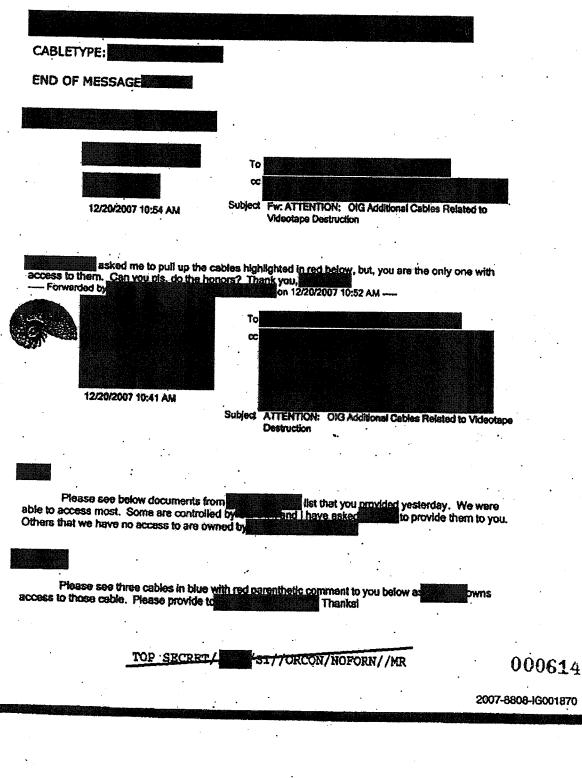
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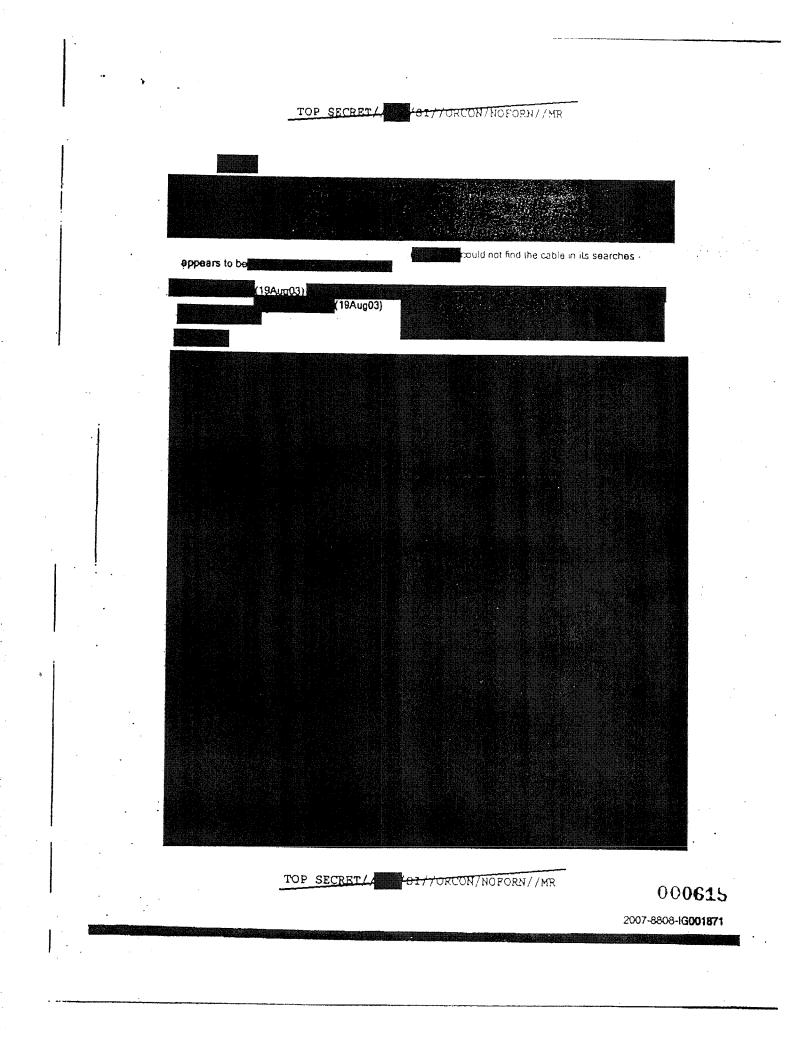
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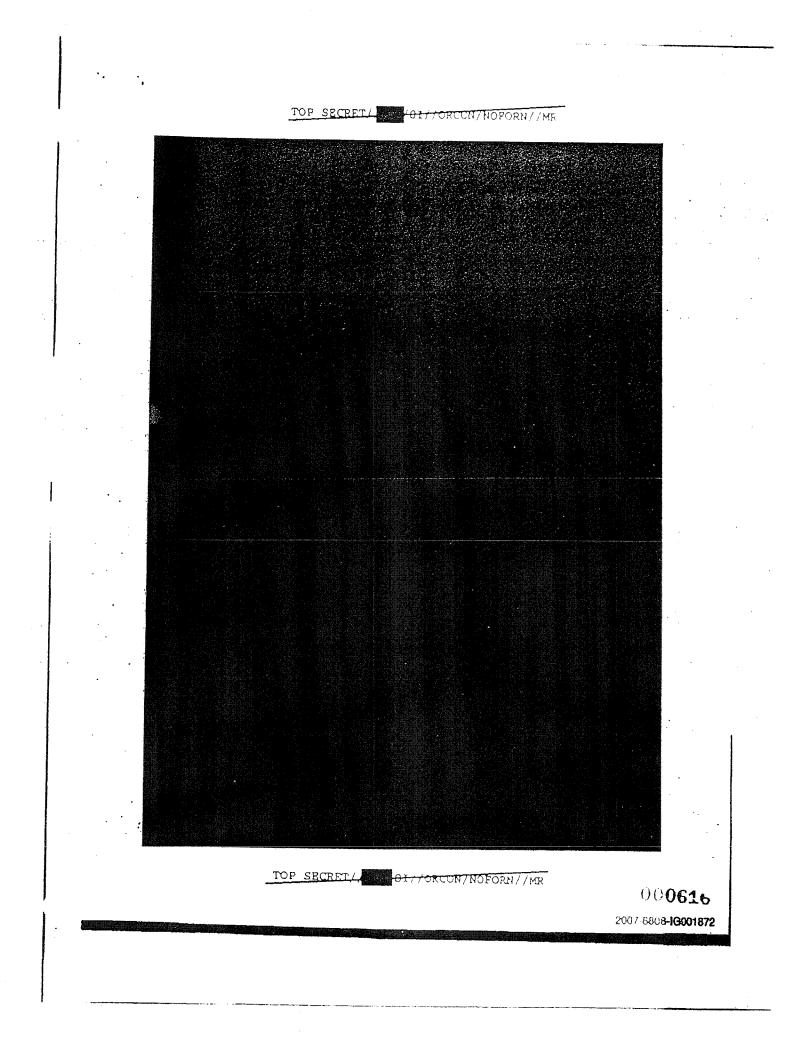
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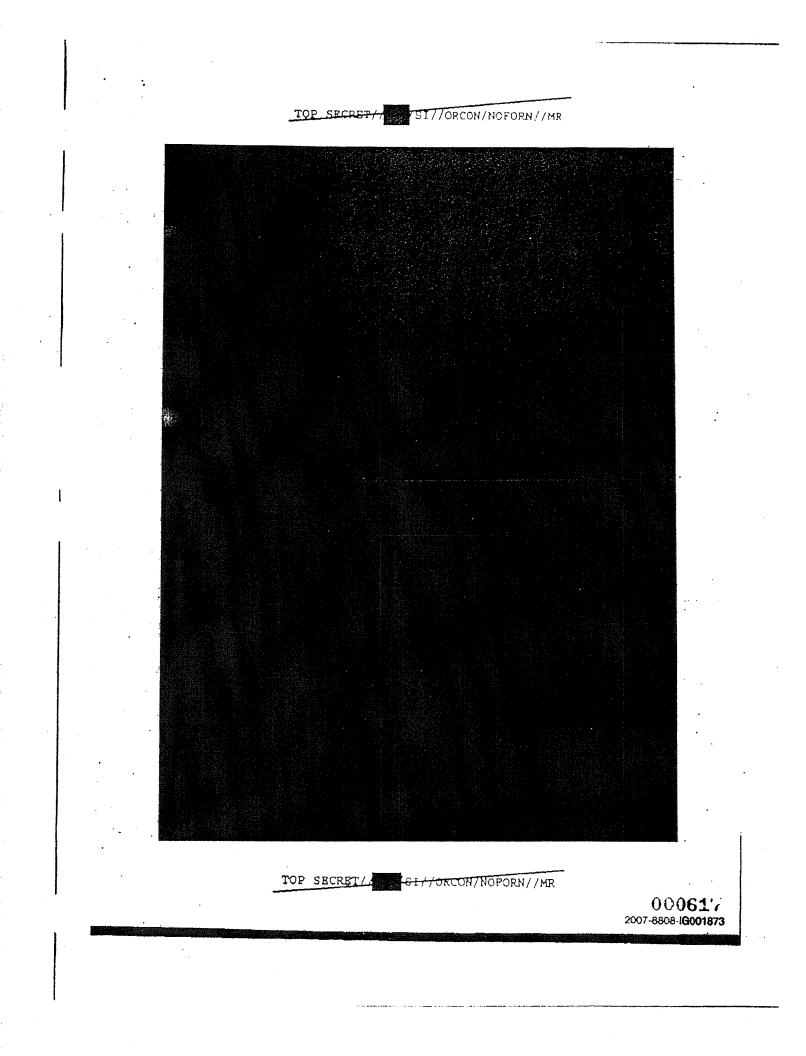
DESTRUCTION, A CABLE WILL BE FORWARDED TO HQS NOTING THE DATE/TIME OF THE VIDEO TAPE DESTRUCTION.

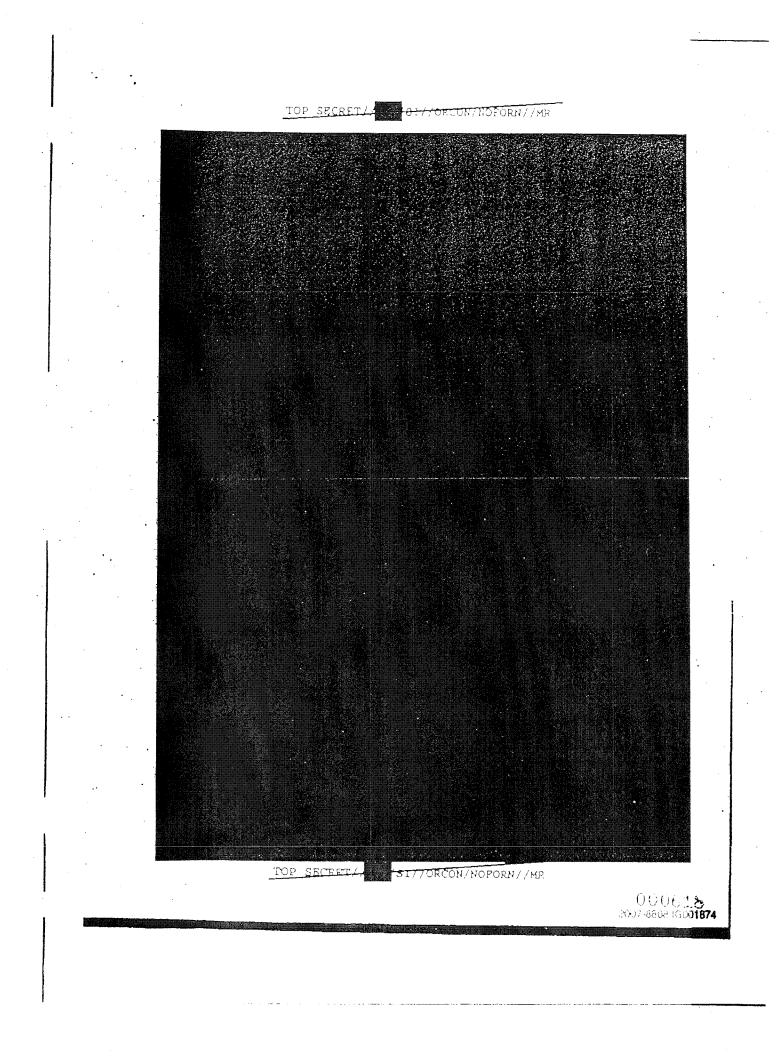
3. FILE: NONE.

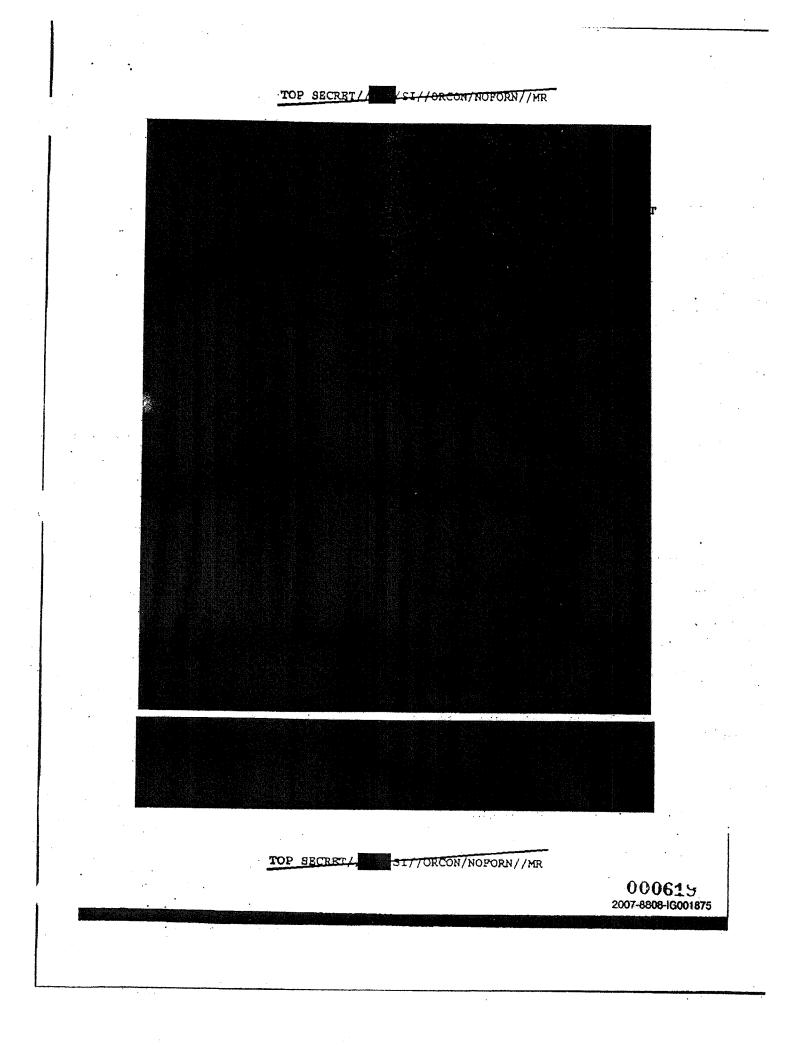


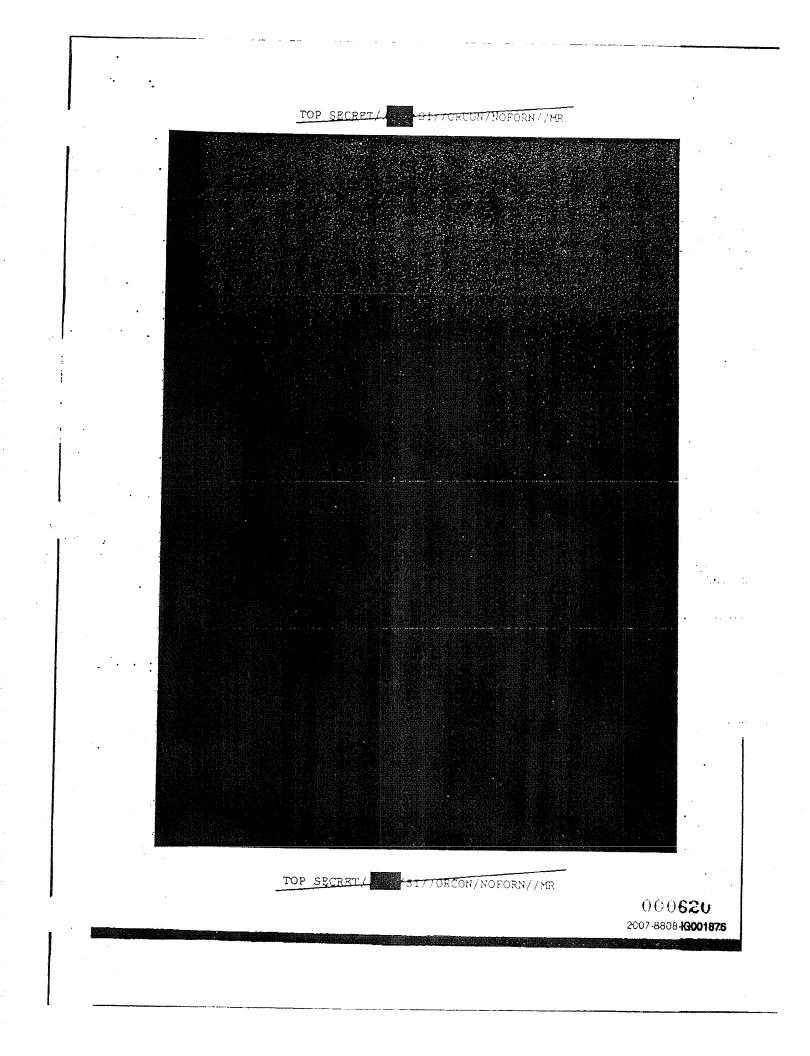


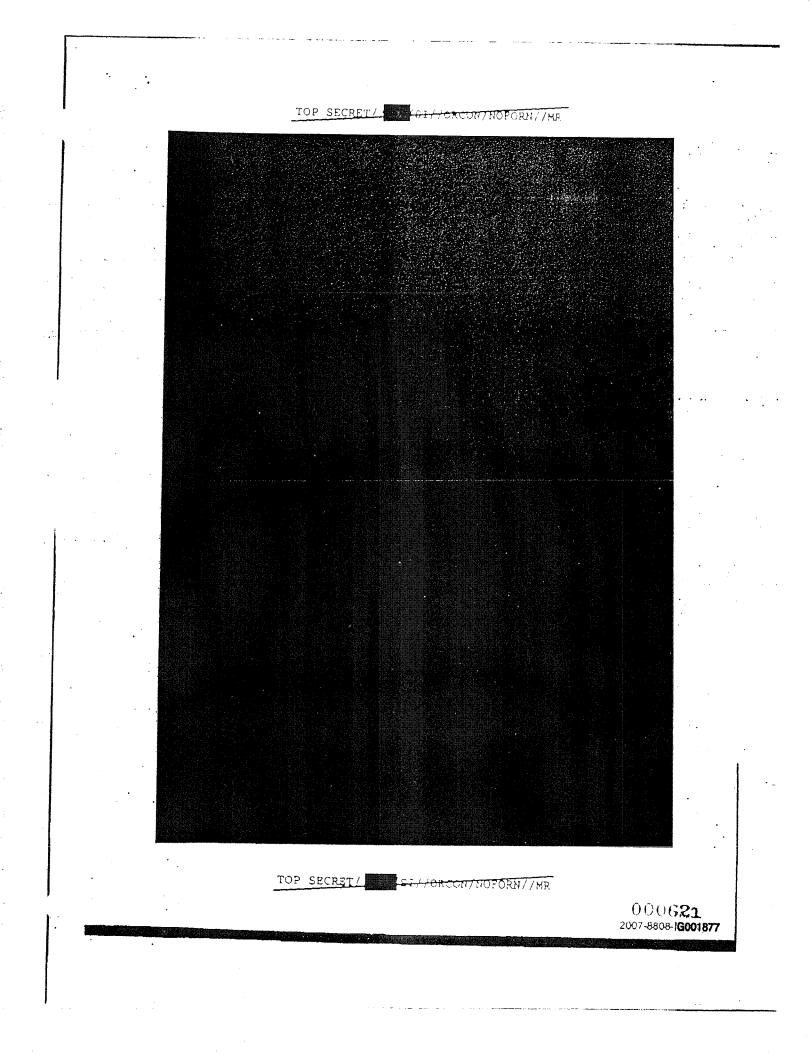


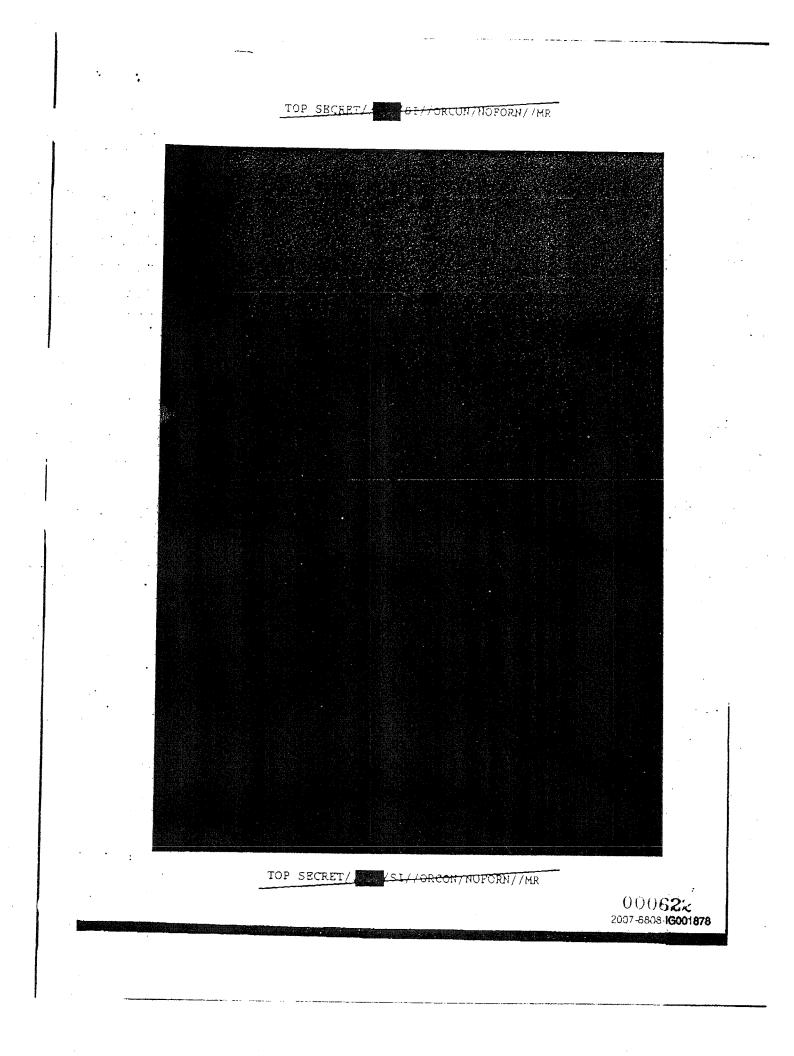


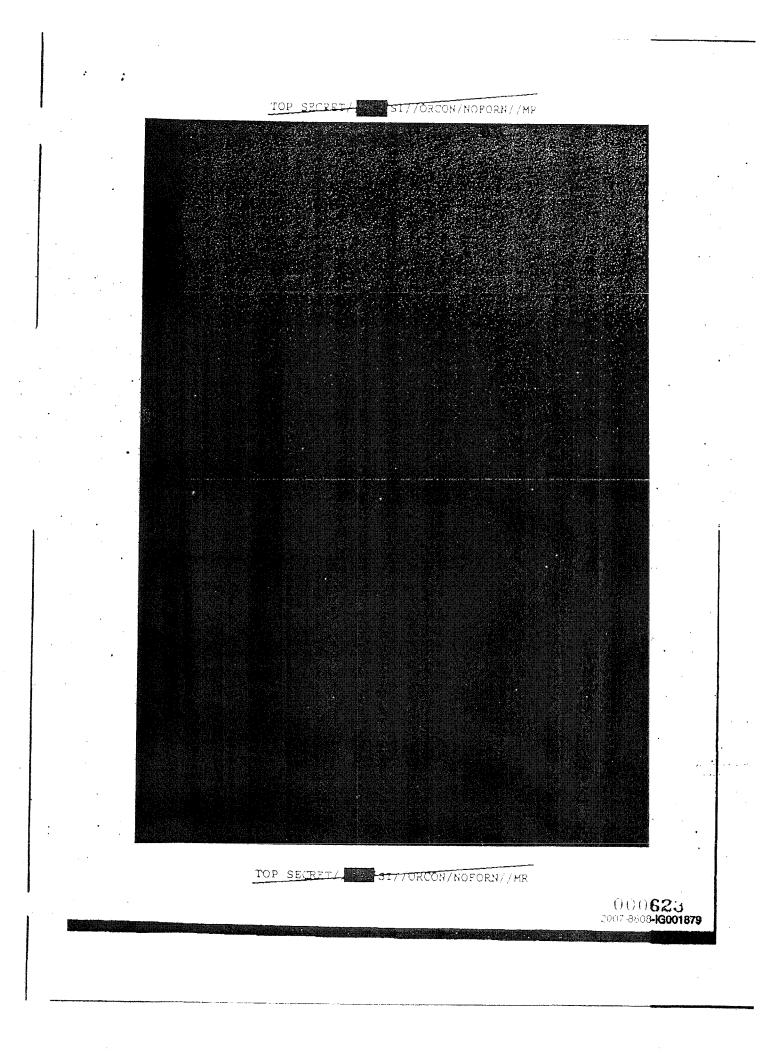


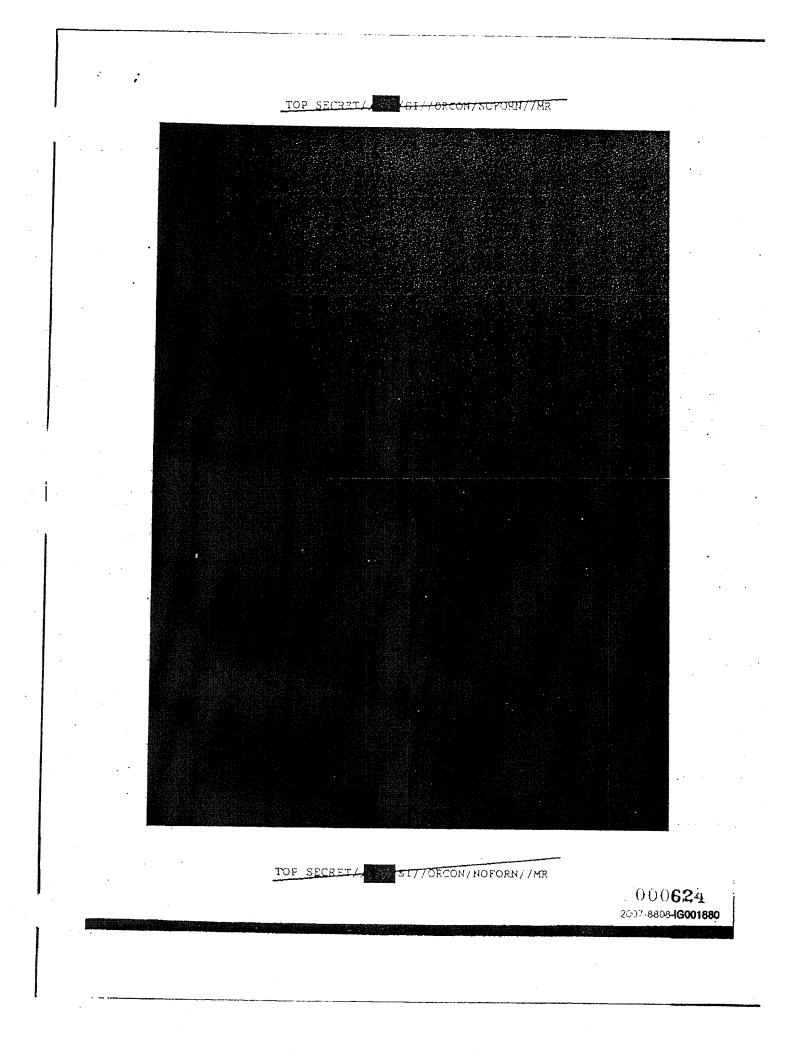












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11/10/2005 07:25 PM

To: Dusty Foggo cc: Subject: short backgrounder - part 2

Dusty - ok - on the Zabaydah tapes - I am no longer feeling comfortable. While I understand Jose's 'decision' (and believe the tapes were bad news) I was just told by Rizzo that DID NOT concur on the cable - It was never discussed with him (this is perhaps worse news, in that we may have 'improperly' destroyed something). In fact, it is unclear now whether the the did as well. Cable was apparently drafted by and released by Jose; they are only two names on it so I am told by Rizzo. Either the lied to, Jose about 'clearing' with the tapes as the was in charge of the facts. (It is not without relevance that the tapes destroyed.) Rizzo is clearly upset, because he was on the hook to notify Harriet Miers of the status of the tapes because it was she who had asked to be advised before any action was taken Apparently, Rizzo called Harriet this afternoon and she was livid, which he said was actually unusual for her. Rizzo does not think this is likely to just go away. Rizzo has advised to the sale was actually unusual for Sounds like we will regroup on Monday.

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000819 2007-6808-IG000075 Attachment classified as above. Classification of transmittal document (when separated from attachment): SECRET



11/10/2005 05:48 PM



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2007-8808-IG000074

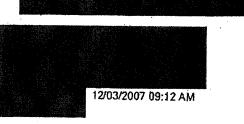
cc: Subject: short backgrounder

To: Dusty Foggo

Dusty - at both the DO update and right after the G-7 the issue of the Abu Zubaydah tapes were discussed. You may recall these concern the tapes which were made during his interrogations at and being held by the **second** of that country. It was recommended to previous DO management that the tapes be destoyed. This was after the ta had reviewed them and deemed that transcripts were an accurate reflection of what happened and they were no longer needed from their perspective **second**.

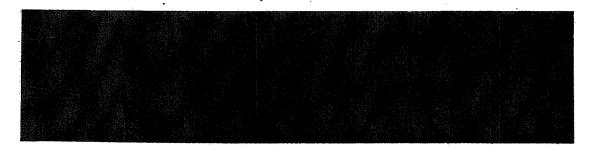
(nfi) someone (nfi) downtown and as a result got cold feet and did not order them destroyed. Current not wanting - smartly- to continue to be custodian of these things was advised to send in a cable asking for guidance. He did so. Guidance just sent - cleared by IIS, DDO and the send in a cable destroy. He did so. Rizzo found out today this had occurred as was upset - apparently because he had not been consulted - not sure if there was another reason. He raised at DO update but was 'calmed' (only slightly) when told that he (jose) felt it was extremely important to destroy the tapes and that if there was any heat he would take It. (PG laughed and said that actually, it would be he, PG, who would take the heat) PG, however, agreed with the decision. As Jose said, the heat from destoying is nothing compared to what it would be if the tapes ever got into public domain - he said that out of context, they would make us look concern and whether it was substantive or just being 'left out.' Jose was going to pursue this. Believe this is end of it, but in case it comes up, you need the background.

SPE SECRET. /NOFORN/7MR To œ boc 10/05/2007 02:31 PM Subject Fw: Video Tapes - Forwarded by n 10/05/2007 02:31 PM -То œ 09/25/2007 03:44 PM Subject Video Tapes • Below is the information for the cable granting approval to destroy the apes. DIRECTOR Document Date: 08 NOV 2005 File Number: - No clue about this file number, searched in with zero returns. Subject: EYES ONLY FOR - DDO APPROVAL TO DESTROY IDEO TAPES SECRET, HOFORN//MR 000805 2007-8808-IG007352



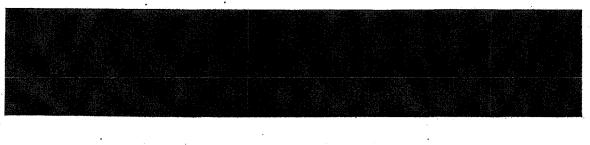


Subject Re: Fw: Potential Statement-Videotapes Story

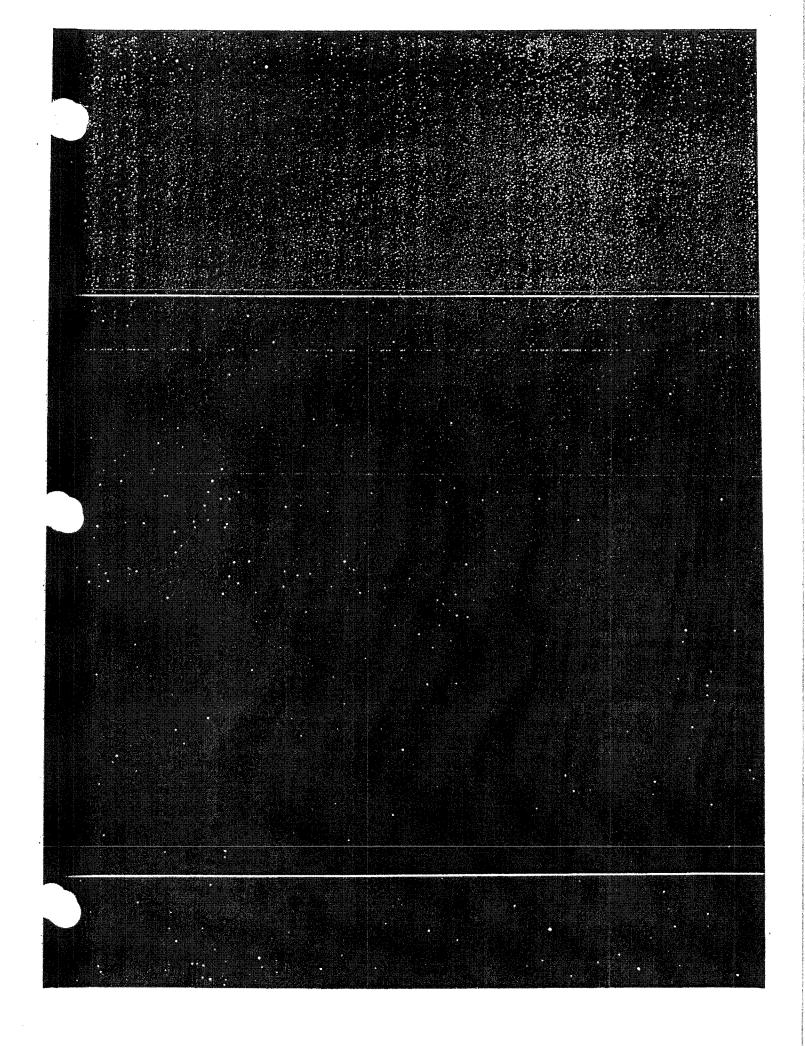


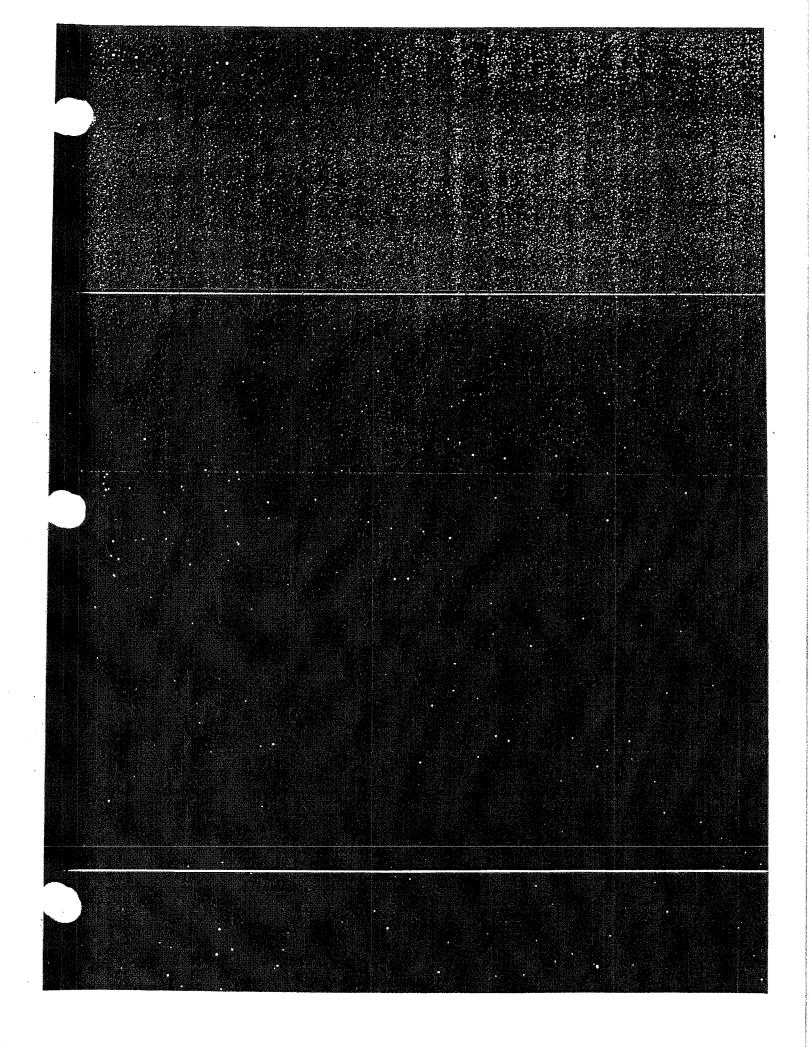
First, and most obvious, Jay Bybee's 1 Aug 2002 memo to John Rizzo stated, in part, "Moreover, you have also orally informed us that although some of these techniques may be used with more than once, that repetition will not be substantial because the techniques generally lose their effectiveness after several repetitions." (p. 2) and again, "You have indicated that these acts will not be used with substantial repetition, so that there is no possibility that severe physical pain could arise from such repetition." (p. 11). The OIG review determined that Abu Zubaydah was subjected to waterboard sessions, consisting of at least 83 separate exposures

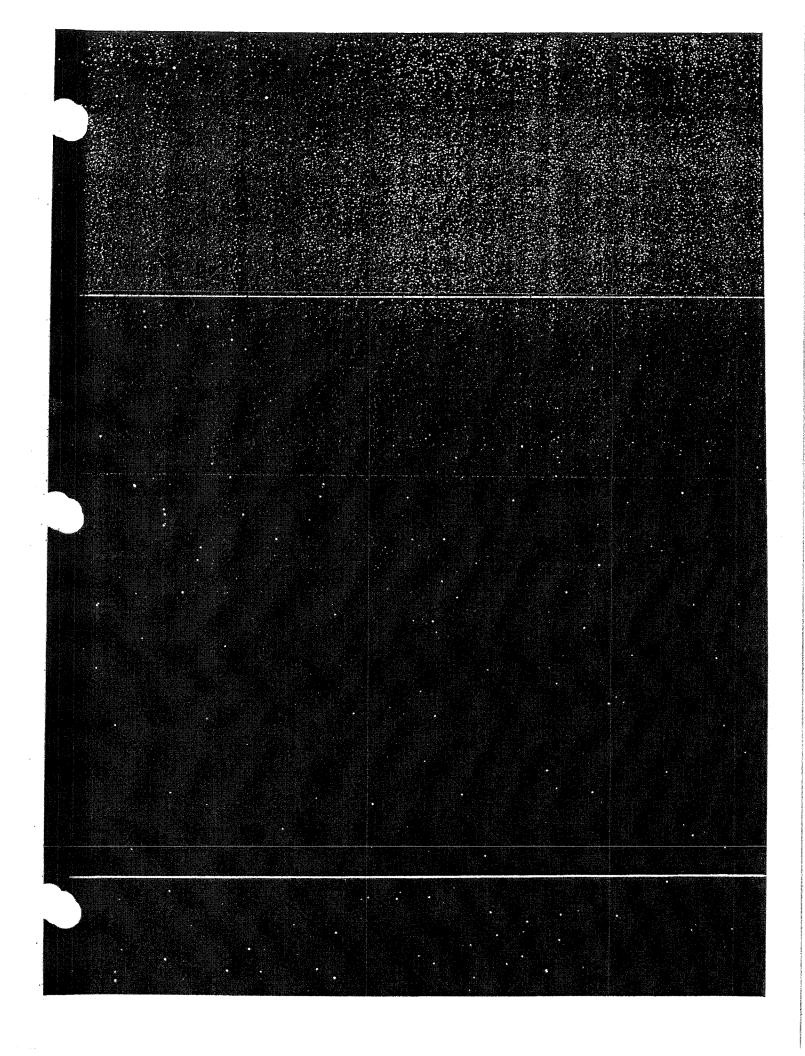
assured us that he gave regular updates to DoJ (i.e., John Yoo and the second at OLC) during this time frame, and DoJ was aware of the real numbers, but we were never able to verify this with DoJ, as INV management at the time elected not to interview witnesses outside the building. In addition to the disparity in numbers, the method of water application as recorded on the tapes was at odds with the Bybee opinion.

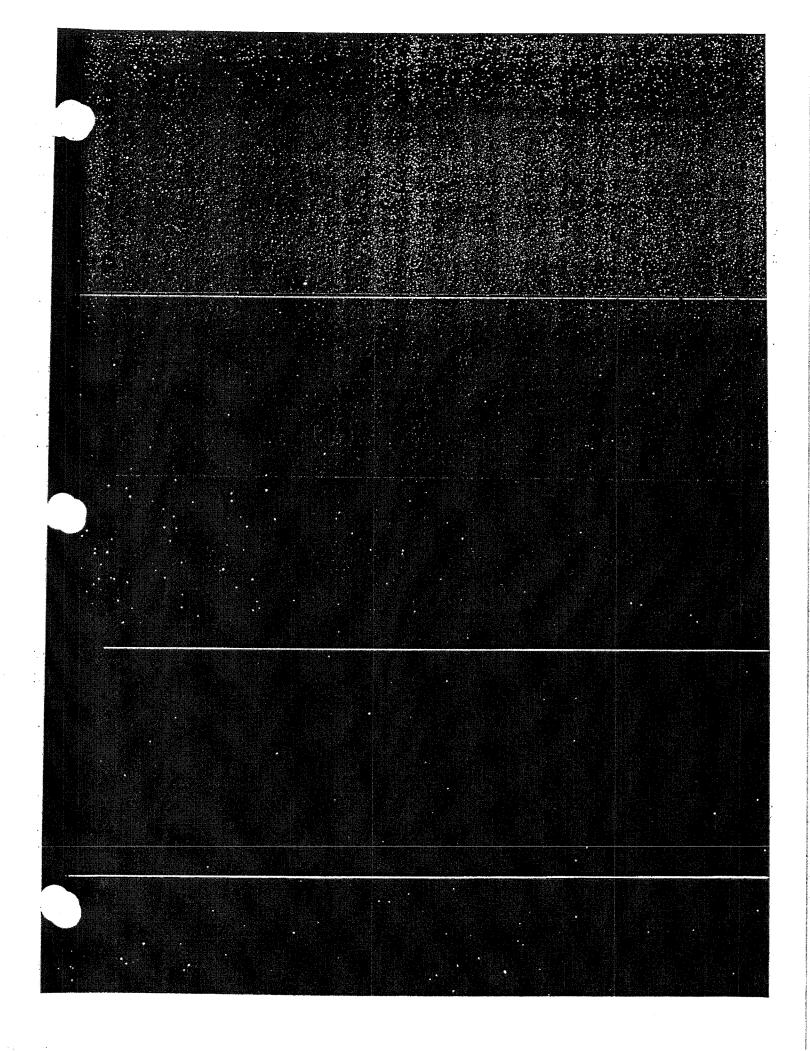


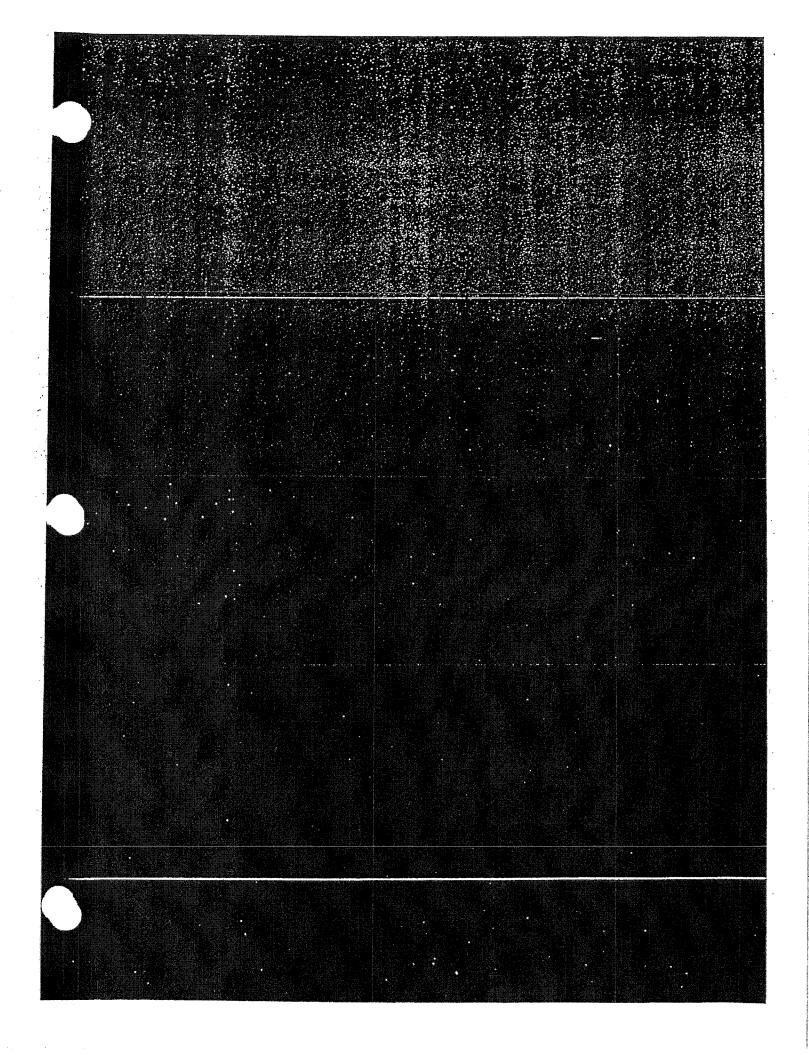
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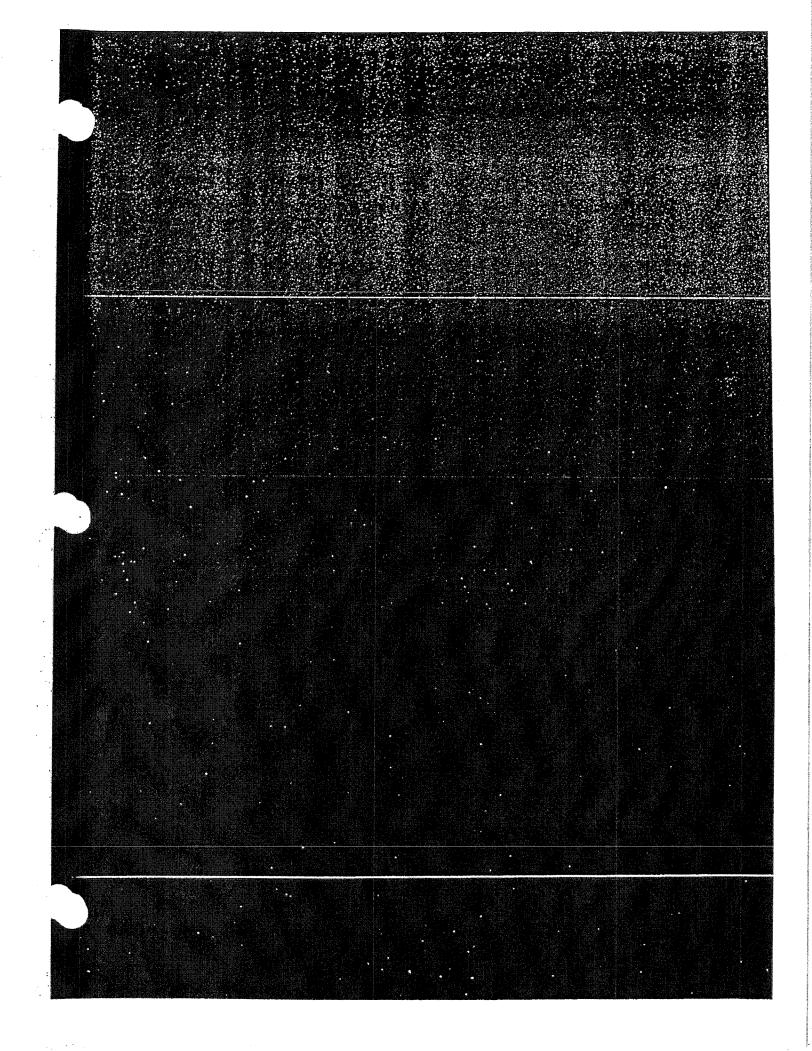


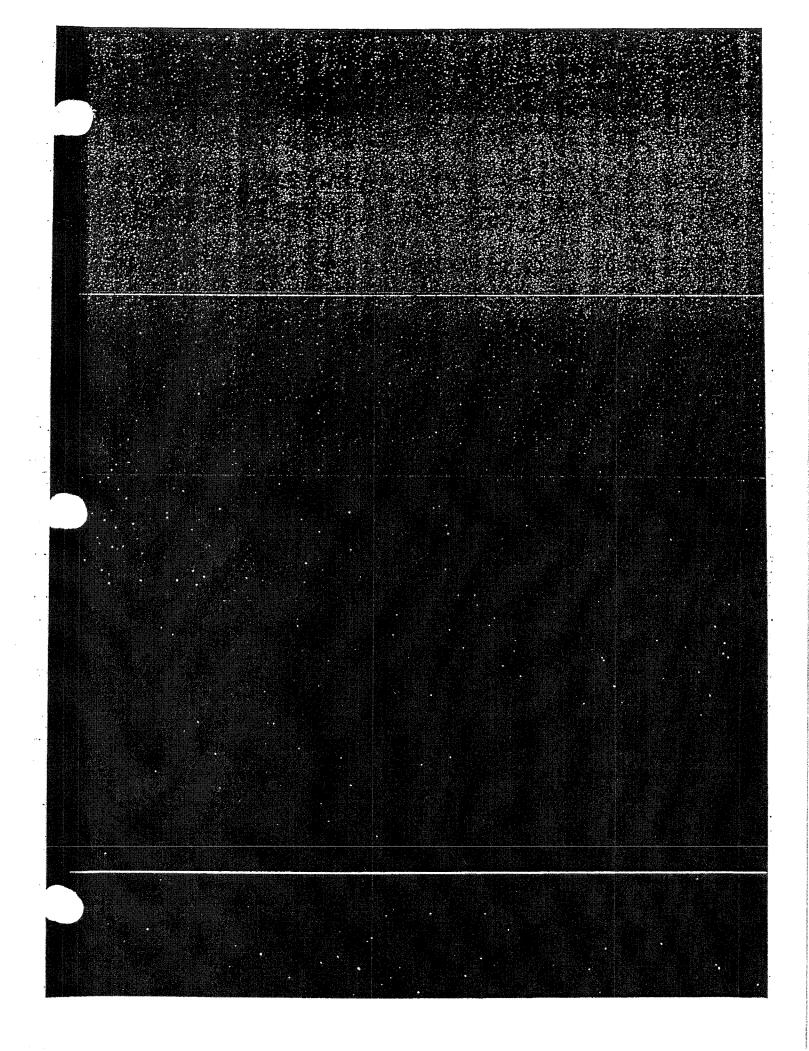










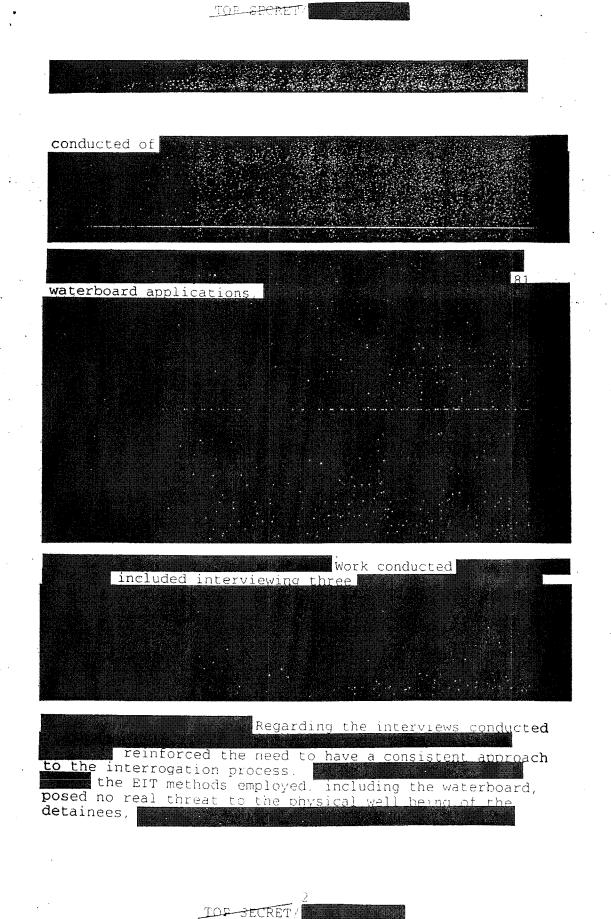


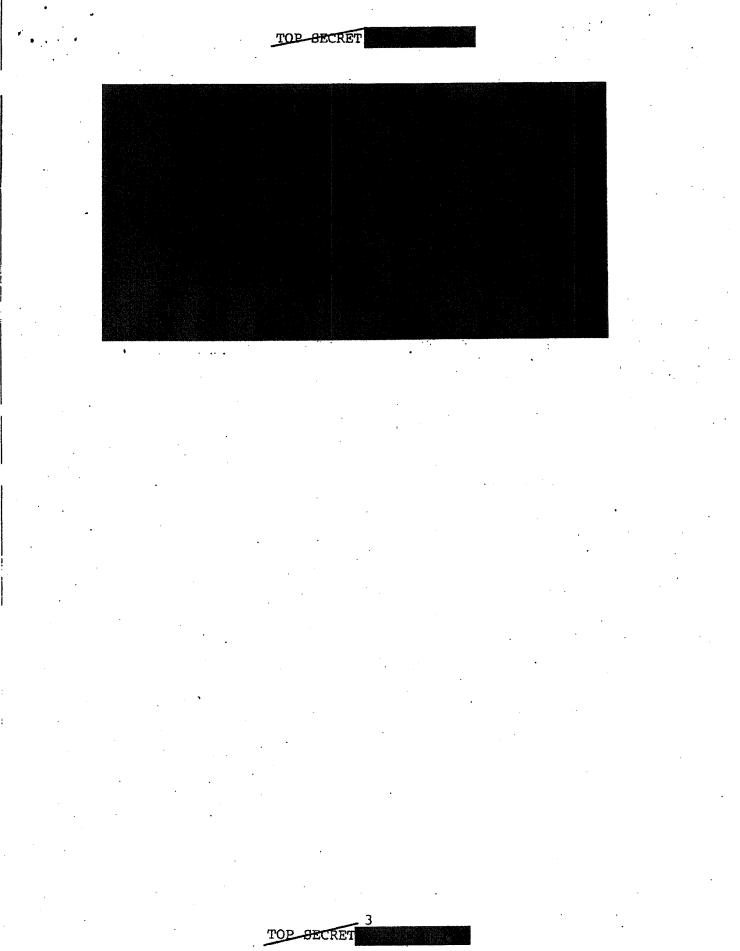
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TOP SECRET, 181 Trip Report (OIG) staff conducted interrogation review work that the interrogations, including the application of enhanced interrogation techniques (EITs), were in compliance with applicable statutes and Department of Justice legal opinions. intended to interview all personnel who had assisted related to supporting an interrogation field operation. related to the medical effects of techniques and methods applied. Zubaydah's initial debriefings application of EITs, and his final debriefings. Interviews were

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Summary of Abu Zubaydah Waterboard Exposures

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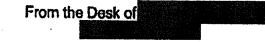
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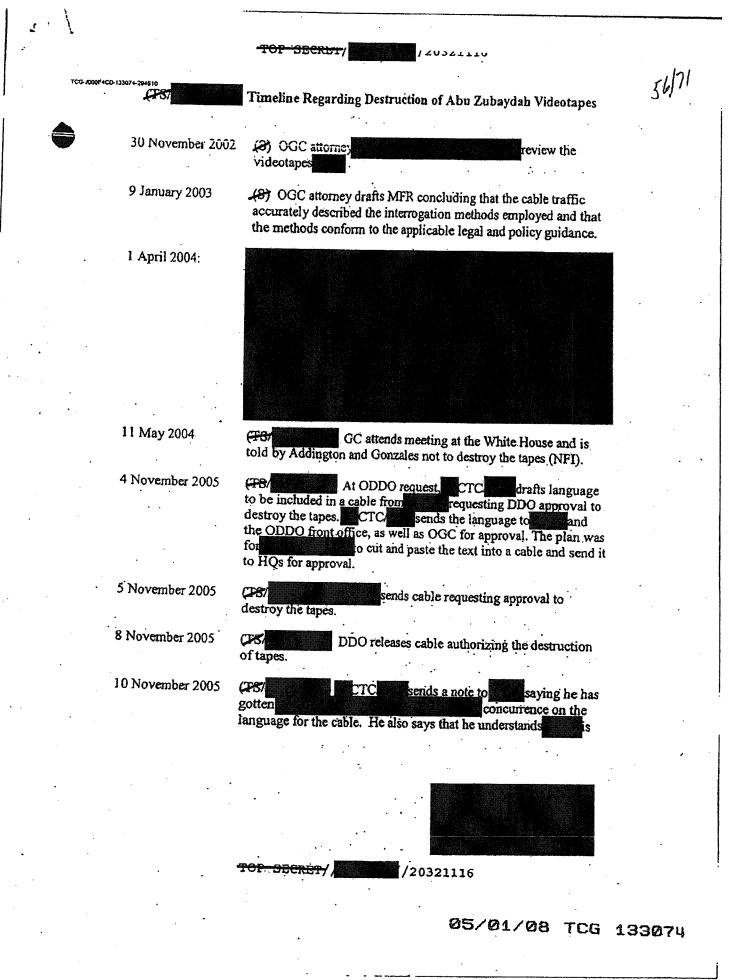
Subject: DCI meeting on Disposition of AZ Tapes

/NOFORN//MR



We have set up a meeting for 1340 hours on Friday 10 Jan to discuss the disposition of the AZ tapes. In advance of that meeting, request CTC draft a short paper for the DCI that will describe our proposed plan of action. The paper will need to tay out our decision to move forward with the destruction of the tapes, and our plan to ensure that both the Hill and NSC will support this decision. If I can have the paper by COB Thurs, I will try to get it to the DCI to read in advance of the meeting. Many thanks!

[SEPARATOR PAGE]



TCG-J000F4CD-133074-294611

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(TS/ exchange with the bas already taken place. He phoned the language to the bas already taken place. He notes that DDO already approved the destruction of the tapes.

(TS/ AGC learns that the tapes were destroyed and contacts DCIA Chief of Staff. AGC notes that DNI and Harriet Miers as recently as a few months ago opposed the idea of destroying the tapes. He states they need to be notified of the destruction as well as others.

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05/01/08 TCG 133075

[SEPARATOR PAGE]

Interview Questions for

1. Provide background on your assignment to CTC and responsibilities related to interrogations.

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- 2. Provide history of interrogation program from your perspective including legal authorities and approval of use of Enhanced Interrogation Techniques (EIT) including any parameters for EIT use.
- 3. What interrogation methods were employed at
- 4. How were the interrogation methods used at the reviewed and vetted?
- 5. What was the process for ensuring compliance with the DOJ opinion?
- 6. What were your impressions of the **detained operation** including management of the facility, care of the detainees, and methods used by the interrogators?

7. Were there any

- 8. What is the background related to the decision to videotape interrogations
- 9. What are your views regarding whether the tapes should be destroyed?
- 10. What was the rational for transferring responsibility for interrogations from
- 11. What interrogation methods were employed
- 12. How were the interrogation methods used reviewed and vetted?

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TOP SECRET 13. What was the process for ensuring compliance with the DOJ opinion? 14. What were your impressions of the provide operation including management of the facility, care of the detainees, and methods used by the interrogators? 15. Are there any 16. Were you aware that the "Hard Takedown" technique was used 17 18 19. What interrogation methods were employed 20. How were the interrogation methods used eviewed and vetted? 21. What was the process for ensuring compliance with the DOJ opinion? 22. What were your impressions of the operation including management of the facility, care of detainees, and methods used by the interrogators? 23. Are there any 24. Were you aware of the specific EIT used on Nashiri? 25. What were your communications with the interrogation teams at 26. When did you first become aware of 27. Provide background 2 TOP SECRE

28. What is your working relationship with

29. What are your responsibilities related to the screening process for people going to the field?

30. What policies and procedures have been provided for interrogations?

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31. What controls are in place to prevent future problems?

32. How can the interrogation program be improved?

33. What training is now being provided?

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[SEPARATOR PAGE]

CIA INTERROGATION

OF

THE

SBERBY/

ABU ZUBAYDAH

March 2001 - Jan. 2003



00297

NOPORN//#1

CIA Interrogation Techniques: Abu Zubayda.

NOPORN//XI

(TS) Abu Zubaydah: Terrorist Activities

- Abu Zubaydah was born a Palestinian and now holds Saudi citizenship. He was a senior lieutenant to Bin Ladin.
- At the time of his capture in Pakistan, he was heavily involved in al Qa'ida's operational planning, and had previously been an external liaison and logistics coordinator.
- Taking him out of circulation has hurt al-Qa'ida operations in key nodes and helped disrupt a number of ongoing plots.

(S//NP) Injuries at Time of Capture

Abu Zubaydah was hit by two bullets during the arresting operation.

A second bullet caused a large wound in his leg.

- Abu Zubaydah was provided adequate and appropriate medical care.
- The medical treatment the Agency provided to Abu Zubaydah saved his life. He should now be considered healthy, other than some leg and knee pain.

(S//NP) Highlights from Reporting by Abu Zubaydah

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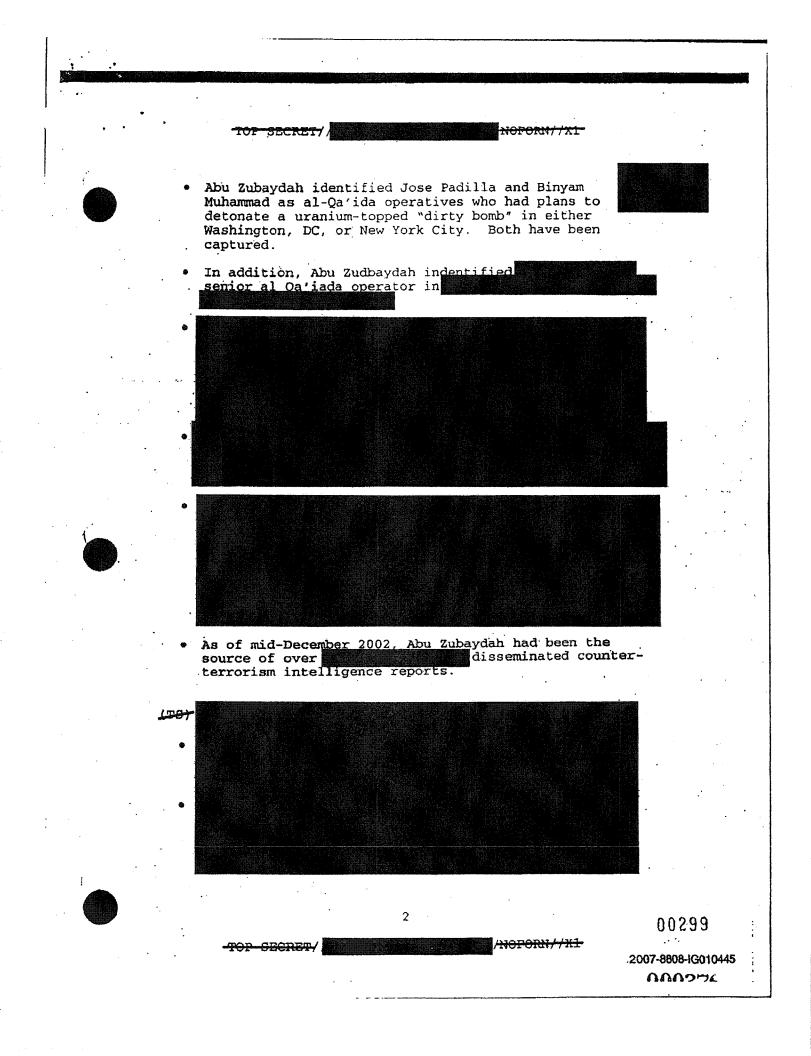
 Information from Abu Zubaydah-who was captured in late March-led to the capture of other operatives, and continues to provide some of our most valuable insights into the inner workings of al-Qa'ida. Over time, he has become more willing to cooperate on many issues, and his extensive familiarity with other al-Qa'ida terrorists and their methodologies daily helps us identify ways to exploit other detainees and to assess the credibility of reporting from a variety of sources.

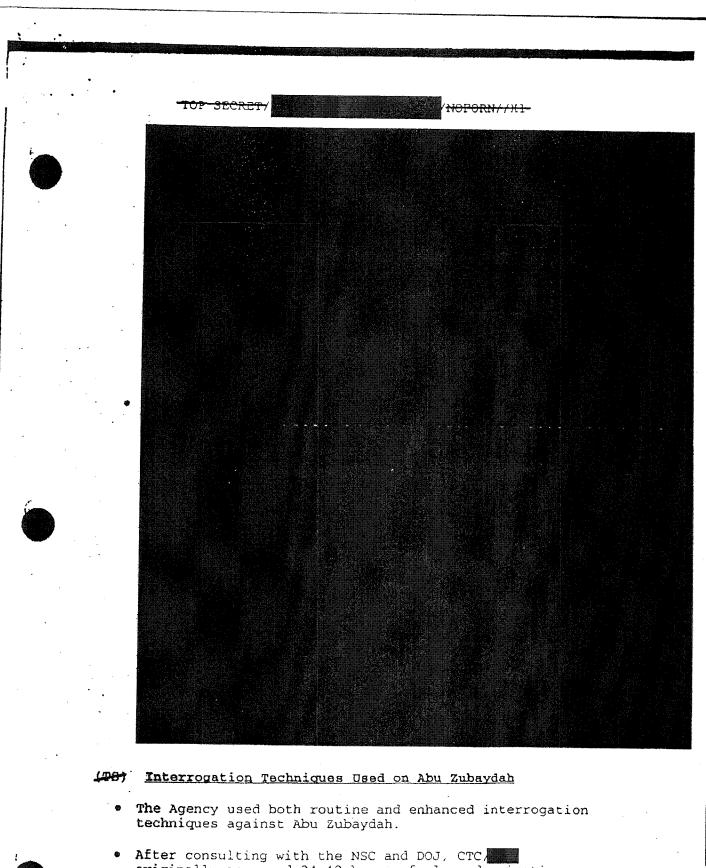
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• After consulting with the NSC and DOJ, CTC/ originally approved 24-48 hours of sleep deprivation.

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In April 2002, CTC learned that due to a misunderstanding that time frame had been exceeded.

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 However, CTC advised that since the process did not have adverse medical effects or result in hallucination (thereby disrupting profoundly Abu Zubaydah's senses or personality) it was within legal parameters.

After first using routine interrogation techniques, the interrogation team concluded that Abu Zubaydah. continued to withhold critical threat information, including the identities of al Qaida operatives in the US, that in order to elicit those identities the use of more aggressive techniques was required and that the use of those techniques would not engender lasting and severe mental or physical harm.

Abu Zubaydah has employed a host of resistance techniques. He is the author of a seminal al Qaida manual on resistance to interrogation methods.

The Agency sought and received Department of Justice approval for the following techniques,

 Specific interrogation team members may request prior approval from Headquarters to employ any or all of the enhanced techniques.

the

waterboard.

- Where a specific time period was allowed for a particular technique, a timekeeper was used to ensure that the techniques was only employed within the timeframes authorized.
- Agency employees engaged in the interrogation are complemented by expert personnel who possess extensive experience, gained within the Department of Defense, on the psychological and physical methods of interrogation (SERE) and the resistance techniques employed as countermeasures to such interrogation. These expert medical personnel were present throughout the interrogations.

 It is not and has never been the Agency's intent to permit Abu Zubaydah to die in the course of interrogation and appropriately trained medical

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personnel have been on-site in the event an emergency medical situation arises.

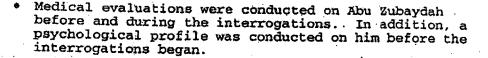
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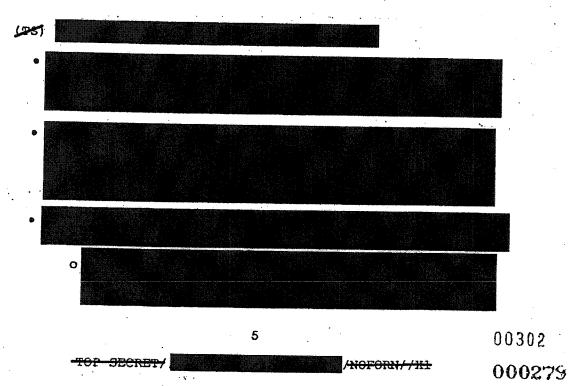
• DOJ approval for use of the enhanced techniques in specific instances relies on our representation that those techniques, when applied by appropriately trained personnel, should not produce severe mental or physical pain or suffering.

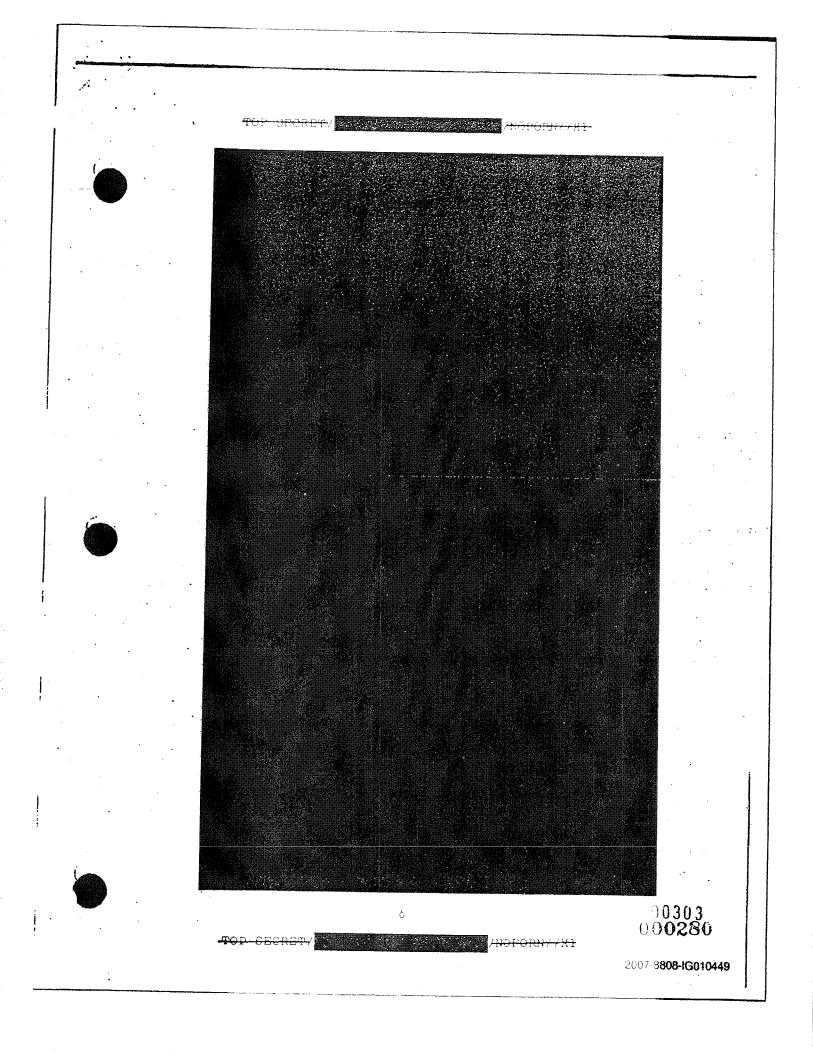
Indeed, DOJ concluded that the use of enhanced techniques carefully applied by appropriate personnel pursuant to prior Headquarters approval would not have the "specific intent" to inflict severe mental or physical pain or suffering, and therefore would not violate the law.

For these reasons, we fully document in advance any decision to employ any enhanced techniques, along with the criteria that have been employed in making those decisions.

 The use of enhanced interrogation techniques proved productive; Abu Zubaydah provided additional useful information.

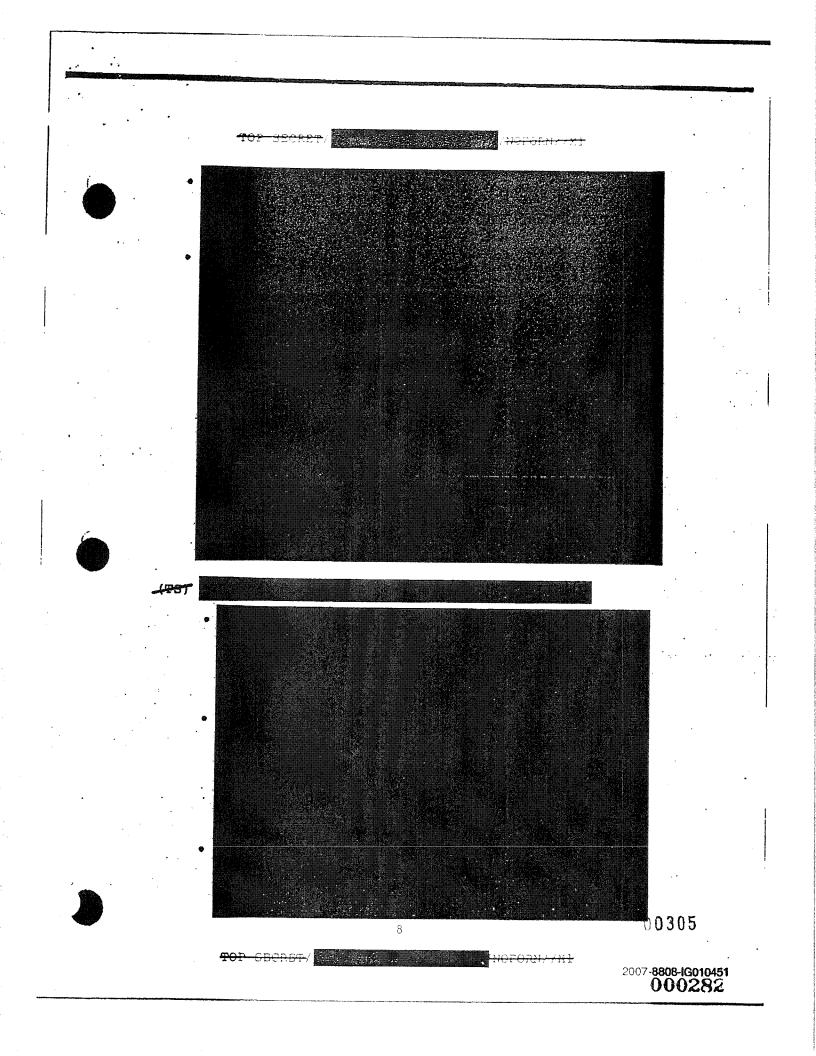






-SECROT/ NOPORN//X1 0 Videotapes. In 2002 an experienced OGC attorney review interrogation videotapes of Abu Zubaydah and another detainee to confirm that the cable traffic accurately described the interrogation methods employed and that the methods conformed to the applicable legal and policy guidance. the OGC attorney, who had not previously been involved in this matter, reviewed the applicable legal and policy guidance governing the permissible interrogation methods and the cable traffic, and interviewed CTC and personnel knowledgeable about the matter. o The attorney inventoried the interrogation materials-videotapes, logbook, notebook, and psychologist's notesand reviewed the videotapes. The attorney concluded that the cable traffic did in fact accurately describe the interrogation methods employed and that the methods conformed to the applicable legal and policy guidance. o After this review, the General Counsel advised the DCI that OGC had no objection to the destruction of the videotapes, but strongly recommended that the new leadership of the committees first be notified about the existence of the tapes and the reasons why the Agency has decided to destroy . them. Guidelines. CTC drafted "Guidelines on Interrogation Standards" and "Guidelines on Confinement Conditions for CIA Detainees". The guidelines are being coordinated. Once approved, all Agency personnel involved in interrogations or detentions will review these guidelines and acknowledge in writing that they have read and understand them. Training. CIA has established an interrogation program to train interrogators on techniques generally, enhanced techniques specifically, facilities, security, and the approval process. 7 08394281 NOFORM//X1 -901-SBORBT/

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- (S//NF)-Abu Zubaydah (AZ) was born a Palestinian and now holds Saudi citizenship.
- (S//NF) AZ was a senior lieutenant to UBL. At the time of his capture in Pakistan he was heavily involved in Al Qa'ida's operational planning, and had previously been an external liaison and logistics coordinator.
- (G//NT) AZ has corroborated intelligence on key Al Qa'ida planners and facilitators, and has provided information on Al Qa'ida's CBRN program and on individuals associated with that program. Information from AZ was instrumental in the capture near Chicago of Jose Padilla, a "dirty bomb" plotter, explosives expert, and terrorist trainer at Qandahar. AZ also identified associated a senior Al Qa'ida operator in

-(S//NF)- AZ was hit by two bullets during the arresting operation.

AZ should be considered healthy, other than some leg and knee pain.

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