DEPARTMENT OF THE ARMY
United States Army Criminal Investigation Command
International Zone Branch Office (CID)
Baghdad, Iraq APO AP 09348

CIRF-ZA-IZ 6 Jun 07

MEMORANDUM FOR Iraqi MOI/General Criminal Investigation Directorate/Crimes Division/Iraq/Baghdad

SUBJECT: Letter of Referral

1. This investigation was initiated after notification of the remains of an unidentified local national (elderly male) that was delivered to the Al-Salihiyah Police Station, Haifa Street, Baghdad on 20 Sep 06. National Police advised the body was a missing person from Abu Ghuraib and that the person died while being transported to the International Zone. The suspected cause of death was heart failure.

2. A medical examination was later conducted by Dr. [redacted] Medical Judicial Authority, who concluded the deceased had multiple bruising about the body, but no singular primary injury or cause of death could be established. The manner of death was listed as natural.

3. During the conduct of this investigation, no information was developed to believe that U.S Forces were involved with the death of this unknown person. Coordination with LTC [redacted] Command Judge Advocate, U.S Embassy, opined there was insufficient evidence to believe the death resulted from a criminal act or by Coalition Forces.

4. This incident is being referred to your office for further investigative activity.

5. Point of contact for this memorandum is the undersigned at Iraqna Cell: [redacted] or Email [redacted]@iraq.centcom.mil.

[redacted]
Special Agent in Charge

1 Encl
1. Final Report w/Exhibits

b(6), b(7)(C)

000001

ACLU DETAINEE DEATH 2 CID 1

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Liberty CID Office
11th MILITARY POLICE BATTALION (CID), APO AE 09342

01 Jul 2010

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST CORRECTED FINAL/SSI - 0030-2007-CID899-23023 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1, 18 SEP 2006, 2301 - 20 SEP 2006, 1015; UNKNOWN LOCATION IN BAGHDAD, IRAQ, IRAQ

DATE/TIME REPORTED: 31 JAN 2007, 1630

INVESTIGATED BY:
SA [redacted]
SA
SA

SUBJECT:
1. UNKNOWN-1906621-0030-2007-CID899-1 ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. UNKNOWN-1906622-0030-2007-CID899-1 ; [UNDETERMINED MANNER OF DEATH] (NFI)

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

This report was generated to remove all classification markings.

b(2), b(6), b(7)(C)

During an administrative review of this investigation, it was determined the Final Report was erroneously classified.

This investigation was initiated upon notification from the Strategic Counter Intelligence Directorate (SCID), Baghdad, Iraq, of a death of an Iraqi civilian and the disposition of his remains.

Investigation failed to establish any evidence that U.S. or Coalition Forces were involved in the death of this unknown person. Based upon the judicial medical review, the cause and manner of death could not be determined. Though the medical examiner identifies significant bruising about the body, there was no evidence to support the death was a result of a criminal act (by the U.S or Coalition Forces).

STATUTES: N/A

EXHIBITS/SUBSTANTIATIONS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 24 May 07, detailing initial notification and coordination with local and host country law enforcement agencies.

2. Iraqi Army memorandum of GEN [redacted] with two attached photographs, 21 Oct 06.

3. English translation of GEN [redacted] memorandum.

4. Iraqi Minister of Defense (MOD), Intelligence Bureau documents, Nov/Dec 06, discussing the remains collected by Iraqi Police.

5. English translation of Exhibit 4.

6. Iraqi Police Report in Arabic and in English, 20 Sep 06.

7. Iraqi Medical Examiner's Report of Death, 21 Sep 06.

b(6), b(7)(C)

8. English translation of Exhibit 7.

NOT ATTACHED: None.

The originals of Exhibits 1, 3, 5 and 8 are forwarded with the original USACRC report. The originals of Exhibits 2 and 4 are maintained in the files of the Iraqi MOD, Baghdad, Iraq. The originals of Exhibit 6 are maintained in the files of Al-Salihiyah Police Station, Haifa Street, Baghdad, Iraq. The original of Exhibit 7 is maintained in the files of the Minister of health, Baghdad, Iraq.

STATUS: This is a Final Report. On 6 Jun 07, this investigation was referred to the Iraqi Criminal Police Section of the Ministry of Interior. Commander's Report of Disciplinary Action Taken is not required.

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
11th MP BN CID (Mail Box) (email only)
DIR, Armed Forces Institute of Pathology, AFIP Annex - Bldg 102, 1413 Research Blvd, Rockville, MD
CDR, 11th MP Bn (CID), Arifjan, Kuwait (email only)
CDR, 202d MP GRP (CID), Unit 29201, APO AE 09102-5211
CDR, CID (ATTN: CIOP-COP)
OPS, 11TH MP BN (email only)
Provost Marshal, Victory Base Complex, IZ (email only)
SJA, Chief Military Justice, USD-C, Camp Liberty, IZ
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*: 30-Sep-05

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
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. THRU	2. TO	3. FROM
SPECIAL AGENT IN CHARGE 48TH MP DET (CID) FORT CARSON, CO 80913	DIRECTOR USA CRIME RECORDS CENTER FORT BELVOIR, VA 22060	COMMANDER 3rd BCT Fort Carson, CO 80913
4. USACRC CONTROL NUMBER 0489-04-CID056-76341	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.
In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	CPT	[redacted]	[redacted]

11a. OFFENSE(S)	11b. DATE OF OFFENSE(S) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN
Solicitation to Commit Murder	20040103	YES ☐ NO ☒	SEE COMMENT IN BLOCK 15
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports)*.

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:
☐ REPRIMAND ☐ ORAL ☐ WRITTEN
FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING
☐ ADVERSE OER/NCOER COMMENT
☐ RELIEF FOR CAUSE OER/NCOER
☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE
☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)
Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*
☐ SUMMARIZED ☐ FIELD GRADE ☐ GOMCA IMPOSED
☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences)*
☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL
☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

13. **JUDICIAL FINDINGS**

☐ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $_____ / _____ MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☐ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

CPT [redacted] CASE HAS BEEN DROPPED WITH NO PLAN TO RESUME PROCEEDINGS DUE TO LACK OF PROSECUTABLE EVIDENCE. IN A RELATED CASE ANOTHER SOLDIER WAS COURT MARTIALED BUT DID NOT RECEIVE PUNISHMENT. FOR THIS REASON THE GOVERMENT HAS DECIDED NOT TO PURSUE ANY ACTION ON CPT [redacted]

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER

[redacted], LTC

16b. SIGNATURE [redacted]

16c. DATE OF REPORT *(YYYYMMDD)* 20050927

16d. [redacted]RESS [redacted]@us.army.mil

DA FORM 4833, JUN 2004

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 6

2

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
48th Military Police Detachment (CID) Rear
6525 Specker Avenue, Fort Carson, Colorado 80913-0913

22 Jun 2005

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - CORRECTED FINAL/SSI - 0489-2004-CID056-76341 - 5H1A / 5M3C / 5X2 / 5X4 / 5X1 / 9G2A/ 9G2C

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 03 JAN 2004, 0100 - 03 JAN 2004, 0130; GRID COORDINATE MC 2161, NEAR BALAD, IRAQ
2. 14 JAN 2004, 1215 - 14 JAN 2004, 1215; FORWARD OPERATING BASE (FOB) PALIWODA, BALAD, AE 09323-9323
3. 02 JAN 2004, 1200 - 02 JAN 2004, 2359; FOB ATTACK, BALAD, AE 09323

DATE/TIME REPORTED: 17 NOV 2004, 1600

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted], PFC; [redacted], MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [PREMEDITATED MURDER], [CONSPIRACY]
2. [redacted], PFC; [redacted], MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]
3. [redacted], SSG [redacted], MALE; WHITE; A CO 4TH EN BN, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]
4. [redacted] FORMER SGT [redacted], MALE; WHITE; [redacted] FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]

b(2), b(6), b(7)(C)

3

5. [redacted] SPC; [redacted] MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]

6. [redacted] SSG [redacted] MALE; WHITE; HHC, 4TH ID, FORT HOOD, TX 76544; FC ; [PREMEDITATED MURDER], [SIGNING A FALSE STATEMENT], [ASSESSORY AFTER THE FACT], [CONSPIRACY]

7. [redacted] SPC [redacted] MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]

8. [redacted]; CPT [redacted] MALE; WHITE; HEADQUARTERS AND HEADQUARTERS COMPANY, 3/4 INFANTRY BRIGADE, FORT CARSON, CO 80913; FC ; [SOLICITATION TO COMMIT MURDER]

VICTIM:

1. ISMAIL, NASER (DECEASED) ; CIV; MALE; IZ; ZZ ; [PREMEDITATED MURDER], [SOLICITATION TO COMMIT MURDER], [CONSPIRACY] (NFI)

2. U.S. GOVERNMENT; [SIGNING A FALSE STATEMENT], [ASSESSORY AFTER THE FACT]

INVESTIGATIVE SUMMARY:

On 17 Nov 04, this office was notified by the Office of Staff Judge Advocate (OSJA), Fort Carson, CO 80913 (FCC), PFC [redacted] had reported to his psychologist that SSG [redacted] murdered Mr. ISMAIL during a series of raids conducted while their unit was deployed to Iraq.

Investigation established SSG [redacted], with the assistance of PFC [redacted], beat and then shot and killed Mr. ISMAIL who was unarmed and posed no immediate threat to him or members of his squad. Investigation further established SSG [redacted] provided false information in a sworn statement detailing the circumstances surrounding the death of Mr. ISMAIL.

Investigation established PFC [redacted], SSG [redacted] Mr. [redacted] SPC [redacted] and SPC [redacted] agreed upon a false account of the circumstances under which Mr. ISMAIL was shot and killed in an effort to prevent SSG [redacted] from being punished.

Investigation established probable cause to believe SSG [redacted], PFC [redacted], PFC [redacted] SSG [redacted] Mr [redacted] SPC [redacted] and SPC [redacted] committed the offense of

Conspiracy to Commit Accessory after the Fact when they entered into an agreement to present a false account of how Mr. ISMAIL was killed and related that false account to members of their chain of command.

Investigation established probable cause to believe CPT [redacted] committed the offense of Solicitation to Commit Murder when he stated in an Operations Order attended by SSG [redacted] that certain insurgent targets, including Mr. ISMAIL, were not to come back alive.

Further, a SAC review of the original Final Report revealed probable cause existed to believe the subjects listed above committed the offense of Conspiracy to Commit Accessory After the Fact. The review also revealed lab codes had not been entered. This Corrected Final Report was generated to document the above changes.

STATUTES:

Article 114, UCMJ: Murder
Article 134, UCMJ: Solicitation to Commit Murder
Article 81, UCMJ: Conspiracy to Commit Accessory After the Fact
Article 107, UCMJ: False Official Statement
Article 78, UCMJ: Accessory after the Fact

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of Special Agent (SA) [redacted] 2 Dec 04, detailing the following: initial notification, coordination with COL [redacted], interview of PFC [redacted], interview of Mrs. [redacted], consent to search of PFC [redacted], collection of items from PFC [redacted] interview of PFC [redacted] interview of PFC [redacted], interview of SSG [redacted] collection of rifles, , interview of LTC [redacted], interview of CPT [redacted] PT [redacted] and MAJ [redacted], coordination with 1LT [redacted] interview of 1LT [redacted] coordination with CPT [redacted], interview of SFC [redacted] review of Intelligence Summary, name check results, collection of documents from 1LT [redacted], apprehension and rights advisement to SSG [redacted], interview of SPC [redacted] and interview of Mr. [redacted]

2. Rights Waiver Certificate and Sworn Statements of PFC [redacted], 17 Nov 04, wherein he detailed his actions during the shooting of Mr. ISMAIL.

3. Rough Sketch by PFC [redacted] 7 Nov 04, depicting the layout of the room in which

Mr. ISMAIL was shot and killed.

4. Sworn Statement of Mrs. [redacted] 17 Nov 04, wherein she detailed her knowledge of the incident under investigation.

5. Consent to Search, 17 Nov 04, granted by PFC [redacted] allowing CID to search his off-post apartment.

6. Rights Waiver Certificate and Sworn Statement of PFC [redacted] 18 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

7. Rights Waiver Certificate and Sworn Statement of SPC [redacted], 18 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

8. Rights Waiver Certificate and Sworn Statement of SSG [redacted] 18 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

9. Rough Sketch by SSG [redacted] 18 Nov 04, depicting the layout of the area in which the raid were conducted.

10. Sworn Statement of 1LT [redacted] 18 Nov 04, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

11. Sworn Statement of SFC [redacted], 18 Nov 04, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

12. Documents provided by CPT [redacted] regarding the series of raids during which Mr. ISMAL was killed.

13. Arial photograph depicting the area in which the series of raids were conducted.

14. Topographical map depicting the city of Balad, Iraq and surrounding area.

15. Recommendation for Award, 19 Jan 04, related documents and Sworn Statement of SSG [redacted] wherein he detailed the circumstances under which Mr. ISMAIL was shot and killed.

16. Rights Non-Waiver Certificate of SSG [redacted] 20 Nov 04.

17. Rights Waiver Certificate and Sworn Statement of SPC [redacted], 29 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

b(6), b(7)(C)

6

18. AIR of SA [redacted] 20 Dec 04, detailing the following: interview of 1LT [redacted] interview of SSG [redacted] interview of SGT [redacted] interview of 1SG [redacted] receipt of lab report, and interview of 1LT [redacted]

19. Rights Waiver Certificate of 1LT [redacted] 8 Dec 04.

20. Sworn Statement of SSG [redacted] 113 Dec 04, wherein he detailed his knowledge of the series during which Mr. ISMAIL was killed.

21. AIR of SA [redacted] 4 Feb 05, detailing the following: receipt of type-written statement purportedly made by 1LT [redacted] receipt of lab report, interview of 1LT [redacted] and the Request for Assistance (RFA) declination from the 37th Military Police (MP) Detachment (DET).

22. Type-written statement purportedly made by 1LT [redacted] 28 Jan 05.

23. AIR of SA [redacted] 2 Mar 05, detailing the following: coordination with Mr. [redacted] coordination with Mr. [redacted] interviews of CPT [redacted] coordination with SFC [redacted] coordination with SFC [redacted] coordination with 1LT [redacted] and interview of 1LT [redacted]

24. Sworn Statement of CPT [redacted] 2 Mar 05, wherein he detailed his knowledge of CPT [redacted] weapons policy.

25. Sworn Statement of CPT [redacted] 2 Mar 05, clarifying his earlier sworn statement.

26. AIR of SA [redacted] 4 Mar 05, detailing the receipt of the RFA and interview of 1LT [redacted]

27. Sworn Statement of 1LT [redacted] 3 Mar 05, wherein he detailed his knowledge of the Operations Order given by CPT [redacted]

28. AIR of SA [redacted] 7 Mar 05, detailing the receipt of the RFA and the interview of Mr. [redacted]

29. Sworn Statement of Mr. [redacted] 7 Mar 05, wherein he indicated he had no knowledge of the series of raids during which Mr. ISMAIL as killed.

30. AIR of SA [redacted], 8 Mar 05, detailing the receipt of the RFA and the interview of

SFC [redacted]

31. Sworn Statement of SFC [redacted] 8 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

32. AIR of SA [redacted], 10 Mar 05, detailing the following: receipt of the RFA, interview of Mr. [redacted] and coordination with this office.

33. Sworn Statement of Mr. [redacted] 10 Mar 05, wherein he indicated he had no knowledge of the series of raids during which Mr. ISMAIL was killed.

34. AIR of SA [redacted] 18 Mar 05, detailing the following: receipt of the RFA, interview of SFC [redacted], interview of SSG [redacted], and coordination with this office.

35. Sworn Statement of SFC [redacted], 9 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

36. Sworn Statement of SSG [redacted] 10 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

37. Sworn Statement of SSG [redacted], 17 Mar 05, clarifying his earlier sworn statement.

38. AIR of SA [redacted] 21 Mar 05, detailing the following: interview of 1LT [redacted] receipt of cell phone records, receipt of stipulation of fact, and receipt of sworn statement made by 1LT [redacted]

39. Sworn Statement of 1LT [redacted] 7 Mar 05, clarifying his earlier sworn statement.

40. Telephone Records, Nov 04 - Feb 05, pertaining to government cell phone number [redacted]

41. Stipulation of Fact, 11 Mar 05, detailing 1LT [redacted] knowledge of the raids during which Mr. ISMAIL was killed.

42. Sworn Statement of 1LT [redacted] 18 Mar 05, wherein he detailed his knowledge of the shooting of death of Mr. ISMAIL.

43. AIR of SA [redacted] 12 Apr 05, detailing the following: receipt of the RFA, interview of 1LT [redacted] and coordination with this office.

b(6), b(7)(C)

8

44. Sworn Statement of 1LT [redacted] 12 Apr 05, clarifying his earlier sworn statement.

45. AIR of SA [redacted] detailing the following: review of electronic data, collection of DVD-R, interview of 1LT [redacted] coordination with 4th ID OSJA, and interview of CPT [redacted]

46. Sworn Statement of CPT [redacted] 17 May 05, clarifying his earlier sworn statements.

47. Crime Lab Examination Request, 22 Nov 04, requesting that the items collected from the residence of PFC [redacted] be examined for the presence of serological material, and that the submitted rifles be evaluated for functionality and individual characteristics. (USACRC and file copy only)

48. U.S. Army Criminal Investigation Laboratory (USACIL) Report, 10 Dec 04, indicating both submitted rifles are fully functional.

49. USACIL Report, 1 Feb 05, indicating blood had been identified on the submitted body armor.

50. (50-1 through 50-4) DA Form 4137, Evidence/Property Custody Document, document numbers (DN) 219-04, 220-04, 222-04, and 140-05.

Not Attached:

Retained in the evidence depository this office:

51. Flashlight (PFC [redacted], DN 219-04.

52. Boots (PFC [redacted], DN 219-04.

53. Body Armor (PFC [redacted], DN 219-04.

54. Ammo Pouches (PFC [redacted], DN 219-04.

55. Boots (PFC [redacted], DN 219-04.

56. Rifle (CPT [redacted] DN 220-04.

57. Rifle (CPT [redacted], DN 220-04.

b(6), b(7)(C)

9

ACLU DETAINEE DEATH 2 CID 13

58. Recommendation for Award (1LT [redacted] DN 222-04.

59. DVD-R (Case file), DN 140-05.

The originals of Exhibits 1 through 14, 16 through 19, 21, 23 through 39, and 43 through 46 are attached to the USACRC copy of this report. The original of Exhibit 20 is attached to the USACRC copy the Final (C) Report for Report of Investigation (ROI) 0498-04-CID056-76349. The originals of Exhibits 22, 41 and 42 are retained in the files of the 4th ID OSJA, Fort Hood, TX. The original of Exhibit 40 is retained in the files of the Directorate of Information Management, FCC. Originals of Exhibits 47 and 48 are attached to the USACRC copy of this report and maintained in the files of USACIL. The originals of Exhibits 15, 49 and 50 are retained in the evidence depository this office.

STATUS: This is a corrected final (C) report. This investigation is being closed in accordance with Section V, paragraph 4-17(3 and 4), CIDR 195-1, in that on 26 May 05 SSG [redacted] was found innocent by court martial of Obstruction of Justice and Murder and PFC [redacted], SSG [redacted] SPC [redacted] SPC [redacted], PFC [redacted] and Mr. [redacted] were all granted testimonial immunity. Furthermore, the supported staff judge advocate is of the opinion that sufficient evidence exists to prosecute CPT [redacted] and that additional investigation would produce only cumulative and unnecessary evidence. Remaining leads include conducting interviews of Mr. ISMAIL's family members present in his residence at the time of his death. Commander's Report of Action Taken (DA Form 4833) is pending for CPT [redacted]

REPORT PREPARED BY

[redacted]

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]

SA [redacted]
Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Cdr, 22d MP Bn, Ft Lewis, WA
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1 - Commander, 6th MP Group (CID), Fort Lewis, WA 98433
CDR, 43RD ASG, FT CARSON, CO
GARRISON COMMANDER, FT CARSON
PMO, FORT CARSON, CO
SAC, 48TH MP DET (CID)
SAUSA, FORT CARSON, CO
CHIEF OF STAFF, FT CARSON
SJA, Fort Hood, TX (ATTN: MAJ [redacted]
FILE

b(2), b(6), b(7)(C)

11

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
48th Military Police Detachment (CID) Rear
6525 Specker Avenue, Fort Carson, Colorado 80913-0913

15 Jun 2005

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0489-2004-CID056-76341 - 5H1A / 5M3C / 5X2 / 5X4 / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 03 JAN 2004, 0100 - 03 JAN 2004, 0130; GRID COORDINATE MC 2161, NEAR BALAD, IRAQ
2. 14 JAN 2004, 1215 - 14 JAN 2004, 1215; FORWARD OPERATING BASE (FOB) PALIWODA, BALAD, AE 09323-9323
3. 02 JAN 2004, 1200 - 02 JAN 2004, 2359; FOB ATTACK, BALAD, AE 09323

DATE/TIME REPORTED: 17 NOV 2004, 1600

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] PFC; [redacted] MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [PREMEDITATED MURDER], [CONSPIRACY]
2. [redacted] PFC; [redacted] MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]
3. [redacted] SSG; [redacted] MALE; WHITE; A CO 4TH EN BN, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]
4. [redacted] FORMER SGT; [redacted] MALE; WHITE; [redacted] FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]

5. [redacted] SPC; [redacted] MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]

6. [redacted] SSG; [redacted]; MALE; WHITE; HHC, 4TH ID, FORT HOOD, TX 76544; FC ; [PREMEDITATED MURDER], [SIGNING A FALSE STATEMENT], [ASSESSORY AFTER THE FACT], [CONSPIRACY]

7. [redacted] SPC; [redacted] MALE; WHITE; E CO 1/8 INF, FORT CARSON, CO 80913; FC ; [ASSESSORY AFTER THE FACT], [CONSPIRACY]

8. [redacted] CPT; [redacted] WHITE; HEADQUARTERS AND HEADQUARTERS COMPANY, 3/4 INFANTRY BRIGADE, FORT CARSON, CO 80913; FC ; [SOLICITATION TO COMMIT MURDER]

VICTIM:

1. ISMAIL, NASER (DECEASED) ; CIV; MALE; IZ; ZZ ; [PREMEDITATED MURDER], [SOLICITATION TO COMMIT MURDER], [CONSPIRACY] (NFI)

2. U.S. GOVERNMENT; [SIGNING A FALSE STATEMENT], [ASSESSORY AFTER THE FACT]

INVESTIGATIVE SUMMARY:

On 17 Nov 04, this office was notified by the Office of Staff Judge Advocate (OSJA), Fort Carson, CO 80913 (FCC), PFC [redacted] had reported to his psychologist that SSG [redacted] murdered Mr. ISMAIL during a series of raids conducted while their unit was deployed to Iraq.

Investigation established SSG [redacted] with the assistance of PFC [redacted], beat and then shot and killed Mr. ISMAIL who was unarmed and posed no immediate threat to him or members of his squad. Investigation further established SSG [redacted] provided false information in a sworn statement detailing the circumstances surrounding the death of Mr. ISMAIL.

Investigation established PFC [redacted] SSG [redacted] Mr. [redacted] SPC [redacted] and SPC [redacted] agreed upon a false account of the circumstances under which Mr. ISMAIL was shot and killed in an effort to prevent SSG [redacted] from being punished.

Investigation established insufficient evidence to prove or disprove SSG [redacted] PFC [redacted], PFC [redacted], SSG [redacted] Mr. [redacted] SPC [redacted] and SPC [redacted]

committed the offense of Conspiracy.

Investigation established probable cause to believe CPT [redacted] committed the offense of Solicitation to Commit Murder when he stated in an Operations Order attended by SSG [redacted] that certain insurgent targets, including Mr. ISMAIL, were not to come back alive.

STATUTES:

Article 114, UCMJ: Murder
Article 134, UCMJ: Solicitation to Commit Murder
Article 81, UCMJ: Conspiracy
Article 107, UCMJ: False Official Statement
Article 78, UCMJ: Accessory after the Fact

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of Special Agent (SA) [redacted] 2 Dec 04, detailing the following: initial notification, coordination with COL [redacted] interview of PFC [redacted] interview of Mrs. [redacted], consent to search of PFC [redacted], collection of items from PFC [redacted] interview of PFC [redacted] interview of PFC [redacted], interview of SSG [redacted] collection of rifles, , interview of LTC [redacted] interview of CPT [redacted] CPT [redacted] and MAJ [redacted] coordination with 1LT [redacted] interview of 1LT [redacted] coordination with CPT [redacted], interview of SFC [redacted] review of Intelligence Summary, name check results, collection of documents from 1LT [redacted] apprehension and rights advisement to SSG [redacted] interview of SPC [redacted] and interview of Mr. [redacted]

2. Rights Waiver Certificate and Sworn Statements of PFC [redacted] 17 Nov 04, wherein he detailed his actions during the shooting of Mr. ISMAIL.

3. Rough Sketch by PFC [redacted] 17 Nov 04, depicting the layout of the room in which Mr. ISMAIL was shot and killed.

4. Sworn Statement of Mrs. [redacted] 17 Nov 04, wherein she detailed her knowledge of the incident under investigation.

5. Consent to Search, 17 Nov 04, granted by PFC [redacted] allowing CID to search his off-post apartment.

6. Rights Waiver Certificate and Sworn Statement of PFC [redacted] 18 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

7. Rights Waiver Certificate and Sworn Statement of SPC [redacted] 18 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

8. Rights Waiver Certificate and Sworn Statement of SSG [redacted] 18 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

9. Rough Sketch by SSG [redacted] 8 Nov 04, depicting the layout of the area in which the raid were conducted.

10. Sworn Statement of 1LT [redacted] 18 Nov 04, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

11. Sworn Statement of SFC [redacted] 18 Nov 04, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

12. Documents provided by CPT [redacted] regarding the series of raids during which Mr. ISMAL was killed.

13. Arial photograph depicting the area in which the series of raids were conducted.

14. Topographical map depicting the city of Balad, Iraq and surrounding area.

15. Recommendation for Award, 19 Jan 04, related documents and Sworn Statement of SSG [redacted] wherein he detailed the circumstances under which Mr. ISMAIL was shot and killed.

16. Rights Non-Waiver Certificate of SSG [redacted] 20 Nov 04.

17. Rights Waiver Certificate and Sworn Statement of SPC [redacted] 29 Nov 04, wherein he detailed his knowledge of the events surrounding the shooting death of Mr. ISMAIL.

18. AIR of SA [redacted] 20 Dec 04, detailing the following: interview of 1LT [redacted] interview of SSG [redacted] interview of SGT [redacted] interview of 1SG [redacted] receipt of lab report, and interview of 1LT [redacted]

19. Rights Waiver Certificate of 1LT [redacted] 8 Dec 04.

20. Sworn Statement of SSG [redacted] 13 Dec 04, wherein he detailed his knowledge of the series during which Mr. ISMAIL was killed.

21. AIR of SA [redacted] 14 Feb 05, detailing the following: receipt of type-written statement purportedly made by 1LT [redacted] receipt of lab report, interview of 1LT [redacted] and the Request for Assistance (RFA) declination from the 37th Military Police (MP) Detachment (DET).

22. Type-written statement purportedly made by 1LT [redacted] 28 Jan 05.

23. AIR of SA [redacted] 2 Mar 05, detailing the following: coordination with Mr. [redacted] coordination with Mr. [redacted] interviews of CPT [redacted] coordination with SFC [redacted] coordination with SFC [redacted] coordination with 1LT [redacted], and interview of 1LT [redacted]

24. Sworn Statement of CPT [redacted] 2 Mar 05, wherein he detailed his knowledge of CPT [redacted] weapons policy.

25. Sworn Statement of CPT [redacted] 2 Mar 05, clarifying his earlier sworn statement.

26. AIR of SA [redacted] 4 Mar 05, detailing the receipt of the RFA and interview of 1LT [redacted]

27. Sworn Statement of 1LT [redacted] 3 Mar 05, wherein he detailed his knowledge of the Operations Order given by CPT [redacted]

28. AIR of SA [redacted] 7 Mar 05, detailing the receipt of the RFA and the interview of Mr. [redacted]

29. Sworn Statement of Mr. [redacted] 7 Mar 05, wherein he indicated he had no knowledge of the series of raids during which Mr. ISMAIL as killed.

30. AIR of SA [redacted] 8 Mar 05, detailing the receipt of the RFA and the interview of SFC [redacted]

31. Sworn Statement of SFC [redacted] 8 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

32. AIR of SA [redacted] 0 Mar 05, detailing the following: receipt of the RFA, interview of Mr. [redacted] and coordination with this office.

33. Sworn Statement of Mr. [redacted] 10 Mar 05, wherein he indicated he had no knowledge of the series of raids during which Mr. ISMAIL was killed.

34. AIR of SA [redacted] 18 Mar 05, detailing the following: receipt of the RFA, interview of SFC [redacted] interview of SSG [redacted], and coordination with this office.

35. Sworn Statement of SFC [redacted], 9 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

36. Sworn Statement of SSG [redacted] 10 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. ISMAIL was killed.

37. Sworn Statement of SSG [redacted] 17 Mar 05, clarifying his earlier sworn statement.

38. AIR of SA [redacted] 21 Mar 05, detailing the following: interview of 1LT [redacted] receipt of cell phone records, receipt of stipulation of fact, and receipt of sworn statement made by 1LT [redacted]

39. Sworn Statement of 1LT [redacted] 7 Mar 05, clarifying his earlier sworn statement.

40. Telephone Records, Nov 04 - Feb 05, pertaining to government cell phone number [redacted]

41. Stipulation of Fact, 11 Mar 05, detailing 1LT [redacted] knowledge of the raids during which Mr. ISMAIL was killed.

42. Sworn Statement of 1LT [redacted] 18 Mar 05, wherein he detailed his knowledge of the shooting of death of Mr. ISMAIL.

43. AIR of SA [redacted] 12 Apr 05, detailing the following: receipt of the RFA, interview of 1LT [redacted] and coordination with this office.

44. Sworn Statement of 1LT [redacted], 12 Apr 05, clarifying his earlier sworn statement.

45. AIR of SA [redacted] detailing the following: review of electronic data, collection of DVD-R, interview of 1LT [redacted] coordination with 4th ID OSJA, and interview of CPT [redacted]

46. Sworn Statement of CPT [redacted] 17 May 05, clarifying his earlier sworn statements.

b(6), b(7)(C)

17

47. Crime Lab Examination Request, 22 Nov 04, requesting that the items collected from the residence of PFC [redacted] be examined for the presence of serological material, and that the submitted rifles be evaluated for functionality and individual characteristics. (USACRC and file copy only)

48. U.S. Army Criminal Investigation Laboratory (USACIL) Report, 10 Dec 04, indicating both submitted rifles are fully functional.

49. USACIL Report, 1 Feb 05, indicating blood had been identified on the submitted body armor.

50. (50-1 through 50-4) DA Form 4137, Evidence/Property Custody Document, document numbers (DN) 219-04, 220-04, 222-04, and 140-05.

Not Attached:

Retained in the evidence depository this office:

51. Flashlight (PFC [redacted], DN 219-04.

52. Boots (PFC [redacted] DN 219-04.

53. Body Armor (PFC [redacted], DN 219-04.

54. Ammo Pouches (PFC [redacted], DN 219-04.

55. Boots (PFC [redacted] DN 219-04.

56. Rifle (CPT [redacted] DN 220-04.

57. Rifle (CPT [redacted] DN 220-04.

58. Recommendation for Award (1LT [redacted], DN 222-04.

59. DVD-R (Case file), DN 140-05.

The originals of Exhibits 1 through 14, 16 through 19, 21, 23 through 39, and 43 through 46 are attached to the USACRC copy of this report. The original of Exhibit 20 is attached to the USACRC copy the Final (C) Report for Report of Investigation (ROI) 0498-04-CID056-76349.

The originals of Exhibits 22, 41 and 42 are retained in the files of the 4th ID OSJA, Fort Hood, TX. The original of Exhibit 40 is retained in the files of the Directorate of Information Management, FCC. Originals of Exhibits 47 and 48 are attached to the USACRC copy of this report and maintained in the files of USACIL. The originals of Exhibits 15, 49 and 50 are retained in the evidence depository this office.

This is a final (C) report. This investigation is being closed in accordance with Section V, paragraph 4-17(3 and 4), CIDR 195-1, in that on 26 May 05 SSG [redacted] was found innocent by court martial of Obstruction of Justice and Murder and PFC [redacted], SSG [redacted] SPC [redacted] SPC [redacted], PFC [redacted] and Mr [redacted] were all granted testimonial immunity. Furthermore, the supported staff judge advocate is of the opinion that sufficient evidence exists to prosecute CPT [redacted] and that additional investigation would produce only cumulative and unnecessary evidence. Remaining leads include conducting interviews of Mr. ISMAIL's family members present in his residence at the time of his death. Commander's Report of Action Taken (DA Form 4833) is pending for CPT [redacted]

REPORT PREPARED BY

for [redacted]
SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
SA [redacted]
Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Cdr, 22d MP Bn, Ft Lewis, WA
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1 - Commander, 6th MP Group (CID), Fort Lewis, WA 98433
CDR, 43RD ASG, FT CARSON, CO
GARRISON COMMANDER, FT CARSON
PMO, FORT CARSON, CO
SAC, 48TH MP DET (CID)
SAUSA, FORT CARSON, CO
CHIEF OF STAFF, FT CARSON
SJA, Fort Hood, TX (ATTN: MAJ [redacted]
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Fort Carson CID Office
6525 Specker Avenue, Building 1816, Fort Carson, Colorado 80913-0913

06 Jun 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL SUPPLEMENTAL/SSI - 0498-2004-CID056-76349 - 5H9B / 5M3A / 9G1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 03 JAN 2004, 0100 - 03 JAN 2004, 0130; GRID COORDINATES MC2143061320, NEAR BALAD, IRAQ

2. 10 JAN 2005, 1149 - 10 JAN 2005, 1149; BLDG 1816, 6525 SPECKER AVE, FORT CARSON, CO 80913-0913

DATE/TIME REPORTED: 22 NOV 2004, 0800

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [UNDETERMINED MANNER OF DEATH (INSUFFICIENT EVIDENCE)] (NFI)

2. [redacted] FORMER PVT: [redacted] MALE; WHITE: [redacted] [PERJURY] (NFI)

VICTIM:
1. HASSAN, ZAIDAN KALAF (DECEASED) ; CIV; IRAQ; 8 JUL 1936; BAGHDAD, IRAQ; MALE; UNKNOWN; NEAR BALAD, IZ; ZZ ; AKA: HASAN, ZEDAN KHELEF RAHMAN ; [UNDETERMINED MANNER OF DEATH (INSUFFICIENT EVIDENCE)]

2. U.S. GOVERNMENT; BLDG 1816, 6525 SPECKER AVE, FORT CARSON, CO 80913; [PERJURY]

b(2), b(6), b(7)(C)

INVESTIGATIVE SUMMARY:

On 22 Nov 04, this office was notified by the 4th Infantry Division, Office of Staff Judge Advocate that a 15-6 Investigation conducted on the shooting of Mr. HASSAN by U.S. forces at his residence south of Balad, Iraq did not adequately determine the circumstances under which his killing was justified.

SSG [redacted] A Company (CO) 1/8 Infantry (INF) Battalion (BN), Fort Carson, CO (FCC), shot and killed Mr. HASSAN after he alleges Mr. HASSAN reached for a weapon in an attempt to engage and kill U.S. forces. Interviews of A CO 1/8 INF BN personnel including SFC [redacted] who was in the room at the time of the shooting, failed to corroborate the statements originally made by SSG [redacted] after the shooting.

On 20 Apr 05, SSG [redacted] was advised of his legal rights which he invoked and requested to speak with an attorney.

On 10 Jan 05, Mr. [redacted] was advised of his legal rights, which he waived and rendered a sworn statement wherein he admitted he lied about Mr. HASSAN producing an AK-47 and pointing it at SSG [redacted]

Investigation established there was insufficient evidence to determine the cause and manner of Mr. HASSAN's death. Investigation was limited to testimonial evidence which could not unequivocally identify the manner in which Mr. HASSAN was killed; moreover, the lack of available physical evidence and security issues associated with interviewing Mr. HASSAN's family members prevented the accurate determination of a cause of death.

Further investigation established probable cause to believe Mr. [redacted] committed the offense of Perjury when he provided information he knew to be false on a sworn statement to CID.

Further investigation was conducted in reference to Request for Correction (0502-05-CID001) which did not change the original investigative conclusion.

STATUTES:

Title 18 USC Section 1621: Perjury

EXHIBITS/SUBSTANTIATION:

EXHIBITS:

Added Attached:

54. Agent's Investigative Report (AIR) of SA [redacted] 5 May 06, detailing the receipt of the Request for Correction; Re-interviews; and the review of this investigation in reference to the Request for Correction.

55. AIR of SA [redacted] 12 May 06, detailing the receipt of the Request for Assistance (RFA); significant coordinations; and document translations.

56. English and Arabic translation of the victim's family questionnaire.

57. Medical Records, pertaining to Mr. HASSAN, 3 Jul 62, written in Arabic (written HASAN in record). (Formerly part of Exhibit 2 in original final report)

58. English translation of Exhibit 57, by Mr. [redacted] Interpreter, 31st MP Det CID.

59. Death Certificate, pertaining to Mr. HASSAN (listed RAHMAN in death certificate), issued 3 Jun 03, written in Arabic. (Formerly part of Exhibit 2 in original final report)

60. English translation of Exhibit 59, by Mr. [redacted], Interpreter, 31st MP Det CID.

61. Medical Records, pertaining to Mr. HASSAN (written HASAN in record), no date, written in Arabic. (Formerly part of Exhibit 2 in original final report)

62. English translation of Exhibit 61, by Mr. [redacted], Interpreter, 31st MP Det CID.

Added Not Attached: None.

The original of Exhibit 54 through 62 is forwarded with the USACRC copy of this report.

STATUS: This is a final supplemental report. Mr. [redacted] was not prosecuted for the offense of Perjury. Commanders Report of Disciplinary Action Taken (DA Form 4833) is not required.

REPORT PREPARED BY

[redacted]

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]

Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1 - Commander, 6th MP Group (CID), Fort Lewis, WA 98433
Cdr, 22d MP Bn, Ft Lewis, WA
CHIEF OF STAFF, FT CARSON
CHIEF, CRIMINAL LAW, FT CARSON, CO
PMO, FORT CARSON, CO
Dir, Armed Forces Institute of Pathology, Bldg 102, 1413 Research Blvd, Rockville, MD
FILE

b(2), b(6), b(7)(C)

DATE: 14 OCT 2005

FROM: SAC, 48TH MP DET (CID)

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//
CG USACIDC FT BELVOIR VA //CIOP-ZA//
CDR USACIDC 22D MP BN FT LEWIS WA//CIMPL-ZA//
CDR USACIDC 6TH MP GRP FT LEWIS WA
CHIEF OF STAFF, FT CARSON
CHIEF, CRIMINAL LAW, FT CARSON, CO
DCO, 7TH ID, FT CARSON, CO
GARRISON COMMANDER, FT CARSON
PMO, FORT CARSON, CO
AFIP LNO SA [redacted]
SAC, 48TH MP DET (CID)

SUBJECT: CID REPORT OF INVESTIGATION - 1ST SUPPLEMENTAL /SSI - 0498-2004-CID056-76349 - 5H9B / 5M3A / 9G1

DRAFTER: [redacted]

RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 03 JAN 2004, 0100 - 03 JAN 2004, 0130; GRID COORDINATES MC2143061320, NEAR BALAD, IRAQ

2. 10 JAN 2005, 1149 - 10 JAN 2005, 1149; BLDG 1816, 6525 SPECKER AVE, FORT CARSON, CO 80913-0913

2. DATE/TIME REPORTED: 22 NOV 2004, 0800

3. INVESTIGATED BY:
SA [redacted]

4. SUBJECT:

1. UNKNOWN, ; [UNDETERMINED MANNER OF DEATH (INSUFFICIENT EVIDENCE)] (NFI)

2. [redacted] FORMER PVT; [redacted], MALE; WHITE; [redacted] [PERJURY]

b(2), b(6), b(7)(C)

5. VICTIM:

1. HASSAN, ZAIDAN KALAF (DECEASED) ; CIV; IRAQ; IRAQ; MALE; UNKNOWN; NEAR BALAD, IZ; ZZ ; [UNDETERMINED MANNER OF DEATH (INSUFFICIENT EVIDENCE)] (NFI)

2. U.S. GOVERNMENT; BLDG 1816, 6525 SPECKER AVE, FORT CARSON, CO 80913; [PERJURY]

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.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS GENERATED TO REOPEN THIS INVESTIGATION IN ORDER TO CONDUCT FURTHER INVESTIGATIVE ACTIVITY.

ON 6 OCT 05, THIS OFFICE RECIEVED A MEMORANDUM FROM USACIDC COMMAND REQUIRING THIS INVESTIGATION BE REOPENED AND FURTHER ACTIVTY BE CONDUCTED.

INVESTIGATION BY USACIDC CONTINUES.

FINAL REPORT:

ON 22 NOV 04, THIS OFFICE WAS NOTIFIED BY THE 4TH INFANTRY DIVISION, OFFICE OF STAFF JUDGE ADVOCATE, THAT A 15-6 INVESTIGATION CONDUCTED ON THE SHOOTING OF MR. HASSAN BY U.S. FORCES AT HIS RESIDENCE SOUTH OF BALAD, IRAQ DID NOT ADEQUATELY DETERMINE THE CIRCUMSTANCES UNDER WHICH HIS KILLING WAS JUSTIFIED.

SSG [redacted] A COMPANY (CO) 1/8 INFANTRY (INF) BATTALION (BN), FORT CARSON, CO (FCC), SHOT AND KILLED MR. HASSAN AFTER HE ALLEGES MR. HASSAN REACHED FOR A WEAPON IN AN ATTEMPT TO ENGAGE AND KILL U.S. FORCES. INTERVIEWS OF A CO 1/8 INF BN PERSONNEL INCLUDING SFC [redacted] WHO WAS IN THE ROOM AT THE TIME OF THE SHOOTING, FAILED TO CORROBORATE THE STATEMENTS ORIGINALLY MADE BY SSG [redacted] AFTER THE SHOOTING.

ON 20 APR 05, SSG [redacted] WAS ADVISED OF HIS LEGAL RIGHTS WHICH HE INVOKED AND REQUESTED TO SPEAK WITH AN ATTORNEY.

ON 10 JAN 05, MR. [redacted] WAS ADVISED OF HIS LEGAL RIGHTS, WHICH HE WAIVED AND RENDERED A SWORN STATEMENT WHEREIN HE ADMITTED HE LIED ABOUT MR. HASSAN PRODUCING AN AK-47 AND POINTING IT AT SSG [redacted]

INVESTIGATION ESTABLISHED THERE WAS INSUFFICIENT EVIDENCE TO DETERMINE THE CAUSE AND MANNER OF MR. HASSAN'S DEATH. INVESTIGATION WAS LIMITED TO TESTIMONIAL EVIDENCE WHICH COULD NOT UNEQUIVOCALLY IDENTIFY THE MANNER IN WHICH MR. HASSAN WAS KILLED; MOREOVER, THE LACK OF AVAILABLE PHYSICAL EVIDENCE AND SECURITY ISSUES ASSOCIATED WITH INTERVIEWING MR. HASSAN'S FAMILY MEMBERS PREVENTED THE ACCURATE DETERMINATION OF A CAUSE OF DEATH.

FURTHER INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE MR. [redacted] COMMITTED THE OFFENSE OF PERJURY WHEN HE PROVIDED INFORMATION HE KNEW TO BE FALSE ON A SWORN STATEMENT TO CID.

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.

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
48th Military Police Detachment (CID) Rear
6525 Specker Avenue, Fort Carson, Colorado 80913-0913

26 May 2005

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0498-2004-CID056-76349 - 5H9B / 5M3A / 9G1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 03 JAN 2004, 0100 - 03 JAN 2004, 0130; GRID COORDINATES MC2143061320, NEAR BALAD, IRAQ
2. 10 JAN 2005, 1149 - 10 JAN 2005, 1149; BLDG 1816, 6525 SPECKER AVE, FORT CARSON, CO 80913-0913

DATE/TIME REPORTED: 22 NOV 2004, 0800

INVESTIGATED BY:
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [UNDETERMINED MANNER OF DEATH (INSUFFICIENT EVIDENCE)] (NFI)
2. [redacted] FORMER PVT; [redacted] MALE; WHITE; [redacted] [PERJURY]

VICTIM:
1. HASSAN, ZAIDAN KALAF (DECEASED) ; CIV; IRAQ; IRAQ; MALE; UNKNOWN; NEAR BALAD, IZ; ZZ ; [UNDETERMINED MANNER OF DEATH (INSUFFICIENT EVIDENCE)] (NFI)
2. U.S. GOVERNMENT; BLDG 1816, 6525 SPECKER AVE, FORT CARSON, CO 80913; [PERJURY]

INVESTIGATIVE SUMMARY:

On 22 Nov 04, this office was notified by the 4th Infantry Division, Office of Staff Judge

Advocate, that a 15-6 Investigation conducted on the shooting of Mr. HASSAN by U.S. forces at his residence south of Balad, Iraq did not adequately determine the circumstances under which his killing was justified.

SSG [redacted] A Company (CO) 1/8 Infantry (INF) Battalion (BN), Fort Carson, CO (FCC), shot and killed Mr. HASSAN after he alleges Mr. HASSAN reached for a weapon in an attempt to engage and kill U.S. forces. Interviews of A CO 1/8 INF BN personnel including SFC [redacted], who was in the room at the time of the shooting, failed to corroborate the statements originally made by SSG [redacted] after the shooting.

On 20 Apr 05, SSG [redacted] was advised of his legal rights which he invoked and requested to speak with an attorney.

On 10 Jan 05, Mr. [redacted] was advised of his legal rights, which he waived and rendered a sworn statement wherein he admitted he lied about Mr. HASSAN producing an AK-47 and pointing it at SSG [redacted]

Investigation established there was insufficient evidence to determine the cause and manner of Mr. HASSAN's death. Investigation was limited to testimonial evidence which could not unequivocally identify the manner in which Mr. HASSAN was killed; moreover, the lack of available physical evidence and security issues associated with interviewing Mr. HASSAN's family members prevented the accurate determination of a cause of death.

Further investigation established probable cause to believe Mr. [redacted] committed the offense of Perjury when he provided information he knew to be false on a sworn statement to CID.

STATUTES:

Title 18, USC, Section 1621: Perjury

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 30 Nov 04, detailing the initial notification, receipt of the Army Regulation (AR) 15-6 investigation and the receipt of name check results.

2. AR 15-6 Commander's Inquiry conducted by LTC [redacted] 7 Mar 04.

3. AIR of SA [redacted], 3 Dec 04, detailing the interview of SSG [redacted] and the interview of Mr. [redacted]

4. Sworn Statement of SSG [redacted] 1 Dec 04, wherein he detailed his knowledge of the death of Mr. HASSAN.

5. AIR of SA [redacted] 13 Dec 04, detailing the following interviews of SGT [redacted] SGT [redacted] Mr. [redacted] and SSG [redacted]

6. Sworn Statement of SGT [redacted] 8 Dec 04, wherein he detailed his knowledge of the death of Mr. HASSAN.

7. Rough sketch by SGT [redacted], 8 Dec 04, depicting the first floor interior of Mr. HASSAN's residence.

8. Sworn Statement of Mr. [redacted] 9 Dec 04, wherein he detailed his knowledge of the death of Mr. HASSAN.

9. Rough sketch by Mr. [redacted] 9 Dec 04, depicting the first floor interior of Mr. HASSAN's residence and the surrounding area.

10. Sworn Statement of SSG [redacted] 13 Dec 04, wherein he detailed his knowledge of the series of raids during which Mr. HASSAN was killed.

11. AIR of SA [redacted] 28 Dec 04, detailing the following: interview of SGT [redacted] interview of 1SG [redacted] interview of SPC [redacted] interview of 1LT [redacted] interview of Mr. [redacted] and coordination with the Defense Manpower Data Center.

12. Sworn Statement of SGT [redacted] 15 Dec 04, wherein he detailed his role as a medic in the series of raids during which Mr. HASSAN was killed.

13. Sworn Statement of Mr. [redacted] 21 Dec 04, wherein he detailed his knowledge of the death of Mr. HASSAN.

14. Listing of personnel assigned to A CO 1/8 INF BN in January 2004.

15. AIR of SA [redacted] 10 Jan 05, detailing the interview of Mr. [redacted]

16. Sworn Statement of Mr. [redacted] 10 Jan 05, wherein he detailed his knowledge of the

death of Mr. HASSAN.

17. AIR of SA [redacted], 10 Jan 05, detailing the interview of SGT [redacted]

18. Sworn Statement of SGT [redacted] 10 Jan 05, wherein he detailed his knowledge of the death of Mr. HASSAN.

19. AIR of SA [redacted] 18 Jan 05, detailing the interview of Mr. [redacted] and coordination with this office.

20. Sworn Statement of Mr. [redacted] 14 Jan 05, wherein he indicated he had no recollection of the death of Mr. HASSAN.

21. AIR of SA [redacted] 24 Jan 05, detailing the interview of SFC [redacted]

22. Rights Waiver Certificate of SFC [redacted] 24 Jan 05.

23. AIR of SA [redacted] 14 Feb 05, detailing the following: receipt of type-written statement purportedly made by 1LT [redacted] interview of 1LT [redacted] and the Request for Assistance (RFA) declination from the 37th Military Police (MP) Detachment (DET).

24. Type written statement of 1LT [redacted] 28 Jan 05, detailing his knowledge of the death of Mr. HASSAN, which implicated CPT [redacted]

25. AIR of SA [redacted] 7 Mar 05, detailing the following: interview of Mr. [redacted] interview of Mr. [redacted] interviews of CPT [redacted] interview of SFC [redacted] interview of SFC [redacted] interviews of 1LT [redacted] and interview of 1LT [redacted]

26. Sworn Statement of CPT [redacted] 2 Mar 05, wherein he detailed his knowledge of CPT [redacted] policy.

27. Sworn Statement of CPT [redacted] 2 Mar 05, wherein he clarified his earlier sworn statement.

28. AIR of SA [redacted] 4 Mar 05, detailing the receipt of the RFA and the interview of 1LT [redacted]

29. Sworn Statement of 1LT [redacted] 3 Mar 05, wherein he detailed his knowledge of the Operations Order given by CPT [redacted]

30. AIR of SA [redacted] 7 Mar 05, detailing the receipt of the RFA and the interview of Mr. [redacted]

31. Sworn Statement of Mr. [redacted], 7 Mar 05, wherein he indicated he had no knowledge of the series of raids during which Mr. HASSAN was killed.

32. AIR of SA [redacted] 8 Mar 05, detailing the receipt of the RFA and the interview of SFC [redacted]

33. Sworn Statement of SFC [redacted] 8 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. HASSAN was killed.

34. AIR of SA [redacted] 10 Mar 05, detailing the following: receipt of the RFA; interview of Mr. [redacted] nd coordination with this office.

35. Sworn Statement of Mr. [redacted] 10 Mar 05, wherein he indicated he had no direct knowledge of the series of raids during which Mr. HASSAN was killed.

36. AIR of SA [redacted] 8 Mar 05, detailing the following: receipt of the RFA; interview of SFC [redacted] interviews of SSG [redacted] and coordination with this office.

37. Sworn Statement of SFC [redacted] 9 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. HASSAN was killed.

38. Sworn Statement of SSG [redacted] 10 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. HASSAN was killed.

39. Sworn Statement of SSG [redacted] 17 May 05, clarifying his earlier statement.

40. AIR of SA [redacted], 21 Mar 05, detailing the following: interview of Mr. [redacted] interview of 1LT [redacted] rights invocation of SFC [redacted], receipt of Stipulation of Fact; and receipt of Sworn Statement made by 1LT [redacted]

41. Rights Waiver Certificate and Sworn Statement, 7 Mar 05, of Mr. [redacted] wherein he he admitted he provided information he knew to be false in an earlier sworn statement to CID.

42. Sworn Statement of 1LT [redacted] 7 Mar 05, wherein he clarified his earlier statement.

43. Rights Non-waiver certificate of SFC [redacted] 10 Mar 05.

b(6), b(7)(C)

44. Stipulation of Fact, 11 Mar 05, detailing 1LT [redacted] knowledge of the raids during which Mr. HASSAN was killed.

45. Sworn Statement of 1LT [redacted] 18 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. HASSAN was killed.

46. AIR of SA [redacted] 12 Apr 05, detailing the following: receipt of the RFA; interview of 1LT [redacted] and coordination with this office.

47. Sworn Statement of 1LT [redacted] 12 Mar 05, wherein he detailed his knowledge of the series of raids during which Mr. HASSAN was killed.

48. AIR of SA [redacted] 20 May 05, detailing the following: rights invocation of SSG [redacted] interview of 1LT [redacted] and coordination with the 4th ID, OSJA.

49. Rights Non-waiver Certificate of SSG [redacted] 20 Apr 05.

50. Polygraph Examination Report, Mr [redacted] 7 Mar 05.

Not Attached:

Retained in the files of the U.S. Army Crime Records Center, Fort Belvoir, VA:

51. Polygraph Examination Authorization, Mr. [redacted] 1 Mar 05.

52. Polygraph Examination Statement of Consent, Mr. [redacted] 7 Mar 05.

53. 7 Polygrams, Mr. [redacted] 7 Mar 05.

The originals of Exhibits 1, 3 through 13, 15 through 23, 25, 40, 41,43, 48, 49 are attached to the USACRC copy of this report. The originals of Exhibits 2, 24, 44 and 45 are retained in the files of the 4th ID OSJA, Fort Hood, TX. The original of Exhibit 14 is retained in the files of Defense Manpower Data Center, Seaside, CA. The originals of Exhibits 26 through 39, 42, 46 and 47 are maintained in Report of Investigation 489-04-CID056-76341 pending finalization and eventual attachment to the USACRC copy of the final report. The original of Exhibit 50 is retained in the files of USACRC.

STATUS: This is a final (C) report. This investigation is being terminated in accordance with Section V, paragraph 4-17(6), CIDR 195-1, in that the special agent-in-charge has determined that furtherance of this investigation would be of little or no value and that leads remaining to be

developed are not significant. Remaining leads include conducting interviews of Mr. HASSAN's family members present in his residence at the time of his death. Commander's Report of Action Taken (DA Form 4833) is pendinf regarding Mr. [redacted]

REPORT PREPARED BY

[redacted]
SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Cdr, 22d MP Bn, Ft Lewis, WA
Commander, 6th MP Group (CID), Fort Lewis, WA 98433
Dir, AFIP, Bldg 102, 1413 Research Blvd, Rockville, MD
CHIEF OF STAFF, FT CARSON
CHIEF, CRIMINAL LAW, FORT CARSON, CO
GARRISON COMMANDER, FT CARSON
PMO, FORT CARSON, CO (MPR#02094-2004-MPCCSL)
SAC, 48TH MP DET (CID)
SJA, Fort Hood, TX (ATTN: MAJ [redacted]
FILE

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 37

DEPARTMENT OF THE ARMY
United States Army Criminal Investigation Command
3rd Military Police Group (CID)
22nd Military Police Battalion (CID)(FWD)
Detainee Abuse Task Force
Baghdad, Iraq
APO AE 09342

CIMPR-FR

11 Oct 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0322-04-CID259-80333 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 4 NOV 2003/0001 HRS – 4 NOV 2003/2400 HRS; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF), ABU GHRAIB, IRAQ (IZ), APO AE 09342

DATE/TIME REPORTED: 9 SEP 2004, 1235 HRS

INVESTIGATED BY: SA [redacted]; SA [redacted]

SUBJECT: 1. (NONE)

VICTIM: 1. AL KHATTAB, AJIMI BERRA; CIV; INTERNMENT SERIAL NUMBER (ISN): [redacted] 1 JUL 1954; IRAQ; M; WHITE; BCCF; XZ; DATE OF CAPTURE: 2 JUL 2003 (NFI) [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

This investigation was initiated based on information extracted from Significant Data File (SDF) 0266-04-CID259, wherein this office received a Request for Investigation (RFI) (0414-04-CID001) from Headquarters U.S. Army Criminal Investigation Command. The RFI reflected Mr. AL KHATTAB died on 4 Nov 03, during the time he was detained in BCCF. The RFI requested this office determine if an investigation had been conducted pertaining to the circumstances surrounding Mr. AL KHATTAB's death.

Investigation determined Mr. AL KHATTAB allegedly died of a heart attack while detained at BCCF. Coordination was effected with Mortuary Affairs, Camp Victory, IZ; BCCF, Abu Ghraib, IZ; Crime Records Center (CRC), Fort Belvoir, VA; Detainee Operations, Camp Victory, IZ, and a review of the Iraqi patient roster maintained by the 28th Combat Support Hospital (CSH), Fort Bragg, NC (the medical facility that was operational during the time frame in question) was conducted. All efforts disclosed there was virtually no documentation in reference to Mr. AL KHATTAB's manner, cause, or circumstances of his death. However, there was a Detainee Tracking form and a Death Certificate. The Detainee Tracking form only

reflected he died on 4 Nov 03, of a heart attack. The Death Certificate was incomplete because it did not have a doctor's signature, no medical facility's unit identification/designation, and no cause or manner of death. The Death Certificate did reflect Mr. AL KHATTAB was burial on the same day of his death, 4 Nov 03.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 9 Sep 04, detailing the Basis for Investigation

2. AIR transferred from SDF 0266-04-CID259 of SA [redacted] 9 Sep 04, detaining the receipt of Request for Investigation 0414-04-CID001; coordination with Detainee Operations, Camp Victory; Request for Assistance sent to the 75th MP DET (CID), BCCF; receipt of Final Information Report 0135-04-CID789; coordination's with 10th MP BN (CID), Fort Bragg, NC, CRC, and Mortuary Affairs, Camp Victory, IZ.

3. AIR of SA [redacted] 6295, PIT, 75th Military Police Detachment, BCCF, transferred from SDF 0266-04-CID259, 22 Aug 04, detailing the basis for investigation; review of records maintained at BCCF; receipt of Mr. AL KHATTAB's detainee file; receipt of Mr. AL KHATTAB's incomplete death certificate,; coordination's with the 391st MP BN Aid Station, BCCF, and Patient Administration, BCCF Hospital; and receipt of Mr. AL KHATTAB's interrogation records [redacted]

4. Detainee Tracking form of Mr. AL KHATTAB, detailing date of capture and that he died of a heart attack on 4 Nov 03.

5. Detention Review Authority Form of Mr. AL KHATTAB, 24 Aug 04.

6. Coalition Provisional Authority Forces Apprehension Form, 6 Jul 03, detailing the apprehension of Mr. AL KHATTAB

7. Detainee Screening Report, 2 Jul 03, detailing biographical information of Mr. AL KHATTAB and that he was deceased on 4 Nov.

8. Computer generated DA Form 2669-R-E (Certificate of Death) of Mr. AL KHATTAB, detailing date of death of 4 Nov 03, with no manner or cause of death listed.

ACLU DETAINEE DEATH 2 CID 39

9. AIR of SAC [redacted] 6 Oct 04, detailing coordination(s) with members of the 28th CSH; search of the Defense Manpower Data Base; search of the 3rd Personnel in Theater Roster, coordination with Fort Sam Houston, TX; and a review of the Iraqi Patient Roster.

10. DA Form 4254-R, Request for Private Medical Information, 1 Oct 04.

NOT ATTACHED:

Retained in the files of this office:

11. Interrogation Reports of Mr. AL KHATTAB [redacted] detailing information concerning interrogations of Mr. AL KHATTAB

The original of Exhibit 1, 2, 9 and 10 was forwarded with the USACRC copy of this report. The original Exhibit 3 was forwarded to USACRC on 18 Sep 04, per a Freedom of Information Act (FOIA) request. The originals of Exhibits 4 through 8 are maintained in the files of BCCF, Abu Ghraib, IZ.

STATUS: This is a Final (C) Report. This investigation was terminated in accordance with CIDR 195-1, paragraph 4-14 (a) (6), in that the Special Agent-in-Charge has determined that the furtherance of the investigation would be of little or no value and that the leads remaining to be developed are not significant.

Remaining Leads: Continue efforts to identify the name on the Detention review Authority & Authenticating Official document.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

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)
1-Office of the Staff Judge Advocate, III Corps, ATTN: CPT [redacted] email only)
1-File

b(2), b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*: 20051208

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN).*
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
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. THRU	2. TO	3. FROM
A1	Crime Records Center Attn: CIRC-FP 5010 6th Street Ft. Belvoir, VA 22060-5506	Operations Officer 11th MP BN (CID) Baghdad, Iraq 09342
4. USACRC CONTROL NUMBER 0330-04-CID259-80335 – 5H	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.
In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	2LT	[redacted]	[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20040916	YES ☒ NO ☐	
Conspiracy	20040916	YES ☒ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports).*

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:
☐ REPRIMAND ☐ ORAL ☐ WRITTEN
FILED: ☐ LOCALLY ☐ OMPF
☐ LETTER OF CONCERN/COUNSELING
☐ ADVERSE OER/NCOER COMMENT
☐ RELIEF FOR CAUSE OER/NCOER
☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE
☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)
Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*
☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED
☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☒ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*
☐ SUMMARY COURT MARTIAL ☒ GENERAL COURT-MARTIAL
☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 41

13. **JUDICIAL FINDINGS**

☐ GUILTY ☒ DISMISSED

☐ NOT GUILTY ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $_____ / _____ MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☐ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

About 2200, 8 Dec 05, SA [redacted] received email from SA [redacted] 78th MP Det (CID), Ft. Riley, KS, confirming all UCMJ charges against 2LT [redacted] were dropped.

REPORTING

16a. TYPED NAME AND GRADE OF ~~COMMANDING~~ OFFICER

SA [redacted]

16b. SIG[redacted]

16c. DATE OF REPORT *(YYYYMMDD)*

2005 12 08

16d [redacted]

DA FORM 4833, JUN 2004

2

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 42

04-25' 80335-5H

DNA processing required. 10 U.S.C. § 1565.

DEPARTMENT OF THE ARMY
HEADQUARTERS, 1ST CAVALRY DIVISION
761ST TANK BATTALION AVENUE – BUILDING 28000
FORT HOOD, TEXAS 76544-5034

GENERAL COURT-MARTIAL ORDER
NUMBER 9

24 March 2006

Staff Sergeant [redacted] U.S. Army, C Company, 1st Battalion, 41st Infantry Regiment, 2nd Brigade Combat Team /10th Mountain Division, 1st Cavalry Division, Fort Hood, Texas 76544, was arraigned at Fort Hood, Texas, on the following offenses at a General Court-Martial convened by Commander, 1st Cavalry Division.

CHARGE I: ARTICLE 118. Plea: Guilty. Finding: Guilty.

The Specification: In that SSG [redacted] [sic], US Army, did, at or near Al Thawra, Baghdad, Iraq, on or about 18 August 2004, with premeditation, murder Mr. Q.H. by means of shooting him with a rifle. Plea: Not Guilty, but Guilty to the lesser-included offense of unpremeditated murder in violation of Article 118, UCMJ. Finding: Not Guilty, but Guilty to the lesser-included offense of unpremeditated murder, in violation of Article 118, UCMJ.

CHARGE II: ARTICLE 81. Plea: Guilty. Finding: Guilty.

The Specification: In that SSG [redacted] [sic], US Army, did, at or near Al Thawra, Baghdad, Iraq, on or about 18 August 2004, conspire with SSG [redacted] and 2LT [redacted] to commit an offense under the UCMJ, to wit: murder of Mr. Q. H, with premeditation, by means of shooting him with a rifle, and in order to effect the object of the conspiracy, the said SSG [redacted] [sic] did shoot the Mr. Q.H. with an M231 Port Firing Weapon. Plea: Not Guilty, but Guilty to the lesser-included offense of unpremeditated murder in violation of Article 118, UCMJ. Finding: Guilty, except the words "with premeditation"; to the excepted words, Not Guilty.

SENTENCE

Sentence was adjudged on 14 January 2005: Reduction to the grade of E1; to be confined for one year; and, to be discharged from the service with a Bad-Conduct Discharge.

b(6), b(7)(C)

3

ACTION

The sentence is approved and, except for the part of the sentence extending to a Bad-Conduct Discharge, will be executed. The portion of the sentence pertaining to confinement has been served.

BY COMMAND OF MAJOR GENERAL FIL:

[redacted]
SFC, USA
Military Justice NCOIC

DISTRIBUTION:
1 - Accused
1 - MJ (COL [redacted]
1 - TC (CPT [redacted]
1 - DC (CPT [redacted]
1 – USACIDC, ATTN: CIOP-ZC, 6010 6th Street, Fort Belvoir, VA 22060-5506
1 - Cdr, USAEREC (PCRE-FS), Fort Benjamin Harrison, IN 56249
1 - U.S Army CIL, Ft Gillem (CODIS LAB), 4553 N. 2nd St, Bldg 213B Forest Park, GA 30297-512
1 – RCF, Fort Sill, OK 73503-5100
1 – HQ, DA, Office of the Provost Marshal General, ATTN: MP Division Operations, 2800 Army Pentagon, Washington, DC 20310-2800
10 - Clerk of Court (JALS-CCZ), U. S. Army Legal Services Agency, HQDA, 901 North Stuart Street, Arlington, VA 22203-1837
1 - Record Set
1 - Reference Set

b(6), b(7)(C)

4

ACLU DETAINEE DEATH 2 CID 44

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
48th MILITARY POLICE DETACHMENT (CID)(FWD)
3rd MILITARY POLICE GROUP (CID)
CAMP VICTORY, BAGHDAD, IRAQ
APO AE 09342

REPLY TO
ATTENTION OF

CIMPL-FC

27 Apr 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL / SSI / 0330-04-CID259-80335-5H1A / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 16 Aug 2004, 0100 – 20 Aug 2004, 0400; MB 536898, SADR CITY, Baghdad, Iraq

DATE/TIME REPORTED: 16 Sep 2004, 1000

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

SUBJECT: 1. [redacted]; SSG; [redacted] ALE; WHITE; [redacted] C COMPANY, 1/41ST INFANTRY REGIMENT, BAGHDAD, IZ (HOME STATION: FORT RILEY, KS); CT; MURDER, CONSPIRACY

2. [redacted]; SSG; [redacted] MALE; OTHER; [redacted]; C COMPANY, 1/41ST INFANTRY REGIMENT, BAGHDAD, IZ (HOME STATION: FORT RILEY, KS); CT; MURDER, CONSPIRACY

3. [redacted] 2LT; [redacted] MALE; WHITE; [redacted] C COMPANY, 1/41ST INFANTRY REGIMENT, BAGHDAD, IZ (HOME STATION: FORT RILEY, KS); CT; MURDER CONSPIRACY

VICTIM: 1. HASSIM, QASSIM; IRAQI CIVILIAN (DECEASED); MALE; XZ; MURDER, CONSPIRACY; (NFI)

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION

INVESTIGATIVE SUMMARY:

About 1000, 16 Sep 04, this office was notified by CPT [redacted] Commander, C Company, 1/41st Infantry Regiment, Baghdad, IZ (Home Station: Fort Riley, KS), who

reported he received an allegation that one of his soldiers may have shot and killed an unarmed wounded Iraqi civilian, after an engagement in Sadr City, Baghdad, IZ.

Investigation established probable cause to believe 2LT [redacted], SSG [redacted] and SSG [redacted] committed the offenses of Conspiracy and Murder when they conspired, shot, and killed a wounded unarmed Iraqi civilian. During a routine patrol 2LT [redacted] SSG [redacted], and SSG [redacted] and their unit engaged what they believed to be a hostile vehicle. After the vehicle was demobilized and the scene was secure, SSG [redacted] and SSG [redacted] treated several wounded Iraqi nationals. During their evaluation of the casualties, SSG [redacted] and SSG [redacted] made a conscious decision, with the approval of 2LT [redacted], the victim was untreatable and decided to shoot the victim to alleviate his suffering. 2LT [redacted] told SSG [redacted] to shoot the victim; subsequently, SSG [redacted] and SSG [redacted] conspired and shot the victim.

STATUES:

Article 81, UCMJ: Conspiracy
Article 118, UCMJ: Murder

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigative Report (AIR) of SA [redacted] 18 Sep 04, detailing the receipt of the initial complaint, interviews of SPC [redacted] SPC [redacted] SPC [redacted] PFC [redacted] SGT [redacted] SGT [redacted], SSG [redacted] SSG [redacted] 2LT [redacted] SGT [redacted], SPC [redacted] coordination with Staff Judge Advocate and canvass interviews.

2. Battle Roster, 16 Sep 04, pertaining to C Company, 1/41st Infantry.

3. Sworn Statement of SPC [redacted], 16 Sep 04, detailing hearing shots fired by a dump truck and denying knowledge of who fired the shots or who got shot.

4. Rough Sketch, 16 Sep 04, prepared by SPC [redacted] depicting his location during the incident at [redacted]

5. Rough Sketch, 16 Sep 04, prepared by SPC [redacted] depicting location of personnel and victims during the incident at [redacted]

6. Canvass Interview Worksheet, 16 Sep 04, detailing the personnel of C Company, 1/41st Infantry Regiment, Fort Riley, KS (Camp Cuervo) were interviewed and denied any knowledge of the incident that occurred at [redacted]

7. Sworn Statement of SPC [redacted] 16 Sep 04, detailing his being approached by SSG [redacted] and requested to put an injured man out of his misery.

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE
b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 46

6

8. Sworn Statement of SPC [redacted] 16 Sep 04, detailing his knowledge of the conversation between SSG [redacted] and SSG [redacted] of an injured man, SSG [redacted] approaching SPC [redacted] and requesting the use of SPC [redacted] weapon, and the witnessing of SSG [redacted] and SSG [redacted] shooting a body.

9. Sworn Statement of PFC [redacted] 16 Sep 04, detailing seeing SSG [redacted] SPC [redacted] SPC [redacted], and SSG [redacted] having a conversation, but denying any knowledge of shots being fired.

10. Sworn Statement of SGT [redacted] 16 Sep 04, detailing his overhearing a conversation between SSG [redacted] and an Iraqi, where SSG [redacted] stated he needed to put the injured man out of his misery and hearing a burst of gunfire from a port firing weapon and a single shot from a M16..

11. Sworn Statement of SGT [redacted] 17 Sep 04, detailing his performing first aid on the injured Iraqis, hearing gun fire from the other side of the truck and SSG [redacted] asking him if he thought "he did the right thing."

12. Rough Sketch, 17 Sep 04, prepared by SGT [redacted] depicting the location of personnel and injured Iraqis at grid coordinate MB 536898.

13. Waiver Certificate of SSG [redacted] 17 Sep 04.

14. Waiver Certificate and Sworn Statement of SSG [redacted] 17 Sep 04, in which he admitted to shooting and killing an unarmed wounded Iraqi civilian.

15. Non-Waiver Certificate of 2LT [redacted] 17 Sep 04, in which he requested a lawyer.

16. Rough Sketch, 18 Sep 04, prepared by SGT [redacted] depicting the location of personnel and injured Iraqis at grid coordinate MB 536898.

17. Sworn Statement of SGT [redacted] 18 Sep 04, detailing his knowledge of hearing two separate incidents of gunfire but denying knowledge of who or where it came from.

18. Rough Sketch, 18 Sep 04, prepared by SPC [redacted] depicting the location of personnel and injured Iraqis at grid coordinate MB 536898.

19. Sworn Statement of SPC [redacted] 18 Sep 04, detailing his knowledge of a conversation between 2LT [redacted] and SSG [redacted] and knowledge of SSG [redacted] shooting an injured Iraqi.

20. AIR of SA [redacted] 28 Sep 04, detailing the interviews of 1SG [redacted] SPC [redacted] SGT [redacted] SPC [redacted], SPC [redacted], SPC [redacted] SSG [redacted] SPC [redacted] collection of evidence, and coordination with Staff Judge Advocate.

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE
b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 47

7

21. DA Form 1594, Daily Staff Journal or Duty Officer's Log, covering period of 0000, 17 Aug 04 to 0001, 18 Aug 04.

22. Issue and Turn-In of Weapons and Ammunition, which documents the assignment of weapons to 2LT [redacted] SSG [redacted], and SSG [redacted]

23. Sworn Statement of SPC [redacted] 25 Sep 04, detailing his mission as a Bradley driver on 16 Sep 04, during the incident at grid coordinate MB 536898, and normal protocol of the leadership during the missions.

24. Sworn Statement of SFC [redacted] 25 Sep 04, detailing his actions during the engagement of the garbage truck and his lack of any knowledge of SSG [redacted] SSG [redacted] and 2LT [redacted] and their actions.

25. Victim list of garbage truck incident, 17 Aug 04, which listed the wounded and killed Iraqi civilians.

26. Sworn Statement of SPC [redacted] 26 Sep 04, denying any knowledge of an Iraqi civilian being killed during the incident at grid coordinate MB 536898.

27. Sworn Statement of SPC [redacted] 26 Sep 04, denying any knowledge of an Iraqi civilian being killed during the incident at grid coordinate MB 536898.

28. Sworn Statement of SPC [redacted], 26 Sep 04, denying any knowledge of an Iraqi civilian being killed during the incident at grid coordinate MB 536898.

29. Sworn Statement of SSG [redacted] 26 Sep 04, detailing his knowledge of a different incident involving the death of an Iraqi civilian, but denies any knowledge of an Iraqi civilian being killed during the incident at grid coordinate MB 536898.

30. Canvass Interview Worksheet, 26 Sep 04, detailing the personnel of C Company, 1-41st Infantry Regiment, Fort Riley, KS (Camp Cuervo) were interviewed and denied any knowledge of the incident that occurred at grid coordinate MB 536898.

31. Report of Survey packet, 27 Aug 04, pertaining to the unit engagements on 17 -18 Aug 04.

32. AIR of SA [redacted] 29 Sep 04, 12th Military Police Detachment (CID), 3D Military Police Group (CID), USACIDC, Fort Eustis, VA 23604-5534, detailing receipt of request and coordination 497th Intelligence Group.

33. AIR of SA [redacted] 15 Oct 04, detailing the interview of SA [redacted], CPL [redacted] SGT [redacted], SPC [redacted] and review of Army Times.

34. Sworn Statement of SA [redacted] 4 Oct 04, detailing his interview of SSG [redacted]

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE

35. Sworn Statement of SPC [redacted] 7 Oct 04, detailing his mission to provide first aid and treatment for the injured Iraqis at grid coordinate MB 536898.

36. Sworn Statement of SGT [redacted] 15 Oct 04, detailing his mission to provide first aid and treatment for the injured Iraqis at grid coordinate MB 536898.

37. Rough Sketch, 15 Oct 04, prepared by SPC [redacted] depicting the location of the vehicles and a body at grid coordinate MB 536898.

38. Sworn Statement of SPC [redacted] 15 Oct 04, detailing his mission as a driver for the casualties evacuated at grid coordinate MB 536898.

39. Newspaper Article, "The Army Times", 11 Oct 04, documenting more soldiers accused of Murder in Iraq.

40. AIR of SA [redacted] 30 Nov 04, detailing the interviews of CPT [redacted], 2LT [redacted], PV2 [redacted], SGT [redacted] CPT [redacted] 1LT [redacted] and coordination with SJA and Iraqi Police Liaison.

41. Sworn Statement of 2LT [redacted] 5 Nov 04, detailing the scene of the incident at grid coordinate MB 536898.

42. Rough Sketch, 5 Nov 04, prepared by 2LT [redacted] depicting the location of vehicles and bodies at grid coordinate MB 536898.

43. Sworn Statement of PV2 [redacted] 6 Nov 04, detailing his participation of removing the bodies at grid coordinate MB 536898.

44. Rough Sketch, 6 Nov 04, prepared by PV2 [redacted] depicting the location of vehicles and bodies at grid coordinate MB 536898.

45. Rough Sketch, 6 Nov 04, prepared by SGT [redacted] depicting the location of vehicles and bodies at grid coordinate MB 536898.

46. Sworn Statement of SGT [redacted] 6 Nov 04, detailing his participation of removing the bodies at grid coordinate MB 536898.

47. Sworn Statement of CPT [redacted] undated and unsworn, detailing the events and his knowledge of the events pertaining to the incident on 17-18 Aug 04 and relating of a conversation with 2LT [redacted] about obtaining a lawyer.

48. Rough Sketch, 7 Feb 04, prepared by CPT [redacted] depicting a burning dump truck and four bodies.

49. Newspaper Article, "Stars and Stripes – Mideast Edition," 16 Nov 04, reflecting 2LT [redacted] was charged with the wrongful killing.

b(6), b(7)(C)

50. Sworn Statement of CPT [redacted] 29 Nov 04, detailing the conversation he overheard between 1LT [redacted] and SSG [redacted]

51. Sworn Statement of 1LT [redacted] 30 Nov 04, detailing the conversation he had with SSG [redacted]

52. AIR of SA [redacted] 21 Jan 05, detailing coordination with CPT [redacted] to keep this case open pending the trial of SPC [redacted]

53. AIR of SA [redacted] 8 Feb 05, detailing coordination with CPT [redacted] to provide a copy of CPT [redacted] statement.

54. AIR of SA [redacted] 21 Mar 05, detailing the receipt of DA Form 4430, Results of Trial, regarding SSG [redacted]

55. DA Form 4430, Results of Trial, 10 Dec 04, pertaining to SSG [redacted]

56. AIR of SA [redacted] 16 Apr 05, detailing coordination with CPT [redacted]

57. DA Form 4137, Evidence/Property Custody Document, document numbers: 750-04.

Not Attached:

Retained in the evidence depository, 22nd Military Police Battalion, Camp Victory, Baghdad, IZ:

58. Rifle (Item 1, document number: 759-04)

59. Rifle (Item 2, document number: 759-04)

60. Rifle (Item 3, document number: 759-04)

The originals of Exhibits 1, 3 through 6, 9 through 13, 15 through 20, 23 through 30, 32 through 38, 40 through 48 and 50 through 54 and 56 are maintained in the files of this office pending adjudication. The originals of Exhibits 7, 8 and 14 are maintained in the files of 3rd Infantry Division, SJA, Camp Liberty, Baghdad, IZ. The originals of Exhibit 2, 21 and 22 are maintained in the files of 2-70th Armor Battalion, 1/41 Infantry Regiment, Fort Riley, KS. The originals of Exhibit 31 are maintained in the files of 1st Brigade, 1st Cavalry Division, Commanding, Camp Iron Horse, Baghdad, IZ. The original of Exhibit 39 is maintained in the files of the Army Times, Springfield, VA. The original of Exhibit 49 is maintained in the office of Stars and Stripes, Washington, D.C. The original of Exhibit 55 is maintained in the files of the Court Martial Convening Offices, number 4 and 7, HQ, 1st Cavalry Division, Camp Victory (North), IZ. The original of Exhibit 57 is retained in the files of the evidence depository, 11th MP Battalion (CID), Camp Victory, Baghdad, IZ.

b(6), b(7)(C)

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE

STATUS: This is a Final Report. Commander's Report of Disciplinary Action (DA Form 4833) is pending. The result of trial for SSG [redacted] and SSG [redacted] recorded each were found guilty and sentenced to a reduction to the grade of E1, forfeiture of all pay and allowances, 3 years confinement and a dishonorable discharge from the service.

Report Prepared By:

Report Approved By:

[redacted]

Special Agent, [redacted]

[redacted]

[redacted]ial Agent in Charge

DISTRIBUTION:

1-DIR, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506 (original)
1-Thru: CDR, 11th MP BN (CID), APO AE 09342
Thru: CDR, 3rd MP Group (CID)
To: CDR, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060
1-PMO, MNC-I, (ATTN: COL [redacted]), Camp Victory, APO AE 09335 (e-mail only/less exhibits)
1-Office of the Staff Judge Advocate, 18th Airborne Corps, (email only)
1-DET SGT, 48TH MP DET CID (FWD)
1-CHIEF, INVESTIGATIVE OPERATIONS DIVISION, USACIDC
1-DEPUTY CHIEF OF STAFF FOR OPERATIONS, USACIDC
1-CID CURRENT OPERATIONS, USACIDC
1-File

b(2), b(6), b(7)(C)

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE

ACLU DETAINEE DEATH 2 CID 51

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*: 20051208

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN).*
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
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. THRU	2. TO	3. FROM
	Crime Records Center Attn: CIRC-FP 5010 6th Street Ft. Belvoir, VA 22060-5506	Operations Officer 11th MP BN (CID) Baghdad, Iraq 09342
4. USACIDC CONTROL NUMBER ~~0031~~-04-CID259-80336 -5H	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.
In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	2LT	[redacted]	[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20040915	YES ☐ NO ☒	UCMJ Charges Dropped.
Conspiracy	20040915	YES ☐ NO ☒	UCMJ Charges Dropped
Communicating a Threat	20040915	YES ☐ NO ☒	UCMJ Charges Dropped Con't on Pg.2

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports).*

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:
☐ REPRIMAND ☐ ORAL ☐ WRITTEN
FILED: ☐ LOCALLY ☐ OMPF
☐ LETTER OF CONCERN/COUNSELING
☐ ADVERSE OER/NCOER COMMENT
☐ RELIEF FOR CAUSE OER/NCOER
☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE
☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)
Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*
☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED
☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☒ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*
☐ SUMMARY COURT MARTIAL ☒ GENERAL COURT-MARTIAL
☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 52

13. JUDICIAL FINDINGS

[ ] GUILTY [X] DISMISSED
[ ] NOT GUILTY [ ] OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

[ ] a. REPRIMAND [ ] b. ADMONITION [ ] (1) ORAL [ ] (2) IN WRITING
[ ] c. DETENTION [ ] d. FORFEITURE [ ] e. FINED $_____ / _____ MONTHS
[ ] f. REDUCED FROM _____ TO _____ [ ] g. EXTRA DUTY FOR _____ DAYS [ ] h. RESTRICTED FOR _____ DAYS
[ ] i. CORRECTIONAL CUSTODY FOR _____ DAYS [ ] j. CONFINED _____ YEARS _____ MONTHS
[ ] k. SEPARATION: [ ] PUNITIVE DISCHARGE [ ] OTHER
Type_____ Chapter: _____ Characterization: _____ Effective Date: _____
[ ] l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Continued from Page 1, Block 11a: OFFENSE(S)-Obstructing Justice, DATE OF OFFENSES-20040915, Action Taken-No UCMJ Charges Dropped.

About 2200, 8 Dec 05, SA [redacted] received email from SA [redacted] 78th MP Det (CID), Ft. Riley, KS, confirming all UCMJ charges against 2LT [redacted] were dropped.

REPORTING

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER
SA [redacted]

16b. SIG [redacted]

16c. DATE OF REPORT *(YYYYMMDD)*
2005 12 08

16d. [redacted]

DA FORM 4833, JUN 2004

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 53

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45 and AR 195-2; the proponent agency is DCSOPS.

SUSPENSE DATE: 20041020

THRU:	TO:	FROM:
	US ARMY CRIME RECORDS CENTER 6010 6TH STREET, FT BELVOIR, VA 22060	OPERATIONS OFFICER 11TH MP BN (CID) BAGHDAD, IRAQ APO AE 09342

USACRC CONTROL NUMBER	MP REPORT NUMBER	SUB-INSTALLATION IDENTIFIER
0331-04-CID259-80336 - 5H		

To be completed by the commander or supervisor of the subject identified below and in corresponding MP/CID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in REMARKS which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

NAME OF SUBJECT (Last, First, MI)	GRADE	SOCIAL SECURITY NUMBER	DATE OF BIRTH
[redacted]	SGT	[redacted]	[redacted]

OFFENSE(S)	DATE OF OFFENSE(S)
MURDER, CONSPIRACY, COMMUNICATING A THREAT, OBSTRUCTING JUSTICE	20040801

ACTION TAKEN

A ☐ *NONE 1 ☐ INSUFFICIENT EVIDENCE *(Explain in remarks)* 2 ☐ OTHER *(Explain in remarks)*

**Subject was advised that although no action was taken, the report will be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).*

B ☐ ADMINISTRATIVE C ☐ NONJUDICIAL *(Article 15, UCMJ)*

D ☒ JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences)*
1 ☐ SUMMARY COURT-MARTIAL 2 ☐ SPECIAL COURT-MARTIAL 3 ☒ GENERAL COURT-MARTIAL 4 ☐ CIVIL COURT

JUDICAL FINDINGS

A ☒ GUILTY B ☐ NOT GUILTY C ☐ DISMISSED D ☐ OTHER *(For example, guilty of a lesser included offense) (Explain below)*

RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

A ☐ REPRIMAND/ADMONITION *(Strike inappropriate word)* 1 ☐ ORAL 2 ☐ IN WRITING

B ☒ DETENTION/FORFEITURE/FINED *(Strike inappropriate words)* $ _____/_____ MONTHS NOT CHECKED [redacted]

C ☒ REDUCED FROM E-5 TO E-1 D ☐ EXTRA DUTY FOR _____ DAYS E ☐ RESTRICTED FOR _____ DAYS

F ☐ CORRECTIONAL CUSTODY FOR _____ DAYS G ☒ CONFINED 50 YEARS _____ MONTHS

H ☒ PUNITIVE DISCHARGE ADJUDGED *(type)* DISHONORABLE

I ☐ ADMINISTRATIVE DISCHARGE UP PARA _____, AR _____ -_____, EFFECTIVE _____

J ☐ OTHER, FOR EXAMPLE, SUSPENSION OF DRIVING PRIVILEGES *(Explain below)*

REMARKS

TYPED NAME & GRADE OF COMMANDING OFFICER		DATE OF REPORT
SFC [redacted]	[redacted]	20050806

DA FORM 1 JAN 80 4833 REPLACES DA [redacted] USAPPC V2.10

b(6), b(7)(C)

3

ACLU DETAINEE DEATH 2 CID 54

DEPARTMENT OF THE ARMY REPORT OF RESULT OF TRIAL

For use of this form, see AR 27-10; the proponent agency is OTJAG

TO: Commander, Headquarters, 3d Infantry Division, Camp Liberty, Iraq APO AE 09352

1. Notification under R.C.M. 1101 and AR 27-10, paragraph 5-30 is hereby given in the case of the United States v **Sergeant/E5** [redacted], [redacted] C Company, 1st Battalion, 41st Infantry Regiment, 2nd Brigade Combat Team, (10th Mountain Division (Light Infantry)), 3d Infantry Division(Forward); APO AE 09352.

2. Trial by **GENERAL** court-martial on 25 February 2005, at Camp Arifjan, Kuwait; 10, 12, and 13 May 2005, at Camp Liberty Iraq, convened by: CMCO Number 1, Headquarters, 3d Infantry Division(Forward), Camp Liberty, Iraq, dated 15 January 2005; as amended by CMCO Number 3, same headquarters, dated 18 February 2005; as amended by CMCO Number 6, same headquarters, dated 18 April 2005; as amended by CMCO Number 8, same headquarters, dated 2 May 2005; as amended by CMCO Number 10, same headquarters, dated 9 May 2005.

3. Summary of offenses, pleas, and findings:

CH	ART UCMJ	SPEC	BRIEF DESCRIPTION OF OFFENSES(S)	PLEA	FINDING
I	118	1	Premeditated murder	G*	G
		2	Premeditated murder	G**	G**
II	134	The	Obstruction of justice	NG	NG
Add	81	The	Conspiracy to commit murder	NG	NG

*Pled guilty to the lesser-included offense of unpremeditated murder, Article 118(2).
**Pled and found guilty of the lesser-included offense of act inherently dangerous to another, Article 118(3)

4. SENTENCE: **To be reduced to the grade of E-1, to be confined for life with eligibility for parole, and to be discharged from the service with a dishonorable discharge.**

5. Date sentence adjudged and effective date of any forfeiture or reduction in grade *(YYYYMMDD)*: 20050513. *(See UCMJ Articles 57-58b and R.C.M. 1101.)*

6. Contents of pretrial agreement concerning sentence, if any: The Convening Authority agrees to disapprove any confinement adjudged in excess of twenty-five (25) years. Any other lawfully adjudged punishment may be approved.

7. Number of days of pre-sentence confinement, if any: 239 days.

8. Number of days of judge-ordered administrative credit for pre-sentence confinement or restriction found tantamount to confinement, if any: 4 days.

9. Total pre-sentence confinement credit toward post-trial confinement: 243 days.

10. Name(s) and SSN(s) of companion accused or co-accused, if any: U.S. v [redacted]

11. DNA processing IAW 10 U.S.C. § 1565 ☐ is ☒ is not required.

12. Conviction(s) ☐does ☒ does not require sex offender registration IAW 42 U.S.C. § 14071.

CF: Unit Commander	SJA	TDS	MJ Post-trial
Confinement Facility	GCMA	CID	CDR, 3rd Finance Company

MJ: COL [redacted] DC: CPT [redacted] ADC: CPT [redacted]
TC: CPT [redacted] ATC: CPT [redacted] CR: SPC [redacted]

[redacted]

RANK	
MAJ	JA

b(6), b(7)(C)

4

DEPARTMENT OF THE ARMY REPORT OF RESULT OF TRIAL

For use of this form, see AR 27-10; the proponent agency is OTJAG

TO: Commander, Headquarters, 3d Infantry Division, Camp Liberty, Iraq APO AE 09352

1. Notification under R.C.M. 1101 and AR 27-10, paragraph 5-30 is hereby given in the case of the United States v **Sergeant/E5** [redacted], C Company, 1st Battalion, 41st Infantry Regiment, 2nd Brigade Combat Team, (10th Mountain Division (Light Infantry)), 3d Infantry Division(Forward), APO AE 09352.

2. Trial by **GENERAL** court-martial on 25 February 2005, at Camp Arifjan, Kuwait; 10, 12, and 13 May 2005, at Camp Liberty Iraq, convened by: CMCO Number 1, Headquarters, 3d Infantry Division(Forward), Camp Liberty, Iraq, dated 15 January 2005; as amended by CMCO Number 3, same headquarters, dated 18 February 2005; as amended by CMCO Number 6, same headquarters, dated 18 April 2005; as amended by CMCO Number 8, same headquarters, dated 2 May 2005; as amended by CMCO Number 10, same headquarters, dated 9 May 2005.

3. Summary of offenses, pleas, and findings:

CH	ART UCMJ	SPEC	BRIEF DESCRIPTION OF OFFENSES(S)	PLEA	FINDING
I	118	1	Premeditated murder	G*	G
		2	Premeditated murder	G**	G**
II	134	The	Obstruction of justice	NG	NG
Add	81	The	Conspiracy to commit murder	NG	NG

*Pled guilty to the lesser-included offense of unpremeditated murder, Article 118(2).
**Pled and found guilty of the lesser-included offense of act inherently dangerous to another, Article 118(3).

4. SENTENCE: **To be reduced to the grade of E-1, to be confined for life with eligibility for parole, and to be discharged from the service with a dishonorable discharge.**

5. Date sentence adjudged and effective date of any forfeiture or reduction in grade *(YYYYMMDD)*: 20050513. *(See UCMJ Articles 57-58b and R.C.M. 1101.)*

6. Contents of pretrial agreement concerning sentence, if any: The Convening Authority agrees to disapprove any confinement adjudged in excess of twenty-five (25) years. Any other lawfully adjudged punishment may be approved.

7. Number of days of pre-sentence confinement, if any: 239 days.

8. Number of days of judge-ordered administrative credit for pre-sentence confinement or restriction found tantamount to confinement, if any: 4 days.

9. Total pre-sentence confinement credit toward post-trial confinement: 243 days.

10. Name(s) and SSN(s) of companion accused or co-accused, if any: U.S. v [redacted]

11. DNA processing IAW 10 U.S.C. § 1565 ☐ is ☒ is not required.

12. Conviction(s) ☐does ☒ does not require sex offender registration IAW 42 U.S.C. § 14071.

CF: Unit Commander	SJA	TDS	MJ Post-trial
Confinement Facility	GCMA	CID	CDR, 3rd Finance Company

MJ: COL [redacted] DC: CPT [redacted] ADC: CPT [redacted]
TC: CPT [redacted] ATC: CPT [redacted] CR: SPC [redacted]

[redacted]
RANK
CPT

JA

b(6), b(7)(C)

5

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45 and AR 195-2; the proponent agency is DCSOPS.

SUSPENSE DATE: 20041020

THRU:	TO:	FROM:
	US ARMY CRIME RECORDS CENTER 6010 6TH STREET, FT BELVOIR, VA 22060	OPERATIONS OFFICER 11TH MP BN (CID) BAGHDAD, IRAQ APO AE 09342

USACRC CONTROL NUMBER	MP REPORT NUMBER	SUB-INSTALLATION IDENTIFIER
0331-04-CID259-80336 -5H		

To be completed by the commander or supervisor of the subject identified below and in corresponding MP/CID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in REMARKS which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

NAME OF SUBJECT *(Last, First, MI)*	GRADE	SOCIAL SECURITY NUMBER	DATE OF BIRTH
[redacted]	SPC	[redacted]	[redacted]

OFFENSE(S)	DATE OF OFFENSE(S)
MURDER, CONSPIRACY, FALSE OFFICIAL STATEMENT	20040801

ACTION TAKEN

A ☐ *NONE 1 ☐ INSUFFICIENT EVIDENCE *(Explain in remarks)* 2 ☐ OTHER *(Explain in remarks)*

**Subject was advised that although no action was taken, the report will be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).*

B ☐ ADMINISTRATIVE C ☐ NONJUDICIAL *(Article 15, UCMJ)*

D ☒ JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences)*
1 ☐ SUMMARY COURT-MARTIAL 2 ☐ SPECIAL COURT-MARTIAL 3 ☒ GENERAL COURT-MARTIAL 4 ☐ CIVIL COURT

JUDICAL FINDINGS

A ☒ GUILTY B ☐ NOT GUILTY C ☐ DISMISSED D ☐ OTHER *(For example, guilty of a lesser included offense) (Explain below)*

RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

A ☐ REPRIMAND/ADMONITION *(Strike inappropriate word)* 1 ☐ ORAL 2 ☐ IN WRITING

B ☐ DETENTION/FORFEITURE/FINED *(Strike inappropriate words)* $_____/_____ MONTHS

C ☒ REDUCED FROM E-4 TO E-1 D ☐ EXTRA DUTY FOR _____ DAYS E ☐ RESTRICTED FOR _____ DAYS

F ☐ CORRECTIONAL CUSTODY FOR _____ DAYS G ☒ CONFINED 5 YEARS _____ MONTHS

H ☒ PUNITIVE DISCHARGE ADJUDGED *(type)* DISHONORABLE

I ☐ ADMINISTRATIVE DISCHARGE UP PARA _____, AR _____ - _____, EFFECTIVE _____

J ☐ OTHER, FOR EXAMPLE, SUSPENSION OF DRIVING PRIVILEGES *(Explain below)*

REMARKS

TYPED NAME & GRADE OF COMMANDING OFFICER		DATE OF REPORT
SFC [redacted]	[redacted]	20050806

DA FORM 1 JAN 80 4833 REPLACES DA FORM 3975-1, 1 JAN 74, WHICH IS OBSOLETE. USAPPC V2.10

b(6), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 57

DEPARTMENT OF THE ARMY REPORT OF RESULT OF TRIAL

For use of this form, see AR 27-10; the proponent agency is OTJAG

TO: Commander, Headquarters, 3d Infantry Division, Camp Liberty, Iraq APO AE 09352

1. Notification under R.C.M. 1101 and AR 27-10, paragraph 5-30 is hereby given in the case of the United States v Specialist/E4 [redacted] Company, 1st Battalion, 41st Infantry Regiment, 2nd Brigade Combat Team, 10th Mountain Division (Light Infantry)), 3d Infantry Division(Forward), APO AE 09352.

2. Trial by GENERAL court-martial on 26 February 2005, at Camp Arifjan, Kuwait; 19 and 24 March and 5-7 and 9 April 2005, at Camp Liberty Iraq; and 8 March 2005 at FOB Loyalty, Iraq; convened by: CMCO Number 1, Headquarters, 3d Infantry Division(Forward), Camp Liberty, Iraq, dated 15 January 2005; as amended by CMCO Number 5, same headquarters, dated 5 April 2005; as amended by CMCO Number 3, same headquarters, dated 18 February 2005.

3. Summary of offenses, pleas, and findings:

CH	ART UCMJ	SPEC	BRIEF DESCRIPTION OF OFFENSES(S)	PLEA	FINDING
I	118	The	Premeditated murder	NG	NG*

*But guilty of the named lesser-included offense of unpremeditated murder.

4. SENTENCE: **To be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 5 years, and to be discharged from the service with a dishonorable discharge.**

5. Date sentence adjudged and effective date of any forfeiture or reduction in grade *(YYYYMMDD)*: 20050409. *(See UCMJ Articles 57-58b and R.C.M. 1101.)*

6. Contents of pretrial agreement concerning sentence, if any: N/A

7. Number of days of pre-sentence confinement, if any: 201 days.

8. Number of days of judge-ordered administrative credit for pre-sentence confinement or restriction found tantamount to confinement, if any: 19 days.

9. Total pre-sentence confinement credit toward post-trial confinement: 220 days.

10. Name(s) and SSN(s) of companion accused or co-accused, if any: U.S. v [redacted]

11. DNA processing IAW 10 U.S.C. § 1565 ☐ is ☒ is not required.

12. Conviction(s) ☐ does ☒ does not require sex offender registration IAW 42 U.S.C. § 14071.

CF: Unit Commander	SJA	TDS	MJ Post-trial
Confinement Facility	GCMA	CID	CDR, 3rd Finance Company

MJ: LTC [redacted] CDC: Mr. [redacted] DC: CPT [redacted]
TC: CPT [redacted] ATC: CPT [redacted] CR: MSG [redacted] SPC [redacted]

[redacted] SI[redacted]

RANK
CPT

BR[redacted] SERVICE
JA

b(6), b(7)(C)

7

DEPARTMENT OF THE ARMY REPORT OF RESULT OF TRIAL

For use of this form, see AR 27-10; the proponent agency is OTJAG

TO: Commander, Headquarters, 3d Infantry Division, Camp Liberty, Iraq APO AE 09352

1. Notification under R.C.M. 1101 and AR 27-10, paragraph 5-30 is hereby given in the case of the United States v Specialist/E4 [redacted] C Company, 1st Battalion, 41st Infantry Regiment, 2nd Brigade Combat Team, (10th Mountain Division (Light Infantry)), 3d Infantry Division(Forward), APO AE 09352.

2. Trial by **GENERAL** court-martial on 26 February 2005, at Camp Arifjan, Kuwait; 19 and 24 March and 5-7 and 9 April 2005, at Camp Liberty Iraq; and 8 March 2005 at FOB Loyalty, Iraq; convened by: CMCO Number 1, Headquarters, 3d Infantry Division(Forward), Camp Liberty, Iraq, dated 15 January 2005; as amended by CMCO Number 5, same headquarters, dated 5 April 2005; as amended by CMCO Number 3, same headquarters, dated 18 February 2005.

3. Summary of offenses, pleas, and findings:

CH	ART UCMJ	SPEC	BRIEF DESCRIPTION OF OFFENSES(S)	PLEA	FINDING
I	118	The	Premeditated murder	NG	NG*

*But guilty of the named lesser-included offense of unpremeditated murder.

4. SENTENCE: **To be reduced to the grade of E-1, to forfeit all pay and allowances, to be confined for 5 years, and to be discharged from the service with a dishonorable discharge.**

5. Date sentence adjudged and effective date of any forfeiture or reduction in grade *(YYYYMMDD)*: 20050409. *(See UCMJ Articles 57-58b and R.C.M. 1101.)*

6. Contents of pretrial agreement concerning sentence, if any: N/A

7. Number of days of pre-sentence confinement, if any: 201 days.

8. Number of days of judge-ordered administrative credit for pre-sentence confinement or restriction found tantamount to confinement, if any: 19 days.

9. Total pre-sentence confinement credit toward post-trial confinement: 220 days.

10. Name(s) and SSN(s) of companion accused or co-accused, if any: U.S. v [redacted]

11. DNA processing IAW 10 U.S.C. § 1565: ☐ is ☒ is not required.

12. Conviction(s): ☐ does ☒ does not require sex offender registration IAW 42 U.S.C. § 14071.

CF: Unit Commander, SJA, TDS, MJ Post-trial, Confinement Facility, GCMA, CID, CDR, 3rd Finance Company

MJ: LTC [redacted] CDC: Mr. [redacted] DC: CPT [redacted]
TC: CPT [redacted] ATC: CPT [redacted] CR: MSG [redacted] SPC [redacted]

[redacted] SIG [redacted]

RANK CPT [redacted] OF SERVICE

b(6), b(7)(C)

8

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
48TH MILITARY POLICE DETACHMENT (CID)(FWD))
11TH MILITARY POLICE BATTALION (CID)(FWD
CAMP VICTORY, IRAQ APO AE 09342

CIMPL-FC

30 Mar 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 1 AUG 2004, 0100 – 29 AUG 2004, 2359; VARIOUS LOCATIONS IN AND AROUND SADR CITY, IRAQ (IZ)

2. 15 SEP 2004, 2200 - 15 SEP 2004; 2359; BUILDING 84 (CID OFFICE), CAMP VICTORY, IZ

DATE/TIME REPORTED: 15 SEP 2004, 1140 HRS

INVESTIGATED BY: SA [redacted]; SA [redacted]
SA [redacted], SA [redacted]

SUBJECT: 1. [redacted] SPC; [redacted] MALE; WHITE; [redacted] C COMPANY (CO), 1/41ST INFANTRY REGIMENT (INF REG), MULTI-NATIONAL CORPS-IRAQ (MNC-I) (III CORPS), CAMP VICTORY, BAGHDAD, IZ (HOMESTATION: FORT RILEY, KS); CT; MURDER, CONSPIRACY, FALSE OFFICIAL STATEMENT

2. [redacted], SGT; [redacted] MALE; WHITE; [redacted] C CO, 1/41ST INF REG, MNC-I (III CORPS), CAMP VICTORY, BAGHDAD, IZ (HOMESTATION: FORT RILEY, KS); CT; MURDER, CONSPIRACY, COMMUNICATING A THREAT, OBSTRUCTING JUSTICE

3. [redacted] 2LT; [redacted] MALE; WHITE; [redacted] C CO, 1/41ST INF REG, MNC-I (III CORPS), CAMP VICTORY, BAGHDAD, IZ (HOMESTATION: FORT RILEY, KS); CT; MURDER, CONSPIRACY, FALSE OFFICIAL STATEMENT

4. [redacted] SPC; [redacted] C CO, 1/41ST INF REG, MNC-I (III CORPS), BAGHDAD, IZ (FORT RILEY, KS); CT; MURDER (UNFOUNDED), CONSPIRACY (UNFOUNDED)

b(2), b(6), b(7)(C)

LAW ENFORCEMENT SENSITIVE
FOR OFFICIAL USE ONLY

9

CIMPL-FC
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

5. VICTIM: 1. RAHIM, ARKEM YOSEF (DECEASED); IRAQI CIVILIAN; MALE; 1 JUL 1959; BAQUABA-DIALA, IZ; UNMARKED RESIDENCE, GRID MB 48565 90624, SADR CITY, IZ; XZ; MURDER, CONSPIRACY, (NFI)

2. MAITHAM; IRAQI CIVILIAN (DECEASED); MALE; XZ; MURDER, CONSPIRACY (NFI)

3. (UNKNOWN); IRAQI CIVILIAN (DECEASED); XZ; (NFI); MURDER (UNFOUNDED), CONSPIRACY(UNFOUNDED)

4. [redacted]; PFC; [redacted] MALE; WHITE; [redacted]; C CO, 1/41ST INF REG, MNC-I (III CORPS), CAMP VICTORY, BAGHDAD, IZ (HOMESTATION: FORT RILEY, KS); CT; COMMUNICATING A THREAT

5. U.S. GOVERNMENT (78TH MILITARY POLICE DETACHMENT (CID)(FWD), CAMP VICTORY, IZ); FALSE OFFICIAL STATEMENT, OBSTRUCTING JUSTICE

INVESTIGATIVE SUMMARY:

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION"

This investigation was initiated on 15 Sep 04, when CPT [redacted], Trial Counsel, 1st Brigade Combat Team (BCT), MNC-I (III Corps), Camp Victory, Baghdad, IZ APO AE 09342 reported he had received information that several soldiers detained and shot unarmed Iraqi Civilians.

During the investigation, three incidents were reported which involved the shooting deaths of unarmed, Iraqi Civilians, during Aug 04. The first incident occurred at an unknown location within Sadr City, Baghdad, IZ and occurred after elements of 3rd Platoon, C Co, 1/41st INF REG, had engaged and destroyed a suspected enemy vehicle. Statements from unit members indicate an unarmed Iraqi Male approached SGT [redacted] SPC [redacted] and other unit members, waving a white flag and that the Iraqi Male was ordered to the ground. The unit began to take fire from the rear of their position, and SGT [redacted] ordered SPC [redacted] to kill the Iraqi Male. SGT [redacted] and SPC [redacted] both fired at the Iraqi Male, who was killed.

The investigation disclosed that on or about 28 Aug 04, members of the 3rd Platoon, C Co, 1/41st INF REG, were conducting cordon and search operations in Sadr City, Baghdad, IZ. SGT [redacted] and other squad members entered an unmarked residence at [redacted] occupied by a sole Iraqi male, later identified by neighbors as MAITHAM (NFI). SGT [redacted] took MAITHAM from his residence, and ordered him to be flex cuffed outside the residence, while a search of the residence was conducted. An AK 47 Assault Rifle was confiscated and removed. SGT [redacted] ordered the flex

b(6), b(7)(C)

10

CIMPL-FC
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

cuffs removed, and SGT [redacted] then escorted MAITHAM back into the residence and shot him twice in the chest with his assigned M-4 Rifle, and later in the presence of 2LT [redacted], a third time in the head. The unit continued searching houses and arrived at the home of Mr. RAHIM, and family, at Gird MB 48565 90624. Mr. RAHIM and his family were removed from the residence and again weapons were found. SGT [redacted] and SPC [redacted] escorted the unarmed Mr. RAHIM back into the residence, where Mr. RAHIM was executed by SPC [redacted] after he ask SGT [redacted] for permission to shoot Mr. RAHIM.

Investigation established probable cause to believe SPC [redacted] committed the offenses of Conspiracy and Murder, when he conspired with SGT [redacted] and subsequently shot and killed Mr. RAHIM. Further, SPC [redacted] committed the offense of False Official Statement when he provided a Sworn Statement to this office, which he knew to be false. SPC [redacted] later provided a second statement admitting that he killed Mr. RAHIM after he asked SGT [redacted] for permission to do so.

Investigation established probable cause to believe SGT [redacted] committed the offense of Murder when he shot and killed an unarmed Iraqi male, after he was detained, who was later partially identified as MAITHAM (NFI). SGT [redacted] committed the offense of Conspiracy when he ordered SPC [redacted] and SPC [redacted] to shoot and kill unarmed Iraqi males, and the orders were complied with. Further, SGT [redacted] committed the offense of Communicating a Threat, when he threatened to kill PFC [redacted] who had reported the incidents to his chain of command. SGT [redacted] also committed the offense of Obstruction of Justice, when during this investigation, he instructed fellow members of his squad to lie and not cooperate with authorities.

Further, 2LT [redacted] committed the offenses of Conspiracy and Murder when after SGT [redacted] had shot an unarmed Iraqi Male, identified as MAITHAM, LT [redacted] stated to SGT [redacted] "he is not dead yet" and SGT [redacted] replied he would take care of it and subsequently shot MAITHAM a third and final time, subsequently causing his death. Further, LT [redacted] committed the offense of False Official Statement when he provided a Sworn Statement to this office, which he knew to be false.

Investigation established the offenses of Murder and Conspiracy in regards to SPC [redacted] which involved the unidentified Iraqi Male did not occur, and are unfounded, as insufficient evidence exists to to believe SPC [redacted] committed an offense.

STATUTES:
Article 81, UCMJ: Conspiracy
Article 107, UCMJ: False Official Statement
Article 118, UCMJ: Murder
Article 134, UCMJ: Obstructing Justice
Article 134, UCMJ: Communicating a Threat

b(6), b(7)(C)

11

ACLU DETAINEE DEATH 2 CID 62

CIMPL-FC
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

EXHIBITS/SUBSTANTIATION:

ATTACHED

1. Agent's Investigative Report (AIR) of SA [redacted], 30 Nov 04, detailing the basis for investigation; interviews of 2LT [redacted] PFC [redacted] SPC [redacted] SPC [redacted] SPC [redacted] PFC [redacted] PFC [redacted] PV2 [redacted] SPC [redacted] SGT [redacted] SPC [redacted] SPC [redacted] and LTC [redacted] coordination's with CPT [redacted] CPT [redacted] SJA; collection of evidence; crime scene examination, receipt of consent to searches, daily staff journal log, documenting radio traffic, and Iraqi Police Liaison.

2. Sworn Statement of 2LT [redacted] 15 Sep 04, documenting his knowledge of the shootings.

3. Sworn Statement of PFC [redacted] 15 Sep 04, documenting his knowledge of the shootings.

4. Waiver Certificate and Sworn Statement of SPC [redacted] 15 Sep 04, wherein he denied any knowledge or involvement in wrongful shootings of Iraqi Nationals.

5. Waiver Certificate and Sworn Statement of SPC [redacted] 16 Sep 04, documenting his knowledge of the shootings.

6. Sworn Statement of PFC [redacted] 18 Sep 04, documenting his knowledge of the shootings.

7. Sworn Statement of PFC [redacted] 18 Sep 04, documenting his knowledge of the shootings.

8. Sworn Statement of PFC [redacted] 18 Sep 04, documenting his knowledge of the shootings.

9. Sworn Statement of SPC [redacted] 18 Sep 04, documenting his knowledge of the shootings.

10. Waiver Certificate of SGT [redacted] 18 Sep 04.

11. Waiver Certificate and Sworn Statement of SPC [redacted] 18 Sep 04, wherein he admitted to shooting and killing an unarmed Iraqi Civilian.

12. Consent to Search, 19 Sep 04, authored by SPC [redacted] to search his room, Room 435B, Camp Victory, IZ.

13. Daily Staff Journal, 20 Sep 04, documenting the incoming radio traffic during the shootings.

ACLU DETAINEE DEATH 2 CID 63

CIMPL-FC
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

14. Waiver Certificate and Sworn Statement of SPC [redacted] 21 Sep 04, wherein he admitted he was not truthful on his original statement.

15. Commanders Consent to Search, 23 Sep 04, authored by CPT [redacted] who provided authorization to search the room of SGT [redacted] Camp Victory, IZ.

16. Canvass Interview Questioners, 26 Sep 04, of 3rd Platoon, C Company, 1/41ST Infantry Regiment.

17. Crime Scene Sketch, 27 Sep 04, depicting the scene of SPC [redacted] shooting.

18. Crime Scene Sketch, 27 Sep 04, depicting the scene of SGT [redacted] hooting.

19. Memorandum for SPC [redacted] granting Immunity and Order to Testify, 7 Oct 04.

20. Sworn Statement of SPC [redacted] 7 Oct 04, documenting his knowledge of the shootings.

21. Sworn Statement of SPC [redacted] 15 Oct 04, documenting his assessment of the Iraqi causality SPC [redacted] shot and killed.

22. Statement of LTC [redacted] 30 Nov 04, documenting his knowledge of the shootings.

23. AIR of SA [redacted] 23 Sep 04, documenting the receipt of the request for assistance and the interview of SPC [redacted]

24. AIR of SA [redacted], 29 Sep 04, documenting the receipt of the request for assistance; coordination with LTC [redacted] and the review of Predator video footage.

25. AIR of SA [redacted] 7 Oct 04, documenting the receipt of the request for assistance; attempts to interview Mrs. [redacted] interview of SSG [redacted] Mrs. [redacted] and Master [redacted] and coordination's with Mr [redacted] and Mrs [redacted]

26. AIR of SA [redacted] 30 Oct 04, documenting the receipt of the request for assistance; coordination's with Salem Police Department; attempts to interview Ms. [redacted] and Mr. [redacted] interview of Ms. [redacted] and surveillance of Ms. [redacted] residence.

27. AIR of SA [redacted] 2 Nov 04, documenting the receipt of the request for assistance, attempt to interview Mrs. [redacted] interview of Ms [redacted] collection of evidence and coordination with MOCIC.

28. Sworn Statement of Ms. [redacted] 28 Oct 04, documenting her coordination with SPC [redacted]

b(6), b(7)(C)

13

ACLU DETAINEE DEATH 2 CID 64

CIMPL-FC
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

29. E-mail printouts of correspondences Ms. [redacted] received from SPC [redacted] 28 Oct 04.

30. AIR of SA [redacted] 6 Dec 04, documenting the interview of Ms [redacted]

31. AIR of SA [redacted] 2 Mar 05, detailing the review of Mrs. [redacted] Claim Packet, which included the Arabic language Death Certificate of Mr. RAHIM, and Arabic language statements and translations from Mr. [redacted], Mr. [redacted], Mr. [redacted] and Ms. [redacted]

32. Copy of Claims Packet, 30 Oct 04, submitted by Mrs. [redacted] to the FOB Iron Horse Claims Office.

33. AIR of SA [redacted] 22 Mar 05, detailing the interviews of Mrs. [redacted] and Mr. [redacted] coordination with 1LT [redacted] Iraqi Police, interviews of Dr. [redacted] and Dr. [redacted], receipt of USACIL Reports, and coordination with SJA.

34. Copy of an Iraqi Death Certificate, pertaining to Mr. RAHIM, dated 28 Aug 04, and copy of an Iraqi Police Note of Instruction to release the remains of Mr. RAHIM to his family.

35. US Army Criminal Investigation Laboratory Firearms Division Report, 18 Jan 05, and Serology Division Report, 25 Feb 05.

36. Compact Disk 040331.259, containing images of all photographs exposed during the investigation.

37. Videotape of SJA's interviews of locals, during the crime scene examination, 27 Sep 04 (USACRC Only).

38. US Army Criminal Investigation Laboratory Request, 3 Dec 04 (USACRC and file copies only).

39. CID Form 118-ER, Disclosure Accounting Record, 26 Oct 04 (USACRC and file copies only).

40. (1 thru 6) Evidence Property Custody Documents, Voucher numbers, 741-04, 759-04, 767-04, 768-04, 769-04 and 943-04.

NOT ATTACHED:

Retained in the Evidence Depository, 11th MP Battalion (CID)(FWD), Camp Victory, Iraq, APO AE 09342.

41. Handwritten note, two pages (Item 1, Document Number 741-04).

b(6), b(7)(C)

14

ACLU DETAINEE DEATH 2 CID 65

CIMPL-FC
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

42. Rifle, M-4, Serial Number (SN) WOO7468 (Item 1, Document Number 759-04).

43. Rifle, M16A2, SN 10011505 (Item 2, Document Number 759-04).

44. Rifle, M16A2, SN 10011530 (Item 3, Document Number 759-04).

45. Shavings from floor, with dark red in color particles (Item 1, Document Number 767-04).

46. Cotton type material, bearing red in color substance (Item 2, Document Number 767-04).

47. Drip Swab, with sample of dark red in color particles (Item 1, Document Number 768-04).

48. Drip Swab, with sample of dark red in color particles (Item 2, Document Number 768-04).

49. Shavings from floor, with dark red particles (Item 3, Document Number 768-04).

50. Rug, multi-color, containing dark red stains (Item 4, Document Number 768-04).

51. Rug, multi-color, containing dark red stains (Item 5, Document Number 768-04).

52. Television, Konia brand, SN 1001AEK406YY5001039, containing bullet hole (Item 1, Document Number 769-04).

53. Bullet Fragment (Collected from within Exhibit 52)(Item 2, Document Number 769-04).

54. Diskette, 3.5" Imation Brand (Item 1, Document Number 943-04).

Exhibits 36 and 37 and the originals of Exhibits 1 through 31, 33, 35 and 39 are forwarded with the USACRC copy of this report. The originals of Exhibit 34 are retained by Mrs. [redacted], the Al Kanedy Hospital, Baghdad, IZ, and the Iraq Ministry of Health, Baghdad, IZ. The orignal of Exhibit 38 is retained in the files of the US Army Criminal Investigation Laboratory, Fort Gillem, GA. The originals of Exhibit 40 are retained in the files of the Evidence Depository, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, IZ.

STATUS: This is a Final "C" Report. This investigation is being terminated in accordance with CID Regulation 195-1, paragraph 4-17 (a)(4), in that the supported Staff Judge Advocate is of the opinion that sufficient admissible evidence is available to prosecute the subjects for the offense(s), and additional investigation would produce only cumulative and unneeded evidence, and that the identification of additional subjects or offenses is unlikely. Additionally, charges in a General Courts

CIMPL-FC
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI-0331-04-CID259-80336-5H1A/5X1/5Z1A/5M3/5X5

Martial have been preferred on SGT [redacted] and SPC [redacted] DA Form 4833 (Commader's Report of Disciplinary Action) is pending.

Report Prepared By:

[redacted]
SPECIAL AGENT, [redacted]

Report Approved By:

[redacted]
DETACHMENT COMMANDER

DISTRIBUTION:

1- Director, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506 (originals with exhibits)
1- THRU: Cdr, 11th MP Bn (CID) (FWD), APO, AE 09342
THRU: Cdr, 3rd MP Group (CID)
TO: Cdr, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060-5506
1- CDR, 1/41st INF REG, Fort Riley, KS 66442
1- PM, MNC-I (e-mail)
1- SJA (ATTN: MAJ [redacted], Legal Center, 3rd Infantry Division, Camp Liberty, IZ APO AE 09342)
1- File

b(2), b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*: 20050415

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN).*

PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately

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. THRU	2. TO	3. FROM
CDR 3rd Battalion,, 21st INF REG FOB Patriot, Iraq	CDR C Co, 3rd BN, 21st INF REG FOB Patriot, Iraq	Special Agent in Charge 37th MP DET (CID)(-) LSA Diamondback, Iraq
4. USACRC CONTROL NUMBER 0142-04-CID389-80688	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.
In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	E-5	[redacted]	[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
MURDER	20041111	YES [X] NO [ ]	
		YES [ ] NO [ ]	
		YES [ ] NO [ ]	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports).*

[ ] a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
[ ] F = FAMILY ADVOCACY		
[ ] D = DRUG/ALCOHOL ABUSE		
[ ] S = SPECIAL REFERRAL		
[ ] E = EQUAL OPPORTUNITY		
[ ] L = LEGAL OFFICE		
[ ] M = MENTAL HEALTH		
[ ] R = RELIEF AGENCY		

[ ] b. ADVERSE PERSONNEL ACTION:

[ ] REPRIMAND [ ] ORAL [ ] WRITTEN

FILED: [ ] LOCALLY [ ] OMPF

[ ] LETTER OF CONCERN/COUNSELING

[ ] ADVERSE OER/NCOER COMMENT

[ ] RELIEF FOR CAUSE OER/NCOER

[ ] SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

[X] DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter 10 Characterization OTH Discharge Date 10FEB05

[ ] c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

[ ] SUMMARIZED [ ] FIELD GRADE [ ] GCMCA IMPOSED

[ ] COMPANY GRADE [ ] GENERAL OFFICER IMPOSED

[ ] d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

[ ] SUMMARY COURT MARTIAL [ ] GENERAL COURT-MARTIAL

[ ] SPECIAL COURT-MARTIAL [ ] CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 68

13. **JUDICIAL FINDINGS**

☐ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $ _____ / _____ MONTHS

☒ f. REDUCED FROM E-6 TO E-1 ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☒ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: 1-20 Characterization: OTH Effective Date: 10FEB05

☐ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

SFC [redacted], SJA, NCOIC BRIGADE LEGAL, FOR COURAGE, IRAQ

16a. TYPED NAME AND GR[redacted] COMMANDING OFFICER REPORTING

16b. [redacted]

16c. DATE OF REPORT *(YYYYMMDD)* 20050503

16[redacted]@us.army.mil

DA FORM 4833, JUN 2004

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 69

2

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
3rd MILITARY POLICE GROUP
37th MILITARY POLICE DETACHMENT (CID) (-)
MOSUL, IRAQ APO AE 09334

REPLY TO ATTENTION OF

CIRC-ABJ (195-2) 01 MAR 05

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C) – 0142-04-CID389-80688-5H1A/9J

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 11 NOV 2004/1400 – 11 NOV 2004/1600; GRID 38S LF 395 195, MOSUL, IRAQ

DATE/TIME REPORTED: 18 NOV 2004, 1100

INVESTIGATED BY: SA [redacted] SA [redacted] SA [redacted] SA [redacted] SA [redacted] SA [redacted] SA [redacted]; SA [redacted] SA [redacted]

SUBJECT: 1. [redacted], SGT; [redacted] M; WHITE; C COMPANY, 3rd BATTALION, 21st INFANTRY REGIMENT; FOB PATRIOT, MOSUL, IRAQ (FT LEWIS, WA); CT; [MURDER]

VICTIM: 1. UNKNOWN; M; WHITE; XZ; [NFI] [MURDER].

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom investigation."

This investigation was initiated upon receipt of a 15-6 investigation, which indicated SGT [redacted] fired his weapon at an unknown wounded enemy combatant.

Investigation established probable cause to believe SGT [redacted] committed the offense of Murder when he shot an Iraqi detainee in the head after he had no means to resist.

STATUTES:

Article 118, UCMJ: Murder

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigative Report (AIR) of SA [redacted] 22 Nov 04, detailing initial notification; interviews of SGT [redacted], CPT [redacted], 1SG [redacted], PFC [redacted], PFC [redacted], SPC [redacted], 1LT [redacted], SFC [redacted], SGT [redacted] and SGT [redacted] coordination with SJA; and re-interview of SGT [redacted]

2. Army Regulation 15-6 Investigation Report, 14 Nov 04, pertaining to the shooting.

3. Rights Waiver Certificate and Sworn Statement of SGT [redacted] 9 Nov 04, detailing his actions.

4. Rough Scene Sketch, 19 Nov 04, prepared by SGT [redacted]

5. Sworn Statement of CPT [redacted] 22 Nov 04, detailing his knowledge of the incident.

6. Sworn Statement of 1SG [redacted], 22 Nov 04, detailing his knowledge of the incident.

7. Sworn Statement of PFC [redacted] 22 Nov 04, detailing his knowledge of the incident.

8. Sworn Statement of PFC [redacted], 22 Nov 04, detailing his knowledge of the incident.

9. Sworn Statement of SPC [redacted], 22 Nov 04, detailing his knowledge of the incident.

10. Sworn Statement of 1LT [redacted] 22 Nov 04, detailing his knowledge of the incident.

11. Sworn Statement of SFC [redacted] 22 Nov 04, detailing his knowledge of the incident.

12. Sworn Statement of SGT [redacted] 22 Nov 04, detailing his knowledge of the incident.

13. Sworn Statement of SGT [redacted] 22 Nov 04, detailing his knowledge of the incident.

14. Non-Waiver Certificate of SGT [redacted] 26 Nov 04, wherein he requested legal counsel.

15. AIR of SA [redacted] 21 Feb 05, detailing law enforcement records checks.

NOT ATTACHED:

None.

The originals of Exhibits 1 and 15 were forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of C CO, 3rd Battalion, 21st Infantry Regiment, 25th INF DIV, FOB Patriot, Mosul, Iraq. The originals of Exhibits 3 through 14 are retained in the files of this office pending adjudication.

STATUS: This is a Final (C) Report. This investigation is being terminated IAW CIDR 195-1, paragraph 4-17 (a) (4), in that the supported staff judge advocate 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, and that the identification of additional subjects or offenses is unlikely. Commander's Report of Disciplinary Action Taken (DA Form 4833) is pending.

Leads remaining: Full identification of the victim.

Report Prepared By:

[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:

1 - Director, U.S. Army Crime Records Center, USACIDC, Attn: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060-5506 (Original)
1 – THRU: Commander, 11th MP Battalion (CID) (FWD), Attn: Operations Officer, (CID)(FWD), Baghdad, Iraq
THRU: Commander, 3d MP Group, USACIDC (ATTN: CIRC-OP) 4699 N 1st ST, Forest Park, GA, 30297-5119
TO: Commander, HQ USACIDC, CIOP-COP-CO, Fort Belvoir, VA 22060
1- OAFME, AFIP, Rockville, MD
1- Staff Judge Advocate, 1st Brigade (SBCT), Attn: MAJ [redacted] FOB Freedom, Iraq
1 – Chief of Staff, TFF (email only)

b(2), b(6), b(7)(C)

CIRC-ABJ
SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C) – 0142-04-CID389-80688-5H1A/9J

1 – Staff Judge Advocate, TFF (email only)
1 – Provost Marshal's Office, TFF (email only)
1 - File

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan MP Det (CID)

09 May 2005

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0132-2004-CID369-69303 - 5H9A / 9G2

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 25 SEP 2004, 0410 - 25 SEP 2004, 0535; SALERNO REGIONAL INTERROGATION FACILITY, FORWARD OPERATING BASE SALERNO, AFGHANISTAN

DATE/TIME REPORTED: 25 SEP 2004, 0825

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MOHAMMAD, HAJI SHER (DECEASED) ; CIV; AFGHANISTAN; KHOWST, AFGHANISTAN; MALE; OTHER; KUMARSAR VILLAGE, KHOWST CENTER, , KHOWST PROVENANCE, AF; XZ ; [DEATH BY NATURAL CAUSES] (NFI)

INVESTIGATIVE SUMMARY:

"This is an Operation Enduring Freedom Investigation"

On 25 Sep 04, this investigation was initiated subsequent notification by the Office of the Staff Judge Advocate (SJA), Forward Operating Base Salerno, Afghanistan (FOB Salerno), that Mr. MOHAMMAD was found dead while at the Regional Interrogation Facility (RIF), FOB Salerno, by RIF guards.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 74

Investigation revealed Mr. MOHAMMED died of natural causes.

On 19 Apr 05 this office received the Final Autopsy Report listing Mr. MOHAMMED's cause of death as Atherosclerotic Cardiovascular Disease, and the manner of death to be natural.

STATUTES:

None.

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 7 Dec 04, pertaining to initial notification, significant interviews, agent's observations, medical coordination's, canvass interviews, collection of evidence and autopsy protocol.

2. (1-17) packet obtained from CPT [redacted] containing Sworn Statements, medical records, RIF documents, and Death Certificate of Mr. MOHAMMAD.

3. Sworn Statement of CPT [redacted] 26 Sep 04, detailing his medical examinations of Mr. MOHAMMAD.

4. Statement of SSG [redacted] 26 Sep 04, detailing his discovery of Mr. MOHAMMAD with no signs of life.

5. Sworn Statement of SPC [redacted] 26 Sep 04, detailing his discovery of Mr. MOHHAMAD with no signs of life.

6. Sworn Statement of PFC [redacted], 26 Sep 04, detailing his medical examination of Mr. MOHAMMAD.

7. Sworn Statement of PFC [redacted] 27 Sep 04, detailing his medical examination of Mr. MOHAMMAD.

8. Laboratory Patient Result and Requisition Form, 25 Sep 04, detailing negative results on the toxicology screen for chemical substance.

9. Sworn Statement of SGT [redacted] 27 Sep 04, detailing his observations of Mr.

b(6), b(7)(C)

2

MOHAMMAD while being treated by medical personnel.

10. Canvass Interview Worksheet of the RIF first shift personnel, 27 Sep 04.

11. Sworn Statement of MAJ [redacted] 27 Sep 04, detailing his medical examination of Mr. MOHAMMAD upon capture.

12. Sworn Statement of PFC [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

13. Sworn Statement of SPC [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

14. Sworn Statement of SPC [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

15. Sworn Statement of SPC [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

16. Sworn Statement of SGT [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

17. Sworn Statement of CPL [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

18. Sworn Statement of PFC [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

19. Sworn Statement of PFC [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

20. Sworn Statement of SGT [redacted] 27 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

21. Sworn Statement of SPC [redacted] 27 Sep 04, detailing Mr. MOHAMMAD's complaint of being bit.

22. Sworn Statement of Mr. [redacted] 28 Sep 04, detailing Mr. MOHAMMAD's complaints that he had been bit and was going to die.

23. Sworn Statement of 1LT [redacted] 28 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

24. Sworn Statement of Mr. [redacted] 28 Sep 04, detailing the screening and processing of Mr. MOHAMMAD.

25. Sworn Statement of Mr. [redacted] 28 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

26. Sworn Statement of Mr. [redacted] 28 Sep 04, detailing his involvement to in-preccess Mr. MOHAMMAD at FOB Salerno.

27. Sworn Statement of Mr [redacted] 28 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

28. Sworn Statement of Mr. [redacted] 28 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

29. Sworn Statement of [redacted] 28 Sep 04, detailing his actions during the mission to secure Mr. MOHAMMAD.

30. Canvass Interview Worksheets of RIF second shift personnel, 28 Sep 04.

31. Sworn Statement of SGT [redacted] 28 Sep 04, detailing Mr. MOHAMMAD's complaints that he had been bit and was going to die.

32. Sworn Statement of SPC [redacted] 28 Sep 04, detailing Mr. MOHAMMAD's complaints that he had been bit, that he was unable to stand and was having body aches.

33. Sworn Statement of SGT [redacted] 28 Sep 04, detailing Mr. MOHAMMAD's complaints that he had been bit and was going to die.

34. Sworn Statement of [redacted] 29 Sep 04, detailing his involvement during the medical screen of Mr. MOHAMMAD.

35. Canvass Interview Worksheet of RIF third shift personnel, 29 Sep 04.

36. USACIL report 2004-CID131-1909, 17 Nov 04.

37. AIR of SA [redacted] 26 Sep 04, documenting death scene examination.

b(6), b(7)(C)

38. Death scene sketch prepared by INV [redacted] 26 Sep 04.

39. AIR of SA [redacted] 10 Nov 04, pertaining to a significant interview.

40. AIR of SA [redacted] 19 Apr 05, detailing the receipt and review of Final Autopsy Report.

41. Final Autopsy Report, 14 Apr 05, listing the cause and manner of death.

42. Photograph Packet comptised of 29 photographs.

a. Photographs 1-20 (Deceased)

b. Photographs 21-29 (Deceased)

43. Photograph Packet comprised of 14 photographs.

44. Compact Disc 040132.369 containing the original digital images of Exhibits 42 and 43. (Deceased and Death Scene)

45. Compact Disc 041032.369 containing digital images of the 35mm wet film. (Deceased and Death Scene)

46. Photograph Negatives of the 35mm wet film. (Deceased and Death Scene)

47. USACIL examination request, 1 Oct 04.

48. Postmortem prints of Mr. MOHAMMAD.

49. DA Form 4137, Evidence/Property Custody Document, 30 Sep 04 vouchers (VO) 0070-04. (CRC and file copy only)

50. DA Form 4137, Evidence/Property Custody Document, 30 Sep 04. (CRC and file copy only)

NOT ATTACHED: None.

The originals of Exhibits 1 - 7, 9 -35, 37-40, 42-48 are forwarded with the USACRC copy of this report. The originals of the death certificate and chronological record of medical care of Exhibit 2 and the original of Exhibit 12 are retained in the files of Task Force 325th Field

Hospital, FOB Salerno, Afghanistan. The originals of the DD Form 2708, Duty Officer Log and the DA From 4137 of Exhibit 2 are retained in the files of the RIF, FOB Salerno. The original of Exhibit 47-49 is retained in the files of the Evidence Custodian, this office. The original of Exhibit 41 is retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

Status: This is a Final (C) report. This investigation is terminated IAW CIDR 195-1, para 4-17a (8), medical authorities determine that the death resulted from natural causes and there is no evidence to contradict their findings.

Leads Remaining: Interview family members of Mr. MOHAMMAD; interviews of [redacted] and [redacted]

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-STAFF JUDGE ADVOCATE, CJTF 76 (MAJ [redacted]
1-PROVOST MARSHAL OFFICE, CJTF 76 (COL [redacted] (EMAIL Less Exhibits)
1-PROVOST MARSHAL OFFICE, BAGRAM AIRFIELD (1LT [redacted] (EMAIL Less Exhibits)
1-CHIEF OF STAFF, CJTF-76, BAGRAM AIR FIELD (EMAIL Less Exhibits)
1-COMMANDER, TF EAGLE, BAGRAM AIR FIELD (COL [redacted] (EMAIL Less Exhibits)
1-CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-Director, USACRC, 6010 6th Street, Ft Belvoir VA 22060 (Original)
FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
11TH MILITARY POLICE BATTALION (CID)
ARIFJAN CID OFFICE
CAMP ARIFJAN, APO AE 09366

REPLY TO
ATTENTION OF:

CIRC-ARCID

21 March 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION– FINAL/SSI - 0154-04-CID519-81185-5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 19 OCT 2004/1640 – 19 OCT 04/1710; CAMP BUCCA DETENTION FACILITY IVO UMM QASR, IRAQ

DATE/TIME REPORTED: 19 OCT 04, 1845 HRS

INVESTIGATED BY: SA [redacted] SA [redacted] SA [redacted]

SUBJECT: (NONE); [DEATH BY NATURAL CAUSES].

VICTIM: 1. MENKHI/AL-ZARJAWI, AHMED SUFEIAN/MERKHI/MOHSEN [DECEASED]; DETAINEE; ISN# [redacted] 2 FEB 1978; MALE, OTHER; (NFI); [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

On 19 Oct 04, this office was notified by the 22nd Military Police Detachment (CID), Camp Victory, Iraq, of the death of a detainee at the Camp Bucca Detention Facility IVO UMM QASR, Iraq.

Investigation established that Mr. AL-ZARJAWI died as the result of natural causes. An autopsy revealed that the cause of death was undetermined; however, there was no evidence or indications that contradicted the assessment that the manner of death was natural.

STATUTES: None.

b(2), b(6), b(7)(C)

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 2 Nov 04, wherein he detailed the basis for investigation, coordinations with MAJ [redacted] and CW3 [redacted], interviews of SSG [redacted] CPT [redacted] 1LT [redacted] Mr. [redacted] AL-[redacted] and Mr. [redacted] and the receipt of the Preliminary Autopsy Examination Report, ME04-802.

2. Sworn Statement of CPT [redacted] 19 Oct 04, in which he detailed the lifesaving procedures he performed on Mr. [redacted]

3. Sworn Statement of SSG [redacted] 19 Oct 04, in which he notified medical personnel that Mr [redacted] was unconscious and had a weak pulse.

4. Sworn Statement of SFC [redacted] 19 Oct 04, in which he detailed the lifesaving procedures he performed on Mr. [redacted]

5. Sworn Statement of SPC [redacted] 19 Oct 04, in which he detailed how he discovered Mr. [redacted] ing unconscious on the ground.

6. Sworn Statement of SGT [redacted] 19 Oct 04, in which he detailed the lifesaving procedures he performed on Mr [redacted]

7. Statement of SGT [redacted] 9 Oct 04, in which he detailed his knowledge of the incident.

8. Photographic Packet Containing 16 Photographs.

a. Packet Containing Photographs 1 – 16 (Identification Photos)

9. Photographic Compact Disc (CD) 040155.519, containing all digital images of exposed pertaining to Mr. [redacted] (USACRC and File copies only)

10. DA Form 2669-R-E, Certificate of Death, 19 Oct 04, depicting the cause of death as unknown.

11. Standard Form 600, Chronological Record of Medical Care of Mr. MENKHI.

12. AIR of SA [redacted] 10 Dec 04, which detailed the receipt of the Detainee Processing Packet of Mr. MANKHI.

13. Detainee Processing Packet, 9 Dec 04, pertaining to Mr. MANKHI.

14. Preliminary Autopsy Report #ME 04-802, 27 Oct 04, detailing that there was no internal or external signs of trauma.

15. AIR of SA [redacted] 6 Mar 05, detailing the receipt of the Final Autopsy Report.

FOR OFFICIAL USE ONLY
ACLU DETAINEE DEATH 2 CID 81

16. Final Autopsy Examination Report #ME 04-802, 17 Feb 05, detailing the cause of death as Undetermined and the manner of death as Natural.

17. AIR of SA [redacted] 380th MP Det (CID), Camp Bucca, Iraq (CBI), APO AE 09375, 19 Feb 05, detailing the interviews of SPC [redacted] CPT [redacted] SPC [redacted] SGT [redacted] SFC [redacted] TSGT [redacted] MSG [redacted] SFC [redacted] CPT [redacted] SSG [redacted] Mr. [redacted] SPC [redacted] SFC [redacted] SSG [redacted] SPC [redacted] SPC [redacted] and verification of the death scene.

18. Sworn Statement of CPT [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 14 Feb 05.

19. Sworn Statement of SPC [redacted] detailing her knowledge of the resuscitation efforts and death of Mr. MENKHI, 14 Feb 05.

20. Sworn Statement of SGT [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 15 Feb 05.

21. Dossier and Medical Records of Mr. MENKHI.

22. Sworn Statement of SFC [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 16 Feb 05.

23. Sworn Statement of CPT [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 16 Feb 05.

24. Sworn Statement of SSG [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 16 Feb 05.

25. Sworn Statement of SPC [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 18 Feb 05.

26. Sworn Statement of SFC [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 18 Feb 05.

27. Sworn Statement of SSG [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 18 Feb 05.

28. Sworn Statement of SPC [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 19 Feb 05.

29. Sworn Statement of SPC [redacted] detailing his knowledge of the resuscitation efforts and death of Mr. MENKHI, 19 Feb 05.

30. Photographic packet comprised of seven Photographs.

a. Packet containing photographs 1-7 (Bucca Compound)

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive
ACLU DETAINEE DEATH 2 CID 82

31. Photographic CD 0012-05-CID579, containing all photographic images and the originals of Exhibit 30. (USACRC copy only)

32. Crime Scene Sketch, prepared by SA [redacted] 19 Feb 05.

33. AIR of SA [redacted] 380th MP Det (CID), CBI, 24 Feb 05, detailing the interviews of Detainees Mr. [redacted] Mr. [redacted] Mr. [redacted] Mr. [redacted]

34. Arabic Language Statement of Mr. [redacted] detailing his actions in seeking medical attention for Mr. MENKHI, 22 Feb 05. (USACRC and File copy only)

35. English Language Translation of Exhibit 34.

36. Arabic Language Statement of Mr [redacted] detailing his actions in seeking medical attention for Mr. MENKHI, 22 Feb 05. (USACRC and File copy only)

37. English Language Translation of Exhibit 36

38. Arabic Language Statement of Mr. [redacted] detailing his actions in seeking medical attention for Mr. MENKHI, 24 Feb 05. (USACRC and File copy only).

39. English Language Translation of Exhibit 38.

40. DA Form 4137, Evidence / Property Custody Document, Document Number (DN) 118-04, 19 Oct 04.

NOT ATTACHED

Retained in the Evidence Depository, this office:

41. Pants, Item 1, DN 118-04.

The originals of Exhibits 1 through 9, 12, 15, 17 through 20, and Exhibits 22 through 39 were forwarded with the USACRC copy of this report. The originals of Exhibit 10, 11, and 21 are retained by the 520th Medical Company, Camp Bucca, Iraq APO AE 09375. The original of Exhibit 13 is retained in the files of The Detainee Processing Section, Camp Bucca, Iraq, APO AE 09375. The originals of Exhibits 14 and 16 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Office of the Armed Forces Medical Examiner (OAFME), 1413 Research Boulevard, Building 102, Rockville, MD 20850. The original of Exhibit 40 is retained in the evidence depository, this office.

STATUS: This is a Final(C) Report. This investigation is being terminated in accordance with CIDR 195-1, paragraph 4-17(a) (8) (a) in that medical authorities have determined that the death resulted from natural causes and there is no evidence to contradict their findings.

b(6), b(7)(C)

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive
ACLU DETAINEE DEATH 2 CID 83

Leads Remaining Include:

1. Additional canvass interviews.

2. Re-interviews of SSG [redacted] SFC [redacted] SGT [redacted] and SGT [redacted]

3. Interviews of CPT [redacted] Dwight D. Eisenhower Army Medical Center, Fort Gordon, GA, CPT [redacted], CPL [redacted] SFC [redacted] and PFC [redacted]

4. Laboratory examinations.

Report Prepared By:

[redacted]

Report Approved By:

[redacted] Charge

DISTRIBUTION:
1 - DIR, USACRC (ORIGINAL)
1 - DIR, AFIP, OAFME, 1413 RESEARCH BOULEVARD, BUILDING 102, ROCKVILLE, MD 20850
1 - THRU: CDR, 11TH MP BN, CAMP VICTORY, IRAQ
CDR, 3RD MP GROUP, USACIDC (ATTN: CIRC-OP) 4699 N 1ST STR., FOREST PARK, GA 30297-5119
TO: CDR, USACIDC (ATTN: CIOP-CO), FORT BELVOIR, VA 22060
1 - SJA, CFLCC, ATTN: MAJ [redacted] CAMP ARIFJAN, KUWAIT, APO AE 09366
1 - CDR, ASG-KUWAIT, CAMP ARIFJAN, KUWAIT, APO AE 09366
1 - CDR, CAMP BUCCA, IRAQ
1 - PM, ASG-KUWAIT, CAMP ARIFJAN, KUWAIT, APO AE 09366
1 - PM, CFLCC, CAMP ARIFJAN, KUWAIT, APO AE 09366
1 - FILE

b(2), b(6), b(7)(C)

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive
ACLU DETAINEE DEATH 2 CID 84

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
PRISONER INTERROGATION TEAM (PIT)(CID)
75TH MILITARY POLICE DETACHMENT (CID) (-)
BAGHDAD CENTRAL CONFINEMENT FACILITY
APO AE 09342

CIRC-PIT 18 NOV 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL(C)/SSI-0185-04-CID789-83996-5H1A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 20 SEP 04/2130 – 20 SEP 04/2215; TENT 7, LEVEL 2 COMPOUND, CAMP REDEMPTION, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF), GRID 38S MB 130840, ABU GHRAIB, IZ, APO AE 09342

DATE/TIME REPORTED: 20 SEP 04, 2240

INVESTIGATED BY: SA [redacted], SA [redacted]

SUBJECT: 1. UNKNOWN, (NFI); [MURDER]

VICTIM: 1. ABRAHEMY, HASAN FLAH HAMED HAME (DECEASED); CIV; INTERNMENT SERIAL NUMBER (ISN) [redacted], 1 JAN 1977; UNKNOWN, IZ; M; WHITE; DETAINEE; BCCF, ABU GHRAIB, IZ; (NFI); XZ; [MURDER]

This is an "Operation Iraqi Freedom" investigation.

This investigation was initiated upon notification from SFC [redacted] Superintendent, Detainee Operations, BCCF, Abu Ghraib, Iraq (AGI), that a detainee died as a result of a gunshot wound.

Investigation established probable cause to believe Detainee ABRAHEMY, while detained at the BCCF, Iraq, died after being struck in the chest by a bullet, which was fired from outside of FOB Abu Ghraib, during an enemy ambush of a passing convoy.

A preliminary autopsy, conducted by the Armed Forces Institute of Pathology (AFIP), determined Detainee ABRAHEMY's death **was** caused by a Perforating Ballistic Injury of the Torso and the manner of death to be Homicide.

b(2), b(6), b(7)(C)

A forensic examination, conducted by the US Army Criminal Investigation Laboratory (USACIL), determined the bullet recovered at the scene to have likely originated from a Degtyarev 12.7mm Caliber Heavy Machine Gun, commonly used by Anti-Iraqi forces.

STATUTES:

Article 118, UCMJ: MURDER

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 15 Nov 04, detailing initial notification, interviews of medical personnel, collection of death certificate, unit coordinations, and coordination with the US Army Criminal Investigation Laboratory.

2. Dossier pertaining to Detainee ABRAHEMY.

3. Crime Scene Sketch depicting the Tent 7, Level 2 Compound, Camp Redemption, BCCF, AGI.

4. Crime Scene Sketch depicting an overview of Level 2 Compound, Camp Redemption, BCCF, AGI.

5. Duty Logs pertaining to the time frame of Detainee ABRAHEMY's death, 20 Sep 04.

6. Death Certificate pertaining to Detainee ABRAHEMY, 20 Sep 04.

7. Medical Records pertaining to Detainee ABRAHEMY.

8. Cross Projection Sketch depicting the west side of the bunker adjacent Tent 7, Level 2 Compound, Camp Redemption, BCCF, AGI.

9. Statement of SPC [redacted] 21 Sep 04.

10. Sketch provided by SPC [redacted] Sep 04.

11. Statement of SSG [redacted] 21 Sep 04.

12. Statement of SPC [redacted], 22 Sep 04.

13. Statement of PFC [redacted] 22 Sep 04.

14. Statement of SPC [redacted] 22 Sep 04.

b(6), b(7)(C)

15. SIR pertaining to Detainee ABRAHEMY's death.

16. USACIL Lab Report 2004-CID131-1940, 28 Oct 04, pertaining to the analysis of the bullet recovered at the scene.

17. AIR of SA [redacted], 5 Oct 04, detailing the attendance of the autopsy of ABRAHEMY.

18. Preliminary Autopsy Report, #ME04-740, 4 Oct 04, which listed the cause of death as a Perforating Ballistic Injury of the Torso and the manner of death to be Homicide.

19. Compact Disc #0483988.789 containing the images of Detainee ABRAHEMY. (USACIDC and AFIP copies only)

20. (20-1 through 20-2) DA Form 4137, Evidence Property Custody Documents, vouchers (VO) 772-04 and 790-04. (USACIDC copies only)

NOT ATTACHED:

21. Metallic Projectile, VO 772-04.

22. Metal Fragment, VO 790-04.

23. T-shirt (ABRAHEMY), VO 790-04.

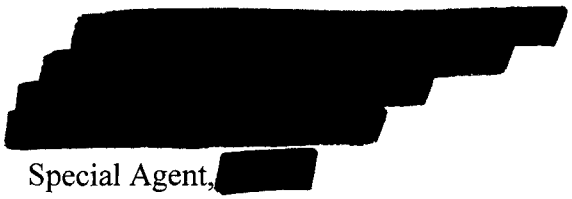
The originals of Exhibits 1, 3, 4, 8 through 14, and 17 were forwarded with the USACRC copy of this report. The originals of Exhibits 2 and 15 were retained in the files of the 391st MP BN, Abu Ghraib, IZ. The original of Exhibit 16 was maintained in the files of the US Army Criminal Investigations Laboratory, 4553 N. 2nd Street, Forest Park, GA. The original of Exhibit 18 was retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The originals of Exhibit 20 are retained in the files of the evidence depository, 22nd MP BN (CID), Camp Victory, IZ.

STATUS: This is a Final (C) Report. Investigation was terminated IAW CIDR 195-1, Chapter 4-17(a)(6) in that the Acting Operations Officer determined that the lead remaining was not significant. Commander's Report of Disciplinary Action Taken (DA Form 4833) is not required.

LEAD REMAINING: Receipt of Final Autopsy report.

b(6), b(7)(C)

Report Prepared By:



Special Agent, [redacted]

Report Approved By:

Special Agent in Charge

DISTRIBUTION:

1 - Director, USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)
1 - Thru: CDR, 22d MP BN (CID) (FWD) , Baghdad, APO AE 09342
Thru: CDR, 3rd MP Group (CID), Ft Gillem, VA
To: CDR, HQUSACIDC, Ft Belvoir, VA
1 - AFIP, Attn: OAFME, Rockville, MD
1 - LNO, CID, MNC-I (For further distribution) (email only)
1 - Chief of Staff, Detainee Operations, MNC-I (email only)
1 - CDR, 391ST MP BN, BCCF (email only)
1 - CDR, BCCF (email only)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
48TH MILITARY POLICE DETACHMENT (CID) (FWD) (-)
11TH MILITARY POLICE BATTALION (CID) (FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ APO AE 09342

CIRFR-PIT 20 JUL 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – CORRECTED FINAL - 0238-04-CID789-83999-5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 15 NOV 04/2015 – 15 NOV 04/2041: INTERMEDIATE CARE WARD (ICW); BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF) HOSPITAL; BCCF; GRID: 38S MB 131 837; ABU GHRAIB, IZ, APO AE 09342

DATE/TIME REPORTED: 15 NOV 04, 2045

INVESTIGATED BY: SA [redacted] SA [redacted]; SA [redacted]

SUBJECT: 1. NONE; NATURAL DEATH

VICTIM: 1. FAHAD, MOBASS (DECEASED); CIV; INTERNMENT SERIAL NUMBER (ISN) [redacted]; UNKNOWN; UNKNOWN, IZ; M; WHITE; DETAINEE; BCCF, ABU GHRAIB, IZ APO AE 09342 (AGI); (NFI); XZ; NATURAL DEATH

This is an "Operation Iraqi Freedom" investigation.

This report was generated to correct an administrative error. During an administrative review of the file, it was noted that an exhibit was inadvertently omitted from the final report.

This investigation was initiated upon notification from the BCCF Hospital, Abu Ghraib, IZ that Detainee FAHAD had died.

Investigation revealed Detainee FAHAD died while hospitalized at the BCCF as a result of Acute Myocarditis.

b(2), b(6), b(7)(C)

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 18 Nov 04, pertaining to initial notification, medical coordinations, interview of medical personnel, and other coordinations.

2. Medical Records pertaining to Detainee FAHAD.

3. Death Certificate pertaining to Detainee FAHAD.

4. Copy of ICW#2 Log Book pertaining to Detainee FAHAD.

5. Copy of ICU Log Book pertaining to Detainee FAHAD.

6. Copy of ER Log Book pertaining to Detainee FAHAD.

7. Dossier pertaining to Detainee FAHAD.

8. AIR of SA [redacted] 29 Nov 04, pertaining to Detainee FAHAD's autopsy.

9. Compact Disk ME 04-969 containing images of Detainee FAHAD. (USACRC and file copy only).

10. Fingerprints of Detainee FAHAD.

11. AIR of SA [redacted] 31 Mar 05, pertaining to medical coordination.

12. Final Autopsy Report #ME04-969, 14 Mar 05, pertaining to Detainee FAHAD which listed the cause of death as Acute Myocarditis and the manner of death as Natural.

13. Compact Disc #040238.789 containing images of Detainee FAHAD. (USACRC and file copy only).

NOT ATTACHED: None.

The original of Exhibits 1, 8-11 and 13 were forwarded with the USACRC copy of this report. The original of Exhibits 2 through 6 were retained in the files of the BCCF Hospital, Abu Ghraib, IZ. The original of Exhibit 7 was retained in the digital files of the In-processing

b(6), b(7)(C)

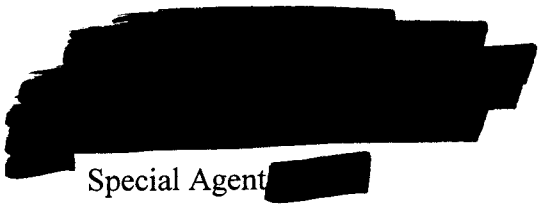
ACLU DETAINEE DEATH 2 CID 90

0238-04-CID789-83999

Holding Area, Abu Ghraib, IZ. The original of Exhibit 12 is retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Blvd., Building 102, Rockville, MD 20850.

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

Report Prepared By:



Special Agent [redacted]

Report Approved By:

Special Agent in Charge

DISTRIBUTION:
1 - Director, USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)
1 - Thru: CDR, 11th MP BN (CID) (FWD) (email only)
Thru: CDR, 3rd MP Group (CID) (email only)
To: CDR, HQUSACIDC (email only)
1 - Chief, Investigative Operations Division, USACIDC (email only)
1 - CID Current Operations, USACIDC (email only)
1 - Deputy Chief of Staff of Operations, USACIDC (email only)
1 - AFIP, Attn: OAFME, Rockville, MD
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
48TH MILITARY POLICE DETACHMENT (CID) (FWD) (-)
11TH MILITARY POLICE BATTALION (CID) (FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ APO AE 09342

CIRC-PIT

15 Apr 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL - 0238-04-CID789-83999-5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 15 NOV 04/2015 – 15 NOV 04/2041: INTERMEDIATE CARE WARD (ICW); BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF) HOSPITAL; BCCF; GRID: 38S MB 131 837; ABU GHRAIB, IZ, APO AE 09342

DATE/TIME REPORTED: 15 NOV 04, 2045

INVESTIGATED BY: SA [redacted] SA [redacted]
SA [redacted]

SUBJECT: 1. NONE: [NATURAL DEATH]

VICTIM: 1. FAHAD, MOBASS (DECEASED); CIV; INTERNMENT SERIAL NUMBER (ISN) [redacted]-CI; UNKNOWN; UNKNOWN, IZ; M; WHITE; DETAINEE; BCCF, ABU GHRAIB, IZ APO AE 09342 (AGI); (NFI); XZ; [NATURAL DEATH]

This is an "Operation Iraqi Freedom" investigation.

This investigation was initiated upon notification from the BCCF Hospital, Abu Ghraib, IZ that Detainee FAHAD had died.

Investigation revealed Detainee FAHAD died while hospitalized at the BCCF as a result of Acute Myocarditis and the manner of death as Natural.

STATUTES:

N/A

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 92

EXHIBITS/SUBSTANTIATION: 0238-04-CID789-83999

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted], 18 Nov 04, pertaining to initial notification, medical coordinations, interview of medical personnel, and other coordinations.

2. Medical Records pertaining to Detainee FAHAD.

3. Death Certificate pertaining to Detainee FAHAD.

4. Copy of ICW#2 Log Book pertaining to Detainee FAHAD.

5. Copy of ICU Log Book pertaining to Detainee FAHAD.

6. Copy of ER Log Book pertaining to Detainee FAHAD.

7. Dossier pertaining to Detainee FAHAD.

8. Preliminary Autopsy Report, #ME04-434, 13 Oct 04, pertaining to Detainee FAHAD which listed the cause of death as Undetermined and the manner of death as Natural.

9. AIR of SA [redacted] 31 Mar 05, pertaining to medical coordination.

10. Final Autopsy Report #ME04-969, 14 Mar 05, pertaining to Detainee FAHAD which listed the cause of death as Acute Myocarditis and the manner of death as Natural.

11. Compact Disc #040238.789 containing images of Detainee FAHAD. (USACRC and file copy only).

NOT ATTACHED: None.

The original of Exhibits 1, 9, and 11 were forwarded with the USACRC copy of this report. The original of Exhibits 2 through 6 were retained in the files of the BCCF Hospital, Abu Ghraib, IZ. The original of Exhibit 7 was retained in the digital files of the In-processing Holding Area, Abu Ghraib, IZ. The original of Exhibits 8 and 10 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Blvd., Building 102, Rockville, MD 20850.

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

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 93

0238-04-CID789-8399

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:
1 - Director, USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)
1 - CDR, HQUSACIDC (email only)
1 - CDR, 3rd MP Group (CID) (email only)
1 - CDR, 11th MP BN (CID) (FWD) (email only)
1 - AFIP, Attn: OAFME, Rockville, MD (email only)
1 - SJA, BCCF (email only)
1 - CDR, BCCF (email only)
1 - File

b(2), b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*: 20050527

PRIVACY ACT STATEMENT

AUTHORITY:	Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN).*
PRINCIPAL PURPOSE:	To provide commanders and law enforcement officials with means by which information may be accurately
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. THRU	2. TO	3. FROM
Commander 1st BN, 77th Armor APO AE 09226 ETS	Commander C Co., 1st BN, 77th Armor APO AE 09226	Special Agent in Charge 37th MP Det (CID) APO AE 09391
4. USACRC CONTROL NUMBER	***5. MP REPORT NUMBER***	**6. SUB-INSTALLATION IDENTIFIER**
0300-04-CID91982240 5H		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.
In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	E-4	[redacted]	[redacted]

11a. OFFENSE(s)	*11b. DATE OF OFFENSE(s) (YYYYMMDD)*	*11c. ACTION TAKEN*	*11d. IF NO ACTION TAKEN, EXPLAIN:*
FALSE OFF. STATEMENT	20041024	*YES* ☐ *NO* ☒	Expired ETS'ed Before Charges
		YES ☐ *NO* ☐	
		YES ☐ *NO* ☐	

12. ACTION TAKEN *(check all that apply)*

* ***Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).***

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO (Check appropriate blocks)	***DATE REFERRED (YYYYMMDD)***	***DATE RESPONDED (YYYYMMDD)***
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

☐ SUMMARIZED ☐ FIELD GRADE ☐ *GCMCA IMPOSED*

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 95

13. JUDICIAL FINDINGS

☐ GUILTY ☐ NOT GUILTY ☐ DISMISSED ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $_____ / MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR __ DAYS ☐ h. RESTRICTED FOR _____ YEARS _____ MONTHS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☐ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

[redacted] CPT, IN, Commanding

16c. DATE OF REPORT *(YYYYMMDD)*

20041024

DA FORM 4833, JUN 2004

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 96

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*: 20050527

PRIVACY ACT STATEMENT

AUTHORITY:	Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN).*
PRINCIPAL PURPOSE:	To provide commanders and law enforcement officials with means by which information may be accurately
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. THRU	2. TO	3. FROM
Commander 1st BN, 77th Armor APO AE 09226	Commander C Co., 1st BN, 77th Armor APO AE 09226	Special Agent in Charge 37th MP Det (CID) APO AE 09391

4. USACRC CONTROL NUMBER	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER
0300-04-CID91982240		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.
In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT (Last, First, MI)	8. GRADE	9. SSN	10. DATE OF BIRTH (YYYYMMDD)
[redacted]	E-7	[redacted]	[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) (YYYYMMDD)	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
MURDER	20041024	YES ☐ NO ☒	Unpremeditated Murder
FALSE OFF. STATEMENT	20041024	YES ☐	Dropped
MALTREATMENT	20041024	YES ☒	

12. ACTION TAKEN *(check all that apply)*

* ***Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).***

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO (Check appropriate blocks)	DATE REFERRED (YYYYMMDD)	DATE RESPONDED (YYYYMMDD)
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT ***(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)***

☐ SUMMARIZED ☐ FIELD GRADE ☐ ***GCMCA IMPOSED***

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☒ d. JUDICIAL ***(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)***

☐ SUMMARY COURT MARTIAL ☒ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

3

ACLU DETAINEE DEATH 2 CID 97

13. JUDICIAL FINDINGS

☒ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $ _____ / ___ MONTHS

☐ f. REDUCED FROM E7 TO E1 ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☒ j. CONFINED 8 YEARS ___ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☒ OTHER

Type DD Chapter: NA Characterization: NA Effective Date: 01 Jun 05

☐ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Guilty of w/Premeditated Murder
Not Guilty of False Statement
Guilty of Mal Treatment

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER [redacted] CPT, IN, Commanding

16b. SIG [redacted] 16c. DATE OF REPORT *(YYYYMMDD)*

16d. ARMY ACCOUNT E-MAIL ADDRESS

DA FORM 4833, JUN 2004

b(6), b(7)(C)

4

ACLU DETAINEE DEATH 2 CID 98

DEPARTMENT OF THE ARMY REPORT OF RESULT OF TRIAL

For use of this form, see AR 27-10; the proponent agency is OTJAG

TO:
Commander, 1st Infantry Division, APO AE 09036

1. Notification under R.C.M. 1101 and AR 27-10, paragraph 5-30 is hereby given in the case of the United States v [redacted] SFC Company C, 1st Battalion, 26th Infantry Regiment, APO AE 09033

2. Trial by General court-martial on 18 May, 2005 at Wuerzburg, Germany

convened by: CMCO Number 3 HQ, Headquarters, 1st Infantry Division, APO AE 09036 dated, 10 May 2004

3. Summary of offenses, pleas, and findings:

CH	ART UCMJ	SPEC	BRIEF DESCRIPTION OF OFFENSE(S)	PLEA	FINDING

(SEE CONTINUATION SHEET)

4. SENTENCE: Reduction to Private (E1); Confinement for eight (8) years; Dishonorable Discharge.

5. Date sentence adjudged and effective date of any forfeiture or reduction in grade *(YYYYMMDD)*: 20050518 / 20050601
(See UCMJ Articles 57-58b and R.C.M. 1101.)

6. Contents of pretrial agreement concerning sentence, if any:
The Convening Authority will disapprove any confinement in excess of seven (7) years.

7. Number of days of presentence confinement, if any: None.

8. Number of days of judge-ordered administrative credit for presentence confinement or restriction found tantamount to confinement, if any: None.

9. Total presentence confinement credit toward post-trial confinement: None.

10. Name(s) and SSN(s) of companion accused or co-accused, if any:
SGT [redacted] SPC [redacted]

11. DNA processing IAW 10 U.S.C. § 1565 [X] is [ ] is not required.

12. Conviction(s) [ ] does [X] does not require sex offender registration IAW 42 U.S.C. § 14071.

1-Accused(SFC [redacted] 1-CDR, Co C, 1-26 IN, CDR, 1-26 IN, CDR 2nd BDE; 1-CDR Confinement Facility; 1-Clerk of Court; 1-C Det, 106 FN Bn; 1- BDet, 38th PSB; 1-SJA, 1st ID; 1-TC; 1-CDR, 1st ID; 1-CID; 1-CDR, V Corps; 1-CDR, USAREUR

TYPED NAME	SIGNATURE
[redacted]	[redacted]
RANK	BRANCH OF SERVICE
CPT	JA, US Army

DA FORM 4430, SEP 2002 DA FORM 4430-R, MAY 87, IS OBSOLETE

b(6), b(7)(C)

5

DA Form 4430-R, [redacted], SFC, [redacted] Co C, 1-26 [redacted], APO AE 09033

Item 3 Continued

Charge	Article	Specification	Brief Description of the Offense	Pleas	Findings
I	93	The	At or near Balad Iraq, on or about 24 October 2004 did maltreat a local national male, a person subject to his orders, during an interrogation, by forcing him to hold a smoke grenade while blindfolded with the pin pulled.	G[1]	G[2]
II	107	The	At or near Balad, Iraq, on or about 27 October 2004, with intent to deceive, make an official statement to Special Agent [redacted] to wit: that Thaher Khaleefa Ahmed, a local national male, made movements toward the said Sergeant First Class [redacted] or words to that effect, which statement was false in that Thaher Khaleefa Ahmed, a local national male, never made any movements towards the said Sergeant First Class [redacted] and was then known by the said Sergeant First Class [redacted] to be so false.	NG	NG
III	118	The	At or near Balad, Iraq, on or about 25 October 2004, with premeditation murder Thaher Khaleefa Ahmed, a local national male, by means of shooting him with a rifle.	G[3]	G[4]
IV	128	1	At or near Balad, Iraq, on or about 24 October 2004, unlawfully point a pistol against the head of a local national male.	NG	NG

6

ACLU DETAINEE DEATH 2 CID 100

Item 3 Continued

IV	128	2	At or near Balad, Iraq, on or about 24 October 2004, unlawfully strike a local national male in the stomach with his hands and unlawfully choke a local national male by placing his arms against the said local national male's throat	NG	NG
V	134	The	At or near Balad, Iraq, on or about 25 October 2004, wrongfully endeavor to impede an investigation in the case of the said Sergeant First Class [redacted], by asking his soldiers to make false official statements regarding the murder of Thaher Khaleefa Ahmed, a local national male.	NG	G[5]

[1] To the Specification of Charge I and Charge I: Guilty, substituting the words "unlawfully point a pistol against the head of a local national" and "unlawfully strike a local national male by placing his hands and arms against the said local national male's throat;"

[2] Of Charge I and its Specification, in accordance with your plea of guilty: Guilty, adding the words, "unlawfully point a pistol against the head of a local national, and unlawfully strike a local national male by placing his hands and arms against the said local national male's throat"

[3] To the Specification of Charge III and Charge III: Not Guilty, but Guilty of a violation of Article 119, U.C.M.J., Involuntary Manslaughter (Culpable Negligence)

[4] Of Charge III and its Specification: Not Guilty, but Guilty of the lesser included offense of unpremeditated murder, also in violation of Article 118, UCMJ

[5] Of the Specification of Charge V: Guilty, except the words, "his soldiers to make false official statements regarding the murder of Thaher Kahleefa Ahmed, a local national male"; substituting, therefore, the words, "Sergeant [redacted] to write down in his statement for investigators that Thaher Kahleefa Ahmed came at the accused, and that Thaher Khaleefa Ahmed was getting loose from his cuffs";
Of the excepted words: Not Guilty;
Of the substituted words: Guilty;
Of Charge V: Guilty.

b(6), b(7)(C)

7

ACLU DETAINEE DEATH 2 CID 101

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
75th MILITARY POLICE DETACHMENT (CID)
LSA ANACONDA, BALAD, IRAQ
APO AE 09391

CIRC-WBE

24 Nov 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION FINAL (C) - 0300-04-CID919-82240 – 5H1A / 5M2 / 5Y2E

DRAFTER: [redacted]
RELEASER: [redacted]

UNCLASSIFIED - FOR OFFICIAL USE ONLY

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 25 OCT 2004/0930 – 25 OCT 2004/0935, GRID MC 400 624, IN THE VICINTITY OF (IVO) AL-ZOOR, BALAD, IRAQ

2. 24 OCT 2004/0900 – 24 OCT 2004/1700, INO AL-ZOOR, BALAD, IRAQ

3. 27 OCT 2004/1626 – 27 OCT 2004/1813, BUILDING 4010, 75TH MILITARY POLICE DETACHMNET (CID), LSA ANACONDA, BALAD, IRAQ

2. DATE/TIME REPORTED: 26 OCT 2004/1400

3. INVESTIGATED BY: SA [redacted]

4. SUBJECT: 1. [redacted] SFC; [redacted] M; OTHER; C COMPANY, 1ST BATTALION, 77TH ARMOR, LSA ANACONDA, IRAQ, (HOME STATION: SCHWIENFURT, GERMANY); [MURDER] [FALSE OFFICIAL STATEMENT] [CRUELTY AND MALTREATMENT]

2. [redacted] NMN), SPC; [redacted] M; OTHER; C COMPANY, 1ST BATTALION, 77TH ARMOR, LSA ANACONDA, IRAQ; (HOME STATION: SCHWIENFURT, GERMANY); [FALSE OFFICIAL STATEMENT]

5. VICTIM: 1. KHALEEFA, SALIH TAHER; M; WHITE; BALAD, IRAQ
XZ; (NFI); [MURDER]

b(2), b(6), b(7)(C)

8

2. UNKNOWN; M; WHITE; BALAD, IRAQ XZ; (NFI); [CRUELTY AND MALTREATMENT]; JUVENILE – THIS RECORD MAY BE RELEASED AS AUTHORIZED BY AR 195-2, PARA 4-3F.

3. US GOVERNMENT; (HOME STATION: SCHWIENFURT, GERMANY); [FALSE OFFICIAL STATEMENT]

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

"This is an Operation Iraqi Freedom Investigation"

This investigation was initiated upon notification from the 286th Military Police Detachment (CID), Forward Operating Base (FOB) Danger, Tikrit, Iraq, of the death of an Iraqi national during a cordon and search operation. The office of the Staff Judge Advocate, Task Force Danger, First Infantry Division, requested that CID investigate the circumstances surrounding the death of Mr. KHALEEFA.

The investigation established probable cause to believe SFC [redacted] committed the offense of Murder, and False Official Statement, when he shot and killed Mr KHALEEFA without provocation and while Mr KHALEEFA was bound with his hands behind his back, and subsequently provided a false statement concerning the circumstances surrounding the shooting. Furthermore this investigation has established probable cause to believe SFC [redacted] committed the offenses of Assault and Cruelty and Maltreatment, when he held a gun against an unknown male juvenile's head and forced him to hold a smoke grenade, from which SFC [redacted] removed the safety pin, while being interrogated.

Additionally, investigation also established probable cause to believe SPC [redacted] committed the offense of False Official Statement, when he provided a sworn statement, which contained information pertaining to the incident he knew to be false.

STATUTES:

Article 93, UCMJ: Cruelty and Maltreatment
Article 107, UCMJ: False official statement
Article 118, UCMJ: Murder

EXHIBITS/SUBSTAINTIATIONS:

Attached:

b(6), b(7)(C)

9

1. Agent's Investigation Report (AIR) of SA [redacted], 29 Oct 04, detailing initial notification; coordination with SJA; interviews of SPC [redacted], SPC [redacted] SGT [redacted] SFC [redacted] Mr [redacted] and SSG [redacted] collection of evidence; and coordination with unit.

2. Daily Staff Journal or Duty Officer Log (DA Form 1594), 24-25 Oct 04, detailing the incident.

3. Statement of SPC [redacted], 27 Oct 04, detailing his knowledge of the incident.

4. Sketch drawn by SPC [redacted] 27 Oct 04, detailing the incident.

5. Statement of SPC [redacted] 27 Oct 04, detailing his knowledge of the incident.

6. Statement of SPC [redacted] 27 Oct 04, detailing his knowledge of the incident.

7. Rights Waiver Certificate and Statement of SFC [redacted] 27 Oct 04, where in he stated shooting Mr KHALEEFA; however, claimed it was in self defense.

8. Statements taken by 15-6 officer concerning this investigation.

9. Rights Waiver Certificate and Statement of SFC [redacted] 29 Oct 04, where in he admitted shooting Mr KHALEEFA and that Mr KHALEEFA made no threatening movement toward him.

10. Statement of SFC [redacted] 29 Oct 05, admitting to holding a gun to a juvenile Iraqi national and making him hold a smoke grenade while SFC [redacted] interrogated him.

11. Rights Waiver Certificate and Statement of SPC [redacted] 29 Oct 04, where in he stated he only saw Mr KHALEEFA lean toward SFC [redacted]

12. Statement of Mr [redacted] 29 Oct 04, detailing his knowledge of the incident.

13. Statement of SSG [redacted] 29 Oct 04, detailing his knowledge of the incident.

14. AIR of SA [redacted] 12 Nov 04, detailing collection of evidence; interviews of PFC [redacted] SPC [redacted] and SPC [redacted] and coordination with Commander.

15. Statement of PFC [redacted] 8 Nov 04, detailing his knowledge of the incident concerning the Iraqi juvenile.

16. Rights Waiver Certificate and SPC [redacted] 9 Nov 04, where in he gave a verbal statement that he had nothing else to add to his previous statement and that they were true to the best of his recollection.

b(6), b(7)(C)

10

17. Rights Waiver Certificate and SPC [redacted] 9 Nov 04, where in he gave a verbal statement that he had nothing else to add to his previous statements and that they were true to the best of his recollection.

18. Compact Disk 040300.919, containing photographs of the scene, Mr KHALEEFA, and evidence.

19. AIR of SA [redacted], 21 Nov 04, detailing crime scene examination, collection of evidence, and SJA coordination.

20. Crime Scene Sketch, 20 Nov 04, depicting the courtyard outside of Mr KHALEEFA's residence.

21. (21-1 through 21-4) Evidence/Property Custody Document (DA Form 4137), voucher (VO) 884-04, 886-04, 889-04, and 045-04.

Not Attached:

Retained in the Evidence Depository of the 22nd MP Battalion (CID), Camp Victory, Baghdad, Iraq

22. M-4 Carbine, (US Government) Item #1 VO 884-04.

23. M9-Beretta, (US Government) Item #1, VO 886-04.

24. Handcuffs, (SFC DIAZ) Item #1, VO 889-04.

25. SKS Rifle, (US Government) Item# 1, VO 045-04.

26. PPS Sub-machinegun, (US Government) Item# 2, VO 045-04.

27. AK47 Rifle, (US Government) Item# 3, VO 045-04.

28. Peace to a 57mm Rocket, (US Government) Item# 4, VO 045-04.

Retained in the files of the U.S. Army Crime Records Center, Fort Belvoir, VA:

29. Polygraph authorization (SFC [redacted] 28 Oct 04.

30. Polygraph examination statement of consent (SFC [redacted], 29 Oct 04.

The originals of Exhibits 1, and 3 through 20, are forwarded with the USACRC copy of this report. The originals of Exhibits 2 are retained in the files of C Company, 1st/77th Armor Battalion, LSA Anaconda, Iraq, APO AE 09391. The originals of Exhibit 21 are retained in the Evidence Depository of the 22nd MP Battalion (CID), Camp Victory, Baghdad, Iraq.

b(6), b(7)(C)

STATUS: This is Final "C" Report. This investigation is being terminated in accordance with CIDR 195-1, paragraph 4-17 (a)(4), in that the supported staff judge advocate is of the opinion that sufficient admissible evidence is available to prosecute the subjects for the offenses, that additional investigation would produce only cumulative and unneeded evidence, and that the identification of additional subjects or offenses is unlikely. Leads remaining include locate, fully identify and interview the juvenile victim. Commander's report of action (DA Form 4833) is required.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

CW2, MP
Special Agent in Charge

DISTRIBUTION:

1 – DIR, USACRC (original)
1 – THRU: CDR, 22nd MP BN (CID) (FWD), BIAP, APO AE 09335 (On CD)
THRU: CDR, 3D MP GRP (CID), Fort Gillem, GA
TO: HQUSACIDC, Fort Belvoir, VA 22060
1 – Chief of Staff, 13 COSCOM (COL [redacted] (email only)
1 – PMO , LSA ANACONDA (LTC [redacted] (e-mail only)
1 – BC, LSA ANACONDA (COL [redacted] e-mail only)
1 – LNO, CID, FOR FURTHER DISTRIBUTION (e-mail only)
1 – File

b(2), b(6), b(7)(C)

12

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45 and AR 195-2; the proponent agency is DCSOPS.

SUSPENSE DATE: 03 JAN 2006

THRU:	TO:	FROM:
F6	CDR, B CO, 1ST BN, 1/55 BCT, II MEF, MNC-I, FOB ISKADARIAY, IZ APO AE 09325	Commander, 48th Military Police Detachment, Camp Victory, Iraq APO AE 09342

USACRC CONTROL NUMBER	MP REPORT NUMBER	SUB-INSTALLATION IDENTIFIER
0088-2005-CID259-36251 54		

To be completed by the commander or supervisor of the subject identified below and in corresponding MP/CID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in REMARKS which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

NAME OF SUBJECT (Last, First, MI)	GRADE	SOCIAL SECURITY NUMBER	DATE OF BIRTH
[redacted]	SPC	[redacted]	[redacted]

OFFENSE(S)	DATE OF OFFENSE(S)
MURDER	28 MAR 2005

ACTION TAKEN

A ☒ *NONE 1 ☒ INSUFFICIENT EVIDENCE *(Explain in remarks)* 2 ☐ OTHER *(Explain in remarks)*

**Subject was advised that although no action was taken, the report will be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).*

B ☐ ADMINISTRATIVE C ☐ NONJUDICIAL *(Article 15, UCMJ)*

D ☐ JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences)* 1 ☐ SUMMARY COURT-MARTIAL 2 ☐ SPECIAL COURT-MARTIAL 3 ☐ GENERAL COURT-MARTIAL 4 ☐ CIVIL COURT

JUDICAL FINDINGS

A ☐ GUILTY B ☐ NOT GUILTY C ☐ DISMISSED D ☐ OTHER *(For example, guilty of a lesser included offense) (Explain below)*

RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

A ☐ REPRIMAND/ADMONITION *(Strike inappropriate word)* 1 ☐ ORAL 2 ☐ IN WRITING

B ☐ DETENTION/FORFEITURE/FINED *(Strike inappropriate words)* $_____/_____ MONTHS

C ☐ REDUCED FROM _____TO _____ D ☐ EXTRA DUTY FOR _____ DAYS E ☐ RESTRICTED FOR _____ DAYS

F ☐ CORRECTIONAL CUSTODY FOR_____ DAYS G ☐ CONFINED _____ YEARS _____ MONTHS

H ☐ PUNITIVE DISCHARGE ADJUDGED *(type)* _____

I ☐ ADMINISTRATIVE DISCHARGE UP PARA _____, AR _____-_____, EFFECTIVE _____

J ☐ OTHER, FOR EXAMPLE, SUSPENSION OF DRIVING PRIVILEGES *(Explain below)*

REMARKS

INVESTIGATION AND WITNESS STATEMENTS INDICATED SOLDIER WAS ACTING IN SELF-DEFENSE.

TYPED NAME & GRADE OF COMMANDING OFFICER		DATE OF REPORT
[redacted], LTC, IN	[redacted]	4 DECEMBER 2005

DA FORM 1 JAN 80 4833 REPL USAPPC V2.10

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately
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. THRU	2. TO	3. FROM
10	Director, U.S. Army Crime Records Center, 6010 6th Street, Ft Belvior, VA 22060-5506	Commander 76th MP Det CID APO AE 09342
4. USACRC CONTROL NUMBER 0088-05-CID259-36251 - 5H	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.
In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	SPC	[redacted]	[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
SEE BLOCK #15	20050326	YES ☐ NO ☒	SEE BLOCK #15
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports)*.

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:
☐ REPRIMAND ☐ ORAL ☐ WRITTEN
FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING
☐ ADVERSE OER/NCOER COMMENT
☐ RELIEF FOR CAUSE OER/NCOER
☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE
☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)
Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*
☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED
☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*
☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL
☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

2

13. JUDICIAL FINDINGS

☐ GUILTY ☐ DISMISSED
☐ NOT GUILTY ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING
☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $_____ / _____ MONTHS
☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS
☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS
☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER
Type _____ Chapter: _____ Characterization: _____ Effective Date: _____
☐ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Offenses:

Murder
Wrongful Possession of a Controlled Substance
Wrongful Use of a Controlled Substance

No action was taken for the offense of murder as there was insufficient evidence to prove or disprove SPC [redacted] committed the offense.

No action was taken for the Controlled Substance offenses as the command was only aware of the murder charge. The unit has reverted back to Title 32 while SPC [redacted] remained on Title 10 status, therefore the unit stated they cannot take any further action.

SPC [redacted] recently tested positive for illegal drugs and will be processed for discharge within the next 60 days.

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER

CW3 [redacted] Special Agent in Charge

16b. [redacted]@us.army.mil

16c. DATE OF REPORT *(YYYYMMDD)*

04/10/04

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
10TH MILITARY POLICE BATTALION (CID) (FWD)
76TH MILITARY POLICE DETACHMENT (CID) (FWD)
APO AE 09342

CIRF-ZA-BD (195) 12 Jul 06

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL SUPPLEMENTAL – 0088-05-CID259-36251 – 5H1A/9~~G2A/9G2~~C/5L5B/5L5C/5L5D 9G2A, 9G2C

DATES/TIMES/LOCATIONS OF OCCURENCES:

1. 28 MAR 2005/1400 – 28 MAR 2005/1415, GRID COORDINATE 38S MB 2630227623, 300 METERS SOUTH OF NO NAME ROAD, DISTRICT OF AL – JURF SUKAIR, IRAQ (IZ)

2. 1 JAN 2005/0001 – 26 MAR 2005/2359, UNKNOWN LOCATION, FORWARD OPERATING BASE (FOB) ISKANDARIYAH, IZ, APO AE 09325

DATE/TIME REPORTED: 7 APR 2005, 1600

INVESTIGATIED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:

1. [redacted] SPC: [redacted] MALE; WHITE; B COMPANY (CO), 1st BATTALION (BN), 155th INFANTRY (INF), II MARINE EXPEDITIONARY FORCE (II MEF), FOB ISKANDARIYAH, IZ APO AE 09325 (HOME STATION: HEADQUARTERS AND HEADQUARTERS COMPANY, 1st BATTALION, 155th INFANTRY, 319 WEST AVENUE NORTH, MCCOMB, MS 39401-2813); CT; [(MURDER); (WRONGFUL POSSESSION OF A CONTROLLED SUBSTANCE); (WRONGFUL USE OF A CONTROLLED SUBSTANCE)]

2. [ADDED] [redacted]; SPC; [redacted] MALE; WHITE; B CO, 1st BN, 155th INF, II MEF, FOB ISKANDARIYAH, IZ, APO AE 09325 (HOME STATION: [redacted]; CT; [WRONGFUL DISTRIBUTION OF A CONTROLLED SUBSTANCE (INSUFFICIENT EVIDENCE)]

VICTIM:

1. FEIHAN, SADUNN HAMZA (DECEASED); CIV; IRAQ, AL-JANABEE TRIBE; 45-48 YOA; MALE; WHITE; GRID COORDINATE 38S MB 2628927573, AL-JURF SUKAIR, IZ; XZ; [MURDER] (NFI)

2. [ADDED] U.S GOVERNMENT; [(WRONGFUL POSSESSION OF A CONTROLLED SUBSTANCE); (WRONGFUL USE OF A CONTROLLED SUBSTANCE); (WRONGFUL DISTRIBUTION OF A CONTROLLED SUBSTANCE) (INSUFFICIENT EVIDENCE)]

INVESTIGATIVE SUMMARY:

This investigation was initiated based on information received from LTC [redacted] Office of the Staff Judge Advocate (OSJA), 155th Inf, FOB Kalsu, APO AE 09325, on a commander's inquiry into the death of an Iraqi civilian by an American Soldier.

Investigation established probable cause to believe SPC [redacted] committed the offense of murder, when he knowingly and willfully placed the muzzle of a loaded pistol against Mr. FEIHAN's head and pulled the trigger, killing him.

Further, investigation established probable cause to believe SPC [redacted] committed the offenses of wrongful possession and use of a controlled substance when he admitted he possessed and used Valium, a controlled substance not prescribed to him.

Investigation disclosed there was insufficient evidence to prove or disprove SPC [redacted] committed the offense of wrongful distribution of a controlled substance. SPC [redacted] was identified by SPC [redacted] as the individual who provided him Valium. SPC [redacted] was initially contacted, but refused to be interviewed by USACIDC personnel, and said he wanted a lawyer. Further, all additional efforts by USACIDC personnel and local law enforcement officials to contact and interview SPC [redacted] have been unsuccessful.

STATUTES:
Article 118, UCMJ: Murder
Article 112a, UCMJ: Wrongful use, possession, and distribution of a controlled substance

ADDED ATTACHED:

106. Agent's Investigation Report (AIR) of SA [redacted] Fort Rucker Resident Agency, 3D MP Group, USACIDC, Fort Rucker AL 36362, 3 Mar 06, detailing receipt of Request for Assistance (RFA); and interviews of 2LT [redacted], SPC [redacted] SPC [redacted] and SSG [redacted]

107. AIR of SA [redacted] Fort Irwin Resident Agency (CID), Fort Irwin, CA 92310, 18 Apr 06, detailing receipt of a RFA.

108. AIR of SA [redacted] Fort Irwin Resident Agency (CID), Fort Irwin, CA 92310, 24 Apr 06, detailing the interview of 1LT [redacted]

109. AIR of SA [redacted], 28 Feb 06, detailing his coordination with MAJ (Chaplain) [redacted] reference a Muslim chaplain.

110. AIR of SA [redacted] 12 Jun 06, detailing coordination with SJA.

111. AIR of SA [redacted] 5 Jul 06, detailing name check result pertaining to SPC [redacted]

112. AIR of SA [redacted] 5 Jul 06, detailing efforts to locate and interview SPC [redacted] and command coordination.

113. AIR of SA [redacted], 10 Jul 06, detailing coordination with SJA.

ADDED NOT ATTACHED:

None.

The originals of Exhibits 107 through 113 are forwarded with the USACRC copy of this report.

STATUS: This is a Final Supplemental Report. Commander's Report of Action Taken (DA Form 4833) is pending.

Report Prepared By:

[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted]
Detachment Commander

DISTRIBUTION:

1 – Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (originals)
1 – CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060-5506
1 – CDR, 3D Military Police Group (CID), 4699 North 1st Street, Forest Park, GA 30297-5119
1 – CDR, 10th Military Police Battalion (CID), Camp Victory, Iraq, APO AE 09342
1 – SJA, MNC-I, ATTN: LTC [redacted] Camp Victory, Iraq, APO AE 09342
1 – Provost Marshal, MNF-I, Al Faw Palace, Room 313A, Camp Victory, Iraq APO AE 09342
1 – CDR, 539th Military Police Detachment, Camp Victory, Iraq APO AE 09342
1 – CDR, 76th Military Police Detachment (CID), Camp Slayer, Iraq, APO AE 09342
1 – CDR, 1st Battalion, 155th Infantry, PO Box 231, Poplarville, MS 39401-0231
1 - File

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE
b(2), b(C), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 112

DATE: 9 DEC 2005

FROM: SAC, 48TH MILITARY POLICE DET (CID)
([redacted]@iraq.centcom.smil.mil)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
(cid001crcsc@sbelvoir.dms.army.smil.mil)
CDR, HQUSACIDC ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoir.dms.army.smil.mil)
CDR, 11th MILITARY POLICE BATTALION (CID)
([redacted]@iraq.centcom.smil.mil) ([redacted]@iraq.centcom.smil.mil)
CDR, 3D MILITARY POLICE GROUP (CID)
([redacted]@force1.army.smil.mil)
DEPUTY CHIEF OF STAFF OPERATIONS ([redacted]@us.army.smil.mil)
CHIEF, INVESTIGATIVE OPERATIONS CENTER
([redacted]@sbelvoir.dms.army.smil.mil) ([redacted]@us.army.smil.mil)
PROVOST MARSHAL, MNF-I ([redacted]@iraq.centcom.smil.mil)
SJA, MNC-I, ATTN: CPT [redacted]@iraq.centcom.smil.mil)

SUBJECT: CID REPORT OF INVESTIGATION – 1ST SUPPLEMENTAL/SSI - 0088-05-CID259-36251-5H1A/9G2A/9G2C/5L5B/5L5C/5L5D

DRAFTER: [redacted]
RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 28 MAR 2005, 1400 – 28 MAR 2005, 1415; GRID COORDINATE 38S MB 2630227623, 300 METERS SOUTH OF NO NAME ROAD, DISTRICT OF AL-JURF SUKAIR, IRAQ (IZ)

2. 1 JAN 2005, 0001 – 26 MAR 2005, 2359; UNKNOWN LOCATION, FORWARD OPERATING BASE (FOB) ISKANDARIYAH, IZ APO AE 09325

(U) 2. DATE/TIME REPORTED: 7 APR 2005, 1600

3. INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

4. SUBJECT:
1. [redacted] SPC; [redacted]
MALE; WHITE; B COMPANY (CO), 1ST BATTALION, 155TH BRIGADE COMBAT TEAM (1/155TH BCT), II MARINE EXPEDITIONARY FORCE (II MEF), MULTI-NATIONAL CORP-IRAQ (MNC-I) (XVIII AIRBORNE CORPS), FOB ISKANDARIYAH, IZ APO AE

b(2), b(6), b(7)(C)

7

09325; CT; MURDER, POSSESSION OF CONTROLLED SUBSTANCE, USE OF CONTROLLED SUBSTANCE

2. ADDED [redacted] SPC; [redacted] MALE; WHITE; B CO,1/155TH BCT, II MEF, MNC-I (XVIII AIRBORNE CORPS), FOB ISKANDARIYAH, IZ APO AE 09325; CT; DISTRIBUTION OF CONTROLLED SUBSTANCE

5. VICTIM:

1. FEIHAN; SADUNN HAMZA (DECEASED); CIV; IRAQI, AL-JANABEE TRIBE; 45-48 YOA; MALE; OTHER; GRID COORDINATE 38S MB 26289 27573, JURF AS SAKHR, IZ; XZ; MURDER (NFI)

2. ADDED U.S. GOVERNMENT; 1/155TH BCT, II MEF, MNC-I (XVIII AIRBORNE CORPS), FOB ISKANDARIYAH, IZ APO AE 09325; POSSESSION OF CONTROLLED SUBSTANCE, USE OF CONTROLLED SUBSTANCE, DISTRIBUTION OF CONTROLLED SUBSTANCE

INVESTIGATIVE SUMMARY:

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO ADD [redacted] AS A SUBJECT OF THIS INVESTIGATION, TO ADD THE U.S. GOVERNMENT AS A VICTIM, AND TO ADD THE OFFENSES OF POSSESSION, USE, AND DISTRIBUTION OF CONTROLLED SUBSTANCES.

ON 8 DEC 05, THIS OFFICE RECEIVED A REQUEST FOR CORRECTION (0635-05-CID001) FROM THE HEADQUARTERS (HQ) U.S. ARMY CRIMINAL INVESTIGATION COMMAND (USACIDC), FORT BELVOIR, VA, WHEREIN DURING A SUPERVISORY REVIEW IT WAS NOTED [redacted] ADMITTED TO INGESTING VALIUM, A CONTROLLED SUBSTANCE, FOR WHICH HE WAS NOT PRESCRIBED. [redacted] STATED HE OBTAINED THE VALIUM FROM [redacted]

EFFORTS ARE ONGOING TO LOCATE AND INTERVIEW [redacted]

INVESTIGATION CONTINUES BY USACIDC.

FINAL REPORT:

THIS INVESTIGATION WAS INITIATED BASED ON INFORMATION RECEIVED FROM LTC [redacted] OFFICE OF THE STAFF JUDGE ADVOCATE (OSJA), 155TH BCT, FOB KALSU, APO AE 09325, FROM A COMMANDER'S INQUIRY INTO THE A DEATH OF AN IRAQI CIVILIAN BY AN AMERICAN SOLDIER.

b(6), b(7)(C)

8

ACLU DETAINEE DEATH 2 CID 114

INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE SPC [redacted] COMMITTED THE OFFENSE OF MURDER, WHEN HE KNOWINGLY AND WILLFULLY PLACED THE MUZZLE OF A LOADED PISTOL AGAINST MR. FEIHAN'S HEAD AND PULLED THE TRIGGER, KILLING HIM.

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. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKING IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

9

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 115

[redacted] USA & MCFI/X4// WHEN EXHIBIT 4 & 8 AT[redacted]CHED///
FOR OFFICIAL USE ONLY WHEN SEPARATED FROM EXHIBIT 4 & 8
LAW ENFORCEMENT SENSITIVE

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRMINAL INVESTIGATION COMMAND
48TH MILITARY POLICE DETACHMENT (CID)(FWD)
3D MILITARY POLICE GROUP (CID)
CAMP VICTORY, BAGHDAD, IRAQ
APO AE 09342

4 Sep 2005

(U) MEMORANDUM FOR SEE DISTRIBUTION

(U) SUBJECT: CID REPORT OF INVESTIGATION–FINAL/SSI – 0088-05-CID259-36251-5H1A/9G2A/9G2C

(U) 1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 28 MAR 2005, 1400 – 28 MAR 2005, 1415; GRID COORDINATE 38S MB 26302 27623, 300 METERS SOUTH OF NO NAME ROAD, DISTRICT OF AL-JURF SUKAIR, IRAQ (IZ)

(U) 2. DATE/TIME REPORTED: 7 APR 2005, 1600

(U) 3. INVESTIGATED BY:
SA [redacted]
SA [redacted]

(U) 4. SUBJECT:
1. [redacted] SPC [redacted] MALE; WHITE; B COMPANY (CO), 1ST BATTALION (BN), 155TH BRIGADE COMBAT TEAM (BCT)(1/155 BCT), II MARINE EXPEDITIONARY FORCE (II MEF), MULTI-NATIONAL CORP-IRAQ (MNC-I) FORWARD OPERATING BASE (FOB) ISKANDARIYAH, IZ APO AE 09325; CT; MURDER

(U) 5. VICTIM:
1. FEIHAN, SADUNN HAMZA (DECEASED); CIV; IRAQI, AL-JANABEE TRIBE; 45-48 YOA; MALE; OTHER; GRID COORDINATE 38S MB 26289 27573, JURF AS SAKHR, IZ; XZ; MURDER (NFI)

(U) INVESTIGATIVE SUMMARY:

(U) This investigation was initiated based on information received from LTC [redacted] Office of the Staff Judge Advocate (OSJA), 155th BCT, FOB Kalsu, APO AE 09325, from a commander's inquiry into the a death of an Iraqi civilian by an American Soldier.

(U) Investigation established probable cause to believe SPC [redacted] committed the offense of Murder, when he knowingly and willfully placed the muzzle of a loaded pistol against Mr. FEIHAN's head and pulled the trigger, killing him.

[redacted] USA & MCFI/X4// WHEN EXHIBIT 4 & 8 ATTACHED///
FOR OFFICIAL USE ONLY WHEN SEPARATED FROM EXHIBIT 4 & 8
LAW ENFORCEMENT SENSITIVE

10

b(2), b(6), b(7)(C)

(U) STATUTES:

(U) ARTICLE 118, UCMJ: MURDER

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

(U) 1. Agent's Investigative Report (AIR) of SA [redacted] 10 Apr 05, detailing the initial notification and the interviews of Soldiers and translators.

(U) 2. Radio log sheet, 28 Mar 05, detailing radio transmissions during the shooting incident

(U) 3. SPOT Report (1-155th INF), 28 Mar 05, detailing the report of the shooting incident.

[redacted] 4. Priority Target Listing pertaining to Mr. FEIHAN, 5 Nov 04 – 24 Jan 05.

(U) 5. Aerial photographs of crime scene location, 8 Apr 05.

(U) 6. Color photos of Mr. FEIHAN at the crime scene, 28 Mar 05.

(U) 7. Health Insurance Portability and Accountability (HIPA) Act, 7 Apr 05, pertaining to the release of SPC [redacted] medical information.

[redacted] 8. Criminal History Information Packet, 17 Aug 04 -9 Jan 05, pertaining to Mr. FEIHAN.

(U) 9. Sworn statement of SPC [redacted] 28 Mar 05, detailing his actions after he heard the shooting and taking photographs of Mr. FEIHAN's body at the scene.

(U) 10. Sworn statement of 2LT [redacted] 31 Mar 05, detailing his actions before and after he heard the shooting.

(U) 11. Sworn statement of SPC [redacted] 31 Mar 05, stating he walked around the vehicle corner and observed Mr. FEIHAN on his knees, facing into the ditch, with SPC [redacted] on top of him. He observed SPC [redacted] press the barrel of his pistol into Mr. FEIHAN's neck and shoot him, rolling off of Mr. FEIHAN afterwards.

(U) 12. Sworn statement of SGT [redacted] 31 Mar 05, detailing the initiation of the vehicle pursuit and his actions at the shooting scene.

(U) 13. Sworn statement of SPC [redacted] 31 Mar 05, detailing the initiation of the [redacted]

b(6), b(7)(C)

11

pursuit, his observations at the time of the shooting incident, and his actions afterwards.

(U) 14. Sworn statement of SSG [redacted] 31 Mar 05, detailing the initiation of the pursuit, observing out of the corner of his eye SPC [redacted] and Mr. FEIHAN scuffle, and his actions after the shooting incident.

(U) 15. Sworn statement of an interpreter named [redacted] 1 Apr 05, stating SPC [redacted] came into the interpreters' tent, stating Mr. FEIHAN tried to take his pistol away and grabbed him by the throat.

(U) 16. Sworn statement of an interpreter named [redacted] 1 Apr 05, stating SPC [redacted] said Mr. FEIHAN tried to take his pistol, putting his hands on his throat, which gave him no choice, but to kill Mr. FEIHAN.

(U) 17. Sworn statement of an interpreter named [redacted] 1 Apr 05, stating SPC [redacted] was in the interpreters' tent and said Mr. FEIHAN had grabbed at his pistol and throat.

(U) 18. Sworn statement of an interpreter named [redacted] 2 Apr 05, stating SPC [redacted] said he'd shot Mr. FEIHAN because he'd tried to grab his gun and escape.

(U) 19. Sworn statement of an interpreter named [redacted] 2 Apr 05, detailing he did not interpret for SPC [redacted] at the scene and CPT [redacted] was mad because SPC [redacted] said he shot Mr. FEIHAN because he was trying to escape.

(U) 20. Sworn statement of SPC [redacted] 3 Apr 05, clarifying he did not see Mr. FEIHAN struggling with SPC [redacted] and did not perceive Mr. FEIHAN as a threat.

(U) 21. Waiver Certificate and sworn statement of SPC [redacted] 7 Apr 05, stating Mr. FEIHAN grabbed, spun him off his feet, and into a ditch where SPC [redacted] found his pistol, held in his own right hand, pointed at his own head with Mr. FEIHAN's hand on his wrist. SPC [redacted] rolled to the right, shooting Mr. FEIHAN one time.

(U) 22. AIR of SA [redacted] 9 Apr 05, documenting the examination/verification of the crime scene area.

(U) 23. Compact disc (CD) 050088.259 containing all photographic images of the crime scene.

(U) 24. Crime Scene Sketches, 9 Apr 05, prepared by SA [redacted]

(U) 25. Radio Watch Log of Events, 28 Mar 05.

(U) 26. Sworn statement of SGT [redacted] 9 Apr 05, detailing the incident, the location of the gunshot wound, the aid he rendered to the victim and to SPC [redacted] and what he observed happen after the shooting.

b(6), b(7)(C)

12

ACLU DETAINEE DEATH 2 CID 118

(U) 27. Sworn statement of SPC [redacted] 9 Apr 05, detailing the events leading to the pursuit and then observing SPC [redacted] shoot Mr. FEIHAN who he did not see struggling.

(U) 28. Sworn statement of SSG [redacted] 10 Apr 05, detailing the incident, his response to SPC [redacted] requesting assistance, and providing assistance afterwards.

(U) 29. Sketch, 10 Apr 05, provided by SSG [redacted] of the crime scene area.

(U) 30. AIR of SA [redacted] 13 Apr 05, detailing the interviews of Soldiers and the collection of Iraqi documents pertaining to the Iraqi Police investigation of Mr. FEIHAN's death.

(U) 31. Sworn statement of SPC [redacted] 10 Apr 05, detailing the incident and his later discussion with SPC [redacted] which sounded as if the shooting had been an accident.

(U) 32. Sworn statement of 1LT [redacted] 10 Apr 05, detailing his observations of what occurred at the shooting incident.

(U) 33. Sketch, 10 Apr 05, provided by 1LT [redacted] of the crime scene area.

(U) 34. Sworn statement of SGT [redacted] 10 Apr 05, detailing how he flexi-cuffed the detainees prior to the incident.

(U) 35. Photographs, 28 Mar 05, of the victim in the ditch after being shot.

(U) 36. Sworn statement of 2LT [redacted] 10 Apr 05, detailing the shooting incident and his actions afterwards.

(U) 37. Sworn statement of CPT [redacted] 10 Apr 05, detailing the reason for the pursuit, how the incident was reported to him, and how SPC [redacted] initially stated Mr. FEIHAN slipped out of his cuffs and started to wrestle him, but then changed it, stating Mr. FEIHAN had slipped out of his cuffs and went for his pistol.

(U) 38. Arabic journal page for 28 Mar 05 pertaining to the arrival of Mr. FEIHAN's body.

(U) 39. English translation of the journal page, Exhibit 37, translated by Mr. [redacted] 48th Military Police (MP) Detachment (DET) (CID), Camp Victory, APO AE 09342.

(U) 40. English translation of the journal page, Exhibit 37, translated by Mr. [redacted] 48th MP DET (CID), Abu Ghraib, APO AE 09342.

(U) 41. Arabic document to Al-Musayyib Hospital to release the body, 31 Mar 05.

ACLU DETAINEE DEATH 2 CID 119

(U) 42. English translation of Exhibit 40 by Mr. [redacted]

(U) 43. English translation of Exhibit 40 by Mr. [redacted]

(U) 44. Arabic document to Al-Musayyib Hospital to release the body with no autopsy, 10 Apr 05.

(U) 45. English translation of Exhibit 43 by Mr. [redacted]

(U) 46. English translation of Exhibit 43 by Mr. [redacted]

(U) 47. Sworn statement of SPC [redacted], 11 Apr 05, stating he heard SPC [redacted] state the detainee was trying to get out of his flexi-cuffs, but it was not urgent. He provide further information regarding the incident.

(U) 48. Sketch, 11 Apr 05, provided by SPC [redacted] the crime scene area.

(U) 49. Sworn statement of SSG [redacted], 11 Apr 05, stating they were leaving in the incident scene when SPC [redacted] stated Mr. FEIHAN tried to escape the zip-cuffs and he started wrestling with him. They wound up in the ditch and the gun went off.

(U) 50. Sworn statement of SPC [redacted] 12 Apr 05, detailing that he'd loaned SPC [redacted] his pistol, which was used in the shooting incident.

(U) 51. Medical records, 18 Oct 03 – 29 Mar 05, pertaining to SPC [redacted]

(U) 52. Weapons Control Register, Request for Issue or Turn-in, and Hand Receipt, 3 Jan 04 – 5 Apr 05, pertaining to the pistol involved in the incident.

(U) 53. Sworn statement of LTC [redacted] 12 Apr 05, detailing how he learned of the incident and SPC [redacted] telling him Mr. FEIHAN grabbed him by the neck and he thought he was going to get his pistol.

(U) 54. Sworn statement of 2LT [redacted] 12 Apr 05, detailing his investigation for the Commander's Inquiry and the contradictions he observed from SPC [redacted] and what he told other Soldiers of the incident.

(U) 55. Arabic document of Judicial Release, 4 Apr 05.

(U) 56. English translation of Exhibit 54 by Mr. [redacted]

(U) 57. English translation of Exhibit 54 by Mr. [redacted]

(U) 58. Arabic statement of Mr. FEIHAN's brother to the police, 31 Mar 05.

ACLU DETAINEE DEATH 2 CID 120

(U) 59. English translation of Exhibit 57 by Mr. [redacted]

(U) 60. English translation of Exhibit 57 by Mr. [redacted]

(U) 61. Arabic document initiating the investigation, 31 Mar 05.

(U) 62. English translation of Exhibit 60 by Mr. [redacted]

(U) 63. English translation of Exhibit 60 by Mr [redacted]

(U) 64. Arabic document of the Medical Examination by investigators, 31 Mar 05.

(U) 65. English translation of Exhibit 63 by Mr. [redacted]

(U) 66. English translation of Exhibit 63 by Mr. [redacted]

(U) 67. Arabic document of the crime scene examination by investigators, 9 Apr 05.

(U) 68. English translation of Exhibit 66 by Mr. [redacted]

(U) 69. English translation of Exhibit 66 by Mr. [redacted]

(U) 70. Arabic statement by Mr. FEIHAN's wife, 10 Apr 05.

(U) 71. English translation of Exhibit 69 by Mr. [redacted]

(U) 72. English translation of Exhibit 69 by Mr. [redacted]

(U) 73. Arabic document requesting a review of the investigation, 10 Apr 05.

(U) 74. English translation of Exhibit 72 by Mr. [redacted]

(U) 75. English translation of Exhibit 72 by Mr [redacted]

(U) 76. Arabic Death Certificate, Certificate Number 746180.

(U) 77. English translation of Exhibit 75 by Mr. [redacted]

(U) 78. English translation of Exhibit 75 by Mr. [redacted]

(U) 79. Arabic documents that could not be translated due to bad handwriting, undated.

(U) 80. Sworn statement of SPC [redacted] 13 Apr 05, detailing his conversation with [redacted]

b(6), b(7)(C)

15

SPC [redacted] where SPC [redacted] stated the gun went off, making it sound like an accident.

(U) 81. AIR of SA [redacted] 31 Aug 05, detailing the interviews of Soldiers, the search of SPC [redacted] living area, and forensic examinations.

(U) 82. Evidence/Property Custody Document (DA Form 4137), Voucher 390-05, 13 Apr 05.

(U) 83. Sworn statement of Mr. [redacted], 14 Apr 05, verifying he was the only interpreter on the scene the day of the shooting and denied telling Mr. FEIHAN his son was going to jail.

(U) 84. Sworn statement of Mr. [redacted], 14 Apr 05, detailing how he heard and observed SPC [redacted] demonstrate how he shot the victim.

(U) 85. English translation of Exhibit 63 by Mr. [redacted]

(U) 86. Waiver Certificate and Sworn Statement of SPC [redacted] 15 Apr 05, detailing the shooting incident, stating Mr. FEIHAN was on top of him when he shot him.

(U) 87. Sketch, 15 Apr 05, provided by SPC [redacted] of the crime scene area.

(U) 88. Sketch, 15 Apr 05, provided by SPC [redacted] of the crime scene area.

(U) 89. Sworn statement of CPT [redacted] 17 Apr 05, detailing his conversation with SPC [redacted] after the incident where SPC [redacted] stated he landed on top of Mr. FEIHAN and the weapon went off in his neck.

(U) 90. Sworn statement of SGT [redacted] 17 Apr 05, detailing his conversation with SPC [redacted] after the incident where SPC [redacted] stated they hit the ground of the ditch at the same time and the gun went off.

(U) 91. Affidavit Supporting Request for Authorization to Search and Seize or Apprehend, 21 Apr 05.

(U) 92. Search and Seizure Authorization, 22 Apr 05, pertaining to the search of SPC [redacted] personal quarters and property.

(U) 93. Forensic Laboratory Examination Request (CID Form 3655), 1 May 05, requesting SPC [redacted] pistol be examined for DNA and/or blood and malfunctions (USACRC and file copy only).

(U) 94. AIR of SA [redacted] 13 May 05, detailing the interview of LTC [redacted] and her conversation with SPC [redacted]

(U) 95. Sworn statement of LTC [redacted] 13 May 05, detailing her conversation with [redacted]

b(6), b(7)(C)

16

SPC [redacted] after the shooting incident where he related they had been wrestling for the pistol in the ditch and he shot him in the Mr. FEIHAN in the left temple.

(U) 96. AIR of SA [redacted] 20 May 05, detailing the interviews of SPC [redacted] family members.

(U) 97. Sworn statement of Ms. [redacted] 20 May 05, detailing her conversations with her son, SPC [redacted]

(U) 98. Sworn statement of Mrs. [redacted] 20 May 05, detailing her conversations with her husband, SPC [redacted]

(U) 99. SOP for 1-155 Infantry, 5 Jan 05, detailing the detainee handling procedures.

(U) 100. Forensic Laboratory Examination Report, 6 Jun 05, from the Serology/DNA Division documenting that no blood was found on the weapon; however, one hair/fiber was collected from the pistol.

(U) 101. Forensic Laboratory Examination Report, 9 Jun 05, from the Firearms Division documenting the pistol was operational and was not malfunctioning.

(U) 102. AIR of Investigator [redacted] 16 Jun 05, detailing coordination with the Stone County Sheriff's Department concerning SPC [redacted] prior employment and training.

(U) 103. Employment Packet, 7 Jul 04, pertaining to SPC [redacted] employment with Stone County Sheriff's Department.

(U) 104. AIR of SA [redacted] 22 Jun 05, detailing the interview of LTC [redacted] which was declined.

(U) NOT ATTACHED:

(U) Retained in the evidence depository of the 11th MP Battalion (CID), Camp Victory, APO AE 09342:

(U) 105. Pistol, Beretta M-9, Voucher 390-05.

(U) The originals of Exhibits 1, 7, 9 through 24, 26 through 34, 36, 37, 39, 40, 42, 43, 45 through 50, 53, 54, 56, 57, 59, 60, 62, 63, 65, 66, 68, 69, 71, 72, 74, 75, 77, 78, 80, 81, 83 through 98, 100 through 102, and 104 are forwarded with the USACRC copy of this report. The originals of Exhibit 2 through 5 and 8 are maintained in the files of HHC, 155th INF, FOB Iskandariyah, APO AE 09352. The originals of Exhibit 6 are retained by SGT [redacted], B CO, 1/155th INF BCT, FOB Iskandariyah, APO AE 09253. The originals of Exhibit 25, 52, and 99 are maintained in the files of B CO, 1/155th INF BCT, FOB Iskandariyah, APO AE 09352.

b(6), b(7)(C)

17

ACLU DETAINEE DEATH 2 CID 123

The originals of Exhibit 35 are retained by SPC [redacted], D CO, 1/155th INF BCT, FOB Iskandariyah, APO AE 09352. The original of Exhibit 38 is retained by Dr. [redacted] Hospital, Al-Musayyib, IZ. The originals of 41 and 44 are maintained in the files of Al-Musayyib Hospital, Al-Musayyib, IZ. The originals of Exhibit 51 are maintained in the files of the Battalion Aid Station, FOB Iskandariyah, APO AE 09352. The original of Exhibit 55 is maintained in the files of the Al-Musayyib Police Station, Al-Musayyib, IZ. The originals of Exhibit 58, 61, 64, 67, 70, 73, 76, and 79 are retained by Mr. [redacted] unknown location. The original of 82 is retained in the evidence depository, 11th MP BN, Camp Victory, APO AE 09342. The originals of Exhibit 103 are maintained in the files of the Stone County Sheriff's Department, 1420 Industrial Park, Wiggins, MS 39577.

(U) STATUS: This is Final Report. Commander's Report of Disciplinary Action Taken (DA Form 4833) is required.

(U) Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Detachment Commander

(U) DISTRIBUTION:

1-DIR, USACRC, 6010 6th Street, Fort Belvior, VA 22060-5506 (ORIGINAL) (cid001crcsc@sbelvoirdms.army.smil.mil)
1-Action Commander, CDR, 155th BCT, FOB Kalsu, APO AE 09325 [redacted]@155bct.mnf-wiraq.usmc.smil.mil)
1-THRU:
CDR, 11th MP BN (CID) (FWD), APO AE 09342 [redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil)
CDR, 3rd MP Group, (CID), 4699 North 1st Street, Forest Park, Ga. 30297-5119, Fort Stewart, GA ([redacted]@force1.army.smil.mil)
TO: CDR, USACIDC, CID Current Operations, ATTN: CIOP-ZA, Fort Belvoir, VA 22060 (ciddcsops1sc@sbelvoirdms.army.smil.mil)
1-Chief, Investigative Operations Division [redacted]@sbelvoirdms.army.smil.mil) [redacted]@sbelvoirdms.army.smil.mil)
1-Deputy Chief of Staff for Operations [redacted]@us.army.smil.mil)
1–PMO, MNC-I, ATTN: COL [redacted] Room 313A, APO AE 09342 (email only) (less exhibits) [redacted]@iraq.centcom.smil.mil)
1–Office of the Staff Judge Advocate, Chief Military Justice, ATTN: MAJ [redacted] & CPT [redacted] HQ MNC-I, APO AE 09342 ([redacted]@iraq.centcom.smil.mil)

b(6), b(7)(C)

18

[redacted]@iraq.centcom.smil.mil)
1-Office of the Staff Judge Advocate, ATTN: MAJ [redacted] 6th Avenue – Bldg 209, LSA Adder, Tallil Air Base, APO AE 09331 ([redacted]@adder.arfor.army.smil.mil)
1- Armed Forces Institute of Pathology (AFIP), AFIP Annex - Bldg 102, 1413 Research Blvd, Rockville, MD 20858 [redacted]@us.army.smil.mil)
1-Surgeon's Office, MNF-I, Attn: SGM [redacted] Camp Victory, IZ APO AE 09342 (less exhibits) ([redacted]@iraq.centcom.smil.mil)
1–File

b(6), b(7)(C)

[redacted]

REGRADE FOR OFFICIAL USE ONLY///LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBIT 25

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
10TH MILITARY POLICE BATTALION (CID)
76TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

REPLY TO THE ATTENTION OF:
CIRF-ZA-BD (195) 13 Jul 06

(U) MEMORANDUM FOR SEE DISTRIBUTION

(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL(C)/SSI – 0234-2005-CID259-36335/5H9A

(U) DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. (U) 1200, 29 AUG 2005 – 0144, 31 AUG 2005; BATHROOM AREA, 48th BRIGADE COMBAT TEAM, BRIGADE INTERNMENT FACILITY, BAGHDAD INTERNATIONAL AIRPORT, BAGHDAD, IRAQ, APO AE 09342

(U) DATE/TIME REPORTED: 31 AUG 2005, 1720

(U) INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

(U) SUBJECT:
1. (U) NONE; [NATURAL DEATH]

(U) VICTIM:
1. (U) HAMMEED, JOHAR NASIR (DECEASED); CIV; IRAQI; MALE; WHITE; CAPTURE TAG NUMBER: [redacted] AKA: HAMEED JOHAR AL JUNABI; XZ [NATURAL DEATH] (NFI)

(U) INVESTIGATIVE SUMMARY:

(U) This is an Operation Iraqi Freedom Investigation.

(U) On 31 Aug 05, this office was notified by SFC [redacted] Detention Operations Non-Commissioned Officer In Charge (NCOIC), 3rd Infantry Division (3ID), Detention Operations, Camp Liberty, IZ, of a detainee death at the 48th Brigade Combat Team (BCT) Brigade Internment Facility (BIF), Baghdad International Airport, IZ.

[redacted]

REGRADE FOR OFFICIAL USE ONLY///LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBIT 25

b(2), b(6), b(7)(C)

(U) Investigation revealed on 28 Aug 05, Mr. HAMMEED was apprehended by members of Task Force (TF) Raptor, as a suspected participant in Anti Coalition Forces activities. On 29 Aug 05, Mr. HAMMEED became disoriented after utilizing the latrine, and was transported to the aid station. Mr. HAMMEED became unresponsive, his pulse dropped, and he appeared to have short, labored breathing. Mr. HAMMEED was immediately transferred to the US Air Force (USAF) 447th Air Expeditionary Group (AEG) Emergency Medical Squadron (EMEDS), Sather Air Base, Baghdad International Airport (BIAP), IZ, for continued treatment and died a natural death two days later as a result of a stroke.

(U) STATUTES:

N/A

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

1. (U) Agent's Investigation Report (AIR) of SA [redacted], 6 Sep 05, detailing the initial notification, coordination with MAJ [redacted], interviews of MAJ [redacted] SSG [redacted], SGT [redacted] SPC [redacted], SSG [redacted] CPT [redacted] CPL [redacted] and CPT [redacted], death scene verification; receipt of documents and interviews of SPC [redacted] SPC [redacted] and SPC [redacted]

2. (U) 48th BCT Critical Incident Report, 31 Aug 05, detailing the summary of incident to include personnel involved.

3. (U) Detainee file of Mr. HAMMEED various dates, containing witness statements, Coalition Provisional Authority Forces Apprehension form, and evidence property custody documents.

4. (U) Arabic language statement of Mr [redacted], detailing Mr. HAMMEED planted explosives (USACRC copy only).

5. (U) English language translation of Mr. [redacted] statement Exhibit 4, translated by Mr. [redacted] Titan.

6. (U) Arabic language statement of Mr [redacted] detailing Mr. HAMMEED planted explosives. (USACRC copy only).

7. (U) English language translation of Mr. [redacted] statement Exhibit 6, translated by Mr. [redacted] Titan.

8. (U) Medical Documents of Mr. HAMMEED, 29 Aug 05, detailing care provided.

9. (U) Scene Sketch of bathroom area, 31 Aug 05, prepared by SA [redacted]

10. (U) Sworn Statement of PFC [redacted], 29 Aug 05, detailing the condition of Mr. HAMMEED before he collapsed.

11. (U) Sworn Statement of SPC [redacted] 29 Aug 05, detailing his assistance with Mr. HAMMEED.

12. (U) Statement of CPT [redacted] 30 Aug 05, detailing the condition of Mr. HAMMEED before he collapsed.

13. (U) Sworn Statement of SGT [redacted] 30 Aug 05, detailing the condition of Mr. HAMMEED before he collapsed.

14. (U) Sworn Statement of SPC [redacted] 29 Aug 05, detailing his treatment of Mr. HAMMEED.

15. (U) AIR of SA [redacted] Aberdeen Proving Grounds Resident Agency, 6 Sep 05, detailing attendance of Mr. HAMMEED's autopsy.

16. (U) CD ME05-0835, containing photographs from Mr. HAMMEED's autopsy (USACRC and file copies only).

17. AIR of SA [redacted] 14 Sep 05, detailing receipt of 15-6 investigation.

18. (U) AR 15-6 Investigation conducted by CPT [redacted] Battalion S-1, 148th Support Battalion (SB), 48th BCT, Camp Stryker, IZ.

19. (U) AIR of SA [redacted], 37th MP Det (CID), 31 Aug 05, detailing the interview of MAJ (DR) [redacted] coordination with SGT [redacted] photographs of Mr. HAMMEED; and collection of medical records from the Patient Administration Division.

20. (U) Medical Records of Mr. HAMMEED, various dates.

21. (U) Compact Disc 050234.259 containing photographs of Mr. HAMMEED (USACRC and file copies only).

22. AIR of SA [redacted] 7 Jun 06, detailing the receipt of final autopsy report and death certificate.

23. (U) AFIP Final Autopsy Report ME-05-835, 29 May 06, of Mr. HAMMEED.

24. (U) Overseas Death Certificate of Mr. HAMMEED, 31 Aug 05.

25. (U) Compact Disc (CD), 05234.259, containing photographs exposed during the scene verification. (USACRC copy only) [redacted]

(U) NOT ATTACHED:

(U) NONE.

(U) The originals of Exhibits 1, 5, 7, 9 through 17, 19, 21, 22, and 25 are forwarded with USACRC copy of this report. The originals of Exhibits 2 and 18 are retained in the files of the 48th BCT, Camp Stryker, Baghdad, IZ APO AE 09342. The original of Exhibits 3, 4 and 6 are retained in the files of Task Force 134, Camp Victory, IZ APO AE 09342. The originals of Exhibits 8 and 20 are maintained in the Patient Administration Division of the Air Force Theater Hospital, Logistical Supply Area Anaconda, APO AE 09391. The originals of Exhibits 23 and 24 are retained in the files of the Armed Forces Institute of Pathology, OAFME, Rockville, MD, 20850.

(U) STATUS: This is a Final(C) Report. This investigation is being terminated in accordance with Section V, paragraph 4-17(a)7a, CIDR 195-1, in that medical authorities determined the that death resulted from natural causes and there is no evidence to contradict their findings.

LEADS REMAINING: Interview of SGT [redacted] SSG [redacted] SPC [redacted] and LTC [redacted]

Report Prepared By:

[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted]
Detachment Commander

Distribution:
1- Director, USACRC, ATTN: 6010 6th Street, Fort Belvoir, VA 22060-5506 (cid001crcsc@sbelvoirdms.army.smil.mil)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060-5506 (cid001dcsopsops2sc@belvoir.army.smil.mil)
1 - HQ, USACIDC, ATTN: Chief, Investigative Operations, 6010 6th Street, Fort Belvoir, VA 22060-5506 ([redacted]@us.army.smil.mil) ([redacted]@us.army.smil.mil)

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 129

1 - HQ, USACIDC, ATTN: Chief, DCSOPS, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ciddscops1sc@sbelvoirdms.army.smil.mil)
1- CDR, 3D Military Police Group (CID), 4699 North 1st Street, Forest Park, GA 30297-5119 [redacted]@force1.army.smil.mil) (email only)
1 - CDR, 10th Military Police Battalion (CID), Camp Victory, IZ APO AE 09342 ([redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil) (email only)
1 - SJA, MNC-I (V CORPS), ATTN: LTC [redacted] Camp Victory, IZ, APO AE 09342 ([redacted]@iraq.centcom.smil.mil) (e-mail only)
1 - Provost Marshal, MNF-I, Al Faw Palace, Room 313A, Camp Victory, IZ APO AE 09342 [redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil) (e-mail only)
1-Armed Forces Institute of Pathology, 1413 Research Blvd., Bldg. 102, Rockville, MD 20850 [redacted]@us.army.smil.mil) [redacted]@us.army.smil.mil)
1-CDR, Task Force 134, Detainee Operations, MNF-I, ATTN: MAJ [redacted] Camp Victory, IZ APO AE 09342 (email only) [redacted]@iraq.centcom.smil.mil)
1-File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 130

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
11TH MILITARY POLICE BATTALION (CID)
48TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

16 Nov 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION–FINAL(C)/SSI – 0246-2005-CID259-36342-5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 13 DEC 2003, 0001 – 13 DEC 2003, 2359; UNKNOWN KERABALLA GAS STATION, AL QAIM, IRAQ (IZ)

DATE/TIME REPORTED: 20 JUN 2005, 1300

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. UNKNOWN; UNDETERMINED DEATH (NFI)

VICTIM:
1. YAKOU, AKRAM HANOUSH (DECEASED); CIV; IRAQI; MALE; WHITE; AKA: AKRAM HANOUSH YAAQOUB; XZ; UNDETERMINED DEATH (NFI)

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

On 15 Sep 05, this investigation was initiated based on information extracted from Significant Data File (SDF) 0147-2005-CID259. On 20 Jun 05, this office received Request For Investigation (RFI) 0310-05-CID001 from Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), Fort Belvoir, VA, detailing US personnel may be responsible for detainee abuse and the death of MR. YAKOU.

Investigation established probable cause to believe the cause of YAKOU's death was not due to physical abuse. A review of the autopsy report revealed the cause of the death was due to heart failure. After a forensic science officer review and coordination with an Iraqi medical examiner, it was determined YAKOU's death was caused by a heart attack

and his manner of death was natural; however, because no witnesses could be located to further refute the allegations reported the manner of death will remain undetermined.

On 10 Nov 05, this office coordinated with MAJ [redacted], Chief, Military Justice, Office of the Staff Judge Advocate (OSJA), Multi National Corps-Iraq (MNC-I), Camp Victory, Baghdad, IZ APO AE 09342, who opined that there was probable cause to believe the death of YAKOU was not due to any physical abuse as alleged.

STATUTES: N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted], 11 Nov 05, detailing the initiation of the investigation; and coordinations with MSgt [redacted] and SJA.

2. AIR of SA [redacted], 26 Jun 05, detailing the receipt of the RFI; and translation of supporting documentation of the death.

3. Arabic letter to the International human Rights Organization, no date

4. Translation of Exhibit 3, 22 Jun 05, prepared by Mr. [redacted]

5. Arabic Death Certificate, no date.

6. Translation of Exhibit 5, 22 Jun 05, prepared by Mr. [redacted]

7. Arabic Autopsy Request Application, 4 Jan 04.

8. Translation of Exhibit 7, 13 Sep 05, prepared by Mr. [redacted]

9. Arabic Autopsy and Judicial Medical Report, 4 Jan 04.

10. Translation of Exhibit 9, no date, prepared by Mr. [redacted]

11. Arabic Identification Documents, no date.

12. Translation of Exhibit 11, 22 Jun 05, prepared by Mr. [redacted]

13. AIR of SA [redacted], 15 Sep 05, detailing coordination with MSG [redacted] and interviews of MAJ [redacted] and COL [redacted]

NOT ATTACHED:

None

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 132

The originals of Exhibits 1, 2, 4, 6, 8, 10, 12 and 13 forwarded with the USACRC copy of this report. The originals of Exhibit 3, 5, 7, 9 and 11 are maintained at an unknown location.

STATUS: This is a Final C Report. This investigation is terminated IAW CIDR 195-1, Section 4-17, (8)(a) wherein medical authorities determined that the death resulted from natural causes and there is no evidence to contradict their findings.

The remaining leads could not be completed due to the hostile nature of the location where possible interviewees and the police department were located. Further, it is believed this police department disbanded.

Leads Remaining: Attempt to locate, fully identify and interview YAKOU's spouse, other witnesses and determine if an AL QAIM police report existed.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Detachment Commander

DISTRIBUTION:
1-DIR, USACRC, 6010 6th Street, Fort Belvior, VA 22060-5506 (ORIGINAL) (cid001crcsc@sbelvoir.dms.army.smil.mil)
1-Thru: CDR, 11th MP BN (CID) (FWD), APO AE 09342 [redacted]@iraq.centcom.smil.mil)
CDR, 3rd MP Group, (CID), 4699 North 1st Street, Forest Park, Ga. 30297-5119 [redacted]@force1.army.smil.mil)
To: CDR, USACIDC, CID Current Operations, ATTN: CIOP-ZA, Fort Belvoir, VA 22060 (ciddcsops1sc@sbelvoirdms.army.smil.mil)
1-Chief, Investigative Operations Division [redacted]@sbelvoirdms.army.smil.mil) [redacted]@sbelvoirdms.army.smil.mil)
1-Deputy Chief of Staff for Operations [redacted]@us.army.smil.mil)
1-CDR, Detainee Operations, ATTN: CPT [redacted], MNF-1, TF 134, APO AE 09342 [redacted]@iraq.centcom.smil.mil)
1-PMO, MNC-I, ATTN: COL [redacted] Room 313A, APO AE 09342 (email only) (less exhibits) [redacted]@iraq.centcom.smil.mil) CPT [redacted] [redacted]@iraq.centcom.smil.mil)
1-Office of the Staff Judge Advocate, Chief Military Justice, ATTN: MAJ [redacted] HQ MNC-I, APO AE 09342 (email only) [redacted]@iraq.centcom.smil.mil)
1-SJA, MNC-I, ATTN: CPT [redacted]@iraq.centcom.smil.mil)
1-File

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
10TH MILITARY POLICE BATTALION (CID)
76TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

REPLY TO THE ATTENTION OF:
CIRF-ZA-BD

8 Feb 06

(U) MEMORANDUM FOR SEE DISTRIBUTION

(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL / SSI – 0333-2005-CID259-36381-5H9B

(U) DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 13 NOV 2005/2225 – 13 NOV 2005/2359; GRID COORDINATES 38S MB3254, UNDETERMINED LOCATION NEAR THE VICINITY OF KALSU, IRAQ, (IZ)

(U) DATE/TIME REPORTED: 18 NOV 2005, 1039

(U) INVESTIGATED BY:
SA [redacted]
SA [redacted]

(U) SUBJECT:
1. UNKNOWN; (UNDETERMINED DEATH) (NFI)

(U) VICTIM:
1. AL GHURAIRI, RASHID SALMAN MOHAMMAD; CIV; INTERNMENT SERIAL NUMBER (ISN): UNKNOWN; 6 JUL 1939; IZ; MALE; OTHER; XZ; CAPTURE TAG NUMBER UNKNOWN; DATE OF CAPTURE: 13 NOV 2005; (UNDETERMINED DEATH) (NFI)

(U) INVESTIGATIVE SUMMARY:

(U) "This is an Operation Iraqi Freedom Investigation."

(U) On 18 Nov 05, this investigation was initiated when CPT [redacted] Command Judge Advocate, Office of the Staff Judge Advocate (SJA), Forward Operating Base (FOB) Central, IZ, reported Mr. AL GHURAIRI's death.

(U) Investigation revealed on 13 Nov 05, Mr. AL GHURAIRI was apprehended at his home along with his two sons by members of Iraqi 2nd Squadron, Hillah Special Weapons and Tactics (SWAT) members. Coalition forces were present; however, the extent of their involvement was limited to technical advice. Mr. AL GHURAIRI was taken into custody without incident and

b(2), b(6), b(7)(C)

SUBJECT: CID REPORT OF INVESTIGATION – FINAL / SSI – 0333-2005-CID259-36381-5H9B

was transported via helicopter to Forward Operating Base (FOB) Kalsu, IZ. While en route, Mr. AL GHURAIRI began displaying signs of cardiac arrest and lost consciousness. Personnel aboard the helicopter initiated life saving measures in an attempt to resuscitate Mr. AL GHURAIRI; however, life saving measures were unsuccessful and Mr. AL GHURAIRI was pronounced dead by PO1 [redacted] Corpsman, Helicopter Combat Support Squadron 5 (HCS-5), Joint Special Operations Air Detachment-Arabian Peninsula (JSOAD-AP), Logistical Support Area Anaconda (LSAA), FOB Kalsu, Iraq, upon arrival to FOB Kalsu. Shortly thereafter, Mr. AL GHURAIRI's body was released by Hillah SWAT to Mr. AL GHURAIRI's sons, so an autopsy was not conducted and a death certificate was not prepared. Interviews of the apprehending personnel and personnel on the helicopter revealed Mr. AL GHURAIRI and his two sons, NFI, came willingly and did not resist apprehension. Further, the two sons indicated Mr. AL GHURAIRI had a history of high blood pressure, diabetes, and had a heart attack in the past. As no autopsy was conducted and no death certificate was prepared, the cause and manner of death could not be determined; therefore, the manner of death was listed as undetermined.

(U) STATUTES:

N/A

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

(U) 1. Agent's Investigative Report (AIR) of SA [redacted] 20 Nov 05, detailing initial notification and coordination with LCDR [redacted] and collection of documents.

(U) 2. Serious Incident Report 575-021-001, not dated, detailing Mr. AL GHURAIRI's death.

(U) 3. Statements of SPC [redacted] SSG [redacted] SGT [redacted], SSG [redacted] and SPC [redacted] 16 Nov 05, wherein they detailed their knowledge of Mr. AL GHURAIRI's death.

(U) 4. Memorandum of CPT [redacted], 16 Nov 05, detailing his knowledge of Mr. AL GHURAIRI's death.

(U) 5. AIR of SA [redacted], 48th MP Det (CID), Camp Slayer, IZ, 1 Dec 05, detailing interviews of CPT [redacted] and SSG [redacted]

(U) 6. Statement of CPT [redacted] 1 Dec 05, wherein he detailed his knowledge of Mr. AL GHURAIRI's death.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 135

SUBJECT: CID REPORT OF INVESTIGATION – FINAL / SSI – 0333-2005-CID259-36381-5H9B

(U) 7. Statement of SSG [redacted] 1 Dec 05, wherein he detailed his knowledge of Mr. AL GHURAIRI's death.

(U) 8. AIR of SA [redacted] 31st MP Det (CID), LSA Anaconda, IZ, 15 Dec 05, detailing the interview of PO1 [redacted] and the receipt of the Medical Rescue Report.

(U) 9. Statement of PO1 [redacted] 15 Dec 05, wherein he detailed his knowledge of Mr. AL GHURAIRI's death.

(U) 10. Medical Rescue Report, 15 Nov 05, detailing PO1 [redacted] medical assessment of Mr. AL GHURAIRI.

(U) 11. AIR of SA [redacted], 3 Feb 06, detailing notification from LTC [redacted] he would be unable to provide a death certificate for Mr. AL GHURAIRI and receipt of 15-6 Investigation Report from LCDR [redacted]

(U) 12. E-mail of LTC [redacted] 12 Jan 06, wherein he stated he would not be able to provide a death certificate.

[redacted] 13. Report of Proceedings by Investigating officer/Board of officers, 23 Nov 05.

(U) NOT ATTACHED:

(U) NONE.

(U) The originals of Exhibits 1, 5 through 9 and 11 are forwarded with USACRC copy of this report. The originals of Exhibit 2 through 4, 10 and 13 is maintained the files of Helicopter Combat Support Special Squadron 5, JSOAD-AP, Logistical Support Area Anaconda, Iraq. The original of Exhibit 12 is maintained on the server at JSOPD-AP, Logistical Support Area Anaconda, Iraq.

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

(U) Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Detachment Commander

(U) Distribution:

b(2), b(6), b(7)(C)

SUBJECT: CID REPORT OF INVESTIGATION – FINAL / SSI – 0333-2005-CID259-36381-5H9B

1-Director, USACRC, ATTN: CICR-ZA, 6010 6th Street, Fort Belvoir, VA 22060-5506 (original) (cid001crcsc@sbelvoir.dms.army.smil.mil)
1-CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060-5506 (cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1-HQ, USACIDC, ATTN: Chief, Investigative Operations Center, 6010 6th Street, Fort Belvoir, VA 22060-5506 [redacted]@us.army.smil.mil) [redacted]@us.army.smil.mil)
1-HQ, USACIDC, ATTN: Deputy Chief of Staff Operations (DCSOPS), 6010 6th Street, Fort Belvoir, VA 22060-5506 [redacted]@us.army.smil.mil)
1-CDR, 3D Military Police Group (CID) [redacted]@force1.army.smil.mil)
1-CDR, 10TH Military Police Battalion (CID)
[redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil)
1- SJA, MNC-I, ATTN: CPT [redacted] XVIII AIRBORNE CORPS)
[redacted]@iraq.centcom.smil.mil)
1- Provost Marshal, MNF-I [redacted]@iraq.centcom.smil.mil)
[redacted]@iraq.centcom.smil.mil)
1 – Director, Armed Forces Institute of Pathology (AFIP), 1413 Research Blvd., Bldg. 102, Rockville, MD 20850
[redacted]@us.army.smil.mil) [redacted]@us.army.smil.mil)
1-CDR, Task Force 134, Detainee Operations, MNF-I, ATTN: CPT [redacted] Camp Victory, IZ APO AE 09342 [redacted]@iraq.centcom.smil.mil)
1 - Surgeons Office, MNF-I, ATTN: SGM [redacted] Camp Victory, IZ APO AE 09342
[redacted]@iraq.centcom.smil.mil)
1-CDR, 76TH Military Police Detachment (CID), Camp Slayer, IZ APO AE 09342
[redacted]@iraq.centcom.smil.mil)
1-DET SGT, 76TH Military Police Detachment (CID), Camp Slayer, IZ APO AE 09342
[redacted]@iraq.centcom.smil.mil)
1-File

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
31st MILITARY POLICE DETACHMENT (CID)
3RD MILITARY POLICE GROUP (CID)
LSA DIAMONDBACK, MOSUL, IRAQ
APO, AE 09334

CIRC-CRC (195-2) 15 DEC 05

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL(C)/SSI – 0159-05-CID389-36770-5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 11 SEP 2005/1800 – 11 SEP 05/1830; GRID KF 718 271, 2/3rd ARMORED CAVALRY REGIMENT (ACR), FORWARD OPERATING BASES (FOB) SYKES, TAL 'AFAR, IRAQ

DATE/TIME REPORTED: 11 SEP 05, 1945

INVESTIGATED BY: SA [redacted] SA [redacted]
SA [redacted] SA [redacted]

SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

VICTIM: 1. QADER, TAHSEEN, ABDAL (DECEASED); CIV; [redacted] MALE; OTHER; TAL 'AFAR, IRAQ; XZ; (NFI) [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

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

This investigation was initiated upon notification by CPT [redacted] Provost Marshal's Office (PMO), Task Force Freedom (TFF), FOB Courage, Mosul, Iraq of a Detainee Death.

Investigation established probable cause to believe Mr. QADER died of an Acute Myocardial Infraction, likely due to a health condition brought on prior to his capture. Immediately after being captured Mr. QADER became sick and vomited once, while in the holding area. He was examined by medical personnel and given bread to help settle his stomach and water to keep him hydrated. Over then next several hours Mr. QADER was woken up every 15 to 30 minutes and given food and something to drink. On the last check-up Mr. QADER was found to be non-responsive. Medical personnel were immediately summoned and found him to be breathless and without pulse, at which time, MAJ (DR) [redacted] 3rd ACR, FOB Sykes, Tal 'Afar, Iraq, pronounced him dead.

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 138

An autopsy was performed on Mr. QADER by the Armed Force Institute of Pathology (AFIP), 1412 Research Blvd, Bldg 102, Rockville, MD 20850, which revealed the Cause of Death as an Acute Myocardial Infraction, and the Manner of Death as Natural.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] Dec 05, detailing the Basis for Investigation, Office of the Staff Judge Advocate coordination, Armed Force Institute of Pathology coordination, Support Operations coordination, coordination with SFC [redacted] to obtain statements, interview of SGT [redacted] CPT [redacted] CPL [redacted] SPC [redacted] SPC [redacted] and SFC [redacted] and the receipt of the final autopsy report.

2. AIR of SA [redacted] 20 Sep 05, detailing the attendance of Mr. QADER's autopsy, and collection of evidence.

3. Sworn Statement of Mr. [redacted] 12 Sep 05, detailing the events around Mr. QADER's death.

4. Sworn Statement of CPL [redacted] 30 Oct 05, detailing the events in the holding area.

5. Sworn Statement of SPC [redacted] 30 Oct 05, detailing the medical evaluation given to Mr. QADER at FOB Sykes, Tal 'Afar, Iraq.

6. Sworn Statement of SPC [redacted] 30 Oct 05, detailing the events in the holding area.

7. Death Certificate, 12 Sep 05, of Mr. QADER.

8. Autopsy report, 11 Nov 05, detailing that Mr. QADER died from nature causes.

9. Photographic Packet comprised of 67 photographs. (Autopsy)

10. Compact Disc, ME 05-0856, containing photographs of Mr. QADER's autopsy.

11. DA Form 4137, Evidence/Property Custody Document, Voucher 0086-05.

NOT ATTACHED:

Retained in the files of the evidence depository, Aberdeen Proving Grounds Resident Agency, Aberdeen Proving Grounds (APG), Maryland (MD) 21005.

12. Brown bag, VO 0086-05

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 139

13. White pants, VO 0086-05

14. Yellow T-shirt, VO 0086-05

15. White gown, VO 0086-05

The original of Exhibits 1 thru 6 and 8 thru 10 are attached to the USACRC copy of this report. The original of Exhibit 7 is retained in the medical files of the FOB Sykes Mortuary Affairs Office. The original of Exhibit 11 is retained in the evidence depository, Aberdeen Proving Grounds Resident Agency, APG, MD 21005.

STATUS: This is a Final (C) Report. This investigation is being terminated IAW CIDR 195-1, chapter 4-17a(6), in that the Special Agent in Charge (SAC) of this office has determined that the furtherance of this investigation would be of little or no value and the leads remaining to be developed are not significant. Leads remaining include interview of Mr. QADER's family members, whose whereabouts are unknown. Commander's Report of Disciplinary Action Taken (DA Form 4833) is not required.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

1 – Director, U.S. Army Crime Records Center, USACIDC, Attn: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060-5506 (Original)
1 – THRU: Commander, 11th MP Battalion (CID) (FWD), Attn: Operations Officer, (CID) (FWD), Baghdad, Iraq
THRU: Commander, 3d Military Police Group (CID), Fort Gillem, GA
TO: Commander, HQ USACIDC, CIOP-ZA, Fort Belvoir. VA
1 – Chief of Staff, TFF (Email Only)
1 – Staff Judge Advocate, TFF (Email Only)
1 – Staff Judge Advocate, 3D ACR
1 – Provost Marshal's Office, TFF (Email Only)
1 – Director, OAFME, AFIP, Rockville, MD 20850 (Email Only)
1 – CID LNO, MNC-1, Camp Victory, Iraq (Email Only)
1 – File

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 140

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

CIRB-BAD

26 Jun 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL - 0009-05-CID579-40002-5H6 / 5C1B / 9G2C

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 31 JAN 2005/1130 – 31 JAN 2005/1155; COMPOUND 5, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, IRAQ (IZ) APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 31 JAN 2005, 1200

INVESTIGATED BY: SA [redacted] SA [redacted]; SA [redacted] SA [redacted]

SUBJECT: 1. NONE; [JUSTIFIABLE HOMICIDE] [AGGRAVATED ASSAULT (UNFOUNDED)].

VICTIM: 1. ABID, ISMAIL HAMMED (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN) [redacted] 1 JAN 1976; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].

2. MOUSA, MAHMOOD ISMAEEL (DECEASED); CIV/DETAINEE; ISN [redacted] 1 JAN 1967; DIALA, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].

3. HAMED, KHALEED YASSEN (DECEASED); CIV/DETAINEE; ISN [redacted] 1 JAN 1969; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].

4. TAWFEEEK, HAUTHAIFAH NAZAR (DECEASED); CIV/DETAINEE; ISN [redacted] 2 FEB 1977; BAGHDAD, IZ; M; OTHER; CBI; [JUSTIFIABLE HOMICIDE].

5. [redacted] CIV/DETAINEE; ISN [redacted] IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].

6. [redacted]; CIV/DETAINEE; ISN [redacted] IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].

7. [redacted]; CIV/DETAINEE; ISN [redacted] IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].

8. [redacted] CIV/DETAINEE; ISN [redacted] IZ; M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].

9. [redacted] CIV; ISN [redacted] M; OTHER; CBI; [AGGRAVATED ASSAULT (UNFOUNDED)].

INVESTIGATIVE SUMMARY:

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

This investigation was initiated upon notification from the 105TH Military Police (MP) Battalion (BN), CBI, of a riot inside the TIF, CBI, wherein Detainees ABID, MOUSA, HAMED and TAWFEEEK were shot and killed by SGT [redacted], Headquarters and Headquarters Company (HHC), 105th MP BN, CBI or SGT [redacted] HHC, 105th MP BN, CBI. SGT [redacted] fired seven lethal bullets and SGT [redacted] fired one to control the riot. The eight shots resulted in the deaths of the aforementioned detainees and injuries to Detainees [redacted] and [redacted] Detainee [redacted] was injured during the riot when non-lethal ammunition, which was used by security personnel to control the riot, struck him in the eye.

Investigation determined SGT [redacted] and SGT [redacted] were justified in their use of lethal force during the riot. After approximately 2 hours of rioting, with the riot escalating and non-lethal ammunition almost expended, SGT [redacted] and SGT [redacted] fired a total of eight lethal rounds at detainees engaged in the riot because of fear for the their own lives and the lives of other U.S. security personnel. The use of deadly force was consistent with applicable regulations and policies.

The cause of death for Detainees ABID, MOUSA, HAMED, and TAWFEEEK was gunshot wounds. The manner of their deaths was homicide. The manner of death is a medical classification that should not be confused with criminal statutes. No personnel involved in controlling the riot, including SGT [redacted] and SGT [redacted] violated criminal statutes.

STATUTES:

Article 128, UCMJ: Aggravated Assault (Unfounded)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of SA [redacted] 31 Jan 05, detailing the initial notification; interviews of SGT [redacted], SGT [redacted] SGT [redacted] and SSG [redacted] coordination with MAJ [redacted] evidence collection; and crime scene examination.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 142

2. Rights Waiver Certificate, Sworn Statement and sketch of SGT [redacted] 1 Jan 05, wherein SGT [redacted] tated he shot one lethal round at a detainee during the riot, but observed it miss the detainee and strike the ground in Compound 5. SGT [redacted] ustrated the location of the detainee he aimed at in his sketch.

3. Rights Waiver Certificate, Sworn Statement and sketch of SGT [redacted] 31 Jan 05, wherein he stated he was told to assist in Tower 5A. SGT [redacted] said he fired seven times after being given authorization to use lethal force to quell the riot. SGT [redacted] llustrated the location where he fired in his sketch.

4. Medical records pertaining to Detainees HAMED, MOUSA, ABID, and TAWFEEEK.

5. Sworn Statement of SGT [redacted] 31 Jan 05, wherein he stated he heard authorization to use lethal force given after a large rock broke the tower's window.

6. Sworn Statement of SSG [redacted] 31 Jan 05, wherein he stated he was at Compound 5 during the riot and witnessed the use of deadly force against detainees.

7. Death scene sketch, prepared by SA [redacted] 31 Jan 05.

8. Printout of 18 thumbnail digital images of injuries to Detainees HAMED, MOUSA, ABID and TAWFEEEK.

9. Printout of 39 thumbnail digital images of the death scene.

10. Copy of 105th MP BN statements and reports, which documented the use of non-lethal ammunition by security personnel involved in controlling the riot.

11. AIR of SA [redacted] Feb 05, detailing interviews of Detainees [redacted] and [redacted] receipt of medical records, and collection of evidence.

12. Medical records of Detainees [redacted] and [redacted] 31 Jan 05.

13. AIR of SA [redacted] 6 Feb 05, detailing coordination with medical personnel and the HHC, 105th MP BN staff, and interviews of Soldiers and Airmen present during the shakedown and riot in Compound 5.

14. Medical records pertaining to Detainees [redacted] and [redacted].

15. Sworn Statement of SGT [redacted] 1 Feb 05, wherein he said he saw two detainees on the ground after SGT [redacted] ired lethal ammunition.

16. Sworn Statement of SPC [redacted] 1 Feb 05, wherein he stated he was in Tower 5B/4D when the riot started in Compound 5 and used non-lethal force to attempt to control the situation.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 143

17. Sworn Statement of SFC [redacted] 1 Feb 05, wherein he stated he gave the order to load lethal ammunition.

18. Sworn Statement and diagram of [redacted] 2 Feb 05, wherein he stated he responded to Compound 5 during the riot and was in Tower 5A when lethal force was used against detainees.

19. Arabic language note found near the Compound 5 perimeter fence, which indicated that the riots started because Korans were damaged. (USACRC and file copy only)

20. English translation of Exhibit 19.

21. Sworn Statement and diagram of SPC [redacted] 2 Feb 05, wherein he stated heard lethal ammunition being fired. SPC [redacted] illustrated the locations of the incident on his diagram.

22. Sworn Statement and diagram of SPC [redacted] 2 Feb 05, wherein he stated he witnessed one detainee get shot with lethal ammunition. SPC [redacted] illustrated the location of the incident on his diagram.

23. Sworn Statement and two diagrams of SGT [redacted] 2 Feb 05, wherein he stated he saw two detainees fall to the ground after they were shot. SGT [redacted] illustrated the locations of the incident on his diagrams.

24. Sworn Statement and three diagrams of SSG [redacted] 3 Feb 05, wherein he stated he saw SGT [redacted] fire lethal ammunition from Tower 5A. SSG [redacted] illustrated the locations of the incident on his diagrams.

25. Sworn Statement and diagram of SrA [redacted] 3 Feb 05, wherein he stated he saw one detainee fall after being shot with a lethal round. SrA [redacted] illustrated the location of the incident on his diagram.

26. Sworn Statement and two diagrams of SrA [redacted] 3 Feb 05, wherein he stated he heard two to three shots that appeared to have come from Tower 5A. SrA [redacted] illustrated the location of the incident on his diagrams.

27. Sworn Statement and diagram of SrA [redacted] 3 Feb 05, wherein he stated he saw two detainees fall after being shot with lethal ammunition. SrA [redacted] illustrated the location of the incident on his diagram.

28. Sworn Statement and diagram of SPC [redacted] 4 Feb 05, wherein she stated she saw one detainee shot during the riot in Compound 5. SPC [redacted] illustrated the location of the incident on her diagram.

29. Use of Force Standard Operating Procedure (SOP), 30 Oct 04, pertaining to the TIF.

30. Rules of Engagement Card, which was posted in TIF towers.

b(6), b(7)(C)

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

ACLU DETAINEE DEATH 2 CID 144

31. Camp Rules, posted in TIF towers.

32. Sworn Statement and diagram of SGT [redacted] 4 Feb 05, wherein he stated he saw one detainee shot during the riot in Compound 5. SGT [redacted] illustrated the location of the incident in his diagram.

33. Diagram of Compound 5 and the location where one detainee was shot, prepared by A1C RICE, 4 Feb 05.

34. Sworn Statement and two diagrams of SrA [redacted] 4 Feb 05, wherein he stated he heard lethal shots being fired from Tower 5A and said he saw two detainees fall to the ground after having been shot. SrA [redacted] illustrated the location of the incident in his diagrams.

35. Sworn Statement and two diagrams of SSgt [redacted] 4 Feb 05, wherein he stated he observed three detainees fall to the ground after having been shot during the riot in Compound 5. SSgt [redacted] illustrated the location of the incident in his diagrams.

36. Sworn Statement and three diagrams of SSgt [redacted] 5 Feb 05, wherein he stated he was at Compound 5 and observed a Soldier firing lethal rounds into Compound 5. SSgt [redacted] also stated he observed two detainees fall to the ground after being shot. SSgt [redacted] illustrated the locations of the incident on his diagrams.

37. Sworn Statement and three diagrams of TSgt [redacted] 5 Feb 05, wherein he stated he saw two detainees on the ground after seeing SGT [redacted] fire lethal ammunition from Tower 5A. TSgt [redacted] illustrated the location of the incident on his diagrams.

38. Sworn Statement and three diagrams of SrA [redacted] 5 Feb 05, wherein he stated he observed a Soldier in Tower 5A fire three lethal rounds into Compound 5. SPC [redacted] illustrated the location of the incident in his diagrams.

39. Sworn Statement and three diagrams of SrA [redacted] 5 Feb 05, wherein he stated he was at Compound 5 and observed two wounded detainees on the ground. SrA [redacted] illustrated the location of the incident on his diagrams.

40. Sworn Statement and two diagrams of SSgt [redacted] 5 Feb 05, wherein he stated he saw one detainee lying on the ground after being shot. SSgt [redacted] illustrated the location of the incident on his diagrams.

41. Sworn Statement and diagram of SGT [redacted] 5 Feb 05, wherein he stated he saw wounded detainees near the compound entrance during the riot. SGT [redacted] illustrated the location of the incident on his diagram.

42. Training records of SGT [redacted] and SGT [redacted]

43. AIR of SA [redacted] 7 Feb 05, detailing interviews of CPT [redacted] and SSG [redacted] and photography of Detainee [redacted] injuries.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(6) b(7)(C) ACLU DETAINEE DEATH 2 CID 145

44. Compact disk containing digital images of Detainee [redacted] injuries.

45. AIR of SA [redacted] 7 Feb 05, detailing the autopsy protocols and collection of evidence.

46. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to ABID.

47. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to HAMED.

48. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to MOUSA.

49. Hospital Report of Death, Overseas Certificate of Death, treatment records, fingerprint card, and various casualty affairs documents, pertaining to TAWFEEEK.

50. Convoy List of Remains of Deceased Personnel, 1 Feb 05.

51. Compact Disk containing all photographic images exposed at the autopsies by USACIDC special agents.

52. AIR of SA [redacted] 10 Feb 05, detailing photography of Detainee [redacted] injuries and interviews of witnesses concerning the alleged cause of the riot.

53. Rights Waiver Certificate, Sworn Statement, and diagram of A1C [redacted] 7 Feb 05, wherein he denied Korans were damaged during a search of Compound 5. A1C [redacted] illustrated the location of the search on his diagram.

54. Sworn Statement and two diagrams of A1C [redacted] 7 Feb 05, wherein he stated he observed a damaged Koran in one of the tents during the shakedown conducted in Compound 5. A1C [redacted] stated U.S. personnel did not damage the Koran. A1C [redacted] illustrated the location of the riot and torn Koran on his diagrams.

55. Sworn Statement and diagram of A1C [redacted] 7 Feb 05, wherein he stated he found a damaged Koran during the shakedown and immediately reported it to his team leader. A1C [redacted] illustrated the location where he found the damaged Koran on his diagram.

56. Sworn Statement and diagram of SSgt [redacted] 7 Feb 05, wherein he stated during the shakedown of Compound 5 he observed a torn Koran in one of the tents. He stated none of his team members indicated they damaged the Koran. SSgt [redacted] illustrated the location of the torn Koran on his diagram.

57. Sworn Statement and diagram of A1C [redacted] 7 Feb 05, wherein he stated a damaged Koran was found during the shakedown. A1C [redacted] illustrated the location where the damaged Koran was found on his diagram.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 146

58. Sworn Statement and diagram of SrA [redacted] 7 Feb 05, wherein he stated he found a box containing approximately three Korans that were damaged. SrA [redacted] illustrated the location where he found the damaged Korans on his diagram.

59. Sworn Statement and diagram of SSgt [redacted] 7 Feb 05, wherein he stated he found a box containing several damaged Korans during the search of Compound 5. SSgt [redacted] illustrated the location where the damaged Korans were found on his diagram.

60. Sworn Statement and diagram of SSgt [redacted] 7 Feb 05, wherein he stated he saw a box of old Korans in one tent and a bucket with a Koran in another. SSgt [redacted] lustrated the location where he observed the Korans on his diagram.

61. Diagram of Compound 5, prepared by [redacted] which depicted the location where he was shot.

62. Arabic statement of [redacted] 9 Feb 05, wherein he stated the riot occurred after Korans were found damaged. [redacted] stated he was shot during the riot. (USACRC and file copy only)

63. English translation of Exhibit 62.

64. Diagram, prepared by Detainee [redacted] 9 Feb 05, which depicted the locations where detainees were shot.

65. Sworn Statement and diagram of A1C [redacted] 10 Feb 05, wherein he stated he heard SSgt [redacted] say that he found a box of torn Korans. A1C [redacted] llustrated the location of the search on his diagram.

66. Sworn Statement of SrA [redacted] 10 Feb 05, wherein he stated he assisted with the search of Compound 5 and did not see any damaged Korans nor hear any lethal rounds being fired.

67. Sworn Statement and diagram of A1C [redacted] 10 Feb 05, wherein he stated he saw two detainees on the ground inside Compound 5 during the riot. A1C [redacted] illustrated the location of the detainees on his diagram.

68. Sworn Statement and diagram of A1C [redacted] 10 Feb 05, wherein he stated he saw one detainee shot in the head during the riot. A1C [redacted] llustrated the location of the incident on his diagram.

69. AIR of SA [redacted] 9 Jun 05, detailing interviews of security personnel involved in riot control and detainees who were present during the riot; coordination with CPT [redacted] SSG [redacted] and SPC [redacted] collection of sketches from SGT [redacted] PFC [redacted] and SFC [redacted] receipt of final autopsy reports; coordination with SJA; and criminal history checks of SGT [redacted] and SGT [redacted]

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 147

70. Sworn Statement and two diagrams of SSgt [redacted] 1 Feb 05, wherein he stated he saw one detainee shot in the head during the riot. SSgt [redacted] illustrated the location of the lethal shooting on his diagrams.

71. Diagram of Compound 5, prepared by SGT [redacted] which depicted the location of the lethal shooting.

72. Diagram of Tower 5A, prepared by SGT [redacted] which depicted the locations of personnel present in the tower during the lethal shooting.

73. Diagram of Compound 5, prepared by PFC [redacted] which depicted his location during the riot.

74. Diagram of Compound 5, prepared by SFC [redacted], which depicted the location where detainees were shot during the riot.

75. Diagram of Tower 5A, prepared by SFC [redacted] which depicted the locations of personnel in the tower during the lethal shooting.

76. Weapons Control Log, 6 Oct 04.

77. DA Form 3749, Equipment Receipt, Weapons Card of SGT [redacted]

78. Sworn Statement and diagram of SFC [redacted], 16 Feb 05, wherein he described the reasons he authorized lethal force to be used. SFC [redacted] illustrated the location where detainees were shot on his diagram.

79. DA Form 3595-R, Record Fire Scorecard, 3 Sep 04, of SGT [redacted]

80. DA Form 88-R, Combat Pistol Qualification Course Scorecard, 2 Sep 04, of SGT [redacted]

81. Arabic language statement of Detainee [redacted] 16 Feb 05, wherein he denied throwing any rocks and stated he was trying to go back to his tent when he was shot. (USACRC and file copy only)

82. English translation of Exhibit 81.

83. Diagram, prepared by Detainee [redacted] which depicted his location when he was shot and the location of the tent where he lived.

84. Arabic language statement of Detainee [redacted] 6 Feb 05, wherein he denied throwing anything at the guards during the riot. (USACRC and file copy only)

85. English translation of Exhibit 84.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(6), b(7)(C) ACLU DETAINEE DEATH 2 CID 148

86. Diagram, prepared by Detainee [redacted], which depicted his location when he was shot and the location of the tent where he lived.

87. DA Form 3595-R, Record Fire Scorecard, 25 Sep 04, of SGT [redacted]

88. DA Form 88-R, Combat Pistol Qualification Course Scorecard, 2 Sep 04, of SGT [redacted]

89. DA Form 3749, Equipment Receipt, Weapons Card of SGT [redacted]

90. Rights Waiver Certificate, Sworn Statement and three diagrams of SGT [redacted] Mar 05, wherein he expounded on his previous statement. SGT [redacted] lustrated his location and locations of detainees who were shot on his diagrams.

91. Rights Waiver Certificate, Sworn Statement and diagram of SGT [redacted] 12 Mar 05, wherein he expounded on his previous statement. SGT [redacted] lustrated the location of the detainee whom he shot at in his diagram.

92. Final Autopsy Report, ME 05-124, 14 Mar 05, of Detainee MOUSA, which listed the cause of death as gunshot wound of the torso and the manner of death as homicide.

93. Final Autopsy Report, ME 05-122, 14 Mar 05, of Detainee HAMED, which listed the cause of death as gunshot wound of the head and the manner of death as homicide.

94. Final Autopsy Report, ME 05-125, 5 Apr 05, of Detainee TAWFEEK, which listed the cause of death as gunshot wound of the head and the manner of death as homicide.

95. Final Autopsy Report, ME 05-123, 29 Mar 05, of Detainee ABID, which listed the cause of death as gunshot wound of the torso and the manner of death as homicide.

96. U.S. Army Criminal Investigation Laboratory (USACIL) Laboratory Report, 17 Mar 05, which indicated SGT [redacted] and SGT [redacted] weapons were mechanically functional and that seven shell casings came from SGT [redacted] weapon and one casing came from SGT [redacted] weapon.

97. Sworn Statement of CPT [redacted] Jun 05, wherein he stated he discussed reports of torn Korans with detainee leaders of the compound.

98. AIR of SA [redacted] 4 Jun 05, detailing canvass interviews, receipt of data concerning expenditure of non-lethal ammunition, and interview of SSG [redacted]

99. Canvass Interview Worksheet, 13 Jun 05, documenting canvass interviews of military personnel involved in riot control.

100. Roll-up sheet detailing ammunition used in riot control, 31 Jan 05.

101. AIR of SA [redacted] 24 Jun 05, detailing receipt of medical records.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 149

102. Medical Records of Detainee [redacted]

103. Compact disc 050009.579 containing all digital images exposed by Camp Bucca USACIDC special agents. (USACRC copy only)

104. Compact disc containing all digital images of the autopsies, exposed by AFIP photographers.

105. Crime Lab Examination Request, 21 Feb 05, requesting forensic examination of seized evidence. (USACRC and file copy only)

106. (106-1 thru 106-7) DA Form 4137, Evidence/Property Custody Documents (EPCD), Document Numbers (DN), 063-05, 69-05, 70-05, 86-05, 87-05, and 95-05.

Not Attached:

Retained in the evidence depository, 11th MP BN (CID), Camp Victory, Iraq, APO AE 09342:

107. Bullet fragment, Item 1, DN 063-05.

108. Bullet fragment, Item 2, DN 063-05.

109. Bone Fragment, (Detainee ABBAS), Item 3, DN 063-05.

110. Bullet Fragment, Item 1, DN 69-05.

111. Bullet Fragments, Item 1, DN 70-05.

112. M16A2, (SGT [redacted] U.S. Government), Item 1, DN 86-05.

113. Magazines (5), with rounds (143) (U.S. Government), Item 2, DN 86-05.

114. M16A2, (SGT [redacted] U.S. Government), Item 1, DN 87-05.

115. Magazines (6), with rounds (179) (U.S. Government), Item 2, DN 87-05.

116. Shell casing, Item 1, DN 95-05.

117. (5) Shell casings, Item 2, DN 95-05.

118. Shell casing, Item 3, DN 95-05.

119. Shell casing, Item 4, DN 95-05.

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

b(1)(b)(1)(c) ACL DETAINEE DEATH 2 CID 150

The originals of Exhibits 1-3, 5-7, 11, 13, 15-28, 32-41, 43-45, 51-75, 78, 81-86, 90, 91, 97-99, 101 and 103 are attached to the USACRC copy of this report. The originals of Exhibits 4, 12, and 14 are retained in the files of the IFAS, CBI. The originals of Exhibits 10, 29-31, 76, 77, 89, and 100 are retained in the files of the HHC, 105th MP BN, CBI. The originals of Exhibits 42, 79, 80, 87, and 88 are retained in the files of HQ, 105th MP BN, Asheville, NC. The originals of Exhibits 46-50 are retained in the files of Mortuary Affairs, Baghdad International Airport, Baghdad, Iraq. The originals of Exhibits 92-95 and 104 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD. The originals of Exhibits 96 and 105 are retained in the files of USACIL, Forest Park, GA. The originals of Exhibit 102 are retained in the files of the Abu Ghraib Confinement Facility Hospital, Baghdad, Iraq. The originals of Exhibit 106 are retained in the files of the evidence depository, Camp Victory, Baghdad, Iraq.

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

Report Prepa[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

1- DIR, USACRC (orig), Fort Belvoir, VA
1- THRU: CDR, 11th MP BN (CID) (ATTN: OPS), Camp Victory, Iraq
THRU: CDR, 3d MP GRP (CID) (ATTN: OPS), Forest Park, GA
TO: CDR, USACIDC (ATTN: CIOP-CO) Fort Belvoir, VA 22060
1- CDR, 380th MP Det, Tallil, Iraq
1- AFIP, ATTN: OAFME, Rockville, MD
1- CDR, 105th MP BN, CBI
1- CDR, 18th MP BDE
1- SJA, 18th MP BDE
1- SJA, 105th MP BN
1- FILE

b(2), b(6), b(7)(C)

FOR OFFICIAL USE ONLY / LAW ENFORCEMENT SENSITIVE

ACLU DETAINEE DEATH 2 CID 151

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

REPLY TO
ATTENTION OF

CIRB-BAD 8 Jun 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C) - 0034-05-CID579-40011-5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 19 APR 2005/0828 – 19 APR 2005/0845; COMPOUND 4, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, IRAQ, APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 19 APR 2005, 1210

INVESTIGATED BY: SA [redacted], SA [redacted]
SA [redacted]

SUBJECT: 1. NONE; [NATURAL DEATH].

VICTIM: 1. HACHIM /AL HAJEM, IBRAHIM MOHAMAD HUSAIN (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN) [redacted] 1 JAN 1950; BAGHDAD, IRAQ; M; OTHER; COMPOUND 4, TIF, CBI (E. KARADA-MAHALA 905, #15/#2712, BAGHDAD, IRAQ); [NATURAL DEATH].

INVESTIGATIVE SUMMARY:

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

Tsgt [redacted], TIF Control, CBI, reported Detainee HACHIM died about 0845, 19 Apr 05, at Compound 4, TIF, CBI.

Investigation determined Detainee HACHIM died while eating breakfast on 19 Apr 05, in Compound 4, TIF, CBI. The cause of death was Arteriosclerotic Cardiovascular Disease and the manner of death was natural.

STATUTES:

Not Applicable

b(2), b(6), b(7)(C)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 4 Jun 05, documenting the basis for investigation; interviews of witnesses, medical personnel, and security personnel; review of medical records; and receipt of the autopsy report.

2. Sworn Statement of SGT [redacted] 19 Apr 05, wherein she stated she performed emergency aid on Detainee HACHIM.

3. Sworn Statement of PFC [redacted] 19 Apr 05, wherein he stated he performed emergency aid on Detainee HACHIM.

4. Medical records of Detainee HACHIM. (USACRC, USACIDC, and AFIP copies only)

5. Death Scene Sketch, prepared by SA [redacted]

6. Arabic language statement of Detainee [redacted], 3 May 05, wherein he stated he observed Detainee HACHIM collapse while eating breakfast. (USACRC only)

7. English translation of Exhibit 6.

8. Arabic language statement of Detainee [redacted], 3 May 05, wherein he stated he observed Detainee HACHIM collapse while eating breakfast. (USACRC only)

9. English translation of Exhibit 8.

10. Arabic language statement of Detainee [redacted], 3 May 05, wherein he stated he observed Detainee HACHIM collapse while eating breakfast. (USACRC only)

11. English translation of Exhibit 10.

12. Autopsy Examination Report, 26 May 05, which listed the cause of death as Arteriosclerotic Cardiovascular Disease and the manner of death as natural.

13. AIR of SA [redacted] 19 Apr 05, documenting interviews of witnesses and medical personnel.

14. AIR of SA [redacted] May 05, documenting the autopsy protocol.

15. Post-mortem fingerprint of Detainee HACHIM.

16. Seven thumbnail digital images depicting Detainee HACHIM's remains.

17. Compact disc 0034-05-CID579-40011, containing the originals of all images exposed by USACIDC during this investigation.

18. Compact disc # ME 05-0384, containing digital images of the autopsy.

Not Attached:

None

The originals of Exhibits 1-3, 5-11, 13, 14, and 17 are forwarded with the USACRC copy of this report. The originals of Exhibit 4 are retained at the Internment Facility Aid Station, CBI. The originals of Exhibits 12 and 18 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD. The original of Exhibit 15 is retained in the files of the FBI Fingerprint Division, Clarksburg, WV.

STATUS: This is a Final (C) Report. This investigation was terminated in accordance with CIDR 195-1, paragraph 4-17 (a) (8a). Medical authorities determined that death resulted from natural causes and there was no evidence to contradict their findings. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.

Leads Remaining: Additional interviews of detainees who resided in Compound 4.

Report Prepared By:

Special Agent,

Report Approved By:

Special Agent in Charge

DISTRIBUTION:

1- DIR, USACRC (orig), Fort Belvoir, VA
1- THRU: CDR, 11th MP BN (CID) (ATTN: OPS), Camp Victory, Iraq
TO: CDR, 3d MP GRP (CID) (ATTN: OPS), Forest Park, GA
TO: CDR, HQUSACIDC (ATTN: CIOP-CO), Fort Belvoir, VA
1- CDR, 380th MP Det, Tallil, Iraq
1- Dir, AFIP, AFME, Rockville, MD
1- CDR, 105th MP BN, CBI
1- SJA, CBI
1- CDR, CBI

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

REPLY TO
ATTENTION OF

CIRB-BAD 15 Aug 05

MEMORANDUM FOR SEE DISTRIBUTION

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

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

DATE/TIME REPORTED: 14 MAY 2005/1810

INVESTIGATED BY: SA [redacted] SA [redacted]
SA [redacted]

SUBJECT: NONE; [ACCIDENTAL DEATH].

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

INVESTIGATIVE SUMMARY:

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

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

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

STATUTES:

Not Applicable b(2), b(6), b(7)(C)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 26 May 05, detailing the basis for investigation; canvass interviews; interviews of medical personnel, security personnel, and detainees; confirmation of Detainee SWEIDAN's identity through retinal scanning technology; and receipt of medical records.

2. Canvass Interview Worksheet.

3. Sworn Statement of SGT [redacted] 14 May 05, wherein she detailed the medical treatment she provided to Detainee SWEIDAN on 14 May 05.

4. Sworn Statement of CPL [redacted] 4 May 05, wherein he detailed the medical treatment he provided to Detainee SWEIDAN on 14 May 05.

5. Medical Records of Detainee SWEIDAN.

6. Certificate of Death, 14 May 05, of Detainee SWEIDAN.

7. Hospital Report of Death, 14 May 05, of Detainee SWEIDAN.

8. Preliminary Autopsy Report, 22 May 05, which listed the preliminary cause of death as complications of thyroid surgery and the manner of death as natural. The report indicated a portion of a retained foreign body within the surgical site contributed to Detainee SWEIDAN's death.

9. AIR of SA [redacted] 13 Aug 05, detailing interviews of medical personnel who were involved in pre and post-operative care of Detainee SWEIDAN, the IFAS Commander, and the surgical staff; receipt of post-mortem radiographs depicting that a surgical sponge was retained in the surgical site; criminal history checks; receipt of certification, licensing, and training documents of the surgical staff; coordination with SJA and the Perioperative Consultant to the Surgeon General; and receipt of the final autopsy report.

10. Compact disk, containing JPEG images of radiographs depicting the retained surgical sponge in the surgical site. (USACRC copy only)

11. Statement of LTC [redacted] 30 May 05, providing a brief account of Detainee SWEIDAN's surgical procedure.

12. Sworn Statement of CPT [redacted] 1 Jun 05, detailing his role during the surgery as the anesthesiologist.

13. Waiver Certificate and Sworn Statement of SGT [redacted] 1 Jun 05, detailing how he replaced SGT [redacted] during the surgical procedure and believed the surgical and sponge counts were accurate.

14. Statement of 1LT [redacted] 1 Jun 05, providing a brief description of Detainee SWEIDAN's surgical procedure.

15. Non Waiver Certificate of SGT [redacted] 4 Jun 05.

16. Non Waiver Certificate of 1LT [redacted] 7 Jun 05.

17. Non Waiver Certificate of LTC [redacted] 10 Jun 05.

18. Operating Room Specialist Course Diploma, pertaining to SGT [redacted].

19. Emergency Lifesaver Course Certificate, Fayetteville Technical Community College, pertaining to SGT [redacted].

20. Orders, awarding SGT [redacted] Military Occupational Specialty 91D, 28 Oct 04.

21. Orders, mandating SGT [redacted] report for active duty for mobilization in support of "Iraqi Freedom."

22. Operation Request and Worksheet, 11 Apr 05, which indicated the sponge count was correct.

23. DA Form 5179-1, Intraoperative Document.

24. DA Form 1059, Service School Academic Evaluation Report, which reflected 1LT [redacted] successfully completed the Perioperative Nursing Course in Sep 03.

25. Credentials Transfer Brief of LTC [redacted] which documented his licensing and registration as a surgeon.

26. Nursing License Data Sheet of 1LT [redacted], which reflected he was actively licensed as a nurse.

27. Surgeon accreditation documents of LTC [redacted]

28. Certificate of Completion, Resuscitative Medicine, pertaining to 1LT [redacted] 13 Oct 04.

29. Memorandum which verified competency of 1LT [redacted] 13 Jun 05.

30. 2-1 File of SGT [redacted]

31. Memorandum, which documented the legal opinion of MAJ [redacted] who opined the surgical staff did not violate criminal statutes.

32. Enlisted Records Brief of SGT [redacted]

33. Autopsy Examination Report, 14 Jul 05, which reflected the cause of death was complications of thyroid surgery and the manner of death was accidental.

34. AIR of SA [redacted] 22 May 05, detailing the autopsy protocol.

35. Fingerprint of Detainee SWEIDAN. (USACRC and file copies only)

36. Compact Disk, ME05-0438, containing digital images of the autopsy.

37. AIR of SA [redacted] 13 Jun 05, detailing coordination with SGT [redacted] chain of command in Mosul, Iraq.

38. AIR of SA [redacted] 13 Jun 05, detailing coordination with the Office of the Surgeon General.

39. AIR of SA [redacted] 15 Jun 05, detailing a review of training and personnel records of SGT [redacted]

40. AIR of SA [redacted] 7 Jul 05, which documented receipt of 1LT [redacted] competency-based orientation records.

41. Competency-based orientation records of 1Lt [redacted]

42. Photograph Packet depicting four post mortem digital images of Detainee SWEIDAN.

43. Compact Disk, 0048-05-CID579-40014, containing the originals of Exhibit 42 and all images exposed by Camp Bucca CID special agents during this investigation.

Not Attached:

None

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

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

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

Report Prepared and Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:

1- DIR, USACRC (orig), Fort Belvoir, VA
1- THRU: 11th MP BN (CID) (FWD) (Attn: Ops), Camp Victory, Iraq
THRU: 3D MP GRP (CID), ATTN: CIRC-OP, Forest Park, GA
TO: HQUSACIDC, ATTN: CIOP-CO, Fort Belvoir, VA
1- Dir, AFIP, OAFME, Rockville, MD
1- CDR, 18th MP BDE, Camp Victory, Iraq
1- CDR, TIF, CBI
1- SJA, 18th MP BDE, Camp Victory, Iraq
1- CDR, 380th MP DET (CID), Camp Arifjan, Kuwait
1- CDR, CBI
1- File

b(6), b(7)(C)

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

REPLY TO
ATTENTION OF

CIRB-BAD

13 Nov 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C) - 0073-05-CID579-40022 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 27 JUL 2005/1529 - 27 JUL 2005/1529; INTENSIVE CARE WARD (ICW), INTERNMENT FACILITY AID STATION (IFAS), THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, IRAQ APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 27 JUL 2005, 1539

INVESTIGATED BY: SA [redacted]; SA [redacted]; SA [redacted]

SUBJECT: 1. NONE; [NATURAL DEATH].

VICTIM: 1. ATAWI/AL ALWANI, AHMED ISMAIL (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN) [redacted] JAN 1975; FALLUJAH, IRAQ; M; OTHER; TIF, CBI; [NATURAL DEATH].

INVESTIGATIVE SUMMARY:

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

SPC [redacted] 344th Combat Support Hospital (CSH), CBI, reported Detainee ATAWI died in the ICW, Internment Facility Aid Station, CBI.

Investigation determined Detainee ATAWI died of Peritonitis due to a small bowel perforation. The manner of death was natural. Detainee ATAWI was hospitalized for 23 days prior to his death.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

Attached: b(2), b(6), b(7)(C)

1. Agent's Investigation Report (AIR) of SA [redacted] 12 Nov 05, documenting the basis for investigation, interviews of medical personnel who provided Detainee ATAWI care and detainees who knew Detainee ATAWI, inspection of Detainee ATAWI's personal belongings, receipt of medical records, confirmation of Detainee ATAWI's identity, viewing of his remains, and receipt of the autopsy report.

2. Medical records of Detainee ATAWI.

3. Certificate of Death and Hospital Report of Death, 27 Jul 05, of Detainee ATAWI.

4. Autopsy Examination Report, 24 Oct 05, ME 05-700, which listed the cause of death as Peritonitis due to a small bowel perforation and the manner of death as natural.

5. AIR of SA [redacted] 4 Sep 05, documenting preliminary autopsy report findings and receipt of autopsy photographs.

6. Compact disk ME 05-700 containing digital images of the autopsy.

7. Preliminary Autopsy Report, ME 05-700, 6 Aug 05, which reflected the cause of death was Peritonitis and the manner of death was natural.

8. Compact disk 0073-05-CID579-40022, containing the originals of all digital images exposed by USACIDC during this investigation and an index describing selected images. (USACRC, AFIP, and file copies only)

Not Attached:

None.

The originals of Exhibits 1, 5 and 8 are forwarded with the USACRC copy of this report. The originals of Exhibits 2 and 3 are retained in the files of the IFAS, CBI. The originals of Exhibits 4, 6, and 7 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

STATUS: This is a Final (C) Report. This investigation was terminated in accordance with CIDR 195-1, paragraph 4-17 (a) (8a). Medical authorities determined that Detainee ATAWI's death resulted from natural causes and there was no evidence to contradict their findings. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.

Leads Remaining: Receipt of an Addendum Report from AFIP describing the exact etiology of lesions adjacent to the bowel perforation. This finding will not affect the cause or manner of death. A supplemental report will be prepared upon receipt of the AFIP Addendum Report.

b(6), b(7)(C)

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

USACRC, (ATTN: CICR-CR), Fort Belvoir, VA (original)
Thru: CDR, 11th MP BN (CID) (FWD), Camp Victory, Iraq
Thru: CDR, 3D MP Group USACIDC (ATTN: CIRC-OP), Forest Park, GA
To: CDR, USACIDC (ATTN: CIOP-CO), Fort Belvoir, VA
CDR, 43D MP BDE, Camp Victory, Iraq
CDR, 380TH MP DET, Camp Arifjan, Kuwait
DIR, AFIP, ATTN: OAFME, Rockville, MD
CDR, TIF, CBI
SJA, CBI

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
21st MILITARY POLICE DETACHMENT (CID)
10TH MILITARY POLICE BATTALION (CID)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca, Iraq APO AE 09375

REPLY TO
ATTENTION OF

CIRF-ZA-KW

27 Apr 2006

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI - 0098-05-CID579-40031 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 05 OCT 2005/ 0415 – 5 OCT 2005/0450; COMPOUND 3A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 05 OCT 2005, 0455

INVESTIGATED BY: SA [redacted], SA [redacted], SA [redacted]

SUBJECT: 1. NONE; [NATURAL DEATH].

VICTIM: 1. AL ZOBAIE, ELAWY DAKHEL/RAJAA (DECEASED), CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN [redacted] 1 JAN 1962; ABU GHRAIB, IRAQ; M; OTHER; COMPOUND 3A, TIF, CAMP BUCCA, UMM QASR, IRAQ; XZ; [NATURAL DEATH].

INVESTIGATIVE SUMMARY:

THIS IS AN "OPERATION IRAQI FREEDOM INVESTIGATION.

About 0455, 5 Oct 05, SGT [redacted] 344TH Task Force Medical (TFM), CBI, reported Detainee AL ZOBAIE died at Compound 3A, TIF, CBI.

Investigation determined the cause of death for Detainee AL ZOBAIE was cardiomegaly (enlarged heart) and the manner of death was natural.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

Attached: b(2), b(6), b(7)(C)

1. Agent's Investigation Report (AIR) of SA [redacted] 9 Nov 05, documenting the basis for investigation, interviews of medical personnel who provided Detainee AL ZOBAIE care and detainees who knew Detainee AL ZOBAIE, inspection of Detainee AL ZOBAIE's personal belongings, receipt of medical records, confirmation of Detainee AL ZOBAIE's identity, viewing of his remains, and receipt of the autopsy report.

2. Death scene sketch, 5 Oct 05, prepared by SA [redacted]

3. Medical Records of Detainee AL ZOBAIE detailing no previous heart problems or other severe medical conditions.

4. Certificate of Death and Hospital Report of Death of Detainee AL ZOBAIE, 5 Oct 05, the manner of death as Natural.

5. AIR of SA [redacted] 21 Dec 05, documenting the receipt of the final autopsy report from the Armed Forces Institute of Pathology (AFIP).

6. Autopsy Examination Report ME 05-911; 19 Dec 05, which reflected the cause of death of Detainee AL ZOBAIE to be cardiomegaly (enlarged heart) and the manner of death as natural.

7. AIR of SA [redacted] 5 Oct 05, documenting the autopsy protocol and the collection of a photographic compact disc.

8. Compact disk 050098.579, containing the originals of all digital images exposed by USACIDC during this investigation. (USACRC, AFIP, and file copies only)

9. AIR of SA [redacted] Apr 06, documenting the missing AFIP Compact Disc which was never received by this office.

Not Attached:

None.

The originals of Exhibits 1, 2, 5, 7, 8, and 9 are forwarded with the USACRC copy of this report. The originals of Exhibits 3 and 4 are retained in the files of the TIF Hospital, CBI. The original of Exhibits 6 is retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

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

b(6), b(7)(C)

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

USACRC, (ATTN: CICR-CR), Fort Belvoir, VA (original)
Thru: CDR, 10TH MP BN (CID)(ABN)(FWD), Camp Victory, Iraq
Thru: CDR, 3D MP Group USACIDC (ATTN: CIRC-OP), Forest Park, GA
To: CDR, USACIDC (ATTN: CIOP-CO), Fort Belvoir, VA
CDR, 43D MP BDE, Camp Victory, Iraq
CDR, SJA, 43D MP BDE, Camp Victory, Iraq
CDR, 21ST MP DET, Camp Arifjan, Kuwait
DIR, AFIP, ATTN: OAFME, Rockville, MD
CDR, TIF, CBI
CDR, CBI
SJA, CBI
File

b(2), b(6), b(7)(C)

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

REPLY TO
ATTENTION OF

CIRF-ZA-KW

08 Feb 06

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI - 0102-05-CID579-40033 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 23 OCT 2005/1423 – 23 OCT 2005/1446; INTENSIVE CARE WARD (ICW), SPECIAL ARMY SECURITY HOSPITAL (SASH), THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, IRAQ APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 23 OCT 2005, 1455

INVESTIGATED BY: SA [redacted] SA [redacted] SA [redacted]: SA [redacted]

SUBJECT: 1. NONE; [NATURAL DEATH].

VICTIM: 1. SARDAH, MUTHOR NASSAR (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN) [redacted] 1 JAN 1932; QAIM, IRAQ; MALE; OTHER; TIF, CBI; XZ [NATURAL DEATH].

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION

On 23 Oct 05, this office was notified by the Camp Bucca TIF Hospital that Detainee SARDAH died while in care of ICW Physicians for an ongoing illness.

Investigation determined Detainee SARDAH died of Atherosclerotic Coronary Vascular Disease (Blockage of the Arteries) and Metastatic Large Cell Carcinoma of the Lung. The manner of death was natural, and Toxicology tests for screened drugs of abuse and medications were negative.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

Attached: b(2), b(6), b(7)(C)

1. Agent's Investigation Report (AIR) of SA [redacted] 29 Nov 05, documenting the basis for investigation, interviews of medical personnel, detainees who knew Detainee SARDAH, inspection of Detainee SARDAH 's personal belongings, receipt of medical records, Presumptive confirmation of Detainee SARDAH's identity, and viewing of his remains.

2. Medical records of Detainee SARDAH detailing his medical care while at Camp Bucca TIF Hospital.

3. AIR of SA [redacted] 8 Nov 05, documenting the collection of the Certificate of Death and the Hospital Report of Death of Detainee SARDAH and the receipt of the autopsy report.

4. Certificate of Death and Hospital Report of Death, 23 Oct 05, of Detainee SARDAH depicting the manner of Death as Nautral.

5. Preliminary Autopsy Report, 1 Nov 05, ME 05-1018, which listed the cause of death as pending and the manner of death as pending.

6. AIR of SA [redacted] 31 Oct 05, documenting the autopsy protocol.

7. Compact disk 050102.579, ME 05-1018 containing digital images of the autopsy. (USACRC and File Copy only)

8. AIR of SA [redacted] 6 Feb 06, documenting the receipt of the final autopsy report.

9. Final Autopsy Report, 3 Jan 06, which listed the cause of death as Atherosclerotic Coronary Vascular Disease and Metastatic Large Cell Carcinoma of the Lung. The manner of death was natural.

10. Compact disk 050102.579, containing the originals of all digital images exposed by USACIDC during this investigation and an index describing selected images. (USACRC, AFIP, and File Copies only)

Not Attached:

None.

The originals of Exhibits 1, 3, 6 thru 8, and 10 are forwarded with the USACRC copy of this report. The originals of Exhibits 2 and 4 are retained in the files of the Camp Bucca TIF Hospital, CBI. The originals of Exhibits 5 and 9 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

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

b(6), b(7)(C)

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

1- DIR, USACRC (orig), Fort Belvoir, VA
1- THRU: CDR, 10th MP BN (CID) (ABN) (Attn: OPS), Camp Victory, Iraq
THRU: CDR, 3D MP GRP (CID), (ATTN: CIRC-OP), Forest Park, GA
TO: CDR, USACIDC, (ATTN: CIOP-CO), Fort Belvoir, VA
1- CDR, 43D MP BDE, Camp Victory, Iraq
1- CDR, 21st MP Det, Camp Arifjan, Kuwait
1- DIR, AFIP, ATTN: OAFME, Rockville, MD
1- CDR, TIF, CBI
1- SJA, CBI
1- FOB CDR, CBI
1- Deputy FOB CDR, CBI
1- FILE

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP BUCCA CID OFFICE, 21st MILITARY POLICE DETACHMENT
CAMP BUCCA, IRAQ APO AE 09375

REPLY TO
ATTENTION OF

CIRF-ZA-BU

18 May 2006

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI - 0109-05-CID579-40036-5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 5 NOV 2005/1405; THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375 (CBI), GRID 38S MB 130840

DATE/TIME REPORTED: 5 NOV 2005, 1407

INVESTIGATED BY: SA [redacted], SA [redacted]; SA [redacted], SA [redacted]

SUBJECT: 1. NONE [NATURAL DEATH].

VICTIM: 1. ALDBAIDI, TARIG SADIG ABDEL HUSSEIN (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN) [redacted] 1 JAN 1940; BAGHDAD, IRAQ; M; OTHER; COMPOUND 9, TIF, CAMP BUCCA, UMM QASR, IRAQ; XZ; [NATURAL DEATH].

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

MAJ [redacted] Medical Doctor (MD), 344th Task Force Medical (TFM), Special Army Security Hospital (SASH), TIF, CBI, reported Detainee ALDBAIDI died after being brought to the SASH Emergency Room (ER) after complaining of chest pain in Compound 9, TIF, CBI.

Investigation determined Detainee ALDBAIDI died of Hypertensive Atherosclerotic Cardiovascular Disease. The manner of death was natural and Toxicology tests for screened drugs of abuse and medications were negative.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

Attached: b(2), b(6), b(7)(C)

1. Agent's Investigation Report (AIR) of SA [redacted] 6 Nov 05, detailing the basis for investigation; interviews of medical personnel, security personnel, and detainees who resided with Detainee ALDBAIDI; death scene examination; and receipt and review of medical records.

2. Death Scene Sketch, prepared by SA [redacted] depicting the location of where Detainee ALDBAIDI slept.

3. Duty Staff Journal or Duty Officer's Log, DA Form 1594, 6 Nov 05, which reflected the time medical personnel were notified of Detainee ALDBAIDI'S emergency.

4. Preliminary Certificate of Death and Hospital Report of Death of Detainee ALDBAIDI, 5 Nov 05, which reflected the condition directly leading to the death of Detainee ALDBAIDI as Myocardial Infarction.

5. Medical Records of Detainee ALDBAIDI, detailing he was treated for Orthostatic Hypertension on 2 Nov 03. The records did not reveal any other significant treatments on file.

6. Compact Disk 050109.579, containing the originals of all digital images exposed by USACIDC during this investigation and an index describing selected images. (USACRC and file copies only)

7. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 12 Nov 05, documenting the autopsy protocol and the collection of a photographic compact disc.

8. Preliminary Autopsy Report (PAR), 21 Nov 05, which listed the cause of death as Hypertensive Atherosclerotic Cardiovascular Disease. The manner of death was natural.

9. Compact disk ME 05-1064 containing digital images of the autopsy. (USACRC and file copies only)

10. AIR of SA [redacted] 16 May 06, detailing the receipt of the final autopsy report and certificate of death of Detainee ALDBAIDI.

11. Final Autopsy Report of Detainee ALDBAIDI, 30 Mar 05, which listed the cause of death as hypertensive atherosclerotic cardiovascular disease complicated by acute asthma with mucous plugging. The manner of death was natural.

12. Certificate of Death of Detainee ALDBAIDI, 22 Nov 05, which reflected the condition directly leading to the death of Detainee ALDBAIDI as hypertensive atherosclerotic cardiovascular disease.

Not Attached:

None

b(6), b(7)(C)

The originals of Exhibits 1, 2, 6, 7, 9, and 10 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the files of the Tactical Operations Center, 785th

MP BN, TIF, CBI. The originals of Exhibits 4 and 5 are retained in the files of the TIF Hospital, CBI. The originals of Exhibits 8, 11, and 12 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

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

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

USACRC, (ATTN: CICR-CR), Fort Belvoir, VA (original)
Thru: CDR, 10TH MP BN (CID)(ABN)(FWD), Camp Victory, Iraq
Thru: CDR, 3D MP Group USACIDC (ATTN: CIRC-OP), Forest Park, GA
To: CDR, USACIDC (ATTN: CIOP-CO), Fort Belvoir, VA
CDR, 43D MP BDE, Camp Victory, Iraq
CDR, SJA, 43D MP BDE, Camp Victory, Iraq
CDR, 21ST MP DET, Camp Arifjan, Kuwait
DIR, AFIP, ATTN: OAFME, Rockville, MD
CDR, TIF, CBI
CDR, CBI
SJA, CBI
File

b(2), b(6), b(7)(C)

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

CIRB-BAD 27 Apr 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL - 0002-05-CID789-39250-5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 5 JAN 2005/1300 - 5 JAN 2005/1508; TENT 30, COMPOUND 7, CAMP BUCCA INTERNMENT FACILITY (CBIF), CAMP BUCCA, IRAQ APO AE 09375 (CBI) GRID 38S MB 130840

DATE/TIME REPORTED: 5 JAN 2005, 1610

INVESTIGATED BY: SA [redacted]; SA [redacted]

SUBJECT: 1. NONE; [NATURAL DEATH].

VICTIM: 1. MOHAMMED SALUN, SOHAIB MANSOOR (DECEASED); CIV/DETAINEE; INTERNMENT SERIAL NUMBER (ISN) [redacted] 01 JAN 1973; SALAH AD DIN, IRAQ; M; OTHER; COMPOUND 7, CBIF; [NATURAL DEATH].

THIS IS AN "OPERATION IRAQI FREEDOM 2004-2006" INVESTIGATION.

The 520th Army Medical Support Company (AMSC), CBI, notified this office of a detainee death.

Investigation determined Detainee SALUN died naturally while in U.S. Custody at CBI. The cause of his death was Atherosclerotic Cardiovascular Disease.

STATUTES: N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 16 Apr 05, detailing the initial notification; interviews of medical personnel, SSG [redacted] SSG [redacted], Detainee [redacted] and Detainee [redacted]; the death scene examination; collection of

medical documentation; coordinations with CPT [redacted] and SGT [redacted] and receipt of the Final Autopsy Report.

2. Photographic packet comprised of 17 photographs of Detainee SALUN'S remains and the death scene.

3. DA Form 3894, Hospital Report of Death and Certificate of Death (Overseas) pertaining to Detainee SALUN, 5 Jan 05.

4. Medical Records of Detainee SALUN describing all medical treatment he received while in U.S. Custody.

5. Death Scene Sketch, 5 Jan 05, prepared by SA [redacted]

6. Arabic language written statement of Detainee [redacted] 6 Jan 05, which detailed Detainee SALUN's condition immediately prior to his death. (USACRC and file copy only)

7. English language translation of Detainee [redacted] statement, Exhibit 6.

8. Arabic language written statement of Detainee [redacted] 6 Jan 05, detailing how he had eaten lunch with Detainee SALUN and observed him lay down to take a nap. (USACRC and file copy only)

9. English language translation of Detainee [redacted] statement, Exhibit 8.

10. Final Autopsy Report, ME 05-0127, 12 Apr 05, which listed the cause of death as Atherosclerotic Cardiovascular Disease and the manner of death as Natural.

11. AIR of SA [redacted] 20 Feb 05, detailing attendance of Detainee SALUN's autopsy.

12. Mortuary Affairs records, pertaining to Detainee SALUN's death.

13. Convoy List of Remains of Deceased Personnel, 6 Jan 05.

14. Compact Disc 050002.789 containing all photographic images of Detainee SALUN and the death scene. (USACRC, USACIDC, AFIP, and file copies only).

15. Compact Disk ME 05-0127 containing autopsy photographs. (USACRC, USACIDC and file copies only).

b(6), b(7)(C)

16. Postmortem fingerprints of Detainee SALUN. (USACRC copy only)

NOT ATTACHED:

None.

The originals of Exhibits 1, 2, 5 through 9, 11, 14, and 16 are attached to the USACRC copy of this report. The originals of Exhibits 3 and 4 are retained in the files of the 520th AMSC, CBI. The originals of Exhibits 10 and 15 are retained in the files of AFIP, Rockville, MD. The originals of Exhibits 12 and 13 are retained in the files of the Baghdad International Airport Mortuary Affairs Office, Baghdad, Iraq.

STATUS: This is a Final (C) Report. This investigation was terminated in accordance with CIDR 195-1, Chapter 4-17a(8)(a). Medical authorities determined that the death resulted from natural causes and there was no evidence to contradict their findings.

Leads remaining: Additional canvass interviews of detainees, facility guards, and medical personnel.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

Director, USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)

Thru: CDR, 11th MP BN (CID) (FWD) Building 121, Sapper Street, Camp Victory, Iraq APO AE 09342
Thru: CDR, 3rd MP Group USACIDC, (ATTN: CIRC-OP) 4699 N. 1st Street, Forest Park, GA 30297-5119
To: CDR, USACIDC (ATTN: CIOP-CO) Fort Belvoir, VA 22060

Director, Armed Forces Institute of Pathology, AFIP Annex - Bldg 102, 1413 Research Blvd, Rockville, MD 20858

LNO, CID, MNC-I (For further distribution)

Chief of Staff, Detainee Operations, MNC-I

CDR, TIF, CBI

File

ACLU DETAINEE DEATH 2 CID 175

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
48TH MILITARY POLICE DETACHMENT (FWD)(-)
11TH MILITARY POLICE BATTALION (CID)(FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ APO AE 09342

CIRFR-PIT

15 MAY 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI - 0017-05-CID789 -39254 - 5H9B/5H1P

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 30 JAN 05/1500 – 30 JAN 05/2020; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID: 38S MB 130 840; ABU GHRAIB, IZ

2. DATE/TIME REPORTED: 30 JAN 05, 2024

3. INVESTIGATED BY: SA [redacted], SA [redacted], SA [redacted]

4. SUBJECT: 1. NONE (NFI); COMBAT DEATH

5. VICTIM: 1. FAWZZI, ABDULLAH (DECEASED); INTERNMENT SERIAL NUMBER (ISN) [redacted]; 1 JAN 51; UNKNOWN, IZ; M; WHITE; DETAINEE; BCF, ABU GHRAIB, IZ; ZZ; (NFI); COMBAT DEATH

6. INVESTIGATIVE SUMMARY:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

This investigation was initiated when SPC [redacted] Patient Administration Department (PAD), Task Force Medical 115TH, BCCF, notified this office of a detainee death.

Investigation disclosed that Mr. FAWZZI died as result of complications of gunshot wound he received to his left leg. On 25 Jan 05, Mr. FAWZZI was admitted to the 86th Combat Support Hospital (CSBH) (Ibn Sina Hospital), Baghdad, IZ, suffering from high velocity gunshot wounds to his thighs. His left leg had to be amputated and his right leg had trauma to the lower extremity. His injuries were received during an altercation in which he was firing at US Forces, which resulted in FAWZZI's subsequent capture and incarceration at the BCCF.

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 176

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 1 May 05, detailing the initial notification, medical and law enforcement coordinations and information report.

2. Photographic Packet comprised of 15 photographs.

3. Compact Disk 050017.789.

4. Medical records pertaining to Mr. FAWZZI.

5. Detainee Personnel Report pertaining to Mr. FAWZZI.

6. AIR of SA [redacted] 7 Feb 05, detailing other and medical coordinations.

7. DD Form 2708 (Receipt for Inmate or Detained Person) pertaining to Mr. FAWZZID.

8. Discharge Summary/Aeronautical Evacuation Summary pertaining to Mr. FAWZZI.

9. AIR of SA [redacted] Feb 05, detailing medical coordinations.

10. Medical records pertaining to Mr. FAWZZI.

11. Fingerprints of Mr. FAWZZI.

12. Compact Disk 050027.259.

13. Final Autopsy Report #ME 05-126, 15 Apr 05, pertaining to Mr. FAWZZI.

NOT ATTACHED:

None

The originals of Exhibits 1, 2, 3, 6, 9, 11 and 12 were forwarded with the USACRC copy of this report. The original of Exhibits 4, 7, 8, and 10 are retained in the files of the 86th Combat Support Hospital, Ibn Sina, Hospital, Baghdad, IZ. The original of Exhibit 5 is retained in the files of the Interment Holding Area, BCCF, IZ. The original of Exhibit 13 is retained in the files of AFIP, Rockville, MD 20850.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 177

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

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

1 - Director, USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)
1 - Thru: CDR, 11th MP BN (CID) (FWD) (email only)
Thru: CDR, 3rd MP Group (CID) (email only)
To: CDR, HQUSACIDC (email only)
1 - AFIP, Attn: OAFME, Rockville, MD (email only)
1 - CDR, BCCF (email only)
1 - File

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 178

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
48TH MILITARY POLICE DETACHMENT (FWD)(-)
11TH MILITARY POLICE BATTALION (CID)(FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ APO AE 09342

CIRFR-PIT

29 JULY 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI - 0059-05-CID789 -39259 - ~~5H9~~B/5H6

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 4 APR 2005, 1817 - 24 APR 2005, 2125; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID: 38S MB 130 840; ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 4 APR 05, 1823

3. INVESTIGATED BY: SA [redacted] SA [redacted]

4. SUBJECT: 1. NONE; HOMICIDE (JUSTIFIABLE)

5. VICTIM: 1. UNKNOWN (DECEASED); INTERNMENT SERIAL NUMBER (ISN) [redacted] UNKNOWN, IZ; MALE; WHITE; DETAINEE; BCCF, ABU GHRAIB, IZ; XZ; HOMICIDE (JUSTIFIABLE) (NFI)

6. INVESTIGATIVE SUMMARY:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

This investigation was initiated when CPL [redacted] Patient Administration Department, Task Force Medical 115th Field Hospital, Abu Ghraib, IZ, notified this office of a detainee death.

Investigation disclosed that ISN [redacted] died as result of a gunshot wound to the right hip and flank during an altercation with US coalition forces. Therefore his death was combat related and a justifiable homicide.

STATUTES:

N/A

b(2), b(6), b(7)(C)

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 21 Jul 05, detailing the initial notification, medical and law enforcement coordinations and information report.

2. Compact Disk 050059.789 containing images of ISN [redacted]

3. Medical records pertaining to ISN [redacted]

4. Capture paperwork pertaining to ISN [redacted]

5. Dossier and Detainee Personnel Report of ISN [redacted]

6. AIR of SA [redacted] 15 Apr 05, detailing medical coordinations.

7. Medical records pertaining to ISN [redacted]

8. Certificate of Death of ISN [redacted]

9. AIR of SA [redacted] 3 May 05, detailing ISN [redacted] autopsy.

10. Compact Disk ME 05-383 containing images of ISN [redacted] (USACRC and file copy only).

11. Fingerprints of ISN [redacted]

12. Final Autopsy Report #ME 05-383, 24 May 05, pertaining to ISN [redacted]

13. Evidence/Property Custody Document, DA Form 4137, Voucher Number (VO) 510-05.

NOT ATTACHED:

Retained in the evidence depository, 11th MP BN (CID), Camp Victory, Iraq.

14. Plastic cup containing one piece of shrapnel, VO 510-05.

The originals of Exhibits 1, 2, 6, 9 and 10 were forwarded with the USACRC copy of this report. The originals of Exhibits 3-5, 7 and 8 are retained in the files of the Task Force 134, Camp Victory, Iraq. The originals of Exhibits 11 and 12 are retained in the files of AFIP, Rockville, MD 20850. The original of Exhibit 13 is retained in the files of the Evidence Depository, 11th MP BN (CID), Camp Victory, IZ.

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

Report Prepared By:

[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:

1 - Director, USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)
1 - Thru: CDR, 11th MP BN (CID) (FWD) (email only)
Thru: CDR, 3rd MP Group (CID) (email only)
To: CDR, HQUSACIDC (email only)
1 - Chief, Investigative Operations Division, USACIDC (email only)
1 - CID Current Operations, USACIDC (email only)
1 - Deputy Chief of Staff of Operations, USACIDC (email only)
1 - AFIP, Attn: OAFME, Rockville, MD (email only)
1 - CDR, BCCF (email only)
1 - PMO, BCCF (email only)
1 - SJA, BCCF (email only)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
48TH MILITARY POLICE DETACHMENT (FWD)(-)
11TH MILITARY POLICE BATTALION (CID)(FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ APO AE 09342

CIRFR-PIT

21 JULY 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI - 0068-05-CID789 -39263 - 5H9B/5H6

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 24 APR 2005, 2115 - 24 APR 2005, 2125; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID: 38S MB 130 840; ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 24 APR 2005, 2145

3. INVESTIGATED BY: SA [redacted]

4. SUBJECT: 1. NONE; HOMICIDE (JUSTIFIABLE)

5. VICTIM: 1. MUHAMMED, ALI ALI (DECEASED); INTERNMENT SERIAL NUMBER (ISN) [redacted] UNKNOWN, IZ; MALE; WHITE; DETAINEE; BCCF, ABU GHRAIB, IZ; XZ; HOMICIDE (JUSTIFIABLE) (NFI)

6. INVESTIGATIVE SUMMARY:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

This investigation was initiated when MAJ (DR.) [redacted], Chief of Internal Medicine, Task Force Med, 115TH Field Hospital, ABU GHRAIB, IZ, notified this office of a detainee death.

Investigation disclosed Mr. MUHAMMED died as result of a gunshot wound to the abdomen during an altercation with US coalition forces. Therefore his death was combat related and a justifiable homicide.

STATUTES:

N/A

b(2), b(6), b(7)(C)

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 14 Jul 05, detailing the initial notification, medical and law enforcement coordinations and information report.

2. Photographic Packet comprised of 2 photographs.

3. Compact Disk 050068.789 containing images of Mr. MUHAMMED.

4. Medical records pertaining to Mr. MUHAMMED.

5. Detainee File.

6. AIR of SA [redacted], 3 May 05, pertaining to Mr. MUHAMMED's autopsy.

7. Compact Disk ME 04-969 containing images of Mr. MUHAMMED. (USACRC and file copy only).

8. Fingerprints of Mr. MUHAMMED.

9. Final Autopsy Report #ME 05-385, 26 Jun 05, pertaining to Mr. MUHAMMED.

NOT ATTACHED:

None

The originals of Exhibits 1, 2, 3 and 6-8 were forwarded with the USACRC copy of this report. The originals of Exhibits 4 and 5 are retained in the files of the Task Force 134, Camp Victory, Iraq. The original of Exhibit 9 is retained in the files of AFIP, Rockville, MD 20850.

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

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

b(2), b(6), b(7)(C)

DISTRIBUTION:

1 - Director, USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)
1 - Thru: CDR, 11th MP BN (CID) (FWD) (email only)
Thru: CDR, 3rd MP Group (CID) (email only)
To: CDR, HQUSACIDC (email only)
1 - Chief, Investigative Operations Division, USACIDC (email only)
1 - CID Current Operations, USACIDC (email only)
1 - Deputy Chief of Staff of Operations, USACIDC (email only)
1 - AFIP, Attn: OAFME, Rockville, MD (email only)
1 - CDR, BCCF (email only)
1 - PMO, BCCF (email only)
1 - SJA, BCCF (email only)
1 - File

ACLU DETAINEE DEATH 2 CID 184

FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
10TH MILITARY POLICE BATTALION (CID)
76TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

CIRF-ZA-BD

5 Jan 06

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL-SSI– 0096-2005-CID789-39265-5H6 (Death)

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 26 JUN 05, 0715; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID: 38S MB 130 840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 26 JUN 05, 0730

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT: 1. NONE; COMBAT DEATH

VICTIM: 1. INTERNMENT SERIAL NUMBER (ISN) [redacted] (DECEASED) UNKNOWN, IZ; MALE; WHITE; DETAINEE; BCCF, ABU GHRAIB, IZ; XZ; COMBAT DEATH (NFI)

INVESTIGATIVE SUMMARY

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

On 26 Jun 05, this investigation was initiated when SPC [redacted] Patient Administration Department (PAD), Task Force Medical (TF MED) 115th Field Hospital, BCCF, Abu Ghraib, IZ, notified this office of a detainee death which occurred in the hospital.

Investigation disclosed Detainee 174574 had been pronounced dead by MAJ [redacted] Medical Doctor, TF MED 115th Field Hospital, BCCF, Abu Ghraib, IZ, at 0715, 26 Jun 05. According to MAJ [redacted] the cause of death was unknown, but significant conditions were Pheumopericardium (air between the heart and heart membrane) and Pneumothorax (collapsed lung). Further, detainee 174574 received his injuries as a result of an altercation with U.S. Forces.

The Armed Forces Institute of Pathology (AFIP) final autopsy report listed the cause of death as gunshot wounds to the chest and abdomen with complications; and the manner of death as homicide. Therefore, the death is listed as combat related.

b(2), b(6), b(7)(C)

FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE

ACLU DETAINEE DEATH 2 CID 185

STATUTES: NONE

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Jul 05, detailing the initial notification; receipt of medical file; coordination's with medical personnel; and receipt of the detainee's dossier.

2. AIR of SA [redacted] 14 Oct 05, detailing the receipt of the Final Autopsy Report; Arrival of Undocumented Detainee Worksheet; and coordination with medical personnel.

3. Medical file pertaining to Detainee 174574, 26 Jun 05.

4. Arrival of Undocumented Detainee Worksheet, 18 June 05.

5. Final Autopsy Report ME05-0608, 07 Sep 05.

6. AIR of SA [redacted] 3 Jan 05, detailing the receipt of the autopsy photo disc from AFIP.

7. Compact Disc ME 05-0608, containing autopsy photographs of Detainee 174574.

NOT ATTACHED:

NONE.

The originals of Exhibits 1, 2 and 6 are forwarded with the USACRC copy of this report. The original of Exhibit 4 is maintained in the files of Task Force 134, Camp Victory, Baghdad, IZ. The original of Exhibit 3 is maintained in the files of the patient administration system and bio statistics activity (PASBA) Fort Sam Houston, TX. The original of Exhibits 5 and 7 are maintained in the files of the Office of the Armed Forces Medical Examiner (OAFME), (AFIP), 1413 Research Blvd, Bldg 102, Rockville, MD 20850.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 186

Distribution:

TO: DIR, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil) [redacted]@us.army.smil.mil)
CID CURRENT OPERATIONS, USACIDC
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CDR, 3RD MILITARY POLICE GROUP (CID)
[redacted]force1.army.smil.mil)
DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]us.army.smil.mil)
CDR, 3rd MILITARY POLICE GROUP (CID)
[redacted]force1.army.smil.mil)
CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil [redacted]@iraq.centcom.smil.mil)
CDR, 76TH MP DET (CID)(FWD)
[redacted]@iraq.centcom.smil.mil)
CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]iraq.centcom.smil.mil)
CDR, 96TH MP BN, BCCF, ABU GHRAIB, IZ
[redacted]raq.centcom.smil.mil)
CDR, DETAINEE OPERATIONS, ATTN: CPT LOPEZ, MNF-1, TF 134,
[redacted]@iraq.centcom.smil.mil)
SJA, 452ND MP BN, 42ND MP BDE, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
AFIP, DOVER PORT MORTUARY, DOVER AFB, DE
[redacted]@us.army.smil.mil [redacted]@us.army.smil.mil)
1 - File

b(6), b(7)(C)

FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
11TH MILITARY POLICE BATTALION (CID)
48TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

CIMPL-FC 14 Nov 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C) – SSI – 0115-2005 –CID789-39270 – 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 04 AUG 2005 1623; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID: 38S MB130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 04 AUG 2005, 1815

INVESTIGATED BY:
SA [redacted]

SUBJECT: 1. NONE; COMBAT DEATH

VICTIM: 1. UNKNOWN (DECEASED); INTERNMENT SERIAL NUMBER (ISN): [redacted] (BCCF 344TH FIELD HOSPITAL NUMBER [redacted] MALE; WHITE; XZ; COMBAT DEATH (NFI)

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

04 Aug 05, this investigation was initiated when MAJ [redacted] Surgeon, Task Force Medical, 344th Field Hospital, Abu Ghraib, IZ, notified this office of a Detainee who died in the hospital.

Investigation disclosed on 26 Jul 05, the Detainee was transferred to the Task Force Medical 344th Field Hospital, BCCF, Abu Ghraib, IZ. Despite life-saving measures, on 04 Aug 05, the Detainee experienced severe infection and multi-system organ failure; Therefore, attending doctors recommended no further escalation of care and the Detainee was pronounced dead at 1623, 04 Aug 05.

Further investigation revealed the Detainee received his injuries as a result of an altercation with U.S. Forces. The Final Autopsy Report listed the Cause of Death as Complications of Blast and Ballistic Injuries and the Manner of Death as Homicide. Therefore, his manner of death is listed as combat related.

b(2), b(6), b(7)(C)

FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
ACLU DETAINEE DEATH 2 CID 188

STATUTES:

None

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 0 Oct 05, detailing the initial notification; exposing of photographs; receipt of medical file; receipt of Personal Data Report; medical coordination; AFIP coordination; and receipt of Final AFIP Report.

2. Photographic Packet containing Compact Disk of Detainee photographs

3. Medical file pertaining to Detainee 176181, 24 Jul – 4 Aug 05

4. Final Autopsy Report ME05-0821, 21 Oct 05

5. Detainee 176181 Personal Data Report (PDR)

6. AIR of SA [redacted] 8 Sep 05, detailing exposing of photographs, attending the autopsy, and coordination.

7. Photo CD ME05-0821, of autopsy, 30 Aug 05

NOT ATTACHED:

None

The originals of Exhibits 1, 2, and 6 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is maintained in the files of Task Force -134 Detainee Operations, Camp Victory, IZ. The originals of Exhibits 4 and 7 are maintained in the files of the Office of the Armed Forces Medical Examiner (OAFME), Armed Forces Institute of Pathology (AFIP), 1413 Research Blvd, Bldg 102, Rockville, MD 20850. The original of Exhibit 5 is maintained in the files of the BCCF, Abu Ghraib, IZ.

STATUS: This is a Final (C) Report. This investigation is being terminated in accordance CIDR 195-1, Paragraph 4-17 (a)(6), in that the Special Agent in Charge has determined that furtherance of the investigation would be of little or no value or leads remaining to be developed are not significant. Commander's Report of Disciplinary Action taken is not required.

LEADS OUTSTANDING: Fully identify Detainee [redacted]

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 189

Report Prepared By:

[redacted]

Special Agent [redacted]

Report Apr[redacted]

[redacted]

Special Agent in Charge

Distribution:

DIR, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(cid001crcsc@sbelvoirdms.army.smil.mil)
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CHIEF, INVESTIGATIVE OPERATIONS DIVISION, USACIDC
[redacted]@sbelvoirdms.army.smil.mil)
[redacted]@sbelvoirdms.army.smil.mil)
DEPUTY CHIEF OF STAFF FOR OPERATIONS, USACIDC
[redacted]@us.army.smil.mil)
CID CURRENT OPERATIONS, USACIDC
[redacted](ciddcsops1sc@sbelvoirdms.army.smil.mil)
CDR, 3RD MILITARY POLICE GROUP (CID)
[redacted]@force1.army.smil.mil)
CDR, 11TH MILITARY POLICE BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil[redacted]@iraq.centcom.smil.mil)
CDR, 48TH MILITARY POLICE DET (CID) (FWD)
[redacted]@iraq.centcom.smil.mil)
1- SJA, 43RD MP BDE, MNC-I, CAMP VICTORY, BAGHDAD, IZ
[redacted]iraq.centcom.mil)
1- SJA, 452ND MP DET, 43RD MP BDE, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1- DET SGT, 48TH MILITARY POLICE DET (CID) (FWD)
[redacted]iraq.centcom.smil.mil)
CDR, DETAINEE OPERATIONS, MNF-I, DETAINEE OPS
[redacted]iraq.centcom.smil.mil)
1- SA, Armed Forces Institute of Pathology (AFIP), Rockville, MD
[redacted]us.army.smil.mil)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
10th Military Police Battalion (CID)
76th Military Police Detachment (CID)
APO AE 09342

CIRF-ZA-BD

10 Jan 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL SUPPLEMENTAL/SSI – 0124-2005-CID789-39271 – 5P2E2/9G2A/9G2B/9G1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 15 AUG 2005, 0809; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID: 38S MB 130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 15 AUG 2005, 1815

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. NONE; SUICIDE

VICTIM:
1. MUNTHIR, AWAD HASAN (DECEASED); CIV; INTERNMENT SERIAL NUMBER (ISN) [redacted] 1 JAN 1985, IRAQ; MALE; WHITE; TIKRIT, IZ; XZ; DATE OF CAPTURE: 19 MAY 2005; SUICIDE

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation

This investigation was initiated when the 306th Military Police (MP) Battalion (BN) Tactical Operations Center (TOC), BCCF, Abu Ghraib, IZ, notified this office of a detainee death in Level 1C, Camp Redemption, BCCF, Abu Ghraib, IZ.

b(2), b(6), b(7)(C)

Investigation established probable cause to believe MUNTHIR committed suicide by hanging himself in a shower stall by his neck from a rope made from a section of bedding while in Level 1C, Camp Redemption, BCCF.

This final Supplemental Report was dispatched to add the final USACIL report.

STATUTES: N/A

EXHIBITS/SUBSTANTIATION:

ADDED ATTACHED:

41. AIR of SA [redacted] 9 Jan 06, detailing the receipt of the final USACIL report.

42. U.S. Army Criminal Investigation Laboratory Examination Report, 2005-CID131-1621/A1. 20 Dec 05, reporting that no examinations were conducted and all evidence was returned.

NOT ATTACHED:

None

The originals of Exhibits 41 and 42 are forwarded with the USACRC copy of this report.

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

Report Prepared and Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:

TO: DIR, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
([redacted]@sbelvoirdms.army.smil.mil) ([redacted]@us.army.smil.mil)
CID CURRENT OPERATIONS, USACIDC
(ciddcsops1sc@sbelvoirdms.army.smil.mil)

b(6), b(7)(C)

CDR, 3RD MILITARY POLICE GROUP (CID)
([redacted]@force1.army.smil.mil)
DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
([redacted]@us.army.smil.mil)
CDR, 10TH MP BN (CID) (FWD)
([redacted]@iraq.centcom.smil.mil) ([redacted]@iraq.centcom.smil.mil)
CDR, 76TH MP DET (CID)(FWD)
([redacted]@iraq.centcom.smil.mil)
1 - File

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
11th Military Police Battalion (CID)
48th Military Police Detachment (CID)
APO AE 09342

CIMPL-FC

1 Dec 2005

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0124-2005-CID789-39271 – 5P2E2/9G2A/9G2B/9G1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 15 AUG 2005, 0809; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID: 38S MB 130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 15 AUG 2005, 1815

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. NONE; SUICIDE

VICTIM:
1. MUNTHIR, AWAD HASAN (DECEASED); CIV; INTERNMENT SERIAL NUMBER (ISN) [redacted]; 1 JAN 1985, IRAQ; MALE; WHITE; TIKRIT, IZ; XZ; DATE OF CAPTURE: 19 MAY 2005; SUICIDE

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation

This investigation was initiated when the 306th Military Police (MP) Battalion (BN) Tactical Operations Center (TOC), BCCF, Abu Ghraib, IZ, notified this office of a detainee death in Level 1C, Camp Redemption, BCCF, Abu Ghraib, IZ.

b(2), b(6), b(7)(C)

Investigation established probable cause to believe MUNTHIR committed suicide by hanging himself in a shower stall by his neck from a rope made from a section of bedding while in Level 1C, Camp Redemption, BCCF.

STATUTES: N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 26 Aug 05, detailing initial notification; collection of evidence; crime scene examination; physician's coordination; interviews of detainees; interviews of BCCF Guard force; interviews of first responding medics; and review of documents.

2. Photographic packet, detailing crime scene.

3. Crime scene sketches, 15 Aug 05, detailing crime scene and surrounding area.

4. Canvas interview worksheets, 15 Aug 05, of SA [redacted], detailing interviews of detainees.

5. Roll call sheet, 15 Aug 05.

6. Sworn Statement of SGT [redacted] 15 Aug 05, detailing his knowledge of this incident.

7. Sworn Statement of SGT [redacted] 15 Aug 05, detailing his knowledge of this incident.

8. Waiver Certificate and Sworn Statement of Mr [redacted] 16 Aug 05, denying knowledge of this incident. (USACIC and File copies only).

9. English language translation of Exhibit 8, 16 Aug 05, translated by Mr. [redacted]

10. Forensic Laboratory Request, 18 Aug 05 (USACRC and File Copies only).

11. Personnel Dossier of Mr MUNTHIR.

12. Certificate of Death (Overseas), 15 Aug 05.

13. Medical records of Mr. MUNTHIR, 15 Aug 05, detailing lifesaving measures and resuscitation efforts.

14. AIR of SA [redacted] 21 Sep 05, detailing interview of Mr. [redacted]

b(6), b(7)(C)

15. Waiver Certificate and Sworn Statement of Mr. [redacted], 21 Sep 05, detailing Mr. MUNTHIR'S behavior prior to death. (USACRC and File Copies Only)

16. English language translation of Exhibit 15, 21 Sep 05, translated by Mr [redacted]

17. AIR of SA [redacted] 25 Aug 05, detailing autopsy and collection of evidence.

18. Preliminary Autopsy Report, 24 Aug 05, listing cause of death as asphyxia by hanging.

19. Photographic CD, ME 05-0795, 24 Aug 05, detailing all photographs exposed during autopsy.

20. Major case fingerprints of Mr. MUNTHIR, 24 Aug 05.

21. Crime Lab Examination Request, 31 Aug 05.

22. AIR of SA [redacted] 0 Oct 05, detailing re-interview of [redacted] and Crime Lab examination results.

23. Waiver Certificate of [redacted] 13 Sep 05.

24. Crime Lab report, 28 Sep 05, detailing no identifiable latent prints were found.

25. Crime Lab report, 5 Oct 05, detailing commonality of fibers found.

26. AIR of SA [redacted] 14 Nov 05, detailing Forensic Science Officer Coordination; and receipt of Final Autopsy Report.

27. Final Autopsy Report, 26 Oct 05, detailing MUNTHIR'S death by hanging.

28. (28-1 through 28-7) DA Form 4137, Evidence/Property Custody Document, vouchers (VO) 832-05, 833-05, 834-05, 835-05, and 836-05, 15 Aug 05, and 0073-05 and 0074-05, 25 Aug 05.

NOT ATTACHED:

Retained in the Evidence Depository, USACIL, Forest Park, GA:

29. Bag containing blanket (Item 1, VO#832-05).

30. Steel angle iron (Item 1, VO# 833-05).

31. Strip of cloth (Item 1, VO# 834-05).

32. Rope (Item 2, VO# 834-05).

b(6), b(7)(C)

33. Blanket (Item 1, VO# 835-05).

34. Nail scrapings (Item 1, VO# 836-05).

35. Urine specimen (Item 1, VO# 0073-05).

36. Sexual assault Evidence kit (Item 2, VO# 0073-05).

37. Shirt (Item 1, VO# 0074-05).

Retained in the files of the U.S. Army Crime Records Center, Fort Belvoir, VA:

38. Polygraph Authorization (Mr. [redacted], 29 Aug 05.

39. Polygraph examination statement of consent (Mr. [redacted] 13 Sep 05.

40. Seven polygraph charts (Mr [redacted], 13 Sep 05.

The originals of Exhibits 1 through 4, 6 through 10, 14 through 17, 19 through 23, and 26 are forwarded with the USACRC copy of this report. The originals of Exhibits 5 and 11 through 13 are maintained in the files of Detainee Operations, Camp Victory, Baghdad, IZ, APO AE 09342. The originals of Exhibits 18 and 27 are maintained in the files of the Office of the Armed Forces Medical Examiner, 1413, Research Boulevard, Rockville, MD 20850. The originals of Exhibits 24 and 25 are maintained in the Files of U.S. Army Criminal Investigation Laboratory, Forest Park, GA. The original of Exhibit 28 is maintained in the files of the Evidence Depository, 11th Military Police Battalion, Camp Victory, Iraq.

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

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:

1- DIR, USACRC, 6010 6th Street, Fort Belvior, VA 22060-5506 (original)
(cid001crcsc@sbelvoirdms.army.smil.mil)
1- CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA

b(2), b(6), b(7)(C)

1- (ciddcsops1sc@sbelvoirdms.army.smil.mil)
1- CHIEF, INVESTIGATIVE OPERATIONS DIVISION, USACIDC (email only)
([redacted]@sbelvoirdms.army.smil.mil)
([redacted]@sbelvoirdms.army.smil.mil)
1- DEPUTY CHIEF OF STAFF FOR OPERATIONS, USACIDC (email only)
([redacted]@us.army.smil.mil)
1- CID CURRENT OPERATIONS, USACIDC (email only)
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1- CDR, 3RD MILITARY POLICE GROUP (CID) (email only)
([redacted]@force1.army.smil.mil) (email only)
1- CDR, 11TH MILITARY POLICE BN (CID) (FWD)
([redacted]@iraq.centcom.smil.mil) ([redacted]@iraq.centcom.smil.mil)
1- CDR, 48TH MILITARY POLICE DET (CID) (FWD)
([redacted]@iraq.centcom.smil.mil)
1- DET SGT, 48TH MILITARY POLICE DET (CID) (FWD)
([redacted]@iraq.centcom.smil.mil)
1- CDR, 96TH MP BN, BCCF, ABU GHRAIB, IZ (email only)
([redacted]@iraq.centcom.smil.mil)
1- SJA, 452ND MP DET, 43RD MP BDE, BCCF, ABU GHRAIB, IZ (email only)
([redacted]@iraq.centcom.smil.mil)
1-CDR, DETAINEE OPERATIONS, ATTN: CPT [redacted] MNF-1, TF 134, APO AE
093421([redacted]@iraq.centcom.smil.mil) (email only)
1- SA, Armed Forces Institute of Pathology (AFIP), Rockville, MD
([redacted]@us.army.smil.mil) ([redacted]@us.army.smil.mil)
1- File

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
11TH MILITARY POLICE BATTALION (CID)
48TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

CIMPL-FC 3 Dec 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0125-2005-CID789-39272-5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 22 AUG 2005, 1554; BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 22 AUG 2005, 1630

INVESTIGATED BY:
SA [redacted]

SUBJECT: 1. NONE; COMBAT DEATH

VICTIM: 1. EMAD, JASEEM (DECEASED); CIV; IRAQI; INTERNMENT SERIAL NUMBER (ISN): [redacted] BCCF 344TH FIELD HOSPITAL NUMBER 801-05-0806); IZ; MALE; WHITE; XZ; COMBAT DEATH (NFI)

This investigation was initiated upon notification by MAJ [redacted] Medical Doctor (MD) [redacted] 344th Med Field Hospital, Baghdad Central Confinement Facility (BCCF), Abu Ghraib, Iraq (IZ), that a detainee had died at the hospital.

Investigation revealed EMAD had arrived at the 344th Field Hospital suffering from gunshot injuries. According to MAJ [redacted], all life saving measures were unsuccessful and EMAD was pronounced dead at 1554, 22 Aug 05. The cause of death was multi-system organ failure resulting from gunshot wounds to the abdomen, left shoulder and left hip.

Further investigation revealed EMAD received his injuries as a result of a combat altercation with U.S. Forces. The Final Autopsy Report listed the Cause of Death as Complications from Gunshot Wounds and the Manner of Death as Homicide. Therefore, his manner of death is listed as combat related.

STATUTES: N/A

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 199

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 29 Oct 05, detailing the initial notification; medical coordinations; exposing of photographs; receipt of the medical file and apprehension documents; and coordination with Office of the Armed Forces Medical Examiner (AOFME), Armed Forces Institute of Pathology (AFIP).

2. Apprehension Documents pertaining to Detainee [redacted] 31 Jul 05.

3. Medical File pertaining to Detainee [redacted], detailing life saving measures and Certificate of Death (Overseas), 22 Aug 05.

4. Photographic Packet depicting Detainee [redacted]

5. AIR of SA [redacted] 19 Sep 05, detailing the autopsy; exposing of photographs; and collection of fragments.

6. Photographic CD, ME 05-0855, 19 Sep 05, detailing all photographs exposed during autopsy.

7. Final Autopsy Examination Report, ME05-0855 , 19 Oct 05.

8. Evidence Property Custody Document (DA 4137), ME05-0855, Voucher Number (VO) 1010-05, 19 Sep 05, detailing collection of fragments and disposition.

NOT ATTACHED:

9. Shrapnel fragments collected during autopsy (VO 1010-05).

The originals of Exhibits 1, 4 and 5 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is maintained in the files of the Task Force 134, Detainee Operations, Camp Victory, IZ. The original of Exhibit 3 is maintained in the files of the 344th Field Hospital, Abu Ghraib, IZ. The originals of Exhibits 6 through 8 are maintained in the files of the OAFME, AFIP, 1413 Research Blvd, Bldg 102, Rockville, MD 20850. The originals of Exhibit 9 are maintained in the office of the Evidence Repository, 11th MP BN (CID), Camp Victory, IZ, pending final disposition.

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

b(6), b(7)(C)

Report Prepared By:

[redacted]

Special Agent, [redacted]

Repor[redacted]

[redacted]

Special Agent in Charge

Distribution:

TO: DIR, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(cid001crcsc@sbelvoirdms.army.smil.mil)
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CHIEF, INVESTIGATIVE OPERATIONS DIVISION, USACIDC
[redacted]@sbelvoirdms.army.smil.mil)
[redacted]@sbelvoirdms.army.smil.mil)
DEPUTY CHIEF OF STAFF FOR OPERATIONS, USACIDC
[redacted]@us.army.smil.mil)
CID CURRENT OPERATIONS, USACIDC
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CDR, 3RD MILITARY POLICE GROUP (CID)
[redacted]@force1.army.smil.mil)
CDR, 11TH MILITARY POLICE BN (CID) (FWD)
[redacted]iraq.centcom.smil.mil[redacted]@iraq.centcom.smil.mil)
CDR, 48TH MILITARY POLICE DET (CID) (FWD)
[redacted]@iraq.centcom.smil.mil)
1- SJA, 43RD MP BDE, MNC-I, CAMP VICTORY, BAGHDAD, IZ
[redacted]@iraq.centcom.mil)
1- SJA, 452ND MP DET, 43RD MP BDE, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1- DET SGT, 48TH MILITARY POLICE DET (CID) (FWD)
[redacted]@iraq.centcom.smil.mil)
CDR, DETAINEE OPERATIONS, MNF-I, DETAINEE OPS
[redacted]@iraq.centcom.smil.mil)
1- SA, Armed Forces Institute of Pathology (AFIP), Rockville, MD
[redacted]@us.army.smil.mil[redacted]@us.army.smil.mil)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
76th MILITARY POLICE DETACHMENT (CID) (FWD) (-)
10th MILITARY POLICE BATTALION (CID) (FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ
APO AE 09342

CIRF-ZA-BD

19 May 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0146-2005-CID789 -39276 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 OCT 2005, 0402; 344TH FIELD HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 01 OCT 2005, 0615

INVESTIGATED BY: SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

VICTIM: 1. HAMADI AL MASHDANI, ESMAIL HAMADI; INTERNMENT SERIAL NUMBER (ISN) [redacted] (DECEASED); 1 JUL 1945; IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 9 JAN 2004; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation".

On 01 Oct 05, this investigation was initiated when SPC [redacted] Clerk , Patient Administration Department (PAD), 344th Field Hospital, BCCF, Abu Ghraib IZ, notified this office of a detainee death.

Investigation revealed Detainee AL MASHDANI died a natural death as a result of complications of acute gangrenous cholecystitis (inflammation of the gallbladder).

STATUTES:

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 202

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] Nov 05, detailing the initial notification; obtaining the detainee records of AL MASHDANI; interview of medical personnel; and other investigative activity.

2. Personal Data Report (PDR) pertaining to detainee AL MASHDANI.

3. Medical Records pertaining to detainee AL MASHDANI.

4. AIR of SA [redacted] Oct 05, which detailed the receipt of the Request for Assistance (RFA) and attending the autopsy.

5. Compact Disc containing the images of the autopsy of detainee AL MASHDANI (USACRC and file copy only).

6. AIR of SA [redacted] 5 May 06, detailing the receipt of the final autopsy report and death certificate of detainee AL MASHDANI.

7. Autopsy Report, #ME05-0925, 29 Mar 06, pertaining to detainee AL MASHDANI.

8. Death Certificate, 15 May 06, pertaining to detainee AL MASHDANI.

9. Photo Packet compromised of 7 photographs (1-7) (detainee AL MASHDANI).

10. Compact Disc 050146.789 containing the photographic images and the originals of Exhibit 9. (USACRC and file copy only).

NOT ATTACHED:

None.

The originals of Exhibits 1, 4, 6, 9 and 10 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of Task Force 134, Camp Victory, IZ. The original of Exhibits 5, 7 and 8 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhibit 3 is retained in the files of the 344TH Medical Field Hospital, Patient Administration Division, BCCF, AGI.

b(6), b(7)(C)

STATUS: This is a Final Report.

Report Prepared By:

Report Approved By:

[redacted]
Special Agent, [redacted]

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil) [redacted]@us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]iraq.centcom.smil.mil) [redacted]iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]iraq.centcom.smil.mil)
1- CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, BCCF, ABU GHRAIB, IZ
[redacted]iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: MAJ [redacted]
[redacted]iraq.centcom.smil.mil)
1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1 – AFIP, DOVER PORT MORTUARY, DOVER AFB, DE
[redacted]us.army.smil.mi [redacted]@us.army.smil.mil)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
11TH MILITARY POLICE BATTALION (CID)
48TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

CIRFR

3 Nov 2005

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – INITIAL/FINAL (C)/SSI – 0171 – 2005 – CID789 – 39280 – 5H9A

DRAFTER: [redacted]
RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 2 NOV 2005, 0035; TASK FORCE (TF) 344TH FIELD HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 2 NOV 2005, 0245

3. INVESTIGATED BY: SA [redacted]
SA [redacted]

4. SUBJECT: 1. NONE; NATURAL DEATH

5. VICTIM: 1. NASSER, YASSIN, MAHMOOD; INTERNMENT SERIAL NUMBER (ISN) [redacted] (HOSPITAL PATIENT NUMBER [redacted], 1 JAN 1981; ANBAR-BAGHDAD, IZ; MALE; WHITE; XZ; DATE OF CAPTURE BY US FORCES, 23 MAY 2005; NATURAL DEATH

6. INVESTIGATIVE SUMMARY:

THIS IS AN "OPERATION IRAQI FREEDOM 2004-2006" INVESTIGATION.

On 2 Nov 05, this office was notified by SGT [redacted], Patient Administration Department (PAD), TF 344th Field Hospital, BCCF, Abu Ghraib, IZ, of a detainee death at the hospital.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 205

The conduct of this investigation revealed NASSER'S status changed from detainee to civilian in military medical care on 30 Oct 05, when MAJ [redacted] Operations Officer, S-3, 306th Military Police (MP) Battalion (BN), BCCF, Abu Ghraib, IZ, executed Tasking #306-1044, officially releasing NASSER as a detainee, with an effective date of 30 Oct 05, which was authorized by MG [redacted] Deputy Commanding General, Detainee Operations, Multi-National Forces-Iraq (MNF-I), Camp Victory, Baghdad, IZ. NASSER subsequently remained a patient at the TF 344th Field Hospital after being diagnosed with lymphoma and his physical health declined. NASSER was hospitalized under a physician's care since 26 Oct 05, when he began suffering from pneumonia approximately 24 hours prior to his death.

MAJ [redacted] Medical Doctor (MD), TF 344th Field Hospital, issued a death certificate declaring NASSER'S death as a direct result from pneumonia with a primary cause of lymphoma, and listed the Mode of Death as Natural, at 0035, 2 Nov 05.

MAJ [redacted] stated NASSER was diagnosed with an aggressive type lymphoma in Sep 05, and was receiving care since that time for the disease. He related the patient's condition worsened due to the progression of the disease and he was hospitalized in late Oct 05, and subsequently developed pneumonia as a consequence of the lymphoma. MAJ [redacted] stated there were no other factors involved in the death and nothing unusual was discovered.

On 2 Nov 05, NASSER'S remains were released to family members.

STATUTES:

None

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigative Report (AIR) of SA [redacted], 3 Nov 05, detailing initial notification; coordination with TF 344th MFH; obtaining photographs of NASSER; obtaining of medical records; obtaining a copy of the Personal Data Report (PDR) of NASSER; coordination with the 48th MP DET (CID) and 11th MP BN (CID); obtaining of the Compassionate Release memorandum; interview of MAJ [redacted] coordinating with NASSER'S family; and obtaining the 306th Compassionate Release Packet.

2. Photographic Packet comprised of 16 photographs.

   a. Packet containing photographs of NASSER (1-16).

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 206

3. Compact disk containing digital photographs of NASSER.

4. Medical File comprised of various medical treatments during the months of September, October, and November, all in 2005, pertaining to NASSER.

5. Biometric Automated Toolset System (BATS) PDR, pertaining to NASSER, 2 Nov 05.

6. Compassionate Release Memorandum, 8 Sep 05.

7. 306th MP BN, Compassionate Release Packet, 30 Oct 05.

8. Copies of emails from MAJ [redacted] 3 Nov 05.

Not Attached:

None:

The originals of Exhibits 1 through 3 are forwarded with the USACRC copy of this report. The original of Exhibit 4 is maintained in the files of the TF 344th MFH, BCCF, Abu Ghraib, IZ. The original of Exhibit 5 is maintained in the BATS database, BCCF, Abu Ghraib, IZ. The original of Exhibit 6 is maintained in the files of the TF 134, Detainee Operations, Multi-National Forces-Iraq (MNF-I), Camp Victory, Baghdad, IZ. The original of Exhibit 7 is maintained in the files of the 306th MP BN, BCCF. The original of Exhibit 8 is maintained in the Non-secure Internet Protocol Router (NIPR) database, MNF-I, Camp Victory, Baghdad, IZ.

STATUS: This is a Final (C) Report. This investigation was terminated in accordance with CIDR 195-1, Chapter 4-17 (6), in that the Special Agent in Charge has determined that furtherance of this investigation would be of little or no value. Leads Remaining: Full body x-ray and Autopsy of NASSER.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

Distribution:
1- DIR, USACRC, 6010 6th Street, Fort Belvior, VA 22060-5506 (original)
(cid001crcsc@sbelvoirdms.army.smil.mil)

ACLU DETAINEE DEATH 2 CID 207

1- CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
1- (ciddcsops1sc@sbelvoirdms.army.smil.mil)
1- CHIEF, INVESTIGATIVE OPERATIONS DIVISION, USACIDC (email only)
([redacted]@sbelvoirdms.army.smil.mil)
([redacted]@sbelvoirdms.army.smil.mil)
1- DEPUTY CHIEF OF STAFF FOR OPERATIONS, USACIDC (email only)
([redacted]@us.army.smil.mil)
1- CID CURRENT OPERATIONS, USACIDC (email only)
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1- CDR, 3RD MILITARY POLICE GROUP (CID) (email only)
([redacted]@force1.army.smil.mil) (email only)
1- CDR, 11TH MILITARY POLICE BN (CID) (FWD)
([redacted]@iraq.centcom.smil.mil) ([redacted]@iraq.centcom.smil.mil)
1- CDR, 48TH MILITARY POLICE DET (CID) (FWD)
([redacted]@iraq.centcom.smil.mil)
1- DET SGT, 48TH MILITARY POLICE DET (CID) (FWD)
([redacted]@iraq.centcom.smil.mil)
1- CDR, 18TH MP BDE, MNC-I, CAMP VICTORY, BAGHDAD, IZ
([redacted]@iraq.centcom.smil.mil)
1- CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ (email only)
([redacted]@iraq.centcom.smil.mil)
1- SJA, 18TH MP BDE, MNC-I, CAMP VICTORY, BAGHDAD, IZ
([redacted]@iraq.centcom.smil.mil)
1- SJA, 306TH MP BN, 18TH MP BDE, MNC-I, BCCF, ABU GHRAIB, IZ (email only)
([redacted]@iraq.centcom.smil.mil)
1- CDR, OAFME, AFIP ATTN: SA [redacted]
([redacted]@us.army.smil.mil)
1-CDR, DETAINEE OPERATIONS, ATTN: CPT [redacted] MNF-1, TF 134, APO AE 093421 ([redacted]@iraq.centcom.smil.mil)
1- File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 208

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
10TH MILITARY POLICE BATTALION (CID)
76TH MILITARY POLICE DETACHMENT (CID)
APO AE 09342

CIRF-ZA-BD 10 Mar 2006

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/REFERRED/SSI – 0183 –2005-CID789 – 39284–5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. UNKNOWN – 26 AUG 2005, 2359; UNDETERMINED LOCATION IN IRAQ (IZ)

DATE/TIME REPORTED: 11 NOV 2005, 1700 HRS

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT: 1. UNKNOWN; UNDETERMINED DEATH (NFI)

VICTIM: 1. UNKNOWN; UNDETERMINED DEATH (NFI)

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION".

[redacted] This investigation was initiated upon a review of a Memorandum for Record(MFR) written by CPT [redacted] Office of the Staff Judge Advocate (OSJA), Interrogation Legal Advisor, Joint Interrogation and Debriefing Center (JDIC), Baghdad Central Confinement Facility (BCCF), Abu Ghraib, Iraq (ABI), of a possible detainee death [redacted]

[redacted] Investigation revealed through a sworn statement rendered by SGT [redacted] Interrogator, JIDC, BCCF, ABI, on 1 Nov 05, who outlined a conversation between himself and U.S. Air Force SSGT [redacted] Medical Screener, JIDC South, Camp Bucca, Iraq (NFI), that on a previous deployment to Iraq (NFI), SSGT [redacted] conducted by SSGT [redacted] and a doctor (NFI) [redacted]

[redacted] SGT [redacted] further explained that SSGT [redacted] related the detainee was brought in under emergency care by interrogators (NFI) and while they were

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 209

performing cardiopulmonary resuscitation (CPR), [redacted]

(U) On 19 Nov 05, coordination was made with SA [redacted] DIA Office of Inspector General (OIG), Building 6000, Washington, DC 20340, who was offered and accepted investigative jurisdiction of this investigation.

(U) STATUTES: N/A

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

[redacted] 1. Agent's Investigation Report (AIR) of SA [redacted] 9 Dec 05, detailing the initial notification; interview of SGT [redacted]; and coordination with MAJ [redacted] Deputy Commander, Air Force Office of Special Investigations, Aludeid Air base, Qatar.

[redacted] 2. Memorandum for Record, CPT [redacted] 28 Oct 05, with an attached copy of Sworn Statement rendered by SGT [redacted] detailing the possible death of a detainee.

(U) 3. Sworn Statement of SGT [redacted] 13 Nov 05, detailing his knowledge of the allegations.

(U) 4. AIR of SA [redacted] 9 Mar 06, detailing the referral of this investigation, and receipt of the Statement of SSGT [redacted]

(U) 5. Statement of SSGT [redacted] 6 Dec 05, wherein he stated he heard a rumor about a possible detainee death.

(U) NOT ATTACHED:

NONE

(U) The originals of Exhibits 1, 3, 4 and 5 are forwarded with the DIA copy of this report. The originals of Exhibit 2 are maintained in the files of the JIDC, BCCF, AGI.

STATUS: This is a Final/Referred Report.

Report Prepared By:

[redacted]

Special Agent [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 210

Distribution:

TO: DIR, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
([redacted]@us.army.smil.mil)([redacted]@us.army.smil.mil)
CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@belvoirdms.army.smil.mil)
CDR, 3RD MILITARY POLICE GROUP (CID)
([redacted]@force1.army.smil.mil)
DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
([redacted]@us.army.smil.mil)
PROVOST MARSHAL, MNF-I, AL FAW PALACE
([redacted]@iraq.centcom.smil.mil) ([redacted]@iraq.centcom.smil.mil)
CDR, 10TH MP BN (CID) (FWD)
([redacted]@iraq.centcom.smil.mil) ([redacted]@iraq.centcom.smil.mil)
CDR, 76TH MP DET (CID)(FWD)
([redacted]@iraq.centcom.smil.mil)
DET SGT, 76th Military Police DET
([redacted]@iraq.centcom.army.smil.mil)
CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ
([redacted]@iraq.centcom.smil.mil)
SJA, 452ND MP DET, 43RD MP BDE, BCCF, ABU GHRAIB, IZ
([redacted]@iraq.centcom.smil.mil)
CDR, DETAINEE OPERATIONS, ATTN: CPT [redacted], MNF-1, TF 134,
([redacted]@iraq.centcom.smil.mil)
(DIA) DEFENSE INTELLIGENCE AGENCY
([redacted]@dia.smil.mil)
1 - File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 211

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP CROPPER IRAQ CID OFFICE
BAGHDAD, IRAQ APO AE 09342

CIRF-ZA-BD

7 Sep 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – CORRECTED FINAL/SSI – 0206-2005-CID789 -39288 –5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 2 DEC 2005, 0710 - 2 DEC 2005, 0732; 344TH FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 02 DEC 2005, 0800

INVESTIGATED BY: SA [redacted] SA [redacted]

SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

VICTIM: 1. AL-ZUBAYDI, MUHAMMED HAMZA; INTERNMENT SERIAL NUMBER (ISN) [redacted] (DECEASED); 28 JUL 1938; BABYLON, IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 22 APR 2003; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation"

On 2 Dec 05, this office was notified by the Patient Administration Department (PAD), 344th Field Medical Hospital, BCCF, Abu Ghraib, IZ (AGI), of a detainee death.

Investigation revealed AL-ZUBAYDI was transported from the Camp Cropper Detention Facility, Baghdad, Iraq to the 344TH Field Medical Hospital, BCCF, AGI for extreme chest pains. Between 20 Nov 05 to 2 Dec 05, AL-ZUBAYDI suffered heart failure three times and on 2 Dec 05, AL-ZUBAYDI died a natural death as a result of Hypertensive Atherosclerotic Cardiovascular Disease.

STATUTES:

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 212

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] Dec 05, detailing the initial notification; collection of detainee records of AL-ZUBAYDI; interview of medical personnel; collection of preliminary death certificate and medical records.

2. Photographic Packet containing 12 photographs.

a. Packet containing photographs 1-12 (AL-ZUBAYDI).

3. Personal Data Report (PDR) pertaining to AL-ZUBAYDI, 23 Sep 03.

4. Medical Records pertaining to AL-ZUBAYDI, various dates.

5. AIR of SA [redacted] Fort Meade Resident Agency (CID), Fort Meade, MD 20755, 20 Dec 05, detailing the receipt of the Request for Assistance and attending the autopsy.

6. Photographic Packet containing 10 photographs.

a. Packet containing photographs 13-22 (Autopsy).

7. Fingerprints pertaining to AL-ZUBAYDI (USACRC copy only).

8. AIR of SA [redacted] 26 Jul 06, detailing the receipt of the final autopsy report and death certificate of AL-ZUBAYDI.

9. Death Certificate, 9 Dec 05, pertaining to AL-ZUBAYDI.

10. Autopsy Report, ME05-1157, 23 Jun 06, pertaining to AL-ZUBAYDI.

11. Compact disc 050206.789 containing all photographic images and the originals of Exhibits 2 and 6 (USACRC and file copies only)

12. Compact disc containing the images of the autopsy of AL-ZUBAYDI (USACRC and file copies only).

NOT ATTACHED:

None.

The originals of Exhibits 1, 2, 5 through 8 and 11 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 9, 10 and 12 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The originals of Exhibit 4 are retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]
Special Agent [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil) [redacted]us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]@iraq.centcom.smil.mil)
1- CDR, CAMP CROPPER, MNC-I, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, CAMP CROPPER, IZ
[redacted]iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: LT [redacted]
[redacted]s-raq.centcom.smil.mil)

1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, CAMP CROPPER, IZ
[redacted]raq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850
[redacted]@us.army.smil.mil[redacted]@us.army.smil.mil)
1 - File

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP CROPPER IRAQ CID OFFICE
BAGHDAD, IRAQ APO AE 09342

CIRF-ZA-BD

7 Sep 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – CORRECTED FINAL/SSI – 0206-2005-CID789 -39288 –5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 2 DEC 2005, 0710 - 2 DEC 2005, 0732; 344TH FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 02 DEC 2005, 0800

INVESTIGATED BY: SA [redacted], SA [redacted] SA [redacted]

SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

VICTIM: 1. AL-ZUBAYDI, MUHAMMED HAMZA; INTERNMENT SERIAL NUMBER (ISN) [redacted] (DECEASED); 28 JUL 1938; BABYLON, IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 22 APR 2003; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation"

On 2 Dec 05, this office was notified by the Patient Administration Department (PAD), 344th Field Medical Hospital, BCCF, Abu Ghraib, IZ (AGI), of a detainee death.

Investigation revealed AL-ZUBAYDI was transported from the Camp Cropper Detention Facility, Baghdad, Iraq to the 344TH Field Medical Hospital, BCCF, AGI for extreme chest pains. Between 20 Nov 05 to 2 Dec 05, AL-ZUBAYDI suffered heart failure three times and on 2 Dec 05, AL-ZUBAYDI died a natural death as a result of Hypertensive Atherosclerotic Cardiovascular Disease.

STATUTES:

b(2), b(6), b(7)(C)

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] Dec 05, detailing the initial notification; collection of detainee records of AL-ZUBAYDI; interview of medical personnel; collection of preliminary death certificate and medical records.

2. Photographic Packet containing 12 photographs.

a. Packet containing photographs 1-12 (AL-ZUBAYDI).

3. Personal Data Report (PDR) pertaining to AL-ZUBAYDI, 23 Sep 03.

4. Medical Records pertaining to AL-ZUBAYDI, various dates.

5. AIR of SA [redacted] ort Meade Resident Agency (CID), Fort Meade, MD 20755, 20 Dec 05, detailing the receipt of the Request for Assistance and attending the autopsy.

6. Photographic Packet containing 10 photographs.

a. Packet containing photographs 13-22 (Autopsy).

7. Fingerprints pertaining to AL-ZUBAYDI (USACRC copy only).

8. AIR of SA [redacted], 26 Jul 06, detailing the receipt of the final autopsy report and death certificate of AL-ZUBAYDI.

9. Death Certificate, 9 Dec 05, pertaining to AL-ZUBAYDI.

10. Autopsy Report, ME05-1157, 23 Jun 06, pertaining to AL-ZUBAYDI.

11. Compact disc 050206.789 containing all photographic images and the originals of Exhibits 2 and 6 (USACRC and file copies only)

12. Compact disc containing the images of the autopsy of AL-ZUBAYDI (USACRC and file copies only).

NOT ATTACHED:

None.

b(6), b(7)(C)

The originals of Exhibits 1, 2, 5 through 8 and 11 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 9, 10 and 12 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The originals of Exhibit 4 are retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
([redacted]@sbelvoirdms.army.smil.mil)([redacted]us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
([redacted]us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
([redacted]@iraq.centcom.smil.mil[redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
([redacted]@iraq.centcom.smil.mil)
1- CDR, CAMP CROPPER, MNC-I, CAMP CROPPER, IZ
([redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
([redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, CAMP CROPPER, IZ
([redacted]iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: LT[redacted]
([redacted]@s-raq.centcom.smil.mil)

1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850
[redacted]@us.army.smil.mi[redacted]@us.army.smil.mil)
1 - File

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP CROPPER IRAQ CID OFFICE
BAGHDAD, IRAQ APO AE 09342

CIRF-ZA-BD 3 Sep 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0206-2005-CID789 -39288 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 2 DEC 2005, 0710 - 2 DEC 2005, 0732; 344TH FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 02 DEC 2005, 0800

3. INVESTIGATED BY: SA [redacted], SA [redacted], SA [redacted]

4. SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

5. VICTIM: 1. AL-ZUBAYDI, MUHAMMED HAMZA; INTERNMENT SERIAL NUMBER (ISN) [redacted] (DECEASED); 28 JUL 1938; BABYLON, IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 22 APR 2003; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation"

On 2 Dec 05, this office was notified by the Patient Administration Department (PAD), 344th Field Medical Hospital, BCCF, Abu Ghraib, IZ (AGI), of a detainee death.

Investigation revealed AL-ZUBAYDI was transported from the Camp Cropper Detention Facility, Baghdad, Iraq to the 344TH Field Medical Hospital, BCCF, AGI for extreme chest pains. Between 20 Nov 05 to 2 Dec 05, AL-ZUBAYDI suffered heart failure three times and on 2 Dec 05, AL-ZUBAYDI died a natural death as a result of Hypertensive Atherosclerotic Cardiovascular Disease.

STATUTES: b(2), b(6), b(7)(C)

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 2 Dec 05, detailing the initial notification; collection of detainee records of AL-ZUBAYDI; interview of medical personnel; collection of preliminary death certificate and medical records.

2. Photographic Packet containing 12 photographs.

a. Packet containing photographs 1-12 (AL-ZUBAYDI).

3. Personal Data Report (PDR) pertaining to AL-ZUBAYDI, 23 Sep 03.

4. Medical Records pertaining to AL-ZUBAYDI, various dates.

5. AIR of SA [redacted] Fort Meade Resident Agency (CID), Fort Meade, MD 20755, 20 Dec 05, detailing the receipt of the Request for Assistance and attending the autopsy.

6. Photographic Packet containing 55 photographs.

a. Packet containing photographs 13-32 (Autopsy).

b. Packet containing photographs 33-52 (Autopsy).

c. Packet containing photographs 53-67 (Autopsy).

7. Fingerprints pertaining to AL-ZUBAYDI (USACRC copy only).

8. AIR of SA [redacted] 26 Jul 06, detailing the receipt of the final autopsy report and death certificate of AL-ZUBAYDI.

9. Death Certificate, 9 Dec 05, pertaining to AL-ZUBAYDI.

10. Autopsy Report, ME05-1157, 23 Jun 06, pertaining to AL-ZUBAYDI.

NOT ATTACHED:

None.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 221

The originals of Exhibits 1, 2, 5, 7 and 8 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 6, 9 and 10 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The originals of Exhibit 4 are retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]
Special Agent [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil) [redacted]us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]s.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil [redacted]iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]@iraq.centcom.smil.mil)
1- CDR, CAMP CROPPER, MNC-I, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: LT [redacted]
[redacted]s-raq.centcom.smil.mil)
1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, CAMP CROPPER, IZ

[redacted]@iraq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850
[redacted]@us.army.smil.mi[redacted]@us.army.smil.mil)
1 - File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 223

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP CROPPER IRAQ CID OFFICE
BAGHDAD, IRAQ APO AE 09342

CIRF-ZA-BD

7 Sep 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – CORRECTED FINAL/SSI – 0216-2005-CID789 -39293 –5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 18 DEC 2005, 1800 – 18 DEC 2005, 1820; 344TH FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 18 DEC 2005, 1930

3. INVESTIGATED BY: SA [redacted], SA [redacted]

4. SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

5. VICTIM: 1. RAKAD, HASSAN HADAN; INTERNMENT SERIAL NUMBER (ISN) [redacted] 1 JAN 1939; IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 4 OCT 2005; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation"

On 18 Dec 05, this office was notified by the Patient Administration Department (PAD), 344th Field Medical Hospital, BCCF, Abu Ghraib, IZ (AGI), of a detainee death.

Investigation revealed RAKAD was admitted to the 344TH Field Medical Hospital, BCCF, AGI for surgery to correct a non-reducible hernia. In addition, RAKAD had a pre-existing congestive heart condition. Between 17 Dec 05 to 18 Dec 05, RAKAD suffered heart failure six times and on 18 Dec 05, RAKAD died a natural death as a result of Sepsis due to Bilateral Lobar Pneumonia due to recent Inguinal Hernia Surgery.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 224

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Dec 05, detailing the initial notification; collection of detainee records of RAKAD; interview of medical personnel; collection of death certificate and medical records.

2. Photographic Packet containing 5 photographs.

   a. Packet containing photographs 1-5 (RAKAD).

3. Personal Data Report (PDR) pertaining to RAKAD, 11 Oct 05.

4. Medical Records pertaining to RAKAD, various dates.

5. Death Certificate, 18 Dec 05, pertaining to RAKAD.

6. AIR of SA [redacted] Aberdeen Proving Ground (APG) Resident Agency (CID), Aberdeen Proving Ground, MD 21005, 22 Dec 05, detailing the receipt of the Request for Assistance and attending the autopsy.

7. Photographic Packet containing 18 photographs.

   a. Packet containing photographs 6- 23 (Autopsy).

8. Fingerprints pertaining to RAKAD (USACRC copy only).

9. AIR of SA [redacted] 29 Jul 06, detailing the receipt of the final autopsy report pertaining to RAKAD.

10. Autopsy Report, ME05-1190, 20 Jul 06, pertaining to RAKAD.

11. Compact disc 050216.789 containing all photographic images and the originals of Exhibits 2 and 7 (USACRC and file copies only).

12. Compact disc containing the images of the autopsy of RAKAD (USACRC and file copies only).

NOT ATTACHED:

None.

b(6), b(7)(C)

The originals of Exhibits 1, 2, 6 through 9 and 11 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ The original of Exhibits 10 and 12 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhibits 4 and 5 are retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil[redacted]@us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]@us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil)[redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]@iraq.centcom.smil.mil)
1- CDR, CAMP CROPPER, MNC-I, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: LT [redacted]
[redacted]@s-raq.centcom.smil.mil)

1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, CAMP CROPPER, IZ
([redacted]@iraq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850
([redacted]@us.army.smil.mil; [redacted]@us.army.smil.mil)
1 - File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 227

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP CROPPER IRAQ CID OFFICE
BAGHDAD, IRAQ APO AE 09342

CIRF-ZA-BD 7 Sep 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – CORRECTED FINAL/SSI – 0216-2005-CID789 -39293 –5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 18 DEC 2005, 1800 – 18 DEC 2005, 1820; 344TH FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 18 DEC 2005, 1930

3. INVESTIGATED BY: SA [redacted], SA [redacted]

4. SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

5. VICTIM: 1. RAKAD, HASSAN HADAN; INTERNMENT SERIAL NUMBER (ISN) [redacted] 1 JAN 1939; IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 4 OCT 2005; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation"

On 18 Dec 05, this office was notified by the Patient Administration Department (PAD), 344th Field Medical Hospital, BCCF, Abu Ghraib, IZ (AGI), of a detainee death.

Investigation revealed RAKAD was admitted to the 344TH Field Medical Hospital, BCCF, AGI for surgery to correct a non-reducible hernia. In addition, RAKAD had a pre-existing congestive heart condition. Between 17 Dec 05 to 18 Dec 05, RAKAD suffered heart failure six times and on 18 Dec 05, RAKAD died a natural death as a result of Sepsis due to Bilateral Lobar Pneumonia due to recent Inguinal Hernia Surgery.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION: b(2), b(6), b(7)(C)

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Dec 05, detailing the initial notification; collection of detainee records of RAKAD; interview of medical personnel; collection of death certificate and medical records.

2. Photographic Packet containing 5 photographs.

a. Packet containing photographs 1-5 (RAKAD).

3. Personal Data Report (PDR) pertaining to RAKAD, 11 Oct 05.

4. Medical Records pertaining to RAKAD, various dates.

5. Death Certificate, 18 Dec 05, pertaining to RAKAD.

6. AIR of SA [redacted] Aberdeen Proving Ground (APG) Resident Agency (CID), Aberdeen Proving Ground, MD 21005, 22 Dec 05, detailing the receipt of the Request for Assistance and attending the autopsy.

7. Photographic Packet containing 18 photographs.

a. Packet containing photographs 6- 23 (Autopsy).

8. Fingerprints pertaining to RAKAD (USACRC copy only).

9. AIR of SA [redacted] 29 Jul 06, detailing the receipt of the final autopsy report pertaining to RAKAD.

10. Autopsy Report, ME05-1190, 20 Jul 06, pertaining to RAKAD.

11. Compact disc 050216.789 containing all photographic images and the originals of Exhibits 2 and 7 (USACRC and file copies only).

12. Compact disc containing the images of the autopsy of RAKAD (USACRC and file copies only).

NOT ATTACHED:

None.

The originals of Exhibits 1, 2, 6 through 9 and 11 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 10 and 12 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhibits 4 and 5 are retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil [redacted]@us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]@us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]iraq.centcom.smil.mil)
1- CDR, CAMP CROPPER, MNC-I, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: LT [redacted]
[redacted]@s-raq.centcom.smil.mil)

b(2) b(6) b(7)(C)
ACLU DETAINEE DEATH 2 CID 230

1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850
[redacted]@us.army.smil.m[redacted]@us.army.smil.mil)
1 - File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 231

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP CROPPER IRAQ CID OFFICE
BAGHDAD, IRAQ APO AE 09342

CIRF-ZA-BD 3 Sep 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0216-2005-CID789 -39293 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 18 DEC 2005, 1800 – 18 DEC 2005, 1820; 344TH FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 18 DEC 2005, 1930

3. INVESTIGATED BY: SA [redacted] SA [redacted]

4. SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

5. VICTIM: 1. RAKAD, HASSAN HADAN; INTERNMENT SERIAL NUMBER (ISN) [redacted], 1 JAN 1939; IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 4 OCT 2005; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation"

On 18 Dec 05, this office was notified by the Patient Administration Department (PAD), 344th Field Medical Hospital, BCCF, Abu Ghraib, IZ (AGI), of a detainee death.

Investigation revealed RAKAD was admitted to the 344TH Field Medical Hospital, BCCF, AGI for surgery to correct a non-reducible hernia. In addition, RAKAD had a pre-existing congestive heart condition. Between 17 Dec 05 to 18 Dec 05, RAKAD suffered heart failure six times and on 18 Dec 05, RAKAD died a natural death as a result of Sepsis due to Bilateral Lobar Pneumonia due to recent Inguinal Hernia Surgery.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 232

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Dec 05, detailing the initial notification; collection of detainee records of RAKAD; interview of medical personnel; collection of death certificate and medical records.

2. Photographic Packet containing 5 photographs.

   a. Packet containing photographs 1-5 (RAKAD).

3. Personal Data Report (PDR) pertaining to RAKAD, 11 Oct 05.

4. Medical Records pertaining to RAKAD, various dates.

5. Death Certificate, 18 Dec 05, pertaining to RAKAD.

6. AIR of SA [redacted] Aberdeen Proving Ground (APG) Resident Agency (CID), Aberdeen Proving Ground, MD 21005, 22 Dec 05, detailing the receipt of the Request for Assistance and attending the autopsy.

7. Photographic Packet containing 74 photographs.

   a. Packet containing photographs 6- 26 (Autopsy).

   b. Packet containing photographs 27-46 (Autopsy).

   c. Packet containing photographs 47-66 (Autopsy).

   d. Packet containing photographs 67-80 (Autopsy).

8. Fingerprints pertaining to RAKAD (USACRC copy only).

9. AIR of SA [redacted] 9 Jul 06, detailing the receipt of the final autopsy report pertaining to RAKAD.

10. Autopsy Report, ME05-1190, 20 Jul 06, pertaining to RAKAD.

NOT ATTACHED:

None.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 233

The originals of Exhibits 1, 2, 6, 8 and 9 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 7 and 10 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhibits 4 and 5 are retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]
Special Agent,

Report Approved By:

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
([redacted]@sbelvoirdms.army.smil.mil[redacted]@us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
([redacted]@us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
([redacted]@iraq.centcom.smil.mil)[redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
([redacted]@iraq.centcom.smil.mil)
1- CDR, CAMP CROPPER, MNC-I, CAMP CROPPER, IZ
([redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
([redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, CAMP CROPPER, IZ
([redacted]@iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: LT [redacted]
([redacted]s-raq.centcom.smil.mil)

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 234

1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, CAMP CROPPER, IZ
[redacted]@iraq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850
[redacted]s.army.smil.mi[redacted]@us.army.smil.mil)
1 - File

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
76th MILITARY POLICE DETACHMENT (CID) (FWD) (-)
10th MILITARY POLICE BATTALION (CID) (FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ
APO AE 09342

CIRF-ZA-BD 24 Jun 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0218-2005-CID789 -39294 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 25 DEC 2005, 1405; 344TH FIELD HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 25 DEC 2005, 1408

INVESTIGATED BY: SA [redacted]
SA [redacted]

SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

VICTIM: 1. AL DULAIMI, MOHAMMED ODA MUKLIF; INTERNMENT SERIAL NUMBER (ISN) [redacted] (DECEASED); 1 JAN 1963; IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 23 JUNE 2005; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation".

On 25 Dec 05, this investigation was initiated when COL [redacted] 344th Field Hospital, BCCF, Abu Ghraib, IZ, notified this office of a detainee death.

Investigation revealed AL DUALAIMI was admitted on 18 Dec 05 for Stevens Johnson Syndrome, a severe form of a skin rash that was caused by an allergic reaction to antibiotics as well as infections, and later died a natural death as a result of Sepsis.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 25 Dec 05, detailing the initial notification; collection of detainee records of AL DULAIMI; and interview of medical personnel.

2. Photographic Packet containing 6 photographs. (AL DULAIMI)

3. Personal Data Report (PDR) pertaining to AL DULAIMI, 1 Jul 05.

4. AIR of SA [redacted] Fort Meade Resident Agency (CID), Fort Meade, MD, 1 Jan 06, detailing the receipt of the Request for Assistance and attending the autopsy.

5. Compact Disc containing the images of the autopsy of AL DULAIMI (USACRC and file copy only).

6. AIR of SA [redacted] 17 May 06, detailing the receipt of the final autopsy report and death certificate of Detainee AL DULAIMI.

7. Autopsy Report, #ME06-0008, 3 May 06, pertaining to AL DULAIMI.

8. Death Certificate, 3 Jan 06, pertaining to AL DULAIMI.

9. Compact Disc 050218.789 containing the photographic images and the originals of Exhibit 2. (USACRC and file copy only).

Not Attached:

None.

The originals of Exhibits 1, 2, 4 through 6 and 9 are forwarded with the USACRC copy of this report. The original of Exhibit 3 are retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 7 and 8 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil) [redacted]@us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID), 4699 N 1st Street, Forest Park, GA
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]@us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil [redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]iraq.centcom.smil.mil)
1- CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: MAJ [redacted]
[redacted]@iraq.centcom.smil.mil)
1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850
[redacted]@us.army.smil.mi [redacted]@us.army.smil.mil)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
31st MILITARY POLICE DETACHMENT (CID)
LSA ANACONDA, BALAD, IRAQ
APO AE 09391

CIRC-CFC

4 DEC 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL(C)/SSI-0251-05-CID919-38313-5H9B

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 21 SEP 05/2104 –21 SEP 05/2120, GRID 38S ME 44500 20170, WEST RIVER ROAD, KIRKUK, IRAQ

2. DATE/TIME REPORTED: 8 OCT 05, 1255

3. INVESTIGATED BY: SA [redacted], SA [redacted]; SA [redacted]

4. SUBJECT: 1. UNKNOWN; [JUSTIFIABLE HOMICIDE]

5. VICTIM: 1. (DECEASED) SHAKUR, ALI JIDEK AZMER; CIV; ISN NUMBER [redacted] MALE; OTHER; KIRKUK MINISTRY, KIRKUK, IRAQ; XZ; NFI; [JUSTIFIABLE HOMICIDE]

6. INVESTIGATIVE SUMMARY:

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

This investigation was initiated upon notification by CW4 [redacted] Assistant Operations Officer, 11th Military Police Battalion (CID), Camp Victory, Iraq, that Mr SHAKUR died while under a physicians care at the 332nd Expeditionary Medical Group Theater Hospital (332nd EMDG), LSA Anaconda, Iraq APO AE 09391 (LSAA).

Investigation determined Mr SHAKUR's vehicle was engaged with a M240B when he approached a Traffic Control Point (TCP) at a high rate of speed and failed to stop for an Iraqi Police Patrol with lighted red and blue emergency lights. Mr SHAKUR suffered a head injury and was transported to the 332nd EMDG, LSAA, where in subsequently died of his wounds.

Investigation established probable cause to believe Mr SHAKUR's death was a Justifiable Homicide, when an Army Regulation 15-6 investigation was conducted and determined Mr SHAKUR'S vehicle was fired upon in accordance with the Rules of Engagement and the proper Escalation of Force was used.

STATUTES:

None.

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of SA [redacted] 8 Oct 05, detailing the initial notification; coordination with Mortuary Affairs, LSAA, the 332nd EMDG, and MAJ [redacted]

2. DD Form 2064, Certificate of Death (Overseas), 8 Oct 05, pertaining to Mr SHAKUR.

3. AF IMT 560, Authorization and Treatment Statement, 8 Oct 05, pertaining to Mr SHAKUR.

4. Patient Treatment Management packet, 8 Oct 05, pertaining to Mr SHAKUR.

5. DA Form 1574, Report of Proceedings by Investigating Officer/Board of Officers, 25 Sep 05, wherein CPT [redacted] determined the shooting of Mr SHAKUR was in accordance with the Rules of Engagement and the proper Escalation of Force.

6. Memorandum For LTC [redacted] 30 Sep 05, wherein MAJ [redacted] Office of the Staff Judge Advocate, determined there was sufficient evidence to support the findings of the AR 15-6 Investigation.

7. AIR of SA [redacted] 8 Oct 05, detailing coordination with the Patient Administration Division, Baghdad Central Confinement Facility; and receipt of Mr SHAKUR'S medical records.

8. Medical Records of Mr SHAKUR, 3 Oct 05.

9. AIR of SA [redacted] 9 Nov 05, detailing coordination with Mortuary Affairs, LSAA, and the Office of the Staff Judge Advocate.

Not Attached:

None.

The originals of Exhibits 1, 7, and 9 are forwarded with the USACRC copy of this report. The originals of Exhibits 2 and 3 are retained in the files of the Mortuary Affairs Office, LSAA. The original of Exhibit 4 is retained in the files of the 332nd EMDG, LSAA. The originals of Exhibits 5 and 6 are retained in the files of Headquarters and Headquarters Company, 116th Brigade Combat Team, FOB Warrior, Iraq, APO AE 09391. The original of Exhibit 8 is retained in the files of the Patient Administration Division, 344th Field Hospital, Baghdad Central Confinement Facility, Abu Ghraib, Iraq APO AE 09342.

STATUS: This is a Final (C) Report. This investigation was terminated in accordance with CIDR 195-1, Section V, paragraph 4-17a (6), in that the Special Agent-in-Charge determined that furtherance of this investigation would be of little or no value and the leads remaining to be developed were not significant. Remaining leads include: the autopsy of Mr SHAKUR; locate, fully identify and interview SSG [redacted] SGT [redacted], SPC [redacted] SPC [redacted] and CPL [redacted], mentioned in Exhibit 5; and conduct canvass interviews of unit personnel. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 241

Report Prepared By:

[redacted]
Special Agent [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:

1 - Dir, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (Original)
1 - Thru: Cdr, 11th Military Police Battalion (CID), Camp Victory, Iraq APO AE 09342
Thru: Cdr, 3rd Military Police Group (CID) (ATTN: Operations), Fort Gillem, GA 30297
To: Headquarters, USACIDC (ATTN: //CIOP-ZA//), Fort Belvoir, VA 22060
1 - Dir, Armed Forces Institute of Pathology (ATTN: AFME), AFIP Annex - Bldg 102, 1413 Research Blvd, Rockville, MD 20858
1 - Office of the Staff Judge Advocate (ATTN: MAJ [redacted] LSA Anaconda, Iraq APO AE 09391
1 - Office of the Provost Marshal (ATTN: MAJ [redacted] LSA Anaconda, Iraq APO AE 09391 (E-mail only)
1 - Cdr, 35th Area Support Group (ATTN: COL [redacted] LSA Anaconda, Iraq APO AE 09391 (E-mail only)
1 - DCO, 3rd Corp Support Command (ATTN: COL [redacted] LSA Anaconda, Iraq APO AE 09391 (E-mail only)
1 - Chief, Investigative Operations Division (E-mail only)
1 - Deputy Chief of Staff for Operations (E-mail only)
1 - CID Current Operations (E-mail only)
1 - CID LNO, MNC-I (For Further Distribution) (E-mail only)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
31st Military Police Detachment (CID)
3d Military Police Group (CID), Building 4010, LSA Anaconda, Iraq
APO AE 09391

CIRF-ZA-AA 18 May 2006

(U) MEMORANDUM FOR SEE DISTRIBUTION

(U) SUBJECT: CID REPORT OF INVESTIGATION - FINAL SSI - 0259-05-CID919-38320-~~5H9B~~ 5H9A

(U) DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 16 OCT 05/1350 - 16 OCT 05/1400, BALAD AIR FORCE THEATER HOSPITAL, LOGISTICAL SUPPORT AREA ANACONDA, BALAD, IRAQ APO AE 09391.

(U) DATE/TIME REPORTED: 16 OCT 05, 1418

(U) INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

(U) SUBJECT:

1. NONE, (NFI); [NATURAL CAUSES]

(U) VICTIM:

1. GANIUR, MOHAMED-ALI; CIV; IRAQI; BATTALION INTERNMENT FACILITY [redacted]; 1 JAN 1987; RABIAH; IZ; MALE; OTHER; RABIAH, IZ; XZ; AKA: MUHAMMAD GHANIM MUHAMMAD; MOHAMED-ALI, MONHND, GANIM; [NATURAL CAUSES]

(U) INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION

b(2), b(6), b(7)(C)

(U) This office was notified by the Military Police Desk Sergeant, 939th Military Police Detachment, Logistical Support Area Anaconda, Balad, Iraq, APO AE 09391 (LSAA), of an undetermined death of a detainee.

(U) Investigation established MR GANIUR was being treated for an inner ear infection when it was discovered he had an intracranial abscess which subsequently resulted in his death. An autopsy conducted by the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner determined the cause of death was a result of an intracranial abscess and the manner of death was natural causes.

(U) STATUTES:

(U) None

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

(U) 1. Agent's Investigative Report (AIR) of SA [redacted] 17 Oct 05, detailing notification, interviews of medical personnel MAJ [redacted] and MAJ [redacted]; interviews of PFC [redacted] and with mortuary affairs SPC [redacted]

(U) 2. Sworn Statement of PFC [redacted] 16 Oct 05, detailing his observations of Mr. GANIUR while guarding him at the Talifar RIF, and at the Balad Air Force Theater Hospital.

(U) 3. Certificate of Death (Overseas), 16 Oct 05, of Mr GANIUR.

(U) 4. Medical Treatment File of Mr GANIUR.

(U) 5. DD Form 890, Record Of Identification Processing, 16 Oct 05, of Mr GANIUR.

[redacted] 6. Detainee packet of Mr GANIUR, 1 Oct 05. (USACRC and File Copy Only).

(U) 7. AIR SA [redacted] 27 Nov 05, detailing interviews of medical personnel LTC [redacted] MAJ [redacted] and MAJ [redacted] and the receipt of SA [redacted] and SA [redacted] investigative activities.

(U) 8. Bio-Ethics Committee Memorandum, 9 Sept 05.

(U) 9. Minutes from Ethics Committee hearing pertaining to Mr GANIUR, 16 Oct 05.

(U) 10. AIR of SA [redacted], 18 Oct 05, detailing attending Mr GANIUR autopsy.

(U) 11. AIR of SA [redacted] 19 Oct 05, detailing the initial result pertaining to Mr GANIUR autopsy.

b(6), b(7)(C)

(U) 12. AIR of SA [redacted] 16 May 06, detailing the receipt of the autopsy report and coordination with the Staff Judge Advocate MAJ [redacted]

(U) 13. Certificate of Death (Overseas), 18 Oct 05, of Mr GANIUR.

(U) 14. Armed Forces Autopsy Examination Report, 19 Oct 05, of Mr GANIUR.

(U) 15. Consultation Report on Contributor Material, 27 Oct 05, of Mr GANIUR.

(U) 16. Photographic packet comprised of 5 photographs pertaining to Mr GANIUR autopsy. (USACRC, USACIDC, AFIP, and File Copy Only).

(U) 17. Compact disc number 050259.919, containing all original photographic images and the originals of Exhibit 16. (USACRC, USACIDC, AFIP, and File Copy Only).

(U) NOT ATTACHED:

(U) NONE

(U) The originals of Exhibits 1, 2, 7, 10, 11 and 12 are attached to the USACRC copy of this report. The originals of Exhibits 3, 4, 8 and 9 are maintained in the files of the 332nd Air Force Theater Hospital, Logistical Support Area Anaconda, Balad, Iraq APO AE 09391. The original of Exhibit 5 is maintained in the files of the 311th Quartermaster Company, Logistical Support Area Anaconda, Balad, Iraq APO AE 09391. The original of Exhibit 6 is maintained at the Headquarter, 3D Armored Cavalry Regiment, Camp Sykes, Ninewa Province, Iraq APO AE 09379. The originals of Exhibits 13, 14 and 15 are maintained at the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Blvd, Bldg 102, Rockville, MD 20850.

(U) STATUS: This is a Final Report.

(U) Commander's Report of Disciplinary Action is not required.

REPORT PREPARED BY

[redacted]

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]

Special Agent-in-Charge

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 245

(U) DISTRIBUTION:

1 - Dir, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (Original)
1 - Thru: Cdr, 10th Military Police Battalion (CID) (ABN), Camp Victory, IZ APO AE 09342
Thru: Cdr, 3rd Military Police Group (CID) (ATTN: Operations), Fort Gillem, GA 30297
To: Headquarters, USACIDC (ATTN: //CIOP-ZA//), Fort Belvoir, VA 22060
1 - Cdr, 35th Area Support Group (ATTN: COL [redacted], LSA Anaconda, IZ APO AE 09391 (E-mail only)
1 - DCO, 3rd Corp Support Command (ATTN: COL [redacted], LSA Anaconda, IZ APO AE 09391 (E-mail only)
1 - Office of the Provost Marshal (ATTN: MAJ [redacted], LSA Anaconda, IZ APO AE 09391 (E-mail only)
1 - Office of the Staff Judge Advocate (ATTN: MAJ [redacted] LSA Anaconda, IZ APO AE 09391
1 - Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner (ATTN: CPT [redacted], 1413 Research Blvd, Bldg 102, Rockville, MD 20850
1 - Chief, Investigative Operations Division (E-mail only)
1 - Deputy Chief of Staff for Operations (E-mail only)
1 - CID Current Operations (E-mail only)
1 - File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 246

DEPARTMENT OF THE ARMY
380TH MILITARY POLICE DETACHMENT (CID)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
LSA ADDER, IRAQ APO AE 09331

CIRB-BAD

21 Jun 05

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI– 0012-05-CID939-38708 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 16 FEB 05, 1630 – 16 FEB 05, 1632; 82ND COMBAT SUPPORT HOSPITAL (CSH), TALLIL, IRAQ, APO AE 09331 (TIZ)

DATE/TIME REPORTED: 16 FEB 05, 1900

INVESTIGATED BY: SA [redacted] SA [redacted] SA [redacted] SA [redacted]

SUBJECT: 1. NONE; [NATURAL DEATH]

VICTIM: 1. AL MAJAMAEY, IBRAHIM MOHAMMED JARED (DECEASED); CIVILIAN DETAINEE; ISN [redacted] 2 FEB 47; SALAH ALDIN, IZ; MALE; WHITE; XZ; [NATURAL DEATH]

INVESTIGATIVE SUMMARY:

THIS IS AN "OPERATION IRAQI FREEDOM 2004-2006" INVESTIGATION.

On 16 Feb 05, the 11TH Military Police Battalion (CID), Camp Victory, Iraq notified this office of the death of an Iraqi Detainee at the Intensive Care Unit (ICU), 82nd CSH, TIZ.

Investigation established AL MAJAMAEY died while a patient at the 82nd CSH, TIZ. The cause of death was Atherosclerotic Cardiovascular Disease and the manner of death was natural.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 6 Feb 05, detailing the initial complaint; coordinations with medical personnel and 11th MP BN; and the receipt of the Certificate of Death, Hospital Report of Death and Medical Records.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 247

2. Certificate of Death of AL MAJAMAEY, 16 Feb 05.

3. Hospital Report of Death of AL MAJAMAEY, 16 Feb 05.

4. Compact Disk (CD) containing the Medical Records of AL MAJAMAEY.

5. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency (CID), 15 Mar 05, detailing the autopsy of AL MAJAMAEY.

6. CD containing the autopsy photos of AL MAJAMAEY. (USACRC, USACIDC and file copy only)

7. AIR of SA [redacted] 48th MP Det (CID) (FWD), 9 Mar 05, detailing the RFA request; coordination's with Mortuary Affairs and 380th MP CID Office, TIZ.

8. DD Form 1075, Convoy List of Remains, 19 Feb 05.

9. DD Form 1149, Mortuary Operations Shipping Document, 19 Feb 05

10. DD Form 893, Anatomical Chart pertaining to AL MAJAMAEY.

11. DD Form 890, Record of Identification Processing, 20 Feb 05.

12. DD Form 1076, 19 Feb 05.

13. AIR of SA [redacted] 8 Jun 05, detailing the receipt of the Detainee Personnel Report and Final Autopsy Report.

14. Detainee Personnel Report of AL MAJAMAEY, 25 Apr 05.

15. Autopsy Report of AL MAJAMAEY, 9 Jun 05, relating the cause of death as Atherosclerotic Cardiovascular Disease and the manner of death as natural. (USACRC, USACIDC and file copy only)

16. CD containing post mortem photos of AL MAJAMAEY while at Tallil, IZ.

17. Post Mortem Fingerprints of AL MAJAMAEY. (USACRC only)

NOT ATTACHED:

None

The originals of Exhibits 1, 4 through 8, 11 through 13, 16 and 17 are attached to the USACRC copy of this report. The originals of Exhibits 2 and 3 are retained in the files of the 82nd CSH, TIZ. The originals of Exhibits 9 and 10 are retained in the files of Mortuary Affairs, BIAP, Iraq. The original of Exhibit 14 is retained in the files of the 105th Military Police Battalion, Camp Bucca, IZ APO AE 09375. The original of Exhibit 15 is retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Blvd., Bldg 102, Rockville, MD 20858.

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

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 248

REPORT PREPARED BY:

[redacted]
Special Agent

REPORT APPROVED BY:

[redacted]
Special Agent in Charge

DISTRIBUTION:

1 - USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)
1 - Thru: CDR, 11th MP BN (CID) (FWD), Building 121, Sapper Street, Camp Victory, Iraq APO AE 09342
Thru: CDR, 3rd MP Group USACIDC, (ATTN: CIRC-OP), 4699 N. 1st Street, Forest Park, GA 30297-5119
To: CDR, USACIDC, ATTN: (CIOP-CO), Fort Belvoir, VA 22060
1 - Director, Armed Forces Institute of Pathology, AFIP Annex, BLDG 102, 1413 Research Blvd, Rockville, MD 20858
1 - CDR, SJA, 122nd CSG, Tallil, Iraq (e-mail only) [redacted]@adder.arfor.army.mil)
1 - PMO, LSA ADDER, Tallil, Iraq (e-mail only) (MAJ [redacted]
1 - File

b(2), b(6), b(7)(C)

[redacted]EL TO MCFI//X1

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
380TH MILITARY POLICE DETACHMENT (CID)
LSA ADDER, TALLIL, IRAQ APO AE 09331

CIRB-BAD

19 December 2005

MEMORANDUM FOR SEE DISTRIBUTION

(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL(C)/SSI– 0026-05-CID939-38718 –5H9B

(U) DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 22 MAR 05/2020; CAMP CHARLIE, IRAQ.

(U) DATE/TIME REPORTED: 22 MAR 05/2300

(U) INVESTIGATED BY: SA [redacted]; SA [redacted]; SA [redacted] SA [redacted]

(U) SUBJECT:
1. (UNKNOWN); [UNDETERMINED MANNER OF DEATH].

(U) VICTIM:
1. AHMED, RAAD HIKMET (DECEASED); ISN [redacted] CIV; XZ; UNKNOWN; M; OTHER; NFI [UNDETERMINED MANNER OF DEATH].

(U) INVESTIGATIVE SUMMARY:

(U) On 22 Mar 05, this office was notified by the 11th Military Police Battalion (CID), Camp Victory, Iraq, of the death of an Iraqi detainee at Camp Charlie, Iraq (CCIZ). Preliminary investigation revealed Mr. AHMED was captured by Iraqi Police (IP) at an unknown location then escorted to CCIZ, where he was pronounced dead at 2020, 22 Mar 05, by medical officials.

(U) Investigation established probable cause to believe person(s) unknown assaulted AHMED in a deliberate manner prior to his death, constituting a wrongful death. AHMED stated to US Forces who transported him to the hospital of the Multi-National Division – Central South (MND-CS) Division Internment Facility (DIF), at CCIZ in a videotaped statement that he was "kidnapped and beaten by a rival clan" (NFI).

[redacted]/REL TO MCFI//X1

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

b(2), b(6), b(7)(C)

1

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

(U) Additionally, AHMED was in the custody of Iraqi Police, at Al Kut, IZ for approximately one week prior to transfer to Coalition Forces custody, during which time the man arrested with him alleged they were both beaten and tortured with electric shock. They received no medical treatment for these injuries.

(U) Although the circumstances leading to AHMED's death are unclear, facts in evidence indicate the injuries which contributed to his death occurred before he was transferred to Coalition Forces custody, and that no U.S. Forces involvement exists. The Office of the Armed Forces Medical Examiner (OAFME), Armed Forces Institute of Pathology (AFIP) conducted a medico-legal autopsy and observed numerous indications of injury; however, without the background with which to give the injuries context, were unable to arrive at a determination regarding AHMED's cause of death. Therefore, the most appropriate characterization of his death remains undetermined.

(U) STATUTES: None.

(U) EXHIBITS/SUBSTANTIATION:

Attached:

1. (U) Agent's Investigative Report (AIR) of SA [redacted] this office, 8 Apr 05, detailing initial notification; coordination with mortuary affairs; interviews of MAJ [redacted] COL [redacted] SSG [redacted] and SSG [redacted] coordinations with Polish Military Police (Detainee Operations), SJA and the Polish Legal Office; review of Mr. AHMED's interview with the IP; coordination with U.S. Army Special Forces and IP; and death scene verification.

2. (U) Sworn Statement of MAJ [redacted] MND-CS, Camp Echo, Iraq, APO AE 09332 (CEIZ), detailing his knowledge and actions upon notification of Mr. AHMED's death, 26 March 2005.

3. (U) Serious Incident Report 05-0001, prepared by the Provost Marshal's Office, Detainee Section, MND-CS, CEIZ, 22 Mar 05.

4. (U) DVD containing the interview of Mr. AHMED.

5. (U) Sworn Statement of SSG [redacted] 10th Special Forces Group (SFG), Camp Delta, Iraq, detailing his interviews with Mr. AHMED, 7 April 2005.

6. (U) Sworn Statement of SSG [redacted] 10th SFG, Camp Delta, Iraq, detailing his interviews with Mr. AHMED, 7 April 2005.

7. (U) Death Scene Verification Sketch, 8 April 2005, prepared by SA [redacted]

8. (U) Compact Disc (CD) 050026.939, containing all photographic images of the Death Scene (USACRC and file copies only).

9. (U) AIR of SA [redacted] Aberdeen Proving Ground (APG) Resident Agency, APG, MD 21005, 8 April 2005, detailing the autopsy of Mr. AHMED.

10. (U) Major Case Fingerprints of Mr. AHMED.

11. (U) CD 05-0252, containing photographic documentation of the Autopsy of Mr. AHMED (USACRC and file copies only).

12. (U) Amended Preliminary Autopsy Report, ME 05-252, 8 April 2005.

13. (U) AIR of SA [redacted] 25 May 2005, detailing coordinations with Mortuary Affairs; receipt of documentation; and review of interviews of Mr. [redacted] and Mr. [redacted]

14. [redacted] Statement of Mr. [redacted] 19 March 2005, detailing his kidnapping (USACRC Copy Only).

15. (U) Copies of medical documentation and statements pertaining to Mr. NAWAF.

16. (U) Copies of photographs of Mr. AHMED and injuries to his back.

17. (U) AIR of SA [redacted] 48th Military Police (MP) Detachment (Det) (CID), Fort Carson, CO 80913, 19 July 05 detailing the interview of SSG [redacted]

18. (U) Sworn Statement of SSG [redacted] detailing his knowledge of the interview of Mr. AHMED, 19 July 2005.

19. (U) AIR of SA [redacted] 87th MP Det (CID), 3d MP Group (CID), Fort Bragg, NC 28310, 20 July 2005, detailing the interview of SGT [redacted]

20. (U) Sworn Statement of SGT [redacted] detailing his lack of information pertaining to this investigation, 20 July 2005.

21. (U) AIR of SA [redacted] this office, 14 Aug 05, detailing the re-interview of SSG [redacted]

22. (U) AIR of SA [redacted] Tampa Branch Office, 905 North Ingraham Ave., Lakeland, FL 33801, 10 September 2005, detailing his interviews of SGT [redacted] (USMC), LCPL [redacted] USMC), CPL [redacted] (USMC), LCPL [redacted] (USMC) and LCPL [redacted] USMC).

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

23. (U) Sworn Statement of SGT [redacted] detailing his actions and observations during the transport of Mr. AMHED from IP to Polish custody, 10 September 2005.

24. (U) Sworn Statement of LCPL [redacted] detailing his actions and observations during the transport of Mr. AMHED from IP to Polish custody, 10 September 2005. Sworn Statement of detailing his actions and observations during the transport of Mr. AMHED from IP to Polish custody,

25. (U) Sworn Statement of CPL [redacted] detailing his actions and observations during the transport of Mr. AMHED from IP to Polish custody, 10 September 2005.

26. (U) Sworn Statement of LCPL [redacted] detailing his actions and observations during the transport of Mr. AMHED from IP to Polish custody, 10 September 2005.

27. (U) AIR of SA [redacted] 13 Nov 05, detailing the coordination with AFIP, receipt of the Final Autopsy Report, and second review of the detainee interview video.

28. (U) Final Autopsy Report, ME 05-252, 24 October 2005, listing the cause and manner of death as Undetermined.

29. (U) AIR of SA [redacted] New England Branch Office, 3d Military Police Group (CID), Devens, MA 01433, 2 Dec 05, detailing the interview of 1LT [redacted]

30. (U) Sworn Statement of 1LT [redacted], detailing her observations during the transfer of Mr. AHMED from IP to Polish Military control, 1 Dec 05.

31. (U) U.S. Naval Criminal Investigative Service (NCIS), Special Inquiry (II) Report, 16NOV05-NENP-0218-7XMA/C, of SA [redacted] U.S. NCIS Field Office, New Port, RI, 16 Nov 05, detailing the interview of LCPL [redacted]

32. (U) Sworn Statement of LCPL [redacted] 16 Nov 05, detailing his knowledge of the injuries to Mr. AHMED.

(U) Not Attached:

(U) None

(U) The originals of Exhibits 1, 2, 4 though 11, 13, and 17 through 32, are forwarded with the USACRC copy of this report. The original of Exhibit 3 is maintained in the files of the Provost Marshal's Office, Detainee Section, Multinational Division Central South, Camp Echo, Iraq.

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

The original of Exhibit 14 is maintained in the files of MND-CS. The originals of Exhibits 15 and 16 are retained by Polish Military Forces (NFI).

(U) STATUS: This is a Final (C) Report. This investigation is being terminated IAW CIDR 195-1, Para 4-17 a (1) in that "in overseas areas, the personnel involved as subjects are local or third country nationals or non-DoD affiliated civilians and the local foreign country prosecutor has determined that under local law there is probable cause to believe that the subjects committed the offenses".

(U) At the time of this crime, the Iraqi Police and Central Criminal Courts structure was not sufficiently developed to effect an appropriate referral, despite the evidence of misconduct by unidentified Iraqi Police and civilian personnel, for which the US Army lacks investigative jurisdiction. There was no Status of Forces Agreement in effect at the time of this crime; however, the matter was referred to the Iraqi Ministry of Justice through the MNF-I Office of the Staff Judge Advocate.

(U) No Commander's Report of Disciplinary Action Taken is anticipated to be forthcoming.

(U) Leads remaining include, but are not limited to the following: pursuit of the actions of the Iraqi Police at the Al Kut Police Station, identification of the rival clan members who kidnapped and physically assaulted AHMED and additional interviews with Coalition (Polish) medical personnel.

REPORT PREPARED AND APPROVED BY:

[redacted]

Special Agent in Charge

b(6), b(7)(C)

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

ACLU DETAINEE DEATH 2 CID 254

[redacted]//REL TO MCFI//X1

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

(U) DISTRIBUTION:

1- USACRC, (ATTN: CICR-CR), 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)

1- Thru: CDR, 11th MP BN (CID) (FWD), Building 121, Sapper Street, Camp Victory, Iraq APO AE 09342

CDR, 3rd MP Group USACIDC, (ATTN: CIRC-OP), 4699 N. 1st Street, Forest Park, GA 30297-5119

To: CDR, USACIDC (ATTN: CIOP-CO) Fort Belvoir, VA 22060

1- Office of the Armed Forces Medical Examiner (OAFME), Armed Forces Institute of Pathology (AFIP), Dover, DE (E-mail only)

1- PMO LSA Adder, TIZ (e-mail only) [redacted]@tlab.centaf.af.mil)

1- File

b(6), b(7)(C)

[redacted]/REL TO MCFI//X1

REGARD AS UNCLASSIFIED, FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE WHEN EXHIBIT 14 IS REMOVED

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
76th MP Det (CID), Camp Slayer, IZ APO AE 09342

01 Nov 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0209-2006-CID259-75994 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 21 JUL 2006, 1400 - 21 JUL 2006, 1815; UNKNOWN LOCATION, SOUTHWEST OF MAHMUDIYAH, IRAQ

DATE/TIME REPORTED: 21 JUL 2006, 1745

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [CHANGE] UNKNOWN, ; [JUSTIFIABLE HOMICIDE] (NFI)

VICTIM:
1. UNKNOWN, (DECEASED) ; IRAQ; MALE; WHITE; XZ ; AKA: TAG NUMBER [redacted] ; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

This investigation was initiated after this office received notification by Sather Air Base Emergency Medical Services (EMEDS), Sather Air Base, Baghdad International Airport (BIAP), Baghdad, Iraq, APO AE 09342, that an unknown Iraqi male died from gunshot wounds while enroute to EMEDS via air ambulance.

Investigation revealed on 21 Jul 06, members of the 2/4/6 Iraqi Army reacted to a tip that Iraqi

b(2), b(6), b(7)(C)

1

insurgents were attacking a local neighborhood just southwest of Mahmudiyah. Upon making contact with the Iraqi insurgents, the Iraqi Army received small arms fire. They engaged the insurgents and returned fire, which resulted in four insurgents being wounded who were transported to the Mahmudiyah aid station. The four insurgents were medically evacuated to BIAP. During the flight, one of the insurgents succumbed to his wounds and died.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 22 Jul 06, detailing initial notification, interviews of COL [redacted] and SP[redacted] and coordination with 2LT [redacted] and SSG [redacted]

2. Certificate of Death, 21 Jul 06, detailing cause of death.

3. DA Form 3910, Death Tag, 21 Jul 06, detailing place of death.

4. U.S. Field Medical Card, not dated, detailing patient's treatment.

5. 1/502nd Infantry Regiment treatment document, 21 Jul 06, detailing patient's treatment.

6. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency (CID), Aberdeen Proving Ground, MD, 7 Aug 06, detailing attendance of the autopsy of an unknown Iraqi National.

7. Fingerprint card of unknown Iraqi male, 4 Aug 06.

8. Compact Disc, ME 06-0665, 7 Aug 06, containing all photographic images exposed during the autopsy of the unknown Iraqi male. (USACRC copy only)

9. AIR of SA [redacted] 11 Oct 06, detailing receipt of Final Autopsy Report and Certificate of Death.

10. Final Autopsy Report of unknown Iraqi male, 13 Sep 06, detailing the cause and manner of death.

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 257

11. Certificate of Death pertaining to unknown Iraqi male, 7 Aug 06.

12. AIR of SA [redacted] Camp Bucca, Iraq, 18 Oct 06, detailing interviews of Mr. [redacted] and Mr [redacted].

13. AIR of SA [redacted] Camp Cropper, Iraq, 20 Oct 06, detailing interview of Mr. [redacted].

14. Photographic packet (CD) comprised of five photographs.

a. Packet containing photographs 1-5 (Unknown Iraqi male).

15. Compact disc 060209.259 containing all photographic images and the originals of Exhibit 14. (USACRC and file copies only)

Not Attached:

None.

The originals of Exhibits 1, 3 through 7, 9 and 12 through 15 are forwarded with the USACRC copy of this report. The originals of 2, 8, 10 and 11 are maintained in the files of the Armed Forces Institute of Pathology (AFIP), 1413 Research Blvd, Building 102, Rockville, MD 20850.

STATUS: This is a Final Report.

b(6), b(7)(C)

3

ACLU DETAINEE DEATH 2 CID 258

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, 6010 6th St, Ft Belvoir, VA 22060
CDR, 10th MP Bn (CID) (ABN), Camp Victory, IZ 09342
CDR, 3D MP GRP (CID), Ft Gillem, GA 30297
CDR, 76th MP Det (CID), 10th MP BN (CID), Camp Victory, APO AE 09342
Cdr, MNF-I, TF 134, Camp Victory, IZ 09342
CDR, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
PMO, MNC-I, ATTN: COL [redacted] Al Faw Palace, Camp Victory, IZ 09342
SJA, MNC-I ATTN: LTC [redacted] Camp Victory IZ, 09342
Cdr, 727th MP Det, Camp Victory, IZ 09342
OAFME, AFIP, 1413 Research Blvd, Bldg 102, Rockville, MD 20850
FILE

b(2), b(6), b(7)(C)

4

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Slayer CID Office

21 Mar 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0333-2006-CID259-76035 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 02 DEC 2006, 0951 - 02 DEC 2006, 0951; 21ST COMBAT ARMY SUPPORT HOSPITAL, CAMP CROPPER, APO AE 09342, IRAQ

DATE/TIME REPORTED: 02 DEC 2006, 1055

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. ATIAH, KHALIFAH HAMADI (DECEASED) ; CIV; IRAQ; 1 JAN 1959; HABBANIYA, IRAQ; MALE; OTHER; THEATER INTERNMENT FACILITY, CAMP REMEBERANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; AKA: ISN: [redacted] ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an operation Iraqi Freedom Investigation"

The Military Police, Camp Cropper, Baghdad, Iraq, APO AE 09342 (CCBI) reported an attended death of a detainee at the 21st Combat Support Hospital (CSH), CCBI.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 260

Investigation disclosed Mr. ATIAH was admitted to the 21st CSH after suffering a heart attack where he was treated from 26 Nov to 2 Dec 06 for atherosclerotic cardiovascular disease. On 2 Dec 06, Mr. ATIAH suffered a heart attack during treatment and died as a result. An autopsy was conducted and determined the cause of death was acute myocardial infarction (heart attack) and the manner of death was natural. The findings of this investigation are consistent with that opinion.

STATUTES:

None

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 2 Dec 06, detailing notification, coordination with medical personnel and examination of the remains.

2. Medical records of Mr. ATIAH, detailing his treatment from 26 Nov to 2 Dec 06.

3. Certificate of Death, 6 Dec 07, detailing the cause of death to be acute myocardial infarction and the manner of death to be natural.

4. AIR of SA [redacted] 7 Dec 06, detailing attendance of the autopsy, and receipt of the preliminary autopsy results and autopsy photographs.

5. Preliminary Autopsy Report, 10 Dec 07, report number ME06-1137.

6. AIR of SA [redacted] 2 Mar 07, detailing receipt of the final autopsy and toxicology results.

7. Autopsy Examination Report and Toxicology Results, 9 Feb 07, report number ME06-1137, detailing the cause of death was acute myocardial infarction and the manner of death was natural.

8. Photograph packet comprised of 15 digital images (Death Scene and Autopsy).

9. CD containing digital images exposed during the investigation and the original of Exhibit 8 (USACRC and file copies only).

ACLU DETAINEE DEATH 2 CID 261

10. Postmortem fingerprints of Mr. ATIAH (USACRC only).

NOT ATTACHED:

None

The originals of Exhibits 1, 4, 6, 8, 9 and 10 are forwarded with the USACRC copy of this report. The originals of Exhibit 2 are retained on file at the 21st CSH, CCBI. The originals of Exhibits 3, 5 and 7 are retained on file with the Armed Forces Institute of Pathology (AFIP), Office of the Armed Forces Medical Examiner, 1413 Research Blvd., Bldg. 102, Rockville, MD 20850.

STATUS: This is a Final Report.

ACLU DETAINEE DEATH 2 CID 262

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent

DISTRIBUTION:
DIR, USACRC, FORT BELVOIR, VA (ORIGINAL)
CDR, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
CDR, 3D MP GRP (CID), FORT GILLEM, GA 30297 (EMAIL ONLY)
CDR, 86TH MP DET (CID), CAMP SLAYER, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
DIR, AFIP, AFME, 1413 RESEARCH BLVD, ROCKVILLE, MD 20858
OPS, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
PM, 727TH MP DET, CAMP VICTORY, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
PMO, MNC-I, ATTN: COL [redacted] CAMP VICTORY, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
CDR, TF 134, ATTN: LTJG [redacted] DETAINEE OPS, CAMP VICTORY, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
FOB CDR, CAMP CROPPER, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IZ, APO AE 09342
CDR, 324TH MP BN, CAMP CROPPER, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
GARRISON CDR, CAMP CROPPER, BAGHDAD, IZ, APO AE 09342 (EMAIL ONLY)
AOPS, 22ND MP BN (CID), CAMP VICTORY, IZ 09342
CHIEF, DSCOPS, USACIDC, 6010 6TH STREET, FORT BELVOIR, VA 22060
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office; Camp Bucca CID Office [redacted]

USACRC Number:	0080-2006-CID579-79220-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09375DC
Referral Date:	6/20/2009
Suspense Date:	6/21/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/22/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Conspiracy [5X1]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2	NO ACTION TAKEN -- Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 265

2

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

LT [redacted] TF 134, CCC-I, MAGCELL Attorney, reported SJA declined to prosecute. No explanation given.

USASCRC Number: 0080-2006-CID579-79220-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW2	
Signature:	**Signature Date:** 6/22/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office: Camp Bucca CID Office [redacted]

USACRC Number:	0080-2006-CID579-79220-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09375DC
Referral Date:	6/20/2009
Suspense Date:	6/21/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/22/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Conspiracy [5X1]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martia
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2	NO ACTION TAKEN -- Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 271

8

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 273

10

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

LT [redacted] TF 134, CCC-I, MAGCELL Attorney, reported SJA declined to prosecute. No explanation given.

USASCRC Number: 0080-2006-CID579-79220-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW2	
Signature:	**Signature Date:** 6/22/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office: Camp Bucca CID Office [redacted]

USACRC Number:	0080-2006-CID579-79220-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09375DC
Referral Date:	6/20/2009
Suspense Date:	6/21/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/22/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Conspiracy [5X1]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martia
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2	NO ACTION TAKEN -- Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 279

16

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 280

10. Commander's Remarks

LT [redacted] TF 134, CCC-I, MAGCELL Attorney, reported SJA declined to prosecute. No explanation given.

USASCRC Number: 0080-2006-CID579-79220-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW2	
Signature:	**Signature Date:** 6/22/2009
AKO e-Mail Address: [redacted] us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	**USACRC Number:** 0080-2006-CID579-79220-5H1D
To:	**MP Report Number:** N/A
Referred By: SAC, CID Office; Camp Bucca CID Office [redacted]	**Sub-Installation:** AE09375DC
	Referral Date: 6/20/2009
	Suspense Date: 6/21/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name: UNKNOWN	**Grade:**
First Name: 1861492-0080-2006-CID579-I	**SSN:**
Middle Name:	**Date of Birth:**
Cadency:	

3. Referral Information

Commander Decision Date: 6/22/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Conspiracy [5X1]	Foreign	7/11/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2	NO ACTION TAKEN -- Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 283 20

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 285 22

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 286 23

10. Commander's Remarks

LT [redacted] TF 134, CCC-I, MAGCELL Attorney, reported SJA declined to prosecute. No explanation given.

USASCRC Number: 0080-2006-CID579-79220-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW2	
Signature:	**Signature Date:** 6/22/2009
AKO e-Mail Address: [redacted]@us.army.com	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

10 Jun 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0080-2006-CID579-79220 - 5H1D / 5X1 / 9G2A / 9G2B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 11 JUL 2006, 1400 - 11 JUL 2006, 1530; CARAVAN 1, COMPOUND 15A, THEATER INTERNMENT FACILITY, CAMP BUCCA, UMM QASR, IRAQ

DATE/TIME REPORTED: 11 JUL 2006, 1600

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN-1861492-0080-2006-CID579-I ; [MURDER], [CONSPIRACY] (NFI)

2. [redacted] CIV; JORDAN; [redacted] MALE; OTHER; COMPOUND 12F (FORMERLY COMPOUND 15A, CBI), THEATER INTERNMENT FACILITY, CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE, [redacted] [MURDER], [CONSPIRACY] (NFI)

3. [redacted] CIV; JORDAN; [redacted] MALE; OTHER; COMPOUND 2 (FORMERLY COMPOUND 15A, CBI), THEATER INTERNMENT FACILITY, REMEMBRANCE II, BAGHDAD, IRAQ APO AE 09342, ; XZ ; AKA: DETAINEE, [redacted] [MURDER], [CONSPIRACY] (NFI)

b(2), b(6), b(7)(C)

4. [redacted]CIV; [redacted] COMPOUND 2 (FORMERLY COMPOUND 15A, CBI), THEATER INTERNMENT FACILITY, REMEMBRANCE II, BAGHDAD, IRAQ APO AE 09342, ; XZ ; AKA: DETAINEE, [redacted]; [MURDER], [CONSPIRACY] (NFI)

VICTIM:

1. MUSSA/MUHAMMED, AMER IBRAHEM (DECEASED); CIV; EGYPT; 22 MAY 1969; CAIRO, EGYPT; MALE; OTHER; COMPUND 15A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375, IZ; AKA: DETAINEE, [redacted]; [MURDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION."

On 11 Jul 06, this office was notified by the Theater Internment Facility (TIF), Operations Center, Camp Bucca, Umm Qasr, Iraq, APO AE 09375 (CBI), that Detainee MUSSAMUHAMMED was assaulted and taken to the TIF Hospital where he was pronounced dead.

Investigation established probable cause to believe Detainee [redacted], Detainee [redacted] and Detainee [redacted] and other unidentified detainees committed the offense of Murder and Conspiracy when they acted in concert to kill Detainee MUSSAMUHAMMED. Investigation revealed Detainee MUSSAMUHAMMED was lured into an empty caravan (detainee barracks building) under the pretext of a meeting and was subsequently strangled.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder
Iraqi Penal Code, Paragraph 48: Parties to a Crime (Conspiracy)

EXHIBITS/SUBSTANTIATION:

b(6), b(7)(C)

Added Attached:

69. Agent's Investigation Report (AIR) of SA [redacted], 10 Jun 07, which detailed receipt of the United States Army Criminal Investigation Laboratory (USACIL) DNA Branch and Latent Print Branch Final Reports.

70. USACIL DNA Branch Final Report, 2006-CID131-1815/A1/A2/A3, 13 Nov 06, which detailed the only identifiable DNA recovered was that of the victim.

71. USACIL Latent Print Branch Final Report, 2006-CID131-1815/R1, 11 Jan 07, which detailed the record prints submitted did not make the latent print.

Added Not Attached:

None.

The originals of Exhibits 69 thru 71 are forwarded with the USACRC copy of this report.

STATUS: This is a Final Supplemental Report.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 290

27

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

22 Jan 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 2ND FINAL SUPPLEMENTAL/SSI - 0201-2006-CID369-65488 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 13 OCT 2006, 0600 - 13 OCT 2006, 0800; STER KALAY (42S WC 585 483), AFGHANISTAN

DATE/TIME REPORTED: 13 DEC 2006, 0915

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [JUSTIFIABLE HOMICIDE] (NFI)

VICTIM:
1. NAWAB BUNTANGYAR, (DECEASED); (POB); (POB); MALE; OTHER; STER KALAY (42S WC 585 483), AF; XZ ; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

THIS REPORT IS FOR ACI2 PURPOSES ONLY. THE ORIGINAL ROI CONTAINED

b(2),b(6),b(7)(C)

ACLU DETAINEE DEATH 2 CID 292

CLASSIFIED DATA.
REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPERATED FROM EXHIBIT 7.

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION:

(U) This investigation was initiated based on the findings of an AR 15-6 investigation conducted by COL [redacted] Chief of Staff, Combined Forces Special Operations Command, Camp As Sayliyah, Quatar, APO, AE 09898 (CASQ) into the fatal shooting of Mr. BUNTANGYAR.

(U) Investigation established members of Operational Detachment Alpha (ODA) 374, Combined Joint Special Operations Task Force- Afghanistan (CJSOTF-A), FB Chamkani, Afghanistan, were justified in the killing of Mr. BUNTANGYAR. Diligent efforts positively identified Mr. BUNTANGYAR as an enemy combatant, who did not surrender to U.S. or Afghan forces prior to his death. Although Mr. BUNTANGYAR complied with directions given to him by Afghan Security Forces, his actions did not amount to a clear and unequivocal act of submission or surrender.

(U) Further investigation determined ODA members acted in accordance with published Rules of Engagement and Mr. BUNTANGYAR was a valid target.

(U) Additional investigation determined CPT [redacted] JSOC, Fort Bragg, NC, forwarded information, gathered by ODA 374 of Mr. BUNTANGYAR, to higher headquarters who subsequently created a second entry in the Joint Effects List.

(U) ADDED ATTACHED:

(U) 8. AIR of SA SA [redacted] 13 Jan 09

(U) 9. Sworn Statement of MAJ [redacted] 13 Jan 09

(U) ADDED NOT ATTACHED:

(U) None

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 293

(U) The originals of Exhibits 8 and 9 are retained in the files of USACIDC, 6010, 6th Street, Fort Belvoir, VA, 22060-5506.

(U) STATUS: This is a 2nd Final Supplemental Report. No further investigative activity is anticipated at this time. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

THIS REPORT IS FOR ACI2 PURPOSES ONLY. THE ORIGINAL ROI CONTAINED CLASSIFIED DATA.
REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPERATED FROM EXHIBIT 7.

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
10th MP BN CID
3rd MP Group, USACIDC, Fort Gillem, GA (email only)
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 294

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

17 Dec 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0201-2006-CID369-65488 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 13 OCT 2006, 0600 - 13 OCT 2006, 0800; STER KALAY (42S WC 585 483), AFGHANISTAN

DATE/TIME REPORTED: 13 DEC 2006, 0915

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [JUSTIFIABLE HOMICIDE] (NFI)

VICTIM:
1. NAWAB BUNTANGYAR, (DECEASED); (POB); (POB); MALE; OTHER; XZ ; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

THIS REPORT IS FOR ACI2 PURPOSES ONLY. THE ORIGINAL ROI CONTAINED CLASSIFIED DATA.

b(2),b(6),b(7)(C)

ACLU DETAINEE DEATH 2 CID 295

[redacted]

REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBIT 7.

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION:

(U) This office received a directive from HQ USACIDC to reopen this investigation.

(U) Final Report:

(U) This investigation was initiated based on the findings of an AR 15-6 investigation conducted by COL [redacted] Chief of Staff, Combined Forces Special Operations Command, Camp As Sayliyah, Quatar, APO AE 09898 (CASQ) into the fatal shooting of Mr. BUNTANGYAR.

(U) Investigation established members of Operational Detachment Alpha (ODA) 347, Combined Joint Special Operations Task Force- Afghanistan (CJSOTF-A), FB Chamkani, Afghanistan, were justified in the killing of Mr. BUNTANGYAR. Diligent efforts positively identified Mr. BUNTANGYAR as an enemy combatant, who did not surrender to U.S. or Afghan forces prior to his death. Although Mr. BUNTANGYAR complied with directions given to him by Afghan Security Forces, his actions did not amount to a clear and unequivocal act of submission or surrender.

(U) Further investigation determined ODA members acted in accordance with published Rules of Engagement and Mr. BUNTANGYAR was a valid target.

(U) ADDED ATTACHED:

(S) 7. AIR of SA [redacted] 15 Dec 08.

(U) ADDED NOT ATTACHED:

(U) None.

(U) The original of Exhibit 7 is forwarded with USACRC copy of this report.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 296

(U) STATUS: This is a 1st Final Supplemental Report. No further investigative activity is anticipated at this time. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

[redacted]N
REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBIT 7.

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
10th MP BN CID
3rd MP Group, USACIDC, Fort Gillem, GA (email only)
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 297

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan MP Det (CID) (Deployed)

07 Apr 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0201-2006-CID369-65488 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 13 OCT 2006, 0600 - 13 OCT 2006, 0800; STER KALAY (42S WC 585 483), AFGHANISTAN

DATE/TIME REPORTED: 13 DEC 2006, 0915

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. [CHANGE] NONE, ; [JUSTIFIABLE HOMICIDE] (NFI)

VICTIM:
1. NAWAB BUNTANGYAR, (DECEASED) ; AFGHANISTAN; AFGHANISTAN; MALE; OTHER; XZ ; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

THIS REPORT IS FOR ACI2 PURPOSES ONLY. THE ORIGINAL ROI CONTAINED CLASSIFIED DATA.

[redacted]

REGRADE FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBIT 2.

b(2),b(6),b(7)(C)

ACLU DETAINEE DEATH 2 CID 298

(U) This is an Operation Enduring Freedom (OEF) Investigation.

(U) This Report of Investigation (ROI) was initiated based on the findings of an AR 15-6 investigation conducted by COL [redacted] Chief of Staff, Combined Forces Special Operations Command, Camp As Sayliyah, Quatar, APO AE 09898 (CASQ) into the fatal shooting of Mr. NAWAB.

(U) Investigation established members of Operational Detachment Alpha (ODA) 374, Combined Joint Special Operations Task force-Afghanistan (CJSOFT-A), Fire Base (FB) Chamkani, Afghanistan, were justified in the killing of Mr. NAWAB. Diligent efforts positively identified Mr. NAWAB as an enemy combatant, who did not surrender to U.S. or Afghan forces prior to his death. Although Mr. NAWAB complied with directions given to him by Afghan Security Forces, his actions did not amount to a clear and unequivocal act of submission or surrender.

(U) STATUTES:

None

(U) EXHIBITS/SUBSTANTIATION:

(U) Attached:

1. (U) Agent's Investigation Report (AIR) of SA [redacted] 13 Dec 06, detailing the initial notification, and coordination with LCDR [redacted], COL [redacted] and SJA.

2. (S) AR 15-6 Investigation by COL [redacted], detailing his findings and recommendations.

3. (U) AIR of SA [redacted] 30 Dec 07, detailing witness interviews and suspect interviews.

4. (U) Rights Non-Waiver Certificate of CPT [redacted] 27 Dec 06.

5. (U) Rights Non-Waiver Certificate of MSG [redacted] 27 Dec 07.

6. (U) AIR of SA [redacted] 12 Mar 07, detailing coordination with LTC [redacted], SJA.

(U) NOT ATTACHED: None.

(U) The originals of Exhibits 1 and 3 through 6 were forwarded with the USACRC copy of this report. The originals of Exhibit 2 were retained in the files of CJSTOF-A, Bagram Airfield, Afghanistan.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 299

(U) This is a final report. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.

[redacted]

REGRADE FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE WHEN SEPERATED FROM EXHIBIT 2.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
TO: Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
THRU: Commander, 3rd MP Group (CID), ATTN: Operations, Forest Park, GA 30297 (CD with exhibits)
AFGHANISTAN MP DET (CID), BAGRAM AIRFIELD //CIRC-EF//
PROVOST MARSHAL OFFICE, CJTF-82 (COL [redacted]
PROVOST MARSHAL OFFICE, BAGRAM AIRFIELD (1LT [redacted]
PMO, CJTF-82 OPS NCO (SFC [redacted]
PM SGM, CJTF 82 (SGM [redacted]
PM DEP, CJTF-82 (LTC [redacted]
SJA, CJSOTF (MAJ [redacted]
SJA, USASOC, FT BRAGG, NC (CPT [redacted]
SPECIAL OPERATIONS COMMAND LIAISON (SA [redacted]
CHIEF MILITARY JUSTICE, CJTF-82 (CPT [redacted]
STAFF JUDGE ADVOCATE, CJTF-82 (LTC [redacted]
DEPUTY SJA, CJTF-82(LTC [redacted]
CHIEF OF STAFF, CJTF-82, BAGRAM AIR FIELD (COL [redacted]
COMMANDER, 3RD SF GRP (COL [redacted]
COMMANDER, 3RD SF GRP SUPPORT CO (MAJ [redacted]
CG, CJTF-82 (MG [redacted]
DCG-S, CJTF-82 (BG [redacted]
Deputy Commander, CJSOTF-A, Bagram Aifield, Afghanistan
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 301

DEPARTMENT OF THE ARMY
31ST MILITARY POLICE DETACHMENT (CID) (-)
US ARMY CRIMINAL INVESTIGATION COMMAND
CONTINGENCY OPERATING BASE SPEICHER,
TIKRIT, IRAQ APO AP 09393

(U) CIRF-ZA-AA 10 SEP 2006

(U) MEMORANDUM FOR SEE DISTRIBUTION

(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C) / SSI – 0010-2006-CID469-75406 / 5C2B / 5Y2E / ~~5H6~~ 5H6 / 9G1

(U) DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 9 JAN 2006, 1230 – 9 JAN 2006, 1250, CANAL ROAD, SAMARRA, IRAQ (MIL GRID 38S LC 96234 76762)

(U) DATE/TIME REPORTED: 11 JAN 2006, 0845

(U) INVESTIGATED BY:

SA [redacted]
SA
SA
SA
SA
SA
SA
SA
SA

(U) SUBJECT:

1. (UNKNOWN); MALE; C COMPANY (CO), 3-187TH INFANTRY (INF) BATTALION (BN), 3RD BRIGADE COMBAT TEAM (3BCT), 101ST ABN DIV (AASLT), FORWARD OPERATING BASE (FOB) BRASSFIELD-MORA, SAMARA, IZ; CT; (NFI); [ASSAULT CONSUMMATED BY BATTERY (INSUFFICIENT EVIDENCE)] [CRUELTY AND MALTREATMENT (INSUFFICIENT EVIDENCE)]

2. NONE; [JUSTIFIABLE HOMICIDE]

(U) VICTIM:

1. [redacted] CIVILIAN; IRAQI; DETAINEE NUMBER [redacted] MALE; OTHER: SAMARRA, MAAJIL DISTRICT, IRAQ; ALIAS: [redacted] XZ; (NFI); [ASSAULT CONSUMMATED BY BATTERY (INSUFFICIENT EVIDENCE)] [CRUELTY AND MALTREATMENT (INSUFFICIENT EVIDENCE)]

[redacted]//RELEASE TO MNF-I
RE-GRADE FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 50 AND 51

0010-06-CID469-75406

2. KHTHEER, AHMED SALIH (DECEASED); CIVILIAN; IRAQI; MALE; OTHER; IRAQ; XZ; (NFI); [JUSTIFIABLE HOMICIDE]

(U) INVESTIGATIVE SUMMARY:

(U) This is an Operation Iraqi Freedom and a Detainee Abuse investigation.

(U) The Non-commissioned Officer in Charge (NCOIC) of the Brigade – Detainee Internment Facility (B-DIF), FOB Remagen, notified this office of a detainee abuse allegation.

(U) While investigating gunshots an element of C CO, 3-187 INF discovered [redacted] and [redacted] standing near a car and acting suspiciously. [redacted] attempted to flee in the car, but became stuck. [redacted] threw several items into the canal and began running away while continuing to reach in his pockets and ignoring orders to halt. [redacted] shot AHMED, causing him to fall down. AHMED got up and attempted to run again and [redacted] and several other Soldiers engaged him with small arms fire, resulting in his death. A search of the car resulted in the discovery of two sniper rifles in the trunk. During a subsequent screening at the B-DIF [redacted] alleged a Soldier put his foot on his back and held him down while two Soldiers kicked him in the head until he lost consciousness. [redacted] had bruises and abrasions on his face, back and shoulders.

(U) Investigation established probable cause to believe the death of AHMED was a justifiable homicide, in that the shooting was lawful and in accordance with the Rules of Engagement (ROE) in place at the time of the incident. The scene of the incident was a known point of origin for sniper fire, with specific intelligence data that a sniper team was operating in the area. Further, the unit was investigating gunshots at the time of the incident and their discovery of two Iraqi males at the scene matched the known Techniques and Procedures (TTP) for enemy sniper teams. [redacted] the On Scene Commander, reasonably believed AHMED was a threat based on his failure to comply with instructions, the inability to tell if he was armed due to his bulky clothing, his continually putting his hands into his pockets and his attempt to run from the scene. [redacted] said he was concerned AHMED was running to a stashed weapon or a trigger location for an Improvised Explosive Device. Other members of the unit also felt AHMED was a threat based on his lack of compliance and their inability to ascertain his intentions.

(U) Investigation established insufficient evidence to prove or disprove US forces committed a criminal offense as it related to [redacted] allegation of abuse. Investigation indicated US forces used the level of force proportional to what they believed to be needed to subdue and apprehend [redacted] There were indications of excessive force that does not rise to the level of a criminal assault; however, the investigation was initially impeded by lack of cooperation by members of the capturing team. The few Soldiers who agreed to be interviewed all denied wrongdoing or witnessing anyone assault [redacted] The unit's translator stated after the discovery of the sniper rifles, a Soldier (NFI) began questioning [redacted] and appeared to kick him and step on his back while questioning him.

0010-06-CID469-75406

(U) STATUTES:

Article 128, UCMJ: Assault Consummated by Battery
Article 93, UCMJ: Cruelty and Maltreatment

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

(U) 1. Agent's Investigation Report (AIR) of SA [redacted] 11 Jan 06, detailing the basis for investigation and interview of [redacted]

(U) 2. Serious Incident Report, 11 Jan 05 (sic), detailing [redacted] initial allegation.

(U) 3. Coalition Provisional Authority Forces Apprehension Form, 9 Jan 06, detailing the circumstances surrounding the capture of [redacted] by C CO, 3-187 INF.

(U) 4. Sworn Statement of [redacted], 9 Jan 06, detailing him shooting AHMED, the subsequent detention of [redacted] and the discovery of two sniper rifles in the car.

(U) 5. Sworn Statement of [redacted], 9 Jan 06, detailing his involvement in shooting AHMED, the detention of [redacted] and the discovery of sniper rifles in the car.

(U) 6. Detainee Medical Screening Report, 9 Jan 05 (sic), detailing medical screening of [redacted] at FOB Brassfield-Mora. The report reflected [redacted] had abrasions and lacerations on his shoulders, as well as abrasions on his face and forehead.

(U) 7. 3-187 INF BN Screening Sheet, 9 Jan 06, detailing Military Intelligence (MI) screening of [redacted] at FOB Brassfield-Mora.

(U) 8. Receipt for Inmate or Detained Person, 10 Jan 06, detailing the transfer of [redacted] from FOB Brassfield-Mora to the B-DIF at FOB Remagen.

(U) 9. Evidence/Property Custody Document, 10 Jan 06, pertaining to [redacted] personal property.

(U) 10. Detainee Medical Screening Report, 10 Jan 06, detailing a medical screening of [redacted] at FOB Remagen. The report reflected [redacted] had contusions, abrasions and lacerations on his face and shoulders.

(U) 11. Sworn Statement of [redacted] 11 Jan 06, detailing the medical screening of [redacted] during which he stated he was not treated well during capture.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 304

0010-06-CID469-75406

(U) 12. Screening Sheet, 11 Jan 06, detailing screening of [redacted] by Military Intelligence at FOB Remagen.

(U) 13. Map, undated, depicting the location of the Initial Point of Capture (IPOC).

(U) 14. Arabic language Statement of SAIF, 11 Jan 06, detailing his capture. [redacted] stated the US Soldiers tied (flex-cuffed) his hands behind his back, then began searching his car. [redacted] stated after the Soldiers found the sniper rifles in the trunk of the car they began hitting him until he lost consciousness. (US Army Crime Records [USACRC] and file copies only)

(U) 15. English language translation of [redacted] Statement (Exhibit 14), translated by Mr. [redacted] Category II Interpreter, Titan Corporation, COB Speicher.

(U) 16. AIR of SA [redacted] 19 Jan 06, detailing receipt of statements made by [redacted], [redacted] and [redacted] during the initial commander's inquiry and interviews of [redacted], [redacted], [redacted], [redacted], [redacted], [redacted] and [redacted]

(U) 17. Statement of [redacted] 14 Jan 06, detailing the apprehension of [redacted] stated [redacted] pushed SAIF to his knees, at which time [redacted] lunged upright and glared at [redacted] stated he grabbed SAIF and pushed him facedown on the ground. [redacted] stated he, [redacted] and [redacted] pinned [redacted] to the ground until they got his hands flexi-cuffed.

(U) 18. Sworn Statement of [redacted] 14 Jan 06, wherein he stated [redacted] resisted arrest and force was used to get him flexi-cuffed. [redacted] stated he was holding [redacted] right arm and he had his knee in [redacted] back.

(U) 19. Sworn Statement of [redacted] 14 Jan 06, wherein he stated he struggled with [redacted] until he and the other Soldiers got flexi-cuffs on him. [redacted] stated he put his left knee on [redacted] left forearm and his left hand on [redacted] head, keeping him from looking up.

(U) 20. Sworn Statement of [redacted] 19 Jan 06, detailing the medical examination of [redacted] upon his arrival at FOB Brassfield-Mora. [redacted] stated [redacted] had bruising and swelling around his left eye and forehead, contusions on both shoulders and a swollen jaw.

(U) 21. Sworn Statement of [redacted] 19 Jan 06, detailing the medical screening of [redacted] at FOB Brassfield-Mora. [redacted] described the injuries to [redacted] face and stated he had difficulty opening his mouth due to a swollen jaw.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 305

(U) 22. Sworn Statement of [redacted] 19 Jan 06, wherein he stated he was the gunner in the fourth High Mobility Multi-purpose Wheeled Vehicle (HMMWV) during the incident. He stated two Soldiers eventually brought a detainee [redacted] back to his vehicle and put him into his HMMWV. [redacted] stated [redacted] already had a black eye at that time.

(U) 23. Sworn Statement of [redacted] 19 Jan 06, wherein he detailed the shooting of AHMED and the apprehension of [redacted] stated he did not see [redacted] put forth any resistance when he was being apprehended.

(U) 24. Non-Waiver Certificate of [redacted] 19 Jan 06, wherein he invoked his legal rights and requested a lawyer.

(U) 25. C CO, 3-187 INF Patrol Roster, 9 Jan 06, detailing the planned mission and the names of the occupants of the vehicles involved in the mission.

(U) 26. Aerial photograph, marked by SA [redacted] to depict the location of the IPOC.

(U) 27. Aerial photograph of the IPOC, marked by [redacted] to depict the locations of the vehicles and personnel involved in the incident.

(U) 28. AIR of SA [redacted] 20 Jan 06, detailing coordination with the unit chain of command, receipt of photographs taken at the IPOC, and interviews of [redacted] CPL [redacted] SGT [redacted] and [redacted]

(U) 29. Non-Waiver Certificate of [redacted] 19 Jan 06, wherein he invoked his legal rights and declined to be questioned or say anything.

(U) 30. Non-Waiver Certificate of [redacted] 19 Jan 06, wherein he invoked his legal rights and declined to be questioned or say anything.

(U) 31. Sworn Statement of [redacted] 19 Jan 06, wherein he detailed the shooting of AHMED. [redacted] stated he did not witness the apprehension of [redacted] nor did he witness anyone abusing SAIF.

(U) 32. Non-Waiver Certificate of [redacted] 19 Jan 06, wherein he invoked his legal rights and declined to be questioned or say anything.

(U) 33. Non-Waiver Certificate of [redacted] 19 Jan 06, wherein he invoked his legal rights and declined to be questioned or say anything.

(U) 34. AIR of SA [redacted] 23 Jan 06, detailing the interview of [redacted].

(U) 35. Arabic language Statement of [redacted], 23 Jan 06, wherein he stated he witnessed a Soldier kicking SAIF with the bottom of his foot. (USACRC and file copies only)

(U) 36. English language translation of [redacted] Statement (Exhibit 35), translated by [redacted]

(U) 37. Sketch with an Arabic language legend, prepared by [redacted] 23 Jan 06. (USACRC and file copies only)

(U) 38. English language translation of [redacted] sketch (Exhibit 37), translated by [redacted]

(U) 39. AIR of SA [redacted] 12 Feb 06, detailing coordination with the 3BCT Command Judge Advocate (CJA) and the Staff Judge Advocate (SJA), 101st ABN DIV (AASLT), and receipt of a Commander's Inquiry into the shooting death of AHMED

(U) 40. Memorandum, 9 Feb 06, prepared by MAJ [redacted] CJA, 3rd BCT, 101st ABN DIV (AASLT), COB Speicher, detailing his legal review of the Commander's Inquiry and his findings that the shooting was lawful and in accordance with the ROE.

(U) 41. Memorandum for Record, 7 Feb 06, prepared by CPT [redacted] Headquarters and Headquarters Company, 3-187 INF, FOB Brassfield-Mora, and detailing the findings of his Commander's Inquiry into the shooting death of AHMED.

(U) 42. Memorandum for Record, 7 Feb 06, detailing the index of supporting exhibits for the Commander's Inquiry.

(U) 43. Sworn Statement of [redacted] 6 Feb 06, detailing his decision to shoot AHMED based on his assessment of the situation and AHMED's actions.

(U) 44. Sworn Statement of SGT [redacted] 6 Feb 06, detailing the mission to search for a sniper hide position, the patrol's response to the gunshots, and the subsequent discovery of AHMED and [redacted] SGT [redacted] detailed the escalation of force procedures and stated he thought AHMED was a threat based on AHMED's and [redacted] actions.

(U) 45. Sworn Statement of [redacted] 6 Feb 06, detailing his and SGT [redacted] mission to identify Observation Points to prevent sniper operations in the area, during which they heard gunshots. [redacted] detailed the discovery of AHMED and [redacted] in the area where the gunshots originated and stated they were acting very nervous and suspicious. [redacted] stated [redacted] shot AHMED when he began to run and then he and several other Soldiers shot and killed AHMED when he got up and began to run again.

b(6), b(7)(C)

(U) 46. Sworn Statement of [redacted] 7 Feb 06, detailing the patrol's response to gunshots and the discovery of AHMED and [redacted] He stated [redacted] attempted to flee in the car and got stuck. He said AHMED attempted to run and [redacted] shot him. [redacted] and other Soldiers shot and killed AHMED when he got back up and attempted to run again.

(U) 47. Sworn Statement of [redacted] 7 Feb 06, detailing the patrol's response to the gunshots, the shooting death of AHMED and the capture of [redacted]

(U) 48. Sworn Statement of [redacted], 7 Feb 06, in which he stated he felt threatened by AHMED's actions. He stated AHMED had been digging large caliber rounds from his pockets and then he began running toward the reeds. [redacted] stated he was alarmed by this, as AHMED could have had a pistol or grenade concealed in his baggy clothing.

(U) 49. Storyboard (information slide) submitted by C CO, 3-187 INF, 9 Jan 06, detailing the time-line of the incident, from the initial response to the gunshots until the movement from the IPOC back to FOB Brassfield-Mora. The storyboard detailed the shooting of AHMED and stated [redacted] got out of the car and "stood next to the door shaking"

(U) 50. Information paper titled "Self Defense and Determination of Hostile Intent, published by SJA, 101st ABN DIV (AASLT), 14 Dec 05. [redacted]

(U) 51. Annex E (ROE) to Operations Order 02-06 [redacted]//REL TO MNF-I).

(U) 52. AIR of SA [redacted] 25 Mar 06, detailing coordination with the 3-187 INF chain of command, coordination with SJA, receipt of SGT [redacted] and [redacted] initial statements and receipt of a photograph taken at the IPOC.

(U) 53. Statement of SGT [redacted], 9 Jan 06, detailed his involvement in the incident in which AHMED was killed and [redacted] was captured. SGT [redacted] also detailed his search of the car and his discovery of two sniper rifles in the trunk.

(U) 54. Statement of [redacted], 9 Jan 06, detailing his involvement in the incident in which his unit shot and killed AHMED and captured [redacted]

(U) 55. AIR of SA [redacted] 3 Apr 06, detailing coordination with the 3-187 INF chain of command and interviews of [redacted] CPL [redacted] [redacted] [redacted] [redacted] [redacted] and [redacted]

(U) 56. Sworn Statement of [redacted], 3 Apr 06, wherein he detailed his actions during the incident and denied assaulting [redacted] or witnessing anyone else assault [redacted]

(U) 57. Sworn Statement of CPL [redacted] 3 Apr 06, wherein he detailed his actions during the incident and denied assaulting [redacted] or witnessing anyone else assault [redacted]

0010-06-CID469-75406

(U) 58. Sworn Statement of [redacted] 3 Apr 06, wherein he stated he assumed a defensive position after the shooting of AHMED and was not involved in the capture of [redacted] denied assaulting [redacted] witnessing anyone else assault SAIF.

(U) 59. Sketch prepared by [redacted] 3 Apr 06, depicting the scene of the incident and [redacted] defensive position after the shooting of AHMED.

(U) 60. Sworn Statement of [redacted] 3 Apr 06, wherein he stated he assumed a security position after the shooting of AHMED and was not involved in the capture of [redacted] denied assaulting [redacted] or witnessing anyone else assault [redacted]

(U) 61. Sworn Statement of [redacted] 3 Apr 06, wherein he stated he was the gunner in the lead HMMWV, which drove past the scene and assumed a forward security position after the shooting of AHMED. [redacted] stated he was not involved in the capture of [redacted] and he did not witness anyone assault [redacted]

(U) 62. Sworn Statement of [redacted] 3 Apr 06, wherein he stated he was the operating the radio in the third HMMWV and did not witness the shooting of AHMED or the detention of [redacted] stated he did not witness anyone assault [redacted]

(U) 63. Waiver Certificate and Sworn Statement of [redacted] 3 Apr 06, wherein he waived his legal rights and detailed his involvement in the capture of [redacted] stated SAIF resisted their efforts to restrain him and he maintained that he and his team members did not assault [redacted]

(U) 64. Waiver Certificate and Sworn Statement of [redacted] 3 Apr 06, wherein he waived his legal rights and detailed his involvement in the capture of [redacted] stated [redacted] esisted efforts to restrain him so he used what he believed was reasonable force to subdue [redacted] and place him in flexi-cuffs. [redacted] maintained that he and his team members did not assault [redacted]

(U) 65. AIR of SA [redacted] 4 May 06, detailing efforts to re-interview [redacted] [redacted] and SGT [redacted]

(U) 66. AIR of SA [redacted] 4 Jul 06, detailing re-interviews of [redacted] and SGT [redacted] and efforts to re-interview [redacted] and [redacted]

(U) 67. Waiver Certificate and Sworn Statement of [redacted] 1 Jul 06, wherein he waived his legal rights and denied assaulting [redacted] or witnessing anyone else assault [redacted]

(U) 68. Sworn Statement of SGT [redacted] 4 Jul 06, wherein he stated after searching the vehicle he observed that [redacted] appeared to be muddier than he was prior to him (SGT [redacted] getting into the car to search the trunk.

b(6), b(7)(C)

(U) 69. AIR of SA [redacted] 16 Jul 06, detailing interviews of [redacted], PFC [redacted], SSG [redacted] and [redacted] and a re-interview of SGT [redacted]

(U) 70. AIR of SA [redacted] 18 Jul 06, detailing the re-interview of [redacted]

(U) 71. Waiver Certificate of [redacted] 18 Jul 06, wherein he waived his legal rights.

(U) 72. Polygraph Examination Report [redacted], 18 Jul 06. (US Army Crime Records Center [USACRC] and file copies only)

(U) 73. AIR of SA [redacted] 1 Sep 06, detailing final SJA coordination and a summary of the investigative findings.

(U) 74. Compact disk 060010.469, containing photographs of [redacted] taken by the capturing unit at the IPOC and photographs of [redacted] taken by B-DIF personnel and CID. The compact disk also contains a photographic index. (USACRC and file copies only)

(U) NOT ATTACHED:

Retained in the files of the USACRC, Ft Belvoir, VA:

(U) 75. Polygraph Examination Authorization [redacted]

(U) The originals of Exhibits 1, 14 – 24, 26 – 48, 52, 55 – 71, 73 and 74 are forwarded with the USACRC copy of this report. The originals of Exhibits 2 – 13 are retained in the files of Multi-National Forces – Iraq (MNF-I) Task Force 134, Detainee Operations, APO AE 09342. The originals of Exhibits 25, 49, 53 and 54 are retained in the files of 3-187 INF, Ft Campbell, KY. The originals of Exhibits 50 and 51 are retained in the files of 101 ABN DIV (AASLT), Ft Campbell, KY. The original of Exhibit 72 is retained in the files of the USACRC.

(U) STATUS: This is a Final (C) Report. This investigation is being terminated in accordance with CIDR 195-1, paragraph 4-17(a) (6), in that a thorough investigation revealed no logical subject(s) and there were no serious injuries.

(U) LEADS REMAINING: Location and exhumation of AHMED's remains. Examination of the scene of the incident.

b(6), b(7)(C)

0010-06-CID469-75406

(U) Report Prepared By:

[redacted]

(U) [redacted]
(U) Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

(U) DISTRIBUTION:
1 – Director, USACRC, Fort Belvoir, VA
1 – CDR, USACIDC, Fort Belvoir, VA
1 – CDR, 3 MP GRP (CID), Forest Park, GA
1 – CDR, 10 MP BN (CID), Camp Victory, Baghdad, IZ
1 – CDR, 31 MP DET (CID), LSA Anaconda, Balad, IZ (email only)
1 – CDR, 3-187 INF BN, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – XO, 3BCT, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – SGS, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – SJA, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – CJA, 3BCT, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – Trial Counsel, 3BCT, 101st ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – Detainee OPS Attorney, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – Detainee OPS Attorney, 25 INF DIV, COB Speicher (email only)
1 – Deputy PM, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – PM, 25 INF DIV, COB Speicher (email only)
1 – OIC, Detainee OPS, PMO, 101 ABN DIV (AASLT), Ft Campbell, KY (email only)
1 – MNF-I, TF 134, ATTN: LT [redacted] Detainee OPS, Asst J3, APO AE 09342
1 – File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Tikrit CID Office, COB Speicher, APO AE 09393

04 Aug 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0044-2006-CID469-75424 - 5H1P

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 29 SEP 2003, 1701 - 29 SEP 2003, 2359; VICINITY OF GRID COORDINATE 38SLC996836, SAMARA, IRAQ

DATE/TIME REPORTED: 06 MAR 2006, 1436

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. UNKNOWN, SOLDIER 2 ; MALE; 2D PLATOON (PLT), B COMPANY (CO), 1-8TH INFANTRY (INF),; CT ; [MURDER (UNFOUNDED)] (NFI)

2. UNKNOWN, SOLDIER 1 ; MALE; 2D PLT, B CO, 1-8TH INF,; CT ; [MURDER (UNFOUNDED)] (NFI)

VICTIM:
1. UNKNOWN, VICTIM 3 (DECEASED) ; IRAQ; MALE; WHITE; XZ ; [MURDER (UNFOUNDED)] (NFI)

2. UNKNOWN, VICTIM 1 (DECEASED) ; IRAQ; MALE; WHITE; XZ ; [MURDER (UNFOUNDED)] (NFI)

3. UNKNOWN, VICTIM 2 (DECEASED) ; IRAQ; MALE; WHITE; XZ ; [MURDER (UNFOUNDED)] (NFI)

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 312

1

INVESTIGATIVE SUMMARY:

Mr. [redacted] a former detainee, Internment Serial Number [redacted] and a victim of alleged detainee abuse, listed in CID Report of Investigation (ROI) 0143-05-CID469-35767, reported to this office that he witnessed the murder of three unknown Iraqi males by US Forces. During a re-interview relating to CID ROI 0143-05-CID469-35767, [redacted] alleged he witnessed a tracked vehicle operated by US Forces run over and crush to death three detainees. The alleged incident occurred during [redacted] capture by US Forces and [redacted] claimed he and the three decedents were part of a group of Iraqi men who had been captured by US Forces, flexicuffed and made to lay down on a street in Samarra.

Investigation established there was no probable cause to believe the offense of Murder occurred as alleged by [redacted] Investigation revealed no physical or testimonial evidence to support the allegation made by [redacted] did not initially report the allegation when previously interviewed by CID during Jul 05. Agents interviewed the mayor of Samarra, the president of the Samarra City Council, the Chief of Police for Samarra, as well as numerous Iraqi Police officers and members of the Iraqi Army based in Samarra. Agents also conducted canvass interviews of long-time residents of the neighborhood where the alleged incident occurred. Agents interviewed members of the US Army Civil Affairs and Psycological Operations (PSYOPS) teams responsible for the area, the Military Police Transition Team, as well as civilian contractors working as International Police Liaison Officers in Samarra. None of the interviewees had ever heard of such an incident and Civil Affairs reported there had been no claims filed pertaining to any similar incident. Agents also interviewed former members of B CO, 1-8 INF, the unit that was involved in the capture of [redacted] The Soldiers confirmed an Iraqi man was shot and killed when he attempted to fire a rocket propelled grenade (RPG) at US Forces; however, they all denied running over any Iraqi Nationals or witnessing a US vehicle run over anyone.

STATUTES:

Article 118, UCMJ: Murder (Unfounded)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 25 Mar 06, detailing the basis for

investigation, interviews of [redacted] the Mayor of Samarra and Iraqi Police Officers.

2. Arabic Language Sworn Statement of [redacted] 10 Dec 05, wherein he alleged US Forces ran over and crushed three detainees. (US Army Crime Records Center [USACRC] and file only)

3. English translation of [redacted] statement, Exhibit 2, translated by Mr. [redacted] Category Two Interpreter, Titan Corporation, COB Speicher.

4. Arabic language Sworn Statement of [redacted] 6 Mar 06, wherein he provided additional details regarding his allegation that US Forces ran over three detainees in Samarra. (USACRC and file only)

5. English translation of [redacted] statement, Exhibit 4, translated by [redacted]

6. AIR of SA [redacted] 12 Apr 06, detailing coordination with 3-187 INF BN, Iraqi Security Forces, Civil Affairs, the Mayor of Samarra, PSYOPS and the President of the Samarra City Council; canvass interviews of residents at the location of the alleged incident.

7. AIR of SA [redacted] 29 Apr 06, detailing the interview of [redacted] and attempts to re-interview ABASS.

8. Sworn Statement of [redacted] 20 Apr 06, detailing the US Forces operation in Samarra on 29 Sep 03. [redacted] denied that US Forces ran over or crushed any detainees.

9. AIR of SA [redacted] 9 May 06, detailing operational guidance and review of statements collected during CID ROI 0143-05-CID469-35767.

10. Sworn Statement of [redacted] 6 Sep 05, detailing his platoon's role in Samarra during 2003. [redacted] detailed the operation during Sep 03, in which US Forces shot and killed an insurgent after he tried to fire a RPG at them. [redacted] also detailed the detention of numerous Iraqi men following the incident.

11. Sworn Statement of [redacted] 8 Sep 05, detailing his platoon's role in Samarra during 2003.

12. Sworn Statement of [redacted] 9 Sep 05, detailing the operations he conducted in Samarra during 2003.

13. Sworn Statement of [redacted] 28 Sep 05, detailing his knowledge of the operations in

b(6), b(7)(C)

Samarra during 2003.

14. Sworn Statement of [redacted] 3 Oct 05, detailing his knowledge of the incident in Samarra where US Forces killed an insurgent who attempted to fire a RPG at them .

15. Sworn Statement of [redacted] 6 Oct 05, detailing the operations he conducted in Samarra during 2003.

16. AIR of SA [redacted] 23 May 06, detailing interviews of [redacted] and efforts to re-interview [redacted]

17. Notification of Rights of [redacted] 15 May 06, wherein he waived his rights.

18. AIR of SA [redacted] 86th MP DET (CID), Fort Benning, GA, 20 Jun 06, detailing the re-interviews of [redacted] and [redacted]

19. Sworn Statement of [redacted] 20 Jun 06, detailing his operations in Samarra between Sep and Oct 03.

20. Sworn Statement of [redacted] 20 Jun 06, detailing what he heard on the radio the night of the RPG attack.

21. AIR of SA [redacted] West Point Resident Agency, West Point, NY, 20 Jun 06, detailing the re-interview of [redacted]

22. Sworn Statement of [redacted] 19 Jun 06, wherein he denied any knowledge of US Forces running over any detainees in Iraq.

23. AIR of SA [redacted] 31st MP DET (CID), Logistical Support Area (LSA) Anaconda, Balad, IZ, 21 Jun 06, detailing the re-interview of [redacted]

24. Sworn Statement of [redacted] 19 Jun 06, detailing the operations he conducted in Samarra on or around Sep 03. [redacted] denied any knowledge of US Forces running over any detainees.

25. AIR of SA [redacted] 22 Jun 06, detailing re-interview of [redacted]

26. Sworn Statement of [redacted] 22 Jun 06, wherein he stated he had heard of the operation in Samarra where an insurgent was killed after he tried to fire a RPG at US Forces, but had no direct knowledge of what happened. He denied any knowledge of US Forces running

b(6), b(7)(C)

over any detainees in Iraq.

27. AIR of SA [redacted] Ansbach Resident Agency, Ansbach, Germany, 27 Jun 06, detailing the interview of [redacted]

28. Sworn Statement of [redacted] 27 Jun 06, wherein he denied any knowledge of US Forces running over any detainees.

29. AIR of SA [redacted] 48th MP DET (CID), Fort Carson, CO, 5 Jul 06, detailing the interview of [redacted]

30. AIR of SA [redacted] 19 Jul 06, detailing interview of [redacted] and coordinations with SJA Claims and the Chief of Justice, SJA, COB Speicher, who opined there was no probable cause to believe the offense of Murder occurred as alleged by ABASS.

31. Email from [redacted] 2 Jul 06, wherein he provided details of his knowledge and participation in the operation in Samarra during Sep 03.

NOT ATTACHED

None

The originals of Exhibits 1, 6 - 9, 16, 18 and 19 - 31 are forwarded with the USACRC copy of this report. The originals of Exhibits 2 - 5, 10 - 15, and 17 are retained at USACRC as part of CID ROI 0143-05-CID469-35767.

STATUS: This is a Final (C) Report. This investigation is being terminated in accordance with CIDR 195-1, paragraph 4-17 (a) (5), in that ABASS' cooperation is necessary for the satisfactory resolution of the investigation, and such cooperation is not forthcoming. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

LEADS REMAINING: Re-interview of [redacted] Interviews of Soldiers mentioned in the intial statements of [redacted] and [redacted]

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
1 - Director, USACRC, Ft Belvoir, VA
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1 - CDR, 3D MP GP (CID), ATTN: Operations, Forest Park, GA 30297
1 - CDR, 10th MP BN (CID), Camp Victory, Baghdad, IZ
1 - CDR, 31st MP DET (CID), LSA Anaconda, Balad, IZ (email only)
1 - PM, 101st ABN DIV (AASLT), COB Speicher (email only)
1 - PM OPS, 101st ABN DIV (AASLT), COB Speicher (email only)
1 - SGS, 101st ABN DIV (AASLT), COB Speicher (email only)
1 - Staff Judge Advocate, 101st ABN DIV (AASLT), COB Speicher (email only)
1 - Chief of Justice, 101st ABN DIV (AASLT), COB Speicher (email only)
1 - File

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted] F9

USACRC Number:	0086-2006-CID469-75447 5H
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-6 U.S. Army (SSG)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Dereliction of Duty [5Y2D2]	UCMJ Article 92	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	UNfounded No Action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 318

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 319

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 320

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

~~Proceed to Commander's Remarks (Block 10) if you chose Administrative Action~~

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction		
	Fine	Amount :	
	Forfeiture	Amount :	Duration: ☐ Days ☐ Months
	Extra Duty	Days:	
	Restriction	Days:	
	Correctional Custody	Days:	
	Confinement	Duration:	☐ Days ☐ Months ☐ Years ☐ Life
	Bad Conduct Discharge	Effective Date:	
	Dishonorable Discharge	Effective Date:	
	Reduction in Grade	From:	
		To:	
	Probation	Duration:	☐ Days ☐ Months ☐ Years
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years ☐ Life
	Death		
	Civil Recovery	Amount :	
	Civil Award	Amount :	

ACLU DETAINEE DEATH 2 CID 321

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	~~Suspended Portion Time:~~	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 322

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] MAJ, USA	
Signature: [redacted]	Signature Date: 10MAR08
AKO e-Mail Address: [redacted]	

b(6), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 323

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted] F9

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	UNfounded No action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

7

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 325

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 326

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction		
	Fine	Amount :	
	Forfeiture	Amount :	Duration: ☐ Days ☐ Months
	Extra Duty	Days:	
	Restriction	Days:	
	Correctional Custody	Days:	
	Confinement	Duration:	☐ Days ☐ Months ☐ Years ☐ Life
	Bad Conduct Discharge	Effective Date:	
	Dishonorable Discharge	Effective Date:	
	Reduction in Grade	From: To:	
	Probation	Duration:	☐ Days ☐ Months ☐ Years
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years ☐ Life
	Death		
	Civil Recovery	Amount :	
	Civil Award	Amount :	

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] MAJ, USA	
Signature: [redacted]	Signature Date: 10MAR08
AKO e-Mail Address: [redacted]	

b(6), b(7)(C)

12

* Unit Case *

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY:	Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-3 U.S. Army (PFC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 12/29/2006

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	UCMJ Article 118	5/9/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3	Obstruction of Justice [5X5]	UCMJ Article 134	5/9/2006	Yes ☑ No ☐	Yes ☑ No ☐	Accepted
4	Conspiracy [5X1]	UCMJ Article 81	5/9/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☑ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1P] [5H1P]	G	Murder [5H1P] [5H1P]	G
2	NO ACTION TAKEN -- False Official Statement [5M3A]			
3	Obstruction of Justice [5X5] [5X5]	G	Obstruction of Justice [5X5] [5X5]	G
4	Conspiracy [5X1] [5X1]	G	Conspiracy [5X1] [5X1]	G
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction			
	Fine	Amount :		
	Forfeiture	Amount :	Duration:	☐ Days ☐ Months
	Extra Duty	Days:		
	Restriction	Days:		
	Correctional Custody	Days:		
1/25/2007	Confinement	Duration: 1	☐ Days ☐ Months ☐ Years	☑ Life
	Bad Conduct Discharge	Effective Date:		
	Dishonorable Discharge	Effective Date:		
	Reduction in Grade	From:		
		To:		
	Probation	Duration:	☐ Days ☐ Months ☐ Years	
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years	☐ Life
	Death			
	Civil Recovery	Amount :		
	Civil Award	Amount :		

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

On 13 Apr 10, SA [redacted] SAC, Tikrit CID Office, coordinated with MAJ [redacted] Special Victim Prosecutor, SJA, Fort Campbell, KY, who provided documentation pertaining to [redacted] GCM. The Results of Trial reflected on 27 Jan 05, [redacted] was found guilty of all offenses listed in this ROI and was sentenced to confinement for life, with the possibility of parole.

USASCRC Number: 0086-2006-CID469-75447-5H1P **Sanction:** A1 2007/01/25

11. ~~Commanding Officer~~ REPORTING

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] W-2 [redacted]	
Signature: [redacted]	**Signature Date:** 12/29/2006
AKO e-Mail Address: [redacted]	

DEPARTMENT OF THE ARMY REPORT OF RESULT OF TRIAL
For use of this form, see AR 27-10; the proponent agency is OTJAG

TO:
Commander 101st Airborne Division (Air Assault), Fort Campbell, KY 42223

1. Notification under R.C.M. 1101 and AR 27-10, paragraph 5-30 is hereby given in the case of the United States v _____

PFC [redacted] C Co, 3d BN, 187 IN Regt, 3d BCT, 101st ABN Div (AASLT), Fort Campbell, KY 42223

2. Trial by General court-martial on 25 January, 2007 at Fort Campbell, KY 42223

convened by: CMCO Number 1 HQ, 101st ABN DIV (Air Assault), dated 2 December 2005

3. Summary of offenses, pleas, and findings:

CH	ART UCMJ	SPEC	BRIEF DESCRIPTION OF OFFENSE(S) (See Continuation Sheet)	PLEA	FINDING

4. SENTENCE:
Reduction to the grade of Private (E1); forfeiture of all pay and allowances; to be confined for life with the possibility of parole; and to be discharged from the service with a dishonorable discharge

5. Date sentence adjudged and effective date of any forfeiture or reduction in grade (YYYYMMDD): 20070125 /20070209
(See UCMJ Articles 57-58b and R.C.M. 1101)

6. Contents of pretrial agreement concerning sentence, if any:
The Convening Authority agrees to disapprove any confinement in excess of 18 years. The Convening Authority may approve any other lawful punishments adjudged.

7. Number of days of presentence confinement, if any: 224

8. Number of days of judge-ordered administrative credit for presentence confinement or restriction found tantamount to confinement, if any: 95

9. Total presentence confinement credit toward post-trial confinement: 319

10. Name(s) and SSN(s) of companion accused or co-accused, if any: SPC [redacted] SPC [redacted]

11. DNA processing IAW 10 U.S.C. § 1565 [X] is [ ] is not required.

12. Conviction(s) [ ] does [x] does not require sex offender registration IAW 42 U.S.C. § 14071.

CF:
Confinement Facility; FAO; PSB (Adverse Actions); CDR, 3 BN, 187 IN Regt; CDR, 3BCT; CID

TYPED NAME	S[redacted]
[redacted]	
RANK	BRANCH OF SERVICE
MAJ	US ARMY

DA FORM 4430, SEP 2002 DA FORM 4430-R, MAY 87, IS OBSOLETE USAPA V1.00ES

b(6), b(7)(C)

19

CONTINUATION SHEET, DA FORM 4430, PERTAINING TO U.S. v. PFC [redacted] 247-75-5555, U.S. Army, Charlie Company, 3d Battalion, 187th Infantry Regiment, 3d Brigade Combat Team, 101st Airborne Division (Air Assault), Fort Campbell, Kentucky 42223

Item 3 Continued:

Charges	Article, UCMJ	Spec	Gist of Offenses	Plea	Findings
I	80	The	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, attempt with premeditation to murder a male detainee of apparent Middle-Eastern descent whose name is unknown by means of shooting him with a firearm	G	G
II	81	The	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, conspire with SPC [redacted], and SSG [redacted]. to commit premeditated murder of three male detainees of apparent Middle-Eastern descent whose names are unknown, and in order to effect the object of the conspiracy, the said PFC [redacted] and SPC [redacted] did shoot at the detainees	G	G
III	118	1	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, with premeditation, murder a male detainee of apparent Middle-Eastern descent whose name is unknown by means of shooting him with a firearm	G	G
		2	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, with premeditation, murder a male detainee of apparent Middle-Eastern descent whose name is unknown by means of shooting him with a firearm	G	G
IV	134	The	While traveling in a vehicle between Forward Operating Base Brassfield-Mora , Iraq and the U.S. Army CID office at Contingency Operating Base Speicher, Iraq, o/a 29 May 06, wrongfully communicate to PFC [redacted] a threat, to wit: "SSG [redacted] will not have to kill you because I will kill you if you say anything," or words to that effect	NG	D*

b(6), b(7)(C)

20

ACLU DETAINEE DEATH 2 CID 337

CONTINUATION SHEET, DA FORM 4430, PERTAINING TO U.S. v. PFC [redacted] 247-75-5555, U.S. Army, Charlie Company, 3d Battalion, 187th Infantry Regiment, 3d Brigade Combat Team, 101st Airborne Division (Air Assault), Fort Campbell, Kentucky 42223

Charges	Article, UCMJ	Spec	Gist of Offenses	Plea	Findings
ADD I	81	The	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, conspire with SSG [redacted] and SPC [redacted] to obstruct justice in the investigation of the shooting of three male detainees of apparent Middle-Eastern descent whose names are unknown and, in order to effect the object of the conspiracy, staged the murder scene so as to appear that the said PFC [redacted] and SPC [redacted] were attacked during an escape attempt	G	G
ADD II	134	The	While traveling in a vehicle between Forward Operating Base Brassfield-Mora, Iraq and the U.S. CID office at Contingency Operating Base Speicher, Iraq, o/a 29 May 2006, wrongfully endeavor to influence the testimony of PFC [redacted] as a witness in the case of the said PFC [redacted], SSG [redacted] and PFC [redacted] regarding the investigation of the shooting of three male detainees of apparent Middle-Eastern descent whose names are unknown, by communicating to PFC [redacted] a threat, to wit: "SSG [redacted] will not have to kill you because I will kill you if you say anything," or words to that effect	NG	D*
ADD III	91	The	A/o near Camp Arifjan, Kuwait Theater Field Detention Facility, o/a 21 Jul 06, was disrespectful in language and deportment toward Damage Control First Class [redacted] a petty officer, then known by the accused to be a superior petty officer, who was then in the execution of his office, by saying to him "My lawyer will fuck you up," or words to that effect, by saying to him "I don't give a fuck about rank," or words to that effect, and by refusing to go to parade rest	NG	D*

b(6), b(7)(C)

21

ACLU DETAINEE DEATH 2 CID 338

CONTINUATION SHEET, DA FORM 4430, PERTAINING TO U.S. v. PFC [redacted]
247-75-5555, U.S. Army, Charlie Company, 3d Battalion, 187th Infantry Regiment, 3d Brigade Combat Team, 101st Airborne Division (Air Assault), Fort Campbell, Kentucky 42223

Charges	Article, UCMJ	Spec	Gist of Offenses	Plea	Findings
ADD IV	91	The	A/o near Camp Arifjan, Kuwait Theater Field Detention Facility, o/a 22 Jul 06, treat with contempt Master at Arms Second Class [redacted] a petty officer, then known by the accused to be a superior petty officer, who was then in the execution of her office, by saying to her "I can do anything in this facility and can't be charged with it," or words to that effect	NG	D*
ADD V	134	The	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, wrongfully endeavor to impede the investigation of the shooting of three male detainees of apparent Middle-Eastern descent whose names are unknown by means of staging the murder scene so as to appear that the said PFC [redacted] and SPC [redacted] were attacked during an escape attempt	G	G

*Dismissed upon motion of trial counsel and in accordance with the Offer to Plead Guilty

b(6), b(7)(C)

22

ACLU DETAINEE DEATH 2 CID 339

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted] A1

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	UCMJ Article 118	5/8/2006	Yes ☐ No ☑	Yes ☒ No ☐	General Court-Martial
2	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☒ No ☐	See [redacted]
3	Obstruction of Justice [5X5]	UCMJ Article 134	5/9/2006	Yes ☑ No ☐	Yes ☒ No ☐	Attached Pages for Final Results
4	Conspiracy [5X1]	UCMJ Article 81	5/8/2006	Yes ☐ No ☑	Yes ☒ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

23

ACLU DETAINEE DEATH 2 CID 340

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☒ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ ~~Field Grade~~
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☒ General Court Martial
☐ Special Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	[redacted] See Attached Result of Trial.			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 341

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 342

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 343

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	MAJ, USA
Signature: [redacted]	Signature Date: 10 MAR 08
AKO e-Mail Address: [redacted]	

b(6), b(7)(C)

28

ACLU DETAINEE DEATH 2 CID 345

DEPARTMENT OF THE ARMY REPORT OF RESULT OF TRIAL
For use of this form, see AR 27-10; the proponent agency is OTJAG

TO:
Commander 101st Airborne Division (Air Assault), Fort Campbell, KY 42223

1. Notification under R.C.M. 1101 and AR 27-10, paragraph 5-30 is hereby given in the case of the United States v _____

SPC [redacted] 495-92-3283, C Co, 3d BN, 187 IN Regt, 3d BCT, 101st ABN Div (AASLT), Fort Campbell, KY 42223

2. Trial by General court-martial on 11 January, 2007 at Fort Campbell, KY 42223

convened by: CMCO Number 1 HQ, 101st ABN DIV (Air Assault), dated 2 December 2005

3. Summary of offenses, pleas, and findings:

CH	ART UCMJ	SPEC	BRIEF DESCRIPTION OF OFFENSE(S)	PLEA	FINDING
I	80	THE	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, attempt to murder a unknown Middle-Eastern male, by shooting him with a firearm (See Continuation Sheet)	G	G

4. SENTENCE:
Reduction to the grade of Private (E1); forfeiture of all pay and allowances; to be confined for life with the possibility of parole; and to be discharged from the service with a dishonorable discharge

5. Date sentence adjudged and effective date of any forfeiture or reduction in grade (YYYYMMDD): 20070111/20070125
(See UCMJ Articles 57-58b and R.C.M. 1101)

6. Contents of pretrial agreement concerning sentence, if any:
The Convening Authority agrees to disapprove any confinement in excess of 18 years. The Convening Authority may approve any other lawful punishments adjudged.

7. Number of days of presentence confinement, if any: 210 days

8. Number of days of judge-ordered administrative credit for presentence confinement or restriction found tantamount to confinement, if any: 158

9. Total presentence confinement credit toward post-trial confinement: 368

10. Name(s) and SSN(s) of companion accused or co-accused, if any: PFC [redacted] SPC [redacted]

11. DNA processing IAW 10 U.S.C. § 1565 [X] is [ ] is not required.

12. Conviction(s) [ ] does [X] does not require sex offender registration IAW 42 U.S.C. § 14071.

CF:
Confinement Facility; FAO; PSB (Adverse Actions); CDR, 3 BN, 187 IN Regt; CDR, 3BCT; CID

TYPED NAME	SIGNATURE
[redacted]	[redacted]
RANK: MAJ	BRANCH OF SERVICE: US ARMY

DA FORM 4430, SEP 2002 DA FORM 4430-R, MAY 87, IS OBSOLETE USAPA V1.00ES

b(6), b(7)(C)

29

CONTINUATION SHEET 1, DA FORM 4430, PERTAINING TO U.S. v. SPC [redacted] U.S. Army, Charlie Company, 3d Battalion, 187th Infantry Regiment, 3d Brigade Combat Team, 101st Airborne Division (Air Assault), Fort Campbell, Kentucky 42223

Item 3 Continued:

CH	ART. UCMJ	SPEC	BRIEF DESCTIPTION OF OFFENSE	PLEA	FINDING
II	81	THE	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, conspire w/ SSG [redacted] and PFC [redacted] to commit premeditated murder of a male of Middle-Eastern descent whose name is unknown	G	G
III	118	1	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, with premeditation, murder a male of Middle-Eastern descent whose name is unknown, by shooting him with a firearm	G	G
		2	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, with premeditation, murder a male of Middle-Eastern descent whose name is unknown, by shooting him with a firearm	G	G
IV	134	1	A/o near Muthana Chemical Complex, Iraq, between o/a 10 May 06-15 Jun 06, wrongfully communicate to PFC [redacted] a threat, to wit: "I will kill you if you tell anyone" or words to that effect	NG	*D
		2	A/o near Muthana Chemical Complex, Iraq, between o/a 10 May 06-15 Jun 06, wrongfully communicate to PFC [redacted] a threat, to wit: "Don't tell anyone because if I got to jail I will kill you" or words to that effect	NG	*D

30

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 347

CONTINUATION SHEET 2, DA FORM 4430, PERTAINING TO U.S. v. SPC [redacted] U.S. Army, Charlie Company, 3d Battalion, 187th Infantry Regiment, 3d Brigade Combat Team, 101st Airborne Division (Air Assault), Fort Campbell, Kentucky 42223

Item 3 Continued:

CH	ART, UCMJ	SPEC	BRIEF DESCTIPTION OF OFFENSE	PLEA	FINDING
Additional Charges					
I	81	THE	A/o near Muthana Chemical Complex, Iraq, o/a 9 May 06, conspire with SSG [redacted] to obstruct justice regarding the investigation into the shooting of three male detainees of apparent Middle-Eastern descent	G	G
II	134	1	A/o near Muthana Chemical Complex, Iraq, between o/a 10 May 06, wrongfully endeavor to influence the testimony of PFC [redacted] by communicating to PFC [redacted] "I will kill you if you tell anyone"	NG	*D
	134	2	A/o near Muthana Chemical Complex, Iraq, between o/a 10 May 06 – 15 Jun 06, wrongfully endeavor to influence the testimony of PFC [redacted] by communicating to PFC [redacted] "Don't tell anyone, because if I go to jail I will kill you"	NG	*D
III	134	THE	A/o near Muthana Chemical Complex, Iraq, o/a 09 May 06, wrongfully endeavor to impede an investigation into the shooting of three male detainees of apparent Middle-Eastern descent whose name is unknown, by staging the murder scene so as to appear that the aforementioned detainees attacked SPC [redacted]	G	G

*Dismissed upon motion of trial counsel and in accordance with the Offer to Plead Guilty

b(6), b(7)(C)

31

ACLU DETAINEE DEATH 2 CID 348

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

F9

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Obstruction of Justice [5X5]	UCMJ Article 134	5/9/2006	Yes ☑ No ☐	Yes ☐ No ☒	UNfounded No Action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 351

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction		
	Fine	Amount :	
	Forfeiture	Amount :	Duration: ☐ Days ☐ Months
	Extra Duty	Days:	
	Restriction	Days:	
	Correctional Custody	Days:	
	Confinement	Duration:	☐ Days ☐ Months ☐ Years ☐ Life
	Bad Conduct Discharge	Effective Date:	
	Dishonorable Discharge	Effective Date:	
	Reduction in Grade	From: To:	
	Probation	Duration:	☐ Days ☐ Months ☐ Years
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years ☐ Life
	Death		
	Civil Recovery	Amount :	
	Civil Award	Amount :	

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] MAJ, USA	
Signature: [redacted]	Signature Date: 10MAR08
AKO e-Mail Address: [redacted]	

b(6), b(7)(C)

37

ACLU DETAINEE DEATH 2 CID 354

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

F9

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	UNFounded No action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

39

ACLU DETAINEE DEATH 2 CID 356

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 357

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	MAJ, USA
Signature: [redacted]	Signature Date: 10MAR08
AKO e-Mail Address: [redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted] F9

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	UNfounded No Action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

44

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 362

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 364

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] MAJ, USA	
Signature: [redacted]	Signature Date: 10 MAR 08
AKO e-Mail Address: [redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-2 U.S. Army (PV2)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	Unfounded A/O Action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 369

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 371

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] MAJ, USA	
Signature:	[redacted]	Signature Date: 10 MAR 06
AKO e-Mail Address:	[redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	NMN
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	Unfounded No action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

56

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 374

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 376

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 377

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] MAJ, USA	
Signature:	[redacted]	Signature Date: 10 MAR 08
AKO e-Mail Address:	[redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-3 U.S. Army (PFC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	Unfounded No Action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 380

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 381

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block 10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] MAJ, USA	
Signature:	[redacted]	Signature Date: 10MAR08
AKO e-Mail Address:	[redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 12/29/2006

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☑	Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

68

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- False Official Statement [5M3A]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 388

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

According the the U.S. Army G-1 Database, [redacted] is no longer in the U.S. Army. Although it is undetermined whether action was taken against [redacted], all Soldiers listed for the same offense had no action taken against them.

USASCRC Number: 0086-2006-CID469-75447-5H1P **Sanction:** F1 2006/12/29

11. ~~Commanding Officer~~ REPORTING

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] W-2 [redacted]	
Signature:	[redacted]	**Signature Date:** 12/29/2006
AKO e-Mail Address:	[redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted] F9

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	UNfounded No Action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 392

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 393

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 394

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] MAJ, USA	
Signature:	[redacted]	Signature Date: 10 MAR 08
AKO e-Mail Address:	[redacted]	

b(6), b(7)(C)

79

ACLU DETAINEE DEATH 2 CID 396

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 12/29/2006

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	UCMJ Article 118	5/8/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☑	Prosecution Declined/Other
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

80

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☑ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1P] [5H1P]	N	Murder [5H1P] [5H1P]	G
2	NO ACTION TAKEN -- False Official Statement [5M3A]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
12/29/2006	Forfeiture	Amount : $7,800.00	Duration: 6	☐ Days	☑ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
1/9/2007	Confinement	Duration: 9	☐ Days	☑ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
1/9/2007	Reduction in Grade	From: Specialist (SPC) To: Private (E1) (PVT)				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 400

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 401

10. Commander's Remarks

MJ recommended 3 months reduction in confinement if SPC [redacted] cooperates in prosecution of co-defendents.

USASCRC Number: 0086-2006-CID469-75447-5H1P **Sanction:** A1 2007/01/09

11. Commanding Officer

Was a DNA sample collected from the offender? ☑ Yes ☐ No

Name and Grade: [redacted] SJA, 3rd BCT, MAJ	
Signature:	**Signature Date:** 12/29/2006
AKO e-Mail Address:	

b(6), b(7)(C)

85

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-3 U.S. Army (PFC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☒	Unfounded, No Action taken
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 404

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

~~Proceed to Commander's Remarks (Block 10) if you chose Administrative Action~~

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :		Duration:	☐ Days	☐ Months	
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	MAJ, USA	
Signature: [redacted]		Signature Date: 10MAR08
AKO e-Mail Address: [redacted]		

b(6), b(7)(C)

91

ACLU DETAINEE DEATH 2 CID 408

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted]

USACRC Number:	0086-2006-CID469-75447-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-6 U.S. Army (SSG)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 12/29/2006

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	UCMJ Article 118	5/8/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2	False Official Statement [5M3A]	UCMJ Article 107	5/9/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
3	Obstruction of Justice [5X5]	UCMJ Article 134	5/9/2006	Yes ☑ No ☐	Yes ☑ No ☐	Accepted
4	Involuntary Manslaughter [5H3A]	UCMJ Article 119	5/8/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
5	Conspiracy [5X1]	UCMJ Article 81	5/8/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted

b(6), b(7)(C)

92

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6	Fail to Obey General Order [5Y2B7]	UCMJ Article 92	5/9/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
7	Fail to Obey General Order [5Y2B9]	UCMJ Article 92	5/9/2006	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☑ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1P] [5H1P]	N	Murder [5H1P] [5H1P]	N
2	False Official Statement [5M3A] [5M3A]	N	False Official Statement [5M3A] [5M3A]	G
3	Obstruction of Justice [5X5] [5X5]	N	Obstruction of Justice [5X5] [5X5]	G
4	Involuntary Manslaughter [5H3A] [5H3A]	D	Involuntary Manslaughter [5H3A] [5H3A]	DCR
5	Conspiracy [5X1] [5X1]	N	Conspiracy [5X1] [5X1]	N

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6	Fail to Obey General Order [5Y2B7] [5Y2B7]	D	Fail to Obey General Order [5Y2B7] [5Y2B7]	DCR
7	Fail to Obey General Order [5Y2B9] [5Y2B9]	N	Fail to Obey General Order [5Y2B9] [5Y2B9]	G
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
3/19/2007	Dishonorable Discharge	Effective Date: 12/29/2006				
3/19/2007	Reduction in Grade	From: Staff Sergeant (SSG) To: Private (E1) (PVT)				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
3/19/2007	Total Forfeiture (all pay/allowance)	Duration : 18	☐ Days	☐ Months	☑ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 412

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0086-2006-CID469-75447-5H1P **Sanction:** A1 2007/03/19

11. Commanding Officer

Was a DNA sample collected from the offender? ☑ Yes ☐ No

Name and Grade: [redacted] SJA CPT(P)	
Signature:	**Signature Date:** 3/19/2007
AKO e-Mail Address:	

b(6), b(7)(C)

97

ACLU DETAINEE DEATH 2 CID 414

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Office of the Staff Judge Advocate ATTN: CPT [redacted] Fort Campbell, KY 42223
To:	Commander 3D Infantry Battalion, 3D Brigade Combat Team Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Baghdad CID BN [redacted] H2

USACRC Number:	0086-2006-CID469-75447
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	12/29/2006
Suspense Date:	2/12/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	[redacted]

Grade:	O-6 U.S. Army (COL)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Dereliction of Duty [5Y2D2]	UCMJ Article 92	5/9/2006	Yes ☐ No ☑	Yes ☐ No ☐	
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

98

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☒ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 416

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
11 JUL 06	Reprimand	☐	☐	☒
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 418

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 419

10. Commander's Remarks

LTG [redacted] issued a GOMOR to COL [redacted] on 11 July 2006 and directed the filing of the GOMOR in COL [redacted] Official Military Personnel File (OMPF) on 1 September 2006.

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	COL, JA Staff Judge Advocate
Signature: [redacted]	Signature Date: 13 Mar 08
AKO e-Mail Address: [redacted]	

b(6), b(7)(C)

103

ACLU DETAINEE DEATH 2 CID 420

Pages 104-105

Referred to:

HEADQUARTERS
MULTI-NATIONAL CORPS-IRAQ
BAGHDAD, IRAQ
APO AE 09342

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Tikrit CID Office
COB Speicher, Tikrit, IZ, APO AE 09393

23 May 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 3RD FINAL SUPPLEMENTAL/SSI - 0086-2006-CID469-75447 - 5H1P / 5M3A / 5X5 / 5H3A / 5X1 / 5Y2B7 / 5Y2B9 / 5Y2D2 /9G2A/9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 09 MAY 2006, 0500 - 09 MAY 2006, 1100; ISLAND, NEAR ASR GOLDEN, MGRS 38S LC 8680 4450, SW OF BALAD, IRAQ

2. 09 MAY 2006, 2301 - 31 JUL 2006, 2259; VARIOUS LOCATIONS IN AND AROUND, SAMARA AND TIKRIT, IRAQ

DATE/TIME REPORTED: 17 MAY 2006, 1245

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:

1. [redacted] SSG; [redacted]; (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [DERELICTION OF DUTY]

2. [redacted]; SPC; [redacted]; (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION, FORT CAMPBELL,

b(2),b(6),b(7)(C)

104

ACLU DETAINEE DEATH 2 CID 422

KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

3. [redacted] PFC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

4. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

5. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3 BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE]

6. [DELETE]

7. [redacted] SGT; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

8. [redacted]; SGT; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

9. [redacted] PV2; [redacted] (DOB); (POB); MALE; WHITE; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

b(6), b(7)(C)

107

ACLU DETAINEE DEATH 2 CID 423

10. [redacted] NMN; SGT; [redacted]; (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

11. [redacted] PFC; [redacted]; (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

12. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187 INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD, MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

13. [redacted] SGT; [redacted] (DOB); (POB); MALE; BLACK; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

14. [redacted]; SPC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [FALSE OFFICIAL STATEMENT]

15. [redacted] PFC; [redacted]; (DOB); (POB); MALE; ASIAN/PACIFIC ISLAND; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

16. [redacted] SSG; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [INVOLUNTARY MANSLAUGHTER], [FALSE OFFICIAL STATEMENT], [FAIL TO OBEY GENERAL ORDER], [CONSPIRACY]

VICTIM:

1. HAMID GUMAR, NAHAD YASIM (DECEASED); CIV; (DOB); (POB); MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, NIHAD JASIM; [MURDER] (NFI); JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

2. KOMAR-ABDULLAH, JASIM HASSAN (DECEASED); CIV; (POB); (DOB); (POB); MALE; WHITE; XZ ; [INVOLUNTARY MANSLAUGHTER] (NFI)

3. HAMID AL-JEMI, AKHMED FARHIM (DECEASED); CIV; (DOB); (POB); MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, FARHAN ; [MURDER] (NFI)

4. HAMID, ZYAD JASIM (DECEASED); CIV; (DOB); (POB); MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, ZIAD JASIM; [MURDER] (NFI); JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

5. U.S. GOVERNMENT; [OBSTRUCTION OF JUSTICE], [DERELICTION OF DUTY], [FALSE OFFICIAL STATEMENT], [FAIL TO OBEY GENERAL ORDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

(U) Investigative Summary:

(U) Investigation established probable cause to believe [redacted] and [redacted] conspired to murder, then shot and killed A. HAMID, N. HAMID and Z. HAMID, [redacted] conspired to murder, then shot and killed A. HAMID, N. HAMID and Z. HAMID, detainees captured during Operation Iron Triangle (OIT); and made false statements claiming [redacted] and [redacted] were attacked and then killed the detainees as they fled.

(U) Investigation established probable cause to believe [redacted] committed the offense of Murder when he shot and killed one of the detainees after being instructed by [redacted] to "Put him (the detainee) out of his misery".

(U) Investigation established probable cause to believe [redacted] committed the offense of Involuntary Manslaughter when he shot and killed Mr. KOMAR-ABDULAH, during the initial approach to the residence, who was not positively identified (PID) or a threat; and Failure to Obey a General Order when he posed for a photograph of the remains; and further removed a pistol from Objective Murray and failed to turn the pistol in as evidence. The pistol was later found in his personal belongings.

(U) Investigation established probable cause to believe [redacted] and [redacted] were attacked and then killed the detainees as they fled.

(U) Investigation established probable cause to believe [redacted] committed the offense of Murder when he shot and killed one of the detainees after being instructed by [redacted] to "Put him (the detainee) out of his misery".

(U) Investigation established probable cause to believe [redacted] committed the offense of Involuntary Manslaughter when he shot and killed Mr. KOMAR-ABDULAH, during the initial approach to the residence, who was not positively identified (PID) or a threat; and Failure to Obey a General Order when he posed for a photograph of the remains; and further removed a pistol from Objective Murray and failed to turn the pistol in as evidence. The pistol was later found in his personal belongings.

(U) Investigation established probable cause to believe [redacted] and [redacted] committed the offense of Obstruction of Justice. [redacted] and [redacted] committed the offense when they threatened members of their squad that they would kill them if they disclosed the murders: [redacted] attempted to conceal video tapes that incriminated his unit while they were conducting criminal activity.

(U) Investigation established probable cause to believe [redacted] and [redacted] committed the offense of False Official Statements when they provided statements to an AR 15-6 inquiry officer and to CID which they knew to be false in regards to their actions and observations on Objective Murray and during OIT.

(U) Investigation established probable cause to believe [redacted] committed the offense of Dereliction of Duty when he failed to immediately inform his chain of command or other authorities of his knowledge of the conspiracy to Murder the detainees.

b(6), b(7)(C)

110

ACLU DETAINEE DEATH 2 CID 426

(U) The offenses COL [redacted] was previously listed for were deleted based on a USACIDC amendment process.

(U) STATUTES:

(U) Article 118, UCMJ: Murder
(U) Article 119, UCMJ: Involuntary Manslaughter
(U) Article 134, UCMJ: Obstruction of Justice
(U) Article 92, UCMJ: Dereliction of Duty
(U) Article 81, UCMJ: Conspiracy
(U) Article 107, UCMJ: Making False Statements

(U) EXHIBITS/SUBSTANTIATION:

(U) ADDED ATTACHED:

(U) None

(U) ADDED NOT ATTACHED:

(U) None

(U) STATUS: This is a Third Final Supplemental Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending concerning [redacted] and [redacted]

b(6), b(7)(C)

///

ACLU DETAINEE DEATH 2 CID 427

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
11th MP BN (CID), Camp Victory, IZ
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297
Chief, Investigative Operations, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
FILE

b(6), b(7)(C)

112

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Tikrit CID Office
COB Speicher, Tikrit, IZ, APO AE 09393

21 May 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 2ND FINAL SUPPLEMENTAL/SSI - 0086-2006-CID469-75447 - 5H1P / 5M3A / 5X5 / 5H3A / 5X1 / 5Y2B7 / 5Y2B9 / 5Y2D2

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 09 MAY 2006, 0500 - 09 MAY 2006, 1100; ISLAND, NEAR ASR GOLDEN, MGRS 38S LC 8680 4450, SW OF BALAD, IRAQ

2. 09 MAY 2006, 2301 - 31 JUL 2006, 2259; VARIOUS LOCATIONS IN AND AROUND, SAMARA AND TIKRIT, IRAQ

DATE/TIME REPORTED: 17 MAY 2006, 1245

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:

1. [redacted] SSG; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [DERELICTION OF DUTY]

2. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION, FORT CAMPBELL,

b(2),b(6),b(7)(C)

113

ACLU DETAINEE DEATH 2 CID 429

KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

3. [redacted] PFC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

4. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

5. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3 BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE]

6. [DELETE]

7. [redacted]; SGT; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

8. [redacted] SGT; [redacted]; (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

9. [redacted] PV2; [redacted]; (DOB); (POB); MALE; WHITE; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

10. [redacted]NMN; SGT; [redacted](DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

11. [redacted] PFC; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

12. [redacted] SPC; [redacted]; (DOB); (POB); MALE; WHITE; C CO, 3-187 INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD, MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

13. [redacted]; SGT; [redacted](DOB); (POB); MALE; BLACK; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

14. [redacted]; SPC [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [FALSE OFFICIAL STATEMENT]

15. [redacted] PFC; [redacted] (DOB); (POB); MALE; ASIAN/PACIFIC ISLAND; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

16. [redacted] SSG; [redacted] (DOB); (POB); MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [INVOLUNTARY MANSLAUGHTER], [FALSE OFFICIAL STATEMENT], [FAIL TO OBEY GENERAL ORDER], [CONSPIRACY]

VICTIM:

1. HAMID GUMAR, NAHAD YASIM (DECEASED); CIV; (DOB); (POB); MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, NIHAD JASIM; [MURDER] (NFI); JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

2. KOMAR-ABDULLAH, JASIM HASSAN (DECEASED); CIV; (POB); (DOB); (POB); MALE; WHITE; XZ ; [INVOLUNTARY MANSLAUGHTER] (NFI)

3. HAMID AL-JEMI, AKHMED FARHIM (DECEASED); CIV; (DOB); (POB); MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, FARHAN ; [MURDER] (NFI)

4. HAMID, ZYAD JASIM (DECEASED); CIV; (DOB); (POB); MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, ZIAD JASIM; [MURDER] (NFI); JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

5. U.S. GOVERNMENT; [OBSTRUCTION OF JUSTICE], [DERELICTION OF DUTY], [FALSE OFFICIAL STATEMENT], [FAIL TO OBEY GENERAL ORDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

(U) This is an "Operation Iraqi Freedom" and "Detainee Abuse" Investigation.

(U) This supplemental report documents the receipt of forensic examination reports, interviews of confined personnel, and other investigative activity. No changes were made to the offenses listed in the Final Report and no classified exhibits were added.

(U) Final:

(U) Investigation established probable cause to believe [redacted] and [redacted] conspired to murder, then shot and killed A. HAMID, N. HAMID and Z. HAMID, detainees captured during Operation Iron Triangle (OIT); and made false statements claiming

[redacted] and [redacted] were attacked and then killed the detainees as they fled.

(U) Investigation established probable cause to believe [redacted] committed the offense of Murder when he shot and killed one of the detainees after being instructed by [redacted] to "Put him (the detainee) out of his misery".

(U) Investigation established probable cause to believe [redacted] committed the offense of Involuntary Manslaughter when he shot and killed Mr. KOMAR-ABDULAH, during the initial approach to the residence, who was not positively identified (PID) or a threat; and Failure to Obey a General Order when he posed for a photograph of the remains; and further removed a pistol from Objective Murray and failed to turn the pistol in as evidence. The pistol was later found in his personal belongings.

(U) Investigation established probable cause to believe [redacted] and [redacted] committed the offense of Obstruction of Justice. [redacted] and [redacted] committed the offense when they threatened members of their squad that they would kill them if they disclosed the murders: [redacted] attempted to conceal video tapes that incriminated his unit while they were conducting criminal activity.

(U) Investigation established probable cause to believe [redacted] and [redacted] committed the offense of False Official Statements when they provided statements to a 15-6 inquiry officer and to CID which they knew to be false in regards to their actions and observations on Objective Murray and during OIT.

(U) Investigation established probable cause to believe [redacted] committed the offense of Dereliction of Duty when he failed to immediately inform his chain of command or other authorities of his knowledge of the conspiracy to Murder the detainees.

(U) Investigation further established probable cause to believe COL [redacted] committed the offense of Dereliction of Duty when he failed to make the mandatory notification of a possible LOAC violation regarding the deaths of the detainees.

(U) Investigation established insufficient evidence to prove or disprove COL [redacted] committed the offense of False Official Statement when he provided sworn testimony wherein he related the killings of the detainees were in accordance with the ROE; then later stated the

committed the offense of False Official Statement when he provided sworn testimony wherein he related the killings of the detainees were in accordance with the ROE; then later stated the killings were not in accordance with the ROE.

(U) Investigation further established COL [redacted] order to not report the deaths of the detainees had the actual effect of obstructing justice by delaying the CID interviews, crime scene examination, and forensic examination of the detainees' remains. Because the actual obstruction did occur the offense is not unfounded. COL [redacted] denied he intended to impede a criminal investigation and investigation established insufficient evidence to establish probable cause.

(U) Further, COL [redacted] was deleted from the subject block based on the USACIDC amendment process.

(U) STATUTES:

(U) Article 118, UCMJ: Murder
(U) Article 119, UCMJ: Involuntary Manslaughter
(U) Article 134, UCMJ: Obstruction of Justice
(U) Article 92, UCMJ: Dereliction of Duty
(U) Article 81, UCMJ: Conspiracy
(U) Article 107, UCMJ: Making False Statements

(U) EXHIBITS/SUBSTANTIATION:

(U) ADDED ATTACHED:

(U) 442. Memorandum for Request for Amendment of Record - COL [redacted]

(U) ADDED NOT ATTACHED:

(U) None

(U) The original of Exhibit 442 is maintained in the files at USACRC.

b(6), b(7)(C)

118

ACLU DETAINEE DEATH 2 CID 434

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, 11th MP Bn (CID), Camp Victory, APO AE 09342
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297
FILE

b(6), b(7)(C)

119

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Tikrit CID Office

31 May 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0086-2006-CID469-75447 - 5H1P / 5M3A / 5X5 / 5H3A / 5X1 / 5Y2B7 / 5Y2B9 / 5Y2D2 /962A / 962F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 08 MAY 2006, 2200 - 09 MAY 2006, 0400; ISLAND, NEAR ASR GOLDEN, MGRS 38S LC 8680 4450, SW OF BALAD, IRAQ

2. 09 MAY 2006, 1601 - 31 JUL 2006, 1559; VARIOUS LOCATIONS IN AND AROUND, SAMARA AND TIKRIT, IRAQ

DATE/TIME REPORTED: 17 MAY 2006, 0545

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:

1. [redacted] SSG; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [DERELICTION OF DUTY]

2. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION, FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

120

b(2),b(6),b(7)(C)
ACLU DETAINEE DEATH 2 CID 436

3. [redacted], PFC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

4. [redacted], SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

5. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3 BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE]

6. [redacted] COL; [redacted] MALE; WHITE; HHC, 3RD BCT, 101ST ABN DIV (AASLT), COB SPEICHER, TIKRIT, IRAQ, APO AE 09393, (HOME STATION, FORT CAMPBELL, KY), IZ; CT ; [DERELICTION OF DUTY], [OBSTRUCTION OF JUSTICE (INSUFFICIENT EVIDENCE)], [FALSE OFFICIAL STATEMENT (INSUFFICIENT EVIDENCE)]

7. [redacted], SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

8. [redacted], SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

9. [redacted], PVT; [redacted] MALE; WHITE; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

121

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 437

CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

10. [redacted] NMN; SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

11. [redacted] PFC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

12. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187 INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD, MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

13. [redacted] SGT; [redacted] MALE; BLACK; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

14. [redacted]; SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [FALSE OFFICIAL STATEMENT]

15. [redacted] PFC; [redacted] MALE; ASIAN/PACIFIC ISLAND; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

16. [redacted] SSG; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE], [MURDER],

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

122

b(6), b(7)(C) ACLU DETAINEE DEATH 2 CID 438

[INVOLUNTARY MANSLAUGHTER], [FALSE OFFICIAL STATEMENT], [FAIL TO OBEY GENERAL ORDER], [CONSPIRACY]

VICTIM:

1. HAMID GUMAR, NAHAD YASIM (DECEASED); CIV; 1 JAN 1991; IRAQ; MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, NIHAD JASIM; [MURDER] (NFI); JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

2. KOMAR-ABDULLAH, JASIM HASSAN (DECEASED); CIV; IRAQ; 1 JAN 1935; IRAQ; MALE; WHITE; XZ ; [INVOLUNTARY MANSLAUGHTER] (NFI)

3. HAMID AL-JEMI, AKHMED FARHIM (DECEASED); CIV; 1 JAN 1988; IRAQ; MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, FARHAN ; [MURDER] (NFI)

4. HAMID, ZYAD JASIM (DECEASED); CIV; 1 JAN 1992; IRAQ; MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, ZIAD JASIM; [MURDER] (NFI); JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

5. U.S. GOVERNMENT; [OBSTRUCTION OF JUSTICE], [DERELICTION OF DUTY], [FALSE OFFICIAL STATEMENT], [FAIL TO OBEY GENERAL ORDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

(U) This is an "Operation Iraqi Freedom" and "Detainee Abuse" Investigation.

(U) This supplemental report documents the receipt of forensic examination reports, interviews of confined personnel, and other investigative activity. No changes were made to the offenses listed in the Final Report and no classified exhibits were added.

(U) Final:

(U) Investigation established probable cause to believe [redacted]nd

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

b(6), b(7)(C)

123

ACLU DETAINEE DEATH 2 CID 439

[redacted] conspired to murder, then shot and killed A. HAMID, N. HAMID and Z. HAMID, detainees captured during Operation Iron Triangle (OIT); and made false statements claiming [redacted] and [redacted] were attacked and then killed the detainees as they fled.

(U) Investigation established probable cause to believe [redacted] committed the offense of Murder when he shot and killed one of the detainees after being instructed by [redacted] to "Put him (the detainee) out of his misery".

(U) Investigation established probable cause to believe [redacted] committed the offense of Involuntary Manslaughter when he shot and killed Mr. KOMAR-ABDULAH, during the initial approach to the residence, who was not positively identified (PID) or a threat; and Failure to Obey a General Order when he posed for a photograph of the remains; and further removed a pistol from Objective Murray and failed to turn the pistol in as evidence. The pistol was later found in his personal belongings.

(U) Investigation established probable cause to believe [redacted] and [redacted] committed the offense of Obstruction of Justice. [redacted] and [redacted] committed the offense when they threatened members of their squad that they would kill them if they disclosed the murders: [redacted] attempted to conceal video tapes that incriminated his unit while they were conducting criminal activity.

(U) Investigation established probable cause to believe [redacted], and [redacted] committed the offense of False Official Statements when they provided statements to a 15-6 inquiry officer and to CID which they knew to be false in regards to their actions and observations on Objective Murray and during OIT.

(U) Investigation established probable cause to believe [redacted] committed the offense of Dereliction of Duty when he failed to immediately inform his chain of command or other authorities of his knowledge of the conspiracy to Murder the detainees.

(U) Investigation further established probable cause to believe COL [redacted] committed the offense of Dereliction of Duty when he failed to make the mandatory notification of a possible LOAC violation regarding the deaths of the detainees.

(U) Investigation established insufficient evidence to prove or disprove COL [redacted]

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

124

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 440

committed the offense of False Official Statement when he provided sworn testimony wherein he related the killings of the detainees were in accordance with the ROE; then later stated the killings were not in accordance with the ROE.

(U) Investigation further established COL [redacted] order to not report the deaths of the detainees had the actual effect of obstructing justice by delaying the CID interviews, crime scene examination, and forensic examination of the detainees' remains. Because the actual obstruction did occur the offense is not unfounded. COL [redacted] denied he intended to impede a criminal investigation and investigation established insufficient evidence to establish probable cause.

(U) STATUTES:

(U) Article 118, UCMJ: Murder
(U) Article 119, UCMJ: Involuntary Manslaughter
(U) Article 134, UCMJ: Obstruction of Justice
(U) Article 92, UCMJ: Dereliction of Duty
(U) Article 81, UCMJ: Conspiracy
(U) Article 107, UCMJ: Making False Statements

(U) EXHIBITS/SUBSTANTIATION:

(U) ADDED ATTACHED:

(U) 409. Agent's Investigation Report (AIR) of SA [redacted] CID, Fort McCoy, WI, 28 Nov 06.

(U) 410. AIR of SA [redacted] CID, Fort Meade, MD, 5 Dec 06.

(U) 411. AIR of SA [redacted] CID, Fort Polk, LA, 27 Dec 06.

(U) 412. Report of Investigative Activity of SA [redacted] AFOSI, Barksdale, AFB, LA, 8 Dec 06, detailing her interview of [redacted]

(U) 413. Statement of [redacted], 8 Dec 06, wherein he related he had no direct contact with [redacted] and [redacted]

(U) 414. AIR of SA [redacted] CID, Fort Lewis, WA, 8 Jan 07.

Protective Marking is excluded from automatic termination (Chap 3, AR 25-55)

125

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 441

(U) 415. (1-10) Interview Worksheets of PVTs [redacted] and [redacted] (all undated), detailing their knowledge of [redacted] and [redacted]

(U) 416. AIR of SA [redacted], CID, Fort Campbell, KY, 14 Nov 06.

(U) 417. Affidavit Supporting Request, prepared by SA [redacted], 14 Nov 06, detailing the probable cause for the search of [redacted] person.

(U) 418. Search and Seizure Authorization of Military Magistrate, 14 Nov 06, authorizing the search of [redacted] person for evidence of wounds.

(U) 419. DA Form 4137, Evidence/Property Custody Document, Voucher number 0259-06, (Fort Campbell), 14 Nov 06, detailing the collection of Compact Disk "Spc [redacted] Injuries" (USACIDC Copies only).

(U) 420. AIR of SA [redacted] CID, Fort Wood, MO, 4 Jan 07.

(U) 421. Statement of [redacted] 4 Jan 07, wherein he related he did not have any direct contact with [redacted] and [redacted]

(U) 422. AIR of SA [redacted] CID, Fort Campbell, KY, 7 Dec 06.

(U) 423. Statement and Sketch of PVT [redacted] 7 Dec 06, wherein he related he did not know [redacted] or [redacted]

(U) 424. Report of Investigation of Master at Arms (Petty Officer 1st Class) [redacted] Navy Command Investigator, Navy Consolidated Brig, Charleston, SC, 15 Feb 07, detailing the interviews of [redacted] and [redacted]

(U) 425. Voluntary Statement of [redacted] 6 Feb 07.

(U) 426. Voluntary Statement of [redacted] 6 Feb 07.

(U) 427. Voluntary Statement of [redacted] 6 Feb 07.

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

b(6), b(7)(C)

126

(U) 428. AIR of SA [redacted] CID, Fort Bragg, NC, 26 Apr 07.

(U) 429. Photographic Line up by PVT [redacted] 5 Jan 07.

(U) 430. Memorandum for Record of LTC [redacted] Deputy Staff Judge Advocate, 101st Airborne Division (AASLT), Fort Campbell, 3 Nov 06.

(U) 431. Memorandum from TDS, 31 Jan 07.

(U) 432. US Army Criminal Investigation Laboratory (USACIL) Report, 2006-CID131-1281, Digital Evidence Branch, 28 Nov 06, detailing the examination of the respliced video cassette did not appear relevant to this investigation.

(U) 433. USACIL Report, 2006-CID131-1281, Latent Print Branch, 28 Dec 06, detailing the examination of the foil and plastic blister package did not reveal any latent prints.

(U) 434. USACIL Report, 2006-CID131-1281, Firearms Branch, 7 Mar 07, detailing the weapon of SPC [redacted] fired two of the cartridges collected from the death scene.

(U) 435. USACIL Report, 2006-CID131-1281, Latent Print Branch, 8 Mar 07, detailing the examination of the pistol of SSG [redacted] did not reveal any latent prints.

(U) 436. DA Form 4430, Result of Trial of SPC [redacted] 9 Jan 07.

(U) 437. DA Form 4430, Result of Trial of SPC [redacted] 11 Jan 07.

(U) 438. DA Form 4430, Result of Trial of PFC [redacted] 25 Jan 07.

(U) 439. DA Form 4430, Result of Trial of SSG [redacted] 13 Mar 07.

(U) 440. Forensic Laboratory Examination Request, 9 Feb 07, requesting the examination of the pistol found in [redacted] belonging for identifiable latent prints. (USACIDC copies only)

(U) ADDED NOT ATTACHED (retained by the evidence custodian, CID, Ft Campbell, KY):

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

127

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 443

(U) 441. Compact Disk, Item 1 (VO # 259-06).

(U) The originals of Exhibits 409-418 and 420-428 are forwarded with the USACRC copy of this report. The originals of Exhibits 432-435 and 440 are retained in the files of the US Army Criminal Investigation Laboratory. The originals of Exhibits 429-431 and 436-439 are retained by the Office of the SJA, 101st Airborne Division, Fort Campbell, KY. The original of Exhibit 419 is retained by the evidence custodian, CID, Ft Campbell, KY.

(U) STATUS: This is a First Final Supplemental Report. On 9 Jan 07, SPC [redacted] was tried, and convicted of Aggravated Assault under General Court Martial and reduced to E-1; forfeiture of all pay and allowances for 6 months; and to be confined for 9 months. On 11 Jan 07, SPC [redacted] was tried, and convicted of Murder under General Court Martial and reduced to E-1; forfeiture of all pay and allowances; to be confined for life with the possibility of parole; and a dishonorable discharge. On 25 Jan 07, PFC [redacted] was tried, and convicted of Murder under General Court Martial and reduced E-1; forfeiture of all pay and allowances; to be confined for life with the possibility of parole; and a dishonorable discharge. On 13 Mar 07, SSG [redacted] was tried, and convicted of Negligent Homicide under General Court Martial and reduced to E-1; forfeiture of all pay and allowances; to be confined for 10 years; and a dishonorable discharge.

(U) Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is pending regarding COL [redacted] SSG [redacted] SGT [redacted], SGT [redacted], SGT [redacted] SGT [redacted], SPC [redacted] SPC [redacted], SPC [redacted] PFC [redacted] PFC [redacted] and PVT [redacted]

b(6), b(7)(C)

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

128

ACLU DETAINEE DEATH 2 CID 444

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
1 - THRU: 3rd MP Group (CID), Ft Gillem, GA
- TO: HQUSACIDC, Ft Belvoir, VA
SJA, 101st Airborne Division, Ft Campbell, KY (Action)
FILE

b(6), b(7)(C)

Protective marking is excluded from automatic termination (Chap 3, AR 25-55)

ACLU DETAINEE DEATH 2 CID 445

DATE: 26 JAN 2007

FROM: SAC, 90 MP DET (CID) (-), CONTINGENCY OPERATING BASE (COB) SPEICHER, TIKRIT, IRAQ, APO AE 09393

TO: DIR, USACRC, FT BELVOIR, VA
SJA, 101ST ABN DIV (ATTN: CPT FISCHBACH)
CDR 3D MP GRP USACIDC FOREST PARK GA//CIRC-OP//
CDR USACIDC 10TH MP BN FT BRAGG NC
CDR 22D MP BN (CID)//CIRF-ZA//
SAC, 90 MP DET (CID) (-), COB [redacted] TIKRIT, IRAQ
CG USACIDC FT BELVOIR VA //CIOP-ZA//

SUBJECT: CID REPORT OF INVESTIGATION - 1ST SUPPLEMENTAL /SSI - 0086-2006-CID469-75447 - 5H1P / 5M3A / 5X5 / 5H3A / 5X1 / 5Y2B7 / 5Y2B9 / 5Y2D2

DRAFTER: [redacted]

RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 08 MAY 2006, 2200 - 09 MAY 2006, 0400; ISLAND, NEAR ASR GOLDEN, MGRS 38S LC 8680 4450, SW OF BALAD, IRAQ

2. 09 MAY 2006, 1601 - 31 JUL 2006, 1559; VARIOUS LOCATIONS IN AND AROUND, SAMARA AND TIKRIT, IRAQ

2. DATE/TIME REPORTED: 17 MAY 2006, 0545

3. INVESTIGATED BY:
SA [redacted]
SA [redacted]

4. SUBJECT:
1. [redacted] COL; [redacted] MALE; WHITE; HHC, 3RD BCT, 101ST ABN DIV (AASLT), COB SPEICHER, TIKRIT, IRAQ, APO AE 09393, (HOME STATION, FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT (INSUFFICIENT EVIDENCE)], [OBSTRUCTION OF JUSTICE (INSUFFICIENT EVIDENCE)], [DERELICTION OF DUTY]

2. [redacted]; SPC; [redacted]

b(2),b(6),b(7)(C)

130

[redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [FALSE OFFICIAL STATEMENT], [OBSTRUCTION OF JUSTICE], [CONSPIRACY]

3. [redacted] PFC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [FALSE OFFICIAL STATEMENT], [OBSTRUCTION OF JUSTICE], [CONSPIRACY]

4. [redacted] SSG; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [FALSE OFFICIAL STATEMENT], [OBSTRUCTION OF JUSTICE], [INVOLUNTARY MANSLAUGHTER], [CONSPIRACY], [FAIL TO OBEY GENERAL ORDER]

5. [redacted]; SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [FALSE OFFICIAL STATEMENT]

6. [redacted] NMN; SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

7. [redacted]; SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

8. [redacted]; SPC; [redacted] MALE; WHITE; C CO, 3-187 INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD, MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

9. [redacted] SGT; [redacted] MALE; BLACK; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT),

b(6), b(7)(C)

121

FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

10. [redacted] PFC; [redacted] MALE; ASIAN/PACIFIC ISLAND; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

11. [redacted] PFC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

12. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION, FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

13. [redacted] PVT; [redacted] MALE; WHITE; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

14. [redacted] SSG; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [DERELICTION OF DUTY]

15. [redacted]; SGT; [redacted]; MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [FALSE OFFICIAL STATEMENT]

16. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3 BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [OBSTRUCTION OF JUSTICE]

5. VICTIM:

1. HAMID GUMAR, NAHAD YASIM (DECEASED) ; CIV; 1 JAN 1991; IRAQ;

b(6), b(7)(C)

/32

MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, NIHAD JASIM ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

2. HAMID, ZYAD JASIM (DECEASED) ; CIV; 1 JAN 1992; IRAQ; MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, ZIAD JASIM ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

3. HAMID AL-JEMI, AKHMED FARHIM (DECEASED) ; CIV; 1 JAN 1988; IRAQ; MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, FARHAN ; [MURDER]

4. KOMAR-ABDULLAH, JASIM HASSAN (DECEASED) ; CIV; IRAQ; 1 JAN 1935; IRAQ; MALE; WHITE; XZ ; [INVOLUNTARY MANSLAUGHTER]

5. U.S. GOVERNMENT; ; [FALSE OFFICIAL STATEMENT], [OBSTRUCTION OF JUSTICE], [CONSPIRACY], [FAIL TO OBEY GENERAL ORDER], [DERELICTION OF DUTY]

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.

(U) THIS SUPPLEMENTAL REPORT IS SUBMITTED TO DOCUMENT ADMINISTRATIVE ACTIVITY AND ACTIONS TAKEN AGAINST SEVERAL SUBJECTS.

(U) ON 4 DEC 06, THIS INVESTIGATION RE-DEPLOYED WITH PERSONNEL FROM THE 10TH MP BN (CID)(ABN) TO FT BRAGG, NC, WHO CONTINUE TO CONDUCT INVESTIGATIVE ACTIVITY REQUESTED BY THE SUPPORTED SJA PENDING THE RESULTS OF ADDITIONAL USACIL TESTING. ORIGINALS OF MOST EXHIBITS ARE NOW RETAINED BY THE 1000TH MP BN (CID), FT CAMPBELL, KY, TO FACILITATE THEIR AVAILABILITY FOR JUDICIAL PROCEEDINGS.

(U) ON 9 JAN 06, SPC [redacted] PLED GUILTY TO THE LESSER OFFENSE OF AGGRAVATED ASSAULT AND WAS SENTENCED TO REDUCTION TO E1, AND 9 MONTHS OF CONFINEMENT DURING WHICH HE FORFEITED 6 MONTHS OF PAY AND ALLOWANCES. NO DISCHARGE WAS INCLUDED IN THE SENTENCE.

(U) ON 11 JAN 06, SPC [redacted] PLED GUILTY TO MURDER, AND WAS SENTENCED TO A DISHONORABLE DISCHARGE, REDUCTION TO E1, 18 YEARS OF CONFINEMENT AND FORFEITURE OF ALL PAY AND ALLOWANCES.

(U) ON 25 JAN 06, PFC [redacted] PLED GUILTY TO MURDER, AND WAS SENTENCED TO A DISHONORABLE DISCHARGE, REDUCTION TO E1, 18 YEARS OF CONFINEMENT AND FORFEITURE OF ALL PAY AND ALLOWANCES.

(U) THE GENERAL COURT MARTIAL OF SSG [redacted] IS SCHEDULED FOR 6 MAR 06 AT FT CAMPBELL, KY.

(U) INVESTIGATION CONTINUES BY CID.

(U) FINAL REPORT:

(U) "THIS IS AN "OPERATION IRAQI FREEDOM" AND "DETAINEE ABUSE" INVESTIGATION"

(U) THIS OFFICE RECEIVED A MEMORANDUM OF TRANSMITTAL (MOT), FROM THE 78TH MP DET (CID), FORT RILEY, KS, OF AN INCIDENT INVOLVING DETAINEES ALLEGEDLY BEING MURDERED IN IRAQ.

(U) INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE [redacted] AND [redacted] CONSPIRED TO MURDER, THEN SHOT AND KILLED A. HAMID, N. HAMID AND Z. HAMID, DETAINEES CAPTURED DURING OPERATION IRON TRIANGLE (OIT); AND MADE FALSE STATEMENTS CLAIMING [redacted] AND [redacted] WERE ATTACKED AND THEN KILLED THE DETAINEES AS THEY FLED.

(U) INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE [redacted] COMMITTED THE OFFENSE OF MURDER WHEN HE SHOT AND KILLED ONE OF THE DETAINEES AFTER BEING INSTRUCTED BY [redacted] TO "PUT HIM (THE DETAINEE) OUT OF HIS MISERY".

(U) INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE [redacted] COMMITTED THE OFFENSE OF INVOLUNTARY MANSLAUGHTER WHEN HE SHOT AND KILLED MR. KOMAR-ABDULAH, DURING THE INITIAL APPROACH TO THE RESIDENCE, WHO WAS NOT POSITIVELY IDENTIFIED (PID) OR A THREAT; AND FAILURE TO OBEY A GENERAL ORDER WHEN HE POSED FOR A PHOTOGRAPH OF THE REMAINS; AND FURTHER REMOVED A PISTOL FROM OBJECTIVE MURRAY AND FAILED TO TURN THE PISTOL IN AS EVIDENCE. THE PISTOL WHICH WAS LATER FOUND IN HIS PERSONAL BELONGINGS.

b(6), b(7)(C)

(U) INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE [redacted] AND [redacted] COMMITTED THE OFFENSE OF OBSTRUCTION OF JUSTICE. [redacted] AND [redacted] COMMITTED THE OFFENSE WHEN THEY THREATENED MEMBERS OF THEIR SQUAD THAT THEY WOULD KILL THEM IF THEY DISCLOSED THE MURDERS: [redacted] ATTEMPTED TO CONCEAL VIDEO TAPES THAT INCRIMINATED HIS UNIT WHILE THEY WERE CONDUCTING CRIMINAL ACTIVITY.

(U) INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE [redacted], AND [redacted] COMMITTED THE OFFENSE OF FALSE OFFICIAL STATEMENTS WHEN THEY PROVIDED STATEMENTS TO A 15-6 INQUIRY OFFICER AND TO CID WHICH THEY KNEW TO BE FALSE IN REGARDS TO THEIR ACTIONS AND OBSERVATIONS ON OBJECTIVE MURRAY AND DURING OIT.

(U) INVESTIGATION ESTABLISHED PROBABLE CAUSE TO BELIEVE [redacted] COMMITTED THE OFFENSE OF DERELICTION OF DUTY WHEN HE FAILED TO IMMEDIATELY INFORM HIS CHAIN OF COMMAND OR OTHER AUTHORITIES OF HIS KNOWLEDGE OF THE CONSPIRACY TO MURDER THE DETAINEES.

(U) INVESTIGATION FURTHER ESTABLISHED PROBABLE CAUSE TO BELIEVE COL [redacted] COMMITTED THE OFFENSE OF DERELICTION OF DUTY WHEN HE FAILED TO MAKE THE MANDATORY NOTIFICATION OF A POSSIBLE LOAC VIOLATION REGARDING THE DEATHS OF THE DETAINEES.

(U) INVESTIGATION ESTABLISHED INSUFFICIENT EVIDENCE TO PROVE OR DISPROVE COL [redacted] COMMITTED THE OFFENSE OF FALSE OFFICIAL STATEMENT WHEN HE PROVIDED SWORN TESTIMONY WHEREIN HE RELATED THE KILLINGS OF THE DETAINEES WERE IN ACCORDANCE WITH THE ROE; THEN LATER STATED THE KILLINGS WERE NOT IN ACCORDANCE WITH THE ROE.

(U) INVESTIGATION FURTHER ESTABLISHED COL [redacted] ORDER TO NOT REPORT THE DEATHS OF THE DETAINEES HAD THE ACTUAL EFFECT OF OBSTRUCTING JUSTICE BY DELAYING THE CID INTERVIEWS, CRIME SCENE EXAMINATION, AND FORENSIC EXAMINATION OF THE DETAINEES' REMAINS. BECAUSE THE ACTUAL OBSTRUCTION DID OCCUR THE OFFENSE IS NOT UNFOUNDED. COL [redacted] DENIED HE INTENDED TO IMPEDE A CRIMINAL INVESTIGATION AND INVESTIGATION ESTABLISHED INSUFFICIENT EVIDENCE TO ESTABLISH PROBABLE CAUSE.

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.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
TIKRIT CID OFFICE, COB SPEICHER, APO AE 09393

20 DEC 06

(U) MEMORANDUM FOR: SEE DISTRIBUTION

(U) CID REPORT OF INVESTIGATION – FINAL /SSI - 0086-2006-CID469-75447 - 5H1P / 5M3A / 5X5 / 5H3A / 5X1 / 5Y2B7 / 5Y2B9 / 5Y2D2 /9G2A /9G2F

(U) DATES/TIMES/LOCATIONS OF OCCURRENCES:
(U) 1. 09 MAY 2006, 0600 - 09 MAY 2006, 1200; ISLAND, NEAR ASR GOLDEN, MGRS 38S LC 8680 4450, SW OF BALAD, IRAQ
(U) 2. 10 MAY 2006, 0001 - 31 JUL 2006, 2359; VARIOUS LOCATIONS IN AND AROUND, SAMARA AND TIKRIT, IRAQ

(U) DATE/TIME REPORTED: 17 MAY 2006, 1345

(U) INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA
SA
SA
SA
SA
SA
SA

(U) SUBJECT:

(U) 1. [redacted]; COL; [redacted] MALE; WHITE; HHC, 3RD BCT, 101ST ABN DIV (AASLT), COB SPEICHER, TIKRIT, IRAQ, APO AE 09393, (HOME STATION, FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT (INSUFFICIENT EVIDENCE)], [OBSTRUCTION OF JUSTICE (INSUFFICIENT EVIDENCE)], [DERELICTION OF DUTY]

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 2. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [MAKING A FALSE STATEMENT], [OBSTRUCTION OF JUSTICE], [CONSPIRACY]

(U) 3. [redacted]; PFC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [MAKING A FALSE STATEMENT], [OBSTRUCTION OF JUSTICE], [CONSPIRACY]

(U) 4. [redacted]; SSG; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [MAKING A FALSE STATEMENT], [OBSTRUCTION OF JUSTICE], [INVOLUNTARY MANSLAUGHTER], [CONSPIRACY], [FAIL TO OBEY GENERAL ORDER]

(U) 5. [redacted], SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MURDER], [MAKING A FALSE STATEMENT]

(U) 6. [redacted] NMN; SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 7. [redacted]; SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 8. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187 INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD, MORA, SAMARA, IZ, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 9. [redacted] SGT; [redacted] MALE; BLACK; HHB, 3-320TH FA, 3RD BCT, 101ST [redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

b(6), b(7)(C)

138

ACLU DETAINEE DEATH 2 CID 454

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 10. [redacted]; PFC; [redacted] MALE; ASIAN/PACIFIC ISLAND; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 11. [redacted]; PFC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 12. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION, FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 13. [redacted]; PVT; [redacted] MALE; WHITE; HHB, 3-320TH FA, 3RD BCT, 101ST ABN DIV (AASLT), FOB REMAGEN, TIKRIT, APO AE 09393, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 14. [redacted] SSG; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION, FORT CAMPBELL, KY), IZ; CT ; [DERELICTION OF DUTY]

(U) 15. [redacted]; SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT ; [MAKING A FALSE STATEMENT]

(U) 16. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3 BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, (HOME STATION: FORT CAMPBELL, KY), IZ; CT; [OBSTRUCTION OF JUSTICE]

(U) VICTIM:

(U) 1. HAMID GUMAR, NAHAD YASIM (DECEASED); CIV; 1 JAN 1991; IRAQ; MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, NIHAD JASIM ; [MURDER];

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

b(6), b(7)(C)

139

ACLU DETAINEE DEATH 2 CID 455

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

(U) 2. HAMID, ZYAD JASIM (DECEASED); CIV; 1 JAN 1992; IRAQ; MALE; WHITE; XZ; AKA: HASSAN-KOMAR, ZIAD JASIM; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

(U) 3. HAMID AL-JEMI, AKHMED FARHIM (DECEASED) ; CIV; 1 JAN 1988; IRAQ; MALE; WHITE; XZ ; AKA: HASSAN-KOMAR, FARHAN ; [MURDER]

(U) 4. KOMAR-ABDULLAH, JASIM HASSAN (DECEASED) ; CIV; IRAQ; 1 JAN 1935; IRAQ; MALE; WHITE; XZ ; [INVOLUNTARY MANSLAUGHTER]

(U) 5. U.S. GOVERNMENT; [MAKING A FALSE STATEMENT], [OBSTRUCTION OF JUSTICE], [CONSPIRACY], [FAIL TO OBEY GENERAL ORDER], [DERELICTION OF DUTY]

(U) INVESTIGATIVE SUMMARY:

(U) "This is an "Operation Iraqi Freedom" and "Detainee Abuse" Investigation"

(U) This office received a Memorandum of Transmittal (MOT), from the 78th MP DET (CID), Fort Riley, KS, of an incident involving detainees allegedly being murdered in Iraq.

(U) Investigation established probable cause to believe [redacted] and [redacted] conspired to murder, then shot and killed A. HAMID, N. HAMID and Z. HAMID, detainees captured during Operation Iron Triangle (OIT); and made false statements claiming [redacted] and [redacted] were attacked and then killed the detainees as they fled.

(U) Investigation established probable cause to believe [redacted] committed the offense of Murder when he shot and killed one of the detainees after being instructed by [redacted] to "Put him (the detainee) out of his misery".

(U) Investigation established probable cause to believe [redacted] committed the offense of Involuntary Manslaughter when he shot and killed Mr. KOMAR-ABDULAH, during the initial approach to the residence, who was not positively identified (PID) or a threat; and Failure to Obey a General Order when he posed for a photograph of the remains; and further removed a pistol from Objective Murray and failed to turn the pistol in as evidence. The pistol which was later found in his personal belongings.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) Investigation established probable cause to believe [redacted] committed the offense of Obstruction of Justice. [redacted] committed the offense when they threatened members of their squad that they would kill them if they disclosed the murders: [redacted] attempted to conceal videotapes that incriminated his unit while they were conducting criminal activity.

(U) Investigation established probable cause to believe [redacted] committed the offense of False Official Statements when they provided statements to a 15-6 inquiry officer and to CID which they knew to be false in regards to their actions and observations on Objective Murray and during OIT.

(U) Investigation established probable cause to believe [redacted] committed the offense of Dereliction of Duty when he failed to immediately inform his chain of command or other authorities of his knowledge of the conspiracy to Murder the detainees.

(U) Investigation further established probable cause to believe COL [redacted] committed the offense of Dereliction of Duty when he failed to make the mandatory notification of a possible LOAC violation regarding the deaths of the detainees.

(U) Investigation established insufficient evidence to prove or disprove COL [redacted] committed the offense of False Official Statement when he provided sworn testimony wherein he related the killings of the detainees were in accordance with the ROE; then later stated the killings were not in accordance with the ROE.

(U) Investigation further established COL [redacted] order to not report the deaths of the detainees had the actual effect of obstructing justice by delaying the CID interviews, crime scene examination, and forensic examination of the detainees' remains. Because the actual obstruction did occur the offense is not unfounded. COL [redacted] denied he intended to impede a criminal investigation and investigation established insufficient evidence to establish probable cause.

(U) STATUTES:

(U) Article 118, UCMJ: Murder
(U) Article 119, UCMJ: Involuntary Manslaughter
(U) Article 134, UCMJ: Obstruction of Justice
(U) Article 92, UCMJ: Dereliction of Duty
(U) Article 81, UCMJ: Conspiracy
(U) Article 107, UCMJ: Making False Statements
(U) Article 92, UCMJ: Failure to Obey General Order

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

(U) 1. Agent's Investigation Report (AIR) of SA [redacted] 78th Military Police Detachment, Fort Riley, KS 66442, 17 May 06, detailing the Basis for Investigation, interview of SFC [redacted] and coordination for transfer of responsibility.

(U) 2. Sworn Statement of SFC [redacted] 16 May 06, wherein he related he was informed by PFC [redacted] of murder allegations.

(U) 3. Printout of email traffic between SFC [redacted] and PFC [redacted] documenting the murder allegations.

(U) 4. AIR of SA [redacted] 19 Jun 06, detailing the receipts of the Commander's Inquiry, Article 15-6 Investigation, interviews of HHB, 3/320th FA personnel; interviews of C CO, 3/187th INF personnel; coordinations with SFC [redacted] PFC [redacted] Military Police; and collection of 15-6 documents.

(U) 5. Statement and Sketch of PFC [redacted] 22 May 06, wherein he related he witnessed two bodies with gun shot wounds dropped at a collection point.

(U) 6. Sworn Statement of PFC [redacted] 28 May 06, wherein he related he processed 5 dead bodies while at the collection point, and there was no evidence of blind folds or zip ties present.

(U) 7. Sworn Statement of SSG [redacted] 28 May 06, wherein he related he escorted the deceased to FOB Brassfield-Mora and assisted in the processing of the remains.

(U) 8. Sworn Statement of SPC [redacted] 28 May 06, wherein he related he escorted the deceased to FOB Brassfield-Mora and assisted in the processing of the remains.

(U) 9. Sworn Statement of PFC [redacted] 28 May 06, wherein he related he escorted the deceased to FOB Brassfield-Mora and assisted in the processing of the remains.

(U) 10. Sworn Statement of SGT [redacted] 28 May 06, wherein he related he escorted the deceased to FOB Brassfield-Mora and assisted in the processing of the remains.

(U) 11. Sworn Statement of SPC [redacted] 28 May 06, wherein he related he escorted the deceased to FOB Brassfield-Mora and assisted in the processing of the remains.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 12. Sworn Statement of SPC [redacted], 28 May 06, wherein he related he escorted the deceased to FOB Brassfield-Mora and assisted in the processing of the remains.

(U) 13. Appointment Orders of [redacted] 11 May 06.

(U) 14. Commander's Inquiry of CPT [redacted] 11 May 06, in which he concluded the Soldier's acted within the ROE when responding to the attacks by the AIF personnel. They observed a hostile act and reacted with deadly force, killing the AIF and recommended no further action.

(U) 15. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of what took place on Objective Murray during OIT and stated he was informed by [redacted] and [redacted] they were attacked by the detainees and they responded with deadly force.

(U) 16. Sworn Statement of [redacted] 11 May 06, wherein he related while he and [redacted] were changing out the flexi cuffs when he was struck in the head and [redacted] was cut by the detainees in which they engaged the fleeing detainees and eliminated the threat

(U) 17. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of what took place on Objective Murray during OIT and stated he was informed by [redacted] and [redacted] they were attacked by the detainees and they responded with deadly force.

(U) 18. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of what took place on Objective Murray during OIT and stated he was informed by [redacted] and [redacted] they were attacked by the detainees and they responded with deadly force.

(U) 19. Sworn Statement of [redacted] 11 May 06, wherein he observed the three detainees running and stated he was informed by [redacted] they were attacked by the detainees and they responded with deadly force.

(U) 20. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of what took place on Objective Murray during OIT and stated he was informed by [redacted] that he and [redacted] were attacked by the detainees and they responded with deadly force.

(U) 21. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of

what took place on Objective Murray during OIT and stated he was informed by [redacted] that [redacted] and [redacted] were attacked by the detainees and they responded with deadly force.

(U) 22. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of what took place on Objective Murray during OIT and stated he it was clear [redacted] and [redacted] were engaged with hostile intent and had no choice but to use deadly force.

(U) 23. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of what took place on Objective Murray during OIT and stated [redacted] and [redacted] were attacked by the detainees and they responded with deadly force.

(U) 24. Sworn Statement of [redacted] 11 May 06, wherein he detailed his account of what took place on Objective Murray during OIT and stated he was informed by [redacted] that he and [redacted] were attacked by the detainees and they responded with deadly force.

(U) 25. Sworn Statement of [redacted] 12 May 06, wherein he related he provided the evidence along with the orange handle knife to a MSG at the holding area.

(U) 26. Sworn Statement of [redacted] 12 May 06, wherein he related he was provided the evidence along with the knife by [redacted] and he placed the items in a bag and provided the bag to [redacted]

(U) 27. Rights Waiver Certificate and Sworn Statement of [redacted] 21 May 06, wherein he related while he and [redacted] were changing out the flexi cuffs and they were attacked by the detainees who attempted to flee and they engaged them with their weapons.

(U) 28. Rights Waiver Certificate and Sworn Statement of [redacted] 21 May 06, wherein he related he thought the detainees were running towards the berm and thought they were going to get something to fight us with so he shot them.

(U) 29. Sworn transcribed interview of MAJ [redacted], 28 May 06, wherein he related he was the appointed 15-6 investigating officer for the deaths of the detainees. [redacted]

(U) 30. Sworn transcribed interview of SPC [redacted], 28 May 06, wherein he related the body bags were open and photographs were exposed of the deceased.

(U) 31. Sworn transcribed interview of 1LT [redacted] 28 May 06, wherein he related he had minimal exposure to the remains or any activity concerning the remains.

[redacted]

(U) 32. Sworn transcribed interview of PFC [redacted] 28 May 06, wherein he related he had minimal exposure to the remains and was primarily tasked with treating detainees for heat related injuries.

(U) 33. Sworn transcribed interview of SFC [redacted], 28 May 06, wherein he related he did not witness any photographs being exposed.

(U) 34. Sworn transcribed interview of 1SG [redacted] 28 May 06, wherein he related he observed an older killed in action (KIA) arrive at the collection point followed by two younger KIAs later; however, did not see any zipties, blindfolds, or photographs being exposed.

(U) 35. Sworn transcribed interview of SGT [redacted], 28 May 06, wherein he related the no one exposed photographs of the deceased or opened any body bags.

(U) 36. Sworn transcribed interview of CSM [redacted], 28 May 06, wherein he related the body bags were opened and photographs were exposed.

(U) 37. Sworn transcribed statement of LTC [redacted] 28 May 06, wherein he denied making comments in regards to the shooting of dogs and Iraqis. Sworn transcribed statement of PFC [redacted], 28 May 06, wherein he reiterated his previous statement.

(U) 38. Sworn transcribed statement of PFC [redacted], 28 May 06, where he maintained the veracity of his prior statement.

(U) 39. Sworn transcribed interview of MAJ [redacted], 29 May 06, wherein he related he heard the detainees were blindfolded and had zip ties on their wrists, and that the blindfolds had been moved for photographs.

(U) 40. Sworn transcribed interview of TSGT [redacted], 29 May 06, wherein he related he witnessed COL [redacted] remove the blindfolds of the deceased detainees with a knife prior to photographs being taken.

(U) 41. Sworn transcribed interview of MAJ [redacted], 29 May 06, wherein he related he saw the deceased and assisted in photographing them; however, denied any knowledge of inappropriate comments or photographs. [redacted]

(U) 42. Sworn transcribed interview of CW3 [redacted], 29 May 06, wherein he related he witnessed the bodies with blindfolds covering their eyes and had seen COL [redacted] cut away a blindfold with his knife.

(U) 43. Sworn transcribed interview of PFC [redacted] 29 May 06, wherein he related [redacted]

he observed the remains of an old man in a body bag at the rally point.

(U) 44. Sworn transcribed interview of CPT [redacted], 29 May 06, wherein he related he and members of the Brigade Staff along with RAK 6 arrived on the Euro bird and viewed the remains of 3 deceased Iraqi males.

(U) 45. Sworn transcribed interview of MAJ [redacted] 29 May 06, wherein he detailed his account of OIT and his discussion with COL [redacted] in regards to reporting the LOAC violation. [redacted])

(U) 46. Sworn transcribed interview of MAJ [redacted] 29 May 06, wherein he detailed his of OIT and his knowledge of the remains.

(U) 47. Sworn transcribed interview of CPT [redacted] 29 May 06, wherein he related and he account of OIT and his finding in regards to his command inquiry. [redacted]

(U) 48. Sworn Statement of PFC [redacted] 29 May 06, wherein he related he did not witness the shooting of the three detainees.

(U) 49. Sworn Statement of SGT [redacted] 29 May 06, wherein he related his actions on Objective Murray and his orders were to kill any military-aged males (MAMs).

(U) 50. Sworn Statement of 1LT [redacted] 29 May 06, wherein he related his platoon's actions on Objective Murray, and that COL [redacted] had briefed his company to kill all Military Age Males (MAMs)

(U) 51. Sworn Statement of SGT [redacted], 29 May 06, wherein he related he was not present when the detainees were shot; however, saw them run and fall down.

(U) 52. Sworn Statement of SPC [redacted] 29 May 06, wherein he related he did not witness the detainees get shot; however, was informed later that it was in self-defense

(U) 53. Sworn Statement and Sketch of SPC [redacted] 29 May 06, wherein he related his squad opened fire at the man in the window and he was informed by SPC [redacted] and PFC [redacted] that they had been attacked and then killed three detainees.

(U) 54. Rights Waiver Certificate and Sworn Statement of SSG [redacted] 29 May 06, wherein he related he was ordered to shoot all MAMs on site and that he did not witness the killing of the three detainees.

(U) 55. Rights Waiver Certificate, Sworn Statement and Sketches of SPC [redacted]

[redacted] 29 May 06, wherein he related he was ordered to eliminate all MAMs on the objective and that himself and PFC [redacted] were attacked by the detainees and subsequently shot and killed them.

(U) 56. Consent to Search of SPC [redacted] 30 May 06, authorizing collection of his DNA.

(U) 57. Rights Waiver Certificate, Sworn Statement and Sketch of PFC [redacted] 29 May 06, wherein he related he was ordered to kill all MAMs and he and SPC [redacted] were attacked by the detainees, who were then shot and killed by SPC [redacted] and PFC [redacted]

(U) 58. Sworn Statement and Sketches of CPL [redacted] 29 May 06, wherein he related he witnessed SSG [redacted] kill the man in the window and later he witnessed the three detainees fall to the ground after hearing M249 fire.

(U) 59. Sworn Statement of SPC [redacted] 29 May 06, wherein he related he attempted medical aid to the three detainees.

(U) 60. Sworn Statement of SFC [redacted] 31 May 06, wherein he related he exposed photographs of the remains.

(U) 61. Sworn Statement of PFC [redacted] 31 May 06, wherein she related she viewed one of the deceased and that there was one zip tie on the wrist.

(U) 62. Sworn Statement of MAJ [redacted] 31 May 06, wherein he related he observed multiple gun shot wounds to the 4 deceased, along with blind folds and zip ties on one wrist.

(U) 63. Treatment Records of [redacted] 13 May 06.

(U) 64. Sworn Statement of 2LT [redacted] 31 May 06, wherein he related he had possession of the knife used to cut SPC [redacted] and it was handed to SPC [redacted]

(U) 65. Sworn Statement of SPC [redacted] 31 May 06, wherein he related he carried a bag containing the knife used to cut SPC [redacted] to the Tactical Operations Center.

(U) 66. Statement of [redacted] 31 May 06, wherein he related he was an interpreter for 2LT [redacted] during the mission and did not witness the shootings.

(U) 67. Sworn Statement of SPC [redacted], 1 Jun 06, wherein he related he took [redacted]

photographs as the Combat Camera during the entire Operation Iron Triangle mission.

(U) 68. Affidavit Supporting Request for Authorization to Search and Seize or Apprehend and Search and Seizure Authorization, 2 Jun 06, authorizing the seizure of SGT [redacted] personal camera.

(U) 69. Sworn transcribed interview of COL [redacted], 3 Jun 06, wherein he detailed the planning and conduct of Operation Iron Triangle, the Rules of Engagement set forth; and denied posing for "hero" shots, or making any inappropriate comments. [redacted]

(U) 70. Rights Waiver Certificate and Sworn Statement of SGT [redacted] 9 Jun 06, wherein he admitted to providing a false testimony; and had seen photographs exposed of the remains.

(U) 71. Rights Waiver Certificate and Sworn Statement of PFC [redacted], 9 Jun 06, wherein he related he was unsure if the deceased had zip ties on their wrists.

(U) 72. Rights Waiver Certificate and Sworn Statement of PFC [redacted], 13 Jun 06, wherein he stated he witnessed COL [redacted] put his foot on one of the dead Iraqi's head and cut a blind fold off one of one.

(U) 73. Sworn Statement of CPT [redacted] 13 Jun 06, wherein he detailed his actions on Operation Iron Triangle and provided examples of incidents that occurred that were inconsistent with normal procedure.

(U) 74. Sworn Statement of SGT [redacted], 14 Jun 06, wherein he related he was informed by SGT [redacted] of the conspiracy to murder the three detainees.

(U) 75. Sworn Statement of SGT [redacted], 14 Jun 06, wherein he related he was informed by PFC [redacted] that SSG [redacted] punched [redacted] and told him to say it was the detainee who had hit him.

(U) 76. Sworn Statement of 1SG [redacted], 14 Jun 06, wherein he detailed his involvement in Operation Iron Triangle.

(U) 77. Sworn Statement of SSG [redacted] 14 Jun 06, wherein he related SGT [redacted] informed him of his knowledge of the conspiracy and SGT [redacted] later informed him that PFC [redacted] confessed he was punched by SSG [redacted]

(U) 78. Rights Waiver Certificate of SSG [redacted], 15 Jun 06.

(U) 79.Rights Waiver Certificate of SPC [redacted], 15 Jun 06.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 80. Rights Waiver Certificate and Sworn Statement of SGT [redacted] 15 Jun 06, wherein he admitted to being present during the conception of the conspiracy, failing to report the offense and providing false information in his previous statement.

(U) 81. Rights Waiver Certificate, Sworn Statement and Sketch of SPC [redacted] 15 Jun 06, wherein he admitted to shooting a wounded detainee and killing him, and he was present for the initial conspiracy, and heard SSG [redacted] make threatening comments.

(U) 82. Sworn Statement of SPC [redacted] 15 Jun 06, wherein he related SGT [redacted] told him of the conspiracy to murder the detainees.

(U) 83. Sworn Statement of PFC [redacted] 15 Jun 06, wherein he related he was present for the conspiracy, but took no part in it, and had been threatened by PFC [redacted] and SSG [redacted]

(U) 84. Sworn Statement of SFC [redacted] 15 Jun 06, wherein he related he supervised SSG [redacted] pack his bags prior to being escorted to CID and heard him state he was going to prison.

(U) 85. Sworn Statement of 1SG [redacted] 15 Jun 06, wherein he related he advised SGT [redacted] to contact Trial Defense Services and made comments over the radio after hearing of the capture of the detainees.

(U) 86. Rights Waiver Certificate and Sworn Statement of 1LT [redacted] 16 Jun 06, wherein he related he learned of the conspiracy on 13 Jun 06 by SGT [redacted] and had no previous knowledge of it.

(U) 87. Sworn Statement of SGT [redacted] 16 Jun 06, wherein he related he did not hear any shots after the initial shooting of the detainees and had no knowledge of the conspiracy.

(U) 88. Sworn Statement of SSG [redacted] 16 Jun 06, wherein he related SSG [redacted] requested information pertaining to the investigation.

(U) 89. Sworn Statement and Sketch of CPL [redacted] 16 Jun 06, wherein he related he heard gun fire and saw the three detainees drop to the ground and later heard a single gun shot when standing near the bodies.

(U) 90. Sworn Statement of SPC [redacted] 16 Jun 06, wherein he related he had no knowledge of the conspiracy to murder the detainees.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 91. Rights Waiver Certificate of SPC [redacted], 16 Jun 06

(U) 92. Sworn Statement and Sketch of SGT [redacted] 16 Jun 06, wherein he related he did not hear any shots, and had no memory of his actions after the initial shooting of the detainees.

(U) 93. Sworn Statement of SGT [redacted] 16 Jun 06, wherein he related SPC [redacted] approached him requesting him hide something that involved the ongoing investigation.

(U) 94. Sworn Statement of SSG [redacted] 16 Jun 06, wherein he related he had no knowledge of the conspiracy to murder detainees.

(U) 95. Rights Waiver Certificate and Sworn Statement of SPC [redacted] 16 Jun 06, wherein he admitted he did not include information pertaining to SPC [redacted] killing a detainee or to his knowledge of the conspiracy in his previous statement.

(U) 96. Sworn Statement of SPC [redacted] 16 Jun 06, wherein he related SPC [redacted] informed him he killed one of the detainees and of the conspiracy to murder the detainees.

(U) 97. Sworn Statement of SPC [redacted] 16 Jun 06, wherein he related SPC [redacted] informed him he killed one of the detainees and of the conspiracy to murder the detainees.

(U) 98.Sworn Statement of 1LT [redacted] 17 Jun 06, wherein he admitted to informing SPC [redacted] of aspects of the investigation against a previous order not to discuss the investigation.

(U) 99. Rights Non-Waiver Certificate of SGT [redacted] 17 Jun 06.

(U) 100. Sworn Statement of PFC [redacted] 17 Jun 06, wherein he related he was informed of the conspiracy to murder the detainees by PFC [redacted]

(U) 101. Sworn Statement of SGT [redacted] 17 Jun 06, wherein he reiterated his previous statement.

(U) 102. Sworn Statement of SFC [redacted] 17 Jun 06, wherein he related he supervised PFC [redacted] pack his bags prior to being escorted to CID and heard him ask for his Squad Leader and request if he was being awoken to go to CID.

(U) 103. Sworn Statement of 1SG [redacted] 17 Jun 06, wherein he related the Rules of Engagement. [redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

150

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 466

(U) 104. Sworn Statement of SSG [redacted] 17 Jun 06, wherein he related he had no knowledge of the conspiracy to murder the detainees.

(U) 105. (1-2) Affidavit Supporting Request for Authorization to Search and Seize or Apprehend and Search and Seizure Authorization, 18 Jun 06, authorizing the search and seizure of electronic media held by SPC [redacted]

(U) 106. Sworn Statement of SSG [redacted] 18 Jun 06, wherein he related he heard of the conspiracy from a group of Non-Commissioned Officers.

(U) 107. Rights Waiver Certificate and Sworn Statement of SSG [redacted] 19 Jun 06, wherein he related he heard the detainee shootings were staged while conversing with other soldiers.

(U) 108. Consent to Search of PFC [redacted] 19 Jun 06, authorizing the search of his personal laptop computer.

(U) 109. Sworn Statement of PFC [redacted] 19 Jun 06, wherein he provided information concerning the video tapes seized from SPC [redacted]

(U) 110. Sworn Statement of SSG [redacted] 19 Jun 06, wherein he related he conducted the inventory of SPC [redacted] PFC [redacted] and SSG [redacted] personal and military effects and did not witness SPC [redacted] take any items.

(U) 111. Sworn Statement of SGT [redacted] 19 Jun 06, wherein he related he had no knowledge of the conspiracy or death of the detainees.

(U) 112. Rights Waiver Certificate and Sworn Statement of SGT [redacted] 19 Jun 06, wherein he related SPC [redacted] told him he shot the wounded detainee, but had no knowledge of the conspiracy.

(U) 113. Sworn Statement of 1LT [redacted] 19 Jun 06, wherein he related he discussed Operation Iron Triangle with SSG [redacted]

(U) 114. Sworn Statement of SFC [redacted] 19 Jun 06, wherein he related his platoon's actions on Operation Iron Triangle.

(U) 115. Sworn Statement of CPL [redacted] 19 Jun 06, wherein he related he had no knowledge of the conspiracy to kill three detainees.

(U) 116. Sworn Statement of SPC [redacted] 19 Jun 06, wherein he related he had no knowledge of the conspiracy to kill three detainees.

(U) 117. AIR of SA [redacted] Arifjan CID Office, 21 Jun 06, detailing the Basis For Investigation, coordination with Theater Field Detention Facility (TFDF), SJA, interview of [redacted] and collection of evidence.

(U) 118. Consent to Search of SPC [redacted], 20 Jun 06, authorizing CID to obtain his personal items retained by TFDF.

(U) 119. Sworn Statement of [redacted], 21 Jun 06, detailing his interaction with [redacted] during processing and the discovery of the shell casing in his belongings.

(U) 120. Rights Waiver Certificate of SPC [redacted], 21 Jun 06.

(U) 121. Sworn Statement of [redacted] 21 Jun 06, wherein he detailed his observation of [redacted] interview by [redacted]

(U) 122. AIR of SA [redacted], 19 Jul 06, detailing significant interviews, coordinations with the BN CDR, Combat Stress Control, receipt of the packing list and MySpace.com.

(U) 123. Rights Waiver Certificate, Sworn Statement and (1-3) Photographic Identification of SPC [redacted] 20 Jun 06, wherein he related he told two members of his unit that he shot and killed a detainee and detailed which detainee he shot.

(U) 124. Sworn Statement of SPC [redacted], 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees and had assisted in the inventory of PFC [redacted] effects.

(U) 125. Sworn Statement of SSG [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees and had viewed PFC [redacted] pack his gear prior to being escorted to CID.

(U) 126. Sworn Statement of PFC [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 127. Sworn Statement of PFC [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees and PFC [redacted] told him rumors were being spread.

(U) 128. Sworn Statement of SGT [redacted] 20 Jun 06, wherein he related he assisted in packing PFC [redacted] belongings and confiscated a knife which he gave to SSG [redacted]

(U) 129. Sworn Statement of SGT [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 130. Sworn Statement of PFC [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 131. Sworn Statement of PFC [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 132. Sworn Statement of SPC [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 133. Sworn Statement of SPC [redacted], 20 Jun 06, wherein he related the only information he had heard originated from the media.

(U) 134. Sworn Statement of PFC [redacted], 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 135. Sworn Statement of SGT [redacted], 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 136. Sworn Statement of PFC [redacted], 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 137. Sworn Statement of SGT [redacted], 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 138. Sworn Statement of SPC [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 139. Sworn Statement of SPC [redacted] 20 Jun 06, wherein he related SPC [redacted] told him he had shot and killed one of the detainees.

(U) 140. Sworn Statement of SGT [redacted] 20 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 141. Sworn Statement of SGT [redacted] 20 Jun 06, wherein he related his actions during Operation Iron Triangle, and that he had seen video footage of the three dead detainees from SSG [redacted]

(U) 142. (1-3) Packing List of [redacted] and [redacted] 18 Jun 06, prepared by SSG [redacted]

(U) 143. Rights Waiver Certificate and Sworn Statement of SGT [redacted] 21 Jun 06, wherein he related SPC [redacted] told him he shot the detainee; however denied having any further knowledge of the incident.

(U) 144. Sworn Statement of SSG [redacted], 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 145. Sworn Statement of SPC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 146. Sworn Statement of SPC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 147. Sworn Statement of SPC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 148. Sworn Statement of SPC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 149. Sworn Statement of SPC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 150. Sworn Statement of PFC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 151. Sworn Statement of SPC [redacted], 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 152. Sworn Statement of SPC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 153. Sworn Statement of SGT [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 154. Sworn Statement of PFC [redacted], 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 155. Sworn Statement of PFC [redacted] 21 Jun 06, wherein he related he had no direct knowledge of the conspiracy but related PFC [redacted] had told him he felt messed up for shooting the detainees.

(U) 156. Sworn Statement of PFC [redacted] 21 Jun 06, wherein he related PFC [redacted]

[redacted]had told him he was attacked by the detainees.

(U) 157. Sworn Statement of SGT [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 158. Sworn Statement of PFC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 159. Sworn Statement of SPC [redacted] 21 Jun 06, wherein he related he heard the radio transmissions of capturing detainees, and then later a separate transmission of stating they had KIAs.

(U) 160. Sworn Statement of PFC [redacted] 21 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 161. (1-3) Affidavit Supporting Request for Authorization to Search and Seize or Apprehend and Search and Seizure Authorization, 21 Jun 06, authorizing the search of SSG [redacted] SPC [redacted] and PFC [redacted] personal effects for any electronic media concerning Operation Iron Triangle.

(U) 162. Sworn Statement of SPC [redacted] 22 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 163. Sworn Statement of SPC [redacted] 22 Jun 06, wherein he related he and [redacted] had a conversation wherein [redacted] related they were attached by the detainees.

(U) 164. Sworn Statement of SSG [redacted] 22 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 165. Sworn Statement of SPC [redacted] 22 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 166. Sworn Statement of PFC [redacted] 22 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 167. Sworn Statement of SPC [redacted] 22 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 168. Sworn Statement of SGT [redacted] 22 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 169. Sworn Statement of SPC [redacted] 22 Jun 06, wherein he related he had no

knowledge of the conspiracy to kill the detainees.

(U) 170. Sworn Statement of SGT [redacted] 22 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 171. Sworn Statement of MSG [redacted] 22 Jun 06, wherein he related he did not remember any conversations regarding evidence while on Operation Iron Triangle and did not see an orange handled knife.

(U) 172. Sworn Statement of SFC [redacted] 22 Jun 06, wherein he related he never saw an orange handled knife after inventorying the evidence a number of times.

(U) 173. Sworn Statement of CPT [redacted] 22 Jun 06, wherein he related after completing his commander's inquiry he felt no action should be taken upon his soldiers; and the first KIA was within the ROE.

(U) 174. Sworn Statement of SSG [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 175. Photographic lineup, 23 Jun 06, wherein SPC [redacted] failed to identify the individual he coordinated with to place evidence into the Tactical Operation Center.

(U) 176. Sworn Statement of SPC [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 177. Sworn Statement of SGT [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 178. Sworn Statement of CPL [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 179. Sworn Statement of SPC [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 180. Sworn Statement of SPC [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 181. Sworn Statement of SPC [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 182. Sworn Statement of SGT [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 183. Sworn Statement of SPC [redacted] 23 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 184. Sworn Statement of PFC [redacted] 23 Jun 06, wherein he related PFC [redacted] informed him the detainees were slicing at SPC [redacted] so he shot them.

(U) 185. Sworn Statement of SGT [redacted] 23 Jun 06, wherein he related the chain of custody of property belonging to SSG [redacted] SPC [redacted] and PFC [redacted] which he had escorted to the CID office.

(U) 186. Rights Waiver Certificate, Sworn Statement, Sketches and Photographic images of SPC [redacted] 23 Jun 06, wherein he related he heard two shots after checking on the detainees and had suspicion of the marks on [redacted] face and identified his actions on Objective Murray and identified which detainees were dead upon his assessment.

(U) 187. Sworn Statement, Photographic images and Sketches of PFC [redacted] 23 Jun 06, wherein he detailed information pertaining to the threats made against him and wherein he identified locations of soldiers throughout Objective Murray.

(U) 188. (1-3) DA Form 4856s of PFC [redacted] SPC [redacted] and SGT [redacted] which referenced Operation Iron Triangle.

(U) 189. Photographic lineup, 25 Jun 06, wherein SPC [redacted] failed to identify the individual he coordinated with to place evidence into the Tactical Operation Center.

(U) 190. Request for Private Medical Information of [redacted] 27 Jun 06.

(U) 191. Sworn Statement of SFC [redacted] 27 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 192. Sworn Statement of PFC [redacted] 27 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees

(U) 193. Sworn Statement of SPC [redacted] 27 Jun 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 194. Sworn Statement of PFC [redacted] and Photographic Image of [redacted] 28 Jun 06, wherein she related she heard SPC [redacted] and SSG [redacted] make comments related to going to jail and the entire chain of command would be involved.

(U) 195. Preservation Request letter, 1 Jul 06, requesting Myspace.com preserve [redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

b(6), b(7)(C)

157

ACLU DETAINEE DEATH 2 CID 473

account information.

(U) 196. Sworn Statement of 1LT [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 197. Sworn Statement of SGT [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 198. Sworn Statement of SPC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 199. Sworn Statement SGT [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 200. Sworn Statement of PFC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 201. Sworn Statement of PFC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 202. Sworn Statement of SSG [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 203. Sworn Statement of SSG [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 204. Sworn Statement of SPC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 205. Sworn Statement of PFC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 206. Sworn Statement of SPC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 207. Sworn Statement of SPC [redacted] 1 Jul 06, 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 208. Sworn Statement of PFC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 209. Sworn Statement of PFC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 210.Sworn Statement of PFC [redacted] Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 211.Sworn Statement of SSG [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 212. Sworn Statement of SPC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 213. Sworn Statement of CPL [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 214.Sworn Statement of PFC [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 215. Sworn Statement of PV2 [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 216. Sworn Statement of CPL [redacted] 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 217. Sworn Statement of SPC [redacted] 1 Jul 06, 1 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 218. Sworn Statement of SPC [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 219. Sworn Statement of SSG [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 220. Sworn Statement of SPC [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 221. Sworn Statement of SPC [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 222. Sworn Statement of SGT [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 223. Sworn Statement of SGT [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 224. Sworn Statement of SPC [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 225. Sworn Statement of SPC [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 226. Sworn Statement of SGT [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 227. Sworn Statement of SSG [redacted], 3 Jul 06, wherein he related he believed the detainees were murdered, and the soldiers involved were lying, due to the training they had received prior to the incident.

(U) 228. Sworn Statement of SPC [redacted] 3 Jul 06, wherein he related PFC [redacted] told him he was messed up in the head from killing three people.

(U) 229. Sworn Statement of 1LT [redacted] 3 Jul 06, wherein he related he processed the remains.

(U) 230. Sworn Statement of SPC [redacted] 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 231. Sworn Statement of SSG [redacted], 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 232. Sworn Statement of SPC [redacted], 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 233. Sworn Statement of PFC [redacted], 3 Jul 06, wherein he related he had no knowledge of the conspiracy to kill the detainees.

(U) 234. Sworn Statement of PFC [redacted] 3 Jul 06, wherein he related that during a separate objective on Operation Iron Triangle, a vehicle approached his squad, which then open fired and killed a man that had exited.

(U) 235. Sworn Statement of [redacted] 4 Jul 06, wherein he related he was not on Objective Murray but was a part of Iron Triangle.

(U) 236. DA Form 4254, Request for Private Medical Information, 5 Jul 06, requesting the mental health records of SPC [redacted]

(U) 237. Sworn Statement of PFC [redacted] 5 Jul 06, wherein she related her previous

statement was incorrect, and the individual she identified as [redacted] was actually [redacted]

(U) 238. Sworn Statement of SGT [redacted], 6 Jul 06, wherein he related he never saw an orange handled knife on Operation Iron Triangle.

(U) 239. Sworn Statement of MAJ [redacted], 6 Jul 06, wherein he ordered numerous searches for the knife which produced no results.

(U) 240. Sworn Statement of SFC [redacted] 6 Jul 06, wherein he related he never saw an orange handled knife on Operation Iron Triangle.

(U) 241. Sworn Statement of CPT [redacted] 6 Jul 06, wherein he related he was the S2 officer during OIT.

(U) 242. Sworn Statement of SPC [redacted] 6 Jul 06, wherein he related he never saw an orange handled knife on Operation Iron Triangle.

(U) 243. Sworn Statement of [redacted] 6 Jul 06, wherein he related he was at the TOC during OIT where he assisted with interviews and did not handle the knife.

(U) 244. Sworn Statement of SGT [redacted] 6 Jul 06, wherein he related he was not allowed to process evidence and never saw an orange handled knife on Operation Iron Triangle.

(U) 245. Sworn Statement of CPT [redacted] 6 Jul 06, wherein he related he never saw an orange handled knife on Operation Iron Triangle.

(U) 246. Sworn Statement of PFC [redacted] 6 Jul 06, wherein he related he never saw an orange handled knife on Operation Iron Triangle.

(U) 247. Sworn Statement of SPC [redacted] 6 Jul 06, wherein she related she had no knowledge of the missing knife.

(U) 248. Sworn Statement of SPC [redacted] 12 Jul 06, wherein he related he witnessed SSG [redacted] with a pistol while at FOB Remagen after Operation Iron Triangle.

(U) 249. Sworn Statement of 1LT [redacted] 12 Jul 06, wherein he related the chain of custody of the pistol found in SSG [redacted] possession.

(U) 250. Sworn Statement of SSG [redacted] 12 Jul 06, wherein he related the chain of custody of the pistol found in SSG [redacted] possession.

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 251. Sworn Statement of SPC [redacted] 13 Jul 06, wherein he related his knowledge of the pistol found in SSG [redacted] possession.

(U) 252. Sworn Statement, Sketch and Photographic images of 13 Jul 06, wherein SPC [redacted] identified the pistol collected from SSG [redacted] possession as the same pistol he saw on Operation Iron Triangle.

(U) 253. Sworn Statement of PFC [redacted], 15 Jul 06, wherein he related SSG [redacted] showed him the pistol that was found on Operation Iron Triangle and stated it was a throw down weapon.

(U) 254. Sworn Statement of SGT [redacted] 16 Jul 06, wherein he related he witnessed SSG [redacted] with a pistol after leaving Objective Murray.

(U) 255. Rights Waiver Certificate and Statement of SPC [redacted] 16 Jul 06, wherein he denied any knowledge of the conspiracy to kill the detainees, and his knowledge of the origin of the video tapes collected from his gear.

(U) 256. English language translation of Iraqi Police Log, 17 Jul 06, translated by [redacted]

(U) 257. Copy of Iraqi Police Log, 17 Jul 06.

(U) 258. Sworn Statement [redacted] 19 Jul 06, wherein he related he was on Objective Murray but did not witness the shooting.

(U) 259. Photographic images, 19 Jul 06, wherein SPC [redacted] identified the pistol collected as evidence from SSG [redacted] possession, as the pistol found on Objective Murray.

(U) 260. Crime Scene AIR of SA [redacted] 21 Jul 06.

(U) 261. (1-3) Crime Scene Sketches

(U) 262. Photographic Packet, 21 Jul 06, (crime scene) containing photographs 1-26.

(U) 263.AIR of SA [redacted] Arifjan CID Office, 5 Aug 06, detailing the Basis for Investigation and coordinations with Theater Field Detention Facility (TFDF).

(U) 264. Prisoner's Personal Property List of SPC [redacted] 20 Jun 06, detailing his personal property collected during in processing at TFDF.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 265. AIR of SA [redacted] Fort Irwin Resident Agency, 14 Aug 06, detailing his coordinations with the Special Assistant United States Attorney (SUASA).

(U) 266. (1-7) Affidavit for Warrant and Warrant on Written Affidavit for Authorization, 10 Ag 06, authorizing the Search and Seizure or Apprehension of the contents of wire and electronic communications of the My Space accounts of 1LT [redacted] SSG [redacted], SGT [redacted] SPC [redacted] SPC [redacted] PFC [redacted] and PFC [redacted]

(U) 267. AIR of SA [redacted] Fort Irwin Residency Agency, 23 Aug 06, detailing the receipt of the My Space Compact Disc.

(U) 268. My Space CD, 23 Aug 06, containing the account information of 1LT [redacted], SSG [redacted] SGT [redacted] SPC [redacted] SPC [redacted] PFC [redacted] and PFC [redacted]

(U) 269. AIR of SA [redacted] 17 Sep 06, detailing the Basis for Investigation, coordinations with TFDF and the conducting of canvass interviews.

(U) 270. Canvass Interview Worksheets, 13 – 17 Sep 06, detailing the interviews of TFDF personnel.

(U) 271. AIR of SA [redacted] Arifjan CID Office, detailing the receipt of the TFDF inmate roster, coordinations with TDS and interview of PVT [redacted]

(U) 272. TFDF Inmate Roster, 8 Aug – 3 Sep 06.

(U) 273. AIR of SA [redacted] 30 Sep 06, detailing collection of evidence, significant interviews and coordinations with SJA and TDS.

(U) 274. (1-3) Photograph packet of the detainees reviewed by CPT [redacted]

(U) 275. Appointment Orders of BG [redacted] 17 Jul 06.

(U) 276. (1-4) English Language translation of the Emergency Unit Cards, 13 May 06, of A. MOHAMED, J. GUMER, N. MOHAMED, and Z. MOHAMED translated by [redacted]

(U) 277. (1-4) English Language translation of the Death Certificates of A.MOHAMED, J. GUMER, N. MOHAMED, and Z. MOHAMED, 13 May 06, translated by [redacted] which reflect all victims died of gunshot wounds.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 278. English Language translation of the Iraqi Record Book, 12-14 May 06.

(U) 279. (1-4) English language translation of the Sample (3) Rational Card, translated by [redacted]

(U) 280. (1-4) Copies of the Emergency Unit Cards, 13 May 06, of A. MOHAMED, J. GUMER, N. MOHAMED, and Z. MOHAMED, 13 May 06.

(U) 281. (1-4) Copies of the Death Certificates of A.MOHAMED, J. GUMER, N. MOHAMED, and Z. MOHAMED, 13 May 06

(U) 282. Copy of the Iraqi Record Book, 12-14 May 06.

(U) 283. (1-4) Copies of the Sample (3) Rational Card, May 06.

(U) 284. Sworn Statement of 1LT [redacted] 3 Aug 06, wherein he related the trip ticket was created prior to the convoy but that he was not certain which vehicle PFC [redacted] or PFC [redacted] had ridden.

(U) 285. Affidavit Supporting Request for Authorization to Search and Seize or Apprehend and Search and Seizure Authorization, 7 Aug 06, authorizing the search of 1LT [redacted] thumb drive.

(U) 286. Affidavit Supporting Request for Authorization to Search and Seize or Apprehend and Search and Seizure Authorization, 7 Aug 06, authorizing the search of SPC [redacted] mental health records.

(U) 287. Sworn Statement of LTC [redacted] 7 Aug 06, wherein he related prior to the mission they were informed they were not authorized to conduct pre-assault fire on Objective Murray and none of the aircraft had taken fire during OIT.

(U) 288. Mental Health Records of SPC [redacted] 30 Jun 06. (USACRC only)

(U) 289. Sworn Statement of SSG [redacted] 12 Aug 06, wherein he related he has never ridden in a vehicle with [redacted] which traveled to Speicher.

(U) 290. Sworn Statement of PFC [redacted] 12 Aug 06, wherein he related he was the driver of the vehicle in which [redacted] had ridden but related he could not recall what day or month the incident took place.

(U) 291. Sworn Statement of PFC [redacted] 12 Aug 06, wherein he related [redacted] rode in his vehicle but he could not recall the date.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

164

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 480

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 292. Sworn Statement of SSG [redacted] 12 Aug 06, wherein he related [redacted] had ridden in his vehicle but he could not recall the date.

(U) 293. Sworn Statement of SPC [redacted] 12 Aug 06, wherein he related [redacted] had ridden in his vehicle but related he could not recall the date.

(U) 294. Sworn Statement of SPC [redacted] 12 Aug 06, wherein he related he never heard [redacted] or [redacted] threaten anyone and he could not recall a time [redacted] had ridden in his vehicle.

(U) 295. USACIL DNA Branch Examination Report, 20 Jul 06, which detailed the possible presence on blood from an unknown person was found on two knives of [redacted] and the ACU pants, jacket and boots of [redacted]

(U) 296. USACIL DNA Branch Examination Report, 26 Jul 06, which detailed [redacted] DNA profile could not be excluded as the source on [redacted] shirt and pants. Further four unknown persons could not be excluded as sources on [redacted] pants, boots and [redacted] knife.

(U) 297. USACIL Digital Evidence Branch Examination Report, 28 Jul 06, which detailed several video files and photographic images of interest were found on the digital camera, the SD memory card and [redacted] laptop.

(U) 298. Sworn Statement of 1LT [redacted] 22 Aug 06, wherein he related he traveled to Speicher on 29 May 06 to be interviewed by a General and stated he could not recall which vehicle [redacted] or [redacted] traveled in.

(U) 299. Sworn Statement of SPC [redacted] 22 Aug 06, wherein he related he traveled to Speicher in a vehicle with [redacted] but could not recall the date.

(U) 300. Sworn Statement of SPC [redacted] 22 Aug 06, wherein he related he may have been a part of a convoy on 29 May 06 but he was not certain.

(U) 301. Sworn Statement of SPC [redacted] 22 Aug 06, wherein he related the first time he came to Speicher was when [redacted] and [redacted] were placed in pretrial confinement.

(U) 302. Sworn Statement of SPC [redacted] 22 Aug 06, wherein he related he could not recall who rode in what vehicles but related [redacted] vehicle was towed to Speicher on the 29 May 06 convoy.

(U) 303. Sworn Statement of CPL [redacted] 22 Aug 06, wherein he related he was a part of a convoy on 29 May 06 but could not recall which vehicle [redacted] had ridden.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 304. Sworn Statement of 1LT [redacted], 22 Aug 06, wherein he related his vehicle had been towed to Speicher but related he did recall being interviewed at 3BCT.

(U) 305. Sworn Statement of SPC [redacted], 22 Aug 06, wherein he related [redacted] rode in his vehicle on a Monday during a logistical convoy but could not recall the date.

(U) 306. Sworn Statement of 1LT [redacted], 22 Aug 06, wherein he related members of the 3rd platoon immediately reported to 3BCT but he could not recall what happened to his vehicle upon arrival to Speicher.

(U) 307. Sworn Statement of SSG [redacted], 25 Aug 06, wherein he related he could not recall the date [redacted] rode in his vehicle but related it was possibly at the end of May or beginning of Jun 06.

(U) 308. (1-28) Trip Tickets of C Co3/187th, 24 May – 23 Jun 06.

(U) 309. USACIL Digital Evidence Branch Examination Report, 3 Aug 06, which detailed three rolls of film were removed and processed and did not reveal any items of illegal activity.

(U) 310. USACIL DNA Branch Examination Report, 24 Aug 06, detailing the possible presence of blood was detected on the partial shirt removed from the crime scene.

(U) 311. USACIL DNA Branch Examination Report, 5 Sep 06, which detailed no DNA results were obtained from the partial shirt because it was too degraded and/or an insufficient amount of human DNA present.

(U) 312. USACIL Digital Evidence Branch Examination Report, 14 Sep 06, which detailed an examination of the thumb drive revealed the trip ticket was created the day prior to 29 May 06 but there was no there was no way to determine the accuracy of the system clock which created the file.

(U) 313. AIR of SA [redacted] 6508, 21st MP DET, 24 Oct 06, detailing her coordination with CPO [redacted]

(U) 314. TFDF Confined Personnel List.

(U) 315. AIR of SA [redacted] 28 Oct 06, detailing her interview of PVT [redacted] and her coordination with SCPO [redacted]

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 316. AIR of SA [redacted] 90th MP DET, 28 Oct 06, detailing the Basis for Investigation and the interview of [redacted]

(U) 317. Sworn Statement of PFC [redacted] wherein he related he had no contact with [redacted] or [redacted] during the time he was confined at TFDF.

(U) 318. AIR of SA [redacted] 76th MP DET, 30 Oct 06, detailing the Basis for Investigation, coordinations with CPT [redacted] and SGT [redacted] and the interviews of [redacted] and [redacted]

(U) 319. AIR of SA [redacted] 481st MP DET, 2 Nov 06, detailing the Basis for Investigation and coordinations with [redacted] and [redacted] unit.

(U) 320. AIR of SA [redacted] 90th MP DET, 3 Nov 06, detailing his Basis for Investigation and his interview of PV2 [redacted]

(U) 321. Sworn Statement and Sketch of PV2 [redacted] 3 Nov 06, wherein he related he did not have any contact with [redacted] or [redacted] during his confinement at TFDF.

(U) 322. AIR of SA [redacted] 2 Dec 06, detailing the receipt of LTC [redacted] and LTC [redacted] opinion memorandums regarding COL [redacted]

(U) 323. Memorandum of LTC [redacted] Titling Decision Re: COL [redacted] 3 Oct 06, wherein he relates there was no probable cause to believe that COL [redacted] committed the offenses of False Official Statement in violation of Article 107, UCMJ or Obstruction of Justice in violation of Article 134, UCMJ.

(U) 324. Appointment Orders and AR 15-6 investigative findings of BG [redacted] 9 Jun 06, wherein he concluded COL [redacted] thought he properly exercised his authority on Objective Murray but stated he should have notified his higher headquarters of his intentions. [redacted]

(U) 325. Compact Disc (CD), 06.0086.469, containing the original photographic images of the death scene. (USACIDC copies only)

(U) 326 (1-4). CD, containing all photographic images of Operation Iron Triangle taken by Combat Camera. (USACIDC copies only)

(U) 327. CD, containing all photographic images of the remains taken [redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

167

b(2) b(6) b(7)(C)
ACLU DETAINEE DEATH 2 CID 483

by Mortuary Affairs. (USACIDC copies only)

(U) 328. CD, 06.0086.469-8, containing the AR 15-6 and the ROE training slides and ROE OPORD. [redacted] (USACIDC copies only)

(U) 329. Crime Lab Examination Request, 12 Jun 06, requesting the examination of the digital camera and memory card of SGT [redacted] for any digital media pertaining to OIT. (USACIDC copies only)

(U) 330. Crime Lab Examination Request, 18 Jun 06, requesting a DNA profile of SPC [redacted] (USACIDC copies only)

(U) 331. Crime Lab Examination Request, 20 Jun 06, requesting examination of knives obtained from SPC [redacted] SSG [redacted] and PFC [redacted] for DNA; a tensile strength examination of all collected flex-cuffs / zip-ties; and an analysis of the disposable camera of SPC [redacted] and laptop of PFC [redacted] for any digital media pertaining to OIT. (USACIDC copies only)

(U) 332. Crime Lab Examination Request, 26 Jun 06, requesting examination of the shell casing, ACUs and boots of [redacted] for possible DNA and an examination the disposable and digital cameras, IPOD and the play station for electronic media pertaining to OIT. (USACIDC copies only)

(U) 333. Crime Lab Examination Request, 5 Aug 06, requesting examination and comparison of shell casings to firearms used on OIT; latent print examination of crime scene evidence and the pistol in SSG [redacted] possession; examination of the t-shirt for DNA; and the examination of the zip ties to determine the method in which the were broken.. (USACIDC copies only)

(U) 334. Crime Lab Examination Request, 9 Aug 06, requesting examination of the thumb drive to determine when the trip ticket was created, and if the document had been altered. (USACIDC copies only)

(U) 335. (335-1 through 335-19) DA Form 4137, Evidence/Property Custody Document, Vouchers (VO) 0472/06, 0473/06, 0486/06, 0487/06, 0488/06, 0489/06, 0490/06, 0491/06, 0498/06, 0519/06, 0538/06, 0539/06, 0540/06, 0677/06, 0692/06, 0702/06, 0705/06, 0736/06 and 8 Aug 06 without voucher number.

(U) 336. Memorandum of LTC [redacted] SJA, Legal Review: Concerning Obstruction of Justice, 1 Dec 06, wherein she related [redacted] should have been titled for Obstruction of Justice, there was no probable cause to believe [redacted] committed the offense and the offense should be listed as insufficient evidence.

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) NOT ATTACHED:

(U) Retained in the files of the Evidence Depository, 31st MP Detachment (CID), Fort Campbell, KY.

(U) 337. Digital camera (SGT [redacted] Voucher (VO) 0472/06.

(U) 338. Memory card (SGT [redacted] VO 0472/06.

(U) 339. (2) Buccal swab (SPC [redacted] VO 0473/06.

(U) 340. (2) Buccal swab control, VO 0473/06.

(U) 341. (20) Zip ties (1SG [redacted] VO 0486/06.

(U) 342. (8) Zip ties (1SG [redacted], VO 0486/06.

(U) 343. Flex-cuff (1SG [redacted] VO 0486/06.

(U) 344. Flex-cuff (1SG [redacted]), VO 0486/06.

(U) 345. Digital video cassette (SPC [redacted] VO 0487/06.

(U) 346. Disposable camera (SPC [redacted], VO 0487/06.

(U) 347. (3) Digital video cassette (SPC [redacted] VO 0487/06.

(U) 348. Notebook (SPC [redacted] VO 0488/06.

(U) 349. Video camera (LTC [redacted] VO 0489/06.

(U) 350. Digital video cassette (LTC [redacted] VO 0489/06.

(U) 351. Bag containing six knives (SSG [redacted] VO 0490/06.

(U) 352. Pistol (SSG [redacted], VO 0491/06.

(U) 353. (2) Knife (SSG [redacted] VO 0491/06.

(U) 354. Multi-tool (SSG [redacted] VO 0491/06.

(U) 355. Knife (SSG [redacted] VO 0491/06.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 356. Knife (SSG [redacted]), VO 0491/06.

(U) 357. Bayonet (SSG [redacted], VO 0491/06.

(U) 358. Sheath containing three knives (SPC [redacted] VO 0491/06.

(U) 359. Knife (SPC [redacted] VO 0491/06.

(U) 360. Bayonet (SPC [redacted] VO 0491/06.

(U) 361. Knife (SPC [redacted] VO 0491/06.

(U) 362. Multi-tool (SPC [redacted] VO 0491/06.

(U) 363. Bayonet (PFC [redacted] VO 0491/06.

(U) 364. Laptop (PFC [redacted] VO 0498/06.

(U) 365. Power adapter (PFC [redacted], VO 0498/06.

(U) 366. Shell casing (SPC [redacted], VO 0519/06.

(U) 367. Army Combat Uniform pants (SPC [redacted], 0519/06.

(U) 368. Army Combat Uniform coat (SPC [redacted]), 0519/06.

(U) 369. Boots (SPC [redacted], 0519/06.

(U) 370. Disposable camera (PFC [redacted], 0538/06.

(U) 371. Play Station Portable (SPC [redacted], VO 0539/06.

(U) 372. Ranger handbook (SPC [redacted], VO 0539/06.

(U) 373. Book (SPC [redacted], VO 0539/06.

(U) 374. Disposable camera (SPC [redacted], VO 0539/06.

(U) 375. Digital camera (SSG [redacted]), VO 0540/06.

(U) 376. Ipod (SSG [redacted], VO 0540/06.

(U) 377. Book (SSG [redacted]), VO 0540/06.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 378. Photograph album (SSG [redacted]), VO 0540/06.

(U) 379. (23) Compact disc (SSG [redacted] VO 0540/06.

(U) 380. (2) Laminated paper (SSG [redacted] VO 0540/06.

(U) 381. (2) Magazine (SSG [redacted], VO 0540/06.

(U) 382. (7) Paper (SSG [redacted], VO 0540/06.

(U) 383. (8) Photograph (SSG [redacted], VO 0540/06.

(U) 384. (20) Shell casing, VO 0677/06.

(U) 385. Partial zip-tie, VO 0677/06.

(U) 386. Partial zip-tie, VO 0677/06.

(U) 387. Partial shirt, VO 0677/06.

(U) 388. Medicine container, VO 0677/06.

(U) 389. Shell casing, VO 0677/06.

(U) 390. Partial zip-tie, VO 0677/06.

(U) 391. Shell casing, VO 0677/06.

(U) 392. Shell casing, VO 0677/06.

(U) 393. Shell casing, VO 0677/06.

(U) 394. Shell casing, VO 0677/06.

(U) 395. Zip-tie, VO 0677/06.

(U) 396. (5) Shell casing, VO 0677/06.

(U) 397. Video cassette, VO 0692/06.

(U) 398. M4 rifle (W023795), VO 0702/06.

(U) 399. M4 rifle (W024587), VO 0702/06.

[redacted]

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) 400. M4 rifle with M203 (W023576), VO 0702/06.

(U) 401. M4 rifle with M203 (W019849), VO 0702/06.

(U) 402. M249 (030300), 0702/06.

(U) 403. M249 (63717), 0702/06.

(U) 404. Thumb drive (1LT [redacted], VO 0705/06.

(U) 405. Advanced Combat Helmet (SPC [redacted], VO 0736/06.

(U) Released to Supply Sergeant, C CO, 3/187th INF REG, FBM.

(U) 406. Army Combat Uniform coat (PFC [redacted] VO 538/06.

(U) 407. Common Access Card (PFC [redacted] VO 538/06.

(U) 408. Miscellaneous items (PFC [redacted] VO 538/06.

(U) The original of Exhibits 1 -12, 14 - 28, 48 - 62, 64 - 68, 70 - 256, 258 - 263, 265 - 271, 273, 274, 276 - 279, 284 - 287, 289 - 313, 315 -322, 325, 328 and 335 -19 through 341 were retained in the files of 1000th MP BN (CID), Fort Campbell, KY, awaiting adjudication. The original of Exhibits 335-1 – 335-18 were retained in the files of the Evidence Depository, 31st MP Detachment (CID), Fort Campbell, KY. The original of Exhibits 13, 63, 275, 288, 308, 323, 326 and 327 were retained in the files of the101st Airborne Division (AASLT), Fort Campbell, KY. The original of Exhibit 257 was retained in the files of the Iraqi Police, Samara, Iraq. The original of Exhibits 264, 272, and 314 were retained in the files of TFDF, Camp Arifjan, Kuwait. The original of Exhibits 280 – 283 were retained in the files of the Hospital, Samara, Iraq. The original of Exhibits 329 - 334 were retained in the files of USACIL, Fort Gillem, GA. The original of Exhibits 29-47, 69 and 324 were retained in the files of MNC-I, Camp Victory, Baghdad, Iraq. The original of Exhibit 336 was retained in the files of LTC [redacted] HQUSACIDC.

REGRADE FOR OFFICIAL USE ONLY – LAW ENFORCEMENT SENSITIVE
WHEN SEPARATED FROM EXHIBITS 29, 41, 45, 47, 69, 103, 324, and 328.

(U) STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is required regarding [redacted] and [redacted]

(U) REPORT PREPARED BY:

[redacted]

(U) SA [redacted]
(U) Special Agent

REPORT APPROVED BY:

[redacted]

CW5, Operations Officer

(U) DISTRIBUTION:
1 - Dir, USACRC, Ft Belvoir, VA
1 - PM, 101st ABN DIV (AASLT), COB Speicher (email only)
1 - THRU: CDR, 3rd MP GRP (CID), Ft Gillem, GA
TO: CDR, HQUSACIDC, ATTN: CIOP-CO, Ft Belvoir, VA
1 - Action CDR, ATTN: SJA, 101st ABN DIV (AASLT), Ft Campbell, KY
1 - FILE

b(2),b(6),b(7)(C)

[redacted]

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Tikrit CID Office

11 Jun 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0093-2006-CID469-75450 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 29 MAY 2006, 0650 - 29 MAY 2006, 0745; BRIGADE-DETAINEE INTERNMENT FACILITY (B-DIF), FORWARD OPERATING BASE (FOB) REMAGEN, APO AE 09393

DATE/TIME REPORTED: 29 MAY 2006, 0907

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. FAISEL, GHAZI AL-DURI (DECEASED); IRAQ; 1 JUL 1940; KIRKUK, IRAQ; MALE; WHITE; AKA: ABD MUHAMMAD, GHAZI FAYSEL AKA: AL DURI, GHAZI FAISAL AKA: DETAINEE NUMBER [redacted] AKA: FAISEL, GHAZI IBRAHIM AKA: FAYSEL, GHAZI ABU AKA: IBRAHIM, GHAZI FAISEL AKA: MITHAQ, GHAZI ABU; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

b(2), b(6), b(7)(C)

"This is an Operation Iraqi Freedom Investigation"

This office was notified by MSG [redacted] NCOIC, Detainee Operations, Office of the Provost Marshal, 101st Airborne Division (ABN DIV) (AASLT), COB Speicher, Tikrit, Iraq, of the death of a detainee at the B-DIF on FOB Remagen.

Investigation established on 29 May 06, SPC [redacted], A Company 3/187 Infantry, FOB Remagen, APO AE 09393, escorted FAISEL to the latrine and observed him utilizing the facilities. Upon completion FAISEL stood up, fell and hit his head on the wooden step leading up to the Iraqi style toilet and then the floor. FAISEL was transported to the 47th Combat Support Hospital (CSH), Contingency Operating Base (COB) Speicher, Tikrit, Iraq, where CPT (DR.) [redacted] 47th CSH, COB SPEICHER, pronounced him dead at 1900 hours, 29 May 06. An autopsy was conducted by the Office of the Armed Forces Medical Examiner which determined the cause of death was complications of atrial and ventricular myocardial fibrosis and the manner of death was natural. The results of the investigation were consistent with that opinion.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 29 May 06.

2. Death Scene AIR of SA [redacted] 29 May 06.

3. Death Scene Sketch, 29 May 06, prepared by SA [redacted]

4. Compact Disc, 060093.469, containing all photographic images of the death scene. (USACRC and File Copies only)

5. Bastogne - Detainee Interment Facility Detainee Medical Screening Report, 23 May 06, pertaining to FAISEL.

6. FOB Remagen Medical Screening Report pertaining to FAISEL, 25 May 06.

7. Sworn Statement of [redacted] 29 May 06.

8. Sworn Statement of [redacted] 29 May 06.

9. Sworn Statement of [redacted] 29 May 06.

10. Sworn Statement of [redacted] 29 May 06.

11. Sworn Statement of [redacted] 29 May 06.

12. Sworn Statement of [redacted] 29 May 06.

13. Sworn Statement of [redacted] 29 Mau 06.

14. Sworn Statement of [redacted] 29 May 06.

15. Sworn Statement of [redacted] 29 May 06.

16. AIR of SA [redacted] Jun 06.

17. Compact Disc, 060093.469, containing all photographic images of Mr. FAISEL's Autopsy. (USACRC and File Copies only)

18. Preliminary Autopsy Report pertaining to FAISEL, 5 Jun 06.

19. Death Certificate pertaining to FAISEL, 5 Jun 06.

20. AIR of SA [redacted] 6 Jul 06.

21. Sworn Statement of [redacted] 6 Jul 06.

22. Sworn Statement of [redacted] 6 Jul 06.

b(6), b(7)(C)

23. Sworn Statement of [redacted] 6 Jul 06.

24. AIR of SA [redacted] 8 Jun 07.

25. Final Autopsy Report pertaining to FAISEL, 22 May 07.

26. Toxicology Report pertaining to FAISEL, 14 Jun 06.

NOT ATTACHED:

NONE

The originals of Exhibits 1 - 4, 7 - 18, 20- 24 are forwarded with the USACRC copy of this report. The originals of Exhibits 5 and 6 are retained within in the files of Task Force 134, Detainee Operations, Multi-National Forces Iraq, Camp Victory, Baghdad, IZ, APO AE 09342. The originals of Exhibit 19, 25 and 26 are retained within in the files of AFIP.

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

b(6), b(7)(C)

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1 - CDR, 3rd MP Group (CID), Forest Park, GA
1 - CDR, 22ND MP Bn (CID), (Attn: LTC [redacted] Camp Victory, IZ (email only)
1 - CDR, 22nd MP BN (CID)(ATTN: OPS), Camp Victory, Baghdad, IZ
1 - CDR, 22nd MP BN (CID), ATTN: AOPS, Camp Victory, IZ (email only)
1 - CDR, 90th MP DET (CID), LSA Anaconda, Balad, IZ (email only)
1 - USAF Law & Order Detachment, COB Speicher (email only)
1 - PM, 25 ID, COB Speicher, Tikrit, IZ (email only)
1 - CJA, 3 BCT, 82 ABN DIV, COB Speicher, Tikrit, IZ (email only)
1 - Trial Counsel, 3 BCT, 82 ABN DIV, COB Speicher, Tikrit, IZ (email only)
1 - MNC-I CJI Casualty Ops, ATTN: OIC (email only)
1 - Director, AFIP, Dover, DE (email only)
1 - Director, AFIP, Rockville, MD (email only)
1 - File
1- Dir, USACRC, 6010 6th street, Ft Belvoir VA, 22060//

b(6), b(7)(C)

SAFC 2/37

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander 3/187th Infantry Regiment Fort Campbell, KY
Referred By:	SAC, CID Office; Tikrit CID Office [redacted]

USACRC Number:	0123-2006-CID469-75463-5H6
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	4/12/2010
Suspense Date:	5/27/2010

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 4/12/2010

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Justifiable Homicide [5H6]	UCMJ	5/22/2006	Yes ☐ No ☑	Yes ☐ No ☑	Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 495

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Justifiable Homicide [5H6]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 496

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :		Duration:	☐ Days	☐ Months
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 498 4

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

According to the Final Report, [redacted] shooting was a Justified Homicide IAW military Rules of Engagement. No action was taken against [redacted]

USASCRC Number: 0123-2006-CID469-75463-5H6 **Sanction:** F1 2010/04/12

11. ~~Commanding Officer~~ REPORTING

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] W-2	
Signature:	[redacted]	**Signature Date:** 4/12/2010
AKO e-Mail Address:	[redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office; 10th MP Bn (CID) (Abn) Fort Bragg [redacted]

USACRC Number:	0123-2006-CID469-75463-5H6
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	4/24/2007
Suspense Date:	6/8/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 4/24/2007

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Voluntary Manslaughter [5H2A]	UCMJ Article 119	5/22/2006	Yes ☐ No ☑	Yes ☐ No ☑	Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Voluntary Manslaughter [5H2A]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction			
	Fine	Amount :		
	Forfeiture	Amount :	Duration:	☐ Days ☐ Months
	Extra Duty	Days:		
	Restriction	Days:		
	Correctional Custody	Days:		
	Confinement	Duration:	☐ Days ☐ Months ☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:		
	Dishonorable Discharge	Effective Date:		
	Reduction in Grade	From: To:		
	Probation	Duration:	☐ Days ☐ Months ☐ Years	
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years	☐ Life
	Death			
	Civil Recovery	Amount :		
	Civil Award	Amount :		

ACLU DETAINEE DEATH 2 CID 504 10

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 505

10. Commander's Remarks

No Action was taken against [redacted] About 2005, 22 Apr 10, SA [redacted] Special Agent in Charge, Tikrit CID Office, COB Speicher, coordinated with SSG [redacted] Post-Trial NCO, 101st ABN DIV SJA, Fort Campbell, KY, who conducted a check of [redacted] name to determine whether he was punished. SSG [redacted] indicated a check of the files within his office and of Promulgating Orders disclosed no information that suggested [redacted] was ever punished/Court-Martialed. SSG [redacted] indicated according to the OMPF, [redacted] was a reservist, who was released from an Active Duty obligation on 5 Dec 06, and received a Honorable Discharge.

USASCRC Number: 0123-2006-CID469-75463-5H6 **Sanction:** F1 2007/04/24

11. ~~**Commanding Officer**~~ REPORTING

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted], W-2	
Signature:	[redacted]	**Signature Date:** 4/24/2007
AKO e-Mail Address:	[redacted]	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 506 12

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander 3/187th Infantry Regiment Fort Campbell, KY
Referred By:	SAC, CID Office; Tikrit CID Office [redacted]

USACRC Number:	0123-2006-CID469-75463-5H6
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	4/12/2010
Suspense Date:	5/27/2010

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	

3. Referral Information

Commander Decision Date: 4/12/2010

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Justifiable Homicide [5H6]	UCMJ	5/22/2006	Yes ☐ No ☑	Yes ☐ No ☑	Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Justifiable Homicide [5H6]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 509 15

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction		
	Fine	Amount :	
	Forfeiture	Amount :	Duration: ☐ Days ☐ Months
	Extra Duty	Days:	
	Restriction	Days:	
	Correctional Custody	Days:	
	Confinement	Duration:	☐ Days ☐ Months ☐ Years ☐ Life
	Bad Conduct Discharge	Effective Date:	
	Dishonorable Discharge	Effective Date:	
	Reduction in Grade	From: To:	
	Probation	Duration:	☐ Days ☐ Months ☐ Years
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years ☐ Life
	Death		
	Civil Recovery	Amount :	
	Civil Award	Amount :	

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

According to the Final Report, [redacted] shooting was a Justified Homicide IAW military Rules of Engagement. No action was taken against [redacted]

USASCRC Number: 0123-2006-CID469-75463-5H6 **Sanction:** F1 2010/04/12

11. ~~Commanding Officer~~ REPORTING

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] W-2	
Signature:	[redacted]	**Signature Date:** 4/12/2010
AKO e-Mail Address:	[redacted]	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander 3/187th Infantry Regiment Fort Campbell, KY
Referred By:	SAC, CID Office; Tikrit CID Office [redacted]

USACRC Number:	0123-2006-CID469-75463-5H6
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	4/12/2010
Suspense Date:	5/27/2010

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-8 U.S. Army (1SG)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 4/12/2010

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Voluntary Manslaughter [5H2A]	UCMJ Article 119	5/22/2006	Yes ☐ No ☑	Yes ☐ No ☑	Other
2	Involuntary Manslaughter [5H3A]	UCMJ Article 119	5/22/2006	Yes ☐ No ☑	Yes ☐ No ☑	Other
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Voluntary Manslaughter [5H2A]			
2	NO ACTION TAKEN -- Involuntary Manslaughter [5H3A]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 515 21

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

According to the U.S. Army G-1 Personnel Strength Management Database, [redacted] is now a SGM in the U.S. Army. Action may have been taken against [redacted] that amounted to less than information being retained in his permanent personnel file, and was strictly administative in nature.

USASCRC Number: 0123-2006-CID469-75463-5H6 **Sanction:** F1 2010/04/12

11. ~~Commanding Officer~~ REPORTING

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] W-2	
Signature:	[redacted]	**Signature Date:** 4/12/2010
AKO e-Mail Address:	[redacted]	

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander 3/187th Infantry Regiment Fort Campbell, KY
Referred By:	SAC, CID Office: Tikrit CID Office [redacted]

USACRC Number:	0123-2006-CID469-75463-5H6
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	4/12/2010
Suspense Date:	5/27/2010

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	O-2 U.S. Army (1LT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 4/12/2010

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Justifiable Homicide [5H6]	UCMJ	5/22/2006	Yes ☐ No ☑	Yes ☐ No ☑	Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Justifiable Homicide [5H6]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 520 26

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 527

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction		
	Fine	Amount :	
	Forfeiture	Amount :	Duration: ☐ Days ☐ Months
	Extra Duty	Days:	
	Restriction	Days:	
	Correctional Custody	Days:	
	Confinement	Duration:	☐ Days ☐ Months ☐ Years ☐ Life
	Bad Conduct Discharge	Effective Date:	
	Dishonorable Discharge	Effective Date:	
	Reduction in Grade	From: To:	
	Probation	Duration:	☐ Days ☐ Months ☐ Years
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years ☐ Life
	Death		
	Civil Recovery	Amount :	
	Civil Award	Amount :	

ACLU DETAINEE DEATH 2 CID 522 28

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

According to the Final Report, [redacted] shooting was a Justified Homicide IAW military Rules of Engagement. No action was taken against [redacted]

USASCRC Number: 0123-2006-CID469-75463-5H6 **Sanction:** F1 2010/04/12

11. ~~Commanding Officer~~ REPORTING

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted], W-2	
Signature: [redacted]	**Signature Date:** 4/12/2010
AKO e-Mail Address: [redacted]	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
HEADQUARTERS AND HEADQUARTERS DETACHMENT, 10TH MILITARY POLICE BATTALION (CID), CAMP VICTORY, APO AE 09342

7 NOV 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0123-2006-CID469-75463 - 5H6 / 5H2A / 5H3A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 21 MAY 2006, 2101 - 22 MAY 2006, 0201; LOCATIONS ALONG GRAVEL PIT ROAD NEAR COMBAT OUTPOST (COP) #3, INCLUDING MGRS 38S LC 91362 74402, SOUTHWEST OF SAMARA, IRAQ

DATE/TIME REPORTED: 07 JUL 2006, 0900

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA

SUBJECT:
1. [redacted] SPC; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 1O1ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, HOME STATION: FORT CAMPBELL, KY, IZ; CT; [JUSTIFIABLE HOMICIDE]

2. [redacted] SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 1O1ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, HOME STATION: FORT CAMPBELL, KY, IZ; CT; [VOLUNTARY MANSLAUGHTER]

3. [redacted] 1LT; [redacted]; MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 1O1ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, HOME STATION: FORT CAMPBELL, KY, IZ; CT; [JUSTIFIABLE HOMICIDE]

4. [redacted] 1SG; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 1O1ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, HOME STATION: FORT [redacted]N

(U) STATUTES: Article 119, UCMJ: Manslaughter

(U) EXHIBITS/SUBSTANTIATION:

(U) ATTACHED:

(U) 1. Agent's Investigation Report (AIR) of SA [redacted] 23 OCT 06, detailing the basis for investigation, interviews of [redacted] and [redacted] canvass interviews, receipt of the AR 15-6 Investigation and coordination with the Staff Judge Advocate.

(U) 2. Sworn Statement of [redacted] 31 May 06, wherein he related he did not directly witness the shooting of Ms MAHMOOD; however, stated members of his unit did engage and kill K. MAHMOOD once positively identified.

(U) 3. Rough Sketch of the incident, 31 May 06, prepared by [redacted]

(U) 4. AR 15-6 Investigation of [redacted] 11 Jun 06, which concluded the raid was conducted in accordance with the Rules Of Engagement (ROE) and that the noncombatant was an unintentional victim of a direct fire engagement against K. MAHMOOD. [redacted]

(U) 5. Waiver Certificate and Sworn Statement of [redacted] 8 Jul 06, wherein he related he had no knowledge of a little girl being killed; however, he did witness the detention of one Iraqi male and a dead Iraqi male's body.

(U) 6. Sworn Statement of [redacted] 8 Jul 06, wherein he related his actions on 22 May 06 and that he engaged K. MAHMOOD once positively identified.

(U) 7. Rough Sketch of the incident, 8 Jul 06, prepared by [redacted]

(U) 8. Sworn Statement of [redacted] 9 Jul 06, wherein he related he had no knowledge of the incident.

(U) 9. Sworn Statement of [redacted] 10 Jul 06, wherein he related he had heard a little girl was shot accidentally; however, he was not present as he was pulling security on another house.

(U) 10. Sworn Statement of [redacted] 10 Jul 06, wherein he admitted he engaged K. MAHMOOD once positively identified and remembered seeing a little girl; however, he believed she had fainted.

(U) 11. Waiver Certificate/Sworn Statement of [redacted] 10 Jul 06, wherein he admitted he engaged K. MAHMOOD once positively identified and remembered seeing a little girl; however, he believed she had fainted.

CAMPBELL, KY, IZ; CT; [VOLUNTARY MANSLAUGHTER], [INVOLUNTARY MANSLAUGHTER]

5. [redacted] SGT; [redacted] MALE; WHITE; C CO, 3-187TH INF, 3RD BCT, 101ST ABN DIV (AASLT), FOB BRASSFIELD-MORA, SAMARA, APO AE 09349, HOME STATION: FORT CAMPBELL, KY, IZ; CT; [JUSTIFIABLE HOMICIDE]

VICTIM:

1. MAHMOOD, (DECEASED); IRAQ; FEMALE; WHITE; HOUSE ADJACENT TO GRAVEL PIT ROAD, SOUTHWEST OF SAMARA, IZ; XZ/ [INVOLUNTARY MANSLAUGHTER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F (NFI)

2. LATIF, AHED OID (DECEASED); MALE; WHITE; HOUSE ADJACENT TO GRAVEL PIT ROAD, SAMARA, IZ; XZ; [VOLUNTARY MANSLAUGHTER] (NFI)

3. MAHMOOD, KASSIM KARIM ABU KASSIM (DECEASED); CIV; IRAQ; MALE; WHITE; HOUSE ADJACENT TO GRAVEL PIT ROAD, SOUTHWEST OF SAMARA, IZ; XZ; [VOLUNTARY MANSLAUGHTER] (NFI)

4. AL NISSANI, OMAR (DECEASED); CIV; IRAQ; MALE; WHITE; STORE, ADJACENT TO GRAVEL PIT ROAD, SW OF SAMARA, IZ; XZ; [JUSTIFIABLE HOMICIDE] (NFI)

5. MAHMOOD, OMAR KARIM (DECEASED); CIV; IRAQ; MALE; WHITE; XZ; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

(U) "This is an Operation Iraqi Freedom Investigation"

(U) This office received notification that the killing of six Iraqi nationals, one a 7 year-old girl, on 22 May 06 may have been unlawful.

(U) Investigation established that the shootings of NISSANI and O. MAHMOOD were justified homicides consistent with the Rules of Engagement (ROE).

(U) Investigation established probable cause to believe [redacted] committed the offenses of voluntary manslaughter when he ordered the unlawful killing of K. MAHMOOD, who was unarmed and unresisting; and involuntary manslaughter when he exhibited gross negligence in ordering his Soldiers to fire into the room despite the known presence of women and children, killing Miss MAHMOOD.

(U) Investigation established probable cause to believe [redacted] committed the offense of voluntary manslaughter when he shot and killed LATIF, who was unarmed, exhibited no signs of resistance and was not positively identified (PID) prior to the shooting as required under the ROE.

(U) 12. Rough Sketch of incident, 10 Jul 06, prepared by [redacted]

(U) 13. Sworn Statement of [redacted] 10 Jul 06, wherein he related he witnessed K. MAHMOOD being engaged and had heard a little girl was killed; however, did not directly witness her being killed.

(U) 14. (2) Rough Sketches of the incident, 10 Jul 06, prepared by [redacted]

(U) 15. Sworn Statement of [redacted] 10 Jul 06, wherein he related he was present for the mission; however, he had no direct knowledge of the shootings because he was on another objective.

(U) 16. Sworn Statement of [redacted] 10 Jul 06, wherein he related he was involved in the mission on 22 May 06 and explained the ROE for the mission [redacted]

(U) 17. Sworn Statement of [redacted] 10 Jul 06, wherein he admitted he engaged an Iraqi male once positively identified who was positioned on a water heater.

(U) 18. Sworn Statement of [redacted] 10 Jul 06, wherein he related he witnessed [redacted] and [redacted] engage the Iraqi male on the water heater.

(U) 19. Sworn Statement of [redacted] 10 Jul 06, wherein he admitted killing LATIF who was not actively surrendering.

(U) 20. Sworn Statement of [redacted] 12 Jul 06, wherein he related he had heard a little girl was killed during the mission; however, he did not witness it because he was on another objective.

(U) 21. Sworn Statement of [redacted] 12 Jul 06, wherein he related his element detained an Iraqi male on an objective; however, did not have any additional knowledge of the mission.

(U) 22. Sworn Statement of [redacted] 15 Jul 06, wherein he denied having any knowledge of the incident.

(U) 23. Sworn Statement of [redacted] 16 Jul 06, wherein he related [redacted] told him he engaged an Iraqi male and he witnessed the same Iraqi male against a wall bleeding from his face.

(U) 24. Sworn Statement of [redacted] 16 Jul 06, wherein he related he knew a little girl had been killed; however, she was not targeted nor would the Iraqi male have been engaged if her presence was known.

(U) 25. Sworn Statement of [redacted] 16 Jul 06, wherein he related he engaged an Iraqi male and noticed a little girl being held by her mother, but did not know she was deceased.

(U) 26. Rough Sketch of the incident, 16 Jul 06, prepared by [redacted]

(U) 27. Sworn Statement of [redacted] 16 Jul 06, wherein he related he heard a little girl was killed; however, he was not present because he was on another objective.

(U) 28. Sworn Statement of [redacted] 16 Jul 06, wherein he explained discussions presented at an After Action Review as well as elaborated on the ROE for this incident [redacted].

(U) 29. Sworn Statement of [redacted] 16 Jul 06, wherein he related [redacted] gave the order to engage an Iraqi male and he engaged upon the order, killing the Iraqi male.

(U) 30. Sworn Statement of [redacted], 17 Jul 06, wherein he admitted he engaged an Iraqi male who was reaching for a cell phone.

(U) 31. Appointment Orders of BG [redacted] 17 Jul 06. [redacted]

(U) 32. Sworn Statement of [redacted], 19 Jul 06, wherein he related heard about the incident from a Local National source and heard a little girl was accidentally killed.

(U) 33. Sworn Statement of [redacted] 19 Jul 06, wherein he related he heard a little girl was accidentally killed by fire targeted at a single person.

(U) 34. Sworn Statement of [redacted] 19 Jul 06, wherein he admitted he and [redacted] engaged an Iraqi male who was reaching for something in his pocket.

(U) 35. Sworn Statement of [redacted] 19 Jul 06, wherein he admitted he, [redacted] and [redacted] engaged an Iraqi male at a shop who was reaching for something in his pocket.

(U) 36. Sworn Statement of [redacted], 26 Jul 06, wherein he related he had heard on the radio a little girl was killed by ricochet.

(U) 37. Sworn Statement of [redacted] 31 Jul 06, wherein he denied having any knowledge of the incident.

(U) 38. Sworn Statement of [redacted] 23 Aug 06, wherein he related [redacted] informed him that C CO, 3-187th INF was running sources and informed him the killing of a little Iraqi girl may not have been accidental.

(U) 39. Sworn Statement of [redacted] 25 Aug 06, wherein she related she researched reports through intelligence channels and noted some reports were written and submitted after the raid on 22 May 06.

(U) 40. Sworn Statement of [redacted] 28 Aug 06, wherein he related he had no knowledge of the operation or what intelligence was used to conduct it. [redacted] stated he did not know if [redacted] had two sources to positively identify targets because intelligence was never briefed of [redacted] meetings with a source. [redacted]

(U) 41. Sworn Statement of [redacted] 2 Sep 06, wherein she related she was questioned by [redacted] about any intelligence support for the operation; however, she stated no intelligence personnel were consulted prior to the operation. [redacted]

(U) 42. Sworn Statement of [redacted] 6 Sep 06, wherein he related he was not involved in any intelligence collection or analysis of any targets and was informed the shooting was justified. [redacted]

(U) 43. Opinion Memorandum, 29 Sep 06, prepared by LTC [redacted], Command Judge Advocate, HQUSACIDC, Ft Belvoir, VA.

(U) 44. Rules of Engagement, OPORD 01-06. [redacted]

(U) 45. Rules of Engagement Training Slides May Refresher 2006. [redacted]

(U) 46. Rules of Engagement and Armed Conflict Training Slides, 3 Jul 06. (SECRET/NOFORN)

(U) 47. Target Packet and miscellaneous documents from 3/187th INF. [redacted]

(U) NOT ATTACHED: None.

(U) The original of Exhibits 1 - 30 and 34 - 42 are forwarded with the USACRC copy of this report. The original of Exhibits 31 and 44 - 47 were retained in the files of the 101st Airborne Division (AASLT), Fort Campbell, KY. The original of Exhibit 33 are retained in CID Report of investigation (ROI) 0122-06-CID469-75462. The originals of Exhibits 22 and 32 are retained in CID ROI 0116-06-CID469-75459. The original of Exhibit 43 is retained by LTC [redacted] HQUSACIDC, Fort Belvoir, VA.

(U) STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is required pertaining to SGT [redacted] and 1SG [redacted]

(U) REPORT PREPARED BY

[redacted]

(U) SA [redacted]
(U) Special Agent

REPORT APPROVED BY

[redacted]

CW5 [redacted]
Operations Officer

(U) DISTRIBUTION:
1 - Dir, USACRC, Ft Belvoir, VA 22060 (Original)
1 - PM, 101st ABN DIV (AASLT), COB [redacted] (email only)
1 - THRU: CDR, 3rd MP GRP (CID), Ft Gillem, GA
TO: CDR, HQUSACIDC, ATTN: CIOP-CO, Ft Belvoir, VA 22060
1 - Action CDR, ATTN: SJA, 101st ABN DIV (AASLT), Ft Campbell, KY
1 - FILE

[redacted]

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Bucca CID Office

05 Aug 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0042-2006-CID579-79209 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 07 MAR 2006, 0405 - 07 MAR 2006, 0426; BUILDING #2, COMPOUND 9B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, APO AE 09375, IRAQ

DATE/TIME REPORTED: 07 MAR 2006, 0426

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. LABAIH, TAHA TURKI (DECEASED) ; CIV; IRAQ; 1 JAN 1969; ANBAR, IRAQ; MALE; OTHER; BUILDING #2, COMPOUND 9B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, APO AE, IZ; XZ ; AKA: DETAINEE, [redacted]; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

On 7 Mar 06, this office was notified by the Theater Internment Facility (TIF), Operations, Camp Bucca, Iraq, APO AE 09375, that Detainee Taha Turki LABAIH, Internment Serial Number (ISN) [redacted] died in Compound 9B, TIF, CBI

b(2), b(6), b(7)(C)

Investigation determined the cause of death for Detainee LABAIH was Atherosclerotic Cardiovascular Disease (Hardening of the Arteries) and the manner of death was natural. Toxicology tests for screened drugs of abuse and medications were negative.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Mar 06, documenting the basis for investigation, interviews of medical personnel, collection of evidence, certificate of death, hospital report of death, compound personnel rosters, Military Police blotter reports, and medical records, exposing photographs of Detainee LABAIH, interviews of witnesses, and identification of the body using biometrics.

2. Certificate of Death, 7 Mar 06, detailing the time and date of death as 0426, 7 Mar 06.

3. Hospital Report of Death, 7 Mar 06, detailing the preliminary cause of death to be Cardio respiratory Arrest.

4. Detainee In-processing Packet, 7 Mar 06, detailing biographical data, results of the Combined Review and Release Board, and Camp Bucca Facility Requests Forms (CBF-510) pertaining to Detainee LABAIH.

5. Compound 9B Personnel Roster, 7 Mar 06, detailing all of the detainees currently assigned to Compound 9B.

6. Military Police Blotter Report, DA Form 3997, 7 Mar 06, detailing the Tactical Operations Center (TOC) was notified by the Emergency Room, TIF Hospital of a detainee death at 0429, 7 Mar 06.

7. Medical Records of Detainee LABAIH, 8 Mar 06, detailing Detainee LABAIH was only treated once at the TIF Hospital for symptoms of a cold and diarrhea and the rest of the documents pertained to medical screenings during in-processing.

8. AIR of SA [redacted] 7 Mar 06, documenting witness and canvass interviews.

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 532

9. Sworn Statement of SSGT [redacted] 7 Mar 06, relating his attempts to get Detainee LABAIH to the TIF Hospital.

10. Sworn Statement of SSGT [redacted] 7 Mar 06, relating he provided over watch security while the medics assisted Detainee LABAIH.

11. Sworn Statement of A1C [redacted] 7 Mar 06, relating he observed several detainees carrying another detainee towards the sally port in a blanket and later observed the medics providing first aid to the detainee.

12. Sworn Statement of SSGT [redacted] 7 Mar 06, relating she received a call at 0350, 7 Mar 06 stating there was a detainee at the sally port gate of Compound 9B needing medical assistance and she witnessed the medics perform lifesaving measures on that detainee.

13. AIR of SA [redacted] 7 Mar 06, documenting the death scene examination.

14. Death Scene Sketch prepared by SA [redacted] Mar 06, documenting Compound 9B and the proposed location of where the detainee began having medical problems.

15. Compact disk 060042.579, containing the originals of all digital images exposed by USACIDC during this investigation. (USACRC, AFIP, and file copies only)

16. AIR of SA [redacted] 13 Mar 06, documenting a witness interview and collection of an English Translation.

17. Arabic Language Statement of Detainee [redacted] 13 Mar 06, relating he never told anybody Detainee LABAIH had been choked by someone, rather he was informed Detainee LABAIH died from choking on something or had a heart attack.

18. English Translation of Exhibit 17 prepared by Mr. [redacted] 13 Mar 06.

19. AIR of SA [redacted] 14 Mar 06, documenting the autopsy protocol and collection of a photographic disc containing all photos taken at the autopsy.

20. Compact disk 060042.579, containing digital images of the autopsy. (USACRC and file copies only)

21. AIR of SA [redacted] 03 Aug 06, documenting the receipt of the Final Autopsy Report.

b(6), b(7)(C)

3

ACLU DETAINEE DEATH 2 CID 533

22. Final Autopsy Examination Report ME 06-0217, 05 Jul 06, which reflected the cause of death of Detainee LABAIH to be Atherosclerotic Cardiovascular Disease and the manner of death as natural.

23. Evidence/Property Custody Documents, DA Form 4137 (EPCD), Voucher (VO) # 073-06, 7 Mar 06 and # 074-06, 7 Mar 06.

Not Attached:

Retained in the evidence depository, Camp Arifjan, Kuwait:

24. Blanket, Item # 1, VO # 073-06

25. Boxer Shorts, Item # 1, VO # 074-06

26. T-Shirt, Item # 2, VO # 074-06

27. Pants and Gown, Item # 3, VO # 074-06

The originals of Exhibits 1, 8 thru 19, and 21 are forwarded with the USACRC copy of this report. The originals of Exhibits 2, 3, and 7 are retained in the files of the TIF Hospital, CBI. The originals of Exhibits 4 thru 6 are retained in the files of the TOC, TIF, CBI. The originals of Exhibits 20 and 22 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD. The originals of Exhibit 23 are retained in the files of the Camp Arifjan Evidence Depository, Camp Arifjan, Kuwait.

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

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
THRU: 10TH MP BN (CID)(OPERATIONS)
THRU: CDR, 3D MP GROUP (CID)(OPERATIONS)
TO: CDR, USACIDC (ATTN: CIOP-COP-CO), Fort Belvoir,
43D MP BDE, BATTLE CAPTAIN, BAGHDAD, IRAQ
21ST MP DETACHMENT (CID), ARIFJAN, KUWAIT
DIRm AFIP, ATTN: OAFME, Rockville, MD
COMMANDER, 785TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
COMMANDER, MNF-I, TASK FORCE 134
DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

10 Jun 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0043-2006-CID579-79210 - 5H1D / 9G1 / 9G2 / 9G2A / 9G2B / 9G2D

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 07 MAR 2006, 0830 - 07 MAR 2006, 0845; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, APO AE 09375, IRAQ

DATE/TIME REPORTED: 07 MAR 2006, 0931

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT FACILITY, CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE, [redacted] [MURDER], [ATTEMPTED MURDER] (NFI)

2. UNKNOWN, ; [MURDER], [ATTEMPTED MURDER] (NFI)

3. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF),

b(2),b(6),b(7)(C)

CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE, [redacted] [MURDER], [ATTEMPTED MURDER] (NFI)

4. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT FACILITY, CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE [redacted] [MURDER], [ATTEMPTED MURDER] (NFI)

5. [redacted] IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE, [redacted] [MURDER], [ATTEMPTED MURDER] (NFI)

VICTIM:

1. DARAJ, RASOUL JABAL (DECEASED); CIV; IRAQ; 1 JAN 1981; HALLABSAH, IRAQ; MALE; WHITE; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE, [redacted] [MURDER] (NFI)

2. [redacted] CIV; IRAQ; [redacted] MALE; WHITE; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE, [redacted] [ATTEMPTED MURDER] (NFI)

3. [redacted] CIV; IRAQ; [redacted] MALE; WHITE; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, ; XZ ; AKA: DETAINEE, [redacted] [ATTEMPTED MURDER] (NFI)

INVESTIGATIVE SUMMARY:

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION."

On 7 Mar 06, this office was notified by the Theater Internment Facility (TIF), Operations Center, Camp Bucca, Umm Qasr, Iraq, APO AE 09375 (CBI), that Detainee

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 537

[redacted]Detainee [redacted] and Detainee DARAJ were assaulted and taken to the TIF Hospital with multiple lacerations to their head's and various cuts and bruises on their bodies.

Investigation determined Detainee [redacted] Detainee [redacted] Detainee [redacted], Detainee [redacted] and other unidentified detainees committed the offenses of Attempted Murder and Murder when they assaulted Detainee [redacted] Detainee [redacted] and Detainee DARAJ with various unknown weapons. On 26 Mar 06, Detainee DARAJ died from the injuries he sustained when he was assaulted. An autopsy conducted determined the cause of death to be complications of blunt force head injuries and the manner of death to be homicide.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder
Iraqi Penal Code, Paragraph 414: Attempted Murder

EXHIBITS/SUBSTANTIATION:

Added Attached:

164. Agent's Investigation Report (AIR) of SA [redacted] 10 Jun 07, which detailed receipt of the United States Army Criminal Investigation Laboratory (USACIL) DNA Branch Final Report.

165. USACIL DNA Branch Final Report, 2006-CID131-0590/A1 thru A8, 27 Feb 07, which detailed the only identifiable DNA recovered was that of the victim.

Added Not Attached:

None.

The originals of Exhibits 164 and 165 are forwarded with the USACRC copy of this report.

STATUS: This is a Final Supplemental Report.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 539

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office, IZ APO AE 09375

31 Mar 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0043-2006-CID579-79210 - 5H1D / 9G1 / 9G2 / 9G2A / 9G2B / 9G2D

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 07 MAR 2006, 0830 - 07 MAR 2006, 0845; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, APO AE 09375, IRAQ

DATE/TIME REPORTED: 07 MAR 2006, 0931

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. UNKNOWN, ; [MURDER], [ATTEMPTED MURDER] (NFI)

2. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted]; [MURDER], [ATTEMPTED MURDER] (NFI)

3. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT FACILITY, CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted] [MURDER], [ATTEMPTED MURDER] (NFI)

4. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT

FACILITY, CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted]; [MURDER], [ATTEMPTED MURDER] (NFI)

5. [redacted] IRAQ; [redacted] MALE; OTHER; COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted]; [MURDER], [ATTEMPTED MURDER] (NFI)

VICTIM:

1. [redacted] CIV; IRAQ; [redacted] MALE; WHITE; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted]; [ATTEMPTED MURDER] (NFI)

2. [redacted] CIV; IRAQ; [redacted] MALE; WHITE; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted]; [ATTEMPTED MURDER] (NFI)

3. DARAJ, RASOUL JABAL (DECEASED) ; CIV; IRAQ; 1 JAN 1981; HALLABSAH, IRAQ; MALE; WHITE; BUILDING 5, COMPOUND 3B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted]; [MURDER] (NFI)

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

On 7 Mar 06, this office was notified by the Theater Internment Facility (TIF), Operations Center, Camp Bucca, Umm Qasr, Iraq, APO AE 09375 (CBI), that Detainee [redacted] Detainee [redacted] and Detainee DARAJ were assaulted and taken to the TIF Hospital with multiple lacerations to their head's and various cuts and bruises on their bodies.

Investigation determined Detainee [redacted] Detainee [redacted] Detainee [redacted] Detainee [redacted] and other unidentified detainees committed the offenses of Attempted Murder and Murder when they assaulted Detainee [redacted] Detainee [redacted] and Detainee DARAJ with various unknown weapons. On 26 Mar 06, Detainee DARAJ died from the injuries he sustained

when he was assaulted.

An autopsy conducted determined the cause of death to be complications of blunt force head injuries and the manner of death to be homicide.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder
Iraqi Penal Code, Paragraph 414: Attempted Murder

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report of SA [redacted] 15 Mar 06, detailing the basis for investigation, interviews of the victims, collection of evidence, photographs of the victims injuries, canvass interviews, witness interviews, and collection of medical records.

2. Detainee Information Sheet of Detainee [redacted] detailing his personal information.

3. Detainee Information Sheet of Detainee [redacted] detailing his personal information.

4. Detainee Information Sheet of Detainee DARAJ, detailing his personal information.

5. Military Police Blotter, DA Form 3997, 6 Mar 06, detailing the movement of detainees within the TIF.

6. Medical Records of Detainee [redacted] detailing his injuries after he was assaulted and his previous medical care, various dates.

7. Medical Records of Detainee [redacted] detailing his injuries after he was assaulted and his previous medical care, various dates.

8. Medical Records of Detainee DARAJ, detailing his injuries after he was assaulted and his previous medical care, various dates.

9. Arabic Language Statement of Detainee [redacted] detailing how he was assaulted. (USACRC, SJA, and file copy only)

10. English Translation of Exhibit 9, translated by [redacted] 15 Mar 06.

11. AIR of SA [redacted] 7 Mar 06, detailing the Crime Scene Examination.

12. Crime Scene Sketch, 7 Mar 06, prepared by SA [redacted] (Compound)

13. Crime Scene Sketch, 7 Mar 06, prepared by SA [redacted] (Bldg 5)

14. AIR of SA [redacted] 31 Mar 06, detailing interviews of suspects, coordination with Counter Intelligence, collection of evidence, and review of medical records.

15. Arabic Language Statement of Detainee [redacted] 21 Mar 06, in which he denied he was involved in the attack on the three brothers. (USACRC, SJA, and file copy only)

16. English Translation of Exhibit 15, 21 Mar 06, translated by [redacted]

17. Detainee Notification of Rights of Detainee [redacted] 21 Mar 06, in which he waived his rights.

18. Arabic Language Statement of Detainee [redacted] 21 Mar 06, in which he denied he participated in assaulting the three brothers. (USACRC, SJA, and file copy only)

19. English Translation of Exhibit 18, 22 Mar 06, translated by [redacted]

20. Detainee Notification of Rights of Detainee [redacted] 21 Mar 06, in which he waived his rights.

21. Arabic Language Statement of Detainee [redacted] 21 Mar 06, detailing he was not involved in the assault of the three brothers. (USACRC, SJA, and file copy only)

22. English Translation of Exhibit 21, 22 Mar 06, translated by [redacted]

23. Detainee Notification of Rights of Detainee [redacted] 21 Mar 06, in which he waived his rights.

24. Arabic Language Statement of Detainee [redacted] 21 Mar 06, denying he had any involvement in the assault of the three brothers. (USACRC, SJA, and file copy only)

25. English Translation of Exhibit 24, 22 Mar 06, translated by [redacted]

26. Detainee Notification of Rights of Detainee [redacted] 21 Mar 06, in which he waived his rights.

27. Detainee Notification of Rights of Detainee [redacted] 29 Mar 06, in which he waived his rights.

28. Detainee Notification of Rights of Detainee [redacted] 30 Mar 06, in which he waived his rights.

29. Detainee Notification of Rights of Detainee [redacted] 30 Mar 06, in which he waived his rights.

30. Detainee Notification of Rights of Detainee [redacted] 30 Mar 06, in which he waived his rights.

31. Detainee Notification of Rights of Detainee [redacted], 31 Mar 06, in which he waived his rights.

32. Detainee Notification of Rights of Detainee [redacted] 31 Mar 06, in which he waived his rights.

33. Arabic Language Statement of Detainee [redacted] 31 Mar 06, denying any involvement in the assault of the three brothers. (USACRC, SJA, and file copy only)

34. English Translation of Exhibit 33, 31 Mar 06, translated by [redacted]

35. Detainee Notification of Rights of Detainee [redacted] 31 Mar 06, in which he waived his rights.

36. Arabic Language Statement of Detainee [redacted] 31 Mar 06, denying he had anything to do with the assault of the three brothers. (USACRC, SJA, and file copy only)

37. English Translation of Exhibit 36, 31 Mar 06, translated by [redacted]

38. AIR of SA [redacted] Baghdad Correctional Confinement Facility, 21 Mar 06, documenting an interview with the victim, and collection of evidence.

39. AIR of SA [redacted] Logistical Support Area Anaconda, 26 Mar 06,

documenting interviews with medical personnel and the death of Detainee DARAJ.

40. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 29 Mar 06, documenting the autopsy protocol and a photographic disc.

41. AIR of SA [redacted] Fort Suse, 7 Apr 06, documenting interviews of suspects.

42. Notification of Rights of Detainee [redacted] 5 Apr 06, in which he waived his rights.

43. Notification of Rights of Detainee [redacted] 6 Apr 06, in which he waived his rights.

44. Polygraph Examination Report of [redacted] 5 Apr 06 and 6 Apr 06, in which he stated he was not involved in the beating of the three brothers.

45. Notification of Rights of Detainee [redacted] 7 Apr 06, in which he waived his rights.

46. Polygraph Examination Report of [redacted] 7 Apr 06, detailing he beat the three brothers.

47. AIR of SA [redacted] 18 Apr 06, documenting the receipt of Detainee DARAJ'S medical records, Certificate of Death, and Hospital Report of Death.

48. Certificate of Death of Detainee DARAJ, 26 Mar 06, detailing the preliminary cause of death to be multiple strokes, and cranial trauma .

49. Hospital Report of Death of Detainee DARAJ, 26 Mar 06, detailing the time and date of death as 1313, 26 Mar 06.

50. Medical Records of Detainee DARAJ, detailing his treatment and medical care, various dates.

51. AIR of SA [redacted] 26 Apr 06, documenting the release of [redacted] interview of victim, interviews of suspects, collection of evidence, and completion of a spreadsheet showing relationship between all the detainees involved.

52. Detainee Notification of Rights of Detainee [redacted] 4 Apr 06, in which he waived his rights.

53. Detainee Notification of Rights of Detainee [redacted] 5 Apr 06, in which he waived his rights.

54. Detainee Notification of Rights of Detainee [redacted] 6 Apr 06, in which he waived his rights.

55. Polygraph Examination Report of Detainee [redacted] 4 Apr 06 thru 6 Apr 06, in which he denied any involvement in the assault.

56. Detainee Notification of Rights of Detainee [redacted] 6 Apr 06, in which he waived his rights.

57. Arabic Language Statement of Detainee [redacted] 6 Apr 06, detailing he was not involved in the beating of the three brothers. (USACRC, SJA, and file copy only)

58. English Translation of Exhibit 57, 6 Apr 06, translated by [redacted]

59. Detainee Notification of Rights of Detainee [redacted] 7 Apr 06, in which he waived his rights.

60. Polygraph Examination Report of Detainee [redacted] 7 Apr 06, detailing he didn't have anything to do with the beating of the three brothers and terminated the interview.

61. Detainee Notification of Rights of Detainee [redacted] 18 Apr 06, in which he waived his rights.

62. Arabic Language Statement of Detainee [redacted] 18 Apr 06, detailing he was not involved in beating the three brothers. (USACRC, SJA, and file copy only)

63. English Translation of Exhibit 62, 19 Apr 06, translated by [redacted]

64. Detainee Notification of Rights of Detainee [redacted] 19 Apr 06, in which he waived his rights.

65. Arabic Language Statement of Detainee [redacted] 19 Apr 06, detailing he did not plan or participate in beating the three brothers. (USACRC, SJA, and file copy only)

66. English Translation of Exhibit 65, 20 Apr 06, translated by [redacted]

67. Detainee Notification of Rights of Detainee [redacted] 20 Apr 06, in which he waived his rights.

68. Arabic Language Statement of Detainee [redacted] 20 Apr 06, detailing he did not plan or participate in beating the three brothers. (USACRC, SJA, and file copy only)

69. English Translation of Exhibit 68, 20 Apr 06, translated by [redacted]

70. Arabic Language Statement of Detainee [redacted] 25 Apr 06, detailing he did not plan or participate in the beating of the three brothers. (USACRC, SJA, and file copy only)

71. English Translation of Exhibit 70, 25 Apr 06, translated by [redacted]

72. Case Worksheet, 26 Apr 06, detailing the relationship between the subject, suspects, witnesses, and alibi's.

73. AIR of SA [redacted] 25 May 06, documenting witness interviews, briefing of Staff Judge Advocate, collection of evidence, and suspect interviews.

74. Detainee Notification of Rights of Detainee [redacted] 23 May 06, in which he waived his rights.

75. Arabic Language Statement of Detainee [redacted] 23 May 06, detailing he did not participate or plan the beating of the three brothers. (USACRC, SJA, and file copy only)

76. English Translation of Exhibit 75, 25 May 06, translated by [redacted]

77. AIR of SA [redacted] 4 Jun 06, documenting interviews of suspects.

78. Personal Data Report of [redacted] 4 Jun 06, detailing data pertaining to detainment.

79. Personal Data Report of [redacted] 4 Jun 06, detailing data pertaining to detainment.

80. Notification Before Questioning of [redacted] 4 Jun 06, in which he waived his rights.

81. Arabic Language Statement of [redacted] 4 Jun 06, detailing he did not plan or

participate in beating the three brothers. (USACRC, SJA, and file copy only)

82. English Translation of Exhibit 81, 4 Jun 06, translated by [redacted]

83. Notification Before Questioning of [redacted] 4 Jun 06, in which he waived his rights.

84. AIR of SA [redacted] Fort Suse Office, 8 Jun 06, documenting a suspect interview.

85. Notification of Rights of Detainee [redacted] 8 Jun 06, in which he waived his rights.

86. Arabic Language Statement of Detainee [redacted] 8 Jun 06, detailing he did not plan or participate in beating the three brothers. (USACRC, SJA, and file copy only)

87. English Translation of Exhibit 86, translated by [redacted] 10 Jun 06.

88. AIR of SA [redacted] 4 Aug 06, documenting the completion of a power point, and the receipt of the preliminary autopsy report.

89. Power Point, 16 Jun 06, showing the connections of witnesses and suspects in reference to the assault on the three brothers.

90. Preliminary Autopsy Report, 30 Mar 06, ME 06-0251, which listed the cause of death as complications of blunt force head injuries and the manner of death as homicide.

91. Photographic packet (cd) comprised of 106 photographs.

a. Packet containing photographs 1-20 (crime scene)

b. Packet containing photographs 21-40 (crime scene)

c. Packet containing photographs 41-54 (crime scene)

d. Packet containing photographs 55-74 (victim injury photos)

e. Packet containing photographs 75-88 (victim injury photos)

f. Packet containing photographs 89-92 (post mortem)

g. Packet containing photographs 93-106 (autopsy)

92. Compact disc 060043.579, containing all photographic images and the originals of Exhibit 91. (USACRC, SJA, and file copies only)

93. AIR of SA [redacted] 27 Oct 06, documenting receipt of a USACIL report.

94. USACIL report 2006-CID131-0590/A1, 22 Sep 06.

95. USACIL report 2006-CID1313-0590/A1/A2/A5 thru A/9, 5 Oct 06.

96. USACIL report 2006-CID131-0590/A4, 17 Oct 06.

97. AIR of SA [redacted] 30 Mar 07, documenting receipt of the Final Autopsy Report, Certificate of Death and Toxicology report and SJA coordination.

98. Final Autopsy Examination Report, ME 06-0251, 4 Oct 06, which listed the cause of death as complications of blunt force head injuries and the manner of death as homicide.

99. Certificate of Death, 17 Apr 06, pertaining to Detainee DARAJ.

100. Toxicology Report, #062038, 13 Apr 06, pertaining to Detainee DARAJ.

101. Crime Lab Examination Request, 7 Mar 06, 22 Mar 06, 7 Apr 06, 22 Apr 06, 24 May 06, and 1 Jul 06, requesting forensic examination of evidence seized during this investigation.

102. (20) DA Form 4137, Evidence/Property Custody Documents, Document Numbers (DN) 067-06, 070-06, 071-06, 072-06, 084-06, 086-06, 087-06, 088-06, 089-06, 105-06, 106-06, 107-06, 108-06, 109-06, 110-06, 135-06, 136-06, 137-06, 155-06, and 156-06.

Not Attached:

Retained in the files of U.S. Army Crime Records Center, Fort Belvoir, VA.

103. Polygraph authorization [redacted], 22 Mar 06.

104. Polygraph examination statement of consent [redacted], 5 Apr 06, 6 Apr 06.

105. Nine polygraph charts [redacted], 6 Apr 06.

106. Polygraph authorization [redacted] 6 Apr 06.

107. Polygraph examination statement of consent [redacted], 7 Apr 06.

108. Four polygraph charts [redacted], 7 Apr 06.

109. Polygraph authorization [redacted] 28 Mar 06.

110. Polygraph examination statement of consen [redacted] 4 Apr 06, 5 Apr 06, 6 Apr 06.

111. Thirteen polygraph charts [redacted] 6 Apr 06.

112. Polygraph authorization [redacted], 3 Apr 06.

113. Polygraph examination statement of consent [redacted] 7 Apr 06.

Retained in the files of the Evidence Depository, Camp Arifjan, Kuwait.

114. Jacket (Item 1, DN 067-06)

115. Broom Handle (Item 2, DN 067-06)

116. Broom Handle (Item 3, DN 067-06)

117. Broom Handle (Item 4, DN 067-06)

118. Sock (Item 5, DN 067-06)

119. Broom Handle (Item 6, DN 067-06)

120. Broom Handle (Item 7, DN 067-06)

121. Pole (Item 8, DN 067-06)

122. Blanket (Item 9, DN 067-06)

123. Mattress Cover (Item 10, DN 067-06)

124. Blood (Item 11, DN 067-06)

125. Blood (Item 12, DN 067-06)

126. Blood (Item 13, DN 067-06)

127. Mattress Cover (Item 14, DN 067-06)

128. Mattress Cover (Item 15, DN 067-06)

129. Mattress Cover (Item 16, DN 067-06)

130. Mattress Cover (Item 17, DN 067-06)

131. Mattress Cover (Item 18, DN 067-06)

132. Broom Handle (Item 19, DN 067-06)

133. Volleyball (Item 20, DN 067-06)

134. T-Shirt (Item 1, DN 070-06)

135. Shirt (Item 2, DN 070-06)

136. Jacket (Item 1, DN 071-06)

137. T-Shirt (Item 2, DN 071-06)

138. Overcoat (Item 3, DN 071-06)

139. Tissue (Item 1, DN 072-06)

140. Clothing (Item 1, DN 084-06)

141. Clothing (Item 1, DN 086-06)

142. Clothing (Item 1, DN 087-06)

143. Clothing (Item 1, DN 088-06)

144. Blood Vial (Item 1, DN 089-06)

145. Clothing (Item 1, DN 105-06)

146. Clothing (Item 1, DN 106-06)

147. Clothing (Item 2, DN 106-06)

148. Clothing (Item 3, DN 106-06)

149. Clothing (Item 1, DN 107-06)

150. Clothing (Item 1, DN 108-06)

151. Clothing (Item 2, DN 108-06)

152. Clothing (Item 3, DN 108-06)

153. Clothing (Item 1, DN 109-06)

154. Clothing (Item 2, DN 109-06)

155. Clothing (Item 3, DN 109-06)

156. Clothing (Item 4, DN 109-06)

157. Blood Vial (Item 1, DN 110-06)

158. Clothing (Item 1, DN 135-06)

159. Clothing (Item 1, DN 136-06)

160. Clothing (Item 1, DN 137-06)

161. Clothing (Item 2, DN 137-06)

162. Sandals (Item 1, DN 155-06)

163. Clothing (Item 1, DN 156-06)

The originals of Exhibits 1, 9 thru 43, 45, 47, 51 thru 54, 56 thru 59, 61 thru 77, 80 thru 89, 91

thru 93, and 97 are attached to the USACRC copy of this report. The originals of Exhibits 2 thru 4 are retained in the database of the Controlled Operations Police Suites (COPS). The original of Exhibit 5 is retained in the files of the TIF Operations Center, TIF, CBI. The originals of Exhibits 6 thru 8 are retained in files of the Patient Administration Division (PAD), TIF Hospital, TIF, CBI. The originals of Exhibits 90 and 98 thru 100 are retained in the Armed Forces Institute of Pathology (AFIP), Rockville, MD. The originals of Exhibits 44, 46, 55, and 60 are maintained in the files of USACRC. The originals of Exhibits 48 thru 50 are retained in the files of the 322nd Emergency Medical Expeditionary Group (EMDG) Hospital, LSA Anaconda, Balad, Iraq. The originals of Exhibits 78 and 79 are retained in the database of the Detainee Information Management System (DIMS), Camp Cropper, Iraq. There are two originals of Exhibit 94 thru 96, one original is attached to the USACRC copy of this report and the other is maintained in the files of USACIL, Forest Park, GA. The original of Exhibit 101 is maintained in the files of USACIL, Forest Park, GA. The original of Exhibit 102 is retained in the files of the evidence depository, Camp Arifjan, Kuwait.

STATUS: This is a final (C) report. This investigation was terminated in accordance with CIDR 195-1, Section V, paragraph 4-10 a (5) in that the SJA 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, and that the identification of additional subjects or offenses is unlikely. Leads Remaining: (1) Obtain USACIL report. Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required. Forwarded to CCCI for consideration and action as appropriate.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-21ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, MNF-I, TASK FORCE 134
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-File

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Bucca CID Office

05 Aug 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0066-2006-CID579-79214 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 25 MAY 2006, 2303 - 26 MAY 2006, 0058; COMPOUND 7, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375 09375, IRAQ

DATE/TIME REPORTED: 26 MAY 2006, 0100

INVESTIGATED BY:
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. ALI, ISMAEL HAMID (DECEASED) ; CIV; IRAQ; 1 JAN 1974; ANBAR, IRAQ; MALE; OTHER; COMPOUND 7, BUILDING 5-2, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ APO AE 09375, IZ; AKA: DETAINEE, [redacted]; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

On 26 May 06, this office was notified by the Theater Internment Facility (TIF), Operations Center, Camp Bucca, Umm Qasr, Iraq APO AE 09375, that Detainee ALI, had collapsed while playing volleyball and had been transported to the TIF hospital where he was subsequently pronounced dead.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 555

Investigation determined the cause of death for Detainee ALI was Arrhythmogenic Right Ventricular Dysplasia (Heart Defect) and the manner of death was natural. Toxicology tests for screened drugs of abuse and medications was negative.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 29 May 06, documenting the basis for investigation, interviews of medical personnel, receipt of the certificate of death, hospital report of death, and medical records. Exposing photographs of Detainee ALI, interviews of witnesses, collection of the detainee information sheet, dispatch log, and identification of the body using biometrics.

2. Certificate of Death, 26 May 06, detailing the time and date of death as 0058, 26 May 06.

3. Hospital Report of Death, 26 May 06, detailing the preliminary cause of death to be Sudden Cardiac Arrest.

4. Medical Records of Detainee ALI, 26 May 06, detailing his treatment when he was admitted to the Emergency Room for Cardiac Arrest and other various documents pertaining to Detainee ALI'S medical care.

5. Sworn Statement of SSgt [redacted] 25 May 06, relating he saw Detainee ALI collapse while playing volleyball.

6. Detainee Information Sheet of Detainee ALI, 26 May 06, detailing capture information, biographical data, and personal data.

7. Sworn Statement of SPC [redacted], 25 May 06, relating he was a medic and treated Detainee ALI at compound 7 and on the way to the TIF Hospital.

8. Sworn Statement of SPC [redacted] 25 May 06, relating he was a medic and treated Detainee ALI at compound 7 and on the way to the TIF Hospital.

b(6), b(7)(C)

9. Rover Medics Dispatch Log, 26 May 06, detailing the medics were dispatched to compound 7 at 2206 and arrived at 2208, they departed at 2234 and arrived at the TIF Hospital at 2237.

10. AIR of SA [redacted] 05 Jun 06, documenting the death scene examination.

11. Death Scene Sketch prepared by SA [redacted] 29 May 06, documenting compound 7 and the proposed location of where the detainee began having medical problems.

12. Compact disk 060066.579, containing the originals of all digital images exposed by USACIDC during this investigation. (USACRC, AFIP, and file copies only)

13. AIR of SA [redacted] 4 Jun 06, documenting the autopsy protocol and a photographic disc.

14. Compact disc 06066.579, ME06-0456, containing digital images of the autopsy. (USACRC and file copy only)

15. AIR of SA [redacted] 23 Jun 06, documenting witness interviews and receipt of the preliminary autopsy report.

16. Preliminary Autopsy Report, 05 Jun 06, ME06-0465, which listed the cause of death as pending and the manner of death pending.

17. AIR of SA [redacted] 3 Aug 06, documenting the receipt of the Final Autopsy Report.

18. Final Autopsy Report, 08 Jul 06, which listed the cause of death as Arrhythmogenic Right Ventricular Dysplasia (Heart defect). The manner of death was natural.

Not Attached:

None.

The originals of Exhibits 1, 5, 7, 8, 10 thru 13, 15, and 17 are forwarded with the USACRC copy of this report. The originals of Exhibits 2 thru 4 are retained in the files of the TIF Hospital, CBI. The original of Exhibit 6 is retained in the database of the Controlled Operations Police Suite (COPS). The original of Exhibit 9 is retained in the files of the 601st Area Medical Support Company (AMSC), CBI. The originals of Exhibits 14, 16, and 18 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

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

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
10TH MP BN (CID)(OPERATIONS)
CDR, 3D MP GROUP (CID)(OPERATIONS)
21ST MP DETACHMENT (CID), ARIFJAN, KUWAIT
43D MP BDE, BATTLE CAPTAIN, BAGHDAD, IRAQ
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
COMMANDER, 785TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
DIR AFIP AFME WASH, DC
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
COMMANDER, MNF-I, TASK FORCE 134
FILE

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Bucca CID Office

08 Aug 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0068-2006-CID579-79216 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 28 MAY 2006, 2200 - 28 MAY 2006, 2210; COMPOUND 7, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, APO AE 09375, IRAQ

DATE/TIME REPORTED: 29 MAY 2006, 0040

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. SALMAN, THA'IR KADURI (DECEASED) ; IRAQ; 1 JAN 1953; RAWA, IRAQ; MALE; OTHER; COMPOUND 7, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375, IZ; XZ ; AKA: DETAINEE, [redacted]; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

On 28 May 06, this office was notified by the Base Operations Center (BOC), Camp Bucca, Umm Qasr, Iraq APO AE 09375, that Detainee SALMAN, had collapsed while playing volleyball and had been transported to the TIF hospital where he was subsequently pronounced dead.

b(2), b(6), b(7)(C)

Investigation determined the cause of death for Detainee SALMAN was Occlusive Atherosclerotic/Thrombotic Coronary Artery Disease (Heart Disease) and the manner of death was natural. Toxicology tests for screened drugs of abuse and medications was negative.

STATUTES:

Not Applicable

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 29 May 06, documenting the basis for investigation, interviews of medical personnel, interviews of witnesses.

2. Daily Staff Journal, 28 May 06, documenting the rover medics were notified of a passed out patient at compound 7 and were on site at 2200.

3. Rover Medics Dispatch Log, 28 May 06, detailing the medics were dispatched to compound 7 at 2200 and arrived at 2200, they departed at 2208 for the TIF hospital.

4. Sworn Statement of [redacted], 28 May 06, relating he was working as a guard when he saw Detainee SALMAN collapse at the volleyball court.

5. Sworn Statement of SSgt [redacted] 28 May 06, relating he saw several detainees carry Detainee SALMAN to the sally port.

6. Sworn Statement of LTC [redacted] 29 May 06, detailing the medical care given to Detainee SALMAN when he arrived in the Emergency Room.

7. Certificate of Death, 28 May 06, detailing the time and date of death as 2258, 28 May 06.

8. Hospital Report of Death, 28 May 06, detailing the preliminary cause of death to be Massive Myocardial Infarction.

9. Medical Records of Detainee SALMAN, 29 May 06, detailing his treatment when he was admitted to the Emergency Room for treatment and other various documents pertaining to Detainee SALMAN'S medical care.

b(6), b(7)(C)

10. Sworn Statement of TSgt [redacted] 28 May 06, detailing his involvement after he was told a detainee collapsed in compound 7.

11. Sworn Statement of 1LT [redacted] 29 May 06, detailing the medical care given to Detainee SALMAN when he arrived in the Emergency Room.

12. Sworn Statement of SPC [redacted] 28 May 06, detailing he was a medic and responded to compound 7 to render medical care.

13. Sworn Statement of SGT [redacted] 28 May 06, detailing he was a medic and responded to compound 7 to render medical care.

14. AIR of SA [redacted] 29 May 06, documenting the death scene examination.

15. Death Scene Sketch prepared by SA [redacted] 29 May 06, documenting compound 7 and the proposed location of where the detainee began having medical problems.

16. Compact disk 060068.579, containing the originals of all digital images exposed by USACIDC during this investigation. (USACRC, AFIP, and file copies only)

17. AIR of SA [redacted] 4 Jun 06, documenting the autopsy protocol and a photographic disc.

18. Compact disc 060068.579, ME 06-0467, containing digital images of the autopsy. (USACRC and file copy only)

19. AIR of SA [redacted] 23 Jun 06, documenting the receipt of the preliminary autopsy report.

20. Preliminary Autopsy Report, 05 Jun 06, ME 06-0467, which listed the cause of death as pending and the manner of death as pending.

21. AIR of SA [redacted] Aug 06, documenting the receipt of the final autopsy report.

22. Final Autopsy Report, 11 Jul 06, which listed the cause of death as Occlusive Atherosclerotic/Thrombotic Coronary Artery Disease (Heart Disease). The manner of death was natural.

b(6), b(7)(C)

Not Attached:

None.

The originals of Exhibits 1, 4 thru 6, 10 thru 17, 19, and 21 are forwarded with the USACRC copy of this report. The originals of Exhibits 2 and 3 are retained in the files of the 601st Area Medical Support Company (AMSC), CBI. The originals of Exhibits 7 thru 9 are retained in the files of the TIF Hospital, CBI. The originals of Exhibits 18, 20, and 22 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockvillle, MD.

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

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
CDR, 3D MP GROUP (CID)(OPERATIONS)
10TH MP BN (CID)(OPERATIONS)
21ST MP DETACHMENT (CID), ARIFJAN, KUWAIT
43D MP BDE, BATTLE CAPTAIN, BAGHDAD, IRAQ
COMMANDER, 785TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
DIR AFIP AFME WASH, DC
COMMANDER, MNF-I, TASK FORCE 134
FILE

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office, IZ APO AE 09375

24 Feb 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0095-2006-CID579-79225 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 12 OCT 2006, 0150 - 12 OCT 2006, 0211; THEATER INTERNMENT FACILITY (TIF), HOSPITAL, CAMP BUCCA, UMM QASR, IRAQ APO AE 09375

DATE/TIME REPORTED: 12 OCT 2006, 0225

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [JUSTIFIABLE HOMICIDE] (NFI)

VICTIM:
1. HAZZAA AL DOULAIMEE, EZALDIN AWANAD (DECEASED) ; CIV; IRAQ; 1 JAN 1982; RAMADI, IRAQ; MALE; OTHER; THEATER INTERNMENT FACILITY (TIF), HOSPITAL, CAMP BUCCA, UMM QASR, IRAQ APO AE 09375,; XZ ; AKA: DETAINEE, [redacted]; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

On 12 Oct 06, this office was notified by the Theater Internment Facility (TIF) Hospital, Camp Bucca, Umm Qasr, Iraq, APO AE 09375 (CBI), Detainee HAZZAA AL DOULAIMEE died while in the hospital's care.

Investigation revealed Mr. HAZZAA AL DOULAIMEE died as a result of injuries sustained

b(2), b(6), b(7)(C)

during combat contact with U.S. Forces. This investigation did not reveal any violations of the Rules of Engagement (ROE) by U.S. or coalition forces. Subsequently, Mr. HAZZAA AL DOULAMIEE was captured and later died at the Theatre Internment Facility Hospital, Camp Bucca. On 12 Oct 06, Mr. HAZZAA AL DOULAIMEE died of complications from the gunshot wound.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted], 12 Oct 06, documenting the basis for investigation, interview of doctor, collection of certificate of death, hospital report of death and medical records, exposure of photographs of Detainee HAZZAA AL DOULAIMEE, and collection of detainee information sheet.

2. Photographic packet (cd) comprised of eight photographs. (USACRC, USACIDC, and file copy only)

   a. Packet containing photographs 1-8. (deceased)

3. Medical Records and Preliminary Death Certificate pertaining to Mr. HAZZAA AL DOULAIMEE, various dates.

4. Detainee Information Sheet (DIS) pertaining to Mr. HAZZAA AL DOULAIMEE, 12 Oct 06.

5. AIR of SA [redacted], 28 Jan 07, documenting receiving the Final Autopsy Report, Toxicology Report, Death Cerificate of Mr. HAZZAA AL DOULAIMEE, receiving the unit investigation findings and SJA opine.

6. Final Autopsy Examination Report, #ME 06-0915, 17 Nov 06, pertaining to Mr. HAZZAA AL DOULAIMEE.

7. Death Certificate, 9 Jan 07, pertaining to Mr. HAZZAA AL DOULAIMEE.

8. Toxicology Report, #067232, 30 Oct 06, pertaining to Mr. HAZZAA AL DOULAIMEE.

9. Report of Investigation conducted documenting the circumstances of the incident involving Mr. HAZZAA AL DOULAIMEE.

10. Memorandum For Record, documenting the supported Staff Judge Advocate opined all Rules of Engagement parameters were followed and no criminal acts occurred.

11. Compact disc 060095.579 containing all photographic images and the originals of Exhibit 2. (USACRC, USACIDC, and file copy only)

12. AIR of SA Jose M. APONTE, Aberdeen Proving Ground Resident Agency, 5 Feb 07, documenting receiving the preliminary autopsy report of Mr. HAZZAA AL DOULAIMEE.

13. Preliminary Autopsy Report, ME-06-0915, pertaining to Mr. HAZZAA AL DOULAIMEE.

14. Compact disc, 060095.579, ME-06-0915, containing digital images of the autopsy. (USACRC, USACIDC and file copy only)

Not Attached:

None.

The original of Exhibits 1, 2, 5, 11, 12 and 14, are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the files of the TIF Hospital, CBI. The original of Exhibit 4 are retained in the database of the Controlled Operations Police Suite (COPS). The original of Exhibits 6, 7, 8 and 13 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD. The original of Exhibits 9 and 10 are retained in the files of the Staff Judge Advocate, Camp Adder, APO AE 09331.

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

ACLU DETAINEE DEATH 2 CID 565

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, MNF-I, TASK FORCE 134
1-COMMANDER, NPDB, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DIR AFIP AFME WASH, DC
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office, IZ APO AE 09375

30 Mar 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0101-2006-CID579-79226 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 19 OCT 2006, 1000 - 19 OCT 2006, 1048; BUILDING 7, COMPOUND 18A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375 (CBI)

DATE/TIME REPORTED: 19 OCT 2006, 1048

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HAMID, FADIL JADUA (DECEASED) ; CIV; IRAQ; 1 JAN 1978; RAMADI, IRAQ; MALE; OTHER; BUILDING 7, COMPOUND 18A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375,; XZ ; AKA: DETAINEE, [redacted] ; [DEATH BY NATURAL CAUSES] (NFI)

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

At 1048, 19 Oct 06, this office was notified of a detainee death by the Theater Internment Facility (TIF) Hospital, Tactical Operations Center (TOC), Camp Bucca, Umm Qasr, Iraq, APO AE 09375 (CBI).

Investigation determined Detainee HAMID was sleeping when other detainees near him were awakened when Detainee HAMID began making choking and gurgling sounds. Medical personnel responded and found Detainee HAMID to be unresponsive. The medical personnel began cardio pulmonary resuscitation (CPR) and transported Detainee HAMID by military ambulance to the TIF Hospital, where he was pronounced dead at 1048, 19 Oct 06, by Dr. (MAJ) [redacted], 21st Combat Support Hospital (CSH), CBI.

An autopsy conducted determined the cause of death of Detainee HAMID was probable cardiac arrhythmia secondary to concentric left ventricular hypertrophy and the manner of death was death by natural causes. Results of toxicology did not provide any findings that would change the medical examiner's opinion.

STATUTES:

Not Applicable.

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of SA [redacted] 19 Oct 06, documenting the basis for investigation, canvass interviews, and witness interviews.

2. AIR of SA [redacted] 19 Oct 06, documenting the death scene examination.

3. Death Scene Sketch prepared by SA [redacted] 19 Oct 06.

4. Photographic packet (cd) comprised of five photographs. (USACRC and file copy only)

5. AIR of SA [redacted] 20 Oct 06, documenting interviews of medical personnel, exposing photographs of Detainee HAMID, collection of Sworn Statements from guards, interviews of witnesses, receipt of the certificate of death, hospital report of death, and medical records.

6. Rover Medics Dispatch Log, 19 Oct 06, documenting the medical call was received at 1003, medics were dispatched at 1005, medics departed the compound at 1018 with detainee HAMID, and arrived at the hospital at 1025.

7. Photographic packet (cd) comprised of ten photographs. (USACRC and file copy only)

8. Sworn Statement of Seaman Apprentice [redacted] 19 Oct 06, relating she was in a tower when she observed several detainees carrying a detainee in a blanket to the front of the compound.

9. Detainee Information Sheet of Detainee HAMID, 19 Oct 06, detailing capture information, biographical data, and personal data.

10. Sworn Statement of PO1 [redacted] 19 Oct 06, detailing his observations and actions when Detainee HAMID was brought to the front of the compound.

11. Sworn Statement of PO2 [redacted], 19 Oct 06, detailing his observations and actions when Detainee HAMID was brought to the front of the compound.

12. Sworn Statement of Seaman [redacted] 19 Oct 06, detailing his observations and actions when Detainee HAMID was brought to the front of the compound.

13. Sworn Statement of PO1 [redacted] 19 Oct 06, detailing his observations and actions when Detainee HAMID was brought to the front of the compound.

14. Sworn Statement of PO3 [redacted] 19 Oct 06, detailing his observations and actions when Detainee HAMID was brought to the front of the compound.

15. Hospital Report of Death, 19 Oct 06, detailing the preliminary cause of death to be Asystole (no heart beat).

16. Certificate of Death, 19 Oct 06, detailing the time and date of death as 1048, 19 Oct 06.

17. Medical Records of Detainee HAMID, 19 Oct 06, detailing his treatment when he was admitted to the Emergency Room for Asystole and other various documents pertaining to Detainee HAMID's medical care.

18. Arabic Language Statement of Detainee [redacted], 20 Oct 06, detailing he tried to wake Detainee HAMID when he woke up to hear Detainee HAMID breathing deeply and snoring, and kicking with his legs.

19. English Translation of Exhibit 18, 20 Oct 06, translated by [redacted]

20. Arabic Language Statement of Detainee [redacted], 20 Oct 06, detailing he tried to wake Detainee HAMID when he woke up to hear Detainee HAMID breathing deeply and snoring.

b(6), b(7)(C)

21. English Translation of Exhibit 20, 20 Oct 06, translated by [redacted]

22. AIR of SA [redacted] 24 Oct 06, detailing an interview with the compound medic and interview of the pharmacy technician.

23. Compact disc 060101.579 containing all photographic images and the originals of exhibits 4 and 7. (USACRC and file copy only)

24. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 16 Dec 06, documenting the preliminary autopsy report of Detainee HAMID.

25. Preliminary Autopsy Report, ME-06-0981, pertaining to Detainee HAMID.

26. Compact disc, 060101.579, ME 06-098, containing digital images of the autopsy. (USACRC and file copy only)

27. AIR of SA [redacted] 28 Mar 07, documenting the FInal Autopsy Report, Certificate of Death, and Toxicology Report of Detainee HAMID.

28. Final Autopsy Report Examination Report, #ME-06-0980, 14 Feb 07, pertaining to Detainee HAMID.

29. Certificate of Death, 28 Feb 07, pertaining to Detainee HAMID.

30. Toxicology Report, #067322, 1 Nov 06, pertaining to Detainee HAMID.

Not Attached:

None.

The originals of Exhibits 1 thru 5, 7, 8, 10 thru 14, 18 thru 24, 26, and 27 are forwarded with the USACRC copy of this report. The original of Exhibits 6 and 15 thru 17is retained in the files of the Theatre Internment Facility (TIF) 21st Combat Support Hospital (CSH). The original of Exhibit 9 is retained in the database of the Centralized Operations Police Suite (COPS). The originals of Exhibits 25 and 28-30 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

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

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, MNF-I, TASK FORCE 134
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-21ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office, IZ APO AE 09375

30 Mar 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0109-2006-CID579-79228 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 04 DEC 2006, 2257 - 04 DEC 2006, 2352; THEATER INTERNMENT FACILITY (TIF), HOSPITAL, CAMP BUCCA, UMMQASR, APO AE 09375, IRAQ

DATE/TIME REPORTED: 09 DEC 2006, 0900

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MUTLIB, ALI HUSSEIN (DECEASED) ; IRAQ; 1 JAN 1946; HADITHA, IRAQ; MALE; OTHER; THEATER INTERNMENT FACILITY (TIF), HOSPITAL, CAMP BUCCA, UMMQASR, APO AE 09375, IZ; XZ ; AKA: DETAINEE, [redacted]; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION"

About 0900, 9 Dec 06, this office was notified by CW3 [redacted], Forensic Science Officer (FSO), 22nd Military Police Battalion (CID), Camp Victory, Iraq, APO AE 09342, of a detainee who died while admitted to the Theater Internment Facility (TIF) Hospital, Camp Bucca, Iraq, (CBI), APO AE 09375.

Investigation determined Detainee MUTLIB was admitted on 17 Nov 06 for heart and blood pressure problems. On 4 Dec 06, Detainee MUTLIB was placed on a ventilator and administered Epinephrine, which failed to raise his blood pressure. At 2352, 4 Dec 06, Detainee MUTLIB was pronounced dead by Dr. (MAJ) [redacted] Battalion Surgeon, 310th Military Police Battalion, TIF Hospital.

An autopsy conducted determined the cause of death to be severe atherosclerotic cardiovascular disease and the manner of death to be natural causes.

STATUTES:

Not Applicable.

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigative Report (AIR) of SA [redacted], 9 Dec 06, documenting the basis for investigation, interview of medical personnel, receipt of hospital report of death, certificate of death and medical records.

2. Hospital Report of Death, 4 Dec 06, detailing the preliminary cause of death to be cardiac arrest.

3. Certificate of Death, 4 Dec 06, detailing the time and date of death as 2352, 4 Dec 06.

4. Medical Records of Detainee MUTLIB, detailing his medical care while admitted to the TIF Hospital, various dates.

5. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 11 Dec 06, documenting receipt of the preliminary autopsy report of Detainee MUTLIB.

6. Preliminary Autopsy Report, ME 06-1175, 12 Dec 06, pertaining to Detainee MUTLIB.

7. Compact disc, ME-06-1175, containing digital images of the autopsy. (USACRC and file copy only)

8. AIR of SA [redacted] 29 Mar 07, documenting receipt of the Final Autopsy Report, Toxicology Report and Certificate of Death pertaining to Detainee MUTLIB.

9. Final Autopsy Examination Report, # ME 06-1175, 28 Feb 07, pertaining to Detainee MUTLIB.

10. Certificate of Death, 21 Mar 07, pertaining to Detainee MUTLIB.

11. Toxicology Report, #068372, 18 Dec 06, pertaining to Detainee MUTLIB.

Not Attached:

None.

The originals of Exhibits 1, 5, 7, and 8 are forwarded with the USACRC copy of this report. The original of Exhibits 2 thru 4 are retained in the files of the TIF Hospital, CBI. The originals of Exhibits 6, and 9 thru 11are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

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

ACLU DETAINEE DEATH 2 CID 574

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
1-DIR AFIP AFME WASH, DC
1-21ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, MNF-I, TASK FORCE 134
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
76th MILITARY POLICE DETACHMENT (CID) (FWD) (-)
10th MILITARY POLICE BATTALION (CID) (FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ
APO AE 09342

CIRF-ZA-BD

19 May 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0007-2006-CID789 -78451 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 7 JAN 2006, 1123; 344TH FIELD HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 7 JAN 2006, 1215

INVESTIGATED BY: SA [redacted]
SA [redacted]

SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

VICTIM: 1. GHADBAN, TALIB ENEZY; INTERNMENT SERIAL NUMBER (ISN) [redacted] (DECEASED); 1 JAN 1950; IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 15 SEP 2005; [DEATH BY NATURAL CAUSES] (NFI)

"This is an Operation Iraqi Freedom Investigation".

On 7 Jan 06, this investigation was initiated when 1LT [redacted] 344th Field Hospital, BCCF, Abu Ghraib, IZ notified this office of a detainee death.

Investigation revealed Detainee GHADBAN died a natural death as a result of Atherosclerotic Cerebral Vascular Disease.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 576

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 7 Jan 06, detailing the basis for investigation; interview of medical personnel; obtaining detainee records; and other investigative activity.

2. Detention Report and Personal Data Report pertaining to detainee GHADBAN.

3. AIR of SA [redacted], Fort Meade Resident Agency (CID), Fort Meade, MD, 15 Jan 06, detailing the receipt of the Request for Assistance (RFA); and attending the autopsy.

4. Compact Disc containing the images of the autopsy of detainee GHADBAN (USACRC and file copy only).

5. AIR of SA [redacted] 15 May 06, detailing the receipt of the final autopsy report and death certificate of detainee GHADBAN.

6. Autopsy Report, #ME06-0062, 13 Mar 06, pertaining to detainee GHADBAN.

7. Death Certificate, 8 Mar 06, pertaining to detainee GHADBAN.

8. Photo Packet compromised of 7 photographs (1-7) (detainee GHADBAN).

9. Compact Disc 060007.789 containing the photographic images and the originals of Exhibit 8 (USACRC and file copy only).

NOT ATTACHED:

None.

The originals of Exhibits 1, 3, 5, 8 and 9 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of Task Force 134, Camp Victory, IZ. The original of Exhibits 4, 6 and 7 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD.

STATUS: This is a Final Report.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 577

Report Prepared By:

[redacted]
Special Agent, [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil) [redacted]us.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]@iraq.centcom.smil.mil)
1- CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: MAJ [redacted]
[redacted]@iraq.centcom.smil.mil)
1 - SJA, 452ND MP BN, 42ND MP BDE, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
1 – AFIP, DOVER PORT MORTUARY, DOVER AFB, DE
[redacted]@us.army.smil.mil [redacted]@us.army.smil.mil)
1 - File

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
76th MILITARY POLICE DETACHMENT (CID) (FWD) (-)
10th MILITARY POLICE BATTALION (CID) (FWD)
BAGHDAD CENTRAL CONFINEMENT FACILITY
ABU GHRAIB, IRAQ
APO AE 09342

CIRF-ZA-BD

11 Feb 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – FINAL – 0013-06-CID789-78453-5H9

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 12 JAN 2006, 1010; 344TH FIELD HOSPITAL (FH), BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (AGI)

DATE/TIME REPORTED: 12 JAN 2006, 1015

INVESTIGATED BY: SA [redacted]

SUBJECT: 1. NONE; OTHER DEATH (COMBAT ACTION)

VICTIM: 1. UNKNOWN; IRAQ; MALE; WHITE; XZ; (NFI) OTHER DEATH (COMBAT ACTION)

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION".

INVESTIGATIVE SUMMARY: On 12 Jan 06, this investigation was initiated when SGT [redacted] 344th FH, BCCF, AGI, notified this office of a death that occurred in the 344th FH.

Investigation determined that the UNK individual was shot by U.S. forces at a checkpoint as a result of a combat action. A review of the capture paperwork pertaining to the incident revealed the UNK individual lunged at U.S. Forces with a knife at a checkpoint located at MB26358740 and was shot by U.S. Forces.

The UNK individual was transported to the 10th Combat Support Hospital (CSH), Baghdad, IZ and received treatment for his wounds and underwent several operations before he was transported to the 344th FH, AGI. It is assumed that the UNK individual would have been in-processed here at AGI as a detainee if and when he recovered from his wounds.

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 579

STATUTES: None

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 10 Feb 06, detailing the basis for investigation, coordination with SGT [redacted] photographs of the detainee's body, interview of MAJ [redacted] receipt of report of death and death certificate, receipt of medical records, coordination with the IHA, receipt of information report from Balad, IZ CID, coordination with the 10th CSH and receipt of the information report from the 76th MP DET (CID).

2. Certificate of Death and Hospital Report of Death, 12 Jan 06, pertaining to the deceased.

3. (3-1 through 3-10) Medical Records obtained from the 344th FH, AGI, pertaining to the deceased.

4. AIR of SA [redacted] 18 Jan 06, detailing the receipt of the request for assistance, coordination with MSGT [redacted], coordination with MA [redacted] and coordination with MAJ [redacted]

5. AIR of SA [redacted] 27 Jan 06, detailing the receipt of the request for assistance, coordination with COL [redacted] coordination with MAJ [redacted] review of received documents, and the interview of MA [redacted]

6. (6-1 through 6-26) Medical Records obtained from the 10th CSH, Baghdad IZ, pertaining to the deceased.

NOT ATTACHED:

None

The originals of Exhibits 1, 4, and 5 are forwarded with the USACRC copy of this report. The originals of Exhibit 2 and 3 are maintained in the files of Patient Administration Division, of the 344th FH, AGI. The originals of Exhibit 6 are maintained in the files of Patient Administration Division, of the 10th CSH, Baghdad, IZ.

STATUS: This is a Final Report.

b(6), b(7)(C)

Report Prepared By:

Report Approved By:

[redacted]
Special Agent [redacted]

[redacted]
Special Agent in Charge

Distribution:

TO: DIR, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@us.army.smil.mil[redacted]@us.army.smil.mil)
CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@belvoirdms.army.smil.mil)
CDR, 3RD MILITARY POLICE GROUP (CID)
[redacted]@force1.army.smil.mil)
DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]@us.army.smil.mil)
PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted].@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil)
CDR, 49th MILITARY POLICE BRIGADE, 539th MILITARY POLICE DET
[redacted]@iraq.centcom.smil.mil)
CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil)[redacted]@iraq.centcom.smil.mil)
CDR, 76TH MP DET (CID)(FWD)
[redacted]@iraq.centcom.smil.mil)
DET SGT, 76th Military Police DET
[redacted]@iraq.centcom.army.smil.mil)
CDR, FOB ABU GHRAIB, MNC-I, BCCF, ABU GHRAIB, IZ
[redacted].@iraq.centcom.smil.mil)
CDR, 96TH MP BN, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
SJA, 452ND MP DET, 43RD MP BDE, BCCF, ABU GHRAIB, IZ
[redacted]@iraq.centcom.smil.mil)
CDR, DETAINEE OPERATIONS, ATTN: CPT [redacted] MNF-1, TF 134,
[redacted]iraq.centcom.smil.mil)
1 – File

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 581

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CAMP CROPPER IRAQ CID OFFICE
BAGHDAD, IRAQ APO AE 09342

CIRF-ZA-BD

24 Aug 2006

MEMORANDUM FOR SEE DISTRIBUTION.

SUBJECT: CID REPORT OF INVESTIGATION – FINAL/SSI – 0037-2006-CID789 -78459 – 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 14 FEB 2006, 1353, 14 FEB 2006, 1403; 344th FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF); GRID 38S MB130840; ABU GHRAIB, IRAQ (AGI)

DATE/TIME REPORTED: 14 FEB 2006, 1407

INVESTIGATED BY: SA[redacted] SA[redacted]

SUBJECT: 1. NONE; [DEATH BY NATURAL CAUSES]

VICTIM: 1. HAMMID, RAAD KAIRY; (DECEASED) INTERNMENT SERIAL NUMBER (ISN)[redacted] 1 JAN 1979; ANBAR, IRAQ; MALE; WHITE; XZ; DATE OF CAPTURE BY U.S. FORCES, 20 NOV 2005; (NFI) [DEATH BY NATURAL CAUSES]

"This is an Operation Iraqi Freedom Investigation"

On 14 Feb 06, this office was notified by SSG[redacted] Patient Administration Division (PAD), 344th Medical Field Hospital, Baghdad Central Confinement Facility (BCCF), Abu Ghraib, Iraq APO AE 09342 (AGI) of a detainee death.

Investigation revealed HAMMID was transported to the emergency room after suffering seizures. A Computerized Axial Tomography (CAT) scan was conducted and adema was observed in the brain. A medical committee was convened and agreed to keep HAMMID on life support for 72 hours and if no improvement was shown, then HAMMID was to be removed from life support. After the 72 hours passed another CAT scan was conducted and HAMMID showed no signs of improvement, so HAMMID was removed from life support. HAMMID died a natural death as a result of Hypoxic-ischemic encephalopathy due to meningoencephalitis of an unknown origin.

STATUTES:

b(2), b(6), b(7)(C) ACLU DETAINEE DEATH 2 CID 582

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 4 Feb 06, detailing the initial notification; interview of medical personnel; collection of detainee records of HAMMID; collection of preliminary death certificate and medical records.

2. Photographic Packet containing 7 photographs of HAMMID.

a. Packet containing photographs 1-7.

3. Personal Data Report (PDR) pertaining to HAMMID, 27 Nov 05.

4. Death Certificate 14 Feb 06, pertaining to HAMMID.

5. Medical Records pertaining to HAMMID, various dates.

6. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency (CID), Aberdeen Proving Ground, MD 21005, 20 Feb 06, detailing the receipt of the Request for Assistance and attending the autopsy.

7. Compact Disc containing the images of the autopsy of HAMMID (USACRC and file copy only).

8. AIR of SA [redacted] Aug 06, detailing the receipt of the final autopsy report pertaining to HAMMID.

9. Autopsy Report, #ME06-0161, 1 May 06, pertaining to HAMMID.

10. Compact Disc 060037.789 containing the photographic images and the originals of Exhibit 2 (USACRC and file copy only).

Not Attached:

None.

The originals of Exhibits 1, 2, 6 through 8 and 10 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ. The originals of Exhibits 4 and 5 are retained in the files of the Patient Administration Systems

and Biostatics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX 78234. The original of Exhibit 9 is retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD.

STATUS: This is a Final Report.

Report Prepared By:

Special Agent [redacted]

Report Approved By:

[redacted]
Special Agent in Charge

Distribution:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (ORIGINAL)
1 - CDR, USACIDC, ATTN: CIOP-ZA, FORT BELVOIR, VA
(ciddcsops1sc@sbelvoirdms.army.smil.mil)
1 - CHIEF, INVESTIGATIVE OPERATIONS, USACIDC
[redacted]@sbelvoirdms.army.smil.mil) [redacted]@us.army.smil.mil)
1 - CID CURRENT OPERATIONS, USACIDC
(cid001dcsopsops2sc@sbelvoirdms.army.smil.mil)
1 - CDR, 3RD MILITARY POLICE GROUP (CID)
(3CIDEOC@force1.army.smil.mil)
1 - DEPUTY CHIEF OF STAFF OF OPERATIONS, USACIDC
[redacted]@us.army.smil.mil)
1 - CDR, 10TH MP BN (CID) (FWD)
[redacted]@iraq.centcom.smil.mil) [redacted]@iraq.centcom.smil.mil)
1 - CDR, 76TH MP DET (CID)(FWD)
[redacted]@iraq.centcom.smil.mil)
1- CDR, CAMP CROPPER, MNC-I, BAGHDAD, IZ
[redacted]@iraq.centcom.smil.mil)
1- PROVOST MARSHAL, MNF-I, AL FAW PALACE
[redacted]@iraq.centcom.smil.mil)
1 - CDR, 96TH MP BN, CAMP CROPPER, BAGHDAD, IZ
[redacted]@iraq.centcom.smil.mil)
1 - CDR, DETAINEE OPERATIONS, MNF-1, TF 134, ATTN: LT GUTIERREZ
[redacted]@S-iraq.centcom.smil.mil)
1 - SJA, 452ND MP BN, 43rd MP BDE, MNC-I, CAMP CROPPER, BAGHDAD, IZ
[redacted]@iraq.centcom.smil.mil)
1 – AFIP, 1413 RESEARCH BLVD, BLDG 102, ROCKVILLE, MD 20850

[redacted]us.army.smil.mil[redacted]us.army.smil.mil)
1 - File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 585

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
22d Military Police Battalion (CID), APO AE 09342

18 Feb 2010

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 3RD FINAL SUPPLEMENTAL/SSI - 0050-2006-CID789-78461 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 15 MAR 2006, 1330 - 15 MAR 2006, 1330; 344TH FIELD MEDICAL HOSPITAL, EMERGENCY TRAUMA ROOM , BAGHDAD CENTRAL CONFINEMENT FACILITY, ABU GHRAIB 09342, IRAQ

DATE/TIME REPORTED: 15 MAR 2006, 1340

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MUHYI, TALIB UMAR (DECEASED); (DOB); (POB); MALE; WHITE; BAGHDAD CENTRAL CONFINEMENT FACILITY, INTERNMENT SERIAL NUMBER [redacted] ABU GHRAIB, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 586

& MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

On 3 Nov 08, Headquarters, USACIDC, received notification that Mr. [redacted] who served as a medic at Abu Ghraib Detention Facility in 2006, alleged the Mr. MUHYI died as a result of negligence after he experienced complications associated with diabetes. Mr. [redacted] eported he requested to transport Mr. MUHYI to the Emergency Room three times prior to his death, but was denied permission and instructed to leave Mr. MUHYI.

After a thorough investigation and a review of the totality of the investigative facts and witness interviews, the initial complaint made by Mr. [redacted] could not be substantiated or refuted.

Further investigation revealed on 7 Jan 10, this office received the Armed Forces Medical Examiner's (AFME) Consultation Report which reflected the Medical Examiner concurred with the submitted cause and manner of death.

Further investigation revealed on 3 Feb 10, this office received USACIDC Investigative Directive 0520-08-CID001, directing the cause of death be changed to Death by Natural Causes.

STATUTES:

N/A

EXHIBITS:

ADDED ATTACHED:

33. Agent's Investigation Report (AIR) of SA [redacted] 2 Feb 10.

34. AFME Consultation Report, 18 Dec 09.

35. Legal Opine of LTC [redacted] 22 Jan 10.

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 587

ADDED NOT ATTACHED:

NONE

The originals of Exhibits 33 and 35 are maintained in the files of USACIDC. The originals of Exhibit 34 are maintained in the files of AFME, Armed Forces Institute of Pathology, Washington, DC.

STATUS: This is a 3rd Final Supplement Report. There is no further investigative activity anticipated.

Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID reports of investigation are subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, 3d MP GRP (CID), Forest Park, GA, ATTN: OPS
DIR, Armed Forces Institute of Pathology, AFIP Annex - Bldg 102, 1413 Research Blvd, Rockville, MD
22ND MP BN CID (Mail Box) (email only)
CDR, 22nd MP Battalion (CID), Camp Victory, Iraq, APO AE 09342 (email only)
Deputy CDR, 22nd MP Battalion (CID), Camp Victory, Iraq, APO AE 09342 (email only)
OPS, 22ND MP BN (email only)
CDR, USACIDC, ATTN: CIOP-COP-CO, Ft Belvoir, VA 22060
FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
22d Military Police Battalion (CID), APO AE 09342

15 Feb 2010

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 2ND FINAL SUPPLEMENTAL/SSI - 0050-2006-CID789-78461 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 15 MAR 2006, 1330 - 15 MAR 2006, 1330; 344TH FIELD MEDICAL HOSPITAL, EMERGENCY TRAUMA ROOM , BAGHDAD CENTRAL CONFINEMENT FACILITY, ABU GHRAIB 09342, IRAQ

DATE/TIME REPORTED: 15 MAR 2006, 1340

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MUHYI, TALIB UMAR (DECEASED); (DOB); (POB); MALE; WHITE; BAGHDAD CENTRAL CONFINEMENT FACILITY, INTERNMENT SERIAL NUMBER [redacted] ABU GHRAIB, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE

b(2),b(6),b(7)(C)

5

ACLU DETAINEE DEATH 2 CID 590

& MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
FILE

b(6), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 591

DATE: 23 NOV 2008

FROM: SAC, CAMP CROPPER CID OFFICE //CIRF-ZA-BD//

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//
CDR HQ USACIDC FT BELVOIR VA//CIOP-COP-CO//
CDR 3D MP GRP CID FOREST PARK GA//CIRC-OP//
CDR, 10TH MP BN (CID) //CIRF-ZA//
CDR, 24TH/348TH MP DET (CID)
OPS OFFICER, 24TH/348TH MP DET (CID)
CHIEF, INV OPS, USACIDC //CIOP-CO//
DIR AFIP AFME WASH, DC//AFIP-CPLF//
PMO, VBC, IRAQ, APO AE 09342

SUBJECT: CID REPORT OF INVESTIGATION - 2ND SUPPLEMENTAL/SSI - 0050-2006-CID789-78461 - 5H9B

DRAFTER: [redacted]

RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 15 MAR 2006, 1330 - 15 MAR 2006, 1330; 344TH FIELD MEDICAL HOSPITAL, EMERGENCY TRAUMA ROOM , BAGHDAD CENTRAL CONFINEMENT FACILITY, ABU GHRAIB 09342, IRAQ

2. DATE/TIME REPORTED: 15 MAR 2006, 1340

3. INVESTIGATED BY:
SA [redacted]
SA [redacted]

4. SUBJECT:

1. [CHANGE] NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

5. VICTIM:

1. MUHYI, TALIB UMAR (DECEASED); (DOB); (POB); MALE; WHITE; BAGHDAD CENTRAL CONFINEMENT FACILITY, INTERNMENT SERIAL NUMBER [redacted], ABU GHRAIB, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE

& MIDDLE EAST 09342; XZ ; [UNDETERMINED MANNER OF DEATH]

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 IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

2ND SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT WAS GENERATED TO CHANGE THE OFFENSE FROM DEATH BY NATURAL CAUSES TO UNDETERMINED MANNER OF DEATH, AND TO CHANGE THE SUBJECT FROM UNKNOWN TO NONE.

DURING AN ADMINISTRATIVE REVIEW, IT WAS DETERMINED THAT THE OFFENSE AND SUBJECT WERE NOT CHANGED TO ACCURATELY REFLECT THIS INVESTIGATION.

INVESTIGATION CONTINUES BY USACIDC.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT WAS GENERATED TO REPORT THE RECEIPT OF USACIDC INVESTIGATIVE DIRECTIVE 0520-08-CID001, AND DODIG HOTLINE COMPLAINT #108930, WHICH ALLEGED THE NEGLIGENT HOMICIDE OF MR. MUHYI.

ON 3 NOV 08, HEADQUARTERS, USACIDC, RECEIVED NOTIFICATION THAT [redacted] 52245, WHO SERVED AS A MEDIC AT ABU GHRAIB DETENTION FACILITY IN 2006, ALLEGED THAT MR. MUHYI DIED AS A RESULT OF NEGLIGENCE AFTER HE EXPERIENCED COMPLICATIONS ASSOCIATED WITH DIABETES. [redacted] REPORTED HE REQUESTED TO TRANSPORT MR. MUHYI TO THE EMERGENCY ROOM THREE TIMES PRIOR TO HIS DEATH, BUT WAS DENIED PERMISSION AND INSTRUCTED TO LEAVE MR. MUHYI.

EFFORTS TO LOCATE, IDENTIFY, AND INTERVIEW POTENTIAL WITNESSES TO [redacted] ALLEGATIONS ARE ONGOING.

FINAL REPORT:

ON 15 MAR 06, THIS OFFICE WAS NOTIFIED BY 1LT [redacted] 344TH FIELD MEDICAL HOSPITAL (FMH), ABU GHRAIB, IRAQ (AGI) OF A DETAINEE DEATH.

INVESTIGATION REVEALED MUHYI WAS TRANSPORTED TO THE EMERGENCY ROOM FOR DECREASED URINE OUTPUT. UPON ARRIVAL AT THE EMERGENCY ROOM, MUHYI DIED A NATURAL DEATH AS A RESULT OF COMPLICATIONS OF DIABETES MELLITUS (DIABETIC KETOACIDOSIS).

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. AGENT'S INVESTIGATION REPORT (AIR) OF SA [redacted] 16 MAR 06, DETAILING THE INITIAL NOTIFICATION; COLLECTION OF DETAINEE RECORDS OF MUHYI; INTERVIEW OF MEDICAL PERSONNEL; COLLECTION OF PRELIMINARY DEATH CERTIFICATE AND MEDICAL RECORDS.

2. PHOTOGRAPHIC PACKET CONTAINING 12 PHOTOGRAPHS OF MUHYI.

3. PERSONAL DATA REPORT (PDR) PERTAINING TO MUHYI, 24 MAY 05.

4. DETAINEE INFORMATION MANAGEMENT SYSTEM (DIMS) BLOTTER PERTAINING TO MUHYI, 15 MAR 06.

5. MEDICAL RECORDS PERTAINING TO MUHYI, VARIOUS DATES.

6. DEATH CERTIFICATE, 15 MAR 06, PERTAINING TO MUHYI.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 594

7. AIR OF SA [redacted] ABERDEEN PROVING GROUND RESIDENT AGENCY (CID), ABERDEEN PROVING GROUND, MD 21005, 25 MAR 06, DETAILING THE RECEIPT OF THE REQUEST FOR ASSISTANCE AND ATTENDING THE AUTOPSY.

8. COMPACT DISC CONTAINING THE IMAGES OF THE AUTOPSY OF MUHYI (USACRC AND FILE COPY ONLY).

9. AIR OF SA [redacted] 26 MAY 06, DETAILING THE RECEIPT OF THE FINAL AUTOPSY REPORT PERTAINING TO MUHYI.

10. AUTOPSY REPORT, #ME06-0246, 19 MAY 06, PERTAINING TO MUHYI.

11. COMPACT DISC 060050.789 CONTAINING THE PHOTOGRAPHIC IMAGES AND THE ORIGINALS OF EXHIBIT 2. (USACRC AND FILE COPY ONLY).

NOT ATTACHED:

NONE.

THE ORIGINALS OF EXHIBITS 1, 2, 7 THROUGH 9 AND 11 ARE FORWARDED WITH THE USACRC COPY OF THIS REPORT. THE ORIGINAL OF EXHIBIT 3 AND 4 ARE RETAINED IN THE DATABASE OF TASK FORCE 134, CAMP VICTORY, IZ. THE ORIGINAL OF EXHIBIT 10 IS RETAINED IN THE FILES OF THE ARMED FORCES INSTITUTE OF PATHOLOGY, 1413 RESEARCH BLVD., BUILDING 102, ROCKVILLE, MD. THE ORIGINALS OF EXHIBITS 5 AND 6 ARE RETAINED IN THE FILES OF THE PATIENT ADMINISTRATION DIVISION, 344TH MEDICAL FIELD HOSPITAL, BCCF, AGI.

STATUS: THIS IS A FINAL REPORT.

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

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 595

PROTECTIVE MARKINGS IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

DATE: 20 NOV 2008

FROM: SAC, CAMP CROPPER CID OFFICE //CIRF-ZA-BD//

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//
CDR HQ USACIDC FT BELVOIR VA//CIOP-COP-CO//
CDR 3D MP GRP CID FOREST PARK GA//CIRC-OP//
CDR, 10TH MP BN (CID) //CIRF-ZA//
CDR, 24TH/348TH MP DET (CID)
OPS OFFICER, 24TH/348TH MP DET (CID)
CHIEF, INV OPS, USACIDC //CIOP-CO//
DIR AFIP AFME WASH, DC//AFIP-CPLF//
PMO, VBC, IRAQ, APO AE 09342

SUBJECT: CID REPORT OF INVESTIGATION - 1ST SUPPLEMENTAL/SSI - 0050-2006-CID789-78461 - 5H9A

DRAFTER: [redacted]

RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 15 MAR 2006, 1330 - 15 MAR 2006, 1330; 344TH FIELD MEDICAL HOSPITAL, EMERGENCY TRAUMA ROOM , BAGHDAD CENTRAL CONFINEMENT FACILITY, ABU GHRAIB 09342, IRAQ

2. DATE/TIME REPORTED: 15 MAR 2006, 1340

3. INVESTIGATED BY:
SA [redacted]
SA [redacted]

4. SUBJECT:
1. UNKNOWN, ; [DEATH BY NATURAL CAUSES] (NFI)

5. VICTIM:
1. MUHYI, TALIB UMAR (DECEASED); (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER (ISN) [redacted]; [DEATH BY NATURAL CAUSES] (NFI)

b(2),b(6),b(7)(C)

12

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 IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT WAS GENERATED TO REPORT THE RECEIPT OF USACIDC INVESTIGATIVE DIRECTIVE 0520-08-CID001, AND DODIG HOTLINE COMPLAINT #108930, WHICH ALLEGED THE NEGLIGENT HOMICIDE OF MR. MUHYI.

ON 3 NOV 08, HEADQUARTERS, USACIDC, RECEIVED NOTIFICATION THAT [redacted] 52245, WHO SERVED AS A MEDIC AT ABU GHRAIB DETENTION FACILITY IN 2006, ALLEGED THAT MR. MUHYI DIED AS A RESULT OF NEGLIGENCE AFTER HE EXPERIENCED COMPLICATIONS ASSOCIATED WITH DIABETES. [redacted] REPORTED HE REQUESTED TO TRANSPORT MR. MUHYI TO THE EMERGENCY ROOM THREE TIMES PRIOR TO HIS DEATH, BUT WAS DENIED PERMISSION AND INSTRUCTED TO LEAVE MR. MUHYI.

EFFORTS TO LOCATE, IDENTIFY, AND INTERVIEW POTENTIAL WITNESSES TO [redacted] ALLEGATIONS ARE ONGOING.

INVESTIGATION CONTINUES BY USACIDC.

FINAL REPORT:

ON 15 MAR 06, THIS OFFICE WAS NOTIFIED BY 1LT [redacted] 344TH FIELD MEDICAL HOSPITAL (FMH), ABU GHRAIB, IRAQ (AGI) OF A DETAINEE DEATH.

INVESTIGATION REVEALED MUHYI WAS TRANSPORTED TO THE EMERGENCY ROOM FOR DECREASED URINE OUTPUT. UPON ARRIVAL AT THE EMERGENCY ROOM, MUHYI DIED A NATURAL DEATH AS A RESULT OF COMPLICATIONS OF

DIABETES MELLITUS (DIABETIC KETOACIDOSIS).

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. AGENT'S INVESTIGATION REPORT (AIR) OF SA [redacted] 16 MAR 06, DETAILING THE INITIAL NOTIFICATION; COLLECTION OF DETAINEE RECORDS OF MUHYI; INTERVIEW OF MEDICAL PERSONNEL; COLLECTION OF PRELIMINARY DEATH CERTIFICATE AND MEDICAL RECORDS.

2. PHOTOGRAPHIC PACKET CONTAINING 12 PHOTOGRAPHS OF MUHYI.

3. PERSONAL DATA REPORT (PDR) PERTAINING TO MUHYI, 24 MAY 05.

4. DETAINEE INFORMATION MANAGEMENT SYSTEM (DIMS) BLOTTER PERTAINING TO MUHYI, 15 MAR 06.

5. MEDICAL RECORDS PERTAINING TO MUHYI, VARIOUS DATES.

6. DEATH CERTIFICATE, 15 MAR 06, PERTAINING TO MUHYI.

7. AIR OF SA [redacted] ABERDEEN PROVING GROUND RESIDENT AGENCY (CID), ABERDEEN PROVING GROUND, MD 21005, 25 MAR 06, DETAILING THE RECEIPT OF THE REQUEST FOR ASSISTANCE AND ATTENDING THE AUTOPSY.

8. COMPACT DISC CONTAINING THE IMAGES OF THE AUTOPSY OF MUHYI (USACRC AND FILE COPY ONLY).

9. AIR OF SA [redacted] 26 MAY 06, DETAILING THE RECEIPT OF THE FINAL AUTOPSY REPORT PERTAINING TO MUHYI.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 599

10. AUTOPSY REPORT, #ME06-0246, 19 MAY 06, PERTAINING TO MUHYI.

11. COMPACT DISC 060050.789 CONTAINING THE PHOTOGRAPHIC IMAGES AND THE ORIGINALS OF EXHIBIT 2. (USACRC AND FILE COPY ONLY).

NOT ATTACHED:

NONE.

THE ORIGINALS OF EXHIBITS 1, 2, 7 THROUGH 9 AND 11 ARE FORWARDED WITH THE USACRC COPY OF THIS REPORT. THE ORIGINAL OF EXHIBIT 3 AND 4 ARE RETAINED IN THE DATABASE OF TASK FORCE 134, CAMP VICTORY, IZ. THE ORIGINAL OF EXHIBIT 10 IS RETAINED IN THE FILES OF THE ARMED FORCES INSTITUTE OF PATHOLOGY, 1413 RESEARCH BLVD., BUILDING 102, ROCKVILLE, MD. THE ORIGINALS OF EXHIBITS 5 AND 6 ARE RETAINED IN THE FILES OF THE PATIENT ADMINISTRATION DIVISION, 344TH MEDICAL FIELD HOSPITAL, BCCF, AGI.

STATUS: THIS IS A FINAL REPORT.

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.

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Abu Ghraib CID Office
Baghdad Central Confinement Facility, Abu Ghraib, Iraq, Armed Forces Africa, Canada, Europe & Middle East 09342

24 Jun 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0050-2006-CID789-78461 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 15 MAR 2006, 1330 - 15 MAR 2006, 1330; 344TH FIELD MEDICAL HOSPITAL, EMERGENCY TRAUMA ROOM , BAGHDAD CENTRAL CONFINEMENT FACILITY, ABU GHRAIB 09342, IRAQ

DATE/TIME REPORTED: 15 MAR 2006, 1340

INVESTIGATED BY:
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MUHYI, TALIB UMAR (DECEASED) ; 1 JAN 1982; BAGHDAD, IRAQ; MALE; WHITE; INTERNMENT SERIAL NUMBER (ISN) US9IZ-173379-CI,; [DEATH BY NATURAL CAUSES] (NFI)

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 15 Mar 06, this office was notified by 1LT [redacted] 344TH Field Medical Hospital (FMH), Abu Ghraib, Iraq (AGI) of a detainee death.

Investigation revealed MUHYI was transported to the emergency room for decreased urine output. Upon arrival at the emergency room, MUHYI died a natural death as a result of Complications of Diabetes Mellitus (Diabetic Ketoacidosis).

b(2),b(6),b(7)(C)

16

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 16 Mar 06, detailing the initial notification; collection of detainee records of MUHYI; interview of medical personnel; collection of preliminary death certificate and medical records.

2. Photographic Packet containing 12 photographs of MUHYI.

3. Personal Data Report (PDR) pertaining to MUHYI, 24 May 05.

4. Detainee Information Management System (DIMS) Blotter pertaining to MUHYI, 15 Mar 06.

5. Medical Records pertaining to MUHYI, various dates.

6. Death Certificate, 15 Mar 06, pertaining to MUHYI.

7. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency (CID), Aberdeen Proving Ground, MD 21005, 25 Mar 06, detailing the receipt of the Request for Assistance and attending the autopsy.

8. Compact Disc containing the images of the autopsy of MUHYI (USACRC and file copy only).

9. AIR of SA [redacted] 26 May 06, detailing the receipt of the final autopsy report pertaining to MUHYI.

10. Autopsy Report, #ME06-0246, 19 May 06, pertaining to MUHYI.

11. Compact Disc 060050.789 containing the photographic images and the originals of Exhibit 2. (USACRC and file copy only).

Not Attached:

b(6), b(7)(C)

17

None.

The originals of Exhibits 1, 2, 7 through 9 and 11 are forwarded with the USACRC copy of this report. The original of Exhibit 3 and 4 are retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibit 10 is retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The originals of Exhibits 5 and 6 are retained in the files of the Patient Administration Division, 344TH Medical Field Hospital, BCCF, AGI.

STATUS: This is a Final Report.

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
1 - Dir, USACRC, 6010 6th Street, Ft Belvoir, VA 22060(original)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1 - CDR, 3D MP GP (CID), ATTN: Operations, 4699 N. 1st Street, Forest Park, GA 30297
1 - CDR, 10th MP Bn (CID) (ABN), Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, 10th MP BN (CID) (ABN), Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, 76th MP Det (CID), 10th MP BN (CID), Camp Victory, APO AE 09342 (e-mail only, less exhibits)
1 - Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
1 - CDR 96th MP BN BCCF, Abu Ghraib, Iraq APO AE 09342 (e-mail only, less exhibits)
1 - CDR FOB Abu Ghraib, Iraq APO AE 09342 (e-mail only, less exhibits)
1 - CDR Garrison Abu Ghraib, Iraq APO AE 09342 (e-mail only, less exhibits)
1 - Provost Marshal MNF-I, AL FAW Palace (e-mail only, less exhibits)
1 - SAC, BCCF, Abu Ghraib, Iraq APO AE 09342
1 - SJA ABU GHRAIB, IRAQ APO AE 09342 (e-mail only, less exhibits)
1 - CDR, MNF-I, TF 134, Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - AFIP Dover Port Mortuary, Dover AFB, DE (e-mail only, less exhibits)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office, Baghdad, IZ APO AE 09342

05 Aug 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0056-2006-CID789-78462 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 30 MAR 2006, 0500 - 30 MAR 2006, 0540; 344TH FIELD MEDICAL HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF), ABU GHRAIB, IRAQ

DATE/TIME REPORTED: 30 MAR 2006, 0525

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. [CHANGE] NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. LOHAYBI, MONDER MAHMOUD ABDULKADERAL (DECEASED) ; 1 JAN 1944; BAGHDAD, IRAQ; MALE; WHITE; INTERNMENT SERIAL NUMBER (ISN) [redacted], [DEATH BY NATURAL CAUSES] (NFI)

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 30 Mar 06, this office was notified by SSG [redacted], 344TH Field Medical Hospital (FMH) Abu Ghraib, Iraq (AGI) of a detainee death.

Investigation revealed LOHAYBI was transported to the emergency room after being found unresponsive. Upon arrival at the emergency room, LOHAYBI died a natural death as a result of Hypertrophic and Arteriosclerotic Cardiovascular Disease.

b(2), b(6), b(7)(C)

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 30 Mar 06, detailing the initial notification; collection of detainee records of LOHAYBI; interview of medical personnel; collection of preliminary death certificate and medical records.

2. Photographic Packet comprised of 7 photographs. (LOHAYBI)

a. Packet containing photographs 1-7.

3. Personal Data Report (PDR) pertaining to LOHAYBI, 4 Oct 04.

4. Medical Records and Preliminary Death Certificate pertaining to LOHAYBI, various dates.

5. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency (CID), Aberdeen Proving Ground, MD 21005, 11 Apr 06, detailing the receipt of the Request for Assistance and attending the autopsy.

6. Compact Disc containing the images of the autopsy of LOHAYBI (USACRC and file copy only).

7. AIR of SA [redacted] 1 Jul 06, detailing the receipt of the death certificate and final autopsy report pertaining to LOHAYBI.

8. Death Certificate, 20 Apr 06, pertaining to LOHAYBI.

9. Autopsy Report, #ME06-0293, 26 Jun 06, pertaining to LOHAYBI.

10. Compact Disc 060056.789 containing the photographic images and the originals of Exhibit 2 (USACRC and file copy only).

Not Attached:

None.

The originals of Exhibits 1, 2, 5 through 7 and 10 are forwarded with the USACRC copy of this report. The original of Exhibit 3 is retained in the database of Task Force 134, Camp Victory, IZ. The originals of Exhibits 8 and 9 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhibit 4 is retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX 78234.

STATUS: This is a Final Report.

ACLU DETAINEE DEATH 2 CID 607

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
1 - Dir, USACRC, 6010 6th Street, Ft Belvoir, VA 22060 (original)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1 - CDR, 3D MP GP (CID), ATTN: Operations, 4699 N. 1st Street, Forest Park, GA 30297
1 - CDR, 10th MP Bn (CID) (ABN), Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, 10th MP BN (CID) (ABN), Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, 76th MP Det (CID), 10th MP BN (CID), Camp Victory, APO AE 09342 (e-mail only, less exhibits)
1 - Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
1 - PMO, MNC-I, ATTN: COL [redacted] Al Faw Palace, Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, 96th MP BN, Camp Cropper, Iraq APO AE 09342 (e-mail only, less exhibits)
1 - CDR, Camp Cropper, Iraq APO AE 09342 (e-mail only, less exhibits)
1 - SJA, Camp Cropper, IRAQ APO AE 09342 (e-mail only, less exhibits)
1 - AFIP, Dover Port Mortuary, Dover AFB, DE (e-mail only, less exhibits)
1 - SAC, Camp Cropper CID Office, Camp Cropper, Iraq APO AE 09342
1 - CDR, MNF-I, TF 134, Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - FILE

b(2), b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office, IZ APO AE 09342

24 Nov 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0089-2006-CID789-78469 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 15 MAY 2006, 0001 - 05 JUN 2006, 1005; INTENSIVE CARE UNIT, 21ST COMBAT SUPPORT HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY, ABU GHRAIB 09342, IRAQ

2. 14 MAY 2006, 1410 - 14 MAY 2006, 1600; SOUTHERN PART OF SOUTH DAM VILLAGE, 500 METERS SOUTH OF HADITHA DAM, IRAQ

DATE/TIME REPORTED: 05 JUN 2006, 1015

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [JUSTIFIABLE HOMICIDE] (NFI)

VICTIM:
1. ISMAIL, IBRAHIM (DECEASED) ; CIV; 1 JAN 1976; IRAQ; MALE; WHITE; INTERNMENT SERIAL NUMBER (ISN) [redacted]; XZ ; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 5 Jun 06, this office was notified by SSG [redacted] Patient Administration Division (PAD), 21st Combat Support Hospital (CSH), Baghdad Central

b(2), b(6), b(7)(C)

Confinement Facility (BCCF), Abu Ghraib, Iraq (AGI) of a detainee death.

Investigation revealed Mr. ISMAIL received his injuries as a result of combat contact with U.S. Forces when he was observed attempting to place an Improvised Explosive Device (IED) at a known IED site with two other individuals and was subsequently engaged by the U.S. Forces according to their Rules of Engagement. On 15 May 06 Mr. ISMAIL was admitted to the Intensive Care Unit, 21st CSH, suffering from a gunshot wound. According to MAJ (DR) [redacted] 21st CSH, AGI, Mr. ISMAIL was treated from 15 May 06 to 5 Jun 06, for a gunshot wound to the abdomen when he began suffering from acute Respiratory Distress Syndrome which lead to multiple organ failure as a result of complications from the gunshot wound. The manner of death is listed as justifiable homicide.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 7 Jun 06, detailing the initial notification, interview of medical personnel, collection of detainee records of Mr. ISMAIL, and collection of death certificate and medical records.

2. Photographic Packet containing 10 photographs.

a. Packet containing photographs 1-10 (Mr. ISMAIL).

3. Detainee Information Sheet (DIS) pertaining to Mr. ISMAIL, 5 Jun 06.

4. Medical Records and Preliminary Death Certificate pertaining to Mr. ISMAIL, various dates.

5. Capture Paperwork, 14 May 06, pertaining to Mr. ISMAIL.

6. AIR of SA [redacted] 76th Military Police Detachment (CID), Camp Slayer, Iraq APO AE 09342, 10 Jun 06, detailing attending the autopsy.

7. Photographic Packet containing 10 photographs.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 610

2

a. Packet containing photographs 11-20 (Autopsy).

8. Fingerprints pertaining to Mr. ISMAIL (USACRC copy only).

9. AIR of SA [redacted] 9 Nov 06, detailing the receipt of death certificate and final autopsy report.

10. Death Certificate, 10 Jun 06, pertaining to Mr. ISMAIL.

11. Autopsy Report, #ME06-0490, 16 Aug 06, pertaining to Mr. ISMAIL.

12. Compact Disc 060089.789 containing the photographic images and the originals of Exhibits 2 and 7 (USACRC and file copy only).

13. Compact disc containing the images of the autopsy of Mr. ISMAIL (USACRC and file copies only).

Not Attached:

None.

The original of Exhibits 1, 2, 6 through 9 and 12 are forwarded with the USACRC copy of this report. The original of Exhibits 3 and 5 are retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 10, 11 and 13 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhibit 4 are retained in the files of the Patient Administration Systems and Biostatistics Activity, 1216 Stanley Road, Suite 25, Fort Sam Houston, TX.

STATUS: This is a Final Report.

b(6), b(7)(C)

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
1 - Dir, USACRC, 6010 6th Street, Fort Belvoir, VA 22060 (original)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Fort Belvoir, VA 22060
1 - Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
1 - CDR, 3D MP GRP (CID), ATTN: Operations, 4699 North 1ST Street, Forest Park, GA 30297
1 - CDR, 10th MP Bn (CID) (ABN), Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, 10th MP BN (CID) (ABN), Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, 76th MP Det (CID), 10th MP BN (CID), Camp Victory, APO AE 09342 (e-mail only, less exhibits)
1 - PMO, MNC-I, ATTN: COL [redacted] Al Faw Palace, Camp Victory, IZ 09342 (e-mail only, less exhibits)
1 - CDR, CAMP CROPPER, IZ APO AE 09342 (e-mail only, less exhibits)
1 - CDR, MNF-I Task Force 134, ATTN: LTJG [redacted] Detainee Operation, Asst J3, Camp Victory, IZ (e-mail only, less exhibits)
1 - AFIP, Dover Port Mortuary, Dover AFB, DE (e-mail only, less exhibits)
1 - SJA, 324th MP BN, CAMP CROPPER, IZ APO AE 09342 (e-mail only, less exhibits)
1 - CDR, 324th MP BN, Camp Cropper, Iraq APO AE 09342 (e-mail only, less exhibits)
1 - FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office

09 May 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0100-2006-CID789-78473 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 05 JUL 2006, 1434 - 05 JUL 2006, 1434; INTENSIVE CARE UNIT, 21ST COMBAT SUPPORT HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF), ABU GHRAIB, IRAQ 09342

DATE/TIME REPORTED: 05 JUL 2006, 1440

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN, ; IRAQ; IRAQ; MALE; OTHER; IZ; XZ ; [JUSTIFIABLE HOMICIDE]

VICTIM:
1. HAMED, SALAH SAFAK (DECEASED) ; CIV; IRAQ; 1 JAN 1969; IRAQ; MALE; WHITE; INTERNMENT SERIAL NUMBER (ISN) [redacted] BAGHDAD CENTRAL CONFINEMENT FACILITY, ABU GHRAIB, IRAQ, APO AE 09342, IZ; XZ ; [JUSTIFIABLE HOMICIDE]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation."

The 21st Combat Support Hospital (CSH), Baghdad Central Confinement Facility (BCCF), Abu

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 613

Ghraib, Iraq (AGI), reported the death of a detainee.

Investigation disclosed Mr. HAMED was admitted to the 21st CSH suffering from gunshot wounds to his chest and abdomen ultimately suffering multi system dysfunction. Further investigation revealed Mr. HAMED received his injuries as a result of a combat altercation with Iraqi Forces. An autopsy conducted by the Office of the Armed Forces Medical Examiner which revealed the cause of death was complications from gunshot wounds and the manner of death was homicide. The results of this investigation were consistent with that opinion.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] Jul 06.

2. Medical Records and Preliminary Death Certificate pertaining to Mr. HAMED, various dates.

3. Photographic Packet. (Mr. HAMED)

4. Personal Data Report (PDR) pertaining to Mr. HAMED.

5. Capture Paperwork pertaining to Mr. HAMED.

6. AIR of SA [redacted] 31 Jul 06.

7. Photographic Packet. (Autopsy)

8. Preliminary Autopsy Report, ME 06-0588, 12 Jul 06, pertaining to Mr. HAMED.

9. AIR of SA [redacted] 24 Apr 07.

10. Autopsy Report, ME06-0588, 13 Apr 07, pertaining to Mr. HAMED.

11. Death Certificate, 4 Oct 06, pertaining to Mr. HAMED.

b(6), b(7)(C)

12. Compact Disc 060100.789 containing the photographic images and the originals of Exhibits 3 and 7. (USACRC and file copy only)

13. Post Mortem Fingerprints of Mr. HAMED. (USACRC copy only)

NOT ATTACHED:

None

The originals of Exhibits 1, 3, 6, 7, 9, 12, and 13 are forwarded with the USACRC copy of this report. The originals of Exhibits 2, 4 and 5 are retained in the files of Task Force 134, Camp Victory, Iraq, APO AE 09342. The original of Exhibits 8, 10, and 11 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD.

STATUS: This is a Final Report.

ACLU DETAINEE DEATH 2 CID 615

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
DIR, USACRC, 6010 6TH STREET, FORT BELVOIR, VA 22060 (ORIGINALS)
CHIEF, DSCOPS, USACIDC, 6010 6TH STREET, FORT BELVOIR, VA 22060
CDR, CAMP CROPPER, IRAQ, APO AE 09342 (EMAIL ONLY)
SJA, 324TH MP BN, CAMP CROPPER, IZ APO AE 09342 (EMAIL ONLY)
CDR, 324TH MP BN, CAMP CROPPER, IRAQ APO AE 09342 (EMAIL ONLY)
CDR, TF 134, ATTN: LTJG [redacted] DETAINEE OPERATIONS, CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
CDR, 22ND MP BN (CID)(FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
CDR, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, BAGHDAD, IRAQ, APO AE 09342
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297
DIR, AFIP, AFME, 1413 RESEARCH BLVD, ROCKVILLE, MD 20858
PM, 727TH MP DET, CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
CHIEF, INVESTIGATION OPERATIONS, 6010 6TH STREET, FORT BELVOIR, VA 22060
FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
86th Military Police Detachment (CID), 22nd Military Police Battalion (CID),
Baghdad, Iraq, IZ, APO AE 09342

08 Feb 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/REFERRED/SSI - 0103-2006-CID789-78474 - 5H1A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 10 JUL 2006, 0803 - 10 JUL 2006, 0803; INTENSIVE CARE UNIT, 21ST COMBAT SUPPORT HOSPITAL, BAGHDAD CENTRAL CONFINEMENT FACILITY (BCCF), ABU GHRAIB 09342, IRAQ

DATE/TIME REPORTED: 10 JUL 2006, 0805

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

SUBJECT:
1. UNKNOWN, ; [MURDER] (NFI)

VICTIM:
1. SHADAD, HISHIM (DECEASED) ; CIV; IRAQ; 1 JAN 1966; NINAWA, IRAQ; MALE; WHITE; [redacted]; XZ ; [MURDER] (NFI)

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

This office was notified by MAJ [redacted], Officer in Charge, Patient Administration Division (PAD), 21st Combat Support Hospital (CSH), Baghdad Central Confinement Facility

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 617

(BCCF), Abu Ghraib, Iraq (AGI) of a detainee death.

Investigation disclosed Mr. SHADAD was shot by unknown person(s), not Coalition Forces, and died due to complications resulting from two gunshot wounds to his torso. The Final Autopsy Report listed the cause of death to be complications from gunshot wounds and the manner of death to be homicide.

STATUTES:

ARTICLE 118, UCMJ: MURDER

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 10 Jul 06, detailing the initial notification, interview of medical personnel, receipt of detainee records of Mr. SHADAD, and receipt of death certificate and medical records.

2. Photographic Packet comprised of 10 photographs.

3. Custody Paperwork pertaining to Mr. SHADAD, 8 Jun 06.

4. Medical Records and Preliminary Death Certificate of Mr. SHADAD, received from the 21st CSH.

5. Personal Data Report (PDR) pertaining to Mr. SHADAD, 19 Jun 06.

6. AIR of SA [redacted] 22 Jul 06, detailing the receipt of the Request for Assistance (RFA) and receipt of medical records.

7. Medical Records of Mr. SHADAD, received from the 10th CSH.

8. AIR of SA [redacted] 8 Aug 06, detailing the receipt of the RFA and attendance at the autopsy.

9. Preliminary Autopsy Report, ME06-0599, 17 Jul 06, pertaining to Mr. SHADAD.

10. Photographic Packet comprised of 31 photographs.

b(6), b(7)(C)

a. Packet containing photographs 1-20. (Autopsy)

b. Packet containing photographs 21-31. (Autopsy)

11. Post mortem fingerprints of Mr. SHADAD. (USACRC copy only)

12. AIR of SA [redacted] Jan 07, detailing receipt of death certificate and final autopsy report.

13. Death Certificate, 17 Jul 06, pertaining to Mr. SHADAD.

14. Final Autopsy Report, ME06-0599, 30 Nov 06, pertaining to Mr. SHADAD.

15. Compact Disc 060103.789 containing the photographic images and the originals of Exhibits 2 and 9. (USACIDC, AFIP and Task Force 134 only)

16. Compact Disc containing autopsy images of Mr. SHADAD. (USACIDC and Task Force 134 only)

NOT ATTACHED:

None

The originals of Exhibits 1, 2, 6, 8, 10, 12 and 15 are forwarded to Task Force 134, Camp Victory, IZ APO AE 09342, for action deemed appropriate. The originals of Exhibits 3, 4, 5 and 7 are retained on file at Task Force 134, Camp Victory, IZ APO AE 09342. The original of Exhibit 11 is forwarded with the USACRC copy of this report. The originals of Exhibits 9, 13, 14 and 16 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD.

STATUS: This is a Final Referred Report. This investigation is being referred to Task Force 134 for further referral to the appropriate Iraqi agency for action they deem appropriate.

b(6), b(7)(C)

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
DIR, USACRC, 6010 6TH STREET, FORT BELVOIR, VA 22060
CDR, 324TH MP BN, CAMP CROPPER, IZ APO AE 09342 (EMAIL ONLY)
CDR, CAMP CROPPER, IZ APO AE 09342 (EMAIL ONLY)
SJA, 324TH MP BN, CAMP CROPPER, IZ APO AE 09342 (EMAIL ONLY)
CDR, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, IZ APO AE 09342
CDR, TF 134, CAMP VICTORY, IZ APO AE 09342 ATTN: MAJ [redacted] (ORIGINALS)
CHIEF, DSCOPS, USACIDC, 6010 6TH STREET, FORT BELVOIR, VA 22060 (EMAIL ONLY)
CDR, 3D MP GRP (CID), ATTN: OPERATIONS, 4699 N. 1ST STREET, FOREST PARK, GA 30297
FSO, 22ND MP BN (CID), CAMP VICTORY, IZ APO AE 09342
AFIP, ROCKVILLE, MD
PMO, MNC-I, ATTN: COL [redacted] AL FAW PALACE, CAMP VICTORY, IZ APO AE 09342 (EMAIL ONLY)
SAC, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, IZ APO AE 09342
CDR, 22ND MP BN (CID), CAMP VICTORY, IZ APO AE 09432 (EMAIL ONLY)
CDR, USACIDC, ATTN: CIOP-ZA, 6010 6TH STREET, FORT BELVOIR, VA 22060 (EMAIL ONLY)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
86th Military Police Detachment (CID), 22nd Military Police Battalion (CID),
Baghdad, Iraq, APO AE 09342

31 May 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0116-2006-CID789-78476 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 08 OCT 2006, 0215 - 08 OCT 2006, 0250; CELL TB 74, B BLOCK, SPECIAL HOUSING UNIT, CAMP REMEMBRANCE II INTERNMENT FACILITY, CAMP CROPPER, IRAQ

DATE/TIME REPORTED: 08 OCT 2006, 0320

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. ABBASS AL ZUBAIDI, NAJIM MOHAMMED (DECEASED); CIV; IRAQ; 1 JAN 1942; DIYALA, IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] SPECIAL HOUSING UNIT (SHU), CAMP REMEMBRANCE II, CAMP CROPPER, IZ, APO AE 09342, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 621

1

"This is an Operation Iraqi Freedom Investigation."

The 96TH Military Police Battalion (MP BN), Camp Cropper, Baghdad, Iraq APO AE 09342 (CCI) reported the death of a detainee.

Investigation disclosed Mr. ABBASS AL ZUBAIDI was found in his cell unresponsive and not breathing, and was pronounced deceased at 0250, 8 Oct 06. An autopsy conducted by the Office of the Armed Forces Medical Examiner revealed Mr. ABBASS AL ZUBAIDI died as a result of hypertensive and arteriosclerotic cardiovascular disease and the manner of death was natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 19 Oct 06.

2. Medical Records pertaining to Mr. ABBASS AL ZUBAIDI, various dates.

3. Personal Data Report (PDR) and Enemy Prisoner of War Screening Report (EPWSR) pertaining to Mr. ABBASS AL ZUBAIDI, 11 Oct 05.

4. Sworn Statement of SPC [redacted], 8 Oct 06.

5. Sworn Statement of SPC [redacted] 8 Oct 06.

6. Sworn Statement of SSG [redacted], 8 Oct 06.

7. Sworn Statement of SGT [redacted] 8 Oct 06.

8. Sworn Statement of SGT [redacted] 8 Oct 06.

b(6), b(7)(C)

9. Sworn Statement of CPL [redacted] 8 Oct 06.

10. Sworn Statement of SPC [redacted], 8 Oct 06.

11. Sworn Statement of SGT [redacted] 9 Oct 06.

12. Canvass Interview Worksheet, 9 Oct 06.

13. Sworn Statement of SPC [redacted] 9 Oct 06.

14. Sworn Statement of CPT [redacted] 9 Oct 06.

15. Sworn Statement of MAJ [redacted] 9 Oct 06.

16. Medical Records pertaining to Mr. ABBASS AL ZUBAIDI, 8 Oct 06.

17. Sworn Statement of SGT [redacted] 9 Oct 06.

18. Preliminary Death Certificate, 8 Oct 06, pertaining to Mr. ABBASS AL ZUBAIDI.

19. AIR of SA [redacted] 8 Oct 06, detailing the death scene examination.

20. (20a - 20b) Death Scene Sketches, 8 Oct 06, prepared by SA [redacted]

21. Photographic Packet compromised of 59 photographs (Death Scene).

a. Photographic Packet containing photographs 1-20 (Death Scene).

b. Photographic Packet containing photographs 21-40 (Death Scene).

c. Photographic Packet containing photographs 41-59 (Death Scene).

22. AIR of SA [redacted] 28 May 07.

23. Final Autopsy Examination Report, Autopsy Number ME05-1190, 19 Jan 07, pertaining to Mr. ABBASS AL ZUBAIDI.

b(6), b(7)(C)

24. Photographic Packet containing 20 photographs (Autopsy).

a. Packet containing photographs 1 - 20 (Autopsy).

25. Compact disc 060116.789 containing all photographic images and the original of Exhibit 21 (USACRC and file copies only).

26. Compact disc containing the images of the autopsy of Mr. ABBASS AL ZUBAIDI and the original of Exhibit 24 (USACRC and file copies only).

27. Evidence/Property Custody Document, Document Number (DN) 0832-06 (USACRC and file copies only)

NOT ATTACHED:

Retained in the Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342:

28. Inhaler, Item 1, DN 0832-06

The originals of Exhibits 1, 4 through 15, 17, 19 through 22 and 24 through 27, are forwarded with the USACRC copy of this report. The originals of Exhibit 3 are retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibits 18 and 23 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The originals of Exhibits 2 and 16 are retained in the files of the Patient Administration Division, 21st CSH, CCI. The original of Exhibit 28 is retained in the files of the Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
DIR, USACRC, 6010 6TH STREET, FORT BELVOIR, VA 22060 (Original)
CDR, USACIDC, ATTN: CIOP-ZA, 6010 6TH STREET, FORT BELVOIR, VA 22060
CDR, 3D MP GP (CID), ATTN: OPS, 4699 N 1ST STREET, FOREST PARK, GA 30297
CDR, 324th MP BN, CAMP CROPPER, IRAQ APO AE 09342 (email only)
CDR, CAMP CROPPER, IRAQ, APO AE 09342 (email only)
CDR, MNF-I, TF 134, ATTN: LTJG [redacted] DETAINEE OPS, ASST J3, CAMP VICTORY, IRAQ (email only)
PMO, MNC-I, ATTN: COL [redacted] AL FAW PALACE, CAMP VICTORY, IRAQ 09342 (email only)
DIR, AFIP, AFME, 1413 RESEARCH BLVD, ROCKVILLE, MD 20858
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
AOPS, 22D MP BN (CID), CAMP VICTORY, APO AE 09342
CDR, 22ND MP BN (CID)(FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
OPS, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
GARRISON CDR, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342 (email only)
FILE

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN).*

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.

1. THRU	2. TO	3. FROM
E1		
4. USACRC CONTROL NUMBER	**5. MP REPORT NUMBER**	**6. SUB-INSTALLATION IDENTIFIER**
0122-06-CID789-78478-5H		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	CIV/ISN [redacted]		[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20061029	YES ☒ NO ☐	
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports).*

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 626

13. **JUDICIAL FINDINGS**

[X] GUILTY [ ] DISMISSED
[ ] NOT GUILTY [ ] OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

[ ] a. REPRIMAND [ ] b. ADMONITION [ ] (1) ORAL [ ] (2) IN WRITING
[ ] c. DETENTION [ ] d. FORFEITURE [ ] e. FINED $_____ / _____ MONTHS
[ ] f. REDUCED FROM _____ TO _____ [ ] g. EXTRA DUTY FOR _____ DAYS [ ] h. RESTRICTED FOR _____ DAYS
[ ] i. CORRECTIONAL CUSTODY FOR _____ DAYS [ ] j. CONFINED _____ YEARS _____ MONTHS
[ ] k. SEPARATION: [ ] PUNITIVE DISCHARGE [ ] OTHER
Type _____ Chapter: _____ Characterization: _____ Effective Date: _____
[X] l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Subject tried and convicted on 15 Nov 06 and was sentenced to death on 15 May 2007.

16a. TYPED NAME AND GRADE ~~OF COMMANDING OFFICER~~
MSG [redacted] Operations Sergeant

16b. SIGNATURE
[redacted]

16c. DATE OF REPORT *(YYYYMMDD)*
20070525

16d. AKO ACCOUNT E-MAIL ADDRESS
[redacted]

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 627

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.

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.

1. THRU	2. TO	3. FROM
E1		
4. USACRC CONTROL NUMBER	**5. MP REPORT NUMBER**	**6. SUB-INSTALLATION IDENTIFIER**
0122-06-CID789-78478 -5H		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	CIV/ISN[redacted]		[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20061029	YES ☒ NO ☐	
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports)*.

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C) 3

ACLU DETAINEE DEATH 2 CID 628

13. **JUDICIAL FINDINGS**

☒ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $ _____ / _____ MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☒ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Subject tried and convicted on 15 Nov 06 and was sentenced to death on 15 May 2007.

16a. TYPED NAME AND GRADE ~~OF COMMANDING OFFICER~~

MSG [redacted], Operations Sergeant

16b. SIGNATURE [redacted]

16c. DATE OF REPORT *(YYYYMMDD)* 20070525

16d. AKO ACCOUNT E-MAIL ADDRESS [redacted]

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 629

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.

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.

1. THRU	2. TO	3. FROM
E1		
4. USACRC CONTROL NUMBER	**5. MP REPORT NUMBER**	**6. SUB-INSTALLATION IDENTIFIER**
0122-06-CID789-78478-5H		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	CIV/ISN[redacted]		[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20061029	YES ☒ NO ☐	
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports)*.

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C) S

ACLU DETAINEE DEATH 2 CID 630

13. **JUDICIAL FINDINGS**

☒ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☐ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $_____ / _____ MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☒ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Subject tried and convicted on 15 Nov 06 and was sentenced to death on 15 May 2007.

16a. TYPED NAME AND GRADE ~~OF COMMANDING OFFICER~~

MSG [redacted] Operations Sergeant

16b. SIGNATURE

[redacted]

16c. DATE OF REPORT *(YYYYMMDD)*

20070525

16d. AKO ACCOUNT E-MAIL ADDRESS

[redacted]

b(6), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 631

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.

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.

1. THRU	2. TO	3. FROM
H9		
4. USACRC CONTROL NUMBER	**5. MP REPORT NUMBER**	**6. SUB-INSTALLATION IDENTIFIER**
0122-06-CID789-78478-5H		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	CIV/ISN [redacted]		[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20061029	YES ☐ NO ☒	see remarks
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports)*.

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C) 7

ACLU DETAINEE DEATH 2 CID 632

13. **JUDICIAL FINDINGS**

☐ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☒ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $ _____ / _____ MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☒ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Subject released to Iraqi authorities on 14 April 07. No further action pending.

16a. TYPED NAME AND GRADE ~~OF COMMANDING OFFICER~~

MSG [redacted] Operations Sergeant

16b. SIGNATURE [redacted]

16c. DATE OF REPORT *(YYYYMMDD)* 20070525

16d. AKO ACCOUNT E-MAIL ADDRESS [redacted]

b(6), b(7)(C)

B

ACLU DETAINEE DEATH 2 CID 633

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.

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.

1. THRU	2. TO	3. FROM
H9		
4. USACRC CONTROL NUMBER	**5. MP REPORT NUMBER**	**6. SUB-INSTALLATION IDENTIFIER**
0122-06-CID789-78478-5H		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	CIV/ISN [redacted]		[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20061029	YES ☐ NO ☒	see remarks
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports)*.

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C) 9

ACLU DETAINEE DEATH 2 CID 634

13. **JUDICIAL FINDINGS**

☐ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☒ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $ _____ / _____ MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☒ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Subject released to Iraqi authorities on 14 April 07. No further action pending.

16a. TYPED NAME AND GRADE ~~OF COMMANDING OFFICER~~

MSG [redacted] Operations Sergeant

16b. SIGNATURE

[redacted]

16c. DATE OF REPORT *(YYYYMMDD)*

20070525

16d. AKO ACCOUNT E-MAIL ADDRESS

[redacted]

b(6), b(7)(C)

10

ACLU DETAINEE DEATH 2 CID 635

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is Office of the Provost Marshal General

SUSPENSE DATE *(YYYYMMDD)*

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.

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.

1. THRU	2. TO	3. FROM
H9		
4. USACRC CONTROL NUMBER	**5. MP REPORT NUMBER**	**6. SUB-INSTALLATION IDENTIFIER**
0122-06-CID789-78478-5H		

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section.

Block 5. Provost Marshals must enter the Military Police Report number for all cases referred to commanders.

Block 6. This block is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

7. NAME OF SUBJECT *(Last, First, MI)*	8. GRADE	9. SSN	10. DATE OF BIRTH *(YYYYMMDD)*
[redacted]	CIV/ISN[redacted]		[redacted]

11a. OFFENSE(s)	11b. DATE OF OFFENSE(s) *(YYYYMMDD)*	11c. ACTION TAKEN	11d. IF NO ACTION TAKEN, EXPLAIN:
Murder	20061029	YES ☐ NO ☒	see remarks
		YES ☐ NO ☐	
		YES ☐ NO ☐	

12. ACTION TAKEN *(check all that apply)*

* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 *(MP Reports)* or AR 195-2 *(CID Reports)*.

☐ a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

REFERRED TO *(Check appropriate blocks)*	DATE REFERRED *(YYYYMMDD)*	DATE RESPONDED *(YYYYMMDD)*
☐ F = FAMILY ADVOCACY		
☐ D = DRUG/ALCOHOL ABUSE		
☐ S = SPECIAL REFERRAL		
☐ E = EQUAL OPPORTUNITY		
☐ L = LEGAL OFFICE		
☐ M = MENTAL HEALTH		
☐ R = RELIEF AGENCY		

☐ b. ADVERSE PERSONNEL ACTION:

☐ REPRIMAND ☐ ORAL ☐ WRITTEN

FILED: ☐ LOCALLY ☐ OMPF

☐ LETTER OF CONCERN/COUNSELING

☐ ADVERSE OER/NCOER COMMENT

☐ RELIEF FOR CAUSE OER/NCOER

☐ SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

☐ DISCHARGE PURSUANT TO AR 635-200 (ENLISTED)/AR 600-8-24 (OFFICER)

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

☐ c. NONJUDICIAL PUNISHMENT *(Article 15, UCMJ) (ATTACH COPY OF ARTICLE 15)*

☐ SUMMARIZED ☐ FIELD GRADE ☐ GCMCA IMPOSED

☐ COMPANY GRADE ☐ GENERAL OFFICER IMPOSED

☐ d. JUDICIAL *(If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)*

☐ SUMMARY COURT MARTIAL ☐ GENERAL COURT-MARTIAL

☐ SPECIAL COURT-MARTIAL ☐ CIVILIAN OR MAGISTRATE CRIMINAL COURT

b(6), b(7)(C) 11

ACLU DETAINEE DEATH 2 CID 636

13. **JUDICIAL FINDINGS**

☐ GUILTY ☐ DISMISSED

☐ NOT GUILTY ☒ OTHER *(For example, guilty of a lesser included offense. Explain in Remarks.)*

14. **RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION**

☐ a. REPRIMAND ☐ b. ADMONITION ☐ (1) ORAL ☐ (2) IN WRITING

☐ c. DETENTION ☐ d. FORFEITURE ☐ e. FINED $ _____ / _____ MONTHS

☐ f. REDUCED FROM _____ TO _____ ☐ g. EXTRA DUTY FOR _____ DAYS ☐ h. RESTRICTED FOR _____ DAYS

☐ i. CORRECTIONAL CUSTODY FOR _____ DAYS ☐ j. CONFINED _____ YEARS _____ MONTHS

☐ k. SEPARATION: ☐ PUNITIVE DISCHARGE ☐ OTHER

Type _____ Chapter: _____ Characterization: _____ Effective Date: _____

☒ l. OTHER *(For example, suspension of driving privileges. Explain in Remarks.)*

15. REMARKS

Subject released to Iraqi authorities on 14 April 07. No further action pending.

16a. TYPED NAME AND GRADE ~~OF COMMANDING OFFICER~~

MSG [redacted] Operations Sergeant

16b. SIGNATURE [redacted]

16c. DATE OF REPORT *(YYYYMMDD)* 20070525

16d. AKO ACCOUNT E-MAIL ADDRESS [redacted]

b(6), b(7)(C)

12.

ACLU DETAINEE DEATH 2 CID 637

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office

02 Apr 2007

MEMORANDUM FOR: SEE DISTRIBUTION
SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0122-2006-CID789-78478 - 5H1C

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 28 OCT 2006, 2300 - 29 OCT 2006, 0555; TENT 8, COMPOUND 4, CAMP REMEMBRANCE II INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IRAQ

DATE/TIME REPORTED: 29 OCT 2006, 0605

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] CIV; IRAQ; [redacted]; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 4, CAMP REMEBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

2. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted] COMPOUND 4, CAMP REMEBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038 (A)

3. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted], COMPOUND 4, CAMP REMEMBRANCE II, CAMP CROPPER,

b(2), b(6), b(7)(C)

13

ACLU DETAINEE DEATH 2 CID 638

BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

4. [redacted]; CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted] COMPOUND 4, CAMP REMEMBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]

5. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted] COMPOUND 4, CAMP REMEMBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]

6. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted] COMPOUND 4, CAMP REMEBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038 (A)

VICTIM:

1. FURAYH AL MEHLAWY, MUNTASIR HAMAD (DECEASED) ; CIV; IRAQ; 1 JAN 1988; AL QAILM, IRAQ; MALE; OTHER; ISN [redacted] COMPOUND 4, CAMP REMEBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

The 324th Military Police Battalion (MP BN), Camp Cropper, Baghdad, Iraq APO AE 09342 (CCI) reported the death of a detainee.

Investigation established Mr. [redacted] Mr. [redacted] Mr. [redacted], Mr. [redacted] Mr. [redacted] and Mr. [redacted] committed the offense of Murder when Mr. [redacted] Mr [redacted], Mr. [redacted] Mr. [redacted] and Mr. [redacted] held down Mr. FURAYH AL MEHLAWY while Mr. [redacted] used a tent strap to strangle him to death.

STATUTES:

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 639

PART 3, CHAPTER 1, SECTION 2, PARAGRAPH 410, IRAQI PENAL CODE: MURDER

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 1 Nov 06.

2. Statement of SGT [redacted], 29 Oct 06.

3. Medical Records and Preliminary Death Certificate pertaining to Mr. FURAYH AL MEHLAWY, various dates.

4. Personal Data Report and Enemy Prisoner of War Screening Report pertaining to Mr. [redacted] 14 Oct 05 - 31 Sep 06.

5. Statement of SSG [redacted] 29 Oct 06.

6. Statement of SGT [redacted] Oct 06.

7. Photographic Packet comprised of 156 photographs.

   a. Packet containing photographs 1-20. (death scene)

   b. Packet containing photographs 21-40. (death scene)

   c. Packet containing photographs 41-60. (death scene)

   d. Packet containing photographs 61-80. (death scene)

   e. Packet containing photographs 81-100. (death scene and mug shots)

   f. Packet containing photographs 101-120. (mug shots)

   g. Packet containing photographs 121-140. (mug shots)

b(6), b(7)(C)

15

ACLU DETAINEE DEATH 2 CID 640

h. Packet containing photographs 141-156. (mug shots and autopsy)

8. Statement of SGT [redacted] 30 Oct 06.

9. Sketch depicting the area where the bag containing a towel, t-shirt and strips of cloth were discovered, prepared by SPC [redacted] Nov 06.

10. Sketch depicting the area where the tent strap was discovered, prepared by SPC [redacted] 30 Oct 06.

11. AIR of SA [redacted] 29 Oct 06.

12. Death Scene Sketch, 29 Oct 06, prepared by SA [redacted]

13. AIR of SA [redacted] 26 Nov 06.

14. Statement of Mr. [redacted] 2 Nov 06.

15. Photographic Lineup presented to Mr. [redacted]

16. Statement of Mr. [redacted] 4 Nov 06.

17. Photographic Lineup presented to Mr [redacted]

18. Canvass Interview Worksheet, 7 Nov 06.

19. Statement of SGT [redacted] 8 Nov 06.

20. Sketch of SGT [redacted] Nov 06.

21. Canvass Interview Worksheet, 15 Nov 06.

22. Statement of SGT [redacted] 26 Nov 06.

23. AIR of SA [redacted] 6 Nov 06.

24. Preliminary Autopsy Report, ME06-1023, 6 Nov 06, pertaining to Mr. FURAYH AL MEHLAWY.

b(6), b(7)(C)

16

ACLU DETAINEE DEATH 2 CID 641

25. Post mortem fingerprints of Mr. FURAYH AL MEHLAWY. (USACRC copy only)

26. AIR of SA [redacted] 26 Feb 07.

27. Autopsy Report, ME06-1023, 18 Jan 07.

28. Death Certificate, 04 Nov 06, pertaining to Mr. FURAYH AL MEHLAWY.

29. Forensic Laboratory Examination Request, 2 Nov 06. (USACIDC only)

30. Compact disc 060122.789 containing all photographic images. (USACIDC and Task Force 134 only)

31. Compact disc containing the images of the autopsy of Mr. FURAYH AL MEHLAWY. (USACIDC and Task Force 134 only)

32. DA Form 4137, Evidence/Property Custody Document, voucher (VN) 0861-06 through 0878-06, 29 Oct 06 - 31 Oct 06. (USACIDC only)

NOT ATTACHED:

Retained in the Evidence Depository, 22ND MP BN (CID), Camp Victory, Iraq:

33. Bag, towel, T-shirt and strips of cloth, Item 1, Document Number (DN) 0861-06

34. Tent strap (U.S. Government), Item 1, DN 0862-06

35. Buccal swab (Mr. [redacted], Item 1, DN 0863-06

36. Buccal swab (control), Item 2, DN 0863-06

37. Buccal swab (Mr. [redacted], Item 1, DN 0864-06

38. Buccal swab (control), Item 2, DN 0864-06.

39. Buccal swab (Mr. [redacted] Item 1, DN 0865-06.

40. Buccal swab (control), Item 2, DN 0865-06

41. Buccal swab (Mr. [redacted] Item 1, DN 0866-06

42. Buccal swab (control), Item 2, DN 0866-06
43. Buccal swab (Mr. [redacted] Item 1, DN 0867-06
44. Buccal swab (control), Item 2, DN 0867-06
45. Buccal swab (Mr. [redacted], Item 1, DN 0868-06
46. Buccal swab (control), Item 2, DN 0868-06
47. Buccal swab (Mr. [redacted], Item 1, DN 0869-06
48. Buccal swab (control), Item 2, DN 0869-06
49. Buccal swab (Mr. [redacted], Item 1, DN 0870-06
50. Buccal swab (control), Item 2, DN 0870-06
51. Buccal swab (Mr. [redacted] Item 1, DN 0871-06
52. Buccal swab (control), Item 2, DN 0871-06
53. Buccal swab (Mr. [redacted], Item 1, DN 0872-06
54. Buccal swab (control), Item 2, DN 0872-06
55. Buccal swab (Mr. [redacted], Item 1, DN 0873-06
56. Buccal swab (control), Item 2, DN 0873-06
57. Buccal swab (Mr. [redacted] Item 1, DN 0874-06
58. Buccal swab (control), Item 2, DN 0874-06
59. Buccal swab (Mr. [redacted], Item 1, DN 0875-06
60. Buccal swab (control), Item 2, DN 0875-06
61. Buccal swab (Mr. [redacted], Item 1, DN 0876-06

b(6), b(7)(C)

18

ACLU DETAINEE DEATH 2 CID 643

62. Buccal swab (control), Item 2, DN 0876-06

63. Buccal swab (Mr. [redacted], Item 1, DN 0877-06

64. Buccal swab (control), Item 2, DN 0877-06

65. Buccal swab (Mr. [redacted], Item 1, DN 0878-06

66. Buccal swab (control), Item 2, DN 0878-06

The originals of Exhibits 1, 2, 5 through 23, 25, 26, 30 and 32 are forwarded with the USACRC copy of this report. The originals of Exhibits 3 and 4 are retained on file at Task Force 134, Camp Victory, IZ APO AE 09342. The originals of Exhibits 24, 27, 28, and 31 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD, 20850. The original of Exhibit 29 is retained on file at USACRC, 4930 N. 31st Street, Forest Park, GA 30297.

STATUS: This is a Final Report. Commander's Report of Disciplinary Action taken (DA Form 4833) is pending.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 644

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
CDR, CAMP CROPPER, IRAQ, IZ, APO AE 09342 (EMAIL ONLY)
SJA, 324TH MP BN, CAMP CROPPER, IRAQ, IZ, APO AE 09342 (EMAIL ONLY)
CDR, MNF-I TF 134, ATTN: LTJG [redacted] DETAINEE OPERATIONS, 09342 (EMAIL ONLY)
PM, MNC-I, AL FAW PALACE, CAMP VICTORY, IRAQ, IZ, APO AE 09342 (EMAIL ONLY)
GARRISON CDR, CAMP CROPPER, IRAQ, IZ, APO AE 09342 (EMAIL ONLY)
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IZ (EMAIL ONLY)
CHIEF, DSCOPS, USACIDC, 6010 6TH STREET, FORT BELVOIR, VA 22060
CDR, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, APO AE 09342 (EMAIL ONLY)
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297 (EMAIL ONLY)
CDR, 22ND MILITARY POLICE BN (CID)(FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO, AE 09344 (EMAIL ONLY)
DIR, USACRC, 6010 6TH STREET, FORT BELVOIR, VA 22060 (ORIGINALS)
SJA, CCCI, LT [redacted], US EMBASSY, BAGHDAD, IRAQ, APO AE 09316
CDR, 324TH MP BN, CAMP CROPPER, IRAQ, IZ, APO AE 09342 (EMAIL ONLY)
CHIEF, INVESTIGATIVE OPERATIONS, 6010 6TH ST., FORT BELVOIR, VA 22060
AFIP, 1413 RESEARCH BLVD., BUILDING 102, ROCKVILLE, MD 20850 (EMAIL ONLY)
FILE

b(6), b(7)(C)

20

ACLU DETAINEE DEATH 2 CID 645

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
86th Military Police Detachment (CID), 22nd Military Police Battalion (CID),
Baghdad, Iraq, APO AE 09342

02 Jun 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0124-2006-CID789-78479 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 06 NOV 2006, 0001 - 21 NOV 2006, 0253; INTENSIVE CARE WARD, 21ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD, IRAQ

2. 01 NOV 2006, 1200 - 01 NOV 2006, 1300; MB 431785, CHECKPOINT T80 C, IRAQ

3. 01 NOV 2006, 1200 - 06 NOV 2006, 2359; 28TH COMBAT SUPPORT HOSPITAL, BAGHDAD, IRAQ

DATE/TIME REPORTED: 21 NOV 2006, 0310

INVESTIGATED BY:

SA [redacted]
SA
SA
SA
SA

SUBJECT:

1. UNKNOWN COALITION FORCES, ; [JUSTIFIABLE HOMICIDE] (NFI)

VICTIM:

1. HUMUD, MOSLEM DAWOOD (DECEASED); CIV; IRAQ; 1 JAN 1988; AL

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 646

WEHDA, BAGHDAD, IRAQ; MALE; OTHER; HOSPITAL IDENTIFICATION NUMBER 100-01-2639, IZ; XZ ; [JUSTIFIABLE HOMICIDE]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation."

The 324th Military Police Battalion (MP BN), Camp Cropper, Baghdad, Iraq APO AE 09342 (CCI) reported Mr. HUMUD died at the 21st Combat Support Hospital (CSH), CCI.

Investigation disclosed Mr. HUMUD was admitted to the 21st CSH, suffering from a gunshot wound to the abdomen received during a combat altercation with unknown Coalition Forces and subsequently died from his injuries. Medical personnel and the Forensic Science Officer, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342 (CVI), determine the cause of death to be complications due to a gunshot wound to the abdomen and the manner of death was homicide. Due to Mr. HUMUD being shot during an engagement with Coalition Forces, the homicide was justified.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 21 Nov 06.
2. Internment Paperwork pertaining to Mr. HUMUD, 1 Nov 06.
3. Photographic Packet compromised of 13 photographs.
   a. Photographic Packet containing photographs 1-13 (Mr. HUMUD).
4. Death Certificate pertaining to Mr. HUMUD, 21 Nov 06.

b(6), b(7)(C)

5. Medical records pertaining to Mr. HUMUD, various dates.

6. Birth Certificate and Iraqi Citizenship Certificate pertaining to Mr. HUMUD, 1 Jan 88.

7. English language translations of Exhibit 6.

8. AIR of SA [redacted] 28 Nov 06.

9. Medical treatment records pertaining to Mr. HUMUD while at the 28th CSH, various dates.

10. AIR of SA [redacted] 31 May 07.

11. Compact disc 060124.789 containing all photographic images and the originals of Exhibits 3 (USACRC and file copies only).

NOT ATTACHED:

None

The originals of Exhibits 1, 3, 7, 8, 10 and 11 are forwarded with the USACRC copy of this report. The originals of Exhibit 2, 4, 5, 6 and 9 are retained in the files of Task Force 134, CVI.

STATUS: This is a Final Report.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
DIR, USACRC, FORT BELVOIR, VA (Original)
AOPS, 22D MP BN (CID), CAMP VICTORY, APO AE 09342
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297 (email only)
CHIEF, DSCOPS, USACIDC, 6010 6TH STREET, FORT BELVOIR, VA 22060 (email only)
DIR, AFIP, AFME, 1413 RESEARCH BLVD, ROCKVILLE, MD 20858
FOB CDR, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342 (email only)
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
OPS, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
PMO, MNC-I, AL FAW PALACE, ATTN: COL [redacted] CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342 (email only)
CDR, TF 134, ATTN: LTJG [redacted] DETAINEE OPERATIONS, CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342 (email only)
CDR, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, BAGHDAD, IRAQ, APO AE 09342 (email only)
CDR, 22ND MP BN (CID)(FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342 (email only)
FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
BALAD CID OFFICE, LSA ANACONDA, APO AE 09391

22 Nov 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - CORRECTED FINAL/SSI - 0136-2006-CID919-77463 - 5H9B / 5C1N

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 02 OCT 2006, 1758 - 02 OCT 2006, 2016; SALAH AD PROVINCE, EAST OF AD DUJAYL, IRAQ, IN VICINITY OF MGRS MC 31734 41034, AD DUJAYL, IRAQ

DATE/TIME REPORTED: 03 OCT 2006, 1219

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN-1880930-0136-2006-CID919-I ; [UNDETERMINED MANNER OF DEATH], [AGGRAVATED ASSAULT] (NFI)

VICTIM:
1. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; [AGGRAVATED ASSAULT]

2. NEJIM-OBAID, MUHAMMED ABDULLAH (DECEASED) ; CIV; IRAQ; 1 JAN 1971; DUJAILA, IRAQ; MALE; OTHER; [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 650

This is an Operation Iraqi Freedom Investigation.

This investigation was initiated when MAJ [redacted], Brigade Judge Advocate, 3rd Brigade Combat Team, 82d Airborne Division (3 BCT, 82d ABD), Contingency Operating Base Speicher (COB Speicher), Tikrit, IZ, notified this office of an undetermined manner of death and possible aggravated assault of two local national (LN) males in the vicinity of Military Grid Reference System (MGRS) MC 31734 41034.

Investigation disclosed on 2 Oct 06, Crescent Security Group (CSG) (NFI), was providing convoy security for AEGIS, Defense Services Limited (Headquarters 39 Victoria Street, London, SW LH 0EU, United Kingdom) when an Improvised Explosive Device (IED) reportedly detonated near the convoy. Approximately 30 minutes after the detonation, CSG personnel observed and detained two unidentified LN males riding a motorcycle which was reported to have Iraqi Police (IP) markings. CSG personnel reported one of the males attempted to escape, and a CSG employee fired warning shots, then shot and killed one LN. CSG personnel reported the deceased LN had approximately 50 meters of balled up copper wire with leaves and twigs intertwined. The second LN was transported to Forward Operating Base O'Ryan (FOB O'Ryan) where he was released to CPT [redacted] Commander, D Company, 1/8 Infantry (D CO, 1/8 IN)(NFI). CPT [redacted] assumed custody of the LN after the CSG personnel related they would take the LN "out to the field". CPT [redacted] related the LN appeared badly beaten and he was looking out for the welfare of the LN. The deceased LN was released to the IP at the scene.

Further investigation disclosed the surviving LN, Mr. [redacted] was an Iraqi Police Officer who was serving subpoenas. The passenger was his brother, Mr. A. NEJIM-OBAID, who he said he was carrying a grape basket when they were fired upon by men in trucks. Mr. [redacted] reported he heard his brother plead for his life. Mr [redacted] heard gunshots, afterwards he did not hear his brother say anything. Mr. [redacted] stated he was informed by the responding Iraqi Police his brother was dead.

CSG personnel on the scene responsible for escorting Mr. [redacted] to FOB O'Ryan, Iraq, were Mr. [redacted] Defense Agency, Department of Defense (DOD) Contractor, [redacted] Mr [redacted] Air Force, DOD Contractor [redacted], [redacted] and Mr [redacted] Marine Corps Individual Ready Reserve not on active duty, [redacted] Mr [redacted] and Mr. [redacted] were interviewed and related the convoy had been struck by an IED. They pushed through the kill zone and returned to look for the "triggerman." They admitted to have engaged the NEJIM-OBAID brothers; and after Mr. A. NEJIM-OBAID attempted to escape, he was shot and killed. Mr [redacted] was not interviewed.

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 651

On 15 Nov 06, this case was referred to the Federal Bureau of Investigation, U.S. Embassy, Baghdad, Iraq, none of the personnel involved in this investigation were soldiers or Department of the Army civilians.

STATUTES:

Undetermined Manner of Death

Article 128, UCMJ: Aggravated Assault

EXHIBITS/SUBSTANTIATIONS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 5 Aug 06, detailing the initial notification; interviews of CPT [redacted] 1LT [redacted] SGT [redacted] Mr. NEJIM-OBAID, SPC [redacted] and CPT [redacted] eceipt of Detainee Packet; and photo packet.

2. Sworn Statement of CPT [redacted] 4 Oct 06, wherein he detailed his conversation with Crescent Security Group personnel.

3. Sworn Statement of 1LT [redacted] Oct 06, wherein he stated he believed the Crescent Security Group personnel over-reacted.

4. Sworn Statement of SGT [redacted] 4 Oct 06, wherein he stated Mr. [redacted] had been the subject of abuse.

5. Sworn Statement and translation of Mr. [redacted] by Mr [redacted] 4 Oct 06, wherein he stated his knowledge of the incident.

6. Translation of the narrative portion of the Sworn Statement of Mr [redacted], 4 Oct 06, by Mr. [redacted]

7. Sworn Statement of SPC [redacted] Oct 06, wherein he stated he thought Crescent Security Group personnel made an error in judgment.

8. Sworn Statement of CPT [redacted] Oct 06, wherein he stated his knowledge of the incident.

9. Copy of Sworn Statement of Mr. [redacted] 2 Oct 06, wherein he stated his knowledge of the incident.

10. Copy of Sworn Statement of Mr. [redacted] 2 Oct 06, wherein he stated his knowledge of the incident.

11. Copy of 3rd Unit of Action Detainee Packet, 2 Oct 06.

12. AIR of SA [redacted] 25 Oct 06, detailing the transfer of the interview of Mr. [redacted] onto digital video disc, name checks, Staff Judge Advocate and Law Enforcement coordinations; receipt of external reports; interviews of Constable [redacted], 2LT [redacted] 1LT [redacted] and 1LT [redacted] sketches; crime scene verification; and the collection of evidence.

13. Crescent Security Group Incorporated Incident Investigation, 2 Oct 06.

14. Coalition Provisional Authority Memorandum Number 17, 26 Jun 04.

15. Copy of Iraqi Police Report and translation of report documents by Mr [redacted] 4 Oct 06.

16. Interview Worksheets and Sketches, 18 Oct 06.

17. AIR o [redacted] 31 Oct 06, detailing the initial notification; command coordinations; and the interviews of Mr [redacted] and Mr [redacted]

18. Non-Wavier Certificate of Mr. [redacted] 30 Oct 06.

19. Non-Wavier Certificate of Mr [redacted] 30 Oct 06.

20. Photographic packet comprised of 8 photographs (Injuries to Mr. [redacted]).

21. Photographic packet comprised of 8 photographs (Blast Site).

22. Photographic packet comprised of 8 photographs (Neck Bruise on Mr. [redacted]).

23. Compact Disc 0677463.919 containing all photographic images of Exhibits 20, 21, and 22 (USACRC copy only).

24. (24.1 through 24.2) Copy of DA Form 4137, Evidence/Property Custody Document,

voucher (VO) 0840-06, 17 Oct 06; 0849-06, 23 Oct 06.

25. CID Form 118-E-R, Disclosure Accounting Record (USACRC and File only).

NOT ATTACHED:

Retained in the 10th Military Police Battalion (CID), Evidence Depository, Camp Victory, Baghdad, IZ APO AE 09342.

26. 8mm Video Cassette (Interview), VO# 0840-06.

27. (10) shell casings (Crime Scene), VO# 0849-06.

28. 5.56mm round (Crime Scene), VO# 0849-06.

The originals of Exhibits 1 through 8, 12, 14, 16 through 23 and 25 are attached to the USACRC copy of this report. The originals of Exhibits 9, 10, and 11 are retained in the files of the 1st Battalion, 8th Infantry Regiment, FOB O'Ryan, Iraq. The originals of Exhibit 13 are retained in the files of the Crescent Security Group Incorporated. The originals of Exhibit 15 are retained in the files of the Iraqi Police station of Al-Ghadir. The originals of Exhibits 24 are retained in the files of the 10th Military Police Battalion (CID), Evidence Depository, Camp Victory, Baghdad, IZ APO AE 09342.

STATUS: This is an Initial/Final Referred Report. On 13 Nov 06, this investigation was referred to the Federal Bureau of Investigation, who assumed all investigative and prosecutorial responsibility. A Commander's Report of Disciplinary Action is not required.

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA 22060
1-US Embassy, Baghdad, Iraq, APO AE 09316; Attn: FBI, Legat Office
1-Cdr, 3D MP GP (CID), ATTN: Operations
1-Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir, VA 22060
1-CDR, 10th Military Police BN (CID), BLDG 121 Sapper Str, Camp Victory, APO AE 09432
1-FILE

b(2), b(6), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 655

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
BALAD CID OFFICE, LSA ANACONDA, APO AE 09391

21 Nov 2006

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/REFERRED/SSI - 0136-2006-CID919-77463 - 5H9B / 5C1N

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 02 OCT 2006, 1758 - 02 OCT 2006, 2016; SALAH AD PROVINCE, EAST OF AD DUJAYL, IRAQ, IN VICINITY OF MGRS MC 31734 41034, AD DUJAYL, IRAQ

DATE/TIME REPORTED: 03 OCT 2006, 1219

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA
SA

SUBJECT:
1. UNKNOWN-1880930-0136-2006-CID919-I ; [UNDETERMINED MANNER OF DEATH], [AGGRAVATED ASSAULT] (NFI)

VICTIM:
[redacted] CIV; IRAQ; 1 JAN 1969; DUJAILA, IRAQ; MALE; OTHER; [AGGRAVATED ASSAULT]

2. NEJIM-OBAID, MUHAMMED ABDULLAH (DECEASED) ; CIV; IRAQ; 1 JAN 1971; DUJAILA, IRAQ; MALE; OTHER; [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

b(2),b(6),b(7)(C)

7

ACLU DETAINEE DEATH 2 CID 656

This is an Operation Iraqi Freedom Investigation.

This investigation was initiated when MAJ [redacted] Brigade Judge Advocate, 3rd Brigade Combat Team, 82d Airborne Division (3 BCT, 82d ABD), Contingency Operating Base Speicher (COB Speicher), Tikrit, IZ, notified this office of an undetermined manner of death and possible aggravated assault of two local national (LN) males in the vicinity of Military Grid Reference System (MGRS) MC 31734 41034.

Investigation disclosed on 2 Oct 06, Crescent Security Group (CSG) (NFI), was providing convoy security for AEGIS, Defense Services Limited (Headquarters 39 Victoria Street, London, SW LH 0EU, United Kingdom) when an Improvised Explosive Device (IED) reportedly detonated near the convoy. Approximately 30 minutes after the detonation, CSG personnel observed and detained two unidentified LN males riding a motorcycle which was reported to have Iraqi Police (IP) markings. CSG personnel reported one of the males attempted to escape, and a CSG employee fired warning shots, then shot and killed one LN. CSG personnel reported the deceased LN had approximately 50 meters of balled up copper wire with leaves and twigs intertwined. The second LN was transported to Forward Operating Base O'Ryan (FOB O'Ryan) where he was released to CPT [redacted] Commander, D Company, 1/8 Infantry (D CO, 1/8 IN)(NFI). CPT [redacted] assumed custody of the LN after the CSG personnel related they would take the LN "out to the field". CPT [redacted] related the LN appeared badly beaten and he was looking out for the welfare of the LN. The deceased LN was released to the IP at the scene.

Further investigation disclosed the surviving LN, [redacted], was an Iraqi Police Officer who was serving subpoenas. The passenger was his brother, Mr. A. NEJIM-OBAID, who he said he was carrying a grape basket when they were fired upon by men in trucks. [redacted] reported he heard his brother plead for his life. [redacted] heard gunshots, afterwards he did not hear his brother say anything. [redacted] stated he was informed by the responding Iraqi Police his brother was dead.

CSG personnel on the scene responsible for escorting [redacted] to FOB O'Ryan, Iraq, were [redacted] Defense Agency, Department of Defense (DOD) Contractor, [redacted] 33813-3587; [redacted] Air Force, DOD Contractor, [redacted] 14068; and [redacted] Marine Corps Individual Ready Reserve not on active duty, [redacted] 96007-8437. [redacted] and [redacted] were interviewed and related the convoy had been struck by an IED. They pushed through the kill zone and returned to look for the "triggerman." They admitted to have engaged the NEJIM-OBAID brothers; and after Mr. A. NEJIM-OBAID attempted to escape, he was shot and killed. [redacted] was not interviewed.

On 15 Nov 06, this case was referred to the Federal Bureau of Investigation, U.S. Embassy, Baghdad, Iraq, none of the personnel involved in this investigation were soldiers or Department of the Army civilians.

STATUTES:

Undetermined Manner of Death

Article 128, UCMJ: Aggravated Assault

EXHIBITS/SUBSTANTIATIONS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 5 Aug 06, detailing the initial notification; interviews of CPT [redacted], 1LT [redacted], SGT [redacted], SPC [redacted], and CPT [redacted] receipt of Detainee Packet; and photo packet.

2. Sworn Statement of CPT [redacted], 4 Oct 06, wherein he detailed his conversation with Crescent Security Group personnel.

3. Sworn Statement of 1LT [redacted], 4 Oct 06, wherein he stated he believed the Crescent Security Group personnel over-reacted.

4. Sworn Statement of SGT [redacted] 4 Oct 06, wherein he stated [redacted] had been the subject of abuse.

5. Sworn Statement and translation of [redacted] by [redacted] 4 Oct 06, wherein he stated his knowledge of the incident.

6. Translation of the narrative portion of the Sworn Statement of [redacted] 4 Oct 06, by [redacted]

7. Sworn Statement of SPC [redacted] 4 Oct 06, wherein he stated he thought Crescent Security Group personnel made an error in judgment.

8. Sworn Statement of CPT [redacted], 4 Oct 06, wherein he stated his knowledge of the incident.

b(6), b(7)(C)

9

ACLU DETAINEE DEATH 2 CID 658

9. Copy of Sworn Statement of [redacted] 2 Oct 06, wherein he stated his knowledge of the incident.

10. Copy of Sworn Statement of [redacted] 2 Oct 06, wherein he stated his knowledge of the incident.

11. Copy of 3rd Unit of Action Detainee Packet, 2 Oct 06.

12. AIR of SA [redacted], 25 Oct 06, detailing the transfer of the interview of [redacted] onto digital video disc, name checks, Staff Judge Advocate and Law Enforcement coordinations; receipt of external reports; interviews of Constable [redacted] 2LT [redacted], 1LT [redacted] and 1LT [redacted] sketches; crime scene verification; and the collection of evidence.

13. Crescent Security Group Incorporated Incident Investigation, 2 Oct 06.

14. Coalition Provisional Authority Memorandum Number 17, 26 Jun 04.

15. Copy of Iraqi Police Report and translation of report documents by [redacted], 4 Oct 06.

16. Interview Worksheets and Sketches, 18 Oct 06.

17. AIR of [redacted] 31 Oct 06, detailing the initial notification; command coordinations; and the interviews of [redacted] and [redacted]

18. Non-Wavier Certificate of [redacted] 30 Oct 06.

19. Non-Wavier Certificate of [redacted] 30 Oct 06.

20. Photographic packet comprised of 8 photographs (Injuries to [redacted]

21. Photographic packet comprised of 8 photographs (Blast Site).

22. Photographic packet comprised of 8 photographs (Neck Bruise on [redacted]

23. Compact Disc 0677463.919 containing all photographic images of Exhibits 20, 21, and 22 (USACRC copy only).

24. (24.1 through 24.2) Copy of DA Form 4137, Evidence/Property Custody Document,

voucher (VO) 0840-06, 17 Oct 06; 0849-06, 23 Oct 06.

NOT ATTACHED:

Retained in the 10th Military Police Battalion (CID), Evidence Depository, Camp Victory, Baghdad, IZ APO AE 09342.

25. 8mm Video Cassette (Interview), VO# 0840-06.

26. (10) shell casings (Crime Scene), VO# 0849-06.

27. 5.56mm round (Crime Scene), VO# 0849-06.

The originals of Exhibits 1 through 8, 12, 14, and 16 through 23 are attached to the USACRC copy of this report. The originals of Exhibits 9, 10, and 11 are retained in the files of the 1st Battalion, 8th Infantry Regiment, FOB O'Ryan, Iraq. The originals of Exhibit 13 are retained in the files of the Crescent Security Group Incorporated. The originals of Exhibit 15 are retained in the files of the Iraqi Police station of Al-Ghadir. The originals of Exhibits 24 are retained in the files of the 10th Military Police Battalion (CID), Evidence Depository, Camp Victory, Baghdad, IZ APO AE 09342.

STATUS: This is an Initial/Final Referred Report. On 13 Nov 06, this investigation was referred to the Federal Bureau of Investigation, who assumed all investigative and prosecutorial responsibility. A Commander's Report of Disciplinary Action is not required.

REPORT PREPARED BY

SA [redacted]
Special Agent

REPORT APPROVED BY

[redacted]
Special Agent-in-Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA 22060
1-US Embassy, Baghdad, Iraq, APO AE 09316; Attn: FBI, Legat Office
1-Cdr, 3D MP GP (CID), ATTN: Operations
1-Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir, VA 22060
1-CDR, 10th Military Police BN (CID), BLDG 121 Sapper Str, Camp Victory, APO AE 09432
1-FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Taji CID Office
86th Military Police Detachment (CID), Building 252, Camp Taji, Iraq, Camp Taji
(APO AE)

14 Jun 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST CORRECTED FINAL (C)/SSI - 0122-2006-CID979-79013 - 5H1B / 5C1C

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 17 FEB 2005, 1300 - 17 FEB 2005, 1600; GRID COORDINATE: 38SMC 422 215, TARMIYA (AL-TAJI), IRAQ

DATE/TIME REPORTED: 09 AUG 2006, 0830

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [AGGRAVATED ASSAULT (UNFOUNDED)], [MURDER (UNFOUNDED)] (NFI)

VICTIM:
1. SHIHAB, JASIM MOHAMMED (DECEASED); CIV; OTHER; XZ ; [MURDER (UNFOUNDED)] (NFI)

2. RADHI, AHMED JASIM (DECEASED); CIV; OTHER; XZ ; [MURDER (UNFOUNDED)] (NFI)

b(2),b(6),b(7)(C)

[redacted] USA and MCF-1 Regrade FOUO // Law Enforcement Sensitive when Separated from [redacted]

ACLU DETAINEE DEATH 2 CID 662

3. [redacted] NAJEM; CIV; OTHER; XZ ; [AGGRAVATED ASSAULT (UNFOUNDED)] (NFI)

INVESTIGATIVE SUMMARY:

(U) This report was generated to mark the report appropriately and to enter it into the ACI2 system.

(U) This was an Operation Iraqi Freedom Investigation.

(U) Unclassified when classified attachments 6-8, 20-22, and 61-63 are removed from the document.

(U) On 9 Aug 06, this office was notified by CPT [redacted], Office of the Staff Judge Advocate (OSJA), 1ST Brigade Combat Team (1BCT), 4TH Infantry Division (4ID), Camp Taji, APO AE 09378, Iraq (CTI), who reported an allegation of a Law of Armed Conflict violation regarding the alleged murders and assault of three Iraqi citizens by U.S. Soldiers.

(U) Investigation determined U.S. Soldiers did not commit the offenses of Murder and Assault with Intent to Commit Murder. All attempts to locate [redacted] have met with negative results, and no witnesses were identified who actually saw U.S. Soldiers commit the listed offenses.

(U) STATUTES:

(U) Article 118, UCMJ: Murder (UNFOUNDED)
(U) Article 134, UCMJ: Assault with Intent to Commit Murder (UNFOUNDED)

(U) EXHIBITS:

(U) 1. Agent's Investigation Report (AIR) of SA [redacted] 12 Aug 07.

(U) 2. AR 15-6 Investigation of MAJ [redacted], 5 Aug 06.

(U) 3. AIR of SA [redacted], 16 Aug 06.

b(6), b(7)(C)

2

[redacted] USA and MCF-1 Regrade FOUO/Law Enforcement Sensitive when separated from Exhibits 6-8, 20-22 and 61-63.

ACLU DETAINEE DEATH 2 CID 663

(U) 4. English translation of Exhibit 2 translated by [redacted] Translator, Titan L3, Camp Taji, APO AE 09378, Iraq (CTI).

(U) 5. AIR of SA [redacted] 12 Aug 06.

(U) 6. Map of Significant Activity (SIGACTS) on Route Coyotes, Feb 05 [redacted].

(U) 7. AIR of SA [redacted] 15 Aug 06 [redacted]

(U) 8. (1-6) Imagery documents of alleged crime scene location, 17 Feb 06 (SECRET-NOFORN).

(U) 9. AIR of SA [redacted] 17 Aug 06.

(U) 10. AIR of SA [redacted] 29 Aug 06.

(U) 11. (1-3) Internet articles pertaining to this incident, 14 Apr 05, 16 Apr 05, 26 Apr 05.

(U) 12. Statement of [redacted] 18 Feb 05.

(U) 13. English translation of [redacted] 18 Feb 05 statement translated by [redacted]

(U) 14. Medical Records of [redacted] 18 Feb 05. (USACIDC only)

(U) 15. English translation of [redacted] medical records translated by [redacted] (USACIDC only)

(U) 16. Death Certificate and Autopsy Report of Mr. SHIHAB, 2 Mar 05.

(U) 17. English translation of Mr. SHIHAB's Death Certificate and Autopsy Report.

(U) 18. Request for Autopsy of Mr. RADHI, 17 Feb 05.

3

[redacted] USA and MCF-1 Regrade FOUO // Law Enforcement Sensitive when separated from exhibits 6-8, 20-22 and Ltr -63.

ACLU DETAINEE DEATH 2 CID 664

(U) 19. English translation of Mr. RADHI's Autopsy request translated by [redacted]

(U) 20. Operations Order (OPORD) and Risk Assessment prepared by SA [redacted] 24 Aug 06 [redacted]. (USACIDC only)

(U) 21. AIR of SA [redacted] 25 Nov 06 [redacted]

(U) 22. Task Force 2-7 Daily Intelligence Summary (INTSUM), 17 Feb 05 (SECRET-NOFORN).

(U) 23. AIR of SA [redacted] 26 Dec 06.

(U) 24. AIR of SA [redacted] 20 Sep 06.

(U) 25. AIR of SA [redacted] 3 Nov 06.

(U) 26. Statement of LTC [redacted] 3 Nov 06.

(U) 27. AIR of SA [redacted] 28 Aug 06.

(U) 28. AIR of SA [redacted] 8 Sep 06.

(U) 29. Statement of [redacted] 16 Aug 06.

(U) 30. Statement of LTC [redacted] 16 Aug 06.

(U) 31. Statement of CPT [redacted] 6 Aug 06.

(U) 32. Statement of CPL [redacted] 16 Aug 06.

(U) 33. AIR of SA [redacted] 8 Sep 06.

(U) 34. Statement of LTC [redacted] 8 Sep 06.

4

b(6), b(7)(C)

[redacted] USA and MCF-1 Regrade FOUO// Law Enforcement Sensitive when separated from exhibits [illegible]

ACLU DETAINEE DEATH 2 CID 665

(U) 35. AIR of SA [redacted] 19 Oct 06.

(U) 36. AIR of SA [redacted] 26 Oct 06.

(U) 37. Statement of 1SG (RET) [redacted] 16 Oct 06.

(U) 38. Defense Manpower Data Center (DMDC) Report of C Company, 2ND Battalion, 7TH Regiment, 4TH BCT, 1ST Cavalry Division, CTI, deployed to Iraq in Feb 05.

(U) 39. AIR of SA [redacted] 7 Nov 06.

(U) 40. Statement of SSG [redacted] 3 Nov 06.

(U) 41. AIR of SA [redacted] 7 Nov 06.

(U) 42. Statement of SGT [redacted] 7 Nov 06.

(U) 43. AIR of SA [redacted] 8 Nov 06.

(U) 44. Statement of SSG [redacted] 8 Nov 06.

(U) 45. AIR of SA [redacted] 29 Nov 06.

(U) 46. AIR of SA [redacted], 15 Aug 06.

(U) 47. Sketch prepared by [redacted] 14 Aug 06.

(U) 48. Sketch prepared by [redacted] 14 Aug 06.

(U) 49. AIR of SA [redacted] 6 Dec 06.

(U) 50. Biometric Automated Toolset System (BATS) packet of [redacted]

(U) 51. AIR of SA [redacted] 28 Nov 06.

(U) 52. Statement of SSG [redacted] 7 Nov 06.

[redacted] USA and MCF#1 Regrade FOUO if Law Enforcement Sensitive when Separated from exhibits 6-8, 20-22 and 61-63

ACLU DETAINEE DEATH 2 CID 666

(U) 53. Sketch prepared by SSG [redacted] 7 Nov 06.

(U) 54. Statement of SSG [redacted] 7 Nov 06.

(U) 55. Sketch prepared by SSG [redacted] 7 Nov 06.

(U) 56. Statement of SGT (RET) [redacted] 28 Nov 06.

(U) 57. Sketch prepared by SGT (RET) [redacted] 28 Nov 06.

(U) 58. Statement of SGT (RET) [redacted] 28 Nov 06.

(U) 59. Sketch prepared by SGT (RET) [redacted] 28 Nov 06.

(U) 60. AIR of SA [redacted], 26 Jan 07.

(U) 61. Detention Report of [redacted] 26 Jan 07 [redacted]

(U) 62. Biometric Identification Analysis Report of [redacted] 11 Mar 06 [redacted]

(U) 63. OPORD prepared by SA [redacted] 6 Feb 07 [redacted]. (USACIDC only)

(U) 64. AIR of SA [redacted] 7 Nov 06.

(U) 65. Statement of SGT [redacted] 7 Nov 06.

(U) 66. AIR of SA [redacted] 7 Jan 07.

(U) 67. Waiver Certificate and Statement of SGT [redacted] 26 Dec 06.

(U) 68. AIR of SA [redacted] 25 Jan 07.

(U) 69. Excerpts from MG [redacted] personal journal, 1-28 Feb 05.

b(6), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 667

(U) 70. Excerpts from LTC [redacted] personal journal, 1-28 Feb 05.

(U) 71. Sketch prepared by MAJ [redacted] 23 Jan 07.

(U) 72. AIR of SA [redacted] 2 Apr 07.

(U) 73. AIR of SA [redacted] 25 Aug 06.

(U) 74. AIR of Criminal Investigator [redacted] 13 Feb 07.

(U) 75. AIR of SA [redacted] 9 Nov 06.

(U) 76. Statement of CPT [redacted] 27 Oct 06.

(U) 77. Statement of CPT [redacted] 9 Nov 06.

(U) 78. Evidence/Property Custody Document, Document Number (DN) 0723-06. (USACIDC only)

(U) NOT ATTACHED:

(U) Retained in the evidence depository, 22ND Military Police Battalion (CID), Camp Victory, APO AE 09342, Iraq (CVI):

(U) 79. Photographic Picture.

(U) The originals of Exhibits 1, 3-5, 7, 9, 10, 13, 15, 17, 19-21, 23-37, 39-49, 51-60, 62-68, and 71-77 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is maintained in the files of Headquarters, 1BCT, 4ID, Fort Hood, TX (FHTX). The originals of Exhibit 6 and 8 are retained in the files of S-2, 1BCT, 4ID, FHTX. The original of Exhibit 11 are retained in the files of the Brussels Tribunal, Brussels, BE. The original of Exhibit 12 is retained in the files of the Iraqi Police, Tarmiyah, Iraq. The original of Exhibits 14, 16, and 18 are retained in the files of the Iraqi Ministry of Health, Baghdad, Iraq. The original of Exhibit 22 is maintained in the files of S-2, 2ND Battalion/7TH Cavalry Regiment (2/7TH CAV), 1ST Cavalry Division (1ST CAV), CTI. The original of Exhibit of 38 is retained in the databanks of

b(6), b(7)(C)

7

[redacted] USA and MCF-1 Regrade FOUO // Law Enforcement Sensitive when separated from exhibits 6-8, 20-22 and 61-63.

ACLU DETAINEE DEATH 2 CID 668

DMDC, Washington D.C. The original of Exhibits 50, 61 and 62 are maintained in the files of the U.S. Forces Detention Facility, Camp Bucca, APO AE 09375, Iraq. The original of Exhibit 69 is retained in the files of MG [redacted] 39TH Infantry Brigade, Little Rock, AR. The original of Exhibit 70 is retained in the files of LTC [redacted] S-3, 39TH Infantry Brigade, Little Rock, AR. The original of Exhibit 78 is retained in the files of the Evidence Custodian, 22ND Military Police Battalion (CID), CVI.

(U) STATUS: This is a Final (C) Report. This investigation is being closed under the provisions of Chapter 4, Paragraph 10(b)(6), CIDR 195-1. Commander's Report of Disciplinary Action Taken (DA Form 4833) is not required.

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, 22ND Military Police Battalion (CID), Camp Victory, IZ, APO AE 09342
CDR, 86th Military Police Detachment, Camp Slayer, Iraq APO AE 09342
CDR, 3D Military Police Group (CID), 4699 North 1st Street, Forest Park, GA 30297-5119
CDR, 22ND Military Police Battalion (CID), Attn: Operations Officer, Camp Victory, Iraq APO AE 0934
CDR, 22ND Military Police Battalion (CID), (ATTN AOPS: CW4 [redacted] Camp Victory, IZ, APO AE 09342
22ND MP BN (CID), FSO
FILE

DEPARTMENT OF THE ARMY
US ARMY CRIMINAL INVESTIGATION COMMAND
TAJI CID OFFICE
CAMP TAJI, IRAQ, APO AE 09378

(U) MEMORANDUM FOR SEE DISTRIBUTION

(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0122-2006-CID979-790163-5H1B/5C1C

(U) DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 17 FEB 2005, 1300 – 17 FEB 2005, 1600, GRID COORDINATE: 38SMC 422 215, TARMIYA (AL-TAJI), IRAQ.

(U) DATE/TIME REPORTED: 09 AUG 2006, 0930

(U) INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

(U) SUBJECT:
(U) 1. UNKNOWN, ; [MURDER] [ASSAULT WITH INTENT TO COMMIT MURDER]

(U) VICTIM:
(U) 1. SHIHAB, JASIM MOHAMMED (DECEASED); CIV; OTHER, XZ; [MURDER]

(U) 2. RADHI, AHMED JASIM (DECEASED); CIV; OTHER; XZ; [MURDER]

(U) 3. [redacted] CIV; OTHER; XZ [ASSAULT WITH INTENT TO COMMIT MURDER]

(U) INVESTIGATIVE SUMMARY:
(U) This was an Operation Iraqi Freedom Investigation.

(U) On 9 Aug 06, this office was notified by CPT [redacted] Office of the Staff Judge Advocate (OSJA), 1ST Brigade Combat Team (1BCT), 4TH Infantry Division (4ID), Camp Taji, APO AE 09378, Iraq (CTI), who reported an allegation of a Law of

(U) CIRF-ZA-BD (195-2)
(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0122-2006-CID979-790163-5H1B/5C1C

Armed Conflict violation regarding the alleged murders and assault of three Iraqi citizens by U.S. Soldiers.

(U) Investigation determined there was insufficient evidence to substantiate U.S. Soldiers did or did not commit the offenses of Murder and Aggravated Assault. All attempts to locate [redacted] have met with negative results. Further, there were no witnesses identified who actually saw U.S. Soldiers commit the listed offenses.

(U) STATUTES:

(U) Article 118, UCMJ: Murder (INSUFFICIENT)
(U) Article 134, UCMJ: Assault with Intent to Commit Murder (INSUFFICIENT)

(U) EXHIBITS:

(U) 1. Agent's Investigation Report (AIR) of SA [redacted] 12 Aug 07.

(U) 2. AR 15-6 Investigation of MAJ [redacted] 5 Aug 06.

(U) 3. AIR of SA [redacted], 16 Aug 06.

(U) 4. English translation of Exhibit 2 translated by [redacted] Translator, Titan L-3, Camp Taji, APO AE 09378, Iraq (CTI).

(U) 5. AIR of SA [redacted] 2 Aug 06.

(S) 6. Map of Significant Activity (SIGACTS) on Route Coyotes, Feb 05.

(S) 7. AIR of SA [redacted] 15 Aug 06.

(S) 8. (1-6) Imagery documents of alleged crime scene location, 17 Feb 06.

(U) 9. AIR of SA [redacted] 17 Aug 06.

(U) 10. AIR of SA [redacted] 29 Aug 06.

(U) 11. (1-3) Internet articles pertaining to this incident, 14 Apr 05, 16 Apr 05, 26 Apr 05.

(U) CIRF-ZA-BD (195-2)
(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0122-2006-CID979-790163-5H1B/5C1C

(U) 12. Statement of [redacted] 18 Feb 05.

(U) 13. English translation of [redacted] 18 Feb 05 statement translated by [redacted]

(U) 14. Medical Records of [redacted] 18 Feb 05. (USACIDC only)

(U) 15. English translation of [redacted] medical records translated by [redacted] (USACIDC only)

(U) 16. Death Certificate and Autopsy Report of Mr. SHIHAB, 2 Mar 05.

(U) 17. English translation of Mr. SHIHAB's Death Certificate and Autopsy Report.

(U) 18. Request for Autopsy of Mr. RADHI, 17 Feb 05.

(U) 19. English translation of Mr. RADHI's Autopsy request translated by [redacted]

(S) 20. Operations Order (OPORD) and Risk Assessment prepared by SA [redacted] 24 Aug 06 (USACIDC only)

(S) 20. AIR of SA [redacted] 25 Nov 06.

(S) 21. Task Force 2-7 Daily Intelligence Summary (INTSUM), 17 Feb 05.

(U) 22. AIR of SA [redacted] 26 Dec 06.

(U) 23. AIR of SA [redacted] 20 Sep 06.

(U) 24. AIR of SA [redacted] 3 Nov 06.

(U) 25. Statement of LTC [redacted] Nov 06.

(U) 26. AIR of SA [redacted] 28 Aug 06.
(U) 27. AIR of SA [redacted] 8 Sep 06.

(U) 28. Statement of Mr. [redacted] 6 Aug 06.

[redacted] USA AND MCF-I REGRADE FOR OFFICIAL USE ONLY//LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBITS 6-8, 20, 21, 61, and 62

11

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 672

(U) CIRF-ZA-BD (195-2)
(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0122-2006-CID979-790163-5H1B/5C1C

(U) 29. Statement of LTC [redacted] 16 Aug 06.

(U) 30. Statement of CPT [redacted] 16 Aug 06.

(U) 31. Statement of CPL [redacted] 16 Aug 06.

(U) 32. AIR of SA [redacted] 8 Sep 06.

(U) 33. Statement of LTC [redacted] 8 Sep 06.

(U) 34. AIR of SA [redacted] 19 Oct 06.

(U) 35. AIR of SA [redacted] 26 Oct 06.

(U) 36. Statement of 1SG (RET) [redacted] 16 Oct 06.

(U) 37. Defense Manpower Data Center (DMDC) Report of C Company, 2ND Battalion, 7TH Regiment, 4TH BCT, 1ST Cavalry Division, CTI, deployed to Iraq in Feb 05.

(U) 38. AIR of SA [redacted] 7 Nov 06.

(U) 39. Statement of SSG [redacted] Nov 06.

(U) 40. AIR of SA [redacted] 7 Nov 06.

(U) 41. Statement of SGT [redacted] Nov 06.

(U) 42. AIR of SA [redacted] 8 Nov 06.

(U) 43. Statement of SSG [redacted] 8 Nov 06.

(U) 44. AIR of SA [redacted] 29 Nov 06.

(U) 45. AIR of SA [redacted] 5 Aug 06.

(U) 46. Sketch prepared by [redacted] 14 Aug 06.

(U) 47. Sketch prepared by [redacted] 14 Aug 06.

[redacted] USA AND MCF-I REGRADE FOR OFFICIAL USE ONLY//LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBITS 6-8, 20, 21, 61, and 62

12

b(6), b(7)(C)

(U) CIRF-ZA-BD (195-2)
(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0122-2006-CID979-790163-5H1B/5C1C

(U) 48. AIR of SA [redacted] 6 Dec 06.

(U) 49. Biometric Automated Toolset System (BATS) packet of [redacted]

(U) 50. AIR of SA [redacted] 28 Nov 06.

(U) 51. Statement of SSG [redacted] 7 Nov 06.

(U) 52. Sketch prepared by SSG [redacted] 7 Nov 06.

(U) 53. Statement of SSG [redacted] 7 Nov 06.

(U) 54. Sketch prepared by SSG [redacted] 7 Nov 06.

(U) 55. Statement of SGT (RET) [redacted] 28 Nov 06.

(U) 56. Sketch prepared by SGT (RET) [redacted] 28 Nov 06.

(U) 57. Statement of SGT (RET) [redacted] 28 Nov 06.

(U) 58. Sketch prepared by SGT (RET) [redacted] 28 Nov 06.

(U) 59. AIR of SA [redacted], 26 Jan 07.

(U) 60. Detention Report of [redacted] 26 Jan 07.

(S) 61. Biometric Identification Analysis Report of [redacted] 1 Mar 06.

(S) 62. OPORD prepared by SA [redacted] 6 Feb 07. (USACIDC only)

(U) 63. AIR of SA [redacted] 7 Nov 06.

(U) 64. Statement of SGT [redacted] 7 Nov 06.

(U) 65. AIR of SA [redacted] M, 7 Jan 07.

(U) 66. Waiver Certificate and Statement of SGT [redacted] 26 Dec 06.

(U) CIRF-ZA-BD (195-2)
(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0122-2006-CID979-790163-5H1B/5C1C

(U) 67. AIR of SA [redacted] 25 Jan 07.

(U) 68. Excerpts from MG [redacted] personal journal, 1-28 Feb 05.

(U) 69. Excerpts from LTC [redacted] personal journal, 1-28 Feb 05.

(U) 70. Sketch prepared by MAJ [redacted] 23 Jan 07.

(U) 71. AIR of SA [redacted] 2 Apr 07.

(U) 72. AIR of SA [redacted] 25 Aug 06.

(U) 73. AIR of Criminal Investigator [redacted] 13 Feb 07.

(U) 74. AIR of SA [redacted] 9 Nov 06.

(U) 75. Statement of CPT [redacted] 27 Oct 06.

(U) 76. Statement of CPT [redacted] 9 Nov 06.

(U) 77. Evidence/Property Custody Document, Document Number (DN) 0723-06. (USACIDC only)

NOT ATTACHED:

Retained in the evidence depository, 22ND Military Police Battalion (CID), Camp Victory, APO AE 09342, Iraq (CVI):

78. Photographic Picture.

The originals of Exhibits 1, 3-5, 7, 9, 10, 13, 15, 17, 19, 20, 22-36, 38-48, 50-59, 62-67, and 70-76 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is maintained in the files of Headquarters, 1BCT, 4ID, Fort Hood, TX (FHTX). The originals of Exhibit 6 and 8 are retained in the files of S-2, 1BCT, 4ID, FHTX. The original of Exhibit 11 are retained in the files of the Brussels Tribunal, Brussels, BE. The original of Exhibit 12 is retained in the files of the Iraqi Police, Tarmiyah, Iraq. The original of Exhibits 14, 16, and 18 are retained in the files of the Iraqi Ministry of Health, Baghdad, Iraq. The original of Exhibit 21 is maintained in the files of S-2, 2ND Battalion/7TH Cavalry Regiment (2/7TH CAV), 1ST Cavalry Division (1ST CAV), CTI.

(U) CIRF-ZA-BD (195-2)
(U) SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C)/SSI – 0122-2006-CID979-790163-5H1B/5C1C

The original of Exhibit of 37 is retained in the databanks of DMDC, Washington D.C. The original of Exhibits 49, 60 and 61 are maintained in the files of the U.S. Forces Detention Facility, Camp Bucca, APO AE 09375, Iraq. The original of Exhibit 68 is retained in the files of MG [redacted] 39TH Infantry Brigade, Little Rock, AR. The original of Exhibit 69 is retained in the files of LTC [redacted] S-3, 39TH Infantry Brigade, Little Rock, AR. The original of Exhibit 77 is retained in the files of the evidence custodian, 22ND Military Police Battalion (CID), CVI.

STATUS: This is a Final (C) Report. This investigation is being closed under the provisions of Chapter 4, Paragraph 10(b)(6), CIDR 195-1. Commander's Report of Disciplinary Action Taken (DA Form 4833) is not required.

(U) Report Prepared By:

[redacted]

(U) Special Agent, [redacted]

Report Approved By:

[redacted]

Special Agent in Charge

(U) DISTRIBUTION:

1-Director, USACRC, ATTN: CICR-ZA, Fort Belvoir, VA
1-CDR, HQ, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA
1-HQ, USACIDC, ATTN: CHIEF, INVESTIGATIVE OPERATIONS CENTER
1-CDR, 22ND MILITARY POLICE BATTALION (CID), ATTN: OPERATIONS OFFICER
1-CDR, 86TH MILITARY POLICE DETACHMENT (CID), ATTN: CW4 [redacted]
1-PMO, MAYORS CELL, CTI
1-CDR, MAYORS CELL, CTI
1-CDR, 1BCT, 1ST CAV, CTI, ATTN: COL [redacted]
1-DIR, AFIP, AFME, WASH, D.C.
1-FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	FYI
To:	Commander 2/153rd Infantry Regiment Little Rock, AR 71654
Referred By:	SAC, CID Office; Fort Leonard Wood CID Office [redacted]

USACRC Number:	0066-2007-CID045 ~19508-514
MP Report Number:	N/A
Sub-Installation:	MO08500DC

Referral Date:	7/17/2007
Suspense Date:	~~8/31/2007~~ 3-22-08

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-5 U.S. Army
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date:

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Making a False Statement [5M3A]	UCMJ Article 107	2/22/2007	Yes ☐ No ☑	Yes ☐ No ☒	
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 678

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 679

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction		
	Fine	Amount :	
	Forfeiture	Amount :	Duration: ☐ Days ☐ Months
	Extra Duty	Days:	
	Restriction	Days:	
	Correctional Custody	Days:	
	Confinement	Duration:	☐ Days ☐ Months ☐ Years ☐ Life
	Bad Conduct Discharge	Effective Date:	
	Dishonorable Discharge	Effective Date:	
	Reduction in Grade	From: To:	
	Probation	Duration:	☐ Days ☐ Months ☐ Years
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years ☐ Life
	Death		
	Civil Recovery	Amount :	
	Civil Award	Amount :	

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 681

10. Commander's Remarks

Spoke w/ SGT [redacted] former Cdr. He advised no action was taken, and does not foresee any being taken in the future.

11. Commanding Officer Taken verbally from CPT [redacted]

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	
Signature: [redacted]	**Signature Date:**
AKO e-Mail Address: [redacted]	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Fort Leonard Wood CID Office
6th Military Police Group, Building 560, 155 Virginia, Fort Leonard Wood, MO
65473-5830

06 Jul 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI/JOINT - 0066-2007-CID045-19508 - 5H1A / 5M3A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 JUL 2004, 0001 - 31 AUG 2004, 2359; UNKNOWN LOCATION, NAJAF, IRAQ

2. 22 FEB 2007, 1530 - 01 MAR 2007, 1200; 2805 HIGHWAY 67 SOUTH, POCAHONTAS, AR 72455

DATE/TIME REPORTED: 22 FEB 2007, 0800

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN-1911858-0066-2007-CID045-I ; [MURDER (UNFOUNDED)] (NFI)

2. [redacted] SGT [redacted] MALE; WHITE; 2ND BATTALION, 153RD INFANTRY REGIMENT, LITTLE ROCK, AR 71654; NG ; [MAKING A FALSE STATEMENT]

VICTIM:
1. U.S. GOVERNMENT; A CO, 2/153RD INFANTRY, 39TH INFANTRY BRIGADE; [MAKING A FALSE STATEMENT]

b(2), b(6), b(7)(C)

7

2. UNKNOWN, 1911859-0066-2007-CID045-I ; CIV; IRAQ; MALE; [MURDER (UNFOUNDED)] (NFI)

INVESTIGATIVE SUMMARY:

On 22 Feb 07, This office was notified by the United States Army Criminal Investigation Command (USACIDC), Fort Belvoir, VA, of an alleged murder of an unarmed Iraqi civilian in 2004 which was witnessed by SGT [redacted] Formerly of 2nd Battalion, 153rd Infantry regiment, Walnut Ridge, AR 72476.

Investigation revealed the allegation made by SGT [redacted] was false. Interviews of unit personnel disclosed SGT [redacted] was not in Najaf but had returned to the United States when the incident allgedly occurred and there was no evidence that an unarmed Iraqi civilian was shot by members of SGT [redacted] nit. Additionally, SGT [redacted] committed the offense of providing a False Statement when on 22 Feb 07 and 1 Mar 07 he provided statements he knew to be false.

Statutes:

Article 107, UCMJ: False Official Statement
Article 118, UCMJ: Murder (Unfounded)

EXHIBITS:

Attached:

1. Agent's Investigative Report (AIR) of SA [redacted] 22 Feb 07.
2. Agents Investigative Report (AIR) of SA [redacted] 5 Mar 07.
3. Statement of MAJ [redacted] 5 Mar 07.
4. AIR of SA [redacted] 26 Feb 07.
5. Statement of LTC [redacted] Feb 07.

6. AIR of SA [redacted] 3 Mar 07.
7. Waiver Certificate and Statement of SGT [redacted] Mar 07.
8. Waiver Certificate and Statement of CPT [redacted] 1 Mar 07.
9. Sketches and notes from CPT [redacted]
10. Non-waiver Certificate of SGT [redacted]
11. Statement of SSG [redacted] 2 Mar 07.
12. Statement of MR [redacted] 2 Mar 07.
13. Canvass Interview Worksheets of Alpha Company 2/153rd Infantry Jonesboro, AR.
14. Statement of SSG [redacted] 3 Mar 07.
15. Statement of SFC [redacted] Mar 07.
16. Statement of SPC [redacted] Mar 07.
17. AIR of SA [redacted] May 07.
18. Compact Disc containing video located by SA [redacted]

Not Attached:

None.

The originals of Exhibits 1 through 18, are forwarded with the USACRC copy of this report.

STATUS: This is a final (C) report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

b(6), b(7)(C)

9

ACLU DETAINEE DEATH 2 CID 685

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
1- Commander, 6th MP Group (CID), Fort Lewis, WA 98433 (e-mail only)
DEPUTY PROVOST MARSHAL, FLW, MO 65473 //AZTZ-LEC-OP//
COMMANDER, US ARMY GARRISON, FLW, MO 65473
CDR 39th Brigade Combat Team, Little Rock, AR.
1001ST MP BN (CID), Fort Riley, KS
OFFICE OF THE STAFF JUDGE ADVOCATE, FLW, MO 65473
PROVOST MARSHAL'S OFFICE (MP BLOTTER), FLW, MO 65473
PROVOST MARSHAL, FLW, MO 65473
DEPUTY PROVOST MARSHAL, FLW, MO 65473 //AZTZ-LEC-OP//
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Slayer CID Office
20th/1149th Military Police Detachment (CID) (FWD), Building YB20, Camp Slayer, Baghdad, APO AE, Iraq

10 Feb 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0113-2007-CID259-22651 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 28 JUL 2007, 1916 - 29 JUL 2007, 0215; SPECIAL OPERATIONS TASK FORCE - CENTRAL (SOTF-C), CELL #9, TEMPORARY HOLDING FACILITY (THF), RADWANIYAH PALACE COMPLEX, IRAQ (RPC), AE 09342

DATE/TIME REPORTED: 29 JUL 2007, 0230

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA
SA
SA
SA
SA

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. KAZIM, FAYIS HALIM (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE;

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 687

OTHER; HAY AL-ASKARI, HOUSE 6000\1, KARBALA, IZ; XZ ; AKA: CAPTURE TAG NUMBER: [redacted]; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

On 29 Jul 07, SGT [redacted] Provost Marshal's Office (PMO), Camp Victory, APO AE 09342 (CVIZ), reported the death of a detainee at the THF, RPC.

Investigation determined Mr. KAZIM died from natural causes while being detained in a cell prior to an interrogation. The cause of Mr. KAZIM's death was Coronary Thrombosis, and the manner of death was natural.

STATUTES:

None.

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 3 Sep 07.
2. Photographic Packet comprised of 10 photographs taken by Military Police (Scene).
3. Sworn Statement of MAJ [redacted] 29 Jul 07.
4. Sworn Statement of SSG [redacted] 29 Jul 07.
5. DD Form 2708, Receipt for Detained Person, 27 Jul 07.
6. Detainee In-Processing Photographic Packet, 27 Jul 07.
7. Detainee Medical Screening and Medical Log, 27 Jul 07 and 28 Jul 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 688

8. Detainee Activity Log, 27 Jul 07 and 28 Jul 07.

9. Detainee Head Count Log, 29 Jul 07.

10. Evidence Property/Custody Document, Voucher Number (VO) 0683-07.

11. Memorandum for Record pertaining to the death of Mr. KAZIM, 29 Jul 07.

12. Memorandum for Record pertaining to Mr. KAZIM'S Correct Capture Tag Number (CTN), 29 Jul 07.

13. DA Form 2173, Statement of Medical Examination and Duty Status, pertaining to Mr. KAZIM, 29 Jul 07.

14. DA Form 3894, Hospital Report of Death, pertaining to Mr. KAZIM, 29 Jul 07.

15. DD Form 1075, Convoy List of Remains of Deceased Personnel, pertaining to Mr. KAZIM, 29 Jul 07.

16. CJSOTF-AP Detainee Receipt, 27 Jul 07.

17. Coalitional Forces Apprehension Form, 27 Jul 07.

18. Sworn Statement of SPC [redacted], 3 Sep 07.

19. Sworn Statement of SGT [redacted] 3 Sep 07.

20. Sworn Statement of CPT [redacted], 3 Sep 07.

21. Sworn Statement of SSG [redacted] 3 Sep 07.

22. Scene AIR of SA [redacted] 29 Jul 07.

23. Photographic Packet comprised of 32 photographs (Scene).

24. Scene Sketch prepared by SA [redacted] 29 Jul 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 689

25. AIR of SA [redacted] 7 Aug 07.

26. Photographic Packet comprised of 101 photographs (Autopsy).

27. AIR of SA [redacted] 10 Sep 07.

28. Sworn Statement of MAJ [redacted] 10 Sep 07.

29. AIR of SA [redacted] 19 Oct 07.

30. AIR of SA [redacted] 10 Jan 08

31. Certificate of Death, 6 Aug 07

32. Toxicology Report, 10 Aug 07

33. Final Autopsy Report, 5 Dec 07

34. Compact Disc (CD) containing original images of Exhibit 2. (USACRC and file copies only)

35. CD containing original images of Exhibit 23. (USACRC and file copies only)

36. CD containing original images of Exhibit 26. (USACRC and file copies only)

NOT ATTACHED:

Retained in the Evidence Depository, 11th MP BN (CID), CVIZ:

37. Banker's Box containing Property of Mr. KAZIM, VO 0683-07.

The originals of Exhibits 1 through 4, 11, 12, 18 through 30, and 34 through 36 are forwarded with the USACRC copy of this report. The originals of Exhibits 5 through 9, 13, 14, 16 and 17 are retained in the files of the THF, RPC. The original of Exhibit 10 is retained in the files of the Evidence Depository, 11th MP BN (CID), CVIZ. The original of Exhibit 15 is retained in

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 690

the files of the Mortuary Affairs Control Point (MACP), Camp Sather, Iraq, APO AE 09341. The originals of Exhibits 31 through 33 are retained in the files of the Armed Forces Institute of Pathology, Office of the Armed Forces Medial Examiner, Rockville, MD 20850.

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

CID reports of investigation may be subject to Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, 6010 6th Stree, Fort Belvoir, VA (Original)
Dir, Armed Forces Institute of Pathology, Bldg 102, 1413 Research Blvd, Rockville, MD
Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
CDR, 3rd MP Group, ATTN: Operations, Fort Gillem, GA 30297 (Email only)
11th MP BN (CID), Camp VIctory, IZ
CDR, 20TH/1149TH MP DET (CID) (FWD), 11TH MP BN (CID) (FWD), Camp Slayer, IZ (Email only)
OAFME, AFIP, ROCKVILLE, MD (Email Only)
OPS, 20TH/1149TH MP DET (CID) (FWD), CAMP SLAYER, IZ (Email only)
PMO, CAMP VICTORY, IZ 09342 (Email only)
SJA, SOTF-C, RPC, IZ (Email only)
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 692

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office: Camp Liberty CID Office [redacted]

USACRC Number:	0189-2007-CID259-22684-5H6
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/1/2010
Suspense Date:	6/15/2010

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	

3. Referral Information

Commander Decision Date: 5/1/2010

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Aggravated Assault [5C1N]	Foreign	12/8/2007	Yes ☐ No ☑	Yes ☐ No ☑	Suspect Deceased
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 693

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Aggravated Assault [5C1N]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal)
P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months		
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 696

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0189-2007-CID259-22684-5H6 **Sanction:** X9 2010/05/01

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] Special Agent in Charge, CW2	
Signature:	**Signature Date:** 5/1/2010
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office; Camp Liberty CID Office [redacted]

USACRC Number:	0189-2007-CID259-22684-5H6
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/1/2010
Suspense Date:	6/15/2010

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-6 U.S. Army (SSG)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/1/2010

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Justifiable Homicide [5H6]	UCMJ	12/8/2007	Yes ☐ No ☑	Yes ☐ No ☑	Prosecution Declined/Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Justifiable Homicide [5H6]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :		Duration:	☐ Days	☐ Months	
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From:					
		To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 703

10. Commander's Remarks

No prosecution sought for justifiable homicide.

USASCRC Number: 0189-2007-CID259-22684-5H6 **Sanction:** F5 2010/05/01

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	Special Agent in Charge, CW2	
Signature:		**Signature Date:** 5/1/2010
AKO e-Mail Address: [redacted]	@us.army.mil	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Slayer CID Office
20th/1149th Military Police Detachment (CID) (FWD), Building YB20, Camp Slayer, Baghdad, APO AE, Iraq

23 Apr 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0189-2007-CID259-22684 - 5H6 / 5C1N / 9G2A / 9G2B / 9G2C

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 08 DEC 2007, 2320 - 08 DEC 2007, 2321; TASK FORCE RAPTOR SCREENING FACILITY, AREA IV, VICTORY BASE COMPLEX, IRAQ (VBC), AE 09342

2. 08 DEC 2007, 2321 - 08 DEC 2007, 2322; TASK FORCE RAPTOR SCREENING FACILITY, AREA IV, VBC, AE 09342

DATE/TIME REPORTED: 09 DEC 2007, 0146

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA
SA

SUBJECT:
1. KHAZI, HAMID MUHSIN (DECEASED); FRCIV; MALE; OTHER; [AGGRAVATED ASSAULT] (NFI)

2. NONE, ; [JUSTIFIABLE HOMICIDE] (NFI)

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 705 13

VICTIM:

1. [redacted] SSG; [redacted]; (DOB); (POB); MALE; WHITE; A CO, 5TH SPECIAL FORCES BN, 19TH SPECIAL FORCES GROUP, SPECIAL OPERATIONS TASK FORCE - CENTRAL (SOTF-C), AREA IV, VBC (HOME STATION: LOS ALAMITOS, CA), ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; SP ; [AGGRAVATED ASSAULT]

2. KHAZI, HAMID MUHSIN (DECEASED); FRCIV; MALE; OTHER; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

On 9 Dec 07, SSG [redacted], Area Defense Operations Center (ADOC), Headquarters and Headquarters Company (HHC), 181st Infantry Regiment (IN), 177th Military Police (MP) Brigade (BDE), Task Force 134, Camp Cropper, Iraq, APO AE 09342 (CCIZ), reported the death of an Iraqi citizen at Area 4, VBC.

Investigation determined Mr. KHAZI committed the offense of Aggravated Assault when he continuously struck SSG [redacted] on his head with a wooden board, resulting in a severe head laceration and several minor abrasions to SSG [redacted] and demonstrated intent to cause grievously bodily harm.

Investigation also determined Mr. KHAZI's death resulted from multiple gunshot wounds which he received while he was striking SSG [redacted] with the wooden board and attempted to grab SSG [redacted] holstered M9 pistol. SSG [redacted] defended himself by grabbing his M9 pistol and firing four rounds which struck Mr. KHAZI's torso and subsequently killed him. Mr. KHAZI's manner of death was a justifiable homicide.

STATUTES:

Article 128, UCMJ: Aggravated Assault

EXHIBITS / SUBSTANTIATION:

b(6), b(7)(C)

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted], 12 Dec 07.
2. Photographic Packet comprised of 5 photographs (SSG [redacted] Injuries).
3. Sworn Statement of SSG [redacted] 9 Dec 07.
4. Sworn Statement of SGT [redacted] 9 Dec 07.
5. Sworn Statement of SFC [redacted] 9 Dec 07.
6. Interview Sketch of SFC [redacted] 9 Dec 07.
7. Sworn Statement of SSG [redacted] 9 Dec 07.
8. Sworn Statement of SFC [redacted] 9 Dec 07.
9. Certificate of Death of Mr. KHAZI, 9 Dec 07.
10. Evidence Property Custody Document (EPCD), Document Number (DN) 1052-07.
11. Sworn Statement of MSG [redacted] 11 Dec 07.
12. Sworn Statement of SFC [redacted], 12 Dec 07.
13. Sworn Statement of SFC [redacted] 2 Dec 07.
14. Sworn Statement of SFC [redacted] 12 Dec 07.
15. AIR of SA [redacted] 9 Dec 07.
16. Scene Sketch prepared by SA [redacted] 9 Dec 07.
17. Scene Sketch prepared by SA [redacted] 9 Dec 07.

b(6), b(7)(C)

18. Scene Sketch prepared by SA [redacted] 9 Dec 07.

19. Photographic Packet comprised of 27 photographs (scene).

20. EPCD, DN 1050-07.

21. AIR of SA [redacted], 12 Dec 07.

22. EPCD, DN 0391-08.

23. AIR of SA [redacted] 2 Jan 08.

24. DA Form 2062, Hand Receipt, pertaining to SSG [redacted] 15 Jul 07.

25. EPCD, DN 1057-07.

26. Sworn Statement of SFC [redacted] 15 Dec 07.

27. Chronological Record of Medical Care pertaining to SSG [redacted] 10 Dec 07 and 11 Dec 07.

28. Record of Inpatient Treatment pertaining to Mr. KHAZI, 28 Nov 07 through 10 Dec 07.

29. AIR of SA [redacted] 31 Dec 07.

30. Cross Projection Sketch prepared by SA [redacted] 31 Dec 07.

31. AIR of SA [redacted] 24 Mar 08.

32. Certificate of Death pertaining to Mr. KHAZI, 13 Dec 07.

33. Toxicology Report pertaining to Mr. KHAZI, 20 Dec 07.

34. Autopsy Examination Report pertaining to Mr. KHAZI, 7 Jan 08.

35. Operating Room Anesthesia Records pertaining to Mr. KHAZI.

36. U.S. Army Criminal Investigation Laboratory (USACIL) DNA Branch Final Report, 8 Feb 08.

37. USACIL Latent Print Branch Final Report, 25 Feb 08.

38. (38-1 through 38-3) DD Form 2922, Forensic Laboratory Examination Request, 12 Dec 07, 15 Dec 07 and 15 Dec 07. (USACRC, AFIP, USACIDC, and file copies only)

39. Compact Disc containing original images associated with Exhibits 2, 17 and 28. (USACRC, AFIP, USACIDC, and file copies only)

NOT ATTACHED:

Retained in the evidence depository, 11th MP BN (CID), Camp Victory, Iraq, APO AE 09342 (CVIZ):

40. Shell Casings (Item 1, DN 1050-07).

41. Round (Item 2, DN 1050-07).

42. Handcuffs (Item 3, DN 1050-07).

43. Boards (Item 4, DN 1050-07).

44. Swab (Item 5, DN 1050-07).

45. Swab (Item 1, DN 1052-07).

46. Pistol (Item 1, DN 1057-07).

47. Coat (Item 1, DN 0391-08).

48. Pants (Item 2, DN 0391-08).

49. Underwear (Item 3, DN 0391-08).

50. Tank Top (Item 4, DN 0391-08).

51. Socks (Item 5, DN 0391-08).

52. Vial (Item 6, DN 0391-08).

53. Specimen Cup (Item 7, DN 0391-08).

The originals of Exhibits 1 through 8, 11 through 19, 21, 23, 26, 29 through 31, and 39 are forwarded with the USACRC copy of this report. The originals of Exhibits 9 and 32 through 34 are retained in the files of the Office of the Armed Forces Medical Examiner, Rockville, MD. The originals of Exhibits 10, 20, 22, and 25 are retained in the files of the evidence depository, 11th MP BN (CID), CVIZ. The original of Exhibit 24 is retained in the files of the 1st BN, 5th SFG, Area 4, VBC. The originals of Exhibit 27 are retained in the records of the 447th Air Expeditionary Group, Emergency Medical Station, SABIZ. The originals of Exhibit 28 and 35 are retained in the records of the 31st CSH, CCIZ. The originals of Exhibit 36 through 38 are retained in the files of USACIL, Forest Park, GA 30297.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, 6010 6th Street, Fort Belvoir, VA (Original)
DIR, AFIP, OAFME, Washington D.C.
Commander, USACIDC, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
CDR, 3rd MP Group, ATTN: Operations, Fort Gillem, GA 30297
11th MP BN (CID), Camp VIctory, IZ
SJA, SOTF-C, RPC, IZ
OAFME, AFIP, ROCKVILLE, MD (Email only)
PMO, CAMP VICTORY, IZ 09342 (Email only)
FILE

DATE: 24 APR 2008

FROM: SAC, CAMP SLAYER CID OFFICE///CIRF-ZA-BD

TO: DIR, USACRC, 6010 6TH STREET, FORT BELVOIR, VA
DIR, AFIP, OAFME, WASHINGTON D.C.
CDR, USACIDC, ATTN: CIOP-COP-CO, FORT BELVOIR, VA
CDR, 3RD MP GROUP, FORT GILLEM, GA
11TH MP BN (CID), CAMP VICTORY, IZ
OAFME, AFIP, ROCKVILLE, MD
PMO, CAMP VICTORY, IZ 09342
SJA, SOTF-C, RPC, IZ

SUBJECT: CID REPORT OF INVESTIGATION - 1ST SUPPLEMENTAL/SSI - 0189-2007-CID259-22684 - 5H6 / 5C1N / 9G2A / 9G2B / 9G2C

DRAFTER: [redacted]

RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 08 DEC 2007, 2320 - 08 DEC 2007, 2321; TASK FORCE RAPTOR SCREENING FACILITY, AREA IV, VICTORY BASE COMPLEX, IRAQ (VBC), AE 09342

2. 08 DEC 2007, 2321 - 08 DEC 2007, 2322; TASK FORCE RAPTOR SCREENING FACILITY, AREA IV, VBC, AE 09342

2. DATE/TIME REPORTED: 09 DEC 2007, 0146

3. INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA
SA

4. SUBJECT:
1. KHAZI, HAMID MUHSIN (DECEASED); FRCIV; MALE; OTHER; [AGGRAVATED ASSAULT] (NFI)

2. [CHANGE] [redacted], SSG; [redacted], (DOB); (POB); MALE; WHITE; A CO, 5TH SPECIAL FORCES BN, 19TH SPECIAL FORCES GROUP, SPECIAL OPERATIONS TASK FORCE - CENTRAL (SOTF-C), AREA IV, VBC (HOME STATION: LOS ALAMITOS, CA), ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; SP ; [JUSTIFIABLE HOMICIDE]

5. VICTIM:
1. [redacted] SSG; [redacted], (DOB); (POB); MALE; WHITE; A CO, 5TH SPECIAL FORCES BN, 19TH SPECIAL FORCES GROUP, SPECIAL OPERATIONS TASK FORCE - CENTRAL (SOTF-C), AREA IV, VBC (HOME STATION: LOS ALAMITOS, CA), ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; SP ; [AGGRAVATED ASSAULT]

2. KHAZI, HAMID MUHSIN (DECEASED); FRCIV; MALE; OTHER; [JUSTIFIABLE HOMICIDE] (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 IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT WAS TO CHANGE THE SUBJECT FROM NONE TO SSG [redacted]

ON 24 APR 08, AN ADMINISTRATIVE REVIEW DETERMINED SINCE SSG [redacted] COMMITTED THE JUSTIFIABLE HOMICIDE, HE SHOULD HAVE BEEN IDENTIFED AS THE SUBJECT.

THIS CASE IS PENDING THE ADMINISTRATIVE REVIEW PROCESS OF THE FINAL SUPPLEMENTAL REPORT.

FINAL REPORT:

ON 9 DEC 07, SSG [redacted] AREA DEFENSE OPERATIONS CENTER (ADOC), HEADQUARTERS AND HEADQUARTERS COMPANY (HHC), 181ST INFANTRY REGIMENT (IN), 177TH MILITARY POLICE (MP) BRIGADE (BDE), TASK FORCE 134, CAMP CROPPER, IRAQ, APO AE 09342 (CCIZ), REPORTED THE DEATH OF AN IRAQI CITIZEN AT AREA 4, VBC.

INVESTIGATION DETERMINED MR. KHAZI COMMITTED THE OFFENSE OF AGGRAVATED ASSAULT WHEN HE CONTINUOUSLY STRUCK SSG [redacted] ON HIS HEAD WITH A WOODEN BOARD, RESULTING IN A SEVERE HEAD LACERATION AND SEVERAL MINOR ABRASIONS TO SSG [redacted] AND DEMONSTRATED INTENT TO CAUSE GRIEVOUSLY BODILY HARM.

INVESTIGATION ALSO DETERMINED MR. KHAZI'S DEATH RESULTED FROM MULTIPLE GUNSHOT WOUNDS WHICH HE RECEIVED WHILE HE WAS STRIKING SSG [redacted] WITH THE WOODEN BOARD AND ATTEMPTED TO GRAB SSG [redacted] HOLSTERED M9 PISTOL. SSG [redacted] DEFENDED HIMSELF BY GRABBING HIS M9 PISTOL AND FIRING FOUR ROUNDS WHICH STRUCK MR. KHAZI'S TORSO AND SUBSEQUENTLY KILLED HIM. MR. KHAZI'S MANNER OF DEATH WAS A JUSTIFIABLE HOMICIDE.

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.

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Slayer CID Office
20th/1149th Military Police Detachment (CID) (FWD), Building YB20, Camp Slayer, Baghdad, APO AE, Iraq

25 Apr 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0189-2007-CID259-22684 - 5H6 / 5C1N / 9G2A / 9G2B / 9G2C

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 08 DEC 2007, 2320 - 08 DEC 2007, 2321; TASK FORCE RAPTOR SCREENING FACILITY, AREA IV, VICTORY BASE COMPLEX, IRAQ (VBC), AE 09342

2. 08 DEC 2007, 2321 - 08 DEC 2007, 2322; TASK FORCE RAPTOR SCREENING FACILITY, AREA IV, VBC, AE 09342

DATE/TIME REPORTED: 09 DEC 2007, 0146

INVESTIGATED BY:

SA [redacted]
SA
SA
SA
SA
SA
SA

SUBJECT:

1. KHAZI, HAMID MUHSIN (DECEASED); FRCIV; MALE; OTHER; [AGGRAVATED ASSAULT] (NFI)

2. [redacted] SSG [redacted] (DOB); (POB); MALE; WHITE; A CO, 5TH SPECIAL FORCES BN, 19TH SPECIAL FORCES GROUP, SPECIAL

OPERATIONS TASK FORCE - CENTRAL (SOTF-C), AREA IV, VBC (HOME STATION: LOS ALAMITOS, CA), ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; SP ; [JUSTIFIABLE HOMICIDE]

VICTIM:

1. [redacted] SSG; [redacted] (DOB); (POB); MALE; WHITE; A CO, 5TH SPECIAL FORCES BN, 19TH SPECIAL FORCES GROUP, SPECIAL OPERATIONS TASK FORCE - CENTRAL (SOTF-C), AREA IV, VBC (HOME STATION: LOS ALAMITOS, CA), ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; SP ; [AGGRAVATED ASSAULT]

2. KHAZI, HAMID MUHSIN (DECEASED); FRCIV; MALE; OTHER; [JUSTIFIABLE HOMICIDE] (NFI)

INVESTIGATIVE SUMMARY:

On 9 Dec 07, SSG [redacted] Area Defense Operations Center (ADOC), Headquarters and Headquarters Company (HHC), 181st Infantry Regiment (IN), 177th Military Police (MP) Brigade (BDE), Task Force 134, Camp Cropper, Iraq, APO AE 09342 (CCIZ), reported the death of an Iraqi citizen at Area 4, VBC.

Investigation determined Mr. KHAZI committed the offense of Aggravated Assault when he continuously struck SSG [redacted] on his head with a wooden board, resulting in a severe head laceration and several minor abrasions to SSG [redacted], and demonstrated intent to cause grievously bodily harm.

Investigation also determined Mr. KHAZI's death resulted from multiple gunshot wounds which he received while he was striking SSG [redacted] with the wooden board and attempted to grab SSG [redacted] holstered M9 pistol. SSG [redacted] defended himself by grabbing his M9 pistol and firing four rounds which struck Mr. KHAZI's torso and subsequently killed him. Mr. KHAZI's manner of death was a justifiable homicide.

On 24 Apr 08, an administrative review determined SSG [redacted] needed to be identified as a subject since he committed the justifiable homicide.

b(6), b(7)(C)

25

ACLU DETAINEE DEATH 2 CID 717

STATUTES:

Article 128, UCMJ: Aggravated Assault

EXHIBITS / SUBSTANTIATION:

Added Attached:

None

Added Not Attached:

None

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Fort Belvoir, VA (Original)
CDR, USACIDC, Fort Belvoir, VA
CDR, 3D MP GRP (CID), Fort Gillem, GA 30297
11th MP BN (CID), Camp Victory, IZ
CDR, 20TH/1149TH MP DET (CID) (FWD), Camp Slayer, IZ (Email only)
OPS, 20TH/1149TH MP DET (CID) (FWD), Camp Slayer, IZ (Email only)
PMO, Camp Victory, IZ 09342 (Email only)
OAFME, AFIP, Rockville, MD (Email only)
DIR, AFIP OAFME, Washington D.C.
SJA, SOTF-C, RPC, IZ
FILE

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
Building 823, Bagram Airfield, APO AE 09354

31 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0141-2007-CID369-14190 - 5H1A / 5Y2E

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 APR 2007, 0100 - 30 APR 2007, 2359; 42 S UA 429 911, VICINITY OF SHAJOY, AFGHANISTAN

DATE/TIME REPORTED: 18 JUL 2007, 1827

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN-1945961-0141-2007-CID369-I ; [CRUELTY OF SUBORDINATES (UNFOUNDED)], [MURDER (UNFOUNDED)] (NFI)

VICTIM:
1. UNKNOWN-1945962-0141-2007-CID369-I ; [CRUELTY OF SUBORDINATES (UNFOUNDED)], [MURDER (UNFOUNDED)] (NFI)

INVESTIGATIVE SUMMARY:

This report is for ACI2 purposes only. The original ROI contained classified data.

ACLU DETAINEE DEATH 2 CID 720

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

SECRET/NOFORN
Regrade For Official Use Only - Law Enforcement Sensitive when separated from Exhibits 1 through 21.

(U) This is an Operation Enduring Freedom Investigation.

(U) SA , this office was notified by LTC Office of the Staff Judge Advocate, Task Force Phoenix, Afghanistan, that CPT 205th Afghan Regional Security Integration Command, Kandahar Airfield, Afghanistan, reported a suspected Taliban detainee was executed during questioning by United States Forces assigned to the Combined Joint Special Operations Task Force-Afghanistan.

(U) Investigation determined the offenses of Murder and Cruelty of Subordinates were not committed as reported by CPT All members of the Combined Joint Special Operations Task Force-Afghanistan that were present during the time of the alleged incident were interviewed and stated the prisoner in question died of wounds sustained from Close Air Support during the Troops in Contact after being treated by United States Forces medical personnel. Further, all personnel interviewed stated CPT was not present during the Troops in Contact and arrived on the objective after the prisoner in question died.

(U) STATUTES:

Article 93, UCMJ: Cruelty of Subordinates (Unfounded)
Article 118, UCMJ: Murder (Unfounded)

(U) EXHIBITS/SUBSTANTIATION:

(U) Attached:

1. Agent's Investigation Report (AIR) of SA 30 Aug 07.
2. Sworn Statement of CPT 25 Jul 07.
3. Sketch, prepared by CPT 25 Jul 07.
4. Sworn Statement of 26 Jul 07.

ACLU DETAINEE DEATH 2 CID 721

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

5. Waiver Certificate and Sworn Statement of MSG [redacted], 27 Jul 07. ([redacted])

6. Sworn Statement of SFC [redacted] 27 Jul 07. ([redacted])

7. Sworn Statement of CPT [redacted] 27 Jul 07. [redacted]

8. After Action Review of Troops in Contact, 11-12 Apr 07. ([redacted])

9. Sworn Statement of SSG [redacted] 28 Jul 07. [redacted]

10. Sworn Statement of CW2 [redacted], 28 Jul 07. [redacted]

11. Sworn Statement of SSG [redacted] 28 Jul 07. [redacted])

12. Sworn Statement of SFC [redacted] 28 Jul 07. ([redacted])

13. Sworn Statement of TSGT [redacted], 28 Jul 07. [redacted]

14. CD containing photographs exposed by SFC [redacted] during the SSE. [redacted]

15. Rules of Engagement, 13 Feb 06. [redacted])

16. The Law of War briefing. [redacted]

17. AIR of SA [redacted] 13 Sep 07. ([redacted]

18. Sworn Statement of SSG [redacted], 21 Nov 07. [redacted])

19. AIR of SA [redacted] 29 Nov 07. [redacted]

20. Memorandum For Record pertaining to MSG [redacted] 20 Oct 07. (USACRC and file copies only) [redacted]

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 722

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

(U) 21. Memorandum For Record pertaining to SSG [redacted] 6 Nov 07. (USACRC and file copies only) [redacted])

(U) Not Attached:

(U) None

(U) The originals of Exhibits 1 through 7, 9 through 13, and 17 through 21 are forwarded with the USACRC copy of this report. The originals of Exhibits 8 and 14 through 16 are retained in the files of Combined Joint Special Operations Task Force - Afghanistan, Bagram Airfield, Afghanistan.

(U) STATUS: This is a Final Report. The Commanders Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, CID, Attn: CIOP-COP
AFGHANISTAN MP DET (CID), BAGRAM AIRFIELD //CIRC-EF//
CDR, 11TH MP BN (CID), IRAQ (LTC [redacted] (email only)
OPS, 11TH MP BN (CID), IRAQ (CW4 [redacted]
AOPS, 11TH MP BN (CID), IRAQ (CW3 [redacted] (email only)
AOPS/FSO, 11TH MP BN (CID), IRAQ (CW3 [redacted] (email only)
PMO, CJTF-82 OPS NCO (SSG [redacted] (email only)
PMO OPERATIONS OFFICER (MAJ [redacted] (email only)
PROVOST MARSHAL, CJTF-82 (COL [redacted] (email only)
PM SGM, CJTF 82 (SGM [redacted] (email only)
PM DEP, CJTF-82 (LTC [redacted] (email only)
CHIEF MILITARY JUSTICE, CJTF-82 (CPT [redacted] (email only)
SJA, CJSOTF (MAJ [redacted]
HQ, 3rd MP Group (CID), Attn: CIRC-OP, 4699 N. 1st St., Forest Park, GA 30297-5119
STAFF JUDGE ADVOCATE, CJTF-82 (LTC [redacted] (email only)
DEPUTY SJA, CJTF-82 (MAJ [redacted] (email only)
CG, CJTF-82 (MG [redacted] (email only)
DCG-S, CJTF-82 (BG [redacted] (email only)
CHIEF OF STAFF, CJTF-82, BAGRAM AIR FIELD (COL [redacted] (email only)
AFIP (SA [redacted] (email only)
AFIP, DIR, AFME, WASH, DC (email only)
AFIP, DOVER FACILITY, DOVER AFB, DE (email only)
SJA, TF GUARDIAN, DETAINEE OPS (CPT [redacted] (email only)
COMMANDER, 3RD SF GRP (COL [redacted] (email only)

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

b(6), b(7)(C)

REGRADE FOR OFFICIAL USE ONLY-LAWENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBITS 1 THROUGH 21

ACLU DETAINEE DEATH 2 CID 724

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

CG, TF PHOENIX (BG [redacted] (email only)
SJA, TF PHOENIX (LTC [redacted] (email only)
SJA, TF PHOENIX V (MAJ [redacted] (email only)
SPECIAL OPERATIONS COMMAND LIAISON (SA [redacted] (email only)
FILE

b(6), b(7)(C)

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

ACLU DETAINEE DEATH 2 CID 725

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Mosul CID Office
Mosul, Iraq, APO AE 09334

28 May 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0148-2007-CID389-22869 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 29 DEC 2007, 2230 - 29 DEC 2007, 2256; MOSUL DETENTION FACILITY, FOB DIAMONDBACK, MOSUL, IRAQ, APO AE 09334

DATE/TIME REPORTED: 29 DEC 2007, 2315

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HAMDAN, ISAM YUNIS (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

1st Final Supplemental:

This supplemental report is being submitted to document the receipt of the Office of the Armed Forces Medical Examiner (OAFME) case review.

On 24 May 08, SA [redacted] received OAFME case review #ME08-02, pertaining to Mr. HAMDAN's autopsy, which concurred with the cause and manner of death as previously reported.

ADDED ATTACHED:

29. Agent's Investigation Report (AIR) of SA [redacted] 24 May 08.

30. OAFME case review # ME08-02, 15 May 08.

ADDED NOT ATTACHED:

None.

The original of Exhibits 29 and 30 are attached to the USACRC copy of this report.

Status: This is a 1st Final Supplemental Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
11thMPBNS3
Commander, 32nd MP DET (CID), LSA Ananconda, Balad, Iraq, APO AE 09391
Chief of Military Justice, TF Iron, 25IF, ATTN: CPT [redacted] COB Speicher, Tikrit, Iraq APO
Commander, 1st AD, PMO, SGM, COB Speicher, Tikrit, Iraq (Email Only)
PM, 1st Armored Division, TF Iron, ATTN: MAJ [redacted] COB Speicher, Tikrit, Iraq
Commander, TF Iron, ATTN: LTC [redacted] COB Speicher, Tikrit, Iraq, APO AE 09393
XO, TF Iron, Tac North, (Attn: MAJ [redacted],FOB Marez, APO AE 09334
RCO, 3rd ACR, ATTN: COL [redacted] FOB Marez, Mosul, Iraq APO AE 09334
Regimental Staff Judge Advocate, 3rd ACR (ATTN: MAJ [redacted]), FOB Marez, Mosul, Iraq, APO AE 0933
Commander, 25ID, ATTN: Detainee Operations, COB Speicher, Iraq
CDR, 3rd MP Group, ATTN: Operations, Fort Gillem, GA 30297
Dir, Armed Forces Institute of Pathology, Bldg 102, 1413 Research Blvd, Rockville, MD
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Mosul CID Office
Mosul, Iraq, APO AE 09334

03 Mar 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0148-2007-CID389-22869 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 29 DEC 2007, 2230 - 29 DEC 2007, 2256; MOSUL DETENTION FACILITY, FOB DIAMONDBACK, MOSUL, IRAQ, APO AE 09334

DATE/TIME REPORTED: 29 DEC 2007, 2315

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HAMDAN, ISAM YUNIS (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This investigation was initiated upon notification from SFC [redacted] 3rd Armored Cavalry Regiment, FOB Marez, Mosul, Iraq, APO AE 09334, who reported the death of Mr. HAMDAN

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 729

at the Mosul Detention Facility, FOB Diamondback, Mosul, Iraq, APO AE 09334.

Investigation determined Mr. HAMDAN's cause of death was Atherosclerotic Cardiovascular Disease and manner of death was natural.

Based on the totality of a thorough investigation, the evaluation of evidence, scene examination and witness interviews, this investigation supports the findings of the autopsy report.

STATUTES:

None

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 30 Dec 07.

2. DA Form 3894, Hospital Report of Death, 29 Dec 07, pertaining to Mr. HAMDAN.

3. Photographic Packet (Mr. HAMDAN).

4. Statement of SPC [redacted], 30 Dec 07.

5. Statement of SPC [redacted] 30 Dec 07.

6. (3) Mosul Detention Facility Interrogation Medical Check Logs, pertaining to Mr. HAMDAN.

7. SF 600, Chronological Record of Medical Care, 29 Dec 07, handwritten by PFC [redacted] pertaining to Mr. HAMDAN.

8. Medical Screening Form, pertaining to Mr. HAMDAN.

9. Statement of PFC [redacted] 30 Dec 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 730

10. Statement of SSG [redacted] 30 Dec 07.

11. Statement of PV2 [redacted] 30 Dec 07.

12. Statement of SPC [redacted] 30 Dec 07.

13. AIR of SA [redacted] 30 Dec 07.

14. Scene Sketch, prepared by SA [redacted] 30 Dec 07.

15. Photographic Packet (Scene).

16. CD containing original images associated with Exhibits 3 and 15 (USACRC and file copies only).

17. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency (CID), Aberdeen Proving Ground, MD, 1 Jan 08.

18. Office of the Armed Forces Medical Examiner CD containing digital photographic images of Mr. HAMDAN's autopsy (USACRC and file copies only).

19. Evidence/Property Custody Document, Document Number (DN) 0092-08.

20. AIR of SA [redacted] 5 Jan 08.

21. SF 600, Chronological Record of Medical Care, pertaining to Mr. HAMDAN, 29 Dec 07.

22. Statement of SPC [redacted] 5 Jan 08.

23. Statement of SPC [redacted] 5 Jan 08.

24. AIR of SA [redacted] 20 Feb 08.

25. Autopsy Examination Report, ME08-0002, 29 Jan 08, pertaining to Mr. HAMDAN.

26. DD Form 2064, Certificate of Death, 29 Dec 07, pertaining to Mr. HAMDAN.

27. Report of Toxicological Examination, 9 Jan 08, pertaining to Mr. HAMDAN.

NOT ATTACHED:

Retained in the Evidence Depository, 11th Military Police Battalion (CID), Baghdad, Iraq:

28. Zip Cuff.

The original of Exhibits 1, 3-5, 9-17, 20, and 22-24 are attached to the USACRC copy of this report. The original of Exhibits 2 and 21 are retained in the files of the 86th Combat Support Hospital, FOB Diamondback, Mosul, Iraq, APO AE 09334. The original of Exhibits 6-8 are retained in the files of the Military Detention Facility, FOB Diamondback, Mosul, Iraq, APO AE 09334. The original of Exhibits 18 and 25-27 are maintained in the files of the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850. The original of Exhibit 19 is retained in the files of the Evidence Depository, 11th Military Police Battalion (CID), Baghdad, Iraq, APO AE 09342.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, 32nd MP DET (CID), LSA Ananconda, Balad, Iraq, APO AE 09391
Chief of Military Justice, TF Iron, 25IF, ATTN: CPT [redacted], COB Speicher, Tikrit, Iraq APO
Commander, 1st AD, PMO, SGM, COB Speicher, Tikrit, Iraq (Email Only)
PM, 1st Armor Division, TF Iron, ATTN: MAJ [redacted] COB Speicher, Tikrit, Iraq
XO, TF Iron, Tac North, (Attn: MAJ [redacted],FOB Meraz, APO AE 09334
Mayor, FOB Marez, ATTN: COL [redacted] Mousl, Iraq, APO AE 09334 (Email only)
CDR, 3rd MP Group, ATTN: Operations, Fort Gillem, GA 30297
Dir, Armed Forces Institute of Pathology, Bldg 102, 1413 Research Blvd, Rockville, MD
11thMPBNS3
Commander, 25ID, ATTN: Detainee Operations, COB Speicher, Iraq
RCO, 3RD ACR, ATTN: COL [redacted]@US.ARMY.MIL)
RJA, 3RD ACR, ATTN: MAJ [redacted]
[redacted]@US.ARMY.MIL)
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office: Schofield Barracks CID Office [redacted]

USACRC Number:	0052-2007-CID409-24541-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09338DC
Referral Date:	4/26/2008
Suspense Date:	6/10/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-7 U.S. Army (SFC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 4/26/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1A]	UCMJ Article 118	6/22/2007	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 734

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☑ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1A] [5H1A]	N	Murder [5H1A] [5H1A]	N
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

ACLU DETAINEE DEATH 2 CID 736

3

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

Per Honolulu Advertiser, 26 Apr 08, SFC [redacted] found not guilty

USASCRC Number: 0052-2007-CID409-24541-5H1A **Sanction:** A2 2008/04/26

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] YA-02	
Signature:	**Signature Date:** 4/26/2008
AKO e-Mail Address: [redacted]@us.army.mil	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 739

6

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	COMMANDER 2/35INF SCHOFIELD BARRACKS, HI 96857
To:	COMMANDER HHC/2/35INF/3IBCT SCHOFIELD BARRACKS, HI 96857
Referred By:	SAC, CID Office: Schofield Barracks CID Office [redacted]

USACRC Number:	0052-2007-CID409-24541-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09338DC
Referral Date:	5/21/2008
Suspense Date:	7/5/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	O-3 U.S. Army (CPT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/21/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Misprision Serious Offense [5X6]	UCMJ Article 134	6/23/2007	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☑ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1				
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Crimina), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
5/21/2008	Reprimand	☐	☑	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 744

10. Commander's Remarks

Corrected 4833

-----Original Message-----
From: [redacted] CPT MIL USA USARPAC
Sent: Wednesday, July 16, 2008 10:42 AM
To: [redacted]
Cc: [redacted] MAJ MIL USA; [redacted] MAJ MIL USA OTJAG
Subject: RE: 0052-07-CID409-24541...CPT [redacted] UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Chief -

I just spoke to Major [redacted] and CPT [redacted] received a GOMOR with a local filing from General [redacted] General [redacted] and COL [redacted] were the officers who handled the case since LTC [redacted] had already been relieved from command. If you need any additional information, please let us know.

CPT [redacted]

3d IBCT Trial Counsel

25th Infantry Division

Schofield Barracks, Hawaii 96857

(808) 655-1083

[redacted]@us.army.mil

Classification: UNCLASSIFIED

Caveats: NONE

Ms. [redacted]

The command received an inquiry regarding the 4833 for [redacted] The results of that were that there was no evidence found to support the claim and no action was taken. If you need anything else, please let me know. Thanks!

CPT [redacted]

3d IBCT Trial Counsel

25th Infantry Division

USASCRC Number: 0052-2007-CID409-24541-5H1A **Sanction:** H2 2008/05/22

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] EPORTING, YA-02	
Signature:	**Signature Date:** 5/28/2008
AKO e-Mail Address: [redacted] us.army.mil	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 745

12

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office: Schofield Barracks CID Office [redacted]

USACRC Number:	0052-2007-CID409-24541-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09338DC
Referral Date:	4/20/2008
Suspense Date:	6/4/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 4/20/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1A]	UCMJ Article 118	6/22/2007	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☑ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1A] [5H1A]	N	Aggravated Assault	G
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
4/20/2008	Reprimand	☐	☐	☑
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 748

15

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
4/20/2008	Confinement	Duration: 120	☑ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
4/20/2008	Reduction in Grade	From: Specialist (SPC) To: Private (E2) (PV2)					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

ON 20 FEB 80, [redacted] WAS SENTENCED TO 120 DAYS CONFINEMENT, RECEIVED A REPRIMAND AND WAS REDUCED IN RANK.

USASCRC Number: 0052-2007-CID409-24541-5H1A **Sanction:** A1 2008/04/20

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] YA-02	
Signature:	**Signature Date:** 4/20/2008
AKO e-Mail Address: [redacted]@us.army.mil	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 751

18

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Kirkuk CID Office
Kirkuk, Iraq APO AE 09338

12 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0052-2007-CID409-24541 - 5H1A / 5X6 / 9G1 / 9G2 / 9G2B / 9G2C / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 23 JUN 2007, 0140 - 23 JUN 2007, 0159; GRID ME 22830901, AL SAHEED, IRAQ

2. 23 JUN 2007, 2100 - 25 JUN 2007, 1900; HHC, 2-35TH INFANTRY BATTALION COMPANY AREA, FOB WARRIOR, KIRKUK, IRAQ, APO AE 09338, IRAQ

DATE/TIME REPORTED: 25 JUN 2007, 1717

INVESTIGATED BY:

SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:

1. [redacted] SFC [redacted] (DOB); (POB); MALE; WHITE; HHC, 2/35 INFANTRY BATTALION (2/35 IN BN), 3 INFANTRY BRIGADE COMBAT TEAM (3 IBCT), 25 INFANTRY DIVISION (25 ID) (RA HOME STATION: SCHOFIELD BARRACKS, HI), FORWARD OPERATING BASE WARRIOR, KIRKUK, IZ, APO AE 09338 (FWKI), IZ; CT ; [MURDER]

2. [redacted] SPC [redacted] (DOB); (POB); MALE;

b(2) b(6) b7(C) ACLU DETAINEE DEATH 2 CID 752

WHITE; HHC, 2/35 INFANTRY BATTALION (2/35 IN BN), 3 INFANTRY BRIGADE COMBAT TEAM (3 IBCT), 25 INFANTRY DIVISION (25 ID) (RA HOME STATION: SCHOFIELD BARRACKS, HI), FORWARD OPERATING BASE WARRIOR, KIRKUK, IZ, APO AE 09338 (FWKI), IZ; CT ; [MURDER]

3[redacted], CPT[redacted](DOB); (POB); MALE; WHITE; HHC, 2/35 INFANTRY BATTALION (2/35 IN BN), 3 INFANTRY BRIGADE COMBAT TEAM (3 IBCT), 25 INFANTRY DIVISION (25 ID) (RA HOME STATION: SCHOFIELD BARRACKS, HI), FORWARD OPERATING BASE WARRIOR, KIRKUK, IZ, APO AE 09338 (FWKI), IZ; CT ; [MISPRISION SERIOUS OFFENSE]

VICTIM:

1. SALIH, KHATAB ASWAD (DECEASED); CIV; IRAQ; MALE; WHITE; [MURDER] (NFI)

2. U.S. GOVERNMENT; [MISPRISION SERIOUS OFFENSE]

INVESTIGATIVE SUMMARY:

This investigation was initiated upon notification from SPC[redacted], Headquarters and Headquarters Company (HHC), 2-35 Infantry Battalion (INF BN), 3rd Infantry Brigade Combat Team (3IBCT), 25th Infantry Division (25ID), Forward Operating Base (FOB) Warrior, Kirkuk, Iraq APO AE 09338 (FWKI), that an Iraqi Local National (LN) detainee had been shot by U.S. Army Soldier outside the FOB on 23 Jun 07.

Investigation determined SFC[redacted] committed the offense of Murder when he shot Mr. SALIH, who was unarmed, during a raid on the residence of Mr.[redacted] Internment Serial Number (ISN)[redacted] SFC[redacted] was seen by several unit members attempting to force Mr. SALIH to take an AK-47, and then shooting him in the back yard of the house. SFC[redacted] was interviewed and admitted to shooting Mr. SALIH, who subsequently died as a result of his sustained injuries.

Investigation determined SPC[redacted] committed the offense of Murder when he shot Mr. SALIH after being ordered by SFC[redacted] to "Finish Him." SPC[redacted] stated he shot at Mr. SALIH; however, intended to miss him and didn't believe he actually shot Mr. SALIH.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 753

Interviews of unit personnel verified SPC [redacted] was with SFC [redacted] the yard where Mr. SALIH was shot by SFC [redacted]

Investigation determined CPT [redacted] committed the offense of Misprision of a Serious Offense when he failed to report the incident to his chain of command. CPT [redacted] was interviewed and admitted he deliberately failed to immediately report the shooting to his higher command, and that he knew of the incident for two days before reporting it.

STATUTES:

Article 118, UCMJ: Murder

Article 134, UCMJ: Misprision of a Serious Offense

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 30 Jun 07.
2. Sketch prepared by SSG [redacted] 25 Jun 07.
3. Sketch prepared by SPC [redacted] 25 Jun 07.
4. AIR of SA [redacted] 25 Jun 07.
5. AIR of SA [redacted] 25 Jun 07.
6. Sworn Statement of SSG [redacted] 25 Jun 07.
7. Mortuary Affairs documentation.
8. Sketch prepared by SPC [redacted] 26 Jun 07.
9. Sketch prepared by SSG [redacted] 26 Jun 07.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 754

21

10. Waiver Certificate and Sworn Statement of SPC [redacted] 26 Jun 07.

11. Sworn Statement of SPC [redacted] 26 Jun 07.

12. Sketch prepared by PFC [redacted] 26 Jun 07.

13. DA Form 4137, Evidence/Property Custody Document (EPCD), Document Number (DN) 591-07.

14. AIR of SA [redacted] 26 Jun 07.

15. Waiver Certificate of SFC [redacted] 26 Jun 07.

16. Sworn Statement of PFC [redacted] 26 Jun 07.

17. Sworn Statement of SSG [redacted] 26 Jun 07.

18. Sworn Statement of SSG [redacted] 6 Jun 07.

19. Sketch prepared by SSG [redacted] 26 Jun 07.

20. HHC, 2/35 INF BN Trip Ticket, 26 Jun 07.

21. Electronic mail message from SSG [redacted] to CPT [redacted] 24 Jun 07.

22. Compact Disc containing Sensitive Site Exploitation (SSE) photos. (USACRC and File copy only)

23. Sworn Statement of SGT [redacted] 26 Jun 07.

24. Sworn Statement of SPC [redacted] 26 Jun 07.

25. Sworn Statement of PFC [redacted] 26 Jun 07.

26. Sworn Statement of SPC [redacted] 6 Jun 07.

27. AIR of SA [redacted], 26 Jun 07.

28. Waiver Certificate and Sworn Statement of LTC [redacted] 26 Jun 07.

29. Medical Records pertaining to Mr. SALIH. (USACRC and File copy only)

30. Medical Records pertaining to Mr. [redacted] (USACRC and File copy only)

31. Compact Disc containing X-ray images of Mr. SALIH. (USACRC copy only)

32. Compact Disc containing X-ray images of Mr. [redacted] (USACRC copy only)

33. Sworn Statement of PFC [redacted] 26 Jun 07.

34. Sworn Statement of SPC [redacted], 26 Jun 07.

35. Sworn Statement of SPC [redacted] 6 Jun 07.

36. Sworn Statement of PFC [redacted] 26 Jun 07.

37. Sworn Statement of SPC [redacted] 26 Jun 07.

38. DA Form 4137, EPCD, DN 592-07.

39. AIR of SA [redacted] 27 Jun 07.

40. Sworn Statement of PFC [redacted] 27 Jun 07.

41. Sworn Statement of SPC [redacted] 27 Jun 07.

42. Sworn Statement of PFC [redacted] 27 Jun 07.

43. Sworn Statement of SPC [redacted] 27 Jun 07.

44. Sworn Statement of PFC [redacted] 7 Jun 07.

45. Sworn Statement of SGT [redacted] 27 Jun 07.

46. Sworn Statement of SSG [redacted] 27 Jun 07.

47. Sworn Statement of SSG [redacted] 27 Jun 07.

48. Non-Waiver Certificate of SPC [redacted] 28 Jun 07.

49. Consent to Search, 28 Jun 07. (SPC [redacted]

50. Canvass Interview Worksheet, 28 Jun 07.

51. A Co, 2-35 INF BN Trip Tickets (7), 22 Jun 07.

52. Map provided by SFC [redacted] 28 Jun 07.

53. Sworn Statement of CSM [redacted] 28 Jun 07.

54. Waiver Certificate and Sworn Statement of CPT [redacted] 28 Jun 07.

55. Sworn Statement of SPC [redacted] 28 Jun 07.

56. Sworn Statement of SPC [redacted] 28 Jun 07.

57. Sworn Statement of SPC [redacted] 28 Jun 07.

58. Sworn Statement of SPC [redacted] 28 Jun 07.

59. Sworn Statement of Mr. [redacted] 29 Jun 07.

60. Canvass Interview Worksheet, 29 Jun 07.

61. Non-Waiver Certificate of SPC [redacted] 29 Jun 07.

62. Compact Disc containing medical treatment photographs of Mr. SALIH. (USACRC and File copy only)

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 757

63. Sworn Statement of SSG [redacted] 29 Jun 07.

64. Crime Scene AIR, 30 Jun 07, prepared by SA [redacted]

65. (2) Crime Scene Sketches prepared by SA [redacted] 30 Jun 07.

66. Photographic Packet. (Crime Scene) (USACRC and File Copies only)

67. Compact Disc containing original digital images associated with Exhibit 66. (USACRC and File copy only)

68. DA Form 4137, EPCD, DN 605-07.

69. Waiver Certificate of CPT [redacted] 30 Jun 07.

70. Polygraph Examination Report of CPT [redacted] 30 Jun 07.

71. Canvass Interview Worksheet, 30 Jun 07.

72. Sworn Statement of CPT [redacted] 30 Jun 07.

73. AIR of SA [redacted] 27 Jul 07.

74. Sworn Statement of MAJ [redacted] 2 Jul 07.

75. Sworn Statement of 1SG [redacted] Jul 07.

76. Map provided by 1SG [redacted] 2 Jul 07.

77. (17) Canvass Interview Questionnaires and Sketches, 2 Jul 07.

78. DA Form 4137, EPCD, DN 613-07.

79. DA Form 4137, EPCD, DN 614-07.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 758

80. DD Form 2922, Forensic Laboratory Examination Request, 2 Jul 07.

81. Sworn Statement of SPC [redacted] 2 Jul 07.

82. Sworn Statement of SPC [redacted] 2 Jul 07.

83. Sworn Statement of SGT [redacted] 2 Jul 07.

84. Sworn Statement of SPC [redacted] 3 Jul 07.

85. Sworn Statement of PFC [redacted] 9 Jul 07.

86. Sketch provided by PFC [redacted] Jul 07.

87. DD Form 2922, Forensic Laboratory Examination Request, 9 Jul 07.

88. Sketch provided by SSG [redacted] 9 Jul 07.

89. Sworn Statement of SSG [redacted] 9 Jul 07.

90. Sworn Statement of SPC [redacted] 9 Jul 07.

91. Sketch provided by SPC [redacted] Jul 07.

92. AIR of SA [redacted] 26 Jun 07.

93. Sketch prepared by SPC [redacted], 26 Jun 07.

94. Medical Records of Mr. [redacted]. (USACRC and File copy only)

95. Medical Records of deceased Iraqi male. (Mr. SALIH) (USACRC and File copy only)

96. Compact Disc containing original digital images of remains of Mr. SALIH. (USACRC copy only)

97. AIR of SA [redacted] Jul 07.

b(6), b(7)(C)

98. Compact Disc containing X-ray images of Mr. SALIH. (USACRC and File copy only)

99. AIR of SA [redacted] 14 Aug 07.

100. Memorandum for Record, 1 Aug 07.

101. Sworn Statement of SSG [redacted] 2 Aug 07.

102. Armed Forces Institute of Pathology (AFIP) Autopsy Report, 31 Jul 07, Report Number ME07-0827.

103. AFIP Toxicology Report, 9 Jul 07.

104. Death Certificate pertaining to Mr. SALIH, 1 Jul 07.

105. Sworn Statement of CPL [redacted] 3 Aug 07.

106. DD Form 2922, Forensic Laboratory Examination Request, 4 Aug 07.

107. DD Form 2922, Forensic Laboratory Examination Request, 5 Aug 07.

108. (2) 9-Line MEDEVAC Mission Request, 23 Jun 07.

109. DVD containing videotaped interviews of SPC [redacted] and PFC [redacted] (USACRC and File copy only).

110. DVD containing videotaped re-enactment of mission, 12 Aug 07. (USACRC and File copy only)

111. AIR of SA [redacted] 0 Jul 07.

112. Notification Before Questioning and Sworn Statement of Mr. [redacted] 6 Jul 07. (USACRC and File copy only)

113. English translation of Sworn Statement of Mr. [redacted] 26 Jul 07.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 760

114. Sketch provided by Mr. [redacted], 26 Jul 07.

115. Personnel Data Report pertaining to Mr. [redacted]

116. Enemy Prisoner of War Screening Report pertaining to Mr. [redacted]

117. Notification Before Questioning and Sworn Statement of Mr. [redacted] 26 Jul 07. (USACRC and File copy only)

118. English translation of Sworn Statement of Mr. [redacted] 26 Jul 07.

119. Sketch provided by Mr. [redacted] 26 Jul 07.

120. Personnel Data Report pertaining to Mr. [redacted]

121. Enemy Prisoner of War Screening Report pertaining to Mr. [redacted]

122. Notification Before Questioning and Sworn Statement of Mr. SALIH, 30 Jul 07. (USACRC and File copy only)

123. English translation of Sworn Statement of Mr. SALIH, 30 Jul 07.

124. Sketch provided by Mr. SALIH, 30 Jul 07.

125. Personnel Data Report pertaining to Mr. SALIH.

126. Enemy Prisoner of War Screening Report pertaining to Mr. SALIH.

127. Notification Before Questioning Mr. [redacted] 30 Jul 07.

128. Personnel Data Report pertaining to Mr. [redacted]

129. Enemy Prisoner of War Screening Report pertaining to Mr. [redacted]

130. AIR of SA [redacted] 5 Jul 07.

b(6), b(7)(C)

131. Compact Disc containing original digital images of autopsy of Mr. SALIH. (USACRC and File copy only)

132. DA Form 4137, EPCD, DN 693-07.

133. DD Form 2922, Forensic Laboratory Examination Request, 24 Aug 07.

134. DD Form 2922, Forensic Laboratory Examination Request, 29 Aug 07.

135. AIR of SA [redacted] 2 Oct 07.

136. AIR of SA [redacted] 16 Aug 07.

137. Personnel Data Report pertaining to Mr. [redacted]

138. U.S. Army Criminal Investigation Laboratory (USACIL) Interim Report 2007-CID131-1417, 22 Aug 07.

139. USACIL Final Report 2007-CID-131-1417, 23 Aug 07.

140. USACIL Interim Report 2007-CID-131-1417-A2/A3, 13 Sep 07.

141. DD Form 2922, Forensic Laboratory Examination Request, 18 Oct 07.

142. AIR of SA [redacted] 27 Nov 07.

143. USACIL Final Report, 2007-CID131-1417-A1, 15 Oct 07.

NOT ATTACHED:

Retained in the files of the Polygraph Division, U.S. Army Crime Records Center:

144. Polygraph Authorization of CPT [redacted] 0 Jun 07.

145. Polygraph Examination Statement of Consent of CPT [redacted] 0 Jun 07.

146. Four Polygrams of CPT [redacted] 30 Jun 07.

Retained in the Evidence Depository,11th MP Bn (CID), pending transfer to the Hawaii Field Office:

147. M-4 rifle, item 1, DN 0591-07.

148. M-4 rifle, item 2, DN 0591-07.

149. AK-47 rifle, item 1, DN 0592-07.

150. AK-47 rifle, item 2, DN 0592-07.

151. Soil sample, item 1, DN 0605-07.

152. Soil sample, item 2, DN 0605-07.

153. Brick, item 2, DN 0605-07.

154. Laptop computer, item 1, DN 0613-07.

155. Laptop computer, item 2, DN 0613-07.

156. Hard drive, item 1, DN 0614-07.

157. (2) metal fragments, item 1, DN 0693-07.

The original of Exhibits 1-6, 8-12, 14-19, 21, 23-28, 33-37, 39-50, 53-61, 63-67, 69-75, 77, 81-86, 88-93, 97, 99-101, 105, 109-114, 117-119, 122-124, 127, 130, 135, 136, 138-140, 142 and 143 are forwarded to the Hawaii Field Office (CID), 6th Military Police Group (CID), Schofield Barracks, HI 96857. The original of Exhibit 7 is retained in the files of the Mortuary Affairs Office, Contingency Operating Base (COB) Speicher, Tikrit, Iraq. The original of Exhibits 13, 38, 68, 78, 79 and 132 are retained in the Evidence Depository, 11th MP Bn (CID), 121 Sapper Street, Camp Victory, Iraq. The original of Exhibits 20, 22, 51, 52, and 76 are retained in the files of HHC, 2-35 IN BN, 25th Infantry Division, Schofield Barracks, HI 96857.

b(6), b(7)(C)

The original of Exhibits 29-32 and 62 are retained in the files of the 506th Expeditionary Medical Squadron (EMEDS), FWKI. The original of Exhibits 80, 87, 106, 107, 133, 134 and 141, and second originals of Exhibits 138-140 and 143 are retained in the files of the US Army Criminal Investigation Laboratory (USACIL), 4930 N. 31st Street, Forest Park, GA 30297. The original of Exhibits 94-96 and 98 are retained by the 399th Combat Support Hospital, COB Speicher, Tikrit, Iraq. The original of Exhibits 102-104 and 131 are retained in the files of the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850. The original of Exhibit 108 is retained in the files of C Co, 3/25 Ground Support Aviation Brigade, 25th ID, Schofield Barracks, HI. The originals of Exhibits 115, 116, 120, 121, 125, 126, 128, and 129 are retained in the files of Detainee Operations, COB Speicher, Tikrit, Iraq. The original of Exhibit 137 is retained in the files of Detainee Operations, Camp Cropper, Baghdad, Iraq.

STATUS: This is a Final (C) Report. This investigation is being transferred to the Hawaii Field Office, 6th MP Group (CID), Schofield Barracks, HI 96857, IAW CID Regulation 195-1, para 4-6 c (2). Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is required and will be obtained by the Hawaii Field Office.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
A/OPS, 11TH MP BN (CID)
CDR, 2/35 IN BN, FOB Warrior, Kirkuk, IZ APO AE 09338
CDR, 32nd MP DET (CID), LSA Anaconda, Balad, IZ
CDR, 3rd BCT, 25th INF DIV, FOB Warrior, Kirkuk, IZ
Chief of Crim Law, 25th INF DIV, COB Speicher, Tikrit, IZ
OPS, 11TH MP BN (CID)
PM, 25th INF DIV, COB Speicher, Tikrit, IZ
PM, 3rd BCT, 25th INF DIV, FOB Warrior, Kirkuk, IZ
SAC, KIRKUK CID OFFICE, FOB WARRIOR, APO AE 09338
Trial Counsel, 3rd BCT, 25th INF DIV, FOB Warrior, Kirkuk, IZ
Dir, Armed Forces Institute of Pathology, Bldg 102, 1413 Research Blvd, Rockville, MD
CDR, 3rd MP Group, ATTN: Operations, Fort Gillem, GA 30297
CJA, 3rd BCT, 25th INF DIV, FOB Warrior, Kirkuk, IZ
SJA, TF LIGHTNING, 25th ID SJA, COB Speicher, Tirkit, IZ
Cdr, Hawaii Fld Ofc, Schofield Barracks, HI
CDR, 3rd MP Group, ATTN: Operations, Fort Gillem, GA 30297
1- Commander, 6th MP Group (CID), Fort Lewis, WA 98433 (e-mail only)
CHIEF, TRIAL COUNSEL, SJA, SB // MAJ [redacted] /
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

22 Jul 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0017-2007-CID579-24069 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 04 APR 2007, 0001 - 04 APR 2007, 0533; CARAVAN 2, COMPOUND 12B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, APO AE 09375, IRAQ

DATE/TIME REPORTED: 09 APR 2007, 1620

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MAHMUD, KARWAN MUHAMMAD ALI (DECEASED); CIV; IRAQ; 2 OCT 1980; KIRKUK, IRAQ; MALE; ASIAN/PACIFIC ISLAND; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 2, COMPOUND 12 B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, UMM QASR, APO AE, IZ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 766

This office was notified by SA [redacted] 86th Military Police Detachment (CID), Camp Cropper, Iraq, that Detainee Karwan Muhammad Ali MAHMUD, Internment Serial Number (ISN) [redacted] who was formerly assigned to the Theater Internment Facility (TIF), Camp Bucca, Iraq (CBI), had died.

Investigation determined that on 4 Apr 07, Detainee MAHMUD was brought to the guard shack by other detainees who reported they found him unconscious and unresponsive. Detainee MAHMUD was subsequently transported to the TIF Hospital where he was stabilized and placed on a ventilator. There were no physical signs of trauma. On 7 Apr 07, Detainee MAHMUD was transferred to the International Zone Hospital to complete a compassionate release due to the belief he was expected to die from his condition.

On 8 Apr 07, medical personnel determined Detainee MAHMUD's injuries offered him little to no chance of recovery, and it was determined he would be removed from life support. At 1720, 8 Apr 07, Detainee MAHMUD was removed from life support. At 1725, 8 Apr 07, Dr. (LTC) [redacted], International Zone Hospital, Baghdad, pronounced Detainee MAHMUD dead.

An autopsy conducted determined the cause of death to be left ventricular hypertrophy with focal subendocardial interstitial and replacement fibrosis and the manner of death to be natural causes. The results of our investigation are consistent with that opinion.

STATUTES:

Not Applicable.

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 14 May 07.
2. Personal Data Report of Detainee MAHMUD, 9 Apr 07.
3. Photographic Packet (Death Scene).

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 767

4. CD containing original images associated with Exhibit 3. (USACRC, USACIDC, and File copy only)

5. Death scene sketch, prepared by SA [redacted] 10 Apr 07.

6. Sworn Statement of SSGT [redacted] 4 Apr 07.

7. Sworn Statement of A1C [redacted] 4 Apr 07.

8. Sworn Statement of SSGT [redacted] 10 Apr 07.

9. Sworn Statement of TSGT [redacted] 11 Apr 07.

10. Canvass Interview Worksheet, 11 Apr 07.

11. Sworn Statement of SPC [redacted], 11 Apr 07.

12. Sworn Statement of SPC [redacted] 11 Apr 07.

13. Canvass Interview Worksheet, 16 Apr 07.

14. Canvass Interview Worksheet, 23 Apr 07.

15. Canvass Interview Worksheet, 1 May 07.

16. Hospital Report of Death, medical records, various dates, pertaining to Detainee MAHMUD.

17. Canvass Interview Worksheet, 14 May 07.

18. AIR of SA [redacted], International Zone CID Office, 10 Apr 07.

19. Hospital Report of Death, medical records, various dates, pertaining to Detainee MAHMUD.

20. Photographic Packet (Detainee MAHMUD). (USACRC, USACIDC, and File copy only)

21. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 17 Apr 07.

22. Photographic Packet (Autopsy). (USACRC, USACIDC, and File copy only)

23. Preliminary Autopsy Report, ME07-0425, 16 Apr 07, pertaining to Detainee MAHMUD.

24. AIR of SA [redacted] 1 Jul 07.

25. Final Autopsy Examination Report, #ME07-0425, 19 Jun 07, pertaining to Detainee MAHMUD.

26. Toxicology Report, #072437, 23 Apr 07, pertaining to Detainee MAHMUD

27. Certificate of Death, 21 Jun 07, pertaining to Detainee MAHMUD.

Not Attached:

None.

The original of Exhibits 1, 3 - 15, 17, 18, 20 - 22, and 24 are attached to the USACRC copy of this report. The original of Exhibit 2 is retained in the TIF Operations Center, Camp Bucca. The original of Exhibit 16 is retained in the files of the Patient Administration Division (PAD), TIF Hopsital, Camp Bucca. The original of Exhibit 19 is retained in the files of the Patient Administration Division (PAD), International Zone Hospital, Baghdad. The original of Exhibits 23, and 25 - 27 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

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

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 769

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 770

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

18 Sep 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0019-2007-CID579-24070 - 5H1B / 5T1 / 5X1 / 9G1 / 9G2

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 25 APR 2007, 1800 - 26 APR 2007, 0915; BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 26 APR 2007, 0920

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [MURDER] (NFI)

2. [redacted], IRAQ; [redacted], MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE, IZ; XZ ; [MURDER], [CONSPIRACY]

3. [redacted]RAQ; [redacted]; MALE; WHITE; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [COMMUNICATING A THREAT], [MURDER], [CONSPIRACY]

4 [redacted], MALE; OTHER;

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 771

INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

5. [redacted] IRAQ; [redacted] IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

VICTIM:

1. ABDULKARIM, MOHAMMED ANWAR (DECEASED); IRAQ; 27 OCT 1976; IRAQ, IRAQ; MALE; UNKNOWN; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), APO AE, IZ; XZ ; [MURDER], [CONSPIRACY]

2. [redacted] IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [COMMUNICATING A THREAT]

3. [redacted] IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 3, COMPOUND 14B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [COMMUNICATING A THREAT]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation."

On 26 Apr 07, this office was notified by Chief Petty Officer (CPO) [redacted] Military Police Investigations (MPI), Theater Internment Facility (TIF), Camp Bucca, that a detainee had been stabbed several times in Compound 14B.

Investigation determined Detainee ABDULKARIM was fatally stabbed several times by Detainee [redacted] while other unidentified detainees beat Detainee ABDULKARIM. Detainee

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 772

[redacted] and [redacted] then waited by Detainee [redacted]ULKARIM until he died. When Detainee ABDULKARIM died, Detainee [redacted] exited and told Detainee [redacted], who was waiting outside. Detainee [redacted] then notified the guards of Compound 14B. Detainee [redacted] further threatened the witnesses if they reported what occurred they would be killed. At 0954, 26 Apr 07, DR. (MAJ) [redacted] 31st Task Force Medical, CBI, Attending Physician, pronounced Detainee ABDULKARIM dead.

An autopsy conducted determined the cause of death to be due to the effects of sharp and blunt force injuries and the manner of death to be homicide. The results of this investigation are consistant with this opinion.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder

Iraqi Penal Code, Paragraph 55: Parties to a Crime (Conspiracy)

Iraqi Penal Code, Paragraph 430: Threats

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 1 May 07.

2. Photographic Packet. (Victim)

3. Photographic Packet. (Crime Scene)

4. CD containing original images associated with Exhibits 2 and 4. (USACRC, USACIDC, and file copy only)

5. Crime Scene Sketches, prepared by SA [redacted] 26 Apr 07.

6. Canvass Interview Worksheet, 26 Apr 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 773

7. Sworn Statement of SN [redacted] 26 Apr 07.
8. Sworn Statement of SPC [redacted] 26 Apr 07.
9. Sworn Statement of PO2 [redacted] 26 Apr 07.
10. Sworn Statement of PO2 [redacted] Apr 07.
11. Sworn Statement of SGT [redacted] 26 Apr 07.
12. Detainee Notification of Rights, 28 Apr 07, pertaining toDetainee [redacted]
13. Detainee Notification of Rights, 28 Apr 07, pertaining to Detainee [redacted]
14. Detainee Notification of Rights, 28 Apr 07, pertaining to Detainee [redacted]
15. Detainee Notification of Rights, 28 Apr 07, pertaining to Detainee [redacted]
16. Detainee Notification of Rights, 28 Apr 07, pertaining to Detainee [redacted]
17. Detainee Notification of Rights, 30 Apr 07, pertaining to Detainee [redacted]
18. Detainee Notification of Rights, 30 Apr 07, pertaining to Detainee [redacted]
19. Hospital Report of Death, 26 Apr 07, pertaining to Detainee ABDULKARIM.
20. Certificate of Death, 26 Apr 07, pertaining to Detainee ABDULKARIM.
21. Medical Records of Detainee ABDULKARIM, various dates.
22. Sworn Statement of CPT [redacted] 30 Apr 07.
23. Detainee Notification of Rights, 30 Apr 07, pertaining to Detainee [redacted]
24. AIR of SA [redacted] May 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 774

25. Detainee Notification of Rights, 2 May 07, pertaining to Detainee [redacted]
26. Detainee Notification of Rights, 2 May 07, pertaining to Detainee [redacted]
27. Detainee Notification of Rights, 3 May 07, pertaining to Detainee [redacted]
28. Detainee Notification of Rights, 7 May 07, pertaining to Detainee [redacted]
29. AIR of SA [redacted] 18 May 07.
30. Detainee Notification of Rights, 11 May 07, pertaining to Detainee [redacted]
31. Detainee Notification of Rights, 15 May 07, pertaining to Detainee [redacted]
32. Detainee Notification of Rights, 15 May 07, pertaining to Detainee [redacted]
33. Detainee Notification of Rights, 15 May 07, pertaining to Detainee [redacted]
34. Detainee Notification of Rights, 17 May 07, pertaining to Detainee [redacted]
35. Detainee Notification of Rights, 18 May 07, pertaining to Detainee [redacted]
36. AIR of SA [redacted], 6 Jun 07.
37. Canvass Interview Worksheet, 30 May 07.
38. Canvass Interview worksheet, 31 May 07.
39. Detainee Notification of Rights, 31 May 07, pertaining to Detainee [redacted].
40. Final Autopsy Report, 23 May 07, #ME07-0518, pertaining to Detainee ABDULKARIM.
41. Certificate of Death, 3 May 07, pertaining to Detainee ABDULKARIM.
42. Report of Toxicological Examination, 9 May 07, pertaining to Detainee ABDULKARIM.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 775

43. Detainee Notification of Rights, 4 Jun 07, pertaining to Detainee [redacted]

44. Detainee Notification of Rights, 5 Jun 07, pertaining to Detainee [redacted]

45. Canvass Interview Worksheet, 6 Jun 07.

46. AIR of SA [redacted] 9 May 07.

47. Preliminary Autopsy Report pertaining to Detainee ABDULKARIM, 4 May 07.

48. Photographic Packet. (Autopsy) (USACRC, USACIDC, and file copy only)

49. AIR of SA [redacted] 11Jul 07.

50. Canvass Interview Worksheet, 22 Jun 07.

51. Canvass Interview Worksheet, 26 Jun 07.

52. Canvass Interview Worksheet, 29 Jun 07.

53. Canvass Interview Worksheet, 29 Jun 07.

54. Detainee Notification of Rights, 2 Jul 07, pertaining to Detainee [redacted]

55. Detainee Notification of Rights, 2 Jul 07, pertaining to Detainee [redacted]

56. Detainee Notification of Rights, 2 Jul 07, pertaining to Detainee [redacted]

57. Canvass Interview Worksheet, 5 Jul 07.

58. Canvass Interview Worksheet, 6 Jul 07.

59. AIR of SA [redacted] Camp Cropper CID Office, 22 Jun 07.

60. Detainee Notification of Rights, 22 Jun 07, pertaining to Detainee [redacted]

61. Polygraph Examination Report, 22 Jun 07, pertaining to Detainee [redacted]

62. AIR of SA [redacted] 6 Aug 07.

63. Detainee Notification of Rights, 1 Aug 07, pertaining to Detainee [redacted]

64. Polygraph Examination Report, 2 Aug 07, pertaining to Detainee [redacted] Aug 07.

65. Biometric Automated Toolset (BATS) Enemy Prisoner of War (EPW) Screening Report, 11 Jul 07, pertaining to Detainee [redacted]

66. BATS Personal Data Report, 11 Jul 07, pertaining to Detainee [redacted]

67. Detainee Notification of Rights, 3 Aug 07, pertaining to Detainee [redacted]

68. Polygraph Examination Report, 3 Aug 07, pertaining to Detainee [redacted]

69. BATS Personal Data Report pertaining to Detainee [redacted] 11 Jul 07.

70. BATS EPW Screening Report, 11 Jul 07, pertaining to Detainee [redacted]

71. Detainee Notification of Rights, 6 Aug 07, pertaining to Detainee [redacted]

72. Polygraph Examination Report, 6 Aug 07, pertaining to Detainee [redacted]

73. BATS Personal Data Report, 11 Jul 07, pertaining to Detainee [redacted]

74. BATS EPW Sreening Report, 11 Jul 07, pertaining to Detainee [redacted]

75. Forensic Laboratory Examination Request, 2 May 07.

76. AIR of SA [redacted] 17 Sep 07.

77. USACIL Trace Evidence Branch Final Report, 2007-CID131-0886, 11 Jun 07.

78. USACIL DNA Branch Final Report, 2007-CID131-0886/A1, 1 Aug 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 777

79. Evidence/Property Custody Document, Document Number (DN) 0036-07, 091-07, 092-07.

Not Attached:

Retained in the files of the Evidence Depository, Camp Arifjan, Kuwait:

80. One Shirt (Item 1, DN 091-07)

81. Two Swabs (Item 2, DN 091-07)

82. Two Swabs (Item 3, DN 091-07).

83. One Mask (Item 4, DN 091-07)

84. One Shirt (Item 1, DN 092-07)

85. One Pair of Pants (Item 2, DN 092-07)

86. Vial of blood (Item 1, DN 036-07)

87. Envelope containing fingernail scrapings (Item 2, DN 036-07)

88. Envelope containing fingernail scrapings (Item 3, DN 036-07)

Retained in the files of the U. S. Army Crime Records Center, Fort Belvoir, VA:

89. Polygraph Authorization of Detainee [redacted] 8 Jun 07.

90. Polygraph Examination Statement of Consent of Detainee [redacted] 22 Jun 07.

91. Five Polygrams of Detainee [redacted] 22 Jun 07.

92. Polygraph Authorization of Detainee [redacted] 2 Jul 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 778

93. Polygraph Examination Statement of Consent of Detainee [redacted] 2 Aug 07.

94. Four Polygrams of Detainee [redacted] 2 Aug 07.

95. Polygraph Authorization of Detainee [redacted] 30 Jul 07.

96. Polygraph Examination Statement of Consent of Detainee [redacted] 3 Aug 07.

97. Four Polygrams of Detainee [redacted] 3 Aug 07.

98. Polygraph Authorization of Detainee [redacted] 30 Jul 07.

99. Polygraph Examination Statement of Consent of Detaine [redacted] 6 Aug 07.

100. Seven Polygrams of Detainee [redacted] 6 Aug 07.

The original of Exhibits 1 thru 18, 22 thru 39, 43 thru 46, 48 thru 64, 67, 68, 71, 72, and 76 thru 78 are attached to the USACRC copy of this report. The original of Exhibits 19 thru 21 are retained in the files of the Theater Internment Facility (TIF) Hospital, Camp Bucca. The original of Exhibits 40 thru 42, and 47 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD. The original of Exhibits 65, 66, 69, 70, 73 and 74 are retained in the files of BATS, Camp Cropper. The original of Exhibit 75 is retained in the files of the U.S Army Criminal Investigation Laboratory, Forest Park, GA. The original of Exhibit 79 is retained in the files of the Evidence Depository, Camp Arifjan, Kuwait.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA 4833) is not required. Forwarded to CCCI for consideration and actions as appropriate.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 779

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 780

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

14 Aug 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0024-2007-CID579-24072 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 21 JUN 2007, 2055 - 21 JUN 2007, 2107; EMERGENCY ROOM, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 21 JUN 2007, 2130

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. KHUDAYIR, WALID (DECEASED); IRAQ; 31 DEC 1976; BAGHDAD, IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] THEATER INTERNMENT FACILITY (TIF) HOSPITAL, CAMP BUCCA, APO AE 09375, IZ; XZ ; [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 781

About 2130, 21 Jun 07, this office was notified by Dr. (CPT) [redacted] attending physician, 31st Combat Support Hospital (CSH), Theater Internment Facility (TIF), Camp Bucca, of a detainee who died while being transported via US Army Air Ambulance from the medical facility at Camp Cropper, Iraq, to the TIF Hospital, Camp Bucca, Iraq.

Investigation revealed that on 26 May 07, Detainee KHUDAYIR was admitted to the 31st CSH, International Zone (IZ), Baghdad, Iraq for injuries sustained during combat actions against U. S. Forces, Coalition Forces, and the Iraqi Army. On 21 Jun 07, Detainee KHUDAYIR was transferred to the TIF Hospital, Camp Bucca for further medical treatment. During transport to Camp Bucca, Detainee KHUDAYIR went into cardiac arrest, at which time, medical personnel began Cardiopulmonary Resuscitation (CPR). At 2107, 21 Jun 07, Dr. Beckwith pronounced Detainee KHUDAYIR dead.

On 28 Jun 07, CPT [redacted] Staff Judge Advocate (SJA), Operational Law Attorney, Camp Striker, conducted a legal review surrounding the circumstances of Detainee KHUDAYIR's injuries. CPT [redacted] opined there were no Rules of Engagement guidelines violated.

An autopsy will not be conducted. On 23 Jul 07, the remains of Detainee KHUDAYIR were released to the Ministry of Health, Iraq.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted], 4 Jul 07.

2. Photographic Packet (Victim).

3. CD containing original images associated with Exhibit 2. (USACRC, USACIDC, and file copy only)

b(6), b(7)(C)

4. Hospital Report of Death, 21 Jun 07, pertaining to Detainee KHUDAYIR.

5. Medical Records pertaining to Detainee KHUDAYIR, various dates.

6. Capture Documents pertaining to Detainee KHUDAYIR, various dates.

7. Memorandum For Record, 28 Jun 07, pertaining to the legal review conducted surrounding the injuries sustained by Detainee KHUDAYIR.

Not Attached:

None.

The original of Exhibits 1 thru 3 are attached to the USACRC copy of this report. The original of Exhibits 4 and 5 are retained in the files of the Patient Administration Division, TIF Hospital, Camp Bucca, Iraq. The original of Exhibit 6 is retained in the files of Headquarters and Headquarters Battery, 2/15 Field Artillery, 2nd Brigade Combat Team, 10th Mountain Division, Camp Striker, Iraq. The original of Exhibit 7 is retained in the files of the Staff Judge Advocate, 2nd Brigade Combat Team, 10th Mountain Division, Camp Striker, Iraq.

STATUS: This is a Final (C) report. This investigation was terminated in accordance with CIDR 195-1, Section V, para 4-10 a (5) in that the supported SJA is of the opinion that additional investigation would produce only cumulative and unneeded evidence, and that the identification of additional subjects or offenses is unlikely. Leads Remaining: Autopsy of Detainee KHUDAYIR remains. Commander's Report of Disciplinary or Administrative Action (DA 4833) is not required.

ACLU DETAINEE DEATH 2 CID 783

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

16 Sep 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0026-2007-CID579-24073 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 JUL 2007, 0950 - 01 JUL 2007, 1014; INTENSIVE CARE UNIT (ICU), THEATER INTERNMENT FACILITY (TIF) HOSPITAL, CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 01 JUL 2007, 1030

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. AMHED, RAFAH ABDUL AL KADER (DECEASED); CIV; IRAQ; 1 JAN 1938; BAGHDAD, IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] THEATER INTERNMENT FACILITY (TIF), HOSPITAL, CAMP BUCCA, APO AE 09375, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 785

About 1030, 1 Jul 07, this office was notified by Dr. (CPT) [redacted] 36th Area Support Medical Company, attending physician, Theater Internment Facility (TIF) Hospital, Camp Bucca, of a detainee who died while in the Intensive Care Unit (ICU), TIF Hospital, Camp Bucca.

Investigation revealed Detainee AMHED, was admitted for suspected Tuberculosis, on 7 Jun 07 and was subsequently removed from his medication due to the discovery of liver damage caused by the medication. At which point, Detainee AMHED was then placed on antibiotics and monitored by EKG. On 1 Jul 07, upon activation of the EKG alarm, Detainee AMHED was administered Cardiopulmonary Resuscitation, Epinephrine, and Atropine, all of which met with no response. Dr. [redacted] pronounced Detainee AMHED dead at 1014, 1 Jul 07.

An autopsy conducted determined the cause of death to be Metastatic Mucinous Adenocarcinoma and the manner of death to be of natural causes. The results of our investigation are consistent with that finding.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 2 Jul 07.

2. Photographic Packet. (Detainee AMHED)

3. CD containing all original images associated with Exhibit 2. (USACRC, USACIDC, and file copy only)

4. Hospital Report of Death pertaining to Detainee AMHED, 1 Jul 07.

5. Certificate of Death pertaining to Detainee AMHED, 1 Jul 07.

6. Patient Medical Records pertaining to Detainee AMHED, various dates.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 786

7. AIR of SA [redacted] Aberdeen Resident Agency, 9 Jul 07.

8. Photographic Packet. (Autopsy)(USACRC, USACIDC, and file copy only)

9. AIR of SA [redacted] 27 Aug 07.

10. Final Autopsy Report pertaining to Detainee AMHED, 23 Aug 07.

11. Report of Toxicological Examination pertaining to Detainee AMHED, 18 Jul 07.

12. Certificate of Death pertaining to Detainee AMHED, 23 Aug 07.

Not Attached:

None.

The original of Exhibits 1 thru 3, and 7 thru 9 are attached to the USACRC copy of this report. The original of Exhibits 4 thru 6 are retained in the files of the Patient Administration Division, TIF Hospital, Camp Bucca, Iraq. The original of Exhibits 10 thru 12 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a final report. Commanders Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 788

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

18 Sep 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0027-2007-CID579-24074 - 5H1D / 5T1 / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 30 JUN 2007, 0430 - 30 JUN 2007, 0445; ADJACENT LATRINES, COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 04 JUL 2007, 1530

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1 [redacted] CIV; IRAQ; [redacted] IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

2. UNKNOWN, ; [MURDER], [CONSPIRACY] (NFI)

3 [redacted] IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN [redacted] COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [COMMUNICATING A THREAT]

4. [redacted] IRAQ; [redacted] BAGHDAD, IRAQ;

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 789

MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

5. [redacted] IRAQ [redacted]; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

6. [redacted] IRAQ; [redacted]; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

7. [redacted] IRAQ [redacted]; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

8. [redacted]; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

9. [redacted], IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

10. [redacted] RAQ; [redacted]; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

11. [redacted] IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 10C,

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 790

THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

VICTIM:

1. HUSSEIN, HAIDER ALI (DECEASED); CIV; IRAQ; 3 JAN 1981; BAGHDAD, IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

2. IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [COMMUNICATING A THREAT]

3 IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) COMPOUND 10C, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [COMMUNICATING A THREAT]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Report"

On 4 Jul 07, this office was notified by SSG the Military Police Investigations (MPI), Theater Internment Facility (TIF), Camp Bucca, that Detainee HUSSEIN was assaulted by Detainee and other detainees.

Investigation determined Detainees , and beat Detainee HUSSEIN. Further investigation determined Detainee approached Detainee and and threatened to kill them if they reported what they had witnessed. Detainee HUSSEIN was transported to the TIF Hospital where he subsequently suffered a heart attack and was placed on a ventilator. At 1107, 20 Jul 07, Dr. (MAJ) Attending Physician, 31st Combat Support Hospital (CSH), TIF, Camp Bucca, pronounced Detainee HUSSEIN dead.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 791

An autopsy conducted determined the cause of death to be Myocardial infarction complicated by blunt force injuries and the manner of death to be homicide. The results of our investigation are consistent with that finding.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder

Iraqi Penal Code, Paragraph 55: Parties to a Crime (Conspiracy)

Iraqi Penal Code, Paragraph 430: Threats

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted], 10 Jul 07.
2. Sworn Statement of SSGT [redacted], 2 Jul 07.
3. Detainee Notification of Rights, 4 Jul 07, pertaining to Detainee [redacted]
4. Photographic Packet. (Death Scene)
5. Crime Scene Sketch, 30 Jun 07, prepared by SA [redacted]
6. Investigator's Statement of SSG [redacted] 4 Jul 07.
7. Arabic Statement of Detainee [redacted] Jul 07. (USACRC, USACIDC, and file copy only)
8. English translation of Detainee [redacted] Statement, 9 Jul 07, translated by Linguist Mr. [redacted]
9. Arabic Statement of Detainee [redacted] 9 Jul 07. (USACRC, USACIDC, and file copy only)

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 792

10. English translation of Detainee [redacted] statement, 9 Jul 07, translated by Linguist Mr. [redacted]

11. Canvass Interview Worksheet, 10 Jul 07.

12. AIR of SA [redacted] 23 Jul 07.

13. Detainee Notification of Rights, 11 Jul 07, pertaining to Detainee [redacted]

14. Detainee Notification of Rights, 11 Jul 07, pertaining to Detainee [redacted]

15. Detainee Notification of Rights, 11 Jul 07, pertaining to Detainee [redacted]

16. Detainee Notification of Rights, 11 Jul 07, pertaining to Detainee [redacted]

17. Detainee Notification of Rights, 11 Jul 07, pertaining to Detainee [redacted]

18. Detainee Notification of Rights, 12 Jul 07, pertaining to Detainee [redacted]

19. Detainee Notification of Rights, 12 Jul 07, pertaining to Detainee [redacted]

20. Detainee Notification of Rights, 12 Jul 07, pertaining to Detainee [redacted]

21. Detainee Notification of Rights, 13 Jul 07, pertaining to Detainee [redacted]

22. Photographic Packet. (Death Scene)

23. CD containing original images associated with Exhibits 4 and 22. (USACRC, USACIDC, and file copy only)

24. Hospital Report of Death, Certificate of Death, and medical records, various dates, pertaining to Detainee HUSSEIN.

25. AIR of SA [redacted], Aberdeen Resident Agency, 30 Jul 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 793

26. Photographic Packet. (Autopsy) (USACRC, USACIDC, and file copy only)

27. AIR of SA [redacted] Camp Cropper CID Office, 7 Aug 07.

28. Detainee Notification of Rights, 7 Aug 07, pertaining to Detainee [redacted]

29. Polygraph Examination Report, 7 Aug 07, pertaining to Detainee [redacted]

30. Personal Data Report, 11 Jul 07, pertaining to Detainee [redacted]

31. Enemy Prisoner of War (EPW) Screening Report, 11 Jul 07, pertaining to Detainee [redacted]

32. AIR of SA [redacted] 16 Sep 07.

33. Final Autopsy Examination Report, #ME07-0934, 4 Sep 07, pertaining to Detainee HUSSEIN.

34. Toxicology Report, #075223, 8 Aug 07, pertaining to Detainee HUSSEIN.

35. Certificate of Death, 30 Jul 07, pertaining to Detainee HUSSEIN.

Not Attached:

Retained in the files of the U. S. Army Crime Records Center, Fort Belvoir, VA:

36. Polygraph Authorization of Detainee [redacted] 30 Jul 07.

37. Polygraph Examination Statement of Consent of Detainee [redacted] 7 Aug 07.

38. Four Polygrams of Detainee [redacted] 7 Aug 07.

The original of Exhibits 1 thru 23, 25 thru 29, and 32 are attached to the USACRC copy of this report. The original of Exhibit 24 is retained in the Patient Administration Division, TIF Hospital, Camp Bucca. The original of Exhibits 30 and 31 are retained in the files of the BATS

system. The original of Exhibits 33 thru 35 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required. Forwarded to CCCI for consideration and action as appropriate.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

02 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL (C)/SSI - 0029-2007-CID579-24075 - 5H1D / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 11 JUL 2007, 2000 - 12 JUL 2007, 0010; COMPOUND 31, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 12 JUL 2007, 0145

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

2. [redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

3. [redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 31A, THEATER

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 796

INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

4. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

5 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

6. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

7 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

8 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

9 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

10 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER],

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 797

[CONSPIRACY]

11. [redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

12. [redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

13[redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN)[redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

14[redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN)[redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

1[redacted]; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

16.[redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

17.[redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN)[redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

b(6), b(7)(C)

3

ACLU DETAINEE DEATH 2 CID 798

18 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

19 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

20 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

21 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

22 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

23. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

24. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

VICTIM:

1. ABDUL RAHIM, MOHAMMED HASHIM (DECEASED); IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND

b(6), b(7)(C)

4

ACLU DETAINEE DEATH 2 CID 799

31, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 12 Jul 07, this office was notified by Dr. (CPT) [redacted] Attending Physician, 31st Tast Force Medical Theater Internment Facility (TIF) Hospital, Camp Buca, that a detainee had been severely beaten in Compound 31.

Investigation determined Detainee [redacted], Detainee [redacted] Detainee [redacted] and Detainee [redacted] who were judges on the Shariyat Court, a religious court set up by the detainees for infractions of Islamic law, had sentenced Detainee ABDUL RAHIM to death for infractions of Islamic religion and further assigned the detainees who would carry out the sentence. [redacted] and [redacted] then beat Detainee ABDUL RAHIM until he died. At 0101, 12 Jul 07, Dr. [redacted] pronounced Detainee ABDUL RAHIM dead.

An autopsy determined the cause of death to be multiple blunt and sharp force injuries and the manner of death to be homicide. The results of our investigation are consistent with that finding.

Further investigation determined on 30 Nov 07, this office received the results of the United States Army Criminal Investigation Laboratory (USACIL) examination of the submitted evidence. The USACIL laboratory report indicated DNA testing of the blood found on the clothes of ABDUL matched his DNA profile. Additionally, there was a partial DNA profile of an unknown individual. Coordination the Central Criminal Court of Iraq (CCCI) revealed forensic tests are not used in criminal procedures and would not aid the government's case.

STATUTES:

Iraqi Penal Code, Paragraph 406, Murder
Iraqi Penal Code, Paragraph 55, Parties to a Crime (Conspiracy)

EXHIBITS/SUBSTANTIATION:

Added Attached:

60. AIR of SA [redacted] 30 Nov 07.

61. USACIL Laboratory Report, 2007-CID1331-1418/A, 1 Nov 07.

Added Not Attached:

None.

The originals of Exhibits 1-2 are forward with the USACRC copy of this report.

STATUS: This is a Final Supplemental Report. No further investigative activity is anticipated at this time. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required

b(6), b(7)(C)

6

ACLU DETAINEE DEATH 2 CID 801

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
CDR, 3rd MP Group, ATTN: Operations, Fort Gillem, GA 30297
11th MP bn (CID), Ft Hood, TX
DIR AFIP AFME WASH, DC
AFIP DOVER OAFME
COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

21 Aug 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0029-2007-CID579-24075 - 5H1D / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 11 JUL 2007, 2000 - 12 JUL 2007, 0010; COMPOUND 31, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 12 JUL 2007, 0145

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

2. [redacted]; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

3. [redacted]; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ;

b(2), b(6), b(7)(C)

8

[MURDER], [CONSPIRACY]

4. [redacted] IRAQ [redacted], MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

5. [redacted]; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

6. [redacted] IRAQ [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

7. [redacted]; IRAQ [redacted]; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

8. [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

9. [redacted]; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

10. [redacted] IRAQ [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

b(6), b(7)(C)

9

11. [redacted] IRAQ [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

12. [redacted] IRAQ; [redacted], [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

13 [redacted] IRAQ; [redacted], MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

14. [redacted] IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

15. [redacted] IRAQ [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

16. [redacted] IRAQ; [redacted], MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

17. [redacted] IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

b(6), b(7)(C)

10

18. [redacted]RAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

19. [redacted] IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

20. [redacted]; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

21. [redacted] IRAQ [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

22. [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

23 [redacted] IRAQ; [redacted]; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

24. [redacted], IRAQ; [redacted], MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

VICTIM:

b(6), b(7)(C)

11

ACLU DETAINEE DEATH 2 CID 806

1. ABDUL RAHIM, MOHAMMED HASHIM (DECEASED); IRAQ; 27 AUG 1976; FALLUJAH, IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 31, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 12 Jul 07, this office was notified by Dr. (CPT) [redacted] Attending Physician, 31st Task Force Medical, Theater Internment Facility (TIF) Hospital, Camp Bucca, that a detainee had been severely beaten in compound 31.

Investigation determined Detainee [redacted] and Detainee [redacted] who were judges on the Shariyat Court, a religious court set up by the detainees for infractions of Islamic law, had sentenced Detainee ABDUL RAHIM to death for infractions of the Islamic religion and further assigned the detainees who would carry out the sentence. [redacted], and [redacted] then beat Detainee ABDUL RAHIM until he died. At 0101, 12 Jul 07, Dr. [redacted] pronounced Detainee ABDUL RAHIM dead.

An autopsy conducted determined the cause of death to be multiple blunt and sharp force injuries and the manner of death to be homicide. The results of our investigation are consistent with that finding.

STATUTES:

Iraqi Penal Code, Paragraph 406, Murder
Iraqi Penal Code, Paragraph 55, Parties to a Crime (Conspiracy)

EXHIBITS/SUBSTANTIATION:

b(6), b(7)(C)

12

ACLU DETAINEE DEATH 2 CID 807

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 9 Jul 07.

2. Photographic Packet. (Victim)

3. CD containing all original images of Exhibit 2. (USACRC, USACIDC, and file copy only)

4. Statement of TSGT [redacted] 12 Jul 07.

5. Photographic Packet. (Death Scene)

6. CD containing all original images of Exhibit 5. (USACRC, USACIDC, and file copy only)

7. Crime Scene Sketch, 12 Jul 07, prepared by SA [redacted]

8. Statement of SSGT [redacted] 12 Jul 07.

9. Statement of SPC [redacted] 12 Jul 07.

10. Statement of SPC [redacted] 12 Jul 07.

11. Daily Blotter for Compound 31, 11 Jul 07.

12. Canvass Interview Worksheet, 13 Jul 07, Compound 31A.

13. Canvass Interview Worksheet, 14 Jul 07, Compound 30.

14. Arabic Statement of Detainee [redacted] 15 Jul 07. (USACRC, USACIDC, and file copy only).

15. English translation of Detainee [redacted] statement, 15 Jul 07, translated by Linguist Mr. [redacted]

b(6), b(7)(C)

13

ACLU DETAINEE DEATH 2 CID 808

16. Arabic Statement of Detainee [redacted] 15 Jul 07. (USACRC, USACIDC, and file copy only)

17. English translation of Detainee [redacted] s statement, 15 Jul 07, translated by Linguist Mr. [redacted]

18. Hospital Report of Death, Death Certificate, and Medical Records pertaining to Detainee ABDUL RAHIM, various dates, pertaining to Detainee ABDUL RAHIM.

19. Arabic Statement of Detainee [redacted] 17 Jul 07. (USACRC, USACIDC, and file copy only)

20. English translation of Detainee [redacted] s statement, 17 Jul 07, translated by Linguist Mr. [redacted]

21. Arabic Statement of Detainee [redacted] 19 Jul 07. (USACRC, USACIDC, and file copy only)

22. English translation of Detainee [redacted] s statement, 19 Jul 07, translated by Linguist Mr. [redacted]

23. Arabic Statement of Detainee [redacted] 9 Jul 07. (USACRC, USACIDC, and file copy only)

24. English translation of Detainee [redacted] statement, 19 Jul 07, translated by Linguist Mr. [redacted]

25. Arabic Statement of Detainee [redacted] 19 Jul 07. (USACRC, USACIDC, and file copy only)

26. English translation of Detainee [redacted] statement, 19 Jul 07, translated by Linguist Mr. [redacted]

27. AIR of SA [redacted] 21 Jul 07.

28. Detainee Notification of Rights, 20 Jul 07, pertaining to Detainee [redacted]

b(6), b(7)(C)

14

ACLU DETAINEE DEATH 2 CID 809

29. Detainee Notification of Rights, 20 Jul 07, pertaining to Detainee [redacted]
30. Detainee Notification of Rights, 20 Jul 07, pertaining to Detainee [redacted]
31. Detainee Notification of Rights, 20 Jul 07, pertaining to Detainee [redacted]
32. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
33. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
34. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
35. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
36. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
37. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
38. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
39. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
40. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
41. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
42. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
43. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
44. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]
45. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]

b(6), b(7)(C)
15
ACLU DETAINEE DEATH 2 CID 810

46. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]

47. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]

48. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]

49. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]

50. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]

51. Detainee Notification of Rights, 21 Jul 07, pertaining to Detainee [redacted]

52. AIR of SA [redacted], 6 Aug 07.

53. Final Autopsy Examination Report, #ME07-0884, 30 Jul 07, pertaining to Detainee ABDUL RAHIM.

54. Toxicology Report, #074811, 27 Jul 07, pertaining to Detainee ABDUL RAHIM.

55. Certificate of Death, 17 Jul 07, pertaining to Detainee ABDUL RAHIM.

56. AIR of SA [redacted], Aberdeen Proving Ground Resident Agency, 1 Aug 07.

57. Photographic Packet. (Autopsy)(USACRC, USACIDC, and file copy only)

58. Forensic Laboratory Examination Request, 19 Jul 07. (USACRC, USACIDC, and file copy only)

59. Evidence/Property Custody Document, Document Number (DN), 0058-07. (USACRC, USACIDC, and file copy only)

Not Attached:

Retained in the evidence depository, Camp Arifjan, Kuwait:

60. Vial of blood (Item #1, DN 058-07)

61. Envelope containing fingernail scrapings (Item #2, DN 058-07)

62. Envelope containing fingernail scrapings (Item #3, DN 058-07)

The original of Exhibits 1 thru 10, 12 thru 17, and 19 thru 52, 56 and 57, are attached to the USACRC copy of this report. The original of Exhibit 11 is retained in the files of Compound 31, TIF, Camp Bucca, Iraq. The original of Exhibit 18 is retained in the files of the Patient Administration Division, TIF Hospital, Camp Bucca, Iraq. The original of Exhibits 53 thru 55 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD. The original of Exhibit 58 is retained in the files of the United States Army Criminal Investigation Laboratory USACIL, Forest Park, GA. The original of Exhibit 59 is retained in the evidence depository, Camp Arifjan, Kuwait.

STATUS: This is a Final (C) Report. This investigation is being closed under the provisions of Chapter 4, Section V, paragraph 4-10 a(5), CIDR 195-1. Commander's Report of Disciplinary or Administrative Action (DA 4833) is not required. Forwarded to CCCI for consideration and actions as appropriate.

ACLU DETAINEE DEATH 2 CID 812

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
DIR AFIP AFME WASH, DC
AFIP DOVER OAFME
22nd MP BN (CID)(OPERATIONS)
280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
CDR, 3D MP GROUP (CID)(OPERATIONS)
COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
Forensic Science Officer
CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

19 Nov 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0031-2007-CID579-24077 - 5H1D / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 24 JUL 2007, 0001 - 24 JUL 2007, 1500; COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 27 JUL 2007, 2200

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

2. [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; AKA: [redacted] INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 814

3. [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

4 [redacted], CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

5. [redacted], CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

6. [redacted]; CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

7. [redacted]; CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

8. [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

9. [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; CT ; [MURDER], [CONSPIRACY]

VICTIM:

1. KHALID, MUHAMMAD QUSAY (DECEASED); CIV; IRAQ; (DOB); (POB);

MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 27 Jul 07, this office was notified by CPT [redacted] Battle Captain, 110th Field Artillery (FA), Camp Bucca, APO AE 09375 that Detainee KHALID had died at the 28th Combat Support Hospital (CSH), Balad.

Investigation established probable cause to believe Detainees [redacted] committed the offenses of Murder and Conspiracy when Detainees [redacted] and [redacted] sentenced Detainee KHALID to be beaten for infractions of the Islamic religion. The infractions occurred when Detainee KHALID threw bread in the compound latrine. Detainees [redacted] beat Detainee KHALID about the head, shoulders, abdomen, and legs with closed fists, metal sticks and other unidentified objects. Detainee KHALID was subsequently transported to the Theater Internment Facility (TIF) Hospital, where on 26 Jul 07, he died.

An autopsy conducted by the Armed Forces Institute of Pathology (AFIP) determined the cause of death was from complications from sharp force and blunt force injuries of the head. The manner of death was determined to homicide. The results of this investigation are consistent with that finding.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder

Iraqi Penal Code, Paragraph 50: Parties to a Crime (Conspiracy)

EXHIBITS/SUBSTANTIATION:

Attached:

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 816

1. Agent's Investigation Report (AIR) of SA [redacted], 30 Jul 07, detailing the initial notification, coordinations, subject and witness interviews.

2. Crime Scene Sketch, prepared by SA [redacted] 29 Jul 07.

3. Photographic packet. (Crime Scene)

4. CD containing all original digital images of Exhibit 3. (USACRC, USACIDC, and file copy only)

5. Arabic statement of Detainee [redacted] 30 Jul 07. (USACRC, USACIDC, and file copy only)

6. English translation of Detainee [redacted] statement, 30 Jul 07, translated by Linguist Mr. [redacted]

7. Arabic statement of Detainee [redacted] 30 Jul 07. (USACRC, USACIDC, and file copy only)

8. English translation of Detainee [redacted] statement, 30 Jul 07, translated by Linguist Mr. [redacted]

9. Arabic statement of Detainee [redacted] 30 Jul 07. (USACRC, USACIDC, and file copy only)

10. English translation of Detainee [redacted] statement, 30 Jul 07, translated by Linguist Mr. [redacted]

11. Arabic statement of Linguist [redacted], 30 Jul 07. (USACRC, USACIDC, and file copy only)

12. English translation of Linguist [redacted] statement, 30 Jul 07, translated by Linguist Mr. [redacted]

13. AIR of SA [redacted] 31 Jul 07, detailing subject interviews.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 817

14. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

15. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

16. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

17. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

18. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

19. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

20. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

21. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

22. Detainee Notification of Rights, 31 Jul 07, pertaining to Detainee [redacted]

23. Canvass Interview Worksheet, 31 Jul 07.

24. AIR of SA [redacted] 0th MP DET, LSA Anaconda, 28 Jul 07, detailing photography of the victim and coordination with medical personnel.

25. Photographic Packet. (Victim)(USACRC, USACIDC, and file copy only)

26. Patient Medical Records pertaining to Detainee KHALID, various dates.

27. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 30 Jul 07, detailing attendance of the autopsy of Detainee KHALID.

28. Photographic Packet. (Autopsy)(USACRC, USACIDC, and file copy only)

29. AIR of SA [redacted] 12 Nov 07, detailing the reciept of the Toxicology and Final Autopsy Reports and SJA coordinations.

30. Toxicology Report, AFIP Accessions number 306463.1

31. Final Autopsy Report, number 3072451

Not Attached:

None.

The original of Exhibits 1 thru 25, 27 through 29 are forwarded with the USACRC copy of this report. The original of Exhibit 26 is retained in the files of Task Force 30th Medical Brigade, Balad. The originals of exhibits 30 and 31 are maintained within the files of the Armed Forces Institue of Pathology, 1414, Research Blvd., Bldg. 102, Rockville, MD 20850.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action (DA 4833) is not required. Forwarded to CCCI for consideration and action as appropriate.

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-11th MP BN (CID)(OPERATIONS)
1-68th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 68th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

12 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0033-2007-CID579-24078 - 5H1B / 5X1 / 9G2B / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 JUL 2007, 0001 - 12 AUG 2007, 0930; BETWEEN TENTS 1 AND 2, COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375

DATE/TIME REPORTED: 12 AUG 2007, 0930

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

SUBJECT:
1. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

2. [redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted], COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 821

3. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

4. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

[redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACIITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

[redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

[redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

[redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

9. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

10. [redacted] IRAQ; (DOB); (POB); MALE;

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 822

OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY(TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

11. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

12. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

13. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

14. [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

15 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

16 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

17 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 30A, THEATER

INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

VICTIM:

1. AL-ISAWI, MOHAMMED AJIMI (DECEASED); CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) COMPOUND 30A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

On 12 Aug 07, SA was notified by CPT Battle Captain, 16th Military Police Brigade, Camp Bucca, that suspected human remains were discovered in Compound 30A, Theater Internment Facility (TIF), Camp Bucca.

Investigation determined Detainees and ALWAN, who were judges of the Shariyat Court, a religious court set up by the detainees for infractions of Islamic law sentenced Detainee AL-ISAWI to death for speaking against the internal detainee compound leadership. Detainees and beat Detainee AL-ISAWI until he died and buried the remains. At 1116, 12 Aug 07, DR (CPT) attending physician, 31st Combat Support Hospital (CSH), Camp Bucca, pronounced Detainee AL-ISAWI dead.

An autopsy conducted determined the cause of death to be multiple injuries and the manner of death to be homicide. The results of our investigation are consistent with that finding.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder

Iraqi Penal Code, Paragraph 55: Parties to a Crime (Conspiracy)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 14 Aug 07, detailing the initial notification and witness interviews.

2. Statement of SSG [redacted] 12 Aug 07.

3. Statement of SGT [redacted] 12 Aug 07.

4 Statement of Detainee [redacted] 12 Aug 07.

5. Certificate of Death, Hospital Report of Death, and medical records, various dates, pertaining to Detainee AL-ISAWI.

6. AIR of SA [redacted] 12 Aug 07, detailing the Crime Scene Examination.

7. Crime Scene Sketch prepared by SA [redacted] 12 Aug 07.

8. Photographic Packet. (Crime Scene)

9. Compact Disc containing all images associated with crime scene. (USACRC, USACIDC, and file copy only)

10. Photographic Packet (Evidence)

11. Compact Disc containing all images associated with the evidence. (USACRC, USACIDC, and file copy only)

12. AIR of SA [redacted] 7 Aug 07, detailing subject interviews.

13. Detainee Notification of Rights of Detainee [redacted] 15 Aug 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 825

14. Detainee Notification of Rights of Detainee [redacted] 15 Aug 07.
15. Detainee Notification of Rights of Detainee [redacted] 5 Aug 07.
16. Detainee Notification of Rights of Detainee [redacted] Aug 07.
17. Detainee Notification of Rights of Detainee [redacted] 5 Aug 07.
18. Detainee Notification of Rights of Detainee [redacted] 6 Aug 07.
19. Detainee Notification of Rights of Detainee [redacted] 6 Aug 07.
20. Detainee Notification of Rights of Detainee [redacted] 16 Aug 07.
21. Detainee Notification of Rights of Detainee [redacted] 16 Aug 07.
22. Detainee Notification of Rights of Detainee [redacted] 16 Aug 07.
23. Detainee Notification of Rights of Detainee [redacted] 16 Aug 07.
24. Detainee Notification of Rights of Detainee [redacted] 16 Aug 07.
25. Detainee Notification of Rights of Detainee [redacted] 17 Aug 07.
26. Detainee Notification of Rights of Detainee [redacted], 17 Aug 07.
27. Detainee Notification of Rights of Detainee [redacted] 17 Aug 07.
28. Detainee Notification of Rights of Detainee [redacted] 17 Aug 07.
29. Detainee Notification of Rights of Detainee [redacted] 17 Aug 07.
30. AIR of SA [redacted], 16 Sep 07, detailing the receipt of the Final Autopsy Report.
31. Final Autopsy Report, ME07-1046, 4 Sep 07, pertaining to Detainee AL-ISAWI.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 826

32. Toxicology Report, #075629, 4 Sep 07, pertaining to Detainee AL-ISAWI.

33. Certificate of Death, 11 Sep 07, pertaining to Detainee AL-ISAWI.

34. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 26 Aug 07.

35. Photographic Packet. (Autopsy) (USACRC, USACIDC, and file copy only)

36. Forensic Laboratory Examination Request, 20 Aug 07, 30 Aug 07. (USACRC, USACIDC, and file copy only)

37. Evidence/Property Custody Document, Document Number (DN) 074-07, 075-07, 137-07. (USACRC, USACIDC, and file copy only)

38. AIR of SA [redacted] 29 Nov 07, detailing the receipt of the USACIL Final Laboratory Report, USACIL case number 2007-CID131-1647/A1 and A2, 30 Oct 07.

39. USACIL Final Laboratory Report, USACIL case number 2007-CID131-1647/A1 and A2, 30 Oct 07.

Not Attached:

Retained in the evidence depository, Camp Arifjan, Kuwait:

40. One plastic bag (Item #1, DN 074-07)

41. One towel (Item #2, DN 074-07)

42. Various pieces of string (Item #3, DN 074-07)

43. One tube containing tissue (Item #1, DN 137-07)

44. One Bag (Item #1, DN 137-07)

45. One Rug (Item #2, DN 137-07)

46. One Rug (Item #3, DN 137-07)

The originals of Exhibits 1 thru 4, 6 thru 11 thru 30, 34, 35, 38 and 39 are attached to the USACRC copy of this report. The original of Exhibit 5 is retained in the files of the Patient Administration Division, TIF Hospital, Camp Bucca. The original of Exhibits 31 thru 33 are retained in the files of the Armed Forces Institute of Pathology (AFIP) Rockville, MD. The original of Exhibit 36 is retained in the files of the US Army Criminal Investigation Laboratory, Forest Park, GA. The original of Exhibit 37 is retained in the files of the Evidence Depository, Camp Arifjan, Kuwait.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required. Forwarded to CCCI for consideration and action as appropriate.

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

03 Jan 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0040-2007-CID579-24081 - 5H1C / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 13 SEP 2007, 0230 - 13 SEP 2007, 0430; TENT 20, COMPOUND 24 A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 13 SEP 2007, 0430

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

SUBJECT:
1 [redacted], CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

2 [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 830

3 [redacted]; CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

4 [redacted]; CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

5 [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

[redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

7 [redacted] CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

VICTIM:

1. ABULLA, MOHAMMAD KHUDAYER (DECEASED); CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 24A, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [MURDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 831

On 13 Sep 07, this office was notified by Senior Chief Petty Officer (SCPO) [redacted], Battle Captain, Vigilance Tactical Operations Center (TOC), Theater Internment Facility (TIF), Camp Bucca, that a detainee who was assigned to Compound 24A had died at the hospital.

Investigation determined Detainees [redacted] and [redacted], who were judges of the Shariyat Court, a religious court set up by the detainees for infractions of Islamic law, had sentenced Detainee ABULLA to death for speaking of being released from the TIF in the near future. Detainee [redacted], and [redacted]hen knocked Detainee ABULLA to the ground and strangled him using an unknown object. At 0425, 13 Sep 07, DR (CPT) [redacted], attending physician, 31st Combat Support Hospital (CSH), Camp Bucca, pronounced Detainee ABULLA dead.

Detainees [redacted]nd [redacted] were inadvertently released from the TIF prior to being interviewed. Efforts are on going by the Central Criminal Court of Iraq (CCCI) for their recapture and internment.

An autopsy conducted determined the cause of death to be Ligature Strangulation and the manner of death to be Homicide. The results of our investigation are consistent with that finding.

STATUTES:

Iraqi Penal Code, Paragraph 406: Murder

Iraqi Penal Code, Paragraph 55: Parties to a Crime (Conspiracy)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted], 20 Sep 07, detailing the basis for investigation, coordinations and witness interviews.

2. Photographic Packet. (Victim)(USACRC, USACIDC, and file copy only)

3. Photographic Packet. (Crime Scene)

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 832

4. Compact Disc containing all original images associated with Exhibits 2 and 3. (USACRC, USACIDC and file copies only)

5. Crime Scene Sketch, prepared by SA [redacted] 13 Sep 07.

6. Statement of 1LT [redacted] 3 Sep 07.

7. Statement of SGT [redacted] 13 Sep 07.

8. Statement of SSG [redacted] 3 Sep 07.

9. Statement of SGT [redacted] 13 Sep 07.

10. Statement of SGT [redacted] 13 Sep 07.

11. Statement of SPC [redacted] 13 Sep 07.

12. Statement of SSG [redacted] 3 Sep 07.

13. Canvass Interview Worksheet, 14 Sep 07.

14. Hospital Report of Death, Certificate of Death, and patient medical records pertaining to Detainee ABULLA, various dates.

15. Arabic statement of Detainee [redacted], 21 Sep 07. (USACRC, USACIDC, and file copy only)

16. English translation of Detainee [redacted] statement, 21 Sep 07, translated by Linguist Mr. [redacted]

17. Arabic statement of Detainee [redacted] 21 Sep 07. (USACRC, USACIDC, and file copy only)

18. English translation of Detainee [redacted] statement, 21 Sep 07, translated by Linguist Mr. [redacted]

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 833

19. AIR of SA [redacted] 13 Sep 07, detaling the Crime Scene Examination.

20. AIR of SA [redacted] Oct 07, detailing the subject interviews.

21. Detainee Notification of Rights, 5 Oct 07, pertaining to Detainee [redacted]

22. Detainee Notification of Rights, 5 Oct 07, pertaining to Detainee [redacted]

23. Detainee Notification of Rights, 5 Oct 07, pertaining to Detainee [redacted]

24. Detainee Notification of Rights, 5 Oct 07, pertaining to Detainee [redacted]

25. Detainee Notification of Rights, 5 Oct 07, pertaining to Detainee [redacted]

26. AIR of SA [redacted] Aberdeen Proving Ground Resident Agency, 26 Sep 07.

27. Photographic Packet. (Autopsy)(USACRC, USACIDC, and file copy only.

28. AIR of SA [redacted] 27 Dec 07, detailing the reciept of Final Information Report, Final Autopsy and Toxicology Report and SJA coordiantion.

29. AIR of SA [redacted] Camp Cropper CID Office, Camp Cropper, APO AE 09342, 21 Nov 07, detailing the basis of investigation and subject interview.

30. Notification Before Questioning Form, 21 Nov 07.

31. Report of Toxicological Examination, accession number 3072355, 3 Oct 07.

32. Autopsy Report number ME07-1163, 29 Nov 07.

Not Attached.

None.

b(6), b(7)(C)

The original of Exhibits 1 thru 13, and 15 thru 30 are attached to the USACRC copy of this report. The original of Exhibit 14 is retained in the Patient Administration Division (PAD), TIF, Camp Bucca. The original of Exhibits 31 and 32 are maintained at the Armed Forces Institue of Pathology (AFIP, Rockville, DC 20306.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required. This report is forwarded to CCCI for consideration and action as appropriate.

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

07 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0043-2007-CID579-24083 - 5H8

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 OCT 2007, 0600 - 01 OCT 2007, 0700; LATRINE ENTRANCE, COMPOUND 12E, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IRAQ

DATE/TIME REPORTED: 03 OCT 2007, 0800

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA

SUBJECT:
1. NONE, ; [ACCIDENTAL DEATH] (NFI)

VICTIM:
1. MUSTAF, HUSSAYN ABID (DECEASED); CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 12E, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO AE 09375, IZ; XZ ; [ACCIDENTAL DEATH]

INVESTIGATIVE SUMMARY:

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 837

"This is an Operation Iraqi Freedom Investigation"

About 0800, 3 Oct 07, SA [redacted] received a Memorandum of Transmittal (MOT) from the 32nd Military Police Detachment (CID), Balad, IZ, which detailed Detainee MUSTAF died.

Investigation determined Detainee MUSTAF lost his balance and fell backwards while reaching for a water bottle, which was on a ledge over the entrance to the latrine in Compound 12E. Upon impact, Detainee MUSTAF struck the back of his head on a section of cement outside of the latrine. Detainee MUSTAF was transported to the Theater Internment Facility (TIF) Hospital, Camp Bucca, where he was treated for a possible closed head injury, which consisted of intubation and therapy to reduce intracranial pressure. Detainee MUSTAF was subsequently transported to the Air Force Theater Hospital, LSA Anaconda, Balad, Iraq, where he was resuscitated. The attending physician indicated the presence of internal bleeding and no indication of external trauma. After consultation with the Neurosurgeon, it was determined Detainee MUSTAF would not recover. At 1525, 1 Oct 07, Dr (MAJ) [redacted] Attending Physician, 332nd EMDOS/Emergency Department, LSA Anaconda, Balad pronounced Detainee MUSTAF dead.

An autopsy by the Armed Forces Medical Examiner's Office determined the cause of death to be closed head trauma and the manner of death to be accidental. The results of this investigation are consistent with those findings.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATIONS:

Attached:

1. Agents Investigation Report (AIR) of SA [redacted] 3 Oct 07, detailing the initial notification and canvass interviews.

2. Canvass Interview Worksheet, 3 Oct 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 838

3. AIR of SA [redacted] 3 Oct 07, detailing the Crime Scene Examination.

4. Photographic Packet. (Crime Scene)

5. Compact Disc containing original images associated with Exhibit 3. (USACRC, USACIDC, and file copies only)

6. Crime Scene Sketch, prepared by SA [redacted] 1 Oct 07.

7. AIR of SA [redacted] 2 Oct 07, detailing medical coordinations.

8. Photographs of Detainee MUSTAFF. (USACRC, USACIDC, and file copy only).

9. Sworn Statement of CPT [redacted] 1 Oct 07.

10. Sworn Statement of MAJ [redacted] 2 Oct 07.

11. Medical Records pertaining to Detainee MUSTAF, various dates.

12. AIR of SA [redacted] 20 Oct 07, detailing receipt of Final Autopsy Report.

13. Final Autopsy Report, pertaining to Detainee MUSTAF, 15 Oct 07.

14. Report of Toxicological Examination, pertaining to Detainee MUSTAF, 15 Oct 07.

15. Certificate of Death, pertaining to Detainee MUSTAF, 18 Oct 07.

16. AIR of SA [redacted] 15 Nov 07, detailing the receipt of the Final Information Report.

17. AIR of SA [redacted] 7 Oct 07, detailing the autopsy of Detainee MUSTAF.

18. Autopsy Photo's of Detainee MUSTAFF. (USACRC, USACIDC, and file copy only)

Not Attached:

None.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 839

The original of Exhibits 1 thru 10, 12, 16 and 17 are attached to the USACRC copy of this report. The original of Exhibit 11 is retained in the files of the 332nd EMDOS, Air Force Theater Hospital, LSA Anaconda, Balad, Iraq. The original of Exhibits 13 thru 15 and 18 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

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

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Dir, USACRC, Ft Belvoir, VA
1-Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1-DIR AFIP AFME WASH, DC
1-AFIP DOVER OAFME
1-22nd MP BN (CID)(OPERATIONS)
1-280th MP DETACHMENT (CID), ARIFJAN, KUWAIT
1-31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-CDR, 3D MP GROUP (CID)(OPERATIONS)
1-COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
1-COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
1-Forensic Science Officer
1-CAMP BUCCA CID OFFICE, 280th MP DET (CID), UMM QASR, IRAQ, APO AE 09375
1-STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
1-FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

21 Mar 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0063-2007-CID579-24087 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 19 DEC 2007, 1600 - 19 DEC 2007, 1735; 31ST COMBAT SUPPORT HOSPITAL, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, AE 09375

DATE/TIME REPORTED: 19 DEC 2007, 1735

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. DHAHI AL AMIRI, HASSAN HUSAYN (DECEASED); IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

About 1735, 19 Dec 07, SA [redacted] was notified by CPT [redacted] 31st

b(2), b(6), b(7)(C)

Combat Support Hospital, Theater Internment Facility (TIF), Camp Bucca, APO AE 09376, that Detainee DHAHI AL AMIRI died at the hospital after being admitted for intestinal bleeding.

Investigation determined Detainee DHAHI AL AMIRI was transported to the TIF hospital after he was found vomiting blood in Compound 26. After being evaluated in the Emergency Room, it was determined Detainee DHAHI AL AMIRI needed surgery for a mass erosion through his esophagus. Detainee DHAHI AL AMIRI died during surgery due to the loss of blood and was pronounced dead at 1728 by LTC [redacted] 31st Combat Support Hospital, TIF, Camp Bucca, APO AE 09376.

An autopsy by the Armed Forces Medical Examiner's Office determined the cause of death to be Hemorrhage due to Peptic Ulcer Disease and the Manner of Death as Natural. The results of this investigation are consistent with those findings.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigative Report (AIR) of SA [redacted] 24 Dec 07.

2. Photographic Packet. (Victim) (USACIDC, and file copies only)

3. Compact Disc (CID) containing original images associated with Exhibit 2. (USACRC, USACIDC, and file copies only)

4. Death Packet pertaining to Detainee DHAHI AL AMIRI.

5. AIR of SA [redacted] 28 Dec 07.

6. Autopsy Photo's of Detainee DHAHI AL AMIRI. (USACRC, USACIDC, and file copies only)

7. AIR of SA [redacted] 15 Mar 08.

8. Report of Toxicology Examination, pertaining to Detainee DHAHI AL AMIRI, 4 Jan 08.

9. Certificate of Death, pertaining to Detainee DHAHI AL AMIRI, 13 Mar 08.

10. Final Autopsy Report, pertaining to Detainee DHAHI AL AMIRI, 11 Mar 08.

Not Attached:

None.

The original of Exhibits 1 thru 3, 5 and 7 are attached to the USACRC copy of this report. The original of Exhibit 4 is retained in the files of the 332nd EMDOS, Air Force Theater Hospital, LSA Anaconda, Balad, Iraq. The original of Exhibits 6 and 8 thru 10 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

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

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
DIR AFIP AFME WASH, DC
AFIP DOVER OAFME
11th MP BN (CID)(OPERATIONS)
68th MP DET (CID), ARIFJAN, KUWAIT
31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
CDR, 3D MP GROUP (CID)(OPERATIONS)
COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
Forensic Science Officer
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
MNC-I- CJI CASUALTY OPS, ATTN: OIC
CAMP BUCCA CID OFFICE, 68th MP DET (CID), APO AE 09375
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	LT [redacted]
To:	CCCI
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0006-2007-CID789-23666-5H1C
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	10/15/2007
Suspense Date:	11/29/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/15/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1C]	Foreign	3/1/2007	Yes ☐ No ☑	Yes ☐ No ☑	Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☑ Civilian Criminal/Magistrate
Iraq Criminal

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1C]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

No action taken by CCCI, however, the detainee is still detained at the Camp Bucca facility.

USASCRC Number: 0006-2007-CID789-23666-5H1C **Sanction:** F1 2008/05/15

11. Commanding Officer

Was a DNA sample collected from the offender? ☑ Yes ☐ No

Name and Grade: CPT [redacted] O-3	
Signature:	**Signature Date:** 5/15/2008
AKO e-Mail Address: No AKO, CPT [redacted] n AF CPT and is the CCCI Liason for detainee cases	

ACLU DETAINEE DEATH 2 CID 851 6

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
86th Military Police Detachment (CID), 22nd Military Police Battalion (CID),
Baghdad, Iraq, APO AE 09342

09 Oct 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0006-2007-CID789-23666 - 5H1C / 9G1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 MAR 2007, 2257 - 01 MAR 2007, 2312; LATRINE BLDG, THEATER INTERNMENT FACILITY (TIF), COMPOUND 3-C, CAMP REMEMBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342

DATE/TIME REPORTED: 02 MAR 2007, 0450

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, TIF, COMPOUND 3-C, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]

VICTIM:
1. MUHAMMAD, KHAYRI NAIM (DECEASED); CIV; IRAQ; 1 JUL 1972; RAWAH, AL ANBAR, IRAQ; MALE; OTHER; ISN [redacted] CAMP REMEMBRANCE II, TIF, COMPOUND 3-C, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ;

b(2), b(6), b(7)(C)

[MURDER]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom investigation."

The 324th MP Battalion, Camp Cropper, Iraq, APO AE 09342 (CCI), notified this office of the death of a detainee in compound 3C.

Investigation disclosed Mr. [redacted] followed Mr. KAHAYRI NAIM MUHAMMAD into the centralized common area latrine of compound 3C, attacked him, tied a pair of internee uniform trousers around his neck strangling him to death and then fled the scene. An autopsy was conducted by the Office of the Armed Forces Medical Examiner which reveled the cause of death to be asphyxia due to strangulation and the manner of death to be homicide. The results of this investigation were consistent with their findings.

STATUTES:

PART 3, CHAPTER 1, SECTION 2, PARAGRAPH 410, IRAQI PENAL CODE: MURDER

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted], 3 Sep 07.

2. Death Scene AIR, 2 Mar 07.

3. Death Scene Sketch, 2 Mar 07, prepared by SA [redacted]

4. Photographic Packet comprised of 75 digital images.

5. Personal Data Report (PDR) and Enemy Prisoner of War Screening Report (EPWSR) of Mr. MUHAMMAD.

6. Detainee Management System (DMS) printout pertaining to Mr. MUHAMMAD.

b(6), b(7)(C)

7. Preliminary Certificate of Death of Mr. MUHAMMAD, 2 Mar 07.

8. Compound 3 shift rosters, 2 Mar 07.

9. Statement of SGT [redacted] 2 Mar 07.

10. Statement of SPC [redacted] 2 Mar 07.

11. Statement of SGT [redacted] 2 Mar 07.

12. Statement of SPC [redacted] Mar 07.

13. Statement of SPC [redacted] 2 Mar 07.

14. Waiver of Mr. [redacted] 2 Mar 07.

15. PDR and EPWSR of Mr. [redacted]

16. Waiver of Mr. [redacted] 2 Mar 07.

17. PDR and EPWSR of Mr. [redacted]

18. Waiver of Mr. [redacted], 2 Mar 07.

19. PDR and EPWSR of Mr. [redacted].

20. Statement of SGT [redacted] 2 Mar 07.

21. Statement of SPC [redacted] 2 Mar 07.

22. Statement of SPC [redacted] 2 Mar 07.

23. Statement of SGT [redacted] 2 Mar 07.

24. PDR and EPWSR of Mr. [redacted]

b(6), b(7)(C)

9

25. Waiver of Mr. [redacted] r 07.
26. PDR and EPWSR of Mr. [redacted]
27. Waiver of Mr. [redacted] 2 Mar 07.
28. PDR and EPWSR of Mr. [redacted]
29. Statement of SPC [redacted] 2 Mar 07.
30. Statement of SGT [redacted] 2 Mar 07.
31. Statement of SGT [redacted] 3 Mar 07.
32. Statement of SFC [redacted] 3 Mar 07.
33. Statement of SPC [redacted] 3 Mar 07.
34. Statement of SPC [redacted] 3 Mar 07.
35. ISN headcount Roster, 1 Mar 07.
36. Canvass Interview Worksheet, 3 Mar 07.
37. Waiver of Mr. [redacted] 3 Mar 07.
38. PDR and EPWSR of Mr. [redacted]
39. PDR and EPWSR of Mr. [redacted]
40. Waiver of Mr. [redacted] 3 Mar 07.
41. PDR and EPWSR of Mr. [redacted]
42. Waiver of Mr. [redacted]

43. PDR and EPWSR of Mr. [redacted]
44. Interview List, prepared by SA [redacted]
45. Sketch prepared by Mr. [redacted] 5 Mar 07.
46. Sketch prepared by Mr. [redacted] 5 Mar 07.
47. Waiver of Mr [redacted], 6 Mar 07.
48. Sketch prepared by Mr. [redacted] 6 Mar 07.
49. PDR and EPWSR of Mr. [redacted]
50. Canvass Interview Worksheet, 6 Mar 07.
51. Waiver of Mr. [redacted] 7 Mar 07.
52. Sketch prepared by Mr. [redacted] 7 Mar 07.
53. PDR and EPWSR of Mr. [redacted]
54. Waiver of Mr. [redacted] 7 Mar 07.
55. Sketch prepared by Mr [redacted] 7 Mar 07.
56. PDR and EPWSR of Mr. [redacted]
57. Waiver of Mr. [redacted] 7 Mar 07.
58. Sketch prepared by Mr. [redacted] 7 Mar 07.
59. PDR and EPWSR of Mr. [redacted]
60. Waiver of Mr. [redacted] 8 Mar 07.

b(6), b(7)(C)

61. PDR and EPWSR of Mr. [redacted]
62. Waiver of Mr. [redacted] Mar 07.
63. Sketch prepared by Mr. [redacted], 8 Mar 07.
64. PDR and EPWSR of Mr. [redacted]
65. Waiver of Mr. [redacted] 8 Mar 07.
66. Sketch prepared by Mr. [redacted] 8 Mar 07.
67. PDR and EPWSR of Mr. [redacted]
68. Compound 3C Roll Down report.
69. Detainee Occupancy Graph, 11 Mar 07, prepared by SA [redacted]
70. Video Surveillance Combined Timeline, 11 Mar 07, prepared by SA [redacted]
71. Waiver of Mr. [redacted] 12 Mar 07.
72. PDR and EPWSR of Mr. [redacted]
73. Waiver of Mr. [redacted] 12 Mar 07.
74. PDR and EPWSR of Mr. [redacted]
75. Waiver of Mr. [redacted] 12 Mar 07.
76. PDR and EPWSR of Mr. [redacted]
77. Waiver of Mr [redacted] 13 Mar 07.
78. Sketch prepared by Mr. [redacted] 13 Mar 07.

b(6), b(7)(C)

12

ACLU DETAINEE DEATH 2 CID 857

79. PDR and EPWSR of Mr. [redacted]
80. Waiver of Mr [redacted] 13 Mar 07.
81. Sketch prepared by Mr. [redacted] 13 mar 07.
82. PDR and EPWSR of Mr [redacted]
83. PDR and EPWSR of Mr. [redacted]
84. PDR and EPWSR of Mr. [redacted]
85. Waiver of Mr. [redacted] 17 Mar 07.
86. DMS printout pertaining to Mr. [redacted]
87. Picture of Mr. [redacted] with handwritten notes of Mr. [redacted]
88. (1-2) Sketches prepared by Mr. [redacted] 17 Mar 07.
89. PDR and EPWSR of Mr. [redacted]
90. Waiver of Mr. [redacted] 19 Mar 07.
91. PDR and EPWSR of Mr. [redacted]
92. Waiver of Mr. [redacted], 19 Mar 07.
93. Sketch prepared by Mr. [redacted], 19 Mar 07.
94. PDR and EPWSR of Mr. [redacted]
95. Waiver of Mr. [redacted], 19 Mar 07.
96. PDR and EPWSR of Mr. [redacted]

b(6), b(7)(C)

13

ACLU DETAINEE DEATH 2 CID 858

97. Waiver of Mr. [redacted], 19 Mar 07.

98. Sketch prepared by Mr. [redacted] 19 Mar 07.

99. PDR and EPWSR of Mr. [redacted]

100. Waiver of Mr [redacted], 20 Mar 07.

101. Sketch prepared by Mr [redacted] 20 Mar 07.

102. PDR and EPWSR of Mr [redacted]

103. Capture Packet of Mr. [redacted]

104. PDR and EPWSR of Mr. [redacted]

105. Waiver of Mr. [redacted] 9 Apr 07.

106. Sketch prepared by Mr. [redacted] 9 Apr 07.

107. PDR and EPWSR of Mr [redacted]

108. Waiver of Mr [redacted] 9 Apr 07.

109. Sketch prepared by Mr. [redacted] 9 Apr 07.

110. Arabic Language Statement of Mr. [redacted] 9 Apr 07.

111. English Language translation of Exhibit 104.

112. Waiver of Mr. [redacted] 10 Apr 07.

113. PDR and EPWSR of Mr. [redacted]

114. PDR and EPWSR of Mr. [redacted]

b(6), b(7)(C)

14

ACLU DETAINEE DEATH 2 CID 859

115. Waiver of Mr. [redacted] 11 Apr 07.

116. Sketch prepared by Mr. [redacted] 11 Apr 07.

117. PDR and EPWSR of Mr. [redacted]

118. DMS Printout pertaining to Mr. [redacted]

119. PDR and EPWSR of Mr. [redacted]

120. Waiver of Mr. [redacted] 15 Apr 07.

121. PDR and EPWSR of Mr. [redacted]

122. Waiver of Mr. [redacted] 15 Apr 07.

123. PDR and EPWSR of Mr. [redacted]

124. Compound 3C Photograph Array, 15 Apr 07.

125. DMS Printout pertaining to Mr. [redacted]

126. DMS Printout pertaining to Mr. [redacted]

127. PDR and EPWSR of Mr. [redacted]

128. AIR of SA [redacted] 6 Mar 07.

129. Preliminary Autopsy Report, Autopsy Number ME 07-0278, 8 Feb 07.

130. Note in Arabic language.

131. English language translation of Exhibit 124.

132. Waiver of Mr. [redacted] 6 Jun 07.

133. Detainee Notification of Rights of Mr. [redacted] 25 Jun 07.

134. Polygraph Examination Report of Mr [redacted] 25 Jun 07. (USACRC and file copies only)

135. Waiver of Mr. [redacted] 6 Jul 07.

136. Waiver of Mr. [redacted] 16 Jul 07.

137. PDR and EPWSR of Mr [redacted]

138. Waiver of Mr. [redacted], 16 Jul 07.

139. PDR and EPWSR of Mr. [redacted]

140. Waiver of Mr [redacted] 10 Aug 07.

141. PDR and EPWSR of Mr. [redacted]

142. Waiver of Mr. [redacted] 10 Aug 07.

143. PDR and EPWSR of Mr. [redacted]

144. Waiver of Mr. [redacted] 10 Aug 07.

145. PDR and EPWSR of Mr. [redacted]

146. Final Autopsy Report, Autopsy Number ME 07-0278, 6 Jul 07.

147. Postmortem fingerprints of Mr. MUHAMMAD. (USACRC only)

148. Video CD containing video files of compound 3C, building 1, from 2100, 1 Mar 07 to 0500, 2 Mar 07.

149. Video CD containing video files of compound 3C, building 2, from 1800 to 2100, 1 Mar

07.

150. Video CD containing video files of compound 3C, building 2, from 2100, 1 Mar 07 to 0500, 2 Mar 07.

151. Video CD containing video files of compound 3C, building 3, from 2100, 1 Mar 07 to 0500, 2 Mar 07.

152. Video CD containing video files of compound 3C, building 4, from 2100, 1 Mar 07 to 0500, 2 Mar 07.

153. Photographic CD containing all digital images exposed during the investigation.

154. Photographic CD containing all autopsy photographs. (USACRC only)

155. (1-4) Evidence Property Custody Documents, Document Numbers (DN) 0170-07, 0171-07, 0219-07 and 0381-07. (USACRC and file copies only)

NOT ATTACHED:

Retained in the files of the Polygraph Division, USACRC, Fort Belvoir, VA:

156. Polygraph Authorization of Mr. [redacted] 18 Jun 07.

157. Polygraph Statement of Consent of Mr. [redacted] 25 Jun 07.

158. Five (5) Polygrams of Mr [redacted] 25 Jun 07.

Retained in the Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342:

159. Ligature, Item 1, DN 0170-07

160. Cotton Swab, Item 1, DN 0171-07

161. Cotton Swab, Item 2, DN 0171-07

b(6), b(7)(C)

17

ACLU DETAINEE DEATH 2 CID 862

162. Cotton Swab, Item 3, DN 0171-07

163. Cotton Swab, Item 4, DN 0171-07

164. Cotton Swab, Item 5, DN 0171-07

165. Cotton Swab, Item 6, DN 0171-07

166. Glove, Item 7, DN 0171-07

167. Glove, Item 8, DN 0171-07

168. Fingernail scrapings (right hand), Item 1, DN 0219-07

169. Fingernail scrapings (left hand), Item 2, DN 0219-07

170. Paper bag (left hand), Item 3, DN 0219-07

171. Paper bag (right hand), Item 4, DN 0219-07

172. Red fibers, Item 5, DN 0219-07

173. Hand written note, Item 1, DN 0381-07

The originals of Exhibits 1-4, 8-14, 16, 18, 20-23, 25, 27, 29-37, 40, 42, 44-48, 50-52, 54, 55, 57, 58, 60, 62, 63, 65, 66, 69-71, 73, 75, 77, 78, 80, 81, 85, 87, 88, 90, 92, 93, 95, 97, 98, 100, 101, 103, 105, 106, 108-112, 115, 116, 120, 122, 124, 128, 131-133, 135, 136, 138, 140, 142, 144, 147, 153 and 154 are forwarded with the USACRC copy of this report. The originals of Exhibits 5, 6, 15, 17, 19, 24, 26, 28, 38, 39, 41, 43, 49, 53, 56, 59, 61, 64, 67, 68, 72, 74, 76, 79, 82-84, 86, 89, 91, 94, 96, 99, 102, 104, 107, 113, 114, 117-119, 121, 123, 125-127, 137, 139, 141, 143, 145 and 148-152 are retained in the files of Task Force 134, Camp Victory, Iraq, APO AE 09342. The originals of Exhibits 7, 129 and 146 are retained on file at the Office of the Armed Forces Medical Examiner, Armed Forces Institute of Pathology, 1413 Research BLVD, Rockville, MD 20858. The original of Exhibit 134 is retained on file at the Polygraph Division, USACRC, Fort Belvoir, VA 22060. The originals of Exhibits 130 and 155 are maintained in the

Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342.

STATUS: This is a Final Report. Commander's Report of Disciplinary Action (DA Form 4833) is pending.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
DIR, USACRC, FORT BELVOIR, VA (ORIGINAL)
AFIP DOVER PORT MORTUARY, DOVER AFB, DE
AOPS, 22D MP BN (CID), CAMP VICTORY, APO AE 09342 (EMAIL ONLY)
CDR, 22ND MP BN (CID)(FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
CDR, 3D MP GRP (CID), FORT GILLEM, GA 30297 (EMAIL ONLY)
CDR, 535TH MP BN, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
CDR, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
CHIEF, DSCOPS, USACIDC, 6010 6TH STREET, FORT BELVOIR, VA 22060 (EMAIL ONLY)
DIR, AFIP, AFME, 1413 RESEARCH BLVD, ROCKVILLE, MD 20858
FOB CDR, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
OPS, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
CDR, 506th MP DET, CAMP VICTORY, IZ 09342 (EMAIL ONLY)
PMO, MNC-I, ATTN: COI[redacted], CAMP VICTORY, IZ 09342 (EAMIL ONLY)
FILE

b(6), b(7)(C)

19

ACLU DETAINEE DEATH 2 CID 864

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander JAGC, CCCI Liaison Officer US Embassy, Baghdad, IZ APO AE 09316
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0013-2007-CID789-23668-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/15/2008
Suspense Date:	6/29/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/16/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
2	Criminal Conspiracy [5X1]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 865

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

2

ACLU DETAINEE DEATH 2 CID 866

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 868

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

Not able to prosecute due to lack of additional witness.

USASCRC Number: 0013-2007-CID789-23668-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☑ Yes ☐ No

Name and Grade: [redacted], O-3	
Signature:	**Signature Date:** 5/16/2008
AKO e-Mail Address:	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander JAGC, CCCI Liaison Officer US Embassy, Baghdad, Iraq APO AE 09316
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0013-2007-CID789-23668-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/15/2008
Suspense Date:	6/15/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/16/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
2	Criminal Conspiracy [5X1]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

10

ACLU DETAINEE DEATH 2 CID 874

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 875

10. Commander's Remarks

Unable to prosecute due to lack of additional witness.

USASCRC Number: 0013-2007-CID789-23668-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]O-3	
Signature:	**Signature Date:** 5/16/2008
AKO e-Mail Address:	

b(6), b(7)(C)

12

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander JAGC, CCCI Liaison Officer US Embassy, Baghdad, Iraq APO AE 09316
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0013-2007-CID789-23668-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/15/2008
Suspense Date:	6/29/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/15/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
2	Criminal Conspiracy [5X1]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 878 14

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 879 15

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

Unable to prosecute due to lack of additional witness.

USASCRC Number: 0013-2007-CID789-23668-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] 0-3	
Signature:	**Signature Date:** 5/16/2008
AKO e-Mail Address:	

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander JAGC, CCCI Liaison Officer US Embassy, Baghdad, Iraq APO AE 09316
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0013-2007-CID789-23668-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/15/2008
Suspense Date:	6/29/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/15/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
2	Criminal Conspiracy [5X1]	Foreign	4/4/2007	Yes ☐ No ☑	Yes ☐ No ☑	Court Policy
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

21

ACLU DETAINEE DEATH 2 CID 885

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 886 22

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

Unable to prosecute due to lack of additional witness.

USASCRC Number: 0013-2007-CID789-23668-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] O-3	
Signature:	**Signature Date:** 5/16/2008
AKO e-Mail Address:	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

03 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0013-2007-CID789-23668 - 5H1P / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 04 APR 2007, 0830 - 04 APR 2007, 1000; COMPOUND 2C, CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IZ, APO AE 09342

DATE/TIME REPORTED: 04 APR 2007, 1100

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1 [redacted] CIV; JORDAN; (DOB); (POB); MALE; OTHER; ISN [redacted] COMPOUND 2C, TIF, CAMP REMEMBRANCE II, CAMP CROPPER, IZ, APO AE 09342, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

2 [redacted] CIV; KUWAIT; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 2C, TIF, CAMP REMEMBRANCE II, CAMP CROPPER, IZ, APO AE 09342,

b(2), b(6), b(7)(C)

25

ACLU DETAINEE DEATH 2 CID 889

IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

3. [redacted] CIV; KUWAIT; (DOB); (POB); MALE; OTHER; ISN [redacted] COMPOUND 2C, TIF, CAMP REMEMBRANCE II, CAMP CROPPER, IZ, APO AE 09342, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

4. [redacted]; CIV; KUWAIT; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ, APO AE 09342, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

VICTIM:

1. NASSIR JABRIN, UMAR SA'AD (DECEASED); CIV; SAUDI ARABIA; (DOB); (POB); MALE; OTHER; ISN [redacted] COMPOUND 2C, TIF, CAMP REMEMBRANCE II, CAMP CROPPER, IZ, APO AE 09342, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom investigation."

The Area Defense Operations Cell (ADOC), Camp Cropper, IZ, APO AE 09342 (CCIZ) reported a detainee was found deceased within a dumpster within Camp Remembrance II, Theater Internment Facility (TIF), CCIZ.

Investigation determined Mr. [redacted], Mr. [redacted] Mr. [redacted] and Mr. [redacted] entered an agreement, conducted preparations to murder, conceal and transport Mr. UMAR SA'AD NASSIR JABRIN, beat and strangled Mr. NASSIR to death, placed him in a plastic garbage bag and attempted to dispose of the body by placing it in a dumpster. An autopsy conducted by the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner (AFME) revealed Mr. UMAR SA'AD NASSIR JABRIN died as a result of multiple blunt force injuries complicated by manual strangulation and chest compression and the manner of death was homicide. The results of this investigation

b(6), b(7)(C)

were consistent with the findings of the AFME.

STATUTES:

Part 3, Chapter 1, Section 2, Paragraph 410, Iraqi Penal Code: Murder
Part 2, Chapter 3, Section 5, Paragraph 55, Iraqi Penal Code: Conspiracy

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 22 Apr 07.
2. AIR of SA [redacted] 4 Apr 07.
3. Crime Scene Sketch prepared by SA [redacted] 4 Apr 07.
4. Photographic Packet (Crime Scene).
5. Evidence/Property Custody Documents, Vouchers (VO) 256/07-258/07 and 261/07.
6. ISN Headcount Roster of Camp 2C, CCIZ, 4 Apr 07.
7. Sworn Statement of Mr [redacted] 4 Apr 07.
8. Sworn Statement of SPC [redacted] 4 Apr 07.
9. Sworn Statement of SPC [redacted] 4 Apr 07.
10. Medical Records of Mr. UMAR SA'AD NASSIR JABRIN.
11. Investigator's Statement of SPC [redacted] 4 Apr 07.
12. Video surveillance of Compound 2 (USACRC copy only).
13. Investigator's Statement of SGT [redacted] 4 Apr 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 891 27

14. Photo Array of ISN Headcount of 2C, 4 Apr 07.

15. Investigator's Statement of SFC [redacted], 4 Apr 07.

16. Waiver of Mr [redacted] 4 Apr 07.

17. Interview sketch of M[redacted] 4 Apr 07.

18. Personal Data Report (PDR) and Enemy Prisoner of War Screening Report (EPWSR) of Mr [redacted]

19. Waiver of Mr [redacted] 4 Apr 07.

20. Interview sketch of Mr [redacted] 4 Apr 07.

21. PDR and EPSW of Mr [redacted]

22. Waiver of M[redacted]L, 4 Apr 07.

23. Interview sketch of Mr [redacted] 5 Apr 07.

24. PDR and EPWSR of Mr [redacted]

25. Waiver of Mr [redacted] 5 Apr 07.

26. Interview sketch of M[redacted] Apr 07.

27. PDR and EPWSR of Mr [redacted]

28. PDR and EPWSR of M[redacted]

29. DA Form 2922, Forensic Laboratory Examination Request, 6 Apr 07.

30. PDR and EPWSR of Mr [redacted]

b(6), b(7)(C)

28

ACLU DETAINEE DEATH 2 CID 892

31. PDR and EPWSR of Mr [redacted]

32. PDR and EPWSR of Mr [redacted]

33. Final Latent Print Report, MNC-I Law Enforcement Ballistic (GS) Forensics Laboratory, 16 Apr 07.

34. Final Latent Print Report, MNC-I Law Enforcement Ballistic (GS) Forensics Laboratory, 17 Apr 07.

35. Waiver of Mr [redacted] 19 Apr 07.

36. Waiver of Mr [redacted] 19 Apr 07.

37. Waiver of Mr NASSIR, 20 Apr 07.

38. AIR of SA [redacted] 9 Apr 07.

39. Preliminary Autopsy Report, Armed Forces Institute of Pathology (AFIP), 9 Apr 07.

40. Photographic packet (Autopsy).

41. AIR of SA [redacted] 18 Jun 07.

42. Final Autopsy Report, AFIP, 11 May 07.

43. DD Form 2064, Certificate of Death (Overseas) of Mr [redacted] May 07.

44. Waiver of Mr [redacted] 1 May 07.

45. Wavier of M [redacted] 31 May 07.

46. Waiver of Mr [redacted] 31 May 07.

47. Waiver of Mr [redacted] 18 Jun 07.

b(6), b(7)(C)

29

48. PDR and EPWSR of Mr [redacted]
49. PDR and EPWSR of Mr [redacted]
50. AIR of SA [redacted] 17 Jul 07.
51. Wavier of Mr [redacted], 6 Jul 07.
52. PDR and EPWSR of Mr [redacted]
53. Waiver of Mr [redacted] 17 Jul 07.
54. PDR and EPWSR of Mr [redacted]
55. Waiver of Mr [redacted] 17 Jul 07.
56. PDR and EPWSR of Mr [redacted]
57. AIR of SA [redacted] 22 Aug 07.
58. Counter Insurgenct/S2 Information Hand Off, 27 Jul 07.
59. Waiver of Mr [redacted] 3 Aug 07.
60. (60-1 and 60-2) Interview sketches of Mr [redacted] 13 Aug 07.
61. PDR and EPWSR of Mr [redacted]
62. Waiver of Mr [redacted] 13 Aug 07.
63. PDR and EPWSR of Mr [redacted]
64. Waiver of M [redacted] 13 Aug 07.
65. Sworn Statement of Mr [redacted] 13 Aug 07.

b(6), b(7)(C)

30

66. English translation of Exhibit 64, 13 Aug 07 (USACIDC and file copies only).

67. PDR and EPWSR of Mr [redacted]

68. PDR and EPWSR of Mr [redacted]

69. Waiver of Mr TARIQ, 22 Aug 07.

70. PDR and EPWSR of Mr [redacted]

71. PDR and EPWSR of Mr [redacted]

72. AIR of SA [redacted] 30 Oct 07.

73. Waiver of Mr [redacted] 22 Oct 07.

74. PDR and EPWSR of Mr [redacted]

75. Waiver of Mr [redacted] 24 Oct 07.

76. PDR and EPWSR of Mr [redacted]

77. Waiver of Mr [redacted], 24 Oct 07.

78. PDR and EPWSR of Mr [redacted]

79. Waiver of Mr [redacted] 24 Oct 07.

80. PDR and EPWSR of Mr [redacted]

81. Waiver of Mr [redacted] 24 Oct 07.

82. PDR and EPWSR of Mr [redacted]

83. Waiver of Mr [redacted] 24 Oct 07.

b(6), b(7)(C)

31

ACLU DETAINEE DEATH 2 CID 895

84. PDR and EPWSR of Mr [redacted]

85. Waiver of Mr [redacted] 28 Oct 07.

86. PDR and EPWSR of Mr [redacted]

87. Waiver of Mr [redacted] 28 Oct 07.

88. PDR and EPWSR of Mr [redacted]

89. Waiver of Mr [redacted] 30 Oct 07.

90. PDR and EPWSR of Mr [redacted]

91. Waiver of Mr [redacted] 30 Oct 07.

92. PDR and EPWSR of Mr [redacted]

93. Waiver of Mr [redacted] 30 Oct 07.

94. PDR and EPWSR of Mr [redacted]

95. AIR of SA [redacted] 8 Nov 07.

96. CD containing all images associated with Exhibits 4 and 39 (USACRC and file copies only).

97. CD containing all original images associated with Exhibit 39 (USACRC only).

Not Attached:

Retained in the files of the Consolidated Evidence Depository, 11th MP BN (CID), Camp Victory, Baghdad, Iraq 09342:

98. Shirt.

b(6), b(7)(C)

32

99. Knit cap.

100. Dishdashas (male garments).

101. Ziploc bag.

102. Ziploc bag.

103. Yarn.

104. Garbage bags (3).

The originals of Exhibits 1-4, 7-9, 11, 13, 15, 16, 17, 19, 20, 22, 23, 25, 29, 33-39, 40, 41-47, 50, 51, 53, 55, 57, 58, 59, 60, 62, 64, 65, 66, 69, 72, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91, 93, 95, 96, and 97 are forwarded with the USACRC copy of this report. The originals of Exhibit 28 is retained in the files of the Consolidated Evidence Depository, 11th MP BN (CID), Camp Victory, Baghdad, Iraq APO AE 09342. The originals of Exhibits 6, 12-14, 18 ,21, 24, 26, 27, 28, 30-32, 48, 49, 52, 54, 56, 61, 63, 67, 68, 70, 71, 74, 76, 78, 80, 82, 84, 86, 88, 90, 92 and 94 are retained in the files of Task Force 134, Camp Victory, Baghdad, Iraq APO AE 09342. The original of Exhibit 10 is retained in the files of the 31st Combat Support Hospital, Camp Cropper, Baghdad, APO AE 09342.

STATUS: This is a Final (C) Report. On 8 Nov 07, coordination was made with the Staff Judge Advocate, Liaison to the Central Criminal Court of Iraq (CCCI), which revealed there was probable cause the subjects committed the listed offenses, however, there is not enough evidence to prosecute the offenders in CCCI and as a result there will be no action taken. Commander's report of disciplinary action (DA Form 4833) is not required.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent in Charge

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1 - Director, U.S. Army Crime Records Center, ATTN: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060 (Original)
1 - Director, Armed Forces Institute of Pathology, AFIP Annex - Bldg 102, 1413 Research Blvd, Rockville, MD 20850
1 - AOPS, 11TH MP BN (CID), Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
1 - Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
1 - Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342 (Email only)
1 - Commander, 525th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
1 - FOB Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
1 - FSO, 11TH MP BN (CID), Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
1 - Garrison Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
1 - Operations Officer, 11th MP BN (CID), Camp Victory, Baghdad, Iraq APO AE 09342
1 - PM, 727th MP DET, Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
1 - Office of the Staff Judge Advocate, Central Criminal Court of Iraq Liasion, ATTN: LT[redacted]TF 134, Baghdad, Iraq APO AE 09342
1 - Commander, Task Force 134, ATTN: LTJG[redacted] Detainee Operations, Camp Victory, Baghdad, Iraq APO AE 09342 (Email only)
1 - PMO, MNC-I, Al Faw Palace, ATTN: COL[redacted] Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
1 - FILE

b(6), b(7)(C)

34

ACLU DETAINEE DEATH 2 CID 898

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
86th Military Police Detachment (CID), 22nd Military Police Battalion (CID),
Baghdad, Iraq, APO AE 09342

01 Oct 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0024-2007-CID789-23670 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 26 MAY 2007, 1350 - 26 MAY 2007, 1459; COMPOUND 2B, CAMP REMEMBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IRAQ

DATE/TIME REPORTED: 26 MAY 2007, 1610

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MAHMOUD, NAFFA IBRAHIM (DECEASED); CIV; IRAQ; 2 JAN 1954; RAMADI, IRAQ; MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] COMPOUND 2B, CAMP REMEMBRANCE II, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation."

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 899

The 324th Military Police Battalion, Camp Cropper, Baghdad, Iraq APO AE 09342 (CCI) reported the death of a detainee.

Investigation disclosed Mr. NAFFA IBRAHIM MAHMOUD was in Compound 2B, Building 1 when he collapsed and was taken to the 31st Combat Support Hospital (CSH), CCI, where he was pronounced deceased at 1459, 26 May 07. An autopsy conducted by the Office of the Armed Forces Medical Examiner revealed Mr. NAFFA IBRAHIM MAHMOUD died as a result of hypertensive atherosclerotic cardiovascular disease and the manner of death was natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

ATTACHED:

1. Agent's Investigative Report (AIR) of SA [redacted] 7 Jun 07.

2. Personal Data Report (PDR) and Enemy Prisoner of War Screening Report (EPWSR) pertaining to Mr. NAFFA IBRAHIM MAHMOUD, 26 May 07.

3. PDR and EPWSR of Mr. EHAB NAFFA IBRAHIM, 26 May 07.

4. Photographic packet comprised of 53 photographs.

5. Personnel Packet pertaining to Mr. NAFFA IBRAHIM MAHMOUD.

6. Waiver and Sketch of Mr. EHAB NAFFA IBRAHIM, 26 May 07.

7. Medical records pertaining to Mr. NAFFA IBRAHIM MAHOUD, various dates.

8. Emergency Care Service Report, 30 May 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 900

9. AIR of SA [redacted], 18 Sept 07.

10. Preliminary Autopsy Report, ME07-0684, 2 Jun 07, pertaining to Mr. NAFFA IBRAHIM MAHOUD.

11. Canvass Interview Worksheet, 2 Jul 07.

12. Final Autopsy Report, ME07-0684, 28 Jun 07, pertaining to Mr. NAFFA IBRAHIM MAHOUD.

13. Compact disc containing all digital images exposed during the investigation (USACRC and file copies only).

14. Compact disc containing digital images of the autopsy (USACRC and file copies only)

15. Evidence/Property Custody Document, Document Number (DN) 0446-07 (USACRC and file copies only).

Not Attached:

Retained in the Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342:

16. Compact Video Disc, Item 1, DN 0446-07.

The originals of Exhibits 1, 4, 6, 9, 10, 13 and 14 are forwarded with the USACRC copy of this report. The originals of Exhibits 2, 3 and 5 are retained on file with Task Force 134, Camp Victory, Iraq, APO AE 09342. The originals of Exhibits 7 and 8 are retained in the files of the Patient Administration Division, 31st CSH, CCI. The originals of Exhibits 10 and 12 are retained in the files of the Office of the Armed Forces Medical Examiner, Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhibit 15 is retained in the files of the Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342.

STATUS: This is a Final Report.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 901

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
DIR, USACRC, FORT BELVOIR, VA (ORIGINAL)
AFIP DOVER PORT MORTUARY, DOVER AFB, DE
AOPS, 22D MP BN (CID), CAMP VICTORY, APO AE 09342
CDR, 22ND MP BN (CID)(FWD), CAMP VICTORY, IRAQ, APO AE 09342 (EMAIL ONLY)
CDR, 3D MP GRP (CID), FORT GILLEM, GA 30297
CDR, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
FOB CDR, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
OPS, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
PM, CAMP VICTORY, IRAQ, APO AE 09344 (EMAIL ONLY)
OAFME, AFIP, ROCKVILLE, MD
PMO, MNC-I, ATTN: COL [redacted] CAMP VICTORY, IRAQ APO AE 09342 (EMAIL ONLY)
CDR, 535TH MP BN, CAMP CROPPER, IRAQ, APO AE 09342 (EMAIL ONLY)
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/11/2009
Suspense Date:	6/25/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/11/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 903

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] W3	
Signature:	**Signature Date:** 5/11/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office; Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/11/2009
Suspense Date:	6/25/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/11/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 913

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]W3	
Signature:	**Signature Date:** 5/11/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/11/2009
Suspense Date:	6/25/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/11/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 917 15

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 917

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	
Signature:	**Signature Date:** 5/11/2009
AKO e-Mail Address: [redacted]us.army.mil	

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/11/2009
Suspense Date:	6/25/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/11/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

19

ACLU DETAINEE DEATH 2 CID 921

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

21

ACLU DETAINEE DEATH 2 CID 923

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	
Signature:	**Signature Date:** 5/11/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/11/2009
Suspense Date:	6/25/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/11/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]CW3	
Signature:	**Signature Date:** 5/11/2009
AKO e-Mail Address [redacted]us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/11/2009
Suspense Date:	6/25/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/11/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]CW3	
Signature:	**Signature Date:** 5/11/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address [redacted] @us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]W3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]us.army.mil	

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] W3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]/W3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address [redacted]us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 965 63

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]W3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] W3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted] us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 977 75

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

76

ACLU DETAINEE DEATH 2 CID 978

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

77

ACLU DETAINEE DEATH 2 CID 979

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] W3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]us.army.mil	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 980

78

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martia
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

82

ACLU DETAINEE DEATH 2 CID 984

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]us.army.mil	

b(6), b(7)(C)

84

ACLU DETAINEE DEATH 2 CID 986

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0031-2007-CID789-23671-5H1B
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1B]	UCMJ Article 118	7/6/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

87

ACLU DETAINEE DEATH 2 CID 989

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0031-2007-CID789-23671-5H1B **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted] us.army.mil	

b(6), b(7)(C)

90

ACLU DETAINEE DEATH 2 CID 992

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

21 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0031-2007-CID789-23671 - 5H1B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 07 JUL 2007, 0052 - 07 JUL 2007, 0210; COMPOUND 3C, CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ, APO AE 09342 (CCI), IRAQ

DATE/TIME REPORTED: 07 JUL 2007, 0158

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN): [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

2. [redacted] FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED

b(2), b(6), b(7)(C)

91

ONLY IAW 18 USC 5038(A)

3. [redacted] FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN): [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

4. [redacted]; FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD APO AE 09342, IZ; XZ ; [MURDER]

5. [redacted]; FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

6. [redacted] FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN): [redacted], CAMP REMEMBRANCE II, THEATER INTERNMENT FACILTY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

7. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN [redacted] THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

8. [redacted]; FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN [redacted] CAMP REMEMBRANCE II, THEATER INTERMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038 (A)

9. [redacted] FRCIV; IRAQ; (DOB);

b(6), b(7)(C)

92

ACLU DETAINEE DEATH 2 CID 994

(POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

10. [redacted]; FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN): [redacted] CAMP REMBRANCE II, THEATER INTERMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038 (A)

11. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

12. [redacted] FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN): [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038 (A)

13. [redacted]; FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

14 [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

15. [redacted]; FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

b(6), b(7)(C)

93

VICTIM:

1. MUSTAFI, MUHAYMAN JALAL (DECEASED); CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 2, COMPOUND 3C, CAMP REMEMBRANCE II, TIF, CAMP CROPPER, IRAQ APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

INVESTIGATIVE SUMMARY:

This in an "Operation Iraqi Freedom" Investigation.

On 7 Jul 07, this office was notified by the Tactical Operations Center, 324th Military Police Battalion, Camp Cropper, Baghdad, Iraq APO AE 09342 (CCIZ), of the death of a detainee in Compound 3C, Camp Remembrance II, Theater Internment Facility (TIF), CCIZ.

Investigation determined Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], Mr [redacted], and Mr [redacted] committed the offense of murder when they beat Mr MUSTAFI to death with their hands, feet and a metal rod. An autopsy conducted by the Armed Forces Institute of Pathology, office of the Armed Forces Medical Examiner (AFME) revealed Mr MUSTAFI died as a result of multiple blunt force injuries to head, torso, and extremities, which caused contusions and hemorrhage of the brain. The AFME listed the manner of death as homicide. The results of this investigation were consistent with the findings of the AFME.

STATUTES:

Part 3, Chapter 1, Section 2, Paragraph 410, Iraqi Penal Code: Murder

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 7 Jul 07.

2. Shift Roster of Compound 3C, 7 Jul 07.

3. ISN Count, 2134, 6 Jul 07.

4. Medical Records pertaining to Mr MUSTAFI.

5. AIR of SA [redacted] 7 Jul 07.

6. (6-1 through 6-3) Crime Scene Sketches, prepared by SA [redacted] 7 Jul 07.

7. Photographic Packet (Death Scene).

8. (8-1 through 8-6) DA Forms 4137, Evidence/Property Custody Document, Vouchers (VO) 0607/07 - 0612/07.

9. AIR of SA [redacted] 8 Jul 07.

10. Sworn Statement of SGT [redacted] Jul 07

11. Detainee Report of Observation, 7 Jul 07.

12. (12-1 through 12-4) Canvass Interview Worksheets, 8 Jul 07.

13. Investigator's Statement of SSG [redacted] 8 Jul 07.

14. Sworn Statement of SGT [redacted] 8 Jul 07.

15. Sworn Statement of SGT [redacted], 8 Jul 07.

16. (16-1 and 16-2) Canvass Interview Worksheets, 8 Jul 07.

17. Juvenile Detainee Movement, 3 Jul 07.

18. Photo array of detainees within Compound 3C, 8 Jul 07.

19. AIR of SA [redacted] 9 Jul 07.
20. Waiver of Mr [redacted] 9 Jul 07.
21. Waiver of Mr [redacted] 9 Jul 07.
22. Waiver of Mr [redacted] 9 Jul 07.
23. Waiver of Mr [redacted] 9 Jul 07.
24. Waiver of Mr [redacted] 9 Jul 07.
25. Sketch of Building 3, Compound 3C, prepared by Mr [redacted], 9 Jul 07.
26. Sworn Statement of Mr [redacted] 9 Jul 07.
27. English translation of Exhibit 26 (USACIDC and file copies only).
28. DA Form 2922, Forensic Laboratory Examination Request, 9 Jul 07.
29. AIR of SA [redacted] 12 Jul 07.
30. Waiver of Mr [redacted], 11 Jul 07.
31. Waiver of Mr [redacted], 11 Jul 07.
32. Waiver of Mr [redacted], 11 Jul 07.
33. Waiver of Mr [redacted], 12 Jul 07.
34. Waiver of Mr [redacted] 12 Jul 07.
35. Waiver of Mr [redacted], 12 Jul 07.
36. Waiver of Mr [redacted], 12 Jul 07.

37. Waiver of Mr [redacted] 12 Jul 07.

38. Waiver of Mr [redacted] 12 Jul 07.

39. Waiver of Mr [redacted] 12 Jul 07.

40. Waiver of Mr [redacted] 12 Jul 07.

41. Waiver of Mr [redacted] 12 Jul 07.

42. Waiver of Mr [redacted] 12 Jul 07.

43. S-2/Counterinsugency Assessment and Detainee History of Mr MUSTAFI (Victim), 12 Jul 07.

44. DA Form 2922, Forensic Laboratory Examination Request, 11 Jul 07.

45. AIR of SA [redacted] 19 Jul 07.

46. (46-1 and 46-2) EPCDs, VO 0691/07 and 0692/07 (USACRC and file copies only).

47. Photographic packet (Autopsy).

48. AIR of SA [redacted] 7 Aug 07.

49. Waiver of Mr [redacted], 18 Jul 07.

50. Waiver of Mr [redacted] 18 Jul 07.

51. Waiver of Mr [redacted] 15 Aug 07.

52. Waiver of Mr [redacted] 17 Aug 07.

53. Waiver of Mr [redacted] 17 Aug 07.

54. Waiver of Mr [redacted] 17 Aug 07.

55. AIR of SA [redacted] 27 Aug 07.

56. Waiver of Mr [redacted] 21 Aug 07.

57. Waiver of Mr [redacted] 24 Aug 07.

58. Waiver of Mr [redacted] 24 Aug 07.

59. Waiver of Mr [redacted] 24 Aug 07.

60. Waiver of Mr [redacted] 24 Aug 07.

61. Waiver of Mr [redacted], 27 Aug 07.

62. Waiver of Mr [redacted] 27 Aug 07.

63. Sworn Statement of Mr [redacted] 27 Aug 07.

64. English translation of Exhibit 63 (USACRC and file copies only).

65. Waiver of Mr [redacted], 27 Aug 07.

66. Sworn Statement of Mr [redacted], 27 Aug 07.

67. English translation of Exhibit 66 (USACRC and file copies only).

68. Autopsy Examination Report, Armed Forces Institute of Pathology, 13 Aug 07, detailing Mr MUSTAFI's cause of death as multiple blunt force injuries and manner of death as homicide.

69. DD Form 2064, Certificate of Death (Overseas), 16 Jul 07, pertaining to Mr MUSTAFI.

70. Waiver of Mr [redacted] 27 Aug 07.

71. AIR of SA [redacted] 8 Sep 07.

72. Waiver of Mr [redacted] 7 Sep 07.

73. Waiver of Mr [redacted] 7 Sep 07.

74. Waiver of Mr [redacted] 7 Sep 07.

75. Final Latent Print Report, Law Enforcement Ballistic (GS) Forensics Laboratory, Multi-National Corps-Iraq, Camp Victory, Iraq APO AE 09342, which detailed Mr [redacted] made the latent impressions on one plastic bag.

76. Waiver of Mr [redacted] 8 Sep 07.

77. AIR of SA [redacted] 22 Oct 07.

78. Waiver of Mr [redacted] 16 Oct 07.

79. Waiver of Mr [redacted] 16 Oct 07.

80. Waiver of Mr [redacted] 20 Oct 07.

81. Waiver of Mr [redacted] 20 Oct 07.

82. Waiver of Mr [redacted] 20 Oct 07.

83. Waiver of Mr [redacted] 20 Oct 07.

84. Waiver of Mr [redacted] 20 Oct 07.

85. Waiver of Mr [redacted] 20 Oct 07.

86. Waiver of Mr [redacted] 20 Oct 07.

87. Waiver of Mr [redacted] 20 Oct 07.

88. Waiver of Mr [redacted] 22 Oct 07.

89. Waiver of Mr [redacted], 22 Oct 07.

90. Waiver of Mr [redacted] 22 Oct 07.

91. Waiver of Mr [redacted] 22 Oct 07.

92. Waiver of Mr [redacted], 22 Oct 07.

93. Waiver of Mr [redacted] 22 Oct 07.

94. Waiver of Mr [redacted], 22 Oct 07.

95. Waiver of Mr [redacted], 22 Oct 07.

96. Waiver of Mr [redacted], 22 Oct 07.

97. Waiver of Mr [redacted] 22 Oct 07.

98. AIR of SA [redacted], 15 Nov 07.

99. CD containing all originals associated with Exhibit 7 (USACRC and file copies only).

100. CD containing all images associated with Exhibit 47 (USACRC and file copies only).

101. CD containing surveillance recording of Building 1, Compound 3C (USACRC and file copies only).

102. CD containing surveillance recording of Building 2, Compound 3C (USACRC and file copies only).

103. CD containing surveillance recording of Building 3, Compound 3C (USACRC and file copies only).

104. CD containing surveillance recording of Building 4, Compound 3C (USACRC and file copies only).

b(6), b(7)(C)

100

ACLU DETAINEE DEATH 2 CID 1002

Not Attached:

Retained in the files of the Consolidated Evidence Depository, 11th Military Police Battalion (CID), Camp Victory, Iraq APO AE 09342:

105. Blanket.

106. Blanket.

107. Pants of Mr MUSTAFI.

108. Shirt.

109. Shirt.

110. Shirt.

111. Shirt.

112. Pants.

113. Shirt.

114. Shirt.

115. Shirt.

116. Shirt.

117. Shirt.

118. Shirt.

119. Shirt.

120. Shirt.

121. Shirt.

122. Shirt.

123. Shirt.

124. Shirt.

125. Boxer shorts.

126. Boxer shorts.

127. Boxer shorts.

128. Boxer shorts.

129. Boxer shorts.

130. Boxer shorts.

131. Boxer shorts.

132. Towel.

133. Towel.

134. Towel.

135. Towel

136. Bags (2).

137. Bottle.

138. Bottle.

139. Rope.

140. Bottle.

141. Bar.

142. Anchor (Tent).

143. Swab (3C).

144. Swab (3C).

145. Swab (3C).

146. Fingernail clippings of Mr MUSTAFI.

147. Fingernail clippings of Mr MUSTAFI.

148. T-shirt of Mr MUSTAFI.

149. T-shirt of Mr MUSTAFI.

The originals of Exhibits 1-3, 5-7, 9, 10, 12-16, 19-27, 29-42, 47-68, 71-74, and 76-100 are forwarded with the USACRC copy of this report. The original of Exhibit 4 is retained in the files of the 31st Combat Support Hospital, Camp Cropper, Iraq APO AE 09342. The originals of Exhibits 8 and 46 are retained in the files of the Consolidated Evidence Depository, 11th Military Police Battalion (CID), Camp Victory, Iraq APO AE 09342. The originals of Exhibits 11, 17, 18, 43, and 101-104 are retained in the files of the 535th Military Police Battalion, Camp Cropper, Iraq APO AE 09342. The originals of Exhibits 28, 44, and 75 are retained in the files of the Law Enforcement Ballistic (GS) Forensics Laboratory, Multi-National Corps-Iraq, Camp Victory, Iraq APO AE 09342. The originals of Exhibits 69 and 70 are retained in the files of the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 112, Rockville, MD 20850.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative

Action (DA Form 4833) is pending.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

104

ACLU DETAINEE DEATH 2 CID 1006

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (Original)
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342 (Email only)
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Director, Armed Forces Institute of Pathology, AFIP Annex - Bldg 102, 1413 Research Blvd, Rockville, MD 20850
Office of the Staff Judge Advocate, Central Criminal Court of Iraq Liasion, ATTN: LT [redacted] TF 134, International Zone, Iraq APO AE 09348
AOPS, 11TH MP BN (CID), Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
Commander, 525th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FOB Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FSO, 11TH MP BN (CID), Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
Garrison Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Operations Officer, 11th MP BN (CID), Camp Victory, Baghdad, Iraq APO AE 09342 (Email only)
Provost Marshal, Victory Base Complex, Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
Special Agent in Charge, Camp Cropper CID Office
Commander, Task Force 134, ATTN: Major General [redacted] Detainee Operations, Camp Victory, Baghdad, Iraq APO AE 09342 (Email only)
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office; Camp Cropper CID Office [redacted]

USACRC Number:	0039-2007-CID789-23672-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/30/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 1008

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1011

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0039-2007-CID789-23672-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]W3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0039-2007-CID789-23672-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/30/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0039-2007-CID789-23672-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted] us.army.mil	

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander JAGC, Commander CCCI Liaison Officer US Embassy, Baghdad, Iraq APO AE 09316
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0039-2007-CID789-23672-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	7/16/2008
Suspense Date:	8/30/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 7/16/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/30/2007	Yes ☐ No ☑	Yes ☐ No ☑	Other
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months		
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

On 3 Jul 07, Mr KHALIF received a CRRB release from Coaltion Forces custody.

USASCRC Number: 0039-2007-CID789-23672-5H1D **Sanction:** F1 2008/07/16

11. Commanding Officer

Was a DNA sample collected from the offender? ☑ Yes ☐ No

Name and Grade: CPT [redacted] O-3	
Signature:	**Signature Date:** 7/16/2008
AKO e-Mail Address: No AKO address, CPT [redacted] is AF CPT CCCI Liaison	

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0039-2007-CID789-23672-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	U.S. Civilian (no DOD affiliation) (CIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	7/30/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

22

ACLU DETAINEE DEATH 2 CID 1029

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0039-2007-CID789-23672-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
86th Military Police Detachment (CID), 22nd Military Police Battalion (CID),
Baghdad, Iraq, APO AE 09342

19 Oct 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0039-2007-CID789-23672 - 5H1D

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 31 JUL 2007, 0535 - 31 JUL 2007, 1430; BUILDING 3, COMPOUND 3A, CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ, APO AE 09342, IRAQ

DATE/TIME REPORTED: 31 JUL 2007, 1436

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] BUILDING 3, COMPOUND 3A, CAMP REMEMBRANCE II, TIF, CAMP CROPPER, IRAQ APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

2. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted] BUILDING 1, COMPOUND 3A, CAMP REMEMBRANCE II, TIF, CAMP CROPPER, IRAQ APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

3. [redacted] CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted] COMPOUND 4, TENT 10, CAMP

b(2), b(6), b(7)(C)

25

REMEMBRANCE II, TIF, CAMP CROPPER, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

4. [redacted], CIV; IRAQ; [redacted] MALE; OTHER; ISN [redacted], COMPOUND 4, TENT 10, CAMP REMEMBRANCE II, TIF, CAMP CROPPER, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

VICTIM:

1. AHMED, EMAD WASMEE (DECEASED); CIV; IRAQ; 31 DEC 1989; KIRKUK, IRAQ; MALE; OTHER; ISN [redacted] BUILDING 3, COMPUND 3A, CAMP REMEMBRANCE II, TIF, CAMP CROPPER, IRAQ, APO AE 09342, IZ; XZ ; [MURDER]

INVESTIGATIVE SUMMARY:

" This is an Operation Iraqi Freedom Investigation."

The Tactical Operations Center (TOC), 324th MP BN, Camp Cropper, Iraq, APO AE 09342 (CCI) reported the death of a detainee.

Investigation disclosed Mr. EMAD WASMEE AHMED was found dead at the compound 3A gate after two unknown detainees were observed dragging a body from between buildings three and four, compound 3A. Mr. EMAD WASMEE AHMED was unresponsive and not breathing, and was pronounced deceased at 1445, 31 Jul 07.

Further investigation disclosed Mr. [redacted] gave the order to beat Mr. [redacted] and detainees Mr. [redacted], Mr. [redacted] Mr. [redacted] and Mr. [redacted] beat and kicked Mr. EMAD WASMEE AHMED to death with their hands and feet. Mr. [redacted] instructed all detainees in the building not to speak of the crime to the guard force or they would be next. An autopsy conducted by the Office of the Armed Forces Medical Examiner revealed that Mr. EMAD WASMEE AHMED died as a result of multiple blunt force injuries and the manner of death was homicide. The results of this investigation were consistent with their findings.

STATUTES:

PART 3, CHAPTER 1, SECTION 2, PARAGRAPH 410, IRAQI PENAL CODE: MURDER

EXHIBITS/SUBSTANTIATION:

EXHIBITS:

ATTACHED:

1. Agent's Investigative Report (AIR) of SA [redacted] 10 Oct 07.
2. Death seen AIR of SA [redacted] 31 Jul 07.
3. (1-2) Death Scene Sketches, 31 Jul 07, prepared by SA [redacted]
4. Photographic packet comprised of 63 photographs (Death Scene).
   a. Photographic packet containing photographs 1-20 (Death Scene).
   b. Photographic packet containing photographs 21-40 (Death Scene).
   c. Photographic packet containing photographs 41-60 (Death Scene).
   d. Photographic packet containing photographs 61-63 (Death Scene).
5. Photographic packet comprised of 79 photographs (Autopsy).
   a. Photographic packet containing photographs 1-20 (Autopsy).
   b. Photographic packet containing photographs 21-40 (Autopsy).
   c. Photographic packet containing photographs 41-60 (Autopsy).
   d. Photographic packet containing photographs 61-79 (Autopsy).
6. Personal Data Report (PDR) and Enemy Prisoner of War Screening Report (EPWSR)

pertaining to Mr. EMAD WASMEE AHMED.

7. Statement of CPL [redacted] 1 Aug 07.
8. Waiver of Mr. [redacted] 1 Aug 07.
9. PDR and EPWSR pertaining to Mr. [redacted]
10. Waiver and Statement of Mr [redacted] 1 Aug 07.
11. English language translation of Exhibit 10.
12. Sketch prepared by Mr. [redacted] 1 Aug 07.
13. PDR and EPWSR of Mr. [redacted] 1 Aug 07.
14. Waiver and Statement of Mr [redacted], 4 Aug 07.
15. English language translation of Exhibit 14.
16. Sketch prepared by Mr. [redacted] 4 Aug 07.
17. Note prepared by Mr. [redacted] 4 Aug 07.
18. Photo Array pertaining to Mr. [redacted] 4 Aug 07.
19. PDR and EPWSR of Mr. [redacted] 4 Aug 07.
20. Waiver and Statement of Mr. [redacted] 4 Aug 07.
21. English language translation of Exhibit 20.
22. PDR and EPWSR of Mr [redacted] 4 Aug 07.
23. Waiver and Statement of Mr [redacted] 5 Aug 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1035

28

24. English language translation of Exhibit 23.

25. Sketch prepared by Mr [redacted] 5 Aug 07.

26. PDR and EPWSR of Mr [redacted] 5 Aug 07.

27. Waiver and Statement of Mr. [redacted] 5 Aug 07.

28. English language translation of Exhibit 27.

29. PDR and EPWSR of Mr. [redacted] 5 Aug 07.

30. Waiver of Mr. [redacted], 8 Aug 07.

31. PDR and EPWSR of Mr. [redacted] 8 Aug 07.

32. Waiver of Mr. [redacted] 8 Aug 07.

33. Sketch prepared by Mr. [redacted], 8 Aug 07.

34. PDR and EPWSR of Mr. [redacted] 8 Aug 07.

35. Waiver and Statement of Mr. [redacted] 9 Aug 07.

36. English language translation of Exhibit 35.

37. PDR and EPWSR of Mr. [redacted] 9 Aug 07.

38. Waiver and Statement of Mr. [redacted] 9 Aug 07.

39. English language translation of Exhibit 38.

40. PDR and EPWSR of Mr. [redacted], 9 Aug 07.

41. Statement of Mrs [redacted] 9 Aug 07.

b(6), b(7)(C)

42. Waiver and Statement of Mr. [redacted], 10 Aug 07.

43. English language translation of Exhibit 42.

44. PDR and EPWSR of Mr. [redacted], 10 Aug 07.

45. Waiver and Statement of Mr. [redacted] 10 Aug 07.

46. English language translation of Exhibit 45.

47. PDR and EPWSR of Mr. [redacted] 10 Aug 07.

48. Waiver of Mr. [redacted], 12 Aug 07.

49. PDR and EPWSR of Mr. [redacted], 12 Aug 07.

50. Waiver and Statement of Mr. [redacted] 14 Aug 07.

51. English language translation of Exhibit 50.

52. PDR and EPWSR of Mr [redacted] 14 Aug 07.

53. Waiver of Mr. [redacted] 14 Aug 07.

54. PDR and EPWSR of Mr. [redacted] 14 Aug 07.

55. Waiver and Statement of Mr. [redacted] 16 Aug 07.

56. English language translation of Exhibit 55.

57. PDR and EPWSR of Mr. [redacted] 16 Aug 07.

58. Death Packet of Mr. WASMEE AHMED, 22 Aug 07.

59. Waiver of Mr. [redacted] 28 Aug 07.

b(6), b(7)(C)

60. PDR and EPWSR of Mr. [redacted] 28 Aug 07.
61. Waiver of Mr. [redacted] 28 Aug 07.
62. PDR and EPWSR of Mr. [redacted] 28 Aug 07.
63. AIR of SA [redacted] Sep 07.
64. Waiver of Mr. [redacted] 7 Sep 07.
65. Waiver and Statement of Mr. [redacted] 8 Sep 07.
66. English language translation of Exhibit 65.
67. Sketch prepared by Mr. [redacted], 8 Sep 07.
68. PDR and EPWSR of Mr. [redacted] 8 Sep 07.
69. Waiver of Mr. [redacted] 8 Sep 07.
70. PDR and EPWSR of Mr. [redacted] 8 Sep 07.
71. Waiver and Statement of Mr. [redacted] 10 Sep 07.
72. English language translation of Exhibit 71.
73. Sketch prepared by Mr. [redacted] 10 Sep 07.
74. PDR and EPWSR of Mr. [redacted] 10 Sep 07.
75. Waiver of Mr. [redacted] 11 Sep 07.
76. PDR and EPWSR of Mr. [redacted] 11 Sep 07.
77. Waiver of Mr. [redacted] 15 Sept 07.

b(6), b(7)(C)

31

ACLU DETAINEE DEATH 2 CID 1038

78. PDR and EPWSR of Mr. [redacted], 15 Sept 07.

79. Waiver and statement of Mr. [redacted] 21 Sep 07.

80. English language translation of Exhibit 79.

81. PDR and EPWSR of Mr. [redacted] 21 Sep 07.

82. Waiver of Mr. [redacted] 25 Sep 07.

83. PDR and EPWSR of Mr. [redacted] 25 Sep 07.

84. Final Autopsy Report, autopsy number, ME-07-0989, 10 Oct 07.

85. Post mortem prints of Mr. AHMED. (USACRC only)

86. Compact disc 0039-07-789 containing all photographic images of the original of Exhibit 4. (USACRC and file copies only)

87. Compact disc containing all photographic images of the autopsy of Mr. AHMED and the original of Exhibit 5. (USACRC and file copies only)

88. Compact disc of surveillance videos from Compound 3A from 31 Jul 07.

a. Compound 3A, building 3, 31 Jul 07, from 0606 to 0640.

b. Compound 3A, building 1, 31 Jul 07.

c. Compound 3A, building 2, 31 Jul 07.

d. Compound 3A, building 3, 31 Jul 07.

e. Compound 3A, building 4, 31 Jul 07.

89. Evidence/Property Custody Document, Document Numbers (DN) 0688-07 and 0689-07. (USACRC and file copies only)

b(6), b(7)(C)

32

ACLU DETAINEE DEATH 2 CID 1039

NOT ATTACHED:

Retained in the Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342:

90. Tee shirt, Item 1, DN 0688-07

91. Blanket, Item 1, DN 0689-07

The originals of Exhibits 1 - 8, 10 - 12, 14 - 18, 20, 21, 23 - 25, 27, 28, 30, 32, 33, 35, 36, 38, 39, 41 - 43, 45, 46, 48, 50, 51, 53, 55, 56, 59, 61, 63 - 67, 69, 71 - 73, 75, 77, 79, 80, 82 and 85 - 87 are forwarded with the USACRC copy of this report. The originals of Exhibits 9, 13, 19, 22, 26, 29, 31, 34, 37, 40, 44, 47, 49, 52, 54, 57, 60, 62, 68, 70, 74, 76, 78, 81, 83 and 88 are retained on file with Task Force 134, Camp Victory, IZ APO AE 09342. The originals of Exhibits 58 and 84 are retained in the files of the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Blvd., Building 102, Rockville, MD. The originals of Exhibit 89 are retained in the files of the Consolidated Evidence Depository, 22nd MP BN (CID), Camp Victory, Iraq, APO AE 09342.

STATUS: This is a Final Report. Commander's Report of Disciplinary Action taken (DA Form 4833) is pending.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
DIR, USACRC, FORT BELVOIR, VA (ORIGINAL)
AFIP DOVER PORT MORTUARY, DOVER AFB, DE
AOPS, 22D MP BN (CID), CAMP VICTORY, APO AE 09342 (EMAIL ONLY)
CDR, 22ND MP BN (CID)(FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
CDR, 535TH MP BN, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
CDR, 86TH MP DET (CID), 22ND MP BN (CID), CAMP SLAYER, BAGHDAD, IRAQ, APO AE 09342 (EMAIL ONLY)
DIR, AFIP, AFME, 1413 RESEARCH BLVD, ROCKVILLE, MD 20858
FOB CDR, CAMP CROPPER, BAGHDAD, IRAQ, APO AE 09342
FSO, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
OPS, 22ND MP BN (CID), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 09342
MP DESK, CAMP VICTORY, IRAQ, APO AE 09342 (EMAIL ONLY)
PM, CAMP VICTORY, IRAQ, APO, AE 09342 (EMAIL ONLY)
CHIEF, DSCOPS, USACIDC, 6010 6th ST., FORT BELVOIR, VA 22060 (EMAIL ONLY)
SJA, CCCI LIAISON, ATTN: LT [redacted]
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

02 Dec 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0044-2007-CID789-23673 - 5H6

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 23 AUG 2007, 1531 - 23 AUG 2007, 1531; 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ, APO AE 09342, BAGHDAD, IRAQ

DATE/TIME REPORTED: 23 AUG 2007, 1538

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [JUSTIFIABLE HOMICIDE (BATTLEFIELD CASUALTY)] (NFI)

VICTIM:
1. LATEEF, HATEM KRAREM (DECEASED); CIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] THEATER INTERNMENT FACILITY (TIF) CAMP REMEMBRANCE II, CAMP CROPPER, (POB), APO AE 09342, IZ; XZ ; [JUSTIFIABLE HOMICIDE (BATTLEFIELD CASUALTY)]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1042

On 23 Aug 07, CPL [redacted], Patient Administration Division (PAD), 31st Combat Support Hospital (CSH), Camp Cropper, IZ APO AE 09342 (CCIZ), reported a detainee death at the hospital.

Investigation disclosed Mr. HATEM KRAREM LATEEF was admitted to the 31st Combat Support Hospital (CSH) with numerous battlefield injuries which he never recovered. Mr. LATEEF was found in his hospital bed unresponsive and pronounced dead at 1531, 23 Aug 07. An autopsy conducted by the Office of the Armed Forces Medical Examiner revealed Mr. HATEM KRAREM LATEEF's manner of death to be Homicide and his cause of death was complications of blast and blast fragmentation injuries. The results of this investigation were consistent with their findings.

STATUTES:

Article 118, UCMJ: Justifiable Homicide

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 24 Aug 07.

2. Detainee Management System Record 23 Aug 07, pertaining to Mr. HATEM.

3. Personal Data Report, 23 Aug 07, pertaining to Mr. HATEM.

4. Enemy Prisoner of War Screening Report, 23 Aug 07, pertaining to Mr. HATEM.

5. Photographic Packet (Death Scene).

6. CD containing original images associated with Exhibit 5 (USACRC, AFIP and file copies only).

7. Medical records, 24 Aug 07, pertaining to Mr. HATEM.

8. AIR of SA [redacted] 27 Aug 07.

9. CD containing original images associated with Exhibit 8 (USACRC and file copies only).

10. Autopsy Examination Report, 20 Nov 07.

11. Death Certificate, 27 Aug 07.

Not Attached:

None.

The originals of Exhibits 1, 5, 6, 8, and 9 are forwarded with the USACRC copy of this report. The originals of Exhibit 2, 3 and 4 are retained in the database of Task Force 134, Camp Victory, IZ. The original of Exhibit 7 is retained in the files of the Patient Administration Division, 31st CSH, CCIZ. The originals of Exhibits 10 and 11 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1044

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1 - Director, U.S. Army Crime Records Center, ATTN: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060 (Original)
1 - Director, Armed Forces Institute of Pathology, AFIP Annex - Bldg 102, 1413 Research Blvd, Rockvile, MD
1 - AOPS, 11TH MP BN (CID), Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
1 - Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
1 - Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342 (Email only)
1 - Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
1 - Commander, 525th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
1 - Garrison Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
1 - Operations Officer, 11th MP BN (CID), Camp Victory, Baghdad, Iraq APO AE 09342 (Email only)
1 - Provost Marshal, Victory Base Complex, Camp Victory, Baghdad, Iraq, APO AE 09342 (Email only)
1 - Office of the Staff Judge Advocate, Central Criminal Court of Iraq Liasion, ATTN: LT [redacted] TF 134, International Zone, Baghdad, iraq APO AE 09342 (Email only)
1 - Commander, Task Force 134, ATTN: Major General [redacted] Detainee Operations, Camp Victory, Baghdad, Iraq APO AE 09342 (Email only)
1 - File

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1045

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

16 Mar 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0055-2007-CID789-23674 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 11 NOV 2007, 2008 - 11 NOV 2007, 2008; 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD, APO AE 09342, IRAQ

DATE/TIME REPORTED: 11 NOV 2007, 2045

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HABIB AL-SARRAY, SALIM ABO ALLA (DECEASED); CIV; IRAQ; (DOB); (POB); MALE; OTHER; COMPOUND 2C, CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1046

On 11 Nov 07, this office was notified by SSG [redacted], Patient Administration Division (PAD), 31st Combat Support Hospital (CSH), Camp Cropper, IZ APO AE 09342 (CCIZ), of an undetermined death of Mr. HABIB AL-SARRAY while he was treated for chest pains at the 31st CSH, CCIZ.

Investigation determined Mr HABIB AL-SARRAY was admitted to the 31st CSH on 11 Nov 07 for chest pains and was subsequently pronounced dead at 2028, 11 Nov 07. An autopsy conducted by the Office of the Armed Forces Medical Examiner (OAFME) revealed the cause of death concerning Mr HASAN was atherosclerotic cardiovascular disease and the manner of death was reported as natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 16 Nov 07.

2. Personal Data Report and Enemy Prisoner of War Screening Report of Mr HABIB AL-SARRAY, 11 Nov 07.

3. Medical Records of Mr HABIB AL-SARRAY.

4. AIR of SA [redacted] 11 Nov 07.

5. Scene Sketch prepared by SA [redacted] 11 Nov 07.

6. Photographic Packet (Death Scene).

7. CD containing original images associated with Exhibit 6. (USACRC and file copies only)

8. AIR of SA [redacted] 15 Nov 07.

9. Photographic Packet (Autopsy).

10. CD containing original images associated with Exhibit 9. (USACRC and file copies only)

11. AIR of SA [redacted] 12 Mar 08.

12. Autopsy Report of OAFME pertaining to Mr HABIB AL-SARRAY, number ME07-1294.

13. DD Form 2064, Certificate of Death (Overseas), 13 Feb 08.

The originals of Exhibits 1, 4 and 5-11 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of TF134, Camp Victory, Baghdad, Iraq APO AE 09342. The original of Exhibit 3 is retained in the files of TF31, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibit 12 and 13 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

Not Attached:

None.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1048

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
FOB Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Special Agent in Charge, Camp Cropper CID Office (Email only)
Commander, 31st Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Commander, 535th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
CID, AFIP, ATTN: SA [redacted] (Email only)
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850
Dover Facility, Dover Air Force Base, Delaware (Email only)
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1049

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office; Camp Cropper CID Office [redacted]

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 1050

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1051

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office; Camp Cropper CID Office

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 1060

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 1065

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

21

ACLU DETAINEE DEATH 2 CID 1070

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

27

ACLU DETAINEE DEATH 2 CID 1076

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

28

ACLU DETAINEE DEATH 2 CID 1077

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted] us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0057-2007-CID789-23675-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2	Criminal Conspiracy [5X1]	Foreign	11/12/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2	NO ACTION TAKEN -- Criminal Conspiracy [5X1]			
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0057-2007-CID789-23675-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]us.army.mil	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

27 Apr 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0057-2007-CID789-23675 - 5H1P / 5X1 / 9G2

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 13 NOV 2007, 0405 - 13 NOV 2007, 0405; TENT 4, COMPOUND 4, CAMP REMEMBRANCE II, CAMP CROPPER 09342, IRAQ

DATE/TIME REPORTED: 13 NOV 2007, 0601

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA
SA

SUBJECT:
1. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

2. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

b(2), b(6), b(7)(C)

49

3. [redacted], FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

4. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

5. [redacted]; FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER IRAQ, APO AE 09342, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

6. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ APO AE 09342, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]

7. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ, APO AE 09342, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY IAW 18 USC 5038(A)

VICTIM:

1. KHALAF AL FAHADAWI, LAYITH HUSAYN (DECEASED); FRCIV; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ APO AE 09342, BAGHDAD, IZ; XZ ; [CRIMINAL CONSPIRACY], [MURDER]; JUVENILE - THIS RECORD MAY BE RELEASED ONLY AS AUTHORIZED BY AR 195-2, PARAGRAPH 4-3F

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" Investigation.

This office was notified by MAJ [redacted] S-3, Tactical Operations Center, Theater Internment Facility (TIF), Camp Remembrance II, Camp Cropper, Baghdad, Iraq, APO AE 09342 (CCIZ), of the death of a detainee.

Investigation determined Mr. [redacted], Mr. [redacted] Mr. [redacted], Mr. [redacted] Mr. [redacted] Mr. [redacted] and Mr [redacted] committed the offenses of Murder and Criminal Conspiracy, when they conspired to beat Mr KHALAF and subsequently carried out the plan. Consequently, Mr KHALAF was beat and killed due to his compliance and overall friendly demeanor to the US Guard Force. An autopsy conducted by the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner (AFME) revealed Mr. KHALAF died as a result of blunt force trauma and asphyxia from smothering. The AFME listed the manner of death as homicide. The results of this investigation are consistent with the findings of the AFME.

STATUTES:

Paragraph 405, Iraqi Penal Code: Murder.
Paragraph 55, Iraqi Penal Code: Criminal Conspiracy

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 18 Nov 07.

2. Photographic Packet (Remains).

3. CD containing original images associated with Exhibit 2 (USACRC and file copies only).

4. Notification Before Questioning of Mr [redacted] 3 Nov 07.

5. Notification Before Questioning of Mr. [redacted] 13 Nov 07.

6. Notification Before Questioning of Mr [redacted] 13 Nov 07.

7. Investigator's Statement of INV [redacted] 13 Nov 07.

8. Photographic Packet (MPI).

9. CD containing original images associated with Exhibit 8 (USACRC and file copies only).

10. Sworn Statement of SPC [redacted], 13 Nov 07.

11. Daily Staff Journal or Duty Officer's Log, 13 Nov 07.

12 Sworn Statement of SPC [redacted] 13 Nov 07.

13. Notification Before Questioning of Mr. [redacted] 14 Nov 07.

14. Notification Before Questioning of Mr. [redacted] 14 Nov 07.

15. Notification Before Questioning of Mr. [redacted] 4 Nov 07.

16. Notification Before Questioning of Mr. [redacted] Nov 07.

17. Notification Before Questioning of Mr [redacted] 4 Nov 07.

18. Notification Before Questioning of Mr [redacted] 15 Nov 07.

19. Notification Before Questioning of Mr. [redacted] Nov 07.

20. Notification Before Questioning of Mr. [redacted] 5 Nov 07.

21. Notification Before Questioning of Mr. [redacted] 5 Nov 07.

22. Notification Before Questioning of Mr. [redacted] 15 Nov 07.

23. Notification Before Questioning of Mr. [redacted] 15 Nov 07.

24. Sworn Statement of SPC [redacted] 15 Nov 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1101

52

25. Sworn Statement of SPC [redacted] 15 Nov 07.

26. Sworn Statement of SFC [redacted] 15 Nov 07.

27. Notification Before Questioning of Mr. [redacted] 16 Nov 07.

28. Notification Before Questioning of Mr. [redacted] 16 Nov 07.

29. Notification Before Questioning of Mr. [redacted] 16 Nov 07.

30. Arabic Statement of Mr. [redacted] 16 Nov 07 (USACRC and file copies only).

31. English Translation of Mr. [redacted] Statement, 16 Nov 07, translated by Mrs. [redacted]

32. DA Form 4137, Evidence/Property Custody Document (EPCD) Voucher (VO) 0993 07.

33. Sworn Statement of SSG [redacted], 16 Nov 07.

34. Medical Records of Mr. KHALAF.

35. Sworn Statement of PFC [redacted] 16 Nov 07.

36. Forensic Laboratory Examination Request, 17 Nov 07.

37. AIR of SA [redacted], 13 Nov 07.

38. Death Scene Sketch prepared by SA [redacted], 13 Nov 07.

39. Photographic Packet (Death Scene).

40. CD containing original images associated with Exhibit 39 (USACRC and file copies only).

41. EPCD, VO 0984 07.

42. EPCD, VO 0985 07.

b(6), b(7)(C)

53

43. AIR of SA [redacted] 17 Nov 07.

44. Photographic Packet (AFIP).

45. CD containing original images associated with Exhibit 44 (USACRC and file copies only).

46. AIR of SA [redacted] 27 Nov 07.

47. Notification Before Questioning of Mr. [redacted] 19 Nov 07.

48. Notification Before Questioning of Mr. [redacted], 19 Nov 07.

49. Notification Before Questioning of Mr. [redacted] 9 Nov 07.

50. Arabic Statement of Mr. [redacted] 19 Nov 07 (USACRC and file copies only).

51. English Translation of Mr. [redacted] Statement, 19 Nov 07, translated by Mrs. [redacted]

52. Notification Before Questioning of Mr [redacted] 21 Nov 07.

53. Notification Before Questioning of Mr [redacted] 22 Nov 07.

54. Notification Before Questioning of Mr [redacted] 23 Nov 07.

55. Notification Before Questioning of Mr. [redacted] 23 Nov 07.

56. Notification Before Questioning of Mr [redacted] 24 Nov 07.

57. Notification Before Questioning of Mr. [redacted] 26 Nov 07.

58. Arabic Statement of Mr. Mr. [redacted] 26 Nov 07 (USACRC and file copies only).

59. English Translation of Mr. [redacted] 27 Nov 07, translated by Mrs. [redacted]

60. Notification Before Questioning of Mr. [redacted] 26 Nov 07.

b(6), b(7)(C)

54

61. Arabic Statement of Mr. [redacted] 26 Nov 07 (USACRC and file copies only).

62. English Translation of Mr [redacted] 27 Nov 07, translated by Mrs. [redacted]

63. Notification Before Questioning of Mr. [redacted] 27 Nov 07.

64. Notification Before Questioning of Mr. [redacted] 27 Nov 07.

65. Notification Before Questioning of Mr. [redacted] 27 Nov 07.

66. AIR of SA [redacted] 15 Dec 07.

67. Notification Before Questioning of Mr [redacted] 29 Nov 07.

68. Notification Before Questioning of Mr. M [redacted], 29 Nov 07.

69. Notification Before Questioning of Mr. [redacted] 1 Dec 07.

70. Notification Before Questioning of Mr. [redacted] 1 Dec 07.

71. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

72. Notification Before Questioning of Mr [redacted] 3 Dec 07.

73. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

74. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

75. Notification Before Questioning of Mr. [redacted] 5 Dec 07.

76. Notification Before Questioning of Mr. [redacted] 5 Dec 07.

77. Notification Before Questioning of Mr. [redacted] 5 Dec 07.

78. Notification Before Questioning of Mr [redacted] 7 Dec 07.

b(6), b(7)(C)

79. Notification Before Questioning of Mr. [redacted] 7 Dec 07.

80. Notification Before Questioning of Mr. [redacted] 7 Dec 07.

81. Notification Before Questioning of Mr. [redacted] 8 Dec 07.

82. Notification Before Questioning of Mr. [redacted] Dec 07.

83. Notification Before Questioning of Mr [redacted] 10 Dec 07.

84. Notification Before Questioning of Mr. [redacted] 10 Dec 07.

85. Notification Before Questioning of Mr. [redacted] 10 Dec 07.

86. Notification Before Questioning of Mr. [redacted] 11 Dec 07.

87. Notification Before Questioning of Mr. [redacted] 11 Dec 07.

88. Notification Before Questioning of Mr. [redacted] 11 Dec 07.

89. Notification Before Questioning of Mr. [redacted] 11 Dec 07.

90. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

91. Notification Before Questioning of Mr. [redacted] 15 Dec 07.

92. Notification Before Questioning of Mr. [redacted] 15 Dec 07.

93. Notification Before Questioning of Mr [redacted], 15 Dec 07.

94. Notification Before Questioning of Mr [redacted] 15 Dec 07.

95. Notification Before Questioning of Mr. [redacted] 15 Dec 07.

96. AIR of SA [redacted] 1 Dec 07.

b(6), b(7)(C)

96. Notification Before Questioning of Mr. [redacted] 22 Dec 07.

97. Notification Before Questioning of Mr. [redacted] 24 Dec 07.

98. Notification Before Questioning of Mr. [redacted] 24 Dec 07.

99. Notification Before Questioning of Mr. [redacted] 26 Dec 07.

100. Notification Before Questioning of Mr. [redacted], 26 Dec 07.

101. Notification Before Questioning of Mr. [redacted] 27 Dec 07.

102. Notification Before Questioning of Mr. [redacted], 27 Dec 07.

103. Notification Before Questioning of Mr. [redacted], 28 Dec 07.

104. Notification Before Questioning of Mr. [redacted], 28 Dec 07.

105. Notification Before Questioning of Mr. [redacted] 31 Dec 07.

106. AIR of SA [redacted] 30 Jan 08.

107. Notification Before Questioning of Mr. [redacted] 7 Jan 08.

108. Notification Before Questioning of Mr. [redacted] 9 Jan 08.

109. Notification Before Questioning of Mr. [redacted], 10 Jan 08.

110. OAFME Autopsy Examination Report, number 07-1305, 29 Nov 07.

111. DD Form 2064, Certificate of Death (Overseas), 29 Nov 07.

112. Notification Before Questioning of Mr. [redacted] 14 Jan 08.

113. Notification Before Questioning of Mr. [redacted], 14 Jan 08.

b(6), b(7)(C)

114. Notification Before Questioning of Mr. [redacted] 14 Jan 08.

115. Notification Before Questioning of Mr. [redacted], 15 Jan 08.

116. Notification Before Questioning of Mr [redacted], 15 Jan 08.

117. Notification Before Questioning of Mr [redacted], 25 Jan 08.

118. Arabic Statement of Mr. [redacted] 25 Jan 08 (USACRC and files copies only).

119. English Translation of Mr. [redacted], 25 Jan 08, translated by Mrs. [redacted]

120. Notification Before Questioning of Mr. [redacted] 30 Jan 08.

121. Notification Before Questioning of Mr. [redacted], 30 Jan 08.

122. Notification Before Questioning of Mr [redacted] 30 Jan 08.

123. AIR of SA [redacted], 13 Feb 08.

124. Notification Before Questioning of Mr. [redacted] 5 Feb 08.

125. Notification Before Questioning of Mr. [redacted], 5 Feb 08.

126. Arabic Statement of Mr. [redacted] 5 Feb 08 (USACRC and file copies only).

127. English Translation of Mr. [redacted] 5 Feb 08, translated by Mrs. [redacted]

128. Notification Before Questioning of Mr. [redacted] 7 Feb 08.

129. Notification Before Questioning of Mr [redacted] 7 Feb 08.

130. Arabic Statement of Mr. [redacted] Feb 08 (USACRC and files copies only)..

131. English Translation of Mr. [redacted] Feb 08, translated by Mrs [redacted]

b(6), b(7)(C)

58

ACLU DETAINEE DEATH 2 CID 1107

132. Notification Before Questioning of Mr. [redacted] 9 Feb 08.

133. Notification Before Questioning of Mr. [redacted] 9 Feb 08.

134. Notification Before Questioning of Mr. [redacted] 9 Feb 08.

135. Notification Before Questioning of Mr. [redacted] 11 Feb 08.

136. Notification Before Questioning of Mr. [redacted] 13 Feb 08.

137. AIR of SA [redacted] 26 Mar 08

138. Notification Before Questioning of Mr. [redacted] 16 Feb 08.

139. Notification Before Questioning of Mr. [redacted] 16 Feb 08.

140. Notification Before Questioning of Mr. [redacted] 8 Feb 08.

141. Arabic Statement of Mr. [redacted] 18 Feb 08 (USACRC and file copies only).

142. English Translation of Mr. [redacted] 18 Feb 08, translated by Mrs. [redacted]

143. Notification Before Questioning of Mr [redacted] 19 Feb 08.

144. Notification Before Questioning of Mr [redacted] 20 Feb 08.

145. Arabic Statement of Mr. [redacted] 20 Feb 08 (USACRC and file copies only).

146. English Translation of Mr. [redacted] 0 Feb 08, translated by Mrs. [redacted]

147. Notification Before Questioning of Mr. [redacted] 25 Feb 08.

148. Arabic Statement of Mr. [redacted] 25 Feb 08 (USACRC and file copies only).

149. English Translation of Mr [redacted] 5 Feb 08, translated by Mrs. [redacted]

150. Notification Before Questioning of Mr. [redacted] 27 Feb 08.

151. Notification Before Questioning of Mr. [redacted] 28 Feb 08.

152. Final DNA Report, number 2007-457/A1, 28 Feb 08, Law Enforcement Forensics Laboratory, MNC-I, Camp Victory, Iraq APO AE 09342.

153. AIR of SA [redacted] 26 Mar 08.

154. Notification Before Questioning of Mr. [redacted] 4 Mar 08.

155. Notification Before Questioning of Mr. [redacted] 6 Mar 08.

156. Notification Before Questioning of Mr. [redacted] 7 Mar 08.

157. Notification Before Questioning of Mr. [redacted] 10 Mar 08.

158. Notification Before Questioning of Mr. [redacted] 12 Mar 08.

159. Notification Before Questioning of Mr. [redacted] 13 Mar 08.

160. Notification Before Questioning of Mr. [redacted] 18 Mar 08.

161. Notification Before Questioning of Mr. [redacted] 21 Mar 08.

162. Notification Before Questioning of Mr. [redacted] 26 Mar 08.

163. AIR of SA [redacted] 22 Apr 08.

164. Notification Before Questioning of Mr. [redacted] 10 Apr 08.

165. Notification Before Questioning of Mr. [redacted] 12 Apr 08.

166. Notification Before Questioning of Mr. [redacted] 12 Apr 08.

167. Notification Before Questioning of Mr. [redacted] 14 Apr 08.

168. Notification Before Questioning of Mr. [redacted] 15 Apr 08.

169. Notification Before Questioning of Mr. [redacted] 16 Apr 08.

Not Attached:

Retained in the Consolidated Evidence Room, 11th MP BN, Camp Victory, IZ APO AE 09342:

170. Pants (2), VO 0984 07.

171. Pants, VO 0984 07.

172. T-shirt, VO 0984 07.

173. Strip, fabric, VO 0985 07.

174. Pants, VO 0985 07.

175. Shirt, VO 0985 07.

176. T-shirt, VO 0985 07.

177. Strip, fabric, VO 0985 07.

178. Cotton Swab, VO 0993 07.

179. Cotton Swab, VO 0993 07.

180. Cotton Swab, VO 0993 07.

181. Cotton Swab, VO 0993 07.

182. Cotton Swab, VO 0993 07.

183. Cotton Swab, VO 0993 07.

184. Cotton Swab, VO 0993 07.

185. Cotton Swab, VO 0993 07.

186. Cotton Swab, VO 0993 07.

The originals of Exhibits 1 through 31, 33, 35, 37-40, 43-109, 112-151 and 153-169 are forwarded with the USACRC copy of this report. The original of Exhibits 32, 41 and 42 are retained in the files of the Consolidated Evidence Room, 11th MP BN, Camp Victory, Baghdad, Iraq APO AE 09342. The original of Exhibit 34 is retained in the files of TF31, 31st Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibits 36 and 152 are maintained in the files of the MNC-I Law Enforcement Forensics Laboratory, Camp Victory, Baghdad, Iraq APO AE 09342. The originals of Exhibits 110 and 111 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Office of the Armed Forces Medical Examiner (OAFME), 1413 Research Boulevard, Building 102, Rockville, MD 20850.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Commander, CID, Attn: CIOP-COP, 6010 6th Street, Fort Belvoir, VA 22060
Commander, 744th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FOB Commander, 1-161 Field Artillery, ATTN: LTC [redacted], Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Special Agent in Charge, Camp Cropper CID Office
Office of the Staff Judge Advocate, CCCI, ATTN: CPT [redacted] TF 134, International Zone, Iraq APO AE 09348
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, AFIPD Annex - Bldg 102, 1413 Research Blvd, Rockville, MD 20858
FILE

b(6), b(7)(C)

63

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

25 Feb 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0058-2007-CID789-23677 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 08 NOV 2007, 0405 - 08 NOV 2007, 0405; 86TH COMBAT SUPPORT HOSPITAL, INTERNATIONAL ZONE, BAGHDAD, IRAQ APO AE 09342

DATE/TIME REPORTED: 14 NOV 2007, 1811

INVESTIGATED BY:
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HASAN, ABD-AL-JABBER SULAYMAN (DECEASED); CIV; (DOB); (POB); MALE; OTHER; COMPOUND 2, CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom Investigation."

On 14 Nov 07, this office was notified by SA [redacted] Forensic Science Officer, 11th

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1113

Military Police Battalion (CID), Camp Victory, Baghdad, Iraq APO AE 09342, of the death of Mr HASAN.

Preliminary investigation revealed Mr HASAN was treated for congestive heart failure at the 31st Combat Support Hospital (CSH), Camp Cropper, Baghdad, Iraq APO AE 09342. Mr HASAN was transported to the 86th CSH, International Zone, Baghdad, Iraq 09348, shortly thereafter for additional treatment. Subsequently, Mr HASAN was pronounced dead at 0405, 8 Nov 07, while at the 86th CSH.

An autopsy conducted by the Office of the Armed Forces Medical Examiner revealed the cause of death concerning Mr HASAN was acute myocardial infarction complicated by a mural thrombus of the left ventricle and the manner of death was reported as natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 7 Dec 07.

2. Personal Data Report and Enemy Prisoner of War Screening Report of Mr HASAN.

3. DA Form 3894, Hospital Report of Death, 8 Nov 07, pertaining to Mr HASAN.

4. DD Form 2064, Certificate of Death (Overseas), 8 Nov 07, pertaining to Mr HASAN.

5. Joint Patient Tracking Application Case Manager Notes, 8 Nov 07, pertaining to Mr HASAN.

6. Medical records of Mr HASAN.

7. AIR of SA [redacted] 14 Nov 07.

8. Photographic packet (Autopsy)

9. Compact disc containing all images associated with Exhibit 8 (USACRC and file copies only).

10. AIR of SA [redacted] 15 Nov 07.

11. AIR of SA [redacted], 22 Feb 08.

12. OAFME Autopsy Report pertaining to Mr HASAN, number ME07-1293.

13. DD Form 2064, Certificate of Death (Overseas), 14 Nov 07, pertaining to Mr HASAN.

Not Attached:

None.

The originals of Exhibits 1 and 7-11 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of TF134, Camp Victory, Baghdad, IZ APO AE 09342. The originals of Exhibits 3-5 are retained in the files of the 86th Combat Support Hospital, International Zone, Baghdad, IZ APO AE 09348. The original of Exhibit 6 is retained in the files of the 31st Combat Support Hospital, Camp Cropper, Baghdad, IZ APO AE 09342. The originals of Exhibit 12 and 13 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (Original)
Director, AFIP, AFIP Annex - Bldg 102, 1413 Research Blvd, Rockvile, MD 20850
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Commander, 535th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
FOB Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Garrison Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Special Agent in Charge, Camp Cropper CID Office (Email only)
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Office of the Staff Judge Advocate, CCCI, ATTN: CPT [redacted] TF 134, International Zone, Iraq APO
File

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0062-2007-CID789-23678-5H1D
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	5/12/2009
Suspense Date:	6/26/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1D]	Foreign	11/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 1117

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1D]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1118

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 1119

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1120

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 1121

10. Commander's Remarks

USASCRC Number: 0062-2007-CID789-23678-5H1D **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 5/12/2009
AKO e-Mail Address: [redacted]@us.army.mil	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

05 Jul 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0062-2007-CID789-23678 - 5H1D

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 26 NOV 2007, 0400 - 26 NOV 2007, 0607; BUILDING C1, COMPOUND 1C, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IRAQ

DATE/TIME REPORTED: 26 NOV 2007, 0545

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

VICTIM:
1. AHMAD, MARWAN TAHA (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

This office was notified by MAJ [redacted] S-3, Tactical Operations Center, 177th Military Police Brigade, Camp Victory, Baghdad, Iraq, APO AE 09342, of the death of a detainee.

Investigation determined Mr [redacted] committed the offense of Murder, when he beat Mr. AHMAD to death. Mr AHMAD was beat and killed due to his involvement in murder of Mr. [redacted] uncle at his residence in Hadeetha, Iraq. An autopsy conducted by the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner (OAFME) revealed Mr. AHMAD died as a result of blunt force trauma. The OAFME listed the manner of death as homicide. The results of this investigation are consistent with the findings of the OAFME.

STATUTES:

Paragraph 405, Iraqi Penal Code: Murder

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 27 Nov 07.
2. Sworn Statement of SGT [redacted] 26 Nov 07.
3. Investigator's Statement of INV [redacted] 26 Nov 07.
4. Photographic Packet (MPI).
5. CD containing original images associated with Exhibit 4 (USACRC and file copies only).
6. DA Form 1075, Convoy List of Remains or Deceased Personnel, 26 Nov 07.
7. DA Form 2669-R, Certificate of Death, 26 Nov 07.
8. DA Form 3894, Hospital Report of Death, 26 Nov 07.

b(6), b(7)(C)

8

9. DA Form 1594, Daily Staff Journal or Duty Officer's Log, 26 Nov 07.

10. Sworn Statement of SPC [redacted] 26 Nov 07.

11. Notification Before Questioning of Mr. [redacted] 26 Nov 07.

12. Notification Before Questioning of Mr [redacted] 7 Nov 07.

13. Arabic Statement of Mr. [redacted] 27 Nov 07 (USACRC and file copies only).

14. English Translation of Mr [redacted] Statement, 27 Nov 07.

15. Notification Before Questioning of Mr. [redacted], 27 Nov 07.

16. AIR of SA [redacted] 26 Nov 07.

17. Death Scene Sketch, 26 Nov 07.

18. Photographic Packet (Death Scene).

19. CD containing original images associated with Exhibit 18 (USACRC and file copies only).

20. DA Form 4137, Evidence/Property Custody Document (EPCD) Voucher (VO) 1026 07, 28 Nov 07.

21. DD Form 2922, Forensic Laboratory Examination Request, 28 Nov 07.

22. AIR of SA [redacted] 28 Nov 07.

23. Photographic Packet (AFIP).

24. CD containing original images associated with Exhibit 23 (USACRC and file copies only).

25. EPCD, VO 1128 07.

26. AIR of SA [redacted] 30 Nov 07.

27. Sworn Statement of SPC [redacted], 28 Nov 07.

28. Sworn Statement of SGT [redacted], 28 Nov 07.

29. Ambulance Call Sheet, 26 Nov 07.

30. Notification Before Questioning of Mr. [redacted] 28 Nov 07.

31. Notification Before Questioning of Mr. [redacted] 29 Nov 07.

32. Notification Before Questioning of Mr. [redacted], 29 Nov 07.

33. Notification Before Questioning of Mr. [redacted] 29 Nov 07.

34. Notification Before Questioning of Mr. [redacted] 29 Nov 07.

35. Notification Before Questioning of Mr. [redacted] 29 Nov 07.

36. Notification Before Questioning of Mr. [redacted] 9 Nov 07.

37. Notification Before Questioning of Mr. [redacted] 29 Nov 07.

38. Notification Before Questioning of Mr. [redacted] 0 Nov 07.

39. Notification Before Questioning of Mr. [redacted] 30 Nov 07.

40. Notification Before Questioning of Mr. [redacted] 0 Nov 07.

41. Notification Before Questioning of Mr. [redacted] 30 Nov 07.

42. Notification Before Questioning of Mr. [redacted] 30 Nov 07.

43. Notification Before Questioning of Mr. [redacted] 30 Nov 07.

b(6), b(7)(C)

10

ACLU DETAINEE DEATH 2 CID 1126

44. Notification Before Questioning of Mr. [redacted] 30 Nov 07.
45. Notification Before Questioning of Mr. [redacted] 30 Nov 07.
46. Notification Before Questioning of Mr. [redacted] 30 Nov 07.
47. Notification Before Questioning of Mr [redacted] 30 Nov 07.
48. Notification Before Questioning of Mr. [redacted] 30 Nov 07.
49. Notification Before Questioning of Mr [redacted] 30 Nov 07.
50. AIR of SA [redacted], 3 Dec 07.
51. Notification Before Questioning of Mr. [redacted] 1 Dec 07.
52. Notification Before Questioning of Mr. [redacted] 1 Dec 07.
53. Notification Before Questioning of Mr [redacted] 1 Dec 07.
54. Notification Before Questioning of Mr [redacted] 1 Dec 07.
55. Notification Before Questioning of Mr. [redacted] 1 Dec 07.
56. Notification Before Questioning of Mr. [redacted] 1 Dec 07.
57. Notification Before Questioning of Mr. [redacted] 1 Dec 07.
58. Notification Before Questioning of Mr [redacted] 1 Dec 07.
59. Notification Before Questioning of Mr. [redacted], 1 Dec 07.
60. Notification Before Questioning of Mr. [redacted] 1 Dec 07.
61. Notification Before Questioning of Mr [redacted] 3 Dec 07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1127

62. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

63. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

64. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

65. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

66. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

67. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

68. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

69. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

70. Notification Before Questioning of Mr. [redacted] 3 Dec 07.

71. AIR of SA [redacted] 7 Dec 07.

72. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

73. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

74. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

75. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

76. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

77. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

78. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

79. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

b(6), b(7)(C)

12

ACLU DETAINEE DEATH 2 CID 1128

80. Notification Before Questioning of Mr. [redacted] 4 Dec 07.

81. EPCD, VO 1037 07, 5 Dec 07.

82. DD Form 2922, Forensic Laboratory Examination Request, 5 Dec 07.

83. Notification Before Questioning of Mr. [redacted], 5 Dec 07.

84. Notification Before Questioning of Mr. [redacted] 5 Dec 07.

85. Notification Before Questioning of Mr. [redacted], 5 Dec 07.

86. Notification Before Questioning of Mr. [redacted] 7 Dec 07.

87. Notification Before Questioning of Mr. [redacted] 7 Dec 07.

88. AIR of SA [redacted] 27 Dec 07.

89. Notification Before Questioning of Mr. [redacted], 8 Dec 07.

90. Notification Before Questioning of Mr. [redacted] 8 Dec 07.

91. Notification Before Questioning of Mr. [redacted] 11 Dec 07.

92. Notification Before Questioning of Mr. [redacted] 11 Dec 07.

93. Notification Before Questioning of Mr. [redacted] 14 Dec 07.

94. Notification Before Questioning of Mr. [redacted] 14 Dec 07.

95. Notification Before Questioning of Mr. [redacted] 14 Dec 07.

96. Notification Before Questioning of Mr [redacted] 18 Dec 07.

97. Notification Before Questioning of Mr. [redacted] 18 Dec 07.

b(6), b(7)(C)

13

ACLU DETAINEE DEATH 2 CID 1129

98. Notification Before Questioning of Mr. [redacted] 18 Dec 07.

99. Notification Before Questioning of Mr. [redacted] 18 Dec 07.

100. Notification Before Questioning of Mr. [redacted] 20 Dec 07.

101. Notification Before Questioning of Mr. [redacted] 20 Dec 07.

102. Notification Before Questioning of Mr. [redacted] 20 Dec 07.

103. Notification Before Questioning of Mr. [redacted], 22 Dec 07.

104. Notification Before Questioning of Mr. [redacted] 24 Dec 07.

105. Notification Before Questioning of Mr. [redacted] 24 Dec 07.

106. Notification Before Questioning of Mr. [redacted] 24 Dec 07.

107. Notification Before Questioning of Mr. [redacted] 24 Dec 07.

108. Notification Before Questioning of Mr. [redacted] 27 Dec 07.

109. Notification Before Questioning of Mr. [redacted] 27 Dec 07.

110. Notification Before Questioning of Mr. [redacted] 27 Dec 07.

111. AIR of SA [redacted] 14 Jan 08.

112. Notification Before Questioning of Mr. [redacted] 1 Jan 08.

113. Notification Before Questioning of Mr. [redacted] 1 Jan 08.

114. Notification Before Questioning of Mr. [redacted] 1 Jan 08.

115. Notification Before Questioning of Mr. [redacted] Jan 08.

b(6), b(7)(C)

14

ACLU DETAINEE DEATH 2 CID 1130

116. Notification Before Questioning of Mr. [redacted] 2 Jan 08.

117. Notification Before Questioning of Mr. [redacted] 2 Jan 08.

118. Notification Before Questioning of Mr. [redacted] 5 Jan 08.

119. Notification Before Questioning of Mr. [redacted] 5 Jan 08.

120. Notification Before Questioning of Mr. [redacted] 5 Jan 08.

121. Notification Before Questioning of Mr. [redacted] 5 Jan 08.

122. Notification Before Questioning of Mr. [redacted] 9 Jan 08.

123. Notification Before Questioning of Mr. [redacted] 9 Jan 08.

124. Notification Before Questioning of Mr. [redacted] 9 Jan 08.

125. Notification Before Questioning of Mr. [redacted] Jan 08.

126. Notification Before Questioning of Mr. [redacted] 11 Jan 08.

127. Notification Before Questioning of Mr. [redacted] 12 Jan 08.

128. Notification Before Questioning of Mr. [redacted] 12 Jan 08.

129. Notification Before Questioning of Mr. [redacted] 2 Jan 08.

130. Notification Before Questioning of Mr. [redacted] 14 Jan 08.

131. Notification Before Questioning of Mr. [redacted] 14 Jan 08.

132. Notification Before Questioning of Mr. [redacted] 14 Jan 08.

133. AIR of SA [redacted] 30 Jan 08.

(b)(6), (b)(7)(C)

15

ACLU DETAINEE DEATH 2 CID 1131

134. Notification Before Questioning of Mr [redacted] 15 Jan 08.

135. Notification Before Questioning of Mr [redacted] 15 Jan 08.

136. Notification Before Questioning of Mr [redacted] 15 Jan 08.

137. Notification Before Questioning of Mr. [redacted], 15 Jan 08.

138. Notification Before Questioning of Mr. [redacted] 21 Jan 08.

139. Notification Before Questioning of Mr [redacted], 21 Jan 08.

140. Notification Before Questioning of Mr. [redacted] 21 Jan 08.

141. Notification Before Questioning of Mr [redacted], 21 Jan 08.

142. Final Laboratory Examination Report, MNC-I Law Enforcement (GS) Foresnics Laboratory, number 2007-0469/A1, 24 Jan 08.

143. Notification Before Questioning of Mr [redacted] 28 Jan 08.

144. Notification Before Questioning of Mr. [redacted] 28 Jan 08.

145. Notification Before Questioning of Mr [redacted], 28 Jan 08.

146. Notification Before Questioning of Mr [redacted], 30 Jan 08.

147. Notification Before Questioning of Mr [redacted] 30 Jan 08.

148. Notification Before Questioning of Mr. [redacted] 30 Jan 08.

149. Notification Before Questioning of Mr [redacted] 30 Jan 08.

150. AIR of SA [redacted] 27 Feb 08.

151. Notification Before Questioning of Mr. [redacted] 6 Feb 08.

152. Notification Before Questioning of Mr. [redacted] 6 Feb 08.

153. Notification Before Questioning of Mr. [redacted] 10 Feb 08.

154. Notification Before Questioning of Mr. [redacted], 18 Feb 08.

155. Notification Before Questioning of Mr. [redacted] 18 Feb 08.

156. Notification Before Questioning of Mr [redacted], 22 Feb 08.

157. Notification Before Questioning of Mr. [redacted] 22 Feb 08.

158. Notification Before Questioning of Mr. [redacted] 27 Feb 08.

159. AIR of SA [redacted] 26 Mar 08.

160. Notification Before Questioning of Mr. [redacted], 3 Mar 08.

161. OAFME Autopsy Examination Report, number ME07-1324, 18 Mar 08.

162. Notification Before Questioning of Mr. [redacted] 20 Mar 08.

163. Notification Before Questioning of Mr. [redacted] 21 Mar 08.

164. Notification Before Questioning of Mr [redacted] 26 Mar 08.

165. AIR of SA [redacted] 30 Apr 08.

166. Notification Before Questioning of Mr. [redacted] 5 Apr 08.

167. Notification Before Questioning of Mr [redacted] 15 Apr 08.

168. Notification Before Questioning of Mr [redacted] 6 Apr 08.

169. Notification Before Questioning of Mr. [redacted], 18 Apr 08.

170. Notification Before Questioning of Mr [redacted] 25 Apr 08.

171. Notification Before Questioning of Mr [redacted] 25 Apr 08.

172. Notification Before Questioning of Mr [redacted] 29 Apr 08.

173. Notification Before Questioning of Mr. [redacted] 30 Apr 08.

174. Notification Before Questioning of Mr [redacted] 30 Apr 08.

175. AIR of SA [redacted] 20 May 08.

176. Notification Before Questioning of Mr. [redacted] 1 May 08.

177. Arabic Statement of Mr. [redacted] 1 May 08 (USACRC and file copies only).

178. English Translation of Mr [redacted] Statement, 1 May 08.

179. Notification Before Questioning of Mr. [redacted] May 08.

180. Notification Before Questioning of Mr. [redacted] 5 May 08.

181. Notification Before Questioning of Mr [redacted] 13 May 08.

182. Notification Before Questioning of Mr. [redacted] 16 May 08.

Not Attached:

None.

The originals of Exhibits 1-5, 9-19, 22-24, 26-28, 30-80, 83-141, 143-160 and 162-182 are forwarded with the USACRC copy of this report. The original of Exhibits 6-8 and 29 are retained in the files of the 115th Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibits 20, 25 and 81 are retained in the files of the Consolidated Evidence Room, 11th MP BN (CID), Camp Victory, Baghdad, Iraq APO AE 09342. The

b(6), b(7)(C)

18

ACLU DETAINEE DEATH 2 CID 1134

originals of Exhibits 21, 82 and 142 are maintained in the files of the MNC-I Law Enforcement Forensics Laboratory, Camp Victory, Baghdad, Iraq APO AE 09342. The original of Exhibit 161 is retained in the files of the Armed Forces Institute of Pathology (AFIP), Office of the Armed Forces Medical Examiner (OAFME), 1413 Research Boulevard, Building 102, Rockville, MD 20850.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (Original)
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850
Office of the Staff Judge Advocate, CCCI, ATTN: CPT [redacted] TF 134, International Zone, Baghdad, Iraq
Commander, 744th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Office of the Staff Judge Advocate, 300th Military Police Brigade, ATTN: MAJ [redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email Only)
FILE

b(6), b(7)(C)

19

ACLU DETAINEE DEATH 2 CID 1135

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

07 Apr 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0064-2007-CID789-23679 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 03 DEC 2007, 1943 - 03 DEC 2007, 1943; INTENSIVE CARE UNIT, 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD 09342, IRAQ

DATE/TIME REPORTED: 03 DEC 2007, 2045

INVESTIGATED BY:
SA [redacted]
SA
SA

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. DIAB, YAHIYR DIASTI (DECEASED); FRCIV; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

On 3 Dec 07, this office was notified by SSG [redacted] Area Defense Operations Center, 1/181st Infantry, Camp Cropper, IZ APO AE 09342, of the death of Mr. DIAB while treated in the Intensive Care Unit, 31st Combat Support Hospital (CSH), CCIZ.

Investigation determined Mr DIAB was admitted to the 31st CSH on 25 Nov 07 for complications associated with liver failure and was subsequently pronounced dead at 1943, 3 Dec 07. An autopsy conducted by the Office of the Armed Forces Medical Examiner (OAFME) revealed the cause of death of Mr DIAB was acute upper gastrointestinal hemorrhage from esophageal variceal bleeding and the manner of death was reported as natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 3 Jan 08.
2. Medical Records of Mr DIAB.
3. AIR of SA [redacted] 3 Dec 07.
4. Death Scene Sketch prepared by SA [redacted] 3 Dec 07.
5. Photographic Packet (Death Scene).
6. CD containing original images associated with Exhibit 5 (USACRC and file copies only).
7. AIR of SA [redacted] 7 Dec 07.
8. Photographic Packet (Autopsy).
9. CD containing original images associated with Exhibit 8 (USACRC and file copies only).

10. AIR of SA [redacted] 18 Jan 08.

11. Medical records of Mr DIAB.

12. AIR of SA [redacted] 7 Apr 08.

13. Autopsy Report of OAFME pertaining to Mr DIAB, number ME07-1342.

14. DD Form 2064, Certificate of Death (Overseas), 7 Dec 07.

The originals of Exhibits 1, 3 - 10 and 12 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of TF31, Camp Cropper, Baghdad, Iraq APO AE 09342. The original of Exhibit 11 is retained in the Air Force Theater Hospital, LSA Anaconda, Balad, Iraq APO AE 09391. The originals of Exhibit 13 and 14 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

Not Attached:

None.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1138

Report Prepared By:

[redacted]
Special Agent in Charge

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 535th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, A
FOB Commander, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Office of the Staff Judge Advocate, 535th Military Police Battalion, ATTN: CPT [redacted] Camp Cropper,
Special Agent in Charge, Camp Cropper CID Office
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

10 Jul 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0065-2007-CID789-23680 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 16 DEC 2007, 1425 - 16 DEC 2007, 1425; INTENSIVE CARE UNIT, 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD 09342, IRAQ

DATE/TIME REPORTED: 16 DEC 2007, 1501

INVESTIGATED BY:
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MOSHIN, RAAD SAAD (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, BAGHDAD, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

On 16 Dec 07, this office was notified by the Area Defense Operations Center, 1/181st Infantry, Camp Cropper, IZ APO AE 09342 (CCIZ), of the death of Mr MOSHIN while treated in the

Intensive Care Unit, 31st Combat Support Hospital (CSH), CCIZ.

Investigation determined Mr MOSHIN was admitted to the 31st CSH on 12 Dec 07 for gastrointestinal bleeding and was subsequently pronounced dead at 1425, 16 Dec 07. An autopsy conducted by the Office of the Armed Forces Medical Examiner (OAFME) revealed the cause of death was liver failure due to cryptogenic hepatitis and the manner of death was reported as natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 5 Jan 08.
2. Medical Records of Mr MOSHIN.
3. AIR of SA [redacted] 16 Dec 07.
4. Crime Scene Sketch, 16 Dec 07.
5. Photographic Packet (Death Scene).
6. CD containing original images associated with Exhibit 5 (USACRC and file copies only).
7. AIR of SA [redacted] 20 Dec 07.
8. Photographic Packet (Autopsy).
9. CD containing original images associated with Exhibit 8 (USACRC and file copies only).
10. DA Form 4137, Evidence/Property Custody Document, Document Number 0709-07.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1141

11. AIR of SA [redacted] 8 Jul 08.

12. Autopsy Report of OAFME, number ME07-1369.

13. DD Form 2064, Certificate of Death (Overseas), 14 Feb 08.

The originals of Exhibits 1 and 3-9 and 11 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the 115th Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342. The original of Exhibit 10 is retained in the files of the Consolidate Evidence Room, 11th Military Police Battalion (CID), Unit 42232, Camp Victory, Baghdad, Iraq APO AE 09342. The originals of Exhibits 11 and 12 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

Not Attached:

None

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (Original)
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, A
Commander, 744th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FOB Commander, 1-161 Field Artillery, ATTN: LTC [redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Office of the Staff Judge Advocate, 300th Military Police Brigade, ATTN: MAJ [redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Special Agent in Charge, Camp Cropper CID Office
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	Commander, 2/12th Infantry Regiment FOB Falcon, Baghdad, Iraq APO AE 09361
To:	Commaner, C Company, 2/12th Infantry Regiment COP Chosen, Baghdad, Iraq APO AE 09361
Referred By:	SAC, CID Office; Al Asad CID Office [redacted]

USACRC Number:	0230-2007-CID899-23084 -5H
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	9/27/2007
Suspense Date:	11/11/2007

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 9/27/2007

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Larceny of Private Funds [7G2A1]	UCMJ Article 121	9/10/2007	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continue

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate
Jurisdiction:

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Larceny of Private Funds [7G2A1]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1145

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1147

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 1148

10. Commander's Remarks

See attached memorandum for record.

11. ~~Commanding~~ Officer

Reporting

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature: [redacted]	**Signature Date:** 9/27/2007
AKO e-Mail Address: [redacted]	

Page(s) 7 referred to:

Department of the Army
Office of the Judge Advocate General
FOIA Public Liaison
ATTN: DAJA-AL
1777 North Kent – 10th Floor
Rosslyn, VA 22209

ACLU DETAINEE DEATH 2 CID 1150

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Liberty CID Office
BUILDING C-40, CAMP LIBERTY, IRAQ, APO, AE 09342

09 Feb 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL (C)/SSI - 0230-2007-CID899-23084 - 5H1B / 7G2A1 / 5Y2E

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 10 SEP 2007, 1200 - 10 SEP 2007, 2359; MGRS MB 41477909, BAGHDAD, IRAQ

2. 24 MAR 2007, 1430 - 24 MAR 2007, 1530; MUHALLA 822, MGRS MB 4283078654, AL DOURA, BAGHDAD, IRAQ

DATE/TIME REPORTED: 22 SEP 2007, 0800

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1 [redacted] SGT; [redacted] (DOB); (POB); MALE; WHITE; C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT, (HOME STATION: FORT CARSON, CO), COMBAT OUTPOST CHOSEN, BAGHDAD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09361; CT ; [CRUELTY AND MALTREATMENT OF A DETAINEE], [LARCENY OF PRIVATE FUNDS], [MURDER (INSUFFICIENT EVIDENCE)]

b(2), b(6), b(7)(C)

8

ACLU DETAINEE DEATH 2 CID 1151

VICTIM:

1. [redacted] FRCIV; IRAQ; (POB); FEMALE; OTHER; [redacted] (M820), BAGHDAD, IZ; [LARCENY OF PRIVATE FUNDS]

2. [CHANGE] UNKNOWN, 1962137-0230-2007-CID899-I (DECEASED); FRCIV; MALE; OTHER; [CRUELTY AND MALTREATMENT OF A DETAINEE], [MURDER (INSUFFICIENT EVIDENCE)] (NFI)

INVESTIGATIVE SUMMARY:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

This investigation was initiated following a notification from MAJ [redacted], Office of the Staff Judge Advocate, Forward Operating Base (FOB) Falcon, Iraq, that SGT [redacted] stole $10,000.00 from an unknown Iraqi female while conducting combat operations.

A subsequent operational review of the CID Final Report of Investigation disclosed an allegation that SGT [redacted] verbally refused to provide medical treatment to an unidentified wounded detainee, whom his unit had just engaged in a firefight, and subsequently admitted to stabbing the detainee.

Further investigation identified the unknown Iraqi female as Mrs. [redacted]

Further Investigation determined SGT [redacted] confessed to his Platoon Leader that he stabbed one of the insurgents to make sure he was dead. A thorough investigation identified no witnesses to the incident and the detainee's remains were released to the Iraqi Police; therefore, no autopsy was conducted to determine the cause and manner of death.

STATUTES:

Article 118, UCMJ: Murder

Article 121, UCMJ: Larceny of Private Funds

EXHIBITS/SUBSTANTIATION:

ADDED ATTACHED:

5. Agent's Investigation Report (AIR) of SA [redacted] 25 Sep 07.
6. Sworn Statement of 2LT [redacted] 22 Sep 07.
7. Rights Non-Waiver Certificate of SGT [redacted] 22 Sep 07.
8. Sworn Statement of SGT [redacted] 22 Sep 07.
9. AIR of SA [redacted] 03 Oct 07.
10. Sworn Statement of SFC [redacted] 02 Oct 07.
11. Sworn Statement of SSG [redacted] 02 Oct 07.
12. Sworn Statement of SSG [redacted], 02 Oct 07.
13. Sworn Statement of SGT [redacted] 02 Oct 07.
14. Sworn Statement of SGT [redacted] 02 Oct 07.
15. Claims/Condolence Form of Mrs. [redacted] 26 Sep 07.
16. Sworn Statement of SGT [redacted] 03 Oct 07.
17. Daily Staff Journal or Duty Log of 2/12th INF TOC, 24 May 07.
18. Sworn Statement of SPC [redacted] 03 Oct 07.
19. Compact Disk containing photographs (Unidentified Detainee).

b(6), b(7)(C)

10

ACLU DETAINEE DEATH 2 CID 1153

20. AIR of SA [redacted] 08 Nov 07.

21. Affidavit Supporting Request for Authorization to Search and Seize, 08 Nov 07.

22. Search and Seizure Authorization, 08 Nov 07.

23. Recovery Scene AIR of SA [redacted] 08 Nov 07.

24. Photograph Packet (Recovery Scene).

25. Compact Disc containing all images associated with Exhibit 24. (USACIDC only)

26. Recovery Scene Sketch, 08 Nov 07.

27. Evidence/Property Custody Document, Document Number (DN) 0970-07.

28. AIR of SA [redacted] 14 Nov 07.

29. Forensic Laboratory Examination Request, 13 Nov 07.

30. AIR of SA [redacted] 26 Dec 07.

31. AIR of SA [redacted] 4 Dec 07.

32. Sworn Statement of [redacted] 04 Dec 07.

ADDED NOT ATTACHED:

Retained in the Evidence Depository, 11th Military Police Battalion (CID), Camp Victory, Iraq:

33. Bayonet (Item 1, DN 0970-07)

34. Interceptor Body Armor (Item 2, DN 0970-07)

The originals of Exhibits 5-14, 16, 18, 20-26, 28 and 30-32 were forwarded with the USACRC copy of this report. The originals of Exhibit 15, 17 and 19 were retained by 2/12th Infantry,

FOB Falcon, Iraq. The original of Exhibit 27 was retained by the Evidence Custodian, 11th Military Police Battalion (CID), Camp Victory, Iraq. The original of Exhibit 29 was retained by the U.S. Army Criminal Investigation Laboratory, Forest Park, GA.

STATUS: This is a Final Supplemental (C) Report. A Commander's Report of Disciplinary or Administrative Action is pending.

CID REPORTS OF INVESTIGATION MAY BE SUBJECT TO A QUALITY ASSURANCE REVIEW BY CID HIGHER HEADQUARTERS.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
11th MP BN (CID), Camp Victory, IZ
CDR, 20th/1149th MP DET (CID) (FWD), 11th MP BN (CID) (FWD), Camp Slayer, IZ APO AE 09342
Chief, INV OPS, USACIDC
CDR, 3d MP GRP (CID), Forest Park, GA, ATTN: OPS
SJA, Trial Counsel, FOB FALCON, IZ, (ATTN: CPT [redacted]
SJA, 4ID, Camp Liberty, IZ
SJA, Chief Military Justice, 4ID, Camp Liberty, IZ
MP Desk, Camp Victory, Baghdad, Iraq
PMO, MND-B, Provost Marshal, 4ID, Camp Liberty, IZ
Director, U.S. Army Crime Records Center, 6010 6th Street, Fort Belvoir, VA 22060

DATE: 04 OCT 2007

FROM: SAC, CAMP LIBERTY CID//CIRF-ZA-LIB//

TO: DIRECTOR, U.S. ARMY CRIME RECORDS CENTER (USACRC), FT BELVOI VA
CHIEF, INVESTIGATIVE OPERATIONS, U.S. ARMY CRIMINAL IINVESTIGATION DIVISION COMMAND, FORT BELVOIR, VA
COMMANDER, 3RD MILITARY GROUP (CID), 4699 NORTH 1ST STREET, FOREST PARK, GA 30297
COMMANDER, 22ND MILITARY POLICE BN (CID)(FWD), CAMP VICTORY BAGHDAD, IRAQ, APO AE 09344
OPERATIONS OFFICER, 22ND MILITARY POLICE BN (CID) (FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 093
ASSISTANT OPERATIONS OFFICER, 22ND MILITARY POLICE BATTALIOI (CID), CAMP VICTORY, BAGHDAD, IRAQ,
COMMANDER, 86TH MILITARY POLICE DETACHMENT (CID) (FWD), CAI SLAYER, BAGHDAD, IRAQ
STAFF JUDGE ADVOCATE, 2/12TH INF, FOB FALCON, IRAQ, ATTN: MAJ KERCHER
PROVOST MARSHAL, PROVOST MARSHAL'S OFFICE, FOB FALCON, IRA
COMMANDER, 2/12TH INF, FOB FALCON, IRAQ, ATTN: LTC [redacted]
CG USACIDC FT BELVOIR VA //CIOP-ZA//
FSO, 22ND MP BN (CID)///CIRF-ZA-OP
FILE

SUBJECT: CID REPORT OF INVESTIGATION - 2ND SUPPLEMENTAL/SSI - 0230-2007-CID899-23084 - 5H1B / 7G2A1 / 5Y2E

DRAFTER: [redacted]

RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 10 SEP 2007, 1200 - 10 SEP 2007, 2359; GRID MB 41477909, BAGHDAD, AE 09361

2. 24 MAR 2007, 1430 - 24 MAR 2007, 1530; MUHALLA 822, GRID MB 42830

b(6), b(7)(C)

13

78654, AL DOURA, BAGHDAD, IRAQ

2. DATE/TIME REPORTED: 22 SEP 2007, 0800

3. INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

4. SUBJECT:
1. [redacted], SGT; [redacted], MALE; WHITE; C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT, (HOME STATION: FORT CARSON, CO), COMBAT OUTPOST CHOSEN, BAGHDAD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09361; CT ; [LARCENY OF PRIVATE PROPERTY], [CRUELTY AND MALTREATMENT OF A DETAINEE (UNDER INVESTIGATION)], [MURDER (UNDER INVESTIGATION)]

5. VICTIM:
1. [CHANGE] [redacted] CIV; IRAQ; BAGHDAD, IRAQ; FEMALE; WHITE; [redacted] (M820), BAGHDAD, IZ; [LARCENY OF PRIVATE PROPERTY]

2. UNKNOWN-1962137-0230-2007-CID899-I ; [CRUELTY AND MALTREATMENT OF A DETAINEE (UNDER INVESTIGATION)], [MURDER (UNDER INVESTIGATION)] (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.

2D SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO FURTHER IDENTIFY THE VICTIM OF LARCENY AND TO ELABORATE ON THE INCIDENT OF MURDER.

[redacted] ALLEGED AMERICAN SOLDIERS STOLE MONEY WHEN

THEY CONDUCT A CORDON AND SEARCH OF HER RESIDENCE. [redacted] STATED A SOLDIER RETURNED SOME OF THE MONEY; HOWEVER, SHE WAS STILL MISSING APPROXIMATELY $4,050.00 US DOLLARS AND 125,000 IRAQI DINAR, TOTALING APPROXIMATELY $4,151 US DOLLARS.

DURING THE COURSE OF THIS INVESTIGATION, IT WAS DETERMINED SOLDIERS OF C COMPANY, 2-12TH INFANTRY REGIMENT, COMBAT OUTPOST CHOSEN, BAGHDAD, IRAQ, ENGAGED TWO INDIVIDUALS THAT WERE LOCATED ON A ROOF TOP IN THE VICINITY OF GRID MB 42830 78654 AFTER RECEIVING SMALL ARMS FIRE FROM THEIR LOCATION. THE ENGAGEMENT RESULTED IN ONE ENEMY KILLED IN ACTION AND ONE WOUNDED. SGT [redacted] WAS ORDERED TO PROVIDE MEDICAL CARE TO THE WOUNDED INDIVIDUAL; HOWEVER, SGT [redacted] INDICATED THERE WAS NOTHING HE COULD DO AND THAT THE INDIVIDUAL DIED. THE TWO DECEASED INDIVIDUALS WERE PLACED IN BODY BAGS AND TRANSPORTED TO 2/7/2 NATIONAL POLICE BATTALION HEADQUARTERS, BAGHDAD, IRAQ, FOR DISPOSITION. THE IDENTITY OF THE INDIVIDUALS AND THE LOCATION OF THE REMAINS WERE NOT KNOWN.

USACIDC INTERVIEWED MEMBERS OF THE ELEMENT THAT WHERE INVOLVED IN THE ENGAGEMENT. THERE WERE NO WITNESSES TO SGT [redacted] TREATING OR STABBING THE WOUNDED INDIVIDUAL. FURTHERMORE, WITNESSES INDICATED THE INJURIES SUSTAINED BY THE INDIVIDUAL APPEARED TO BE GUNSHOT WOUNDS AS OPPOSED TO STAB WOUNDS.

INVESTIGATION CONTINUES BY USACIDC.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO REOPEN THIS INVESTIGATION TO CONDUCT FURTHER INVESTIGATIVE ACTIVITY.

DURING ADMINISTRATIVE REVIEW OF THIS INVESTIGATION, IT WAS DETERMINED 1LT [redacted], C COMPANY, 2-12 INFANTRY REGIMENT, COMBAT OUTPOST (COP) CHOSEN, BAGHDAD, IRAQ, WAS INTERVIEWED BY USACIDC WHEREIN HE PROVIDED A SWORN STATEMENT ALLEGING SGT [redacted] CONFESSED TO STABBING AN INJURED UNKNOWN IRAQI MALE THAT HE WAS SUPPOSE TO BE PROVIDING MEDICAL CARE.

b(6), b(7)(C)

15

1LT [redacted] STATED HIS PLATOON WAS CONDUCTING COMBAT OPERATIONS WHEN THEY ENGAGED THE ENEMY, WHICH RESULTED IN TWO UNKNOWN IRAQI MALES BEING SHOT. 1LT [redacted] RELATED ONE OF THE INDIVIDUALS WAS BREATHING THE OTHER WAS DECEASED. HE ORDERED SGT [redacted] TO PROVIDE MEDICAL CARE TO THE INJURED INDIVIDUAL. 1LT [redacted] STATED SGT [redacted] LATER INFORMED HIM THAT THE INDIVIDUAL WAS ALREADY DEAD AND THERE WAS NOTHING HE COULD DO; HOWEVER, ON 11 SEP 07, SGT [redacted] INFORMED HIM THAT HE HAD STABBED THE INJURED UNKNOWN IRAQI MALE.

SGT [redacted] WAS INTERVIEWED BY USACIDC WHEREIN HE INVOKED HIS LEGAL RIGHTS AND REQUESTED A LAWYER.

INVESTIGATION CONTINUES BY USACIDC.

FINAL REPORT:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

THIS INVESTIGATION WAS INITIATED WHEN MAJ [redacted] OFFICE OF THE STAFF JUDGE ADVOCATE (OSJA), 4TH BRIGADE COMBAT TEAM, 1ST INFANTRY DIVISION (4/1 INF), FORWARD OPERATING BASE (FOB) FALCON, IRAQ, NOTIFIED THIS OFFICE THAT SGT [redacted] C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT (2/12TH INF), COMBAT OUTPOST (COP) CHOSEN, IRAQ, STOLE $10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE, WHILE CONDUCTING COMBAT OPERATIONS.

INVESTIGATION DETERMINED SGT [redacted] COMMITTED THE OFFENSE OF LARCENY WHEN HE STOLE $10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE WHILE CONDUCTING A CORDON AND SEARCH OF HER RESIDENCE.

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.

DATE: 28 SEP 2007

FROM: SAC, CAMP LIBERTY CID//CIRF-ZA-LIB//

TO: DIRECTOR, U.S. ARMY CRIME RECORDS CENTER (USACRC), FT BELVOI VA
CHIEF, INVESTIGATIVE OPERATIONS, U.S. ARMY CRIMINAL IINVESTIGATION DIVISION COMMAND, FORT BELVOIR, VA
COMMANDER, 3RD MILITARY GROUP (CID), 4699 NORTH 1ST STREET, FOREST PARK, GA 30297
COMMANDER, 22ND MILITARY POLICE BN (CID)(FWD), CAMP VICTORY BAGHDAD, IRAQ, APO AE 09344
OPERATIONS OFFICER, 22ND MILITARY POLICE BN (CID) (FWD), CAMP VICTORY, BAGHDAD, IRAQ, APO AE 093
ASSISTANT OPERATIONS OFFICER, 22ND MILITARY POLICE BATTALIOI (CID), CAMP VICTORY, BAGHDAD, IRAQ,
COMMANDER, 86TH MILITARY POLICE DETACHMENT (CID) (FWD), CAI SLAYER, BAGHDAD, IRAQ
STAFF JUDGE ADVOCATE, 2/12TH INF, FOB FALCON, IRAQ, ATTN: MAJ [redacted]
PROVOST MARSHAL, PROVOST MARSHAL'S OFFICE, FOB FALCON, IRA
COMMANDER, 2/12TH INF, FOB FALCON, IRAQ, ATTN: LTC [redacted]
CG USACIDC FT BELVOIR VA //CIOP-ZA//
FSO, 22ND MP BN (CID)///CIRF-ZA-OP
FILE

SUBJECT: CID REPORT OF INVESTIGATION - 1ST SUPPLEMENTAL/SSI - 0230-2007-CID899-23084 - 5H1B / 7G2A1 / 5Y2E

DRAFTER: [redacted]

RELEASER: [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 10 SEP 2007, 1200 - 10 SEP 2007, 2359; GRID MB 41477909, BAGHDAD, AE 09361

2. 24 MAR 2007, 0600 - 24 MAR 2007, 2000; UNKNOWN, BAGHDAD, IRAQ

b(6), b(7)(C)

18

2. DATE/TIME REPORTED: 22 SEP 2007, 0800

3. INVESTIGATED BY:
SA [redacted]
SA [redacted]

4. SUBJECT:
1. [redacted] SGT; [redacted] MALE; WHITE; C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT, (HOME STATION: FORT CARSON, CO), COMBAT OUTPOST CHOSEN, BAGHDAD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09361; CT ; [LARCENY OF PRIVATE PROPERTY], [CRUELTY AND MALTREATMENT OF A DETAINEE (UNDER INVESTIGATION)], [MURDER (UNDER INVESTIGATION)]

5. VICTIM:
1. UNKNOWN-1961777-0230-2007-CID899-I ; [LARCENY OF PRIVATE PROPERTY] (NFI)

2. [ADD] UNKNOWN-1962137-0230-2007-CID899-I ; [CRUELTY AND MALTREATMENT OF A DETAINEE (UNDER INVESTIGATION)], [MURDER (UNDER INVESTIGATION)] (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.

1ST SUPPLEMENTAL:

THIS SUPPLEMENTAL REPORT IS BEING SUBMITTED TO REOPEN THIS INVESTIGATION TO CONDUCT FURTHER INVESTIGATIVE ACTIVITY.

DURING ADMINISTRATIVE REVIEW OF THIS INVESTIGATION, IT WAS DETERMINED 1LT [redacted], C COMPANY, 2-12 INFANTRY REGIMENT, COMBAT OUTPOST (COP) CHOSEN, BAGHDAD, IRAQ, WAS INTERVIEWED BY USACIDC WHEREIN HE PROVIDED A SWORN STATEMENT ALLEGING SGT [redacted] CONFESSED TO STABBING AN INJURED UNKNOWN IRAQI MALE THAT HE WAS SUPPOSE TO BE PROVIDING MEDICAL CARE.

b(6), b(7)(C)

19

1LT [redacted] STATED HIS PLATOON WAS CONDUCTING COMBAT OPERATIONS WHEN THEY ENGAGED THE ENEMY, WHICH RESULTED IN TWO UNKNOWN IRAQI MALES BEING SHOT. 1LT [redacted] RELATED ONE OF THE INDIVIDUALS WAS BREATHING THE OTHER WAS DECEASED. HE ORDERED SGT [redacted] TO PROVIDE MEDICAL CARE TO THE INJURED INDIVIDUAL. 1LT [redacted] STATED SGT [redacted] LATER INFORMED HIM THAT THE INDIVIDUAL WAS ALREADY DEAD AND THERE WAS NOTHING HE COULD DO; HOWEVER, ON 11 SEP 07, SGT [redacted] INFORMED HIM THAT HE HAD STABBED THE INJURED UNKNOWN IRAQI MALE.

SGT [redacted] WAS INTERVIEWED BY USACIDC WHEREIN HE INVOKED HIS LEGAL RIGHTS AND REQUESTED A LAWYER.

INVESTIGATION CONTINUES BY USACIDC.

FINAL REPORT:

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

THIS INVESTIGATION WAS INITIATED WHEN MAJ [redacted] OFFICE OF THE STAFF JUDGE ADVOCATE (OSJA), 4TH BRIGADE COMBAT TEAM, 1ST INFANTRY DIVISION (4/1 INF), FORWARD OPERATING BASE (FOB) FALCON, IRAQ, NOTIFIED THIS OFFICE THAT SGT [redacted] C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT (2/12TH INF), COMBAT OUTPOST (COP) CHOSEN, IRAQ, STOLE $10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE, WHILE CONDUCTING COMBAT OPERATIONS.

INVESTIGATION DETERMINED SGT [redacted] COMMITTED THE OFFENSE OF LARCENY WHEN HE STOLE $10,000 U.S. DOLLARS FROM AN UNKNOWN IRAQI FEMALE WHILE CONDUCTING A CORDON AND SEARCH OF HER RESIDENCE.

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.

ACLU DETAINEE DEATH 2 CID 1164

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Liberty CID Office
86th Military Police Detachment (CID), Building C-40, Camp Liberty, Iraq, APO, AE 09342

27 Sep 2007

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL FINAL (C) - 0230-2007-CID899-23084 - 7G2A1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 10 SEP 2007, 1200 - 10 SEP 2007, 2359; GRID MB 41477909, BAGHDAD, AE 09361

DATE/TIME REPORTED: 22 SEP 2007, 0800

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] SGT; [redacted] MALE; WHITE; C COMPANY, 2ND BATTALION, 12TH INFANTRY REGIMENT, (HOME STATION: FORT CARSON, CO), COMBAT OUTPOST CHOSEN, BAGHDAD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09361; CT ; [LARCENY OF PRIVATE PROPERTY]

VICTIM:
1. UNKNOWN-1961777-0230-2007-CID899-I ; [LARCENY OF PRIVATE PROPERTY] (NFI)

INVESTIGATIVE SUMMARY:

b(6), b(7)(C)

22

This is an "Operation Iraqi Freedom" investigation.

This investigation was initiated when MAJ [redacted] Office of the Staff Judge Advocate (OSJA), 4th Brigade Combat Team, 1st Infantry Division (4/1 INF), Forward Operating Base (FOB) Falcon, Iraq, notified this office that SGT [redacted] C Company, 2nd Battalion, 12th Infantry Regiment (2/12th INF), Combat Outpost (COP) Chosen, Iraq, stole $10,000 U.S. dollars from an unknown Iraqi female, while conducting combat operations.

Investigation determined SGT [redacted] committed the offense of Larceny when he stole $10,000 U.S. dollars from an unknown Iraqi female while conducting a cordon and search of her residence.

STATUTES:

Article 121, UCMJ, Larceny

EXHIBITS:

Attached:

1. Agents Investigation Report (AIR) of SA [redacted] 25 Sep 07.
2. Sworn Statement of 1LT [redacted] 22 Sep 07, detailing his knowledge of the incident.
3. Non-Waiver Certificate of SGT [redacted] 22 Sep 07.
4. Sworn Statement of SGT [redacted] 22 Sep 07, detailing his knowledge of the incident.

Not Attached:

None.

The originals of Exhibits 1 through 4 are forwarded with the USACRC copy of this report.

STATUS: This is an Initial/Final (C) report. This investigation is being closed under the

provisions of Chapter 4, Paragraph 10 (5), CIDR 195-1. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1-Director, U.S. Army Crime Records Center (USACRC), Ft Belvoir, VA
1-Chief, Investigative Operations, U.S. Army Criminal Iinvestigation Division Command, Fort Belvoir, VA
1- Commander, 3rd Military Group (CID), 4699 North 1st Street, Forest Park, GA 30297
1- Commander, 22nd Military Police BN (CID)(FWD), Camp Victory, Baghdad, Iraq, APO AE 09344
1- Operations Officer, 22nd Military Police BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 093
1- Assistant Operations Officer, 22nd Military Police Battalion (CID), Camp Victory, Baghdad, Iraq,
1- Commander, 86th Military Police Detachment (CID) (FWD), Camp Slayer, Baghdad, Iraq
1-Staff Judge Advocate, 2/12th INF, FOB Falcon, Iraq, ATTN: MAJ [redacted]
1-Provost Marshal, Provost Marshal's Office, FOB Falcon, Iraq
1-Commander, 2/12th INF, FOB Falcon, Iraq, ATTN: LTC [redacted]
1-File

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	COMMANDER 6/9TH CAVALRY REGIMENT FORT HOOD, TX 76544
Referred By:	SAC, CID Office; Balad CID Office [redacted]

USACRC Number:	0118-2007-CID919-23257-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09391DC
Referral Date:	5/12/2008
Suspense Date:	6/26/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	DOD Contractor (DODCR)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Aggravated Assault with a Deadly Weapon [5C1B]	UCMJ Article 128	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Suspect Deported
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Aggravated Assault with a Deadly Weapon [5C1B]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1169

2

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0118-2007-CID919-23257-5H1A **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] GS12	
Signature:	**Signature Date:** 5/12/2008
AKO e-Mail Address: [redacted]@gls-1.com	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	COMMANDER 6/9TH CAVALRY REGIMENT FORT HOOD, TX 76544
Referred By:	SAC, CID Office: Balad CID Office [redacted]

USACRC Number:	0118-2007-CID919-23257-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09391DC
Referral Date:	5/12/2008
Suspense Date:	6/26/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (SPC)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder (Law of Armed Conflict Violation) [5H1A]	UCMJ Article 118	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
2	Cruelty and Maltreatment [5C1J]	UCMJ Article 128	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
3	Conspiracy [5X1]	UCMJ Article 81	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 1174

1

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder (Law of Armed Conflict Violation) [5H1A]			
2	NO ACTION TAKEN -- Cruelty and Maltreatment [5C1J]			
3	NO ACTION TAKEN -- Conspiracy [5X1]			
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 1177

10

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 1178

10. Commander's Remarks

USASCRC Number: 0118-2007-CID919-23257-5H1A **Sanction:** F2 2008/05/12

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] O-5	
Signature:	**Signature Date:** 5/12/2008
AKO e-Mail Address: [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	COMMANDER 6/9TH CAVALRY REGIMENT FORT HOOD, TX 76544
Referred By:	SAC, CID Office: Balad CID Office [redacted]

USACRC Number:	0118-2007-CID919-23257-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09391DC
Referral Date:	5/12/2008
Suspense Date:	6/26/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-5 U.S. Army (SGT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder (Law of Armed Conflict Violation) [5H1A]	UCMJ Article 118	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
2	Cruelty and Maltreatment [5C1J]	UCMJ Article 128	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
3	Conspiracy [5X1]	UCMJ Article 81	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder (Law of Armed Conflict Violation) [5H1A]			
2	NO ACTION TAKEN -- Cruelty and Maltreatment [5C1J]			
3	NO ACTION TAKEN -- Conspiracy [5X1]			
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 1182

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1183

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0118-2007-CID919-23257-5H1A **Sanction:** F2 2008/05/12

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted], O-5	
Signature:	**Signature Date:** 5/12/2008
AKO e-Mail Address: [redacted]@us.army.mil	

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	COMMANDER 6/9TH CAVALRY REGIMENT FORT HOOD, TX 76544
Referred By:	SAC, CID Office: Balad CID Office [redacted]

USACRC Number:	0118-2007-CID919-23257-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09391DC
Referral Date:	5/12/2008
Suspense Date:	6/26/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-4 U.S. Army (CPL)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/12/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder (Law of Armed Conflict Violation) [5H1A]	UCMJ Article 118	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
2	Desecration of Body [5C5]	UCMJ Article 91	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
3	Cruelty and Maltreatment [5C1J]	UCMJ Article 128	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
4	Conspiracy [5X1]	UCMJ Article 81	6/25/2007	Yes ☐ No ☑	Yes ☐ No ☑	Charges Dismissed By Courts Martial Convening Authority
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason	
6				Yes ☐ No ☐	Yes ☐ No ☐		
7				Yes ☐ No ☐	Yes ☐ No ☐		
8				Yes ☐ No ☐	Yes ☐ No ☐		
9				Yes ☐ No ☐	Yes ☐ No ☐		
10				Yes ☐ No ☐	Yes ☐ No ☐		

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder (Law of Armed Conflict Violation) [5H1A]			
2	NO ACTION TAKEN -- Desecration of Body [5C5]			
3	NO ACTION TAKEN -- Cruelty and Maltreatment [5C1J]			
4	NO ACTION TAKEN -- Conspiracy [5X1]			
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1187

20

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Crimina), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

ACLU DETAINEE DEATH 2 CID 1188

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :			Duration:	☐ Days	☐ Months
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 1189

22

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0118-2007-CID919-23257-5H1A **Sanction:** F2 2008/05/12

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] O-5	
Signature:	**Signature Date:** 5/12/2008
AKO e-Mail Address: [redacted] us.army.mil	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Balad CID Office
LSA ANACONDA, APO AE 09391

17 Apr 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0118-2007-CID919-23257 - 5H1A / 5C1B / 5C5 / 5C1J / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 26 JUN 2007, 0530 - 26 JUN 2007, 0800; MC 957604, THURA, MUQDADIYAH, DIYALA PROVINCE, IRAQ

2. 26 JUN 2007, 0500 - 26 JUN 2007, 0800; MC 957604, THURA, MUQDADIYAH, DIYALA PROVINCE, IRAQ

DATE/TIME REPORTED: 25 AUG 2007, 1900

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] SGT [redacted] (DOB); (POB); MALE; WHITE; A TROOP, 6/9TH CAVALRY REGIMENT (HOME STATION: FORT HOOD,TX), FOB NORMANDY, APO AE 09324, IZ; CT ; [CONSPIRACY], [CRUELTY AND MALTREATMENT], [MURDER (LAW OF ARMED CONFLICT VIOLATION)]

b(2), b(6), b(7)(C)

2. [redacted] CPL; [redacted] (DOB); (POB); MALE; WHITE; A TROOP, 6/9TH CAVALRY REGIMENT (HOME STATION: FT HOOD, TX), FOB NORMANDY, APO AE 09324, IZ; CT ; [CONSPIRACY], [DESECRATION OF BODY], [CRUELTY AND MALTREATMENT], [MURDER (LAW OF ARMED CONFLICT VIOLATION)]

3. [redacted]; IRAQ; (DOB); (POB); MALE; ASIAN/PACIFIC ISLAND; EMPLOYEE NUMBER [redacted] A TROOP, 6/9TH CAVALRY REGIMENT, FOB NORMANDY APO AE 09342, IZ; [AGGRAVATED ASSAULT WITH A DEADLY WEAPON]

4. [redacted]; SPC [redacted] (DOB); (POB); MALE; OTHER; A TROOP, 6/9TH CAVALRY REGIMENT (HOME STATION: FORT HOOD, TX), FOB NORMANDY, APO AE 09324, IZ; CT ; [CONSPIRACY], [CRUELTY AND MALTREATMENT], [MURDER (LAW OF ARMED CONFLICT VIOLATION)]

VICTIM:

1. UNKNOWN, (DECEASED); CIV; IRAQ; MALE; ASIAN/PACIFIC ISLAND; [CONSPIRACY], [CRUELTY AND MALTREATMENT], [AGGRAVATED ASSAULT WITH A DEADLY WEAPON], [MURDER (LAW OF ARMED CONFLICT VIOLATION)] (NFI)

2. 2. UNKNOWN, (DECEASED); IRAQ; MALE; ASIAN/PACIFIC ISLAND; [DESECRATION OF BODY] (NFI)

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation

On 26 Aug 07, SA [redacted] was notified by CPT [redacted] Commander, A Troop, 6/9 CAV, Forward Operating Base (FOB) Normandy, Iraq APO AE 09391 of criminal suspicion in the Serious Incident Report (SIR) regarding the killing of a wounded Anti Iraqi Forces (AIF) member by SGT [redacted]

b(6), b(7)(C)

Investigation determined SGT [redacted] committed the offenses of Murder and Aggravated Assault, when he walked into a room where an unarmed and wounded AIF member was lying and assaulted him and committed the offense of Cruelty and Maltreatment by not treating the AIF member. SGT [redacted] then shot him twice thus killing him. Investigation also determined SGT [redacted] committed the offense of Conspiracy when he instructed his soldiers to lie about the incident.

Investigation determined CPL [redacted] committed the offense of Desecration of a Corpse, when he shot a deceased AIF member in the head upon finding the corpse after an engagement between his squad and the AIF squad. CPL [redacted] committed the offense of Conspiracy to commit murder when he laid the pistol next to the wounded Anti Iraqi Forces member and related SGT [redacted] had to shoot and kill him in self defense.

Investigation determined SPC [redacted] committed the offenses of Attempted Murder and Conspiracy, when he and SGT [redacted] agreed to kill the AIF member. SPC [redacted] then attempted to murder the AIF member by smothering him.

Investigation determined [redacted] committed the offense of Aggravated Assault when he took his rifle and struck the unarmed wounded AIF member on his legs.

STATUTES:

Article 118, UCMJ: Murder

Article 81, UCMJ: Conspiracy

Article 93, UCMJ: Cruelty and Maltreatment

Article 92, UCMJ: Failure to obey Order or Regulation

Article 128, UCMJ: Aggravated Assault

EXHIBITS/SUBSTANTIATION:

ATTACHED:

b(6), b(7)(C)

1. Agent's Investigation Report (AIR) of SA [redacted] 31 Aug 07.
2. Serious Incident Report (SIR) of CPT [redacted] 25 Aug 07.
3. Waiver Certificate and Sworn Statement of PV2 [redacted] 29 Aug 07.
4. Notification before questioning and Sworn Statement of [redacted] 29 Aug 07.
5. Waiver Certificate and Sworn Statement of SPC [redacted] 29 Aug 07.
6. Hand drawn sketch prepared by [redacted] 29 Aug 07.
7. Hand drawn sketch prepared by PV2 [redacted] 30 Aug 07.
8. Hand drawn sketch prepared by SPC [redacted] 30 Aug 07.
9. Waiver Certificate and Sworn Statement of SPC [redacted] 30 Aug 07.
10. Waiver Certificate and Sworn Statement of SPC [redacted] 30 Aug 07.
11. Waiver Certificate and Sworn Statement of PFC [redacted] 30 Aug 07.
12. CID Form 87-R-E Consent to Search of PFC [redacted] 30 Aug 07.
13. Hand drawn sketch prepared by PFC [redacted] 30 Aug 07.
14. CID Form 87-R-E Consent to Search of SPC [redacted] 30 Aug 07.
15. Hand drawn sketch prepared by SPC [redacted] 30 Aug 07.
16. CID Form 87-R-E Consent to Search of SPC [redacted] 30 Aug 07.
17. Non-Waiver Certificate of SGT [redacted] 30 Aug 07.
18. Waiver Certificate and Sworn Statement of SPC [redacted] 30 Aug 07.

b(6), b(7)(C)

19. Copy of anonymous handwritten note obtained by SA [redacted] 30 Aug 07.

20. Sworn Statement of SSG [redacted] 30 Aug 07.

21. CID Form 87-R-E Consent to Search of SPC [redacted] 30 Aug 07.

22. Photographic Packet (Dead Anti Iraqi Forces Member).

23. CD containing the original images associated with Exhibit 22 (USACRC and file copies only).

24. Evidence/Property Custody Document, Document Number (DN) 0809-07.

25. DA Form 3745 Search and Seizure Authorization of SGT [redacted] 31 Aug 07.

26. CID Form 87-R-E Consent to Search of PV2 [redacted] 31 Aug 07.

27. Waiver Certificate and Sworn Statement of SPC [redacted] 31 Aug 07.

28. AIR of SA [redacted] 2 Sep 07.

29. Sworn Statement of SGT [redacted] 22 Sep 07.

30. AIR of SA [redacted] 22 Sep 07.

31. Waiver Certificate and Sworn Statement of PV2 [redacted] 22 Sep 07.

32. Waiver Certificate and Sworn Statement of SPC [redacted] 22 Sep 07.

33. Waiver Certificate and Sworn Statement of SPC [redacted] 22 Sep 07.

34. Customs Declaration pertaining to SGT [redacted] and 5 Sep 07.

35. AIR of SA [redacted] Sep 07.

36. Photographic Packet (Crime Scene).

37. CD containing the original images associated with Exhibit 36 (USACRC and file copies only).

38. Crime Scene Sketch prepared by SA [redacted] 23 Sep 07.

39. Canvass Interviews, 23 Sep 07.

40. AIR of SA [redacted], Fort Sam Houston CID office, 13 Sep 07.

41. CID Form 87-R-E Consent to Search of [redacted] 12 Sep 07.

42. AIR of SA [redacted] 16 Oct 07.

43. CID Form 118-E-R, Disclosure accounting record, 20 Oct 07

44. AIR of SA [redacted] 20 Oct 07.

45. DA Form 2062, Hand Receipt/Annex Number, pertaining to SGT [redacted]

46. Sworn Statement of SGT [redacted] 3 Oct 07.

47. AIR of SA [redacted] Fort Hood CID office, 30 Oct 07.

48. Sworn Statement of SGT [redacted] 30 Oct 07.

49. AIR of SA [redacted] Fort Hood CID office, 2 Nov 07.

50. Sworn Statement of SPC [redacted] 2 Nov 07.

51. AIR of SA [redacted] 27 Nov 07.

52. Evidence/Property Custody Document, Document Number (DN) 0957-07.

53. AIR of SA [redacted] 12 Feb 08.

NOT ATTACHED:

None.

The originals of Exhibits 1, 3 through 18, 20 through 23, 25 through 33, 35 through 44, 46 through 51, and 53 were forwarded with the USACRC copy of this report. The originals of Exhibits 2, 19, and 45 were maintained in the files of the Battalion Headquarters, 6/9 Cavalry, Ft. Hood, TX. The original of Exhibit 34 was maintained in the files of the U.S. Post office, FOB Normandy, Iraq. The originals of Exhibit 24 and 52 were retained in the Evidence Depository of the 11th Military Police Battalion (CID), Camp Liberty, Iraq APO AE 09342.

STATUS: This is a Final Report. Commanders Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

On 6 Mar 08, SPC [redacted] was [redacted]

On 14 Mar 08, CPL [redacted] was [redacted]

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
3rd MP Group, USACIDC, Fort Gillem, GA
Special Agent in Charge, 32nd MP DET (CID), LSA Anaconda, Balad, Iraq APO AE 09391
SJA: CPT [redacted]
BN CDR, ATTN: LTC [redacted] 6/9TH CAV
CO CDR, ATTN: CPT [redacted]
11th MP BN
Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Fort Myer CID Office
105 Fenton Circle, Building 305, Fort Myer, VA 22211

02 Jun 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0323-2008-CID041-37972 - 5H1K / 5X1

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 JAN 2004, 0001 - 31 DEC 2005, 2359; UNKNOWN LOCATION, IRAQ

DATE/TIME REPORTED: 02 JUN 2008, 1130

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN-2023970-0323-2008-CID041-I ; [CONSPIRACY (UNFOUNDED)], [MURDER (UNFOUNDED)] (NFI)

VICTIM:
1. U.S. GOVERNMENT; [CONSPIRACY (UNFOUNDED)]

2. UNKNOWN-2023971-0323-2008-CID041-I ; [MURDER (UNFOUNDED)] (NFI)

INVESTIGATIVE SUMMARY:

On 2 Jun 08, this office received Request for Investigation (RFI) 0013-08-CID001 from Headquarters, U.S. Army Criminal Investigation Command (USACIDC), Fort Belvoir, VA

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1200

22060. The RFI requested this office investigate allegations that Mr (Former U.S. Army CPT) [redacted] Defense Intelligence Agency, Pentagon, Arlington, VA 22202, while deployed to Iraq, between 04 and 05, as a U.S. Army Intelligence Officer, unlawfully approved an Iraqi Intelligence Officer (NFI) to assassinate an [redacted] (NFI) (aka's: [redacted] and [redacted].

Investigation determined the offenses of Conspiracy and Murder did not occur as alleged. Through coordinations with the Task Force Counter Intelligence Coordinating Authority, Camp Slayer, Iraq, APO AE 09342, reviews of U.S. Army Intelligence Information Reports disclosed there were no reports or mention of Mr [redacted] being killed during time frame of the alleged incident. Further it disclosed Mr [redacted] was mentioned in U.S. Army Intelligence Information Reports in Jan 09, and therefore, could not have been deceased at the time of the alleged incident.

STATUTES:

Article 81, UCMJ; Conspiracy (UNFOUNDED)
Article 118, UCMJ; Murder (UNFOUNDED)

EXHIBITS/SUBSTANTIATIONS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 30 Jun 08.

2. Defense Manpower Data Center (DMDC) Query Documentation pertaining to Mr [redacted] (USACRC and file copies only)

3. Defense Intelligence Agency Agent Report pertaining to Mr [redacted] 5 Apr 07. (USACRC and file copies only)

4. Central Intelligence Agency Background report pertaining to Mr [redacted], 29 Dec 05. (USACRC and file copies only)

5. Standard For 86 (Security Clearance Application) of Mr [redacted] 5 Apr 07.

(USACRC and file copies only)

6. (3) Officer Evaluation Reports pertaining to Mr [redacted] 12 Feb 03 thru 20 Jun 05.

7. Compact Disc containing the U.S. Army Human Resources Command archived copies of Mr [redacted] Officer Record Brief and associated documents. (USACRC and file copies only)

8. AIR of SA [redacted] 19 Jun 08.

9. Sworn Statement of COL [redacted] 19 Jun 08.

10. AIR of SA [redacted] 17 Jul 08.

11. Sworn Statement of CPT [redacted] 16 Jul 08.

12. AIR of SA [redacted] 23 Jul 08.

13. Sworn Statement of LTC [redacted] 23 Jul 08.

14. AIR of SA [redacted] 25 Jul 08.

15. AIR of SA [redacted] 29 Jul 08.

16. Sworn Statement of Mr [redacted] 28 Jul 08.

17. AIR of SA [redacted] 15 Aug 08.

18. Sworn Statement of LTC [redacted] 8 Aug 08.

19. Sworn Statement of CPT [redacted] 15 Aug 08.

20. AIR of SA [redacted] 26 Aug 08.

21. Sworn Statement of CPT [redacted] 26 Aug 08.

b(6), b(7)(C)

22. AIR of SA [redacted] 25 Sep 08.

23. AIR of SA [redacted] 9 Sep 08.

24. Sworn Statement of LTC [redacted] 5 Aug 08.

25. Sworn Statement of COL [redacted] 8 Aug 08.

26. Sworn Statement of Mr (Retired LTC) [redacted] 4 Sep 08.

27. Sworn Statement of Mr (Retired CSM) [redacted] 9 Sep 08.

28. AIR of Mr [redacted] 13 Nov 08.

29. AIR of SA [redacted] 20 Apr 09.

30. AIR of SA [redacted] 21 Apr 09.

31. Rights Waiver Certificate and Sworn Statement of Mr [redacted] 27 Feb 09/

Not Attached:

NONE

The originals of Exhibits 1 and 8 through 31 are attached to the USACRC copy of this report. The originals of Exhibit 2 are retained in the Department of Defense, Defense Manpower Data Cente data base. The originals of Exhibit 3 and 5 are retained in the files of the Defense Intelligence Agency, Pentagon, Arlington, VA 22202. The originals of Exhibit 4 are retained in the files of the Central Intelligence Agency, Washington, DC 20505. The originals of Exhibit 6 and the contents of 7 are retain in the files of the U.S. Army Human Resources Command, Alexandria, VA 22232

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

CID Reports of Investigation may be subject to a Quality Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1 - DIR, USACRC, Ft Belvoir, VA (Original)
1 - CDR, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA 22060
1 - CDR, 3rd MP Group, ATTN: Operations, Ft Gillem, GA 30297
1 - Chief of Detectives, DES, Ft Myer, VA 22211 (e-mail only)
1 - Chief, Criminal Justice, OSJA, Military District of Washington, Ft McNair, DC (e-mail only)
1 - Director of Emergency Services, Ft Myer, VA 22211 (email only)
1 - Defense Intelligence Agency, ATTN: SA[redacted]@dia.mil), Investigations Division, Arlington, VA 22201 (e-mail only)
1 - Mr James YOON, Trail Attorney, Domestic Security Section, U.S. Department of Justice, Criminal Division, 950 Pennsylvania Ave, Rm 6537, Washington, DC, 20530
1 - FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1204

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Slayer CID Office
20th/1149th Military Police Detachment (CID) (FWD), Building YB20, Camp Slayer, Baghdad, APO AE, Iraq

21 Jun 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST CORRECTED FINAL (C)/SSI - 0016-2008-CID259-52151 - 5H1A / 5H9B / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 28 APR 2006, 2100 - 03 OCT 2006, 2359; UNKNOWN RESIDENCE, OWESAT, YUSIFIYAH, BAGHDAD, IRAQ

DATE/TIME REPORTED: 28 JAN 2008, 1140

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. NONE, ; [MURDER (UNFOUNDED)], [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. FARHAN, MAHMUD FADHIL (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; OWESAT, BAGHDAD, IZ; XZ ; [MURDER (UNFOUNDED)], [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

b(2), b(6), b(7)(C)

1

ACLU DETAINEE DEATH 2 CID 1205

This is an "Operation Iraqi Freedom" investigation.

This Corrected Final (C) Report was generated to document the limited distribution of Exhibits 14 thorugh 20 and to correct the order of Exhibits 10 and 11.

On 28 Jan 08, CPT [redacted] Staff Judge Advocate, 3rd Brigade Combat Team (BCT), 101st Airborne Division (ABN DIV), Camp Striker, Iraq APO AE 09322 (CSTIZ), reported Mrs. [redacted] Owesat, Yusifiyah, Iraq, reported her son, Mr. FARHAN, was murdered by U.S. forces.

Investigation determined the offense of Murder did not occur as initially alleged by Mrs. [redacted] Investigation determined significant discrepancies existed between all identified witnesses pertaining to the date, location and details of the incident. Mrs. [redacted] related she witnessed a U.S. Soldier shoot and kill Mr. FARHAN in front of her residence around the fall of 2006 in the presence of two sisters, Ms. [redacted] both of Owesat, Iraq. During interviews of Ms. [redacted], both stated Mr. FARHAN was shot inside their residence which was located a half mile from Mrs. [redacted] residence. Both sisters further related Mrs. [redacted] was not present during the incident. Ms. [redacted] stated she also was shot during the incident and was MEDEVAC'd to the medical center at Baghdad Central Confinement Facility, Abu Ghraib, Iraq, immediately after the incident. However, a review of Ms. [redacted] medical records disclosed she was treated for an abdominal wound on 29 Apr 06 while Mr. FARHAN's death certificate listed his date of death as 3 Oct 06. Further, coordination with the Joint Operations Center, Multi-National Corps-Iraq, Camp Victory, Iraq, did not identify any military operation during either dates or locations as described by the alleged witnesses of the incident.

Investigation also determined although Mr. FARHAN's death certificate listed his cause of death as gunshot wound of the head and chest, Mr. FARHAN's death certificate was based on the word of a village representative provided to a medical officials several days after his death. The cause of Mr. FARHAN's death was unknown, and the manner of death was undetermined.

STATUS:

Article 118, UCMJ: Murder (Unfounded)

EXHIBITS/SUBSTANTIATION:

b(6), b(7)(C)

2

ACLU DETAINEE DEATH 2 CID 1206

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 10 Mar 08.

2. English translation of Mrs. [redacted] Damage and Malfunctions Request, 9 Dec 06, translated by [redacted], L3 Communications, Camp Slayer, Iraq.

3. English translation of Mrs. [redacted] Monetary Compensation Request, 9 Dec 07, translated by [redacted]

4. English translation of statement of [redacted] translated by [redacted]

5. English translation of statement of [redacted] translated by [redacted]

6. English translation of Mr. FARHAN's Death Certificate, 2 Nov 06, translated by Mr. [redacted]

7. English translation of Mrs. [redacted] Monetary Compensation Request, 9 Dec 07, translated by [redacted]

8. Memorandum for Record of SSG [redacted] 12 Dec 07.

9. Sworn Statement of 1LT [redacted] 29 Feb 08.

10. Sworn Statement of CPT [redacted] 3 Mar 08.

11. English translation of Interview Sketch of [redacted] 10 Mar 08, translated by Mr. [redacted]

12. AIR of SA [redacted] 1 May 08.

13. (13-1 through 13-3) Medical Records of Ms. [redacted] 29 Apr 06 through 14 May 06.

14. Arabic Damage and Malfunction's Request of Mr [redacted] 9 Dec 06. (USACRC,

b(6), b(7)(C)

3

ACLU DETAINEE DEATH 2 CID 1207

USACIDC, and file copies only)

15. Arabic Monetary Compensation Request of Mr. [redacted] 9 Dec 07. (USACRC, USACIDC, and file copies only)

16. Arabic statement of [redacted] (USACRC, USACIDC, and file copies only)

17. Arabic statement of [redacted] (USACRC, USACIDC, and file copies only)

18. Arabic Death Certificate of Mr. FARHAN, 2 Nov 06. (USACRC, USACIDC, and file copies only)

19. Arabic Monetary Compensation Request of Mr [redacted] 9 Dec 07. (USACRC, USACIDC, and file copies only)

20. Arabic sketch of [redacted] 10 Mar 08. (USACRC, USACIDC, and file copies only)

Not Attached:

None

The originals of Exhibits 1 through 12 and 14 through 20 are forwarded with the USACRC copy of this report. The originals of Exhibit 13-1 are retained in the files of the Joint Patient Tracking Application Database System, Combat Support Hospital, International Zone, Baghdad, Iraq. The originals of Exhibit 13-2 are retained in the files of Task Force Medical 344, Baghdad Central Confinement Facility, Abu Ghraib, Iraq. The originals of Exhibit 13-3 are retained in the files of the Combat Support Hospital, International Zone, Baghdad, Iraq.

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

CID reports of investigation may be subject to a quality assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Fortt Belvoir, VA (Original)
Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA
DIR, AFIP AFME WASH
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297
11th MP BN (CID), Camp Victory, IZ
CDR, 20th/1149th MP DET (CID), Camp Slayer, IZ (Email only)
OPS, 20TH/1149TH MP DET (CID), Camp Slayer, IZ (Email only)
SJA, Chief, Criminal Law, MNC-I, ATTN: MAJ [redacted] Camp Victory, IZ (Email only)
SJA, Criminal Law, MNC-I, Camp Victory, IZ (Email only)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Slayer CID Office
20th/1149th Military Police Detachment (CID) (FWD), Building YB20, Camp Slayer, Baghdad, APO AE, Iraq

20 Jun 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0016-2008-CID259-52151 - 5H1A / 5H9B / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 28 APR 2006, 2100 - 03 OCT 2006, 2359; UNKNOWN RESIDENCE, OWESAT, YUSIFIYAH, BAGHDAD, IRAQ

DATE/TIME REPORTED: 28 JAN 2008, 1140

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [MURDER (UNFOUNDED)], [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. FARHAN, MAHMUD FADHIL (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; OWESAT, BAGHDAD, IZ; XZ ; [MURDER (UNFOUNDED)], [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

On 28 Jan 08, CPT [redacted] Staff Judge Advocate, 3rd Brigade Combat Team (BCT), 101st Airborne Division (ABN DIV), Camp Striker, Iraq APO AE 09322 (CSTIZ), reported [redacted] Owesat, Yusifiyah, Iraq, reported her son, Mr. FARHAN, was murdered by U.S. forces.

Investigation determined the offense of Murder did not occur as initially alleged by [redacted] Investigation determined significant discrepancies existed between all identified witnesses pertaining to the date, location and details of the incident. [redacted] related she witnessed a U.S. Soldier shoot and kill Mr. FARHAN in front of her residence around the fall of 2006 in the presence of two sisters, [redacted] and [redacted] both of Owesat, Iraq. During interviews of [redacted] and [redacted] both stated Mr. FARHAN was shot inside their residence which was located a half mile from [redacted] residence. Both sisters further related [redacted] was not present during the incident. [redacted] stated she also was shot during the incident and was MEDEVAC'd to the medical center at Baghdad Central Confinement Facility, Abu Ghraib, Iraq, immediately after the incident. However, a review of [redacted] medical records disclosed she was treated for an abdominal wound on 29 Apr 06 while Mr. FARHAN's death certificate listed his date of death as 3 Oct 06. Further coordination with the Joint Operations Center, Multi-National Corps-Iraq, Camp Victory, Iraq, did not identify any military operation during either dates or locations as described by the alleged witnesses of the incident.

Investigation also determined although Mr. FARHAN's death certificate listed his cause of death as gunshot wound of the head and chest, Mr. FARHAN's death certificate was based on the word of a village representative provided to a medical officials several days after his death. The official cause of Mr. FARHAN's death was unknown, and the manner of death was undetermined.

STATUS:

Article 118, UCMJ: Murder (Unfounded)

EXHIBITS/SUBSTANTIATION:

Attached:

b(6), b(7)(C)

7

1. Agent's Investigation Report (AIR) of SA [redacted] 10 Mar 08.

2. English translation of [redacted] Damage and Malfunctions Request, 9 Dec 06, translated by [redacted] L3 Communications, Camp Slayer, Iraq.

3. English translation of [redacted] Monetary Compensation Request, 9 Dec 07, translated by [redacted]

4. English translation of statement of [redacted] translated by [redacted]

5. English translation of statement of [redacted] translated by [redacted]

6. English translation of Mr. FARHAN's Death Certificate, 2 Nov 06, translated by [redacted]

7. English translation of [redacted] Monetary Compensation Request, 9 Dec 07, translated by [redacted]

8. Memorandum for Record of SSG [redacted] 12 Dec 07.

9. Sworn Statement of 1LT [redacted] 29 Feb 08.

10. .English translation of Interview Sketch of [redacted] 10 Mar 08, translated by [redacted]

11. Sworn Statement of CPT [redacted] 3 Mar 08.

12. AIR of SA [redacted], 21 May 08.

13. (13-1 through 13-3) Medical Records of [redacted] 29 Apr 06 through 14 May 06.

14. Arabic Damage and Malfunction's Request of [redacted] 9 Dec 06.

15. Arabic Monetary Compensation Request o [redacted] 9 Dec 07.

16. Arabic statement of [redacted]

b(6), b(7)(C)

8

17. Arabic statement of [redacted]

18. Arabic Death Certificate of Mr. FARHAN, 2 Nov 06.

19. Arabic Monetary Compensation Request of [redacted] 9 Dec 07..

20. Arabic sketch of [redacted]

Not Attached:

None

The originals of Exhibits 1 through 12 and 14 through 20 are forwarded with the USACRC copy of this report. The originals of Exhibit 13-1 are retained in the files of the Joint Patient Tracking Application Database System, Combat Support Hospital, International Zone, Baghdad, Iraq. The originals of Exhibit 13-2 are retained in the files of Task Force Medical 344, Baghdad Central Confinement Facility, Abu Ghraib, Iraq. The originals of Exhibit 13-3 are retained in the files of the Combat Support Hospital, International Zone, Baghdad, Iraq.

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

CID reports of investigation may be subject to a quality assurance review by CID higher headquarters.

b(6), b(7)(C)

9

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Fortt Belvoir, VA (Original)
Commander, USACIDC, ATTN: CIOP-ZA, 6010 6th Street, Ft Belvoir, VA
DIR, AFIP AFME WASH
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297
11th MP BN (CID), Camp Victory, IZ
CDR, 20th/1149th MP DET (CID), Camp Slayer, IZ (Email only)
OPS, 20TH/1149TH MP DET (CID), Camp Slayer, IZ (Email only)
SJA, Chief, Criminal Law, MNC-I, ATTN: MAJ [redacted] Camp Victory, IZ (Email only)
SJA, Criminal Law, MNC-I, Camp Victory, IZ (Email only)
FILE

b(3), b(7)(C)

10

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander 3rd Special Forces Group, Attn: COL Benton Ft Bragg, NC 28311
Referred By:	SAC, CID Office: Afghanistan CID Office [redacted]

USACRC Number:	0065-2008-CID369-43686-5H1A
MP Report Number:	N/A
Sub-Installation:	AF09354DC
Referral Date:	8/4/2008
Suspense Date:	9/18/2008

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-8 U.S. Army (MSG)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 8/4/2008

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1A]	UCMJ Article 118	2/29/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1215

1

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ Civilian Criminal/Magistrate
☑ General Court Martial

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1A] [5H1A]	N	Murder [5H1A] [5H1A]	N
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal)
P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1216

2

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 1217

3

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :		Duration:	☐ Days	☐ Months	
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0065-2008-CID369-43686-5H1A **Sanction:** A2 2009/02/28

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]	
Signature:	**Signature Date:** 2/28/2009
AKO e-Mail Address:	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

03 Aug 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0065-2008-CID369-43686 - 5H1A / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 MAR 2008, 0001 - 19 MAR 2008, 1800; UNKNOWN LOCATION VICINITY OF FOB ROBINSON, APO, AE

DATE/TIME REPORTED: 19 MAR 2008, 1625

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1 [redacted] MSG [redacted] (DOB); (POB); MALE; WHITE; C CO, OPERATIONAL DETACHMENT ALPHA 3232, 2ND BATTALION, 3RD SPECIAL FORCES GROUP (A), APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09314; CT ; [MURDER]

VICTIM:
1. UNKNOWN, ; FRCIV; (POB); MALE; [MURDER] (NFI)

INVESTIGATIVE SUMMARY:

This is an Operation Enduring Freedom Investigation.

This office was notified by MAJ [redacted] Office of the Staff Judge Advocate, Special

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1221

1

Operations Task Force 32 (SOTF32), Bagram Airfield, Afghanistan, that an Operational Detachment Alpha (ODA) member reported a murder to the chain of command.

Investigation determined MSG [redacted] committed the offense of Murder when he shot and killed an unarmed Afghan male. SSG [redacted] SSG [redacted] and [redacted] witnessed the incident and forensic examination of evidence collected corroborated their accounts of the incident.

STATUTES:

Article 188, UCMJ: Murder

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 28 Mar 08.
2. Sworn Statement of CPT [redacted] 20 Mar 08.
3. Sworn Statement of CSM [redacted] 23 Mar 08.
4. DA Form 3745, Search and Seizure Authorization, 24 Mar 08.
5. Affidavit supporting Search and Seizure Authorization, 24 Mar 08.
6. Sworn Statement and sketch of SSG [redacted] 25 Mar 08.
7. Sworn Statement of SFC [redacted] 25 Mar 08.
8. Sworn Statement of SSG [redacted] 25 Mar 08.
9. Non-Waiver Certificate of MSG [redacted] 26 Mar 08.
10. Photographic Packet. (recovery scene)

11. Recovery Scene Sketch, 26 Mar 08.

12. Recovery Scene Sketch, 26 Mar 08.

13.(13-1 thru 13-2) DA Form 4137, Evidence/Property Custody Document (EPCD) Document Number (DN) 043-08, 26 Mar 08, and DN 044-08, 26 Mar 08.

14. Photographic Packet. (recovery scene)

15. Recovery Scene Sketch, 27 Mar 08.

16. EPCD DN 045-08, 27 Mar 08.

17. Sworn Statement of SGT [redacted] 28 Mar 08.

18. Canvass Interview Worksheet, 28 Mar 08.

19. EPCD DN 046-08, 29 Mar 08.

20. DD Form 2922, Laboratory Examination Request, 1 Apr 08.

21. AIR of SA [redacted] 10 Apr 08.

22. DA Form 3745, Search and Seizure Authorization, 1 Apr 08.

23. Affidavit supporting Search and Seizure Authorization, 1 Apr 08.

24. EPCD DN 049-08, 2 Apr 08.

25. DD Form 2922, Laboratory Examination Request, 3 Apr 08.

26. Sworn Statement and sketch o [redacted] 10 Apr 08.

27. AIR of SA [redacted] 2 May 08.

28. Sworn Statement and sketch of [redacted] 21 Apr 08.

b(6), b(7)(C)

29. Pashtu language interview notes and translation of interview with [redacted]21 Apr 08.

30. Photographic Packet. (Evidence)

31. CD containing all original images associated with Exhibits 10, 14, and 29. (USACRC and file copies only)

32.EPCD DN 067-08, 26 Apr 08.

33. Final Report (USACIL), 22 Apr 08.

34. DA Form 3745, Search and Seizure Authorization, 30 Apr 08.

35. Affidavit supporting Search and Seizure Authorization, 30 Apr 08.

36. Translation, 2 May 08.

37. AIR of SA[redacted]4 Jun 08.

38. Translation, 17 May 08.

39. Sworn Statement of SGT[redacted]27 May 08.

40. Sworn Statement and sketch of SGT[redacted]27 May 08.

41. Final Report (USACIL), 8 May 08.

42. AIR of SA[redacted]19 Jul 08.

Not Attached:

None.

The originals of Exhibits 1, 9, 11, 12, 15, 21, 27, 31, 37, and 42 are forwarded with the

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1224

10

USACRC copy of this report. The originals of Exhibits 2 thru 8, 17, 18, 22, 23, 26, 28, 29, 33 thru 36, and 38 thru 41 are retained in the case files of this office, pending adjudication. The original of Exhibits 13, 16, 19, and 24 are retained within the files of the Evidence Depository, this office. The originals of Exhibits 20 and 25, and a second original of Exhibits 33 and 41 are retained in the files of the U.S. Army Criminal Investigation Laboratory.

STATUS: This is a Final (C) Report. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is pending.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
11th MP BN CID
SJA, CJSOTF (MAJ [redacted]
3rd MP Group, USACIDC, Fort Gillem, GA (email only)
CG, USACIDC, FT BELVOIR CIOP-ZA
CHIEF MILITARY JUSTICE, CJTF-101 (MAJ [redacted] (email only)
CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL [redacted] (email only)
CJTF 101 CMD GRP (MAJ [redacted] email only)
CJTF 101, CMD GRP (LTC [redacted] email only
DCG-S, 101 (BG [redacted] mail only)
PM DEP, CJTF-101 (LTC [redacted] (email only)
PM SGM, CJTF-101 (SGM [redacted] (email only)
PMO, CJTF-101 OPS NCO (SFC [redacted] (email only)
PROVOST MARSHAL, CJTF-101 (COL [redacted] (email only)
SAC, AFGHANISTAN CID OFFICE
DEPUTY SJA, CJTF-101 (MAJ [redacted] (email only)
STAFF JUDGE ADVOCATE, CJTF-101 (COL [redacted] (email only)
CDR, 3rd SFG (CPT [redacted] email only) [redacted] @ahqb.soc.mil
CDR, 3rd SFG (COL [redacted] @ahqb.soc.mil
SJA, SOC, FT Bragg (CPT [redacted] @ahqb.soc.mil
FILE

b(6), b(7)(C)

12

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

21 Jul 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST CORRECTED FINAL/SSI - 0142-2008-CID369-43734 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 23 JUN 2008, 1722; U.S. ARMY HOSPITAL, BAGRAM AIRFIELD, AFGHANISTAN, APO, AE 09354

DATE/TIME REPORTED: 23 JUN 2008, 1900

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. PROTECTED IDENTITY, (DECEASED); MALE; [UNDETERMINED MANNER OF DEATH] (NFI)

INVESTIGATIVE SUMMARY:

SECRET/NOFORN

(U) This is an Operation Enduring Freedom Investigation.

(U) This report was generated to correct the classification of the investigative summary from

b(2),b(6),b(7)(C)

[redacted]

Regrade For Official Use Only - Law Enforcement Sensitive when separated from exhibits 1 thru 11.

secret (S) to unclassified (U).

(U) FINAL REPORT:

This report is for ACI2 purposes only. The original Report of Investigation (ROI) contained classified data.

Regrade For Official Use Only - Law Enforcement Sensitive when separated from Exhibits 1 thru 11.

(U) This office, was notified by the Office of the Staff Judge, Task Force (TF) 373, BAF, a person died while receiving medical treatment at the Medical Treatment Facility, Bagram Airfield (BAF).

(U) Investigation determined the protected identities cause and manner of death are Undetermined. Investigation established he was approximately 70 years old and was hospitalized at the Medical Treatment Facility, BAF on 17 Jun 08, after complaining of chest pains and having an apparent heart attack. He underwent treatment for several days and had several subsequent heart attacks. Testing revealed he suffered from a pre-existing heart condition. On 23 Jun 08, he had another heart attack and all lifesaving measures met with negative results. He was pronounced dead at 1722, 23 Jun 08. An autopsy was not conducted.

(U) STATUTES:

(U) None.

(U) Exhibits:

(U) Attached:

[redacted]1. Agent's Investigation Report (AIR) of SA [redacted] 24 Jun 08. (SECRET/NOFORN)

[redacted]2. DA Form 3894, Hospital Report of Death, 23 Jun 08. [redacted]

[redacted] 3. DD Form 2064, Certificate of Death (Overseas), 23 Jun 08. [redacted]

b(6), b(7)(C)

[redacted]

Regrade For Official Use Only - Law Enforcement when separated from exhibits 1 thru 11.

ACLU DETAINEE DEATH 2 CID 1228

4. CD containing all images. (deceased) (USACRC and file copies only)

5. Medical treatment records, Medical Treatment Facility, BAF.

6. Serious Incident Report, 23 Jun 08.

7. Commander's Critical Information Report, 22 Jun 08.

8. Medical treatment records, TF 373.

9. Sworn Statement of G086, 24 Jun 08.

10. AIR of SA 26 Jun 08.

11. Memorandum from the Secretary of Defense, 25 Jun 08.

(U) Not Attached:

(U) None.

(U) The originals of Exhibits 1, 4, 9 and 10 are forwarded with the CRC copy of this report. The originals of Exhibits 2, 3 and 5 are retained in the files of the Medical Treatment Facility, BAF. The originals of Exhibits 5, 6 and 8 are retained in the files of TF 373. The original of Exhibit 11 is retained in the files of the Secretary of Defense.

(U) STATUS: This is a Final Report. The Commander's Report of Disciplinary or Administrative Action (D4833) is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

Regrade For Official Use Only - Law Enforcement Sensitive when separated from exhibits 1 thru 11.

ACLU DETAINEE DEATH 2 CID 1229

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
11th MP BN CID
CG, USACIDC, FT BELVOIR CIOP-ZA
CHIEF MILITARY JUSTICE, CJTF-101 (MAJ [redacted] (email only)
CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL [redacted] (email only)
CJTF 101 CMD GRP (MAJ [redacted] (email only)
CJTF 101, CMD GRP (LTC [redacted] email only
CG, CJTF 101 (MG [redacted] (email only)
DCG-S, 101 (BG [redacted]) (email only)
PM DEP, CJTF-101 (LTC [redacted] (email only)
PM SGM, CJTF-101 (SGM [redacted] (email only)
PMO OPERATIONS OFFICER (MAJ [redacted]) (email only)
PMO, BAGRAM (MAJ [redacted] (email only)
PMO, CJTF-101 OPS NCO (SFC [redacted] (email only)
PROVOST MARSHAL, CJTF-101 (COL [redacted] (email only)
SAC, AFGHANISTAN CID OFFICE
DEPUTY SJA, CJTF-101 (MAJ [redacted] (email only)
STAFF JUDGE ADVOCATE, CJTF-101 (COL [redacted]) (email only)
SPECIAL OPERATIONS COMMAND LIAISON (SA [redacted]
CDR TF 373
FILE

b(6), b(7)(C)

[redacted]

Regrade For Official Use Only - Law Enforcement Sensitive when Separated from exhibits 1 thru 11.

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

19 Jul 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0142-2008-CID369-43734 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 23 JUN 2008, 1722; U.S. ARMY HOSPITAL, BAGRAM AIRFIELD, AFGHANISTAN, APO, AE 09354

DATE/TIME REPORTED: 23 JUN 2008, 1900

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. PROTECTED IDENTITY, (DECEASED); MALE; [UNDETERMINED MANNER OF DEATH] (NFI)

INVESTIGATIVE SUMMARY:

This report is for ACI2 purposes only. The original Report of Investigation (ROI) contained classified data.

[redacted]

b(2),b(6),b(7)(C)

[redacted]

Regrade for Official Use Only - Law Enforcement Sensitive when separated from exhibits 1 thru 11.

Regrade For Official Use Only - Law Enforcement Sensitive when separated from Exhibits 1 thru 11.

(U) This is an Operation Enduring Freedom Investigation.

[redacted]This office, was notified by the Office of the Staff Judge, Task Force (TF) 373, BAF, a person died while receiving medical treatment at the Medical Treatment Facility, Bagram Airfield (BAF).

[redacted] Investigation determined the protected identities cause and manner of death are Undetermined. Investigation established he was approximately 70 years old and was hospitalized at the Medical Treatment Facility, BAF on 17 Jun 08, after complaining of chest pains and having an apparent heart attack. He underwent treatment for several days and had several subsequent heart attacks. Testing revealed he suffered from a pre-existing heart condition. On 23 Jun 08, he had another heart attack and all lifesaving measures met with negative results. He was pronounced dead at 1722, 23 Jun 08. An autopsy was not conducted.

(U) STATUTES:

(U) None.

(U) Exhibits:

(U) Attached:

[redacted]1. Agent's Investigation Report (AIR) of SA [redacted], 24 Jun 08.

[redacted]2. DA Form 3894, Hospital Report of Death, 23 Jun 08. [redacted]

[redacted]3. DD Form 2064, Certificate of Death (Overseas), 23 Jun 08. [redacted]

[redacted]4. CD containing all images. (deceased) (USACRC and file copies only)

[redacted]5. Medical treatment records, Medical Treatment Facility, BAF. [redacted]

b(6), b(7)(C)

[redacted]

Regrade For Official Use Only - Law Enforcement Sensitive when separated from Exhibits 1 thru 11.

ACLU DETAINEE DEATH 2 CID 1232

[redacted]6. Serious Incident Report, 23 Jun 08. [redacted]

[redacted]7. Commander's Critical Information Report, 22 Jun 08. [redacted]

[redacted]8. Medical treatment records, TF 373. [redacted]

[redacted]9. Sworn Statement of G086, 24 Jun 08. [redacted]

([redacted]10. AIR of SA [redacted], 26 Jun 08. [redacted]

[redacted]11. Memorandum from the Secretary of Defense, 25 Jun 08. [redacted]

(U) Not Attached:

(U) None.

(U) The originals of Exhibits 1, 4, 9 and 10 are forwarded with the CRC copy of this report. The originals of Exhibits 2, 3 and 5 are retained in the files of the Medical Treatment Facility, BAF. The originals of Exhibits 5, 6 and 8 are retained in the files of TF 373. The original of Exhibit 11 is retained in the files of the Secretary of Defense.

(U) STATUS: This is a Final Report. The Commander's Report of Disciplinary or Administrative Action (D4833) is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

[redacted]

Regrade For OFFICIAL Use Only - Law Enforcement Sensitive when separated from exhibits 1 thru 11.

ACLU DETAINEE DEATH 2 CID 1233

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
11th MP BN CID
CG, USACIDC, FT BELVOIR CIOP-ZA
CHIEF MILITARY JUSTICE, CJTF-101 (MAJ [redacted] (email only)
CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL [redacted] (email only)
CJTF 101 CMD GRP (MAJ [redacted] (email only)
CJTF 101, CMD GRP (LTC [redacted] email only
CG, CJTF 101 (MG [redacted] (email only)
DCG-S, 101 (BG [redacted] (email only)
PM DEP, CJTF-101 (LTC [redacted] (email only)
PM SGM, CJTF-101 (SGM [redacted] (email only)
PMO OPERATIONS OFFICER (MAJ [redacted] (email only)
PMO, BAGRAM (MAJ [redacted] (email only)
PMO, CJTF-101 OPS NCO (SFC [redacted] (email only)
PROVOST MARSHAL, CJTF-101 (COL [redacted] (email only)
SAC, AFGHANISTAN CID OFFICE
DEPUTY SJA, CJTF-101 (MAJ [redacted] (email only)
STAFF JUDGE ADVOCATE, CJTF-101 (COL [redacted] (email only)
SPECIAL OPERATIONS COMMAND LIAISON (SA [redacted]
CDR TF 373
FILE

b(6), b(7)(C)

[redacted]

Regrade For Official Use Only - Law Enforcement Sensitive when Separated from Exhibits 1 thru 11.

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

30 Dec 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0145-2008-CID369-43736 - 5H8

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 24 JUN 2008, 2030 - 24 JUN 2008, 2030; AFGHAN NATIONAL POLICE STATION, MIZAN DISTRICT, AFGHANISTAN

DATE/TIME REPORTED: 26 JUN 2008, 2100

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [DELETE]

2. [DELETE]

3. [DELETE]

4. NONE, ; [ACCIDENTAL DEATH] (NFI)

VICTIM:
1. TOR JAN, (DECEASED); FRCIV; AFGHANISTAN; MALE; OTHER; XZ ; [ACCIDENTAL DEATH] (NFI)

b(2),b(6),b(7)(C)

[redacted]

Regrade for Official Use Only – LES when separated from Exhibit 3

ACLU DETAINEE DEATH 2 CID 1235

INVESTIGATIVE SUMMARY:

[redacted]
REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPERATED FROM EXHIBIT 3.

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION.

(U) COL [redacted] SJA, CJTF-101, Bagram Airfield, reported an Afghan civilian detained by the Afghan National Police (ANP) was killed during a struggle with members of Operational Detachment Alpha (ODA) 7115.

(U) Investigation determined Mr. TOR JAN died as a result of blunt force trauma to the head due to a fall while being restrained, and the manner of death was accidental.

(U) Further investigation determined CW2 [redacted] A CO, 1/7 Special Forces Group, Fort Bragg, NC 28310, corroborated the accidental manner of death.

(U) EXHIBITS:

(U) Added Attached:

(U) 14. Agent's Investigation Report of SA [redacted], 4 Dec 08.

(U) 15. Waiver Certificate/Statement of CW2 [redacted] 17 Nov 08.

(U) 16. Digital video disc containing the interview of CW2 [redacted] 17 Nov 08.

(U) Added Not Attached:

(U) None

(U) The originals of Exhibits 14 through 16 are forwarded with the USACRC copy of this report.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1236

(U) STATUS: This is a 1st Final Supplemental Report. No further investigative activity is anticipated at this time. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.

(U) CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
10th MP BN CID
CG, USACIDC, FT BELVOIR CIOP-ZA
3rd MP Group, USACIDC, Fort Gillem, GA (email only)
AFIP, DIR, AFME, WASH, DC
CDR, BASOPS, KAF (LTC [redacted] (email only)
CHIEF MILITARY JUSTICE, CJTF-101 (LTC [redacted] (email only)
CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL [redacted] (email only)
CJTF 101 CMD GRP (MAJ [redacted] (email only)
CJTF 101, CMD GRP (LTC [redacted] email only
CG, CJTF 101 (MG [redacted]) (email only)
DCG-S, 101 (BG [redacted]) (email only)
Deputy Commander, CJSOTF-A, Bagram Aifield, Afghanistan
PM DEP, CJTF-101 (LTC [redacted] (email only)
PM SGM, CJTF-101 (SGM [redacted] (email only)
PMO OPERATIONS OFFICER (MAJ [redacted] (email only)
PMO, BAGRAM (LTC [redacted] (email only)
PMO, CJTF-101 OPS NCO (SFC [redacted] (email only)
PMO, KANDAHAR (MSGT [redacted] (email only)
DEPUTY SJA, CJTF-101 (MAJ [redacted] (email only)
SJA, CJSOTF (MAJ [redacted]
STAFF JUDGE ADVOCATE, CJTF-101 (LTC [redacted] (email only)
AFIP, DOVER FACILITY, DOVER AFB, DE
AFIP (SA [redacted] (email only)
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1238

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

20 Nov 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0145-2008-CID369-43736 - 5H8

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 24 JUN 2008, 2030 - 24 JUN 2008, 2030; AFGHAN NATIONAL POLICE STATION, MIZAN DISTRICT, AFGHANISTAN

DATE/TIME REPORTED: 26 JUN 2008, 2100

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [DELETE]

2. [DELETE]

3. [DELETE]

4. NONE, ; [ACCIDENTAL DEATH] (NFI)

VICTIM:
1. TOR JAN, (DECEASED); FRCIV; AFGHANISTAN; MALE; OTHER; XZ ; [ACCIDENTAL DEATH] (NFI)

INVESTIGATIVE SUMMARY

INVESTIGATIVE SUMMARY:

[redacted]

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION.

(U) COL [redacted], SJA, CJTF-101, Bagram Airfield, reported an Afghan civilian detained by the Afghan National Police (ANP) was killed during a struggle with members of Operational Detachment Alpha (ODA) 7115.

(U) Investigation determined Mr. TOR JAN died as a result of blunt force trauma to the head due to a fall while being restrained, and the manner of death was accidental.

(U) EXHIBITS/SUBSTANTIATION:

(U) Attached:

(U) 1. Agent's Investigation Report (AIR) of SA [redacted] 30 Jun 08.

(U) 2. CD containing images of the remains of Mr. TOR JAN. (USACIDC and AFIP copies only)

[redacted] AR 15-6 Investigation prepared by COL [redacted] 28 Jun 08. (USACIDC and AFIP copies only)

(U) 4. AIR of SA [redacted] 1 Jul 08.

(U) 5. CD containing autopsy photographs. (USACIDC copies only)

(U) 6. AIR of SA [redacted] 13 Aug 08.

(U) 7. AIR of SA [redacted] 30 Sep 08.

(U) 8. AIR of SA [redacted] 10 Oct 08.

(U) 9. Waiver Certificate/Statement/Sketch of SSG [redacted] 6 Oct 08.

(U) 10. Autopsy/Toxicology Report of Mr. TOR JAN, 6 Oct 08.

(U) 11. Death Certificate of Mr. TOR JAN, 8 Oct 08.

(U) 12. AIR of SA [redacted] 9 Nov 08.

(U) 13. Waiver Certificate/Statement/Sketch of SSG [redacted] 9 Nov 08.

(U) Not Attached:

(U) None.

(U) The originals of Exhibits 1, 2, 4, 6 - 9, 12, and 13 are forwarded the USACRC copy of this report. The originals of Exhibits 3 are retained within the files of the Combined Joint Special Operations Task Force - Afghanistan (CJSOTF-A), Bagram Airfield, Afghanistan, APO AE 09354. The originals of Exhibits 10 and 11 are retained in the files of the Office of the Armed Forces Medical Examiner, Rockville, MD 20850.

(U) STATUS: This is a Final (C) Report.

(U) CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]

Special Agent

Report Approved By:

[redacted]

Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
10th MP BN CID
CG, USACIDC, FT BELVOIR CIOP-ZA
3rd MP Group, USACIDC, Fort Gillem, GA (email only)
AFIP, DIR, AFME, WASH, DC
CDR, BASOPS, KAF (LTC [redacted] (email only)
CHIEF MILITARY JUSTICE, CJTF-101 (MAJ [redacted] (email only)
CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL [redacted] (email only)
CJTF 101 CMD GRP (MAJ [redacted] (email only)
CJTF 101, CMD GRP (LTC [redacted] email only
CG, CJTF 101 (MG [redacted] email only)
DCG-S, 101 (BG [redacted] (email only)
Deputy Commander, CJSOTF-A, Bagram Aifield, Afghanistan
PM DEP, CJTF-101 (LTC [redacted] (email only)
PM SGM, CJTF-101 (SGM [redacted] (email only)
PMO OPERATIONS OFFICER (MAJ [redacted] (email only)
PMO, BAGRAM (MAJ [redacted] (email only)
PMO, CJTF-101 OPS NCO (SFC [redacted] (email only)
PMO, KANDAHAR (CPT [redacted] (email only)
PROVOST MARSHAL, CJTF-101 (COL [redacted] (email only)
DEPUTY SJA, CJTF-101 (MAJ [redacted] (email only)
SJA, CJSOTF (MAJ [redacted]
STAFF JUDGE ADVOCATE, CJTF-101 (LTC [redacted] (email only)
FILE

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	
Referred By:	SAC, CID Office: Afghanistan CID Office [redacted]

USACRC Number:	0238-2008-CID369-43873-5H1K
MP Report Number:	N/A
Sub-Installation:	AF09354DC
Referral Date:	5/10/2009
Suspense Date:	6/24/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	DOD Contractor (DODCR)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 5/10/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1A]	UCMJ Article 118	11/4/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1243

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☑ Civilian Criminal/Magistrate
Virginia Criminal

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Voluntary Manslaughter	G	Murder [5H1A]	G
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1244

2

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 1245

3

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
5/10/2009	Fine	Amount : $12,500.00					
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months		
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From: To:					
5/10/2009	Probation	Duration: 5	☐ Days	☐ Months	☑ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 1246

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0238-2008-CID369-43873-5H1K **Sanction:** E1 2009/05/10

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] SA	
Signature:	**Signature Date:** 5/10/2009
AKO e-Mail Address:	

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

06 May 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0238-2008-CID369-43873 - 5H1K / 5H1A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 04 NOV 2008, 1000 - 04 NOV 2008, 1015; HUTAL CITY, GRID COORDINATE PR948003, AFGHANISTAN

2. 04 NOV 2008, 0950 - 04 NOV 2008, 1000; HUTAL CITY, GRID COORDINATE PR948003, AFGHANISTAN

DATE/TIME REPORTED: 04 NOV 2008, 1310

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. SALAM, ABDUL (DECEASED); FRCIV; (POB); (POB); MALE; WHITE; [MURDER] (NFI)

2 [redacted] (DOB); (POB); MALE; WHITE; BAE SYSTEMS, FORWARD OPERATING BASE HUTAL, AFGHANISTAN, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09355; CT ; [MURDER]

VICTIM:
1. LOYD, PAULA GENE (DECEASED); DODCR; ([redacted], (DOB); (POB);

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1249

7

FEMALE; WHITE; DF ; [MURDER]

2. SALAM, ABDUL (DECEASED); FRCIV; (POB); (POB); MALE; WHITE; [MURDER] (NFI)

INVESTIGATIVE SUMMARY:

MAJ [redacted] Forward Operating Base Ramrod, Afghanistan, reported the murder of a Local National by a U.S. contractor.

Investigation disclosed Mr. SALAM doused Ms. LOYD with a petrol substance and then lit her on fire, which resulted in her receiving severe burns throughout her entire body. On 14 Jan 09, Ms. LOYD died as a result of the injuries she received.

Investigation disclosed [redacted] shot Mr. SALAM in the head, at close range, with a handgun. [redacted] actions were a result of Mr. SALAM severely injuring Ms. LOYD.

STATUTES:

18 U.S.C. 1111: Murder

Chapter 1, Section 2, Article 394, Afghan Penal Code: Murder/Attempted Murder

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted], 13 Nov 08.
2. Waiver Certificate of [redacted] 4 Nov 08.
3. Sketch prepared by [redacted] 4 Nov 08.
4. Evidence/Property Custody Document, 4 Nov 08.
5. CD containing original recording of incident during patrol conducted on 4 Nov 08.

(USACRC and file copies only)

6. Transcript of digital recording associated with Exhibit 5.

7. Photographic Packet comprised of 14 photographs. (death scene)

8. Statement of SSG [redacted] 4 Nov 08.

9. Statement of SSG [redacted], 4 Nov 08.

10. Statement of PFC [redacted], 4 Nov 08.

11. Statement of PFC [redacted] 4 Nov 08.

12. Statement of SSG [redacted] 4 Nov 08.

13. Statement of SPC [redacted] 4 Nov 08.

14. Statement of SGT [redacted] 4 Nov 08.

15. Statement of SSG [redacted], 4 Nov 08.

16. Statement of SGT [redacted] Nov 08.

17. Statement of SPC [redacted] 4 Nov 08.

18. Statement of SPC [redacted] 4 Nov 08.

19. Statement of SPC [redacted] Nov 08.

20. Statement of 1LT [redacted] 4 Nov 08.

21. Statement of SSG [redacted] 4 Nov 08.

22. Statement of 1SG [redacted] 4 Nov 08.

b(6), b(7)(C)

23. Statement of SSG [redacted] 4 Nov 08.

24. Daily Staff Journal Logs, 4 Nov 08.

25. Emergency Treatment Record of Ms. LOYD, 4 Nov 08. (USACIDC only)

26. Statement of SPC [redacted] 5 Nov 08.

27. Sketch prepared by SPC [redacted] 5 Nov 08.

28. Statement of 1LT [redacted] 5 Nov 08.

29. Sketch prepared by 1LT [redacted] 5 Nov 08.

30. Statement of SSG [redacted] 5 Nov 08.

31. Sketch prepared by SSG [redacted] 5 Nov 08.

32. Statement of SPC [redacted] 5 Nov 08.

33. Evidence/Property Custody Document, 6 Nov 08.

34. Photographic Packet comprised of 19 photographs. (Evidence)

35. Statement of SSG [redacted] 6 Nov 08.

36. Sketch prepared by SSG [redacted] 6 Nov 08.

37. Statement of PFC [redacted] 6 Nov 08.

38. Sketch prepared by PFC [redacted] 6 Nov 08.

39. Statement of SGT [redacted] 6 Nov 08.

40. Sketch prepared by SGT [redacted] 6 Nov 08.

41. Statement of PFC [redacted] 6 Nov 08.
42. Sketch prepared by PFC [redacted] 6 Nov 08.
43. Statement of SSG [redacted] 6 Nov 08.
44. Statement of SPC [redacted] 6 Nov 08.
45. Sketch prepared by SPC [redacted] 6 Nov 08.
46. Statement of PFC [redacted] 6 Nov 08.
47. Sketch prepared by PFC [redacted] Nov 08.
48. Statement of SSG [redacted] Nov 08.
49. Sketch prepared by SSG [redacted] 6 Nov 08.
50. Statement of SPC [redacted] 6 Nov 08.
51. Statement of SPC [redacted] 6 Nov 08.
52. CD Recorded interview of [redacted] 6 Nov 08. (USACRC and file copies only)
53. CD Recorded interview of [redacted] 6 Nov 08. (USACRC and file copies only)
54. Statement of PFC [redacted] 6 Nov 08.
55. Sketch prepared by PFC [redacted] 6 Nov 08.
56. Evidence/Property Custody Document, Document Number (DN) 184-08.
57. Photographic Packet comprised of 8 photographs. (Evidence)
58. Evidence/Property Custody Document, DN 186-08.

59. Photographic Packet comprised of 6 photographs. (Evidence)

60. Statement of CPL [redacted] 6 Nov 08.

61. Statement of SPC [redacted], 6 Nov 08.

62. Statement of SGT [redacted] 6 Nov 08.

63. Statement of CPT [redacted] 8 Nov 08.

64. USACIL Laboratory Request, 13 Nov 08. (USACIDC only)

65. Hand Receipt, 22 Oct 08, of [redacted]

66. AIR of SA [redacted] 5 Nov 08.

67. (2) Death Scene Sketches, 5 Nov 08, prepared by SA [redacted]

68. Photographic Packet comprised of 16 photographs. (Death Scene)

69. CD containing the original images of Exhibits 7, 34, 57, 59 and 68. (USACIDC only)

70. Evidence/Property Custody Document, DN 183-08.

71. AIR of SA [redacted] 28 Nov 08.

72. USACIL Laboratory Request, 17 Nov 08. (USACIDC only)

73. AIR of SA [redacted] 6 Dec 08.

74. AIR of SA [redacted] 20 Feb 09.

75. Statement of [redacted] 15 Jan 09.

76. Department of Justice (DOJ) Memorandum, Criminal Information, 3 Feb 09.

77. DOJ Memorandum, Plea Agreement, 3 Feb 09.

78. DOJ Memorandum, Statement of Facts, 3 Feb 09.

79. USACIL Examination Report, 2008-CID131-2392, 9 Feb 09.

80. AIR of SA [redacted] 9 Apr 09.

81. AIR of SA [redacted] 17 Mar 09.

82. CD containing Medical Records. (USACIDC only)

83. Autopsy Report, 9 Jan 09.

84. CD containing Autopsy Photos. (USACIDC only)

85. Death Certificate pertaining to Ms. LOYD, 17 Mar 09.

86. AIR of SA [redacted] 27 Apr 09.

87. USACIL Examination Report, 2008-CID131-2392, 17 Dec 08.

88. USACIL Examination Report, 2008-CID131-2392, 6 Mar 09.

Not Attached:

None

The originals of Exhibits 1-23, 25-55, 57, 59-63, 66-69, 71, 73-75, 80-82, and 86 are forwarded with the USACRC copy of this report. The originals of Exhibits 64, 72, 79, 87 and 88 are retained in the files of the U.S. Army Criminal Investigation Laboratory, Forest Park, GA. The originals of Exhibits 76-78 are retained in the files of Mr [redacted] AUSA, DOJ, 2100 Jamieson Avenue, Alexandria, Virginia 22314. The originals of Exhibits 24 and 65 are retained in the files of the CDR, HHC 2-2 Inf. BN. The originals of Exhibits 56, 58 and 70 are retained in the files of the Evidence Depository, this office. The originals of Exhibits 83 and 84 are retained in the files of the Bexar County Medical Examiner's Office, San Antonio, TX. The original of

Exhibit 85 is retained in the files of the Vital Statistics Office, Bexar County, San Antonio, TX.

STATUS: This a Final (C) Report. On 4 Feb 09, coordination with Mr. [redacted] Assistant United States Attorney, DOJ, revealed [redacted] agreed to waive indictment and plead guilty to a single count of voluntary manslaughter and was pending sentencing. A Commander's Report of Disciplinary Action Taken is pending.

CID reports of investigation may be subject to a Quality Assurance Review by CID Higher Headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
10th MP BN CID
3rd MP Group, USACIDC, Fort Gillem, GA (email only)
AFIP (SA [redacted] (email only)
AFIP, DIR, AFME, WASH, DC
AFIP, DOVER FACILITY, DOVER AFB, DE
CG, USACIDC, FT BELVOIR CIOP-ZA
CHIEF MILITARY JUSTICE, CJTF-101 (MAJ [redacted] (email only)
CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL [redacted] (email only)
CJTF 101 CMD GRP (MAJ [redacted] email only)
CJTF 101, CMD GRP (LTC [redacted] email only
CG, CJTF 101 (MG [redacted] (email only)
DCG-S, 101 (BG [redacted] email only)
PM SGM, CJTF-101 (SGM [redacted] (email only)
PMO OPERATIONS OFFICER (MAJ [redacted] (email only)
PMO, BAGRAM (LTC [redacted] (email only)
PROVOST MARSHAL, CJTF-101 (COL [redacted] (email only)
SAC, AFGHANISTAN CID OFFICE
DEPUTY SJA, CJTF-101 (MAJ [redacted] email only)
USFOR-A Chief of Staff
USFOR-A J3
USFOR-A POLICE ADVISOR
SAUSA, [redacted] @usdoj.gov)
SAUSA, [redacted] @usdoj.gov)
PM DEP, CJTF-101 (MAJ [redacted] email only)
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1257

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Afghanistan CID Office
APO AE 09354

16 Jan 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0266-2008-CID369-43892 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 19 DEC 2008, 0919 - 19 DEC 2008, 0920; CRAIG JOINT THEATER HOSPITAL, BAGRAM AIRFIELD, AFGHANISTAN, APO, AE 09354

DATE/TIME REPORTED: 19 DEC 2008, 0950

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. WALI, ABDUL (DECEASED); AFGHANISTAN; (DOB); (POB); MALE; WHITE; INTERNMENT SERVICE NUMBER [redacted] THEATER INTERNMENT FACILITY, BAGRAM AIRFIELD, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09354; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

[redacted]
REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBITS 15 AND 26.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1258

(U) THIS IS AN OPERATION ENDURING FREEDOM INVESTIGATION

(U) COL [redacted] Brigade Commander (BDE CDR), Combined Joint Task Force (CJTF) 101, TF Guardian, and Chief, Detainee Operations, Bagram Airfield, Afghanistan, APO, AE 09354 (BAF), reported the death of detainee WALI, #US9AF-003082.

(U) Investigation determined detainee WALI died as a result of a Subarachnoid Hemorrhage. The manner of death was natural causes.

EXHIBITS:

Attached:

(U) 1. Agent's Investigation Report (AIR) of SA [redacted] 19 Dec 08.

(U) 2. Statement of SGT [redacted] 18 Dec 08.

(U) 3. Statement of MA1 [redacted] 18 Dec 08.

(U) 4. Statement of SGT [redacted] 18 Dec 08.

(U) 5. Statement of SSG [redacted] 18 Dec 08.

(U) 6. Statement of SSG [redacted] 18 Dec 08.

(U) 7. Statement of SGT [redacted] 18 Dec 08.

(U) 8. Statement of SRA [redacted] 18 Dec 08

(U) 9. Statement of LTC [redacted] 18 Dec 08

(U) 10. Statement of SGT [redacted] 18 Dec 08.

(U) 11. Statement of SSGT [redacted] 18 Dec 08.

b(6), b(7)(C)

(U) 12. Statement of PFC [redacted] 19 Dec 08.

(U) 13. Statement of PFC [redacted] 19 Dec 08.

(U) 14. Medical records pertaining to detainee WALI, 17 Jun 08 through 18 Dec 08. (USACRC, AFIP, BN and file copies only)

[redacted] 15. Surveillance video, 18 Dec 08. (USACRC and file copies only)

(U) 16. Guard log, 18 through 19 Dec 08.

(U) 17. Death Scene AIR of SA [redacted] 19 Dec 08.

(U) 18. Death Scene Sketch, 19 Dec 08, prepared by SA [redacted]

(U) 19. Photographic Packet comprised of 36 photographs. (Death Scene)

(U) 20. CD containing all original images associated with Exhibit 19. (USACRC, AFIP, BN and file copies only)

(U) 21. AIR of SA [redacted] 26 Dec 08.

(U) 22. Death Certificate pertaining to detainee WALI, 19 Dec 08.

(U) 23. Afghan Attorney General Request, #255.

(U) 24. English Translation of Exhibit 23, 21 Dec 08.

(U) 25. Medical treatment records pertaining to detainee WALI, 18 through 19 Dec 08. (USACRC, AFIP, BN and file copies only)

[redacted] 26. CENTCOM action memorandum, 22 Dec 08.

(U) Not Attached:

(U) None

b(6), b(7)(C)

(U) The originals of Exhibits 1 through 13 and 17 through 21 are forwarded with the USACRC copy of this report. The originals of Exhibits 14, 22 and 25 are retained in the files of the Craig Joint Theater Hospital (CJTH), BAF. The originals of Exhibits 23 and 24 are maintained in the files of the Attorney General, Islamic Republic of Afghanistan. The original of Exhibit 26 is retained within the files of CENTCOM. The originals of Exhibits 15 and 16 are retained in the files of the Bagram Theater Internment Facility (BTIF), BAF.

(U) STATUS: This is a Final (C) Report. Commander's report of disciplinary action is not required.

(U) CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

[redacted]
REGRADE FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE WHEN SEPARATED FROM EXHIBITS 15 AND 26.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
10th MP BN CID
3rd MP Group, USACIDC, Fort Gillem, GA (email only)
AFIP (SA [redacted] (email only)
AFIP, DIR, AFME, WASH, DC
AFIP, DOVER FACILITY, DOVER AFB, DE
CG, USACIDC, FT BELVOIR CIOP-ZA
CHIEF MILITARY JUSTICE, CJTF-101 (LTC [redacted] (email only)
CHIEF OF STAFF, CJTF-101, BAGRAM AIR FIELD (COL [redacted] (email only)
CJTF 101, CMD GRP (LTC [redacted] ail only
CJTF 101 CMD GRP (MAJ [redacted] (email only)
PM DEP, CJTF-101 (LTC [redacted] (email only)
PM SGM, CJTF-101 (SGM [redacted] (email only)
PMO, BAGRAM (LTC [redacted] (email only)
PMO OPERATIONS OFFICER (MAJ [redacted] email only)
SAC, AFGHANISTAN CID OFFICE
STAFF JUDGE ADVOCATE, CJTF-101 (LTC [redacted] email only)
SJA, TF GUARDIAN, DETAINEE OPS (CPT [redacted]
DEPUTY SJA, CJTF-101 (MAJ [redacted] (email only)
FILE

b(6), b(7)(C)

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	CDR, HHC, 1ST BCT FORT CAMPBELL, KY 42223
Referred By:	SAC, CID Office: Tikrit CID Office [redacted]

USACRC Number:	0066-2008-CID469-51978-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09393DC

Referral Date:	2/22/2009
Suspense Date:	4/8/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	O-2 U.S. Army (1LT)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 2/27/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1A]	UCMJ Article 118	5/16/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2	Obstruction of Justice [5X5]	UCMJ Article 134	5/16/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
3	Conspiracy [5X1]	UCMJ Article 81	5/16/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1263

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☑ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense		Trial Finding
1	Murder - Intent to Kill or Harm - Shooting [5H1A]	N	Murder [5H1A] [5H1A]		G
2	Obstruction of Justice [5X5] [5X5]	N	Obstruction of Justice [5X5] [5X5]		N
3	Conspiracy [5X1] [5X1]	N	Conspiracy [5X1] [5X1]		N
4					
5					

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1264

2

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :		Duration:	☐ Days	☐ Months	
	Extra Duty	Days:					
	Restriction	Days:					
2/27/2009	Correctional Custody	Days: 9125					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
2/27/2009	Dishonorable Discharge	Effective Date: 2/27/2044					
	Reduction in Grade	From: To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
2/27/2009	Total Forfeiture (all pay/allowance)	Duration : 25	☐ Days	☐ Months	☑ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

9. Suspended Sanctions

Were Any Sanctions Suspended? ☑ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended: 2/27/2009	Suspension Duration: 25 Years
	Suspended Portion Time: 50 Days	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

Not Guilty of Premeditated Murder but Guilty of the lesser included offense of Murder with intent to kill or inflict great bodily harm in violation of UCMJ Article 118(2).

USASCRC Number: 0066-2008-CID469-51978-5H1A **Sanction:** A1 2009/02/27

11. Commanding Officer

Was a DNA sample collected from the offender? ☑ Yes ☐ No

Name and Grade: SA [redacted] CW2	
Signature:	**Signature Date:** 4/13/2009
AKO e-Mail Address: [redacted]@us.army.mil	

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1268

6

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Commander 1st BCT Fort Campbell, KY 42223
Referred By:	SAC, CID Office: Tikrit CID Office [redacted]

USACRC Number:	0066-2008-CID469-51978-5H1A
MP Report Number:	N/A
Sub-Installation:	AE09393DC
Referral Date:	2/18/2009
Suspense Date:	4/4/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	E-6 U.S. Army (SSG)
SSN:	[redacted]
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 2/18/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1A]	UCMJ Article 118	5/16/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
2	Obstruction of Justice [5X5]	UCMJ Article 134	6/7/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
3	Conspiracy [5X1]	UCMJ Article 81	5/16/2008	Yes ☐ No ☑	Yes ☑ No ☐	Accepted
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☑ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☑ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	Murder [5H1A] [5H1A]	N	Murder [5H1A] [5H1A]	DCR
2	Obstruction of Justice [5X5] [5X5]	N	Obstruction of Justice [5X5] [5X5]	DCR
3	Conspiracy [5X1] [5X1]	N	Conspiracy [5X1] [5X1]	DCR
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1270

8

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

ACLU DETAINEE DEATH 2 CID 1271

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
2/18/2009	Correctional Custody	Days: 17				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
2/18/2009	Bad Conduct Discharge	Effective Date: 8/1/2010				
	Dishonorable Discharge	Effective Date:				
2/18/2009	Reduction in Grade	From: Staff Sergeant (SSG) To: Private (E1) (PVT)				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
2/18/2009	Total Forfeiture (all pay/allowance)	Duration : 17	☐ Days	☑ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1272

10

9. Suspended Sanctions

Were Any Sanctions Suspended? ☑ Yes ☐ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended: 2/18/2009	Suspension Duration: 59 Days
	Suspended Portion Time: 59 Days	
	Suspension Conditions: Received 59 days of credit of a 17 month sentence	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 1273

10. Commander's Remarks

To be reduced to E1; forfeit all pay and allowances; confined for 17 months; to be discharged from the service with a BCD; received 59 days of credit towards confinement.

Plead guilty and found guilty of ART 107, 128, and 93 of the UCMJ.

Plead not guilty and found not guilty (dismisson motion by Trial Counsel w/prejudice) of ART 78, 117 and 134 of the UCMJ.

[redacted] is due to testify against [redacted]

USASCRC Number: 0066-2008-CID469-51978-5H1A **Sanction:** A2 2009/02/18

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade:	[redacted] Special Agent in Charge/CW2
Signature:	**Signature Date:** 2/18/2009
AKO e-Mail Address:	[redacted]@us.army.mil

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Tikrit CID Office
38th MP DET (CID) (FWD), COB Speicher, Tikrit, IZ APO, APO AE 09393

15 Apr 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0066-2008-CID469-51978 - 5H1A / 5X5 / 5X1 / 9G2B / 9G2C / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 16 MAY 2008, 1715 - 16 MAY 2008, 2004; GRID LD 59625 61025, ALBU TU'MAH, BAYJI, IRAQ

2. 07 JUN 2008, 2100 - 07 JUN 2008, 2200; D COMPANY AREA, 1/327TH INFANTRY REGIMENT, FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, AE 09393

3. 16 MAY 2008, 2000 - 21 MAY 2008, 2359; D COMPANY AREA, 1/327TH INFANTRY REGIMENT, FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, AE 09393

DATE/TIME REPORTED: 13 JUN 2008, 1300

INVESTIGATED BY:

SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:

1. [redacted] SSG [redacted] (DOB); (POB); MALE; WHITE; D COMPANY, 1/327TH INFANTRY REGIMENT, 1/101ST BRIGADE COMBAT

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1275

13

TEAM, (HOME STATION: FORT CAMPBELL, KY 42223), FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09393; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [CONSPIRACY]

2. [redacted] 1LT; [redacted] (DOB); (POB); MALE; WHITE; D COMPANY, 1/327TH INFANTRY REGIMENT, 1/101ST BRIGADE COMBAT TEAM, (HOME STATION: FORT CAMPBELL, KY 42223), FOWARD OPERATING BASE SUMMERALL, BAYJI, IZ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09393; CT ; [OBSTRUCTION OF JUSTICE], [MURDER], [CONSPIRACY]

VICTIM:

1. AL JOBOURI, ALI MANSOUR MUHAMMAD (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; VILLAGE OF ALBU-TU'MAH, BAYJI, IZ; XZ ; [MURDER], [CONSPIRACY]

2. U.S. GOVERNMENT; [OBSTRUCTION OF JUSTICE]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

The Provost Marshal, 1st AD, COB Speicher, reported the suspected shooting of an Iraqi detainee by a U.S. Soldier.

Investigation disclosed 1LT [redacted] conspired with SSG [redacted] to murder Mr. MANSOUR. 1LT [redacted] and SSG [redacted] transported Mr. MANSOUR to a remote culvert and 1LT [redacted] then shot Mr. MANSOUR two times with a 9mm pistol. SSG [redacted] then activated an incendiary grenade and placed it on Mr. MANSOUR's remains. 1LT [redacted] and SSG [redacted] then left the area and instructed unit members to provide false statements pertaining to their actions on patrol that evening.

STATUTES:

Article 81, UCMJ: Conspiracy
Article 118, UCMJ: Murder

Article 134, UCMJ: Obstruction of Justice

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 22 Jun 08.

2. Serious Incident Report, 11 Jun 08.

3. Timeline / Sequence of Events, prepared by MAJ [redacted]

4. Notes for LTC [redacted] and CPT [redacted] prepared by SGT [redacted]

5. Arabic Report of Investigation. (USACRC and USACIDC copies only)

6. English translation of the Report of Investigation, translated by [redacted]

7. Arabic Reply to Bayji Investigation Judge by the Criminal Investigation Office of Bayji, Iraq, 29 May 08. (USACRC and USACIDC copies only)

8. English translation of Reply to Bayji Investigation Judge, 29 May 09, translated by [redacted]

9. Arabic Autopsy Report of Mr. MANSOUR, 27 May 08. (USACRC and USACIDC copies only)

10. English translation of the Autopsy Report of Mr. MANSOUR, 27 May 08, translated by Mr. MINASIAN.

11. Arabic Death Certificate of Mr. MANSOUR, 27 May 08. (USACRC and USACIDC copies only)

12. English translation of the Death Certificate of Mr. MANSOUR, translated by [redacted]

b(6), b(7)(C)

13. Arabic Requests for Investigation, 27 May 08. (USACRC and USACIDC copies only)

14. English translation of the Requests for Investigation, 27 May 08, translated by Mr. MINASIAN.

15. Waiver Certificate and Statement of SSG [redacted] 11 Jun 08.

16. Statement of PV2 [redacted], 12 Jun 08.

17. Statement of 1SG [redacted] 12 Jun 08.

18. Statement of PV2 [redacted] 12 Jun 08.

19. Arabic Statement of [redacted] 12 Jun 08. (USACRC and USACIDC copies only)

20. English translation of [redacted] 2 Jun 08 statement, translated by [redacted]

21. Waiver Certificate and Arabic Statement of [redacted] 13 Jun 08. (USACRC and USACIDC copies only)

22. English translation of [redacted] 13 Jun 08 statement, translated by [redacted]

23. Arabic Statement of [redacted] 9 Jun 08. (USACRC and USACIDC copies only)

24. English translation of [redacted] 9 Jun 08 statement, translated by [redacted]

25. Compact disc containing images and video files pertaining to Mr. MANSOUR. (USACRC, USACIDC, SJA, and file copies only)

26. Statement of SPC [redacted], 13 Jun 08.

27. Non-Waiver Certificate of SSG [redacted], 13 Jun 08.

28. Statement of PV2 [redacted] 13 Jun 08.

29. Waiver Certificate and Statement of [redacted] 13 Jun 08.

b(6), b(7)(C)

30. Sketch prepared by [redacted] 13 Jun 08, translated by [redacted]

31. Arabic Report of Statements provided by Bayji Iraqi Police. (USACRC and USACIDC copies only)

32. English translation of Report of Statements provided by Bayji Iraqi Police, translated by Mr. [redacted]

33. Arabic Iraqi Police Seize Report (collection of evidence), 17 May 08. (USACRC and USACIDC copies only)

34. English translation of Iraqi Police Seize Report, translated by [redacted]

35. Arabic Iraqi Police Drawing and Plan of Crime Scene, prepared by the Criminal Investigation Office of Bayji, Iraq, 21 May 08. (USACRC and USACIDC copies only)

36. English translation of Iraqi Police Drawing and Plan of Crime Scene, 21 May 08, translated by [redacted]

37. Arabic Iraqi Police Identification Document of the Criminal Investigation Office of Bayji, Iraq, 21 May 08. (USACRC and USACIDC copies only)

38. English translation of the Iraqi Police Identification Document, 21 May 08, translated by [redacted]

39. Statement of SPC [redacted] 14 Jun 08.

40. Statement of CPT [redacted] 14 Jun 08.

41. Arabic Statement of Mr. [redacted] 14 Jun 08. (USACRC and USACIDC copies only)

42. English translation of Mr. [redacted] 4 Jun 08 statement, translated by Mr. [redacted]

b(6), b(7)(C)

43. Arabic Sketch prepared by Mr. [redacted] 14 Jun 08.

44. English translation of Mr. [redacted] 14 Jun 08 sketch, translated by Mr. [redacted]

45. Statement of SPC [redacted], 14 Jun 08.

46. Statement of SFC [redacted] 14 Jun 08.

47. Statement of PV2 [redacted] 15 Jun 08.

48. Arabic Statement of Mr. [redacted] 15 Jun 08. (USACRC and USACIDC copies only)

49. English translation of Mr. [redacted] s 15 Jun 08 statement, translated by Mr. [redacted]

50. Arabic Statement of Mr. [redacted] 15 Jun 08. (USACRC and USACIDC copies only)

51. English translation of Mr. [redacted] 15 Jun 08 statement, translated by Mr. [redacted]

52. Statement of SPC [redacted], 15 Jun 08.

53. Statement of SPC [redacted] 15 Jun 08.

54. Statement of SPC [redacted] 15 Jun 08.

55. Statement of SPC [redacted] 16 Jun 08.

56. Statement of SGT [redacted] 16 Jun 08.

57. Statement of PFC [redacted] 16 Jun 08.

58. Statement of 1LT [redacted] 16 Jun 08.

59. Statement of SPC [redacted] 7 Jun 08.

60. Statement of PV2 [redacted] 7 Jun 08.

61. Statement of SPC [redacted] 7 Jun 08.

62. Statement of SPC [redacted] 7 Jun 08.

63. Statement of SPC [redacted] 7 Jun 08.

64. Statement of SGT [redacted] 7 Jun 08.

65. Statement of PFC [redacted] 7 Jun 08.

66. Statement of PV2 [redacted] 7 Jun 08.

67. Statement of PFC [redacted] Jun 08.

68. Statement of SPC [redacted] 7 Jun 08.

69. Statement of SPC [redacted] 7 Jun 08.

70. Statement of SPC [redacted] Jun 08.

71. Statement of PV2 [redacted] Jun 08.

72. Statement of SSG [redacted] 7 Jun 08.

73. Statement of SFC [redacted] 7 Jun 08.

74. Statement of PV2 [redacted] 6 Jun 08.

75. Statement of SGT [redacted] 17 Jun 08.

76. Trip Ticket of 5th PLT, D CO, 1/327th INF REG, pertaining to mission # 8, 16 May 08.

77. Mission Patrol Tracker pertaining to mission # 8, 16 May 08.

78. Trip Ticket of 5th PLT, D CO, 1/327th INF REG, pertaining to mission # 11, 5 May 08.

79. Mission Patrol Tracker pertaining to mission # 11, 5 May 08.

80. Statement of SPC [redacted] 7 Jun 08.

81. Statement of SPC [redacted] 17 Jun 08.

82. Compact disc containing video of demonstration with AN-M14 TH3 Incendiary Grenade.

83. Statement of SGT [redacted] 18 Jun 08.

84. Search and Seizure Affidavit and Authorization pertaining to SSG [redacted] 18 Jun 08.

85. Search and Seizure Affidavit and Authorization pertaining to 1LT [redacted] 18 Jun 08.

86. Photographic Packet (Incendiary Grenade Test 2, 18 Jun 08). (USACRC, USACIDC, SJA, and file copies only)

87. Detainee Packet of [redacted] 5 May 08.

88. Statement of SFC [redacted] 21 Jun 08.

89. Statement of SPC [redacted] 21 Jun 08.

90. Non-Waiver Certificate of 1LT [redacted] 21 Jun 08.

91. AIR of SA [redacted] 18 Jun 08.

92. Aerial Photographs of Death Scene.

93. Death Scene Sketches prepared by SA [redacted] 18 Jun 08.

94. Photographic Packet (Death Scene). (USACRC, USACIDC, SJA, and file copies only)

b(6), b(7)(C)

95. AIR of SA [redacted], 10 Jul 08.

96. Statement of SPC [redacted] 9 Jun 08.

97. Statement of SPC [redacted] 9 Jun 08.

98. Statement of SPC [redacted] 9 Jun 08.

99. Statement of SSG [redacted] Jun 08.

100. Waiver Certificate and Statement of SPC [redacted] 30 Jun 08.

101. Non-Waiver Certificate of SPC [redacted] 1 Jul 08.

102. Non-Waiver Certificate of SGT [redacted] 1 Jul 08.

103. Non-Waiver Certificate of SPC [redacted] Jul 08.

104. Non-Waiver Certificate of SPC [redacted] 1 Jul 08.

105. Non-Waiver Certificate of SPC [redacted] 1 Jul 08.

106. Waiver Certificate and Statement of SFC [redacted] 1 Jul 08.

107. Statement of SSG [redacted] 2 Jul 08.

108. Hand Receipt of SFC [redacted] 4 May 08.

109. AIR of SA [redacted] 3 Jul 08.

110. Search and Seizure Affidavit and Authorization pertaining to SSG [redacted] 2 Jul 08.

111. Search and Seizure Affidavit and Authorization pertaining to 1LT [redacted] 12 Jul 08.

112. Search and Seizure Affidavit and Authorization pertaining to 1LT [redacted] 13 Jul 08.

b(6), b(7)(C)

113. Photographic Packet (Evidence). (USACRC, USACIDC, SJA, and file copies only)

114. AIR of SA [redacted], 25 Jul 08.

115. AIR of SA [redacted], 10 Aug 08.

116. AIR of SA [redacted] 22 Aug 08.

117. USACIL Latent Print Branch Final Report # 2008-CID131-1346, 21 Jul 08.

118. AIR of SA [redacted] Monterey CID Office, Presidio of Monterey, CA, 20 Aug 08.

119. Compact disc containing recorded interview of [redacted] 20 Aug 08.

120. AIR of SA [redacted] Fort Campbell CID Office, Fort Campbell, KY, 22 Aug 08.

121. Statement of SFC [redacted], 18 Aug 08.

122. Statement of SSG [redacted], 18 Aug 08.

123. AIR of SA [redacted], 3 Sep 08.

124. Unit Roll Number (URN) spreadsheet.

125. Compact disc containing URN spreadsheet and Blue Force Tracker Report, 16 May 08.

126. USACIL Trace Evidence Branch Final Report # 2008-CID131-1346, 18 Aug 08.

127. USACIL DNA Branch Final Report # 2008-CID131-1346, 13 Aug 08.

128. AIR of SA [redacted], Fort Sill CID Office, Fort Sill, OK, 9 Sep 08.

129. AIR of SA [redacted], 14 Oct 08.

130. USACIL Firearms Branch Final Report # 2008-CID131-1346, 27 Aug 08.

131. AIR of SA [redacted] 17 Nov 08.

132. USACIL Garries Notice, 29 Oct 08.

133. USACIL Garries Notice, 13 Nov 08.

134. AIR of SA [redacted] 20 Feb 09.

135. USACIL DNA Branch Final Report # 2008-CID131-1346-A2/A3/A4, 3 Dec 08.

136. USACIL DNA Branch Final Report # 2008-CID141-1346-A5/A6/A7, 11 Feb 09.

137. Department of the Army Report of Results of Trial pertaining to SSG [redacted] 18 Feb 09.

138. AIR of SA [redacted], 13 Apr 09.

139. Department of the Army Report of Results of Trial pertaining to 1LT [redacted], 27 Feb 09.

140. USACIL Examination Requests, 21 and 26 Jun 08, 1 and 4 Jul 08, 12 Aug 08, 17 Nov 08, and 3 Feb 09.

141. Compact disc containing all photographic originals of Exhibits 86, 94, and 113. (USACRC and file copies only)

142. Evidence/Property Custody Documents, Document Numbers 0585-08, 0586-08, 0587-08, 0588-08, 0589-08, 0590-08, 0591-08, 0592-08, 0593-08, 0594-08, 0733-08, 0734-08, and 0790-08.

NOT ATTACHED:

None.

The originals of 1, 6, 8, 10, 12, 14-32, 34, 36, 38-76, 78-86, 88-91, 93-95, 100-116, 118-123, 128, 129, 131, 134, 138, and 141 are forwarded with the USACRC copy of this report. The originals of Exhibits 2-4, 77, 87, 96-99, 124, 125, 137 and 139 are retained in the files of the 1/327th Infantry Regiment, 1/101st Brigade Combat Team, Fort Campbell, KY. The originals of Exhibits 5, 7, 9, 11, 13, 33, and 37 are retained in the files of the Bayji Police Station, Bayji, IZ. The original of Exhibit 92 is maintained in the files of Task Force Odin, COB Speicher, Tikrit, IZ. There are two originals of Exhibits 117, 126, 127, 130, 132, 133, 135, 136 and 140; one was maintained in the files of USACIL, Fort Gilliam, GA and the other original was forwarded with the USACRC copy of this report. The original of Exhibit 142 is retained in the files of the 10th MP BN (CID) (ABN), Camp Victory, Baghdad, IZ

STATUS: This is a Final Report. On 18 Feb 09, under a General Court-Martial, SSG [redacted] received a sentence to be reduced to E1; forfeit all pay and allowances; confined for 17 months; and to be discharged from the service with a bad-conduct discharge. On 27 Feb 09, under a General Court-Martial, 1LT [redacted] received a sentence to forfeit all pay and allowances; confined for 25 years; and to be discharged from the service. Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

Report Prepared By:

[redacted]
Special Agent in Charge

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, 3RD MP GRP USACIDC, Forest Park, GA
CDR, 10th MP Bn (CID), Camp Victory, APO AE 09342
CDR, 38th MP DET (CID), Joint Base Balad, APO AE 09391
Garrison Cdr, COB Speicher, APO AE 09393
PMO, 25TH ID, COB Speicher, APO AE 09393
SJA, Chief of Justice, 25th STB, COB Speicher, APO AE 09393
Commander, 1st Battalion, 327th Infantry Regiment, Fort Campbell, KY 42223
Commander, 1st Brigade Combat Team, 101st Airborne Division (AASLT), Fort Campbell, KY 42223
CDR, USAF Law & Order Det, COB Speicher, APO AE 09393
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
CAMP BUCCA CID OFFICE, 3D MILITARY POLICE GROUP (CID), Camp Bucca, Umm Qasr, Iraq, APO AE, Iraq

15 May 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0019-2008-CID579-53597 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 15 MAR 2008, 1937 - 15 MAR 2008, 2007; 31ST COMBAT SUPPORT HOSPITAL, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, AE 09375

DATE/TIME REPORTED: 15 MAR 2008, 2035

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HUSSEIN, HYDER ABDUL (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; FC ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1288

About 2035, 15 Mar 08, SA [redacted] was notified by SPC [redacted] 31st Combat Support Hospital, Theater Internment Facility (TIF), Camp Bucca, APO AE 09376, that detainee HUSSEIN died at the TIF Hospital after being admitted on 11 Mar 08.

Investigation determined Detainee HUSSEIN was admitted to the TIF Hospital on 11 Mar 08 due to not feeling well. Over the course of the following four days Detainee HUSSEIN went into Cardiac Arrest twice. Detainee HUSSEIN had a history of heart Failure and was diagnosed with an enlarged heart. During the evening on 15 Mar 08, Detainee HUSSEIN suffered another heart attack and attempts to resuscitate him met with negative results. Detainee HUSSEIN was pronounced dead at 2007, 15 Mar 08, by CPT [redacted], 31st Combat Support Hospital, TIF, Camp Bucca, APO AE 09376. During a review on the body, there were no signs of unexplained trauma or foul play.

An autopsy by the Armed Forces Medical Examiner's Office determined the Cause of Death to be Dilated Cardiomyopathy and the Manner of Death as Natural. The results of this investigation are consistent with those findings.

STATUTES:

N/A

EXHIBITS/SUBSTANTIATION:

EXHIBITS:

Attached:

1. Agents Investigative Report (AIR) of SA [redacted], 22 Mar 08.

2. Photographic Packet. (Victim) (USACIDC and file copies only)

3. Compact Disc (CID) containing original images associated with Exhibit 2. (USACRC, USACIDC and file copies only)

4. Death Packet Pertaining to Detainee HUSSEIN.

5. AIR of SA [redacted] 22 Mar 08.

6. Autopsy Photographs of Detainee HUSSEIN. (USACRC, USACIDC and file copies only)

7. AIR of SA [redacted] 6 May 08.

8. Report of Toxicology Examination, pertaining to Detainee HUSSEIN, 31 Mar 08.

9. Certificate of Death pertaining to Detainee HUSSEIN, 15 Mar 08.

10. Final Autopsy Report, pertaining to Detainee HUSSEIN, 30 Apr 08.

Not Attached:

None

The original of Exhibits 1 thru 3, 5 and 7 are attached to the USACRC copy of this report. The original of Exhibit 4 is retained in the files of the 332nd EMDOS, Air Force Theater Hospital, LSA Anaconda, Balad, Iraq. The original of Exhibits 6 and 8 thru 10 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

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

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
DIR AFIP AFME WASH, DC
AFIP DOVER OAFME
11th MP BN (CID)(OPERATIONS)
68th MP DET (CID), ARIFJAN, KUWAIT
31ST COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
CDR, 3D MP GROUP (CID)(OPERATIONS)
COMMANDER, 705TH MP BN, TIF, UMM QASR, IRAQ, APO AE 09375
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
DEPUTY COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
Forensic Science Officer
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
MNC-I- CJI CASUALTY OPS, ATTN: OIC
CAMP BUCCA CID OFFICE, 68th MP DET (CID), APO AE 09375
FILE

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

06 Oct 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0021-2008-CID579-53598 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 APR 2008, 2200 - 01 APR 2008, 2231; TENT 1, COMPOUND 19C, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 01 APR 2008, 2248

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. MANSUR, ZIYAD HAMID (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM REPORT.

The 31st CSH, Camp Bucca, IZ, reported the death of Detainee MANSUR.

Investigation disclosed Detainee MANSUR died of unknown causes and the manner of death was undetermined. This investigation and an autopsy was unable to determine why Detainee MANSUR died .

STATUTES:

None

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 11 Apr 08.
2. Photographic CD-ROM. (Victim)
3. CD containing the original images of Exhibit 2. (USACIDC only)
4. Medical examination reports of Detainee MANSUR.
5. AIR of SA [redacted] 2 Apr 08.
6. Photographic CD-ROM. (Death Scene)
7. CD containing the original images of Exhibit 6. (USACIDC only)
8. Death Scene Sketch, 2 Apr 08, prepared by SA [redacted]
9. AIR of SA [redacted] 9 Apr 08.
10. Photographic CD-ROM. (Autopsy of victim) (USACIDC only)
11. AIR of SA [redacted] 24 Sep 08.

12. Death Certificate pertaining to Detainee MANSUR.

13. Toxicology Report, 16 Apr 08, of Detainee MANSUR.

14. Autopsy Report, 26 Aug 08, pertaining to Detainee MANSUR.

NOT ATTACHED:

None

The original of Exhibits 1-3, and 5-11 are attached to the USACRC copy of this report. The original of Exhibit 4 is retained by 115th CSH, Camp Bucca, APO AE 09375. The original of Exhibits 12-14 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a Final (C) Report. Commanders Report of Disciplinary Action Taken is not required.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1- Dir, USACRC, Ft Belvoir, VA (Original)
1- DIR AFIP AFME WASH, DC
1- MNC-I- CJI CASUALTY OPS, ATTN: OIC
1- THRU 10th MP BN (CID)(OPERATIONS)
THRU CDR, 3D MP GROUP (CID)(OPERATIONS)
TO Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir,
1- CDR, TF-Bucca, Camp Bucca, APO AE 09375
1- FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

04 Aug 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0022-2008-CID579-53599 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 03 APR 2008, 1109 - 03 APR 2008, 1139; COMBAT SUPPORT HOSPITAL (CSH), AL KUT, APO, AE 09331

DATE/TIME REPORTED: 03 APR 2008, 1300

INVESTIGATED BY:
SA [redacted]
SA
SA
SA

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. KARIM, ALA SHNAYWIR (DECEASED); FRCIV; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; FC ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1296

On 3 Apr 08, SA [redacted] was notified by MAJ [redacted] 42nd Military Police (MP) Bridge, Camp Bucca, APO AE 09375, that Detainee KARIM died at the Combat Support Hospital (CSH), Al Kut, APO AE 09331.

Investigation determined Detainee KARIM was transported to the Theater Internment Facility (TIF) Hospital after he was found vomiting outside his tent in Compound 33B. After being evaluated at the TIF hospital, it was determined Detainee KARIM was suffering from a brain aneurism. Detainee KARIM was evacuated to Balad, but his condition worsened en route and the flight was diverted to Al Kut. Detainee KARIM was pronounced deceased at 1239, 3 Apr 08, by LTC [redacted] 948th Forward Surgical Team, Al Kut.

An autopsy by the Armed Forces Medical Examiner's Office determined the cause of death to be hemorrhage of the right cerebellum and the manner of death to be natural causes. The results of this investigation are consistent with that opinion.

STATUTES:

None.

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 7 Apr 08.
2. Trauma Record of Detainee KARIM, 3 Apr 08.
3. AIR of SA [redacted] 9 Apr 08.
4. Autopsy Photographs of Detainee KARIM. (USACRC, USACIDC, and file copies only)
5. AIR of SA [redacted] 26 Jul 08.
6. Final Autopsy Report of Detainee KARIM, 15 Jul 08.

7. Report of Toxicological Examination of Detainee KARIM, 24 Apr 08.

8. Certificate of Death of Detainee KARIM, 9 Apr 08.

Not Attached:

None.

The originals of Exhibits 1, 3 and 5 are attached to the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the 948th Forward Surgical Team, Camp Delta, APO AE 09331. The originals of Exhibits 6 thru 8 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

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

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, 3D MP GROUP (CID)(OPERATIONS)
11th MP BN (CID)(OPERATIONS)
CDR, TF-Bucca, Camp Bucca, APO AE 09375
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
MNC-I- CJI CASUALTY OPS, ATTN: OIC
115TH COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
DIR AFIP AFME WASH, DC
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
CAMP BUCCA CID OFFICE, 68th MP DET (CID), APO AE 09375
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

04 Sep 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0034-2008-CID579-53603 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 23 MAY 2008, 0350 - 23 MAY 2008, 0420; 31ST COMBAT SUPPORT HOSPITAL, THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, AE 09375

DATE/TIME REPORTED: 23 MAY 2008, 0515

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. ABD, FU'AD ALI (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] THEATER INTERNMENT FACILITY (TIF), CAMP BUCCA, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; FC ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

"This is an Operation Iraqi Freedom Investigation"

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1300

About 0515, 23 May 08, SA [redacted] was notified by SPC [redacted], 31ST Combat Support Hospital (CSH), Theater Internment Facility (TIF), Camp Bucca, APO AE 09375, that Detainee ABD died at the TIF Hospital after being admitted on 22 May 08.

Investigation Determined between 0430 and 0500, 22 May 08, Detainee ABD was admitted to the TIF Hospital suffering from a severe headache. Hospital personnel conducted a CAT-Scan and determined Detainee ABD was bleeding in his brain and the condition was inoperable. Detainee ABD died at approximately 0420, 22 May 08, and was pronounced dead by (CPT) Dr. [redacted], 31ST CSH, TIF, Camp Bucca, APO AE 09375. During a review of the body no signs of foul play or unexplained trauma were noted.

An autopsy by the Armed Forces Medical Examiner's Office determined the cause of death to be Spontaneous Intracranial Hemorrhage due to Atherosclerotic Cardiovascular Disease and the manner of death to be natural causes. The results of this investigation are consistent with that opinion.

STATUTES:

None.

EXHIBITS/SUBSTANTIATION:

EXHIBITS:

Attached:

1. Agents Investigation Report (AIR) of SA [redacted] 23 May 08.

2. Photographic Packet. (Victim) (USACRC, USACIDC and file copies only)

3. Compact Disc (CD) containing original images associated with Exhibit 2. (USACRC, USACIDC and file copies only)

4. AIR of SA [redacted] 21 Jun 08.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1301

5. Medical Records of Detainee ABD.

6. AIR of SA [redacted], 31 May 08.

7. Autopsy Photographs of Detainee ABD. (USACRC, USACIDC and file copies only)

8. AIR of SA [redacted] 3 Sep 08.

9. Final Autopsy Report, 27 Aug 08.

10. Report of Toxicological Examination, 9 June 08.

11. Certificate of Death, 31 May 08.

Not Attached:

None

The original of Exhibits 1 through 4, 6 and 8 are attached to the USACRC copy of this report. The original of Exhibit 5 is retained in the files of the 115th Combat Support Hospital, Camp Bucca, APO AE 09375. The original of Exhibits 7 and 9 through 11 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a final report. Commanders Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID reports of investigation may be subject to a Quality Assurance review by CID higher headquarters.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1302

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
115TH COMBAT SUPPORT HOSPITAL (CSH), CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
11th MP BN (CID)(OPERATIONS)
CDR, 3D MP GROUP (CID)(OPERATIONS)
COMMANDER, 400TH MP BN (Vigilance TIF), UMM QASR, IRAQ, APO AE 09375
68th MP DET (CID), ARIFJAN, KUWAIT
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
COMMANDER, MNF-I, TASK FORCE 134
CDR, TF-Bucca, Camp Bucca, APO AE 09375
MNC-I- CJI CASUALTY OPS, ATTN: OIC
CAMP BUCCA CID OFFICE, 68th MP DET (CID), APO AE 09375
STAFF JUDGE ADVOCATE, CAMP BUCCA, UMM QASR, IRAQ, APO AE 09375
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

22 Nov 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0042-2008-CID579-53606 - 5H1D / 5X1 / 9G2F

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 27 JUN 2008, 0400 - 27 JUN 2008, 1740; TENT 11B, COMPOUND 24, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 27 JUN 2008, 1925

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; AKA: ABU KARAISH, ; [MURDER], [CONSPIRACY]

2 [redacted], IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1304

3. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

4. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

5. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

[redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

[redacted] RAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

[redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

[redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1305

10 [redacted], FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

11 [redacted] IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMO BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

1 [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

[redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] COMPOUND 24B, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [MURDER], [CONSPIRACY]

VICTIM:

1. KAZIM, HUSAYN UWAYYID HUSAYN (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted], THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; FC ; [MURDER], [CONSPIRACY]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

The CSH, Theater Internment Facility (TIF) reported that Detainee KAZIM died after being found with multiple injuries.

Investigation determined Detainee [redacted]

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1306

actively conspired to murder Detainee KAZIM and then inflicted numerous blunt force injuries and strangled him resulting in his death

An autopsy examination determined the cause of death was strangulation with complications from multiple blunt force injuries and the manner of death was homicide. Results of this investigation are consistent with this opinion.

STATUTES:

PARAGRAPH 55, IRAQI PENAL CODE: PARTIES TO A CRIME (CONSPIRACY)
PARAGRAPH 406, IRAQI PENAL CODE: MURDER

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 7 Jul 08.

2. Photographic Packet. (Victim)

3. CD containing all original photographic images associated with Exhibit 2. (USACIDC only)

4. Medical Records of Detainee KAZIM.

5. MP Investigator's Packet.

6. Statement of PFC [redacted] 28 Jun 08.

7. Statement of SGT [redacted] 28 Jun 08.

8. Statement of SPC [redacted] 28 Jun 08.

9. Statement of Detainee [redacted] 29 Jun 08. (USACIDC only)

10. English translation of Detainee [redacted] 29 Jun 08 statement, translated by [redacted]

11. Death Certificate pertaining to Detainee KAZIM.

12. Statement of SGT [redacted] 2 Jul 08.

13. Canvass Interview Worksheet, 2 Jul 08.

14. Statement of SGT [redacted] 2 Jul 08.

15. Statement of SPC [redacted] 2 Jul 08.

16. Statement of SGT [redacted] 7 Jul 08.

17. Crime Scene AIR of SA [redacted] 26 Jun 08.

18. Photographic Packet. (Crime Scene)

19. CD containing original images of Exhibits 18. (USACIDC only)

20. Crime Scene Sketches prepared by SA [redacted] 27 Jun 08.

21. AIR of SA [redacted] 26 Jul 08.

22. Statement of Detainee [redacted], 15 Jul 08. (USACIDC only)

23. English translation of Detainee [redacted] 5 Jul 08 statement, translated by [redacted]

24. Statement of Detainee [redacted] 18 Jul 08. (USACIDC only)

25. English translation of Detainee [redacted] 18 Jul 08 statement, translated by [redacted]

26. Statement of Detainee [redacted] 8 Jul 08. (USACIDC only)

27. English translation of Detainee [redacted] 8 Jul 08 statement, translated by [redacted]

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1308

[redacted]

28. Statement of Detainee [redacted]L, 19 Jul 08. (USACIDC only)

29. English translation of Detainee [redacted] 19 Jul 08 statement, translated by [redacted]

30. Sketch prepared by Detainee [redacted] 19 Jul 08. (USACIDC only)

31. English translation of Detainee [redacted] 19 Jul 08 sketch, translated by [redacted]

32. Statement of Detainee [redacted] 21 Jul 08. (USACIDC only)

33. English translation of Detainee [redacted] 21 Jul 08 statement, translated by [redacted]

34. Statement of Detainee [redacted] 21 Jul 08. (USACIDC only)

35. English translation of Detainee [redacted] 1 Jul 08 statement, translated by [redacted]

36. Sketch prepared by Detainee [redacted] 21 Jul 08. (USACIDC only)

37. English translation of Detainee [redacted] 21 Jul 08 sketch, translated by [redacted]

38. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

39. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

40. Detainee Notification of Rights of Detainee [redacted], 26 Jul 08.

41. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

42. Detainee Notification of Rights of Detaine [redacted] 26 Jul 08.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1309

43. Detainee Notification of Rights of Detainee [redacted], 26 Jul 08.

44. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

45. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

46. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

47. Detainee Notification of Rights of Detainee [redacted] 6 Jul 08.

48. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

49. Detainee Notification of Rights of Detainee [redacted], 26 Jul 08.

50. Detainee Notification of Rights of Detainee [redacted] 26 Jul 08.

51. AIR of SA [redacted] 6 Aug 08.

52. AIR of SA [redacted] 7 Jul 08.

53. Photograph CD. (Autopsy) (USACIDC only)

54. USACIL Examination Request, 8 Aug 08. (USACIDC only)

55. Photographic CD. (Detainee Face Book) (USACIDC only)

56. Autopsy Report, 25 Aug 08, pertaining to Detainee KAZIM.

57. Death Certificate pertaining to Detainee KAZIM.

58. Toxicology Report, 11 Jul 08, pertaining to Detainee KAZIM.

59. Death Scene AIR of SA [redacted] 15 Oct 08.

60. Photographic Packet. (Death Scene) (USACIDC only)

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1310

61. Death Scene Sketch prepared by SA [redacted] 5 Oct 08.

62. Evidence/Property Custody Documents, Vouchers (VO) 95 and 101 through 113-08. (USACIDC only)

NOT ATTACHED:

None.

The original of Exhibits 1, 2, 4-10, 12-53, 55, and 59-61, are forwarded with the USACRC copy of this report. The originals of Exhibits 3 and 11 are retained in the files of the CSH, TIF, Camp Bucca. The original of Exhibit 62 is retained in the files of the Evidence Depository, Camp Arifjan, Kuwait. The original of Exhibit 54 is retained in the files of the USACIL, Forest Park, GA. The original of Exhibits 56-58 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Rockville, MD.

STATUS: This is a Final C Report. Commanders Report of Disciplinary or Administrative Action is not required. Commanders Report of Disciplinary Action Taken is forwarded to SJA, CCC-I.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID Higher Headquarters.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1311

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1- USACRC (original)
1- CCCI Liaison Officer, TF 134, MNF-I, ATTN: CPT [redacted]
1- THRU 10th MP BN (CID)(OPERATIONS)
TO CDR, 3D MP GROUP (CID)(OPERATIONS)
1- CDR, TF-Bucca, Camp Bucca, APO AE 09375
1- FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

02 Feb 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0052-2008-CID579-53608 - 5H8

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 SEP 2008, 1130 - 01 SEP 2008, 1230; TENT E-16, COMPOUND 6, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 02 SEP 2008, 1900

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [ACCIDENTAL DEATH] (NFI)

VICTIM:
1. ALI, MUHAMMAD NAJIB ABU-WAFA (DECEASED); EGYPT; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted], COMPOUND 6, THEATER INTERNMENT FACILITY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [ACCIDENTAL DEATH]

INVESTIGATIVE SUMMARY:

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1313

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

Investigation disclosed Detainee ALI fell as he exited his assigned tent, struck his head on the concrete, which caused his death. It was determined the cause of death was blunt force trauma and the manner was accidental.

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] Sep 08.
2. Medical Records pertaining to Detainee ALI.
3. MPI Investigator's Packet, 2 Sep 08.
4. Statement of Detainee [redacted] 3 Sep 08. (USACIDC only)
5. English translation of Detainee [redacted] 24 Sep 08, translated by [redacted]
6. Crime Scene AIR of SA [redacted] Sep 08.
7. Crime Scene Sketch prepared by SA [redacted] Sep 08.
8. Photograph CD-Rom. (Crime Scene)
9. CD containing the originals of Exhibit 7. (USACRC only)
10. AIR of SA [redacted] 22 Jan 09.
11. AIR of SA [redacted] Sep 08.
12. Medical Records pertaining to Detainee ALI.
13. Photo Packet containing 17 photographs. (Victim)(USACIDC only)

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1314

14. Photographic CD-Rom. (Victim)(USACIDC only)

15. CD containing the original photos of Exhibits 13 and 14. (Victim)(USACIDC only)

16. Statement of PFC [redacted] 17 Sep 08.

17. Statement of SPC [redacted] 17 Sep 08.

18. AIR of SA [redacted] 5 Sep 08.

19. Photographic CD-Rom. (Autopsy)(USACIDC only)

20. AIR of SA [redacted] Oct 08.

21. Autopsy Report, 19 Nov 09, pertaining to Detainee ALI.

22. Toxicolgy Report pertaining to Detainee ALI.

NOT ATTACHED:

None

The originals of Exhibits 1, 3-11 and 13-20 are attached to the USACRC copy of this report. The original of Exhibit 2 is retained by 115th CSH. The original of Exhibit 12 is retained by 332nd Expeditionary Medical Group, Theater Hospital, Joint Base Balad, IZ. The originals of Exhibits 21 and 22 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD.

STATUS: This is a Final Report.

CID Reports of Investigation may be subject to Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1315

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1 - Dir, USACRC, Ft Belvoir, VA (originals)
1 - AFIP DOVER OAFME
1 - 10th MP BN (CID)(ABN)
1 - CDR, 3D MP GROUP (CID)(OPERATIONS)
1 - CDR, USACIDC, ATTN: CIOP-ZA
1 - CDR, TF-Bucca
1 - DIR, AFIP
1 - FILE

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1316

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

26 Nov 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0060-2008-CID579-53612 - 5H9A / 9G2

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 20 SEP 2008, 0905 - 20 SEP 2008, 0954; MULTI NATIONAL FORCES REVIEW COMMITTEE COMPOUND, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 20 SEP 2008, 1030

INVESTIGATED BY:
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HUSAYN, HUSAYN KAZIM (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

The 115th CSH, Theater Internment Facility (TIF), Camp Bucca, IZ, reported the death of

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1317

Detainee HUSAYN.

Investigation determined Detainee HUSAYN was attending a release board when he began seize, collapsed to the floor and died. The cause of death was unknown and the manner was determined to be natural.

EXHIBITS

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 20 Sep 08.

2. Photographic Packet. (Victim)

3. CD containing all original photographic images associated with Exhibit 2. (USACIDC only)

4. Statement of [redacted] 20 Sep 08.

5. Death Scene AIR of SA [redacted] 20 Sep 08.

6. Photographic Packet. (Death Scene)

7. CD containing all original photographic images associated with Exhibit 3. (USACIDC only)

8. Death Scene Sketch prepared by SA [redacted] 20 Sep 08.

9. Statement of AD2 [redacted] 0 Sep 08.

10. Statement of HM3 [redacted] 0 Sep 08.

11. AIR of SA [redacted], 24 Sep 08.

12. Statement of Detainee [redacted] 23 Sep 08. (USACIDC only)

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1318

13. English language translation of Detainee [redacted] 23 Sep 08 statement, translated by [redacted]

14. Medical records of Detainee HUSAYN.

15. AIR of SA [redacted] 23 Nov 08.

16. Statement of MAJ [redacted] 6 Oct 08.

17. AIR of SA [redacted] 27 Sep 08.

18. Photographic CD-ROM. (Autopsy) (USACIDC only)

19. Death Certificate of Detainee HUSAYN.

20. Autopsy Report, 5 Nov 08, pertaining to Detainee HUSAYN.

21. Toxicology Report, 9 Oct 08, of Detainee HUSAYN.

22. Evidence/Property Custody Document, Voucher (VO) 0042-08.

NOT ATTACHED:

None

The original of Exhibit 1-13 and 15-18 are attached to the USACRC copy of this report. The original of Exhibit 14 is retained in the 115th CSH, TIF, Camp Bucca. The original of Exhibits 19-21 are retained in the files of AFIP, Rockville MD. The original of Exhibit 22 is retained in the Evidence Room, Camp Arifjan CID Office, KU.

STATUS: This is Final Report.

CID Reports of Investigation may be subject to a Quality Assurance review by CID higher headquarters.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1319

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1- USACRC (Original)
1- THRU 10th MP BN (CID)(OPERATIONS)
TO CDR, 3D MP GROUP (CID)(OPERATIONS)
1 - AFIP DOVER OAFME
1 - DIR, AFIP
1 - COMMANDER, FOB BUCCA
1 - CDR, TF-Bucca
1 - FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1320

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

30 Jun 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0004-2008-CID789-53196 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 09 FEB 2008, 1845 - 09 FEB 2008, 1845; 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD, IRAQ APO AE 09342

DATE/TIME REPORTED: 09 FEB 2008, 1848

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. ANAD AL-JANABI, RASUL SAID (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER (ISN) [redacted] CAMP REMEBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1321

This office was notified by the 31st Combat Support Hospital (CSH), Camp Cropper, Iraq APO AE 09342 (CCIZ), of the death of Mr ANAD while in the Intensive Care Unit (ICU), 31st CSH, CCIZ.

Investigation determined Mr ANAD was admitted to the 31st CSH on 6 Feb 08 for complications associated with pneumonia and congestive heart failure. On 9 Feb 08, Mr ANAD went into a state of cardiac arrest, which he did not recover and was subsequently pronounced dead. An autopsy conducted by the Office of the Armed Forces Medical Examiner (OAFME) revealed the cause of death was complications of idiopathic dilated cardiomyopathy and the manner of death was natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Mar 08.
2. Medical Records of Mr ANAD.
3. AIR of SA [redacted] 9 Feb 08.
4. Death Scene Sketch, 9 Feb 08.
5. Photographic Packet (Death Scene).
6. CD containing original images associated with Exhibit 5 (USACRC and file copies only).
7. AIR of SA [redacted] 14 Feb 08.
8. Photographic Packet (Autopsy).

9. CD containing original images associated with Exhibit 8 (USACRC and file copies only).

10. AIR of SA [redacted] 4 Jun 08.

11. Final Autopsy Examination Report, OAFME, number ME08-0126, 2 Jun 08.

12. DD Form 2064, Certificate of Death (Overseas), 16 Jun 08.

The originals of Exhibits 1 and 3 - 10 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the 115th Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibit 11 and 12 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

NOT ATACHED:

None.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20852
FOB Commander, 1-161 Field Artillery, ATTN: LTC [redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Commander, 744th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Office of the Staff Judge Advocate, 300th Military Police Brigade, ATTN: MAJ [redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

13 Jun 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/REFERRED/SSI - 0005-2008-CID789-53197 - 5H1D

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 17 FEB 2008, 1043 - 17 FEB 2008, 1043; BED 9, INTENSIVE CARE UNIT, 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD, IRAQ

DATE/TIME REPORTED: 17 FEB 2008, 1045

INVESTIGATED BY:
SA [redacted]
SA
SA

SUBJECT:
1. UNKNOWN, ; [MURDER] (NFI)

VICTIM:
1. IBRAHIM, SADIR AHMED (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [MURDER]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1325

This office was notified by SSG [redacted] Patient Administration Division, 31st Combat Support Hospital (CSH), Camp Cropper, IZ APO AE 09342 (CCIZ), of the death of Mr IBRAHIM while treated in the Intensive Care Unit (ICU), 31st CSH, CCIZ.

Investigation determined Mr IBRAHIM was admitted to the 31st CSH on 10 Feb 08 unresponsive, hypothermic and in a state of cardiac arrest. Multiple blunt force injuries were noted to Mr IBRHIM during his initial medical screening. The injuries were explained as suffered from an altercation with the Sons of Iraq while emplacing an Improvised Explosive Device, prior to his capture by Coalition Forces. Mr IBRAHIM was treated until 17 Feb 08, when he went into a state of cardiac arrest. Mr IBRAHIM did not recover from cardiac arrest despite lifesaving measures. Mr IBRAHIM was pronounced dead at 1043, 17 Feb 08. An autopsy conducted by the Office of the Armed Forces Medical Examiner (OAFME) revealed the cause of death was complications of blunt force injuries and the cause of death was homicide. The results of this investigation were consistent with their findings.

On 10 Jun 08, this investigation was referred to the the Law and Order Task Force, FOB Shield, Baghdad, Iraq.

STATUTES:

Paragraph 405, Iraqi Penal Code: Murder

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Mar 08.
2. Personal Data Report and Enemy Prisoner of War Screening Report, 17 Feb 08.
3. Medical Records.
4. AIR of SA [redacted] 9 Feb 08.
5. Human Remains Sketch, 17 Feb 08.

b(6), b(7)(C)

6. Photographic Packet (Examination of Remains).

7. CD containing original images associated with Exhibit 5. (USACRC and file copies only).

8. AIR of SA [redacted] 20 Feb 08.

9. Photographic Packet (Autopsy).

10. CD containing original images associated with Exhibit 8. (USACRC and file copies only).

11. AIR of SA [redacted] 5 May 08.

12. Autopsy Report of OAFME, number ME08-0136.

13. DD Form 2064, Certificate of Death (Overseas), 29 Apr 08.

14. AIR of SA [redacted] 10 Jun 08.

The originals of Exhibits 1, 4 - 11 and 14 are forwarded to the Law and Order Task Force, FOB Shield, Baghdad, Iraq. The original of Exhibit 2 is retained in the files of TF134, Camp Victory, Baghdad, Iraq APO AE 09342. The original of Exhibit 3 is retained in the files of TF31, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibit 12 and 13 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

Not Attached:

None.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

b(6), b(7)(C)

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, A
FOB Commander, 1-161 Field Artillery, ATTN: LTC [redacted] Camp Cropper, Baghdad, Iraq APO AE 09
Special Agent in Charge, Camp Cropper CID Office
Law and Order Task Force, FOB Shield, Baghdad, Iraq (Original)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

22 May 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0010-2008-CID789-53199 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 29 MAR 2008, 1348 - 29 MAR 2008, 1348; BED 4, INTENSIVE CARE UNIT, 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD, IRAQ

DATE/TIME REPORTED: 29 MAR 2008, 1555

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MUHAMMED AL-ITHAWI, TAHA DAHER (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

This office was notified by SGT [redacted] Patient Administration Division, 31st

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1329

Combat Support Hospital (CSH), Camp Cropper, IZ APO AE 09342 (CCIZ), of the death of Mr MUHAMMED Al-Ithawi while treated in the Intensive Care Unit (ICU), 31st CSH, CCIZ.

Investigation determined Mr. MUHAMMED was admitted to the 31st CSH on 16 Mar 08 for numerous physical ailments to include an acute myocardial infarction, untreated diabetes and acute renal failure. Mr. MUHAMMED's physical condition deteriorated until his death on 29 Mar 08. An autopsy conducted by the Office of the Armed Forces Medical Examiner (OAFME) revealed Mr. MUHAMMED's cause of death was hypertensive atherosclerotic cardiovascular disease and the manner of death was reported as natural. The results of this investigation were consistent with their findings.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 12 Apr 08.
2. Medical Records of Mr. MUHAMMED.
3. AIR of SA [redacted] 29 Mar 08.
4. Human Remains Sketch prepared by SA [redacted] 29 Mar 08.
5. Photographic Packet (Remains Examination).
6. CD containing original images associated with Exhibit 5 (USACRC and file copies only).
7. AIR of SA [redacted] 9 Apr 08.
8. Photographic Packet (Autopsy).
9. CD containing original images associated with Exhibit 8 (USACRC and file copies only).

10. AIR of SA [redacted], 8 May 08.

11. Autopsy Report of OAFME pertaining to Mr. MUHAMMED, number ME08-0244.

12. DD Form 2064, Certificate of Death (Overseas), 1 Apr 08.

The originals of Exhibits 1, and 3 - 10 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of TF31, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibits 11 and 12 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

Not Attached:

None.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (Original)
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850
Commander, 31st Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FOB Commander, 1-161 Field Artillery, ATTN: LTC [redacted], Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Commander, 744th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

27 Jun 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0012-2008-CID789-53201 - 5P2A2

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 04 APR 2008, 1008 - 04 APR 2008, 1100; SPECIAL HOUSING UNIT 32, CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IRAQ

DATE/TIME REPORTED: 04 APR 2008, 1026

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [SUICIDE] (NFI)

VICTIM:
1. RAZZAQ ABL AL, LUAY MUSTAFA (DECEASED); FRCIV; SYRIA; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] CAMP REMEMBRANCE II, THEATER INTERNMENT FACILITY, CAMP CROPPER, BAGHDAD, IZ; XZ ; [SUICIDE]

INVESTIGATIVE SUMMARY:

This investigation was initiated upon notification from Investigator [redacted]

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1333

Military Police Investigations, 535th MP BN, Camp Remembrance II (CRII), Theater Internment Facility (TIF), Camp Cropper, Baghdad, Iraq APO AE 09342 (CCIZ), who reported the death of a detainee.

Investigation determined Mr RAZZAQ utilized his issued pants as a ligature device, placed the pants around his neck and secured them to an air conditioning vent. Mr RAZZAQ suspended himself by the neck with his pants, which subsequently caused his death. Mr RAZZAQ had a documented history of mental illness and was placed on watch by US Security Forces, which consisted of checks four times every hour. The SHU cell was a single room with no other detainees present and Mr RAZZAQ completed the act within a seven minute timeframe. No signs of foul play were discovered. An autopsy conducted by the Office of the Armed Forces Medical Examiner (OAFME) reported the cause of death was hanging and the manner of death was suicide. This investigation concurred with the findings of the OAFME.

STATUTES:

N/A

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 21 Apr 08.

2. Photographic Packet (MPI).

3. CD containing all images associated with Exhibit 2 (USACRC and file copies only).

4. REM II Form 509, 31 Mar 08.

5. Memorandum for Disciplinary Segregation, 31 Mar 08.

6. Detainee Management System History, 4 Apr 08.

7. Personal Data Report and Enemy Prisoner of War Screening Report of ISN [redacted] 4 Apr 08.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1334

8. Report of and/or Recommendation of Disciplinary Action, 31 Mar 08.

9. Statement of CPL [redacted] 4 Apr 08.

10. DA Form 4137, Evidence/Property Custody Document (EPCD), Document Number (DN) 0358 08, 4 Apr 08.

11. Statement of SPC [redacted] Apr 08.

12. Statement of SPC [redacted] Apr 08.

13. Sworn Statement of SSG [redacted] Apr 08.

14. DVD containing video recording of SHU 32, CRII, TIF, CCIZ, 4 Apr 08.

15. Statement of SGT [redacted] 14 Apr 08.

16. DA Form 3894, Hospital Report of Death, 4 Apr 08.

17. DA Form 2669-R, Certificate of Death, 4 Apr 08.

18. Medical Records of [redacted]

19. AIR of SA [redacted] Apr 08.

20. Death Scene Sketch, 4 Apr 08.

21. Death Scene Sketch, 4 Apr 08.

22. Photographic Packet (Death Scene Examination).

23. CD containing all images associated with Exhibit 22 (USACRC and file copies only).

24. AIR of SA [redacted] Apr 08.

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1335

25. Human Remains Sketch, 4 Apr 08.

26. Photographic Packet (Examination of Remains).

27. CD containing all images associated with Exhibit 26 (USACRC and file copies only).

28. EPCD, DN 0357 08, 4 Apr 08.

29. EPCD, DN 0359 08, 4 Apr 08.

30. AIR of SA [redacted] 9 Apr 08.

31. Photographic Packet (Autopsy).

32. CD containing all images associated with Exhibit 30 (USACRC and file copies only).

33. AIR of SA [redacted] 11 Jun 08.

34. Final Autopsy Report, number ME08-0261, 2 May 08.

35. DD Form 2064, Certificate of Death, 7 May 08.

NOT ATTACHED:

None.

The originals of Exhibits 1-4, 9, 11-13, 15, 19-27 and 30-33 are forwarded with the USACRC copy of this report. The originals of Exhibits 5-8 and 14 are retained in the files of TF134, Detainee Operations, Camp Victory, Baghdad, Iraq APO AE 09342. The originals of Exhibits 10, 28 and 29 are retained in the files of the Consolidated Evidence Room, 11th MP BN (CID), Camp Victory, Baghdad, Iraq APO AE 09342. The originals of Exhibits 16-18 are retained in the files of the 115th Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibits 34 and 35 are retained in the files of the Office of the Armed Forces Medical Examiner, Armed Forces Institute of Pathology 1413 Research Boulevard, Building 102, Rockville, MD 20850.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher Headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (Original)
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850
Commander, 744th MP BN, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Office of the Staff Judge Advocate, 300th Military Police Brigade, ATTN: MAJ [redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FOB Commander, 1-161 Field Artillery, ATTN: LTC [redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
20th/1149th Military Police Detachment (CID), 11th Military Police Battalion
(CID), Camp Cropper, Baghdad, Iraq APO AE 09342

22 May 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0014-2008-CID789-53202 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 16 APR 2008, 2315 - 16 APR 2008, 2315; INTENSIVE CARE UNIT, 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD, IRAQ

DATE/TIME REPORTED: 17 APR 2008, 1240

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. AWAD, JASSAM ALJUBURI (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; GOVERNMENT OF IRAQ DETAINEE, 31ST COMBAT SUPPORT HOSPITAL, CAMP CROPPER, BAGHDAD, IZ; XZ ; [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

b(2), b(6), b(7)(C)

This office was notified by SFC [redacted]ttle NCO, Area Defense Operations, Headquarters and Headquarters Battery, 1-161 Field Artillery, Camp Cropper, Baghdad, Iraq APO AE 09342 (CCIZ) of the death of a Government of Iraq (GoI) detainee identified as Mr AWAD.

Investigation determined Mr AWAD was treated for numerous ailments since his capture, to include hypertension, anxiety, depression, paroxysmal atrial fibrillation, osteoarthritis, tuberculosis, congestive heart failure, acute renal failure, and metastatic carcinoma. Mr AWAD's health drastically diminished and on 10 Feb 08, he was admitted to the 31st CSH. Mr AWAD was compassionately released to the GoI on 12 Apr 08, due to his deteriorating health. Mr AWAD's condition worsened and on 16 Apr 08, Mr AWAD went into a state of cardiac arrest, which he did not recover. Mr AWAD was pronounced dead at 2345, 16 Apr 08.

Due to GoI policy, the remains of Mr AWAD did not undergo an autopsy and were released to his next of kin. The totality of this investigation, including the evaluation of the witness interviews, death scene examination, examination of the remains and Mr AWAD's previous medical history reveled no signs of foul play, however, as no autopsy was conducted, the manner of death was listed as undetermined.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 17 Apr 08.

2. Personal Data Report and Enemy Prisoner of War Screening Report, 17 Apr 08, of Mr AWAD.

3. AIR of SA [redacted] 17 Apr 08.

4. Human Remains Sketch prepared by SA [redacted] 17 Apr 08.

5. Photographic Packet (Examination of Remains).

6. CD containing original images associated with Exhibit 5 (USACRC and file copies only).

7. AIR of SA [redacted] 6 May 08.

8. Medical Records of Mr AWAD.

The originals of Exhibits 1 and 3 - 7 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of TF134, Camp Victory, Baghdad, Iraq APO AE 09342. The original of Exhibit 8 is retained in the files of TF31, Camp Cropper, Baghdad, Iraq APO AE 09342.

Not Attached:

None.

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

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (Original)
Commander, 20th/1149th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 11th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Chief, DSCOPS, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850
FOB Commander, 1-161 Field Artillery, ATTN: LTC[redacted] Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
Commander, 31st Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342 (Email only)
FILE

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

ACLU DETAINEE DEATH 2 CID 1342

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martia
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1343

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

ACLU DETAINEE DEATH 2 CID 1344

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1345

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 1346

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address: [redacted]us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

ACLU DETAINEE DEATH 2 CID 1350

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1351

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

//

ACLU DETAINEE DEATH 2 CID 1352

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]CW3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address [redacted]@us.army.mil	

b(6), b(7)(C)

12

ACLU DETAINEE DEATH 2 CID 1353

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1355

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Crimina), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

ACLU DETAINEE DEATH 2 CID 1357

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

ACLU DETAINEE DEATH 2 CID 1358

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address [redacted] us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office; Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

ACLU DETAINEE DEATH 2 CID 1361

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address: [redacted]us.army.mil	

b(6), b(7)(C)

24

ACLU DETAINEE DEATH 2 CID 1365

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Criminal Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

b(6), b(7)(C)

25

ACLU DETAINEE DEATH 2 CID 1366

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description		
	Military Occupational Specialty Reclassification		
	Debarment	Duration:	☐ Days ☐ Months ☐ Years
	Job Termination		
	Job Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Leave Without Pay	Duration:	☐ Days ☐ Months ☐ Years
	Loss of Warrant		
	Voluntary Disclosure		
	Restitution (to US Government)	Amount :	
	Restitution (to third party Non-US Government)	Amount :	
	Civil-Civil Action Initiation		
	Other (return to states, etc.)		
	Contract Suspension	Duration:	☐ Days ☐ Months ☐ Years
	Contract Termination		
	Cost Adjustment	Amount :	
	Bid Rejection		
	Recoupment	Amount :	
	Denial of Continuation		
	Other Contract Action		

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction		
	Fine	Amount :	
	Forfeiture	Amount :	Duration: ☐ Days ☐ Months
	Extra Duty	Days:	
	Restriction	Days:	
	Correctional Custody	Days:	
	Confinement	Duration:	☐ Days ☐ Months ☐ Years ☐ Life
	Bad Conduct Discharge	Effective Date:	
	Dishonorable Discharge	Effective Date:	
	Reduction in Grade	From:	
		To:	
	Probation	Duration:	☐ Days ☐ Months ☐ Years
	Special Assignment	Duration:	☐ Days ☐ Months ☐ Years
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days ☐ Months ☐ Years ☐ Life
	Death		
	Civil Recovery	Amount :	
	Civil Award	Amount :	

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information	
Fine	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	Suspended Portion Time:
	Suspension Conditions:	
Extra Duty	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Restriction	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Correctional Custody	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Confinement	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Reduction in Grade	Date Suspended:	Suspension Duration:
	Suspension Conditions:	
Probation	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Special Assignment	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Total Forfeiture	Date Suspended:	Suspension Duration:
	Suspended Portion Time:	
	Suspension Conditions:	
Civil Recovery	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	
Civil Award	Date Suspended:	Suspension Duration:
	Suspended Portion US$:	
	Suspension Conditions:	

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]CW3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address [redacted]@us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martia
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Crimina), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

33

ACLU DETAINEE DEATH 2 CID 1374

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]CW3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address: [redacted]us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From: To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 1382

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] W3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address: [redacted] us.army.mil	

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Court of Iraq
Referred By:	SAC, CID Office: Camp Cropper CID Office [redacted]

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding	
6					
7					
8					
9					
10					

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description	
	Withholding of Privileges	
	Adverse Performance Evaluation (OER/NCOER/Academic Report)	
	Relief for Cause (OER/NCOER)	
	Mandatory Reassignment	
	Transfer (such as rehabilitative)	
	Adverse Record Entry - Flag	
	Denial of Reenlistment or Continued Service	
	Withholding of Promotion	
	Delay of Promotion	
	Promotion Revocation	
	Clearance Revocation	
	Control Roster (downgrade of clearance, PRP reclassification)	
	Resignation	
	Retirement	
	Retirement at Lower Grade From: To:	
	Transfer to Inactive Reserve	

ACLU DETAINEE DEATH 2 CID 1386

6. Administrative Actions (continued)

Date Imposed	Description					
	Military Occupational Specialty Reclassification					
	Debarment	Duration:	☐ Days	☐ Months	☐ Years	
	Job Termination					
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years	
	Loss of Warrant					
	Voluntary Disclosure					
	Restitution (to US Government)	Amount :				
	Restitution (to third party Non-US Government)	Amount :				
	Civil-Civil Action Initiation					
	Other (return to states, etc.)					
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years	
	Contract Termination					
	Cost Adjustment	Amount :				
	Bid Rejection					
	Recoupment	Amount :				
	Denial of Continuation					
	Other Contract Action					

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction						
	Fine	Amount :					
	Forfeiture	Amount :		Duration:	☐ Days	☐ Months	
	Extra Duty	Days:					
	Restriction	Days:					
	Correctional Custody	Days:					
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life	
	Bad Conduct Discharge	Effective Date:					
	Dishonorable Discharge	Effective Date:					
	Reduction in Grade	From:					
		To:					
	Probation	Duration:	☐ Days	☐ Months	☐ Years		
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years		
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life	
	Death						
	Civil Recovery	Amount :					
	Civil Award	Amount :					

ACLU DETAINEE DEATH 2 CID 1387

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

ACLU DETAINEE DEATH 2 CID 1388

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted] CW3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address [redacted] army.mil	

b(6), b(7)(C)

48

ACLU DETAINEE DEATH 2 CID 1389

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
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. Control Information

Thru:	
To:	Liason Central Court of Iraq
Referred By:	[redacted] Camp Cropper CID Office

USACRC Number:	0016-2008-CID789-53203-5H1P
MP Report Number:	N/A
Sub-Installation:	AE09342DC
Referral Date:	6/15/2009
Suspense Date:	7/30/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name:	[redacted]
First Name:	[redacted]
Middle Name:	[redacted]
Cadency:	

Grade:	Foreign Civilian (FRCIV)
SSN:	
Date of Birth:	[redacted]

3. Referral Information

Commander Decision Date: 6/15/2009

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
1	Murder [5H1P]	Foreign	5/22/2008	Yes ☐ No ☑	Yes ☐ No ☑	Declined Without Explanation
2				Yes ☐ No ☐	Yes ☐ No ☐	
3				Yes ☐ No ☐	Yes ☐ No ☐	
4				Yes ☐ No ☐	Yes ☐ No ☐	
5				Yes ☐ No ☐	Yes ☐ No ☐	

3. Referral Information (continued)

No.	Offense	Basis	Date	Sexual Harassment	Action Taken	Reason
6				Yes ☐ No ☐	Yes ☐ No ☐	
7				Yes ☐ No ☐	Yes ☐ No ☐	
8				Yes ☐ No ☐	Yes ☐ No ☐	
9				Yes ☐ No ☐	Yes ☐ No ☐	
10				Yes ☐ No ☐	Yes ☐ No ☐	

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ **Administrative**
Non-Adverse Referrals
Adverse Personnel Actions

☐ **Non-Judicial (Article 15)**
(see details below)

☐ **Judicial**
Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized
☐ Company Grade
☐ Field Grade
☐ Principal Assistant
☐ GCMCA Imposed
☐ General Officer Imposed

Judicial Punishment Authority (select one):

☐ Summary Court Martial
☐ Special Court Martial
☐ General Court Martial
☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

No.	Charged Offense	Plea	Finding Offense	Trial Finding
1	NO ACTION TAKEN -- Murder [5H1P]			
2				
3				
4				
5				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

No.	Charged Offense	Plea	Finding Offense	Trial Finding
6				
7				
8				
9				
10				

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

Agency	Referred	Responded
Family Advocacy		
Drug/Alcohol Abuse		
Special Referral		
Equal Opportunity		
Legal Office		
Mental Health		
Relief Agency		

Date Imposed	Type of Action	Oral	Written	
			Local	OMPF
	Counseling/Concern	☐	☐	☐
	Reprimand	☐	☐	☐
	Censure	☐	☐	☐
	Admonition	☐	☐	☐

Adverse

Date Imposed	Description
	Withholding of Privileges
	Adverse Performance Evaluation (OER/NCOER/Academic Report)
	Relief for Cause (OER/NCOER)
	Mandatory Reassignment
	Transfer (such as rehabilitative)
	Adverse Record Entry - Flag
	Denial of Reenlistment or Continued Service
	Withholding of Promotion
	Delay of Promotion
	Promotion Revocation
	Clearance Revocation
	Control Roster (downgrade of clearance, PRP reclassification)
	Resignation
	Retirement
	Retirement at Lower Grade From: To:
	Transfer to Inactive Reserve

6. Administrative Actions (continued)

Date Imposed	Description				
	Military Occupational Specialty Reclassification				
	Debarment	Duration:	☐ Days	☐ Months	☐ Years
	Job Termination				
	Job Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Leave Without Pay	Duration:	☐ Days	☐ Months	☐ Years
	Loss of Warrant				
	Voluntary Disclosure				
	Restitution (to US Government)	Amount :			
	Restitution (to third party Non-US Government)	Amount :			
	Civil-Civil Action Initiation				
	Other (return to states, etc.)				
	Contract Suspension	Duration:	☐ Days	☐ Months	☐ Years
	Contract Termination				
	Cost Adjustment	Amount :			
	Bid Rejection				
	Recoupment	Amount :			
	Denial of Continuation				
	Other Contract Action				

7. Details of Administrative Separation

Date Imposed	
Regulation	
Chapter	
Characterization	
Effective Date	

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

Date Adjudged	Sanction					
	Fine	Amount :				
	Forfeiture	Amount :	Duration:	☐ Days	☐ Months	
	Extra Duty	Days:				
	Restriction	Days:				
	Correctional Custody	Days:				
	Confinement	Duration:	☐ Days	☐ Months	☐ Years	☐ Life
	Bad Conduct Discharge	Effective Date:				
	Dishonorable Discharge	Effective Date:				
	Reduction in Grade	From:				
		To:				
	Probation	Duration:	☐ Days	☐ Months	☐ Years	
	Special Assignment	Duration:	☐ Days	☐ Months	☐ Years	
	Total Forfeiture (all pay/allowance)	Duration :	☐ Days	☐ Months	☐ Years	☐ Life
	Death					
	Civil Recovery	Amount :				
	Civil Award	Amount :				

9. Suspended Sanctions

Were Any Sanctions Suspended? ☐ Yes ☑ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

Suspended Sanction	Suspended Sanction Information		
Fine	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:	Suspended Portion Time:	
	Suspension Conditions:		
Extra Duty	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Restriction	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Correctional Custody	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Confinement	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Reduction in Grade	Date Suspended:	Suspension Duration:	
	Suspension Conditions:		
Probation	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Special Assignment	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Total Forfeiture	Date Suspended:	Suspension Duration:	
	Suspended Portion Time:		
	Suspension Conditions:		
Civil Recovery	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		
Civil Award	Date Suspended:	Suspension Duration:	
	Suspended Portion US$:		
	Suspension Conditions:		

10. Commander's Remarks

USASCRC Number: 0016-2008-CID789-53203-5H1P **Sanction:**

11. Commanding Officer

Was a DNA sample collected from the offender? ☐ Yes ☑ No

Name and Grade: [redacted]W3	
Signature:	**Signature Date:** 6/15/2009
AKO e-Mail Address [redacted]us.army.mil	

b(6), b(7)(C)

54

ACLU DETAINEE DEATH 2 CID 1395

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), Camp Cropper, Iraq APO AE 09342

13 Dec 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL (C)/SSI - 0016-2008-CID789-53203 - 5H1P

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 22 MAY 2008, 2230 - 23 MAY 2008, 1045; COMPOUND 1D, THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, AE 09342

DATE/TIME REPORTED: 23 MAY 2008, 1132

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted], THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

2. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

3. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE &

b(2), b(6), b(7)(C)

55

MIDDLE EAST 09342; XZ ; [MURDER]

4. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

5. [redacted], FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

6. [redacted], FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

7. [redacted]; FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] HEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

8. [redacted]; FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

9. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

VICTIM:

1. QURUNFIR AL-ARAKI, HUSAYN KAZIM (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA,

b(6), b(7)(C)

56

ACLU DETAINEE DEATH 2 CID 1397

CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

MPI, Camp Cropper, Iraq (IZ) APO AE 09322, reported the death of Mr. QURUNFIR within the Theater Internment Facility, Camp Cropper.

Investigation determined Mr. [redacted] Mr. [redacted] Mr. [redacted] Mr. [redacted], Mr. [redacted] Mr. [redacted] Mr [redacted], Mr [redacted] and Mr. [redacted] committed the offense of Murder when they perceived Mr. QURUNFIR's mental illness as a demonic possession, and subsequently beat and killed Mr. QURUNFIR while trying to exorcise demons from his body. An autopsy of Mr. QURUNFIR's remains was conducted by the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner (OAFME), and revealed Mr. QURUNFIR's cause of death was blunt force trauma and the manner of death was homicide. The results of this investigation were consistent with the findings of the AFME.

Further coordination with CPT [redacted] Office of the Staff Judge Advocate, Multi-National Forces Iraq, determined the forensic examinations of the evidence were no longer necessary, as the results would be inadmissible in the Central Criminal Courts of Iraq. All forensic examinations at the U.S. Army Criminal Investigation Laboratory were cancelled.

EXHIBITS:

Added Attached:

113. AIR of SA [redacted] 11 Dec 08.

Added Not Attached:

None.

The original of Exhibit 113 is forwarded to USACRC.

b(6), b(7)(C)

51

ACLU DETAINEE DEATH 2 CID 1398

STATUS: This is a Final (C) Supplemental Report. No further investigative activity is anticipated at this time.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Cdr, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
Cdr, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Cdr, 10th MP BN (CID), Camp Victory, Iraq, APO AE 09342
Cdr, 24th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
OSJA, CCCI, ATTN: CAPT [redacted] TF 134, Baghdad, Iraq (less exhibits)
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), Camp Cropper, Iraq APO AE 09342

23 Nov 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0016-2008-CID789-53203 - 5H1P

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 22 MAY 2008, 2230 - 23 MAY 2008, 1045; COMPOUND 1D, THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, AE 09342

DATE/TIME REPORTED: 23 MAY 2008, 1132

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

2. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

3. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE &

b(2),b(6),b(7)(C)

59

ACLU DETAINEE DEATH 2 CID 1400

MIDDLE EAST 09342; XZ ; [MURDER]

4. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

5. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

6. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

7. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

8. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

9. [redacted] FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

VICTIM:

1. QURUNFIR AL-ARAKI, HUSAYN KAZIM (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA,

b(6), b(7)(C)

60

ACLU DETAINEE DEATH 2 CID 1401

CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [MURDER]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

MPI, Camp Cropper, Iraq (IZ) APO AE 09322, reported the death of Mr. QURUNFIR within the Theater Internment Facility, Camp Cropper.

Investigation determined [redacted] and committed the offense of Murder when they perceived Mr. QURUNFIR's mental illness as a demonic possession, and subsequently beat and killed Mr. QURUNFIR while trying to exorcise demons from his body. An autopsy of Mr. QURUNFIR's remains was conducted by the Armed Forces Institute of Pathology, Office of the Armed Forces Medical Examiner (OAFME), and revealed Mr. QURUNFIR's cause of death was blunt force trauma and the manner of death was homicide. The results of this investigation were consistent with the findings of the AFME.

STATUTES:

Paragraph 405, Iraqi Penal Code: Murder

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 29 May 08.
2. AIR of SA [redacted] 23 May 08.
3. Rough Sketch depicting Human Remains, 23 May 08.
4. Photographic Packet (Remains Examination)

b(6), b(7)(C)

5. Evidence/Property Custody Document, Document Number (DN) 0507-08.
6. AIR of SA [redacted] 23 May 08.
7. Canvass Interview Worksheets, 23 May 08.
8. Shift Roster for Compound 1, 23 May 08.
9. AIR of SA [redacted] 23 May 08.
10. Rough Sketch depicting Death Scene, 23 May 08.
11. Photographic Packet (Death Scene Examination)
12. Evidence/Property Custody Document, DN 0506-08.
13. AIR of SA [redacted] 29 May 08.
14. Hospital Report of Death, 23 May 08.
15. Certificate of Death, 23 May 08.
16. Chronological Record of Medical Care, 23 May 08.
17. Notification Before Questioning of [redacted], 23 May 08.
18. Notification Before Questioning of [redacted] 26 May 08.
19. Notification Before Questioning of [redacted] 26 May 08.
20. Notification Before Questioning of [redacted] 26 May 08.
21. Notification Before Questioning of [redacted] 26 May 08.
22. Notification Before Questioning of [redacted] 26 May 08.

b(6), b(7)(C)

62

23. Notification Before Questioning of [redacted] 26 May 08.

24. Notification Before Questioning, English Translation of [redacted] Sworn Statement, and witness sketch, 26 May 08.

25. Notification Before Questioning, of [redacted] 28 May 08.

26. Notification Before Questioning of [redacted] 29 May 08.

27. AIR of SA [redacted] 7 Jun 08.

28. Notification Before Questioning of [redacted] 31 May 08.

29. Notification Before Questioning of [redacted] 3 Jun 08.

30. Notification Before Questioning of [redacted] 3 Jun 08.

31. Notification Before Questioning of [redacted] 3 Jun 08.

32. Notification Before Questioning and English Translation of [redacted] Sworn Statement, 4 Jun 08.

33. Notification Before Questioning of [redacted], 5 Jun 08.

34. Notification Before Questioning of [redacted] 7 Jun 08.

35. Notification Before Questioning, English Translation of [redacted] Sworn Statement, and witness sketch, 7 Jun 08.

36. AIR of SA [redacted] 14 Jun 08.

37. Notification Before Questioning of [redacted] 9 Jun 08.

38. Notification Before Questioning, English Translation of [redacted] Sworn Statement, and witness sketch, 9 Jun 08.

b(6), b(7)(C)

39. Final Autopsy Examination Report, Autopsy Number ME08-0399, 6 Jun 08.

40. Certificate of Death (Overseas), 25 May 08.

41. Report of Toxicological Examination, 4 Jun 08.

42. Notification Before Questioning of [redacted] 11 Jun 08.

43. Notification Before Questioning of [redacted] 11 Jun 08.

44. Notification Before Questioning of [redacted] 12 Jun 08.

45. Notification Before Questioning of [redacted] 12 Jun 08.

46. Notification Before Questioning of [redacted] 12 Jun 08.

47. Notification Before Questioning of [redacted] 14 Jun 08.

48. Notification Before Questioning of [redacted] 14 Jun 08.

49. AIR of SA [redacted] 30 Jun 08.

50. Notification Before Questioning of [redacted] 18 Jun 08.

51. Notification Before Questioning of [redacted] 18 Jun 08.

52. Notification Before Questioning of [redacted] 20 Jun 08.

53. Notification Before Questioning of [redacted] 20 Jun 08.

54. Notification Before Questioning of [redacted] 21 Jun 08.

55. Notification Before Questioning of [redacted] 24 Jun 08.

56. Notification Before Questioning of [redacted] 27 Jun 08.

b(6), b(7)(C)

64

ACLU DETAINEE DEATH 2 CID 1405

57. Notification Before Questioning of [redacted] 30 Jun 08.
58. Notification Before Questioning of [redacted] 30 Jun 08.
59. AIR of SA [redacted] 18 Jul 08.
60. AIR of SA [redacted] 30 Jul 08.
61. Notification Before Questioning of [redacted], 2 Jul 08.
62. Notification Before Questioning of [redacted] 4 Jul 08.
63. Notification Before Questioning of [redacted] 7 Jul 08.
64. Notification Before Questioning of [redacted] 11 Jul 08.
65. Notification Before Questioning of [redacted], 16 Jul 08.
66. Notification Before Questioning of [redacted] 18 Jul 08.
67. Notification Before Questioning of [redacted], 18 Jul 08.
68. Notification Before Questioning and English Translation of [redacted] 25 Jul 08.
69. Notification Before Questioning of [redacted] 25 Jul 08.
70. Notification Before Questioning of [redacted] 26 Jul 08.
71. Notification Before Questioning of [redacted] 26 Jul 08.
72. Notification Before Questioning of [redacted], 28 Jul 08.
73. Notification Before Questioning of [redacted] 28 Jul 08.
74. Notification Before Questioning of [redacted], 30 Jul 08.

b(6), b(7)(C)

65

75. AIR of SA [redacted], 30 Aug 08.

76. Notification Before Questioning of [redacted] 1 Aug 08.

77. Notification Before Questioning of [redacted], 1 Aug 08.

78. Notification Before Questioning of [redacted] 1 Aug 08.

79. Notification Before Questioning of [redacted] 4 Aug 08.

80. Notification Before Questioning of [redacted] 4 Aug 08.

81. Notification Before Questioning of [redacted] 4 Aug 08.

82. Notification Before Questioning and English Translation of [redacted] Sworn Statement, 7 Aug 08.

83. Notification Before Questioning of [redacted], 11 Aug 08.

84. Notification Before Questioning of [redacted], 11 Aug 08.

85. Notification Before Questioning of [redacted] 11 Aug 08.

86. Notification Before Questioning of [redacted] 13 Aug 08.

87. Notification Before Questioning of [redacted] 21 Aug 08.

88. Notification Before Questioning of [redacted] 21 Aug 08.

89. Notification Before Questioning of [redacted] 21 Aug 08.

90. Notification Before Questioning of [redacted], 21 Aug 08.

91. Notification Before Questioning of [redacted], 30 Aug 08.

92. AIR of SA [redacted] 25 Sep 08.

93. Notification Before Questioning of [redacted], 9 Sep 08.

94. Notification Before Questioning of [redacted], 10 Sep 08.

95. Notification Before Questioning, English Translation of Sworn Statement, and witness sketch of [redacted] 10 Sep 08.

96. Notification Before Questioning of [redacted] 11 Sep 08.

97. Notification Before Questioning of [redacted] 25 Sep 08.

98. Notification before Questioning and English Translation of [redacted] Sworn Statement, 25 Sep 08.

99. AIR of SA [redacted] 20 Nov 08.

100. Notification Before Questioning of [redacted], 3 Oct 08.

101. Arabic statement of [redacted], 26 May 08. (USACRC and file copy only)

102. Arabic statement of [redacted], 4 Jun 08. (USACRC and file copy only)

103. Arabic statement of [redacted], 7 Jun 08. (USACRC and file copy only)

104. Arabic statement of [redacted] 9 Jun 08. (USACRC and file copy only)

105. Arabic statement of [redacted] 25 Jul 08. (USACRC and file copy only)

106. Arabic statement of [redacted] 7 Aug 08. (USACRC and file copy only)

107. Arabic statement of [redacted] 10 Sep 08. (USACRC and file copy only)

108. Arabic statement of [redacted] 25 Sep 08. (USACRC and file copy only)

109. DD Form 2922, Forensic Laboratory Examination Request, 27 May 08. (USACRC and

file copy only)

110. CD containing the original photographs of Exhibit 5. (USACRC and file copy only)

111. CD containing the original photographs of Exhibit 11. (USACRC and file copy only)

112. CD containing original Autopsy photographs. (USACRC and file copy only)

Not Attached:

None.

The originals of Exhibits 1-4, 6 and 7, 9-11, 13, 17-38, 42-108, and 110-112 are forwarded with the USACRC copy of this report. The originals of Exhibits 5 and 12 are retained in the files of the consolidated evidence depository, 10th MP BN, Camp Victory, Iraq APO AE 09342. The original of Exhibit 8 is retained in the files of the 744th MP BN, Camp Cropper, Iraq APO AE 09342. The originals of Exhibits 14-16 are retained in the files of the 115th Combat Support Hospital, Camp Cropper, Iraq APO AE 09342. The originals of Exhibits 39-41 are retained in the files of the Armed Forces Institute of Pathology (AFIP), Office of the Armed Forces Medical Examiner (OAFME), 1413 Research Boulevard, Building 102, Rockville, MD 20850. The original of Exhibit 109 is maintained in the files of the MNC-I Law Enforcement Forensics Laboratory, Camp Victory, Iraq APO AE 09342.

STATUS: This is a Final Report. Commander's Reports of Disciplinary or Administrative Action (DA Forms 4833) are pending.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, USACIDC, ATTN: CIOP-COP, Fort Belvoir, VA 22060
CDR, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
CDR, 10th MP BN (CID), Camp Victory, Iraq, APO AE 09342
CDR, 24th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
DET OPS, 34th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
DIR, AFIP, OAFME, Rockville, MD 20850 (email only)
FOB CDR, 1-114 FA, ATTN: LTC [redacted] Camp Cropper, Iraq APO AE 09 (email only)
CDR, 744th MP BN, Camp Cropper, Iraq APO AE 09342 (email only)
CJA, 11th MP BDE, ATTN: LTC [redacted] Camp Cropper, Iraq APO AE 09342 (email only)
OSJA, CCCI, ATTN: CAPT [redacted], TF 134, IZ, Iraq APO AE 09342 (less restricted exhibits)
PMO, VBC, Iraq APO AE 09342 (email only)
FILE

b(6), b(7)(C)

69

ACLU DETAINEE DEATH 2 CID 1410

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), Camp Cropper, Iraq APO AE 09342

29 Oct 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL/SSI - 0022-2008-CID789-53207 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 31 JUL 2008, 1605 - 31 JUL 2008, 1605; INTENSIVE CARE UNIT, 115TH COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ, AE 09342

DATE/TIME REPORTED: 31 JUL 2008, 1614

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HASAN, MAHMUD RASHID (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted], THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

The Patient Administration Department, 115th CSH, reported the death of Detainee HASAN.

b(2), b(6), b(7)(C)

Investigation determined Mr. HASAN died as a result of Lung Cancer with Brain Metastasis, and the manner of death was natural.

Further Investigation by the Office of the Armed Forces Medical Examiner determined Mr. HASAN died as result of Metastatic Carcinoma with tumor involvement to the lungs, liver, and kidneys, and the manner of death was natural. This report concurred with the investigative findings.

EXHIBITS:

Added Attached:

14. Agent's Investigation Report (AIR) of SA [redacted] 28 Oct 08.

15. Autopsy Examination Report, 10 Oct 08.

16. Report of Toxicological Examination, 11 Aug 08.

17. Certificate of Death (Overseas), 24 Oct 08.

The originals of Exhibits 14-17 are retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

Not Attached:

None.

STATUS: This is a 1st Final Supplemental Report. No Further investigative activity is anticipated at this time.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
CDR, 24th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
Operations Officer, 34th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
CDR, 10th MP BN (CID), Camp Victory, Iraq, APO AE 09342
CDR, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
DIR, AFIP, OAFME WASH
CJA, 11th MP BDE, ATTN: LTC [redacted] Camp Cropper, Iraq APO AE 09342
PMO, Camp Victory, Iraq APO AE 09342
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), 10th MP BN (CID), Camp Cropper, Baghdad, Iraq
APO AE 09342

13 Oct 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0022-2008-CID789-53207 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 31 JUL 2008, 1605 - 31 JUL 2008, 1605; INTENSIVE CARE UNIT, 115TH COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ, AE 09342

DATE/TIME REPORTED: 31 JUL 2008, 1614

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HASAN, MAHMUD RASHID (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY (TIF), CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

b(2),b(6),b(7)(C)

ACLU DETAINEE DEATH 2 CID 1414

The Patient Administration Department, 115th CSH, reported the death of Detainee HASAN.

Investigation determined Mr. HASAN died as a result of Lung Cancer with Brain Metastasis, and the manner of death was natural.

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 8 Aug 08.
2. Medical Records of Mr. HASAN.
3. Certifcate of Death of Mr. HASAN, 31 Jul 08
4. AIR of SA [redacted] 31 Jul 08.
5. Rough Sketch depicting Human Remains, 31 Jul 08.
6. AIR of SA [redacted], 5 Aug 08.
7. AIR of SA [redacted] 29 Sep 08.
8. Medical Records of Mr. HASAN.
9. Memorandum For Record, 31 Jul 08.
10. Convoy List Of Remains Of Deceased Personnel, 20 Aug 08
11. Receipt of Remains, 20 Aug 08.
12. Photographic Packet (Examination of Remains) (USACRC, USACIDC, and file copy only).
13. CD containing original images (Autopsy) (USACRC, USACIDC, and file copy only).

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1415

The originals of Exhibits 1 and 4-7, and 12 are forwarded with the USACRC copy of this report. The originals of Exhibits 2, 3, 8, and 9 are retained in the files of TF115 CSH, Camp Cropper, Iraq APO AE 09342. The originals of Exhibit 10 and 11 are retained in the files of 111th QM CO, Mortuary Affairs, Camp Sather, Iraq APO AE 09342. The original of Exhibit 13 is retained in the files of the Office of the Armed Forces Medical Examiner, 1413 Research Boulevard, Building 102, Rockville, MD 20850.

Not Attached:

None.

STATUS: This is a Final (C) Report.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

C

ACLU DETAINEE DEATH 2 CID 1416

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
Commander, 24th/348th Military Police Detachment, Camp Slayer, Baghdad, Iraq APO AE 09342
Operations Officer, 34th/348th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 10th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, A
Dover Facility, Dover Air Force Base, Delaware
CID LIAISON, AFIP, ATTN: SA [redacted]
Special Agent in Charge, Aberdeen Proving Ground CID Office
FOB Commander, 1-114 Field Artillery, ATTN: LTC [redacted] Camp Cropper, Baghdad, Iraq APO AE 09
Executive Officer, 115th Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342
Command Judge Advocate, 11th Military Police Brigade, ATTN: LTC [redacted]
Camp Cropper, Baghdad, Iraq
PMO, VBC, IRAQ, APO AE 09342
FILE

7

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1417

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), 10th MP BN (CID), Camp Cropper, Baghdad, Iraq
APO AE 09342

13 Oct 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0026-2008-CID789-53209 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 12 AUG 2008, 1829 - 12 AUG 2008, 1829; INTENSIVE CARE UNIT, 115TH COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ, AE 09342

DATE/TIME REPORTED: 12 AUG 2008, 1832

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MUNAI AL-SAMARAI, ALLAH ALDIN (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1418

The Patient Administration Department, 115th CSH, reported the death of Detainee MUNAI.

Investigation determined Mr. MUNAI died as a result of Acute Myelogenous Leukemia contributed by Atrial Fibrillation and the manner of death was natural.

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 12 Aug 08.
2. Rough Sketch Depicting Human Remains, 12 Aug 08.
3. AIR of SA [redacted] 20 Aug 08.
4. Memorandum For Record, 18 Jul 08.
5. Medical Records of Mr MUNAI AL-SAMARAI.
6. AIR of SA [redacted], 29 Sep 08.
7. Certificate of Death (Overseas), 12 Aug 08.
8. Convoy List Of Remains Of Deceased Personnel, 12 Aug 08.
9. Convoy List Of Remains Of Deceased Personnel, 26 Aug 08.
10. Release of remains to Next of Kin, 26 Aug 08.
11. Photographic Packet (Examination of Remains) (USACRC, USACIDC, and file copy only)

The originals of Exhibits 1-3, 6 and 11 are forwarded with the USACRC copy of this report. The originals of Exhibits 4 and 5 are retained in the files of TF115 Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342. The originals of Exhibits 7-10 are retained in the files of 111th Quartermaster Company (Mortuary Affairs), Baghdad International Airport,

Camp Sather, Iraq APO AE 09342.

Not Attached:

None.

STATUS: This is a Final (C) Report.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
Commander, 24th/348th Military Police Detachment, Camp Slayer, Baghdad, Iraq APO AE 09342
Operations Officer, 34th/348th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 10th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, A
Dover Facility, Dover Air Force Base, Delaware
CID LIAISON, AFIP, ATTN: SA[redacted]
Special Agent in Charge, Aberdeen Proving Ground CID Office
FOB Commander, 1-114 Field Artillery, ATTN: LTC[redacted]Camp Cropper, Baghdad, Iraq APO AE 09
Executive Officer, 115th Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342
Command Judge Advocate, 11th Military Police Brigade, ATTN: LTC[redacted]
Camp Cropper, Baghdad, Iraq
PMO, VBC, IRAQ, APO AE 09342
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), Camp Cropper, Iraq APO AE 09342

08 Jan 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0029-2008-CID789-53212 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 29 SEP 2008, 0400 - 30 SEP 2008, 2207; INTENSIVE CARE UNIT, 115TH COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ APO, AE 09342

DATE/TIME REPORTED: 30 SEP 2008, 2315

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. JABOUT, THABET KALIF (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

The MPI section, 744th Military Police Battalion, Camp Cropper, Iraq APO AE 09342, reported

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1422

the death of Detainee JABOUT.

Investigation determined Mr. MOHAMMAD died as a result of Sepsis and the manner of death was natural. The results of an autopsy conducted by the Armed Forces Medical Examiner were consistent with the findings of this investigation.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 30 Sep 08.

2. AIR of SA [redacted] 1 Oct 08.

3. Digital Photographic Packet (Remains Examination).

4. CD containing original photographs associated with Exhibit 3. (USACRC and file copy only)

5. Human Remains Examination, 1 Oct 08.

6. AIR of SA [redacted] 30 Oct 08.

7. Compact Disc containing medical records of Mr. JABOUT.

8. AIR of SA [redacted] Oct 08.

9. CD containing original photographs (Autopsy). (USACRC and file copy only)

10. AIR of SA [redacted] 7 Jan 09.

11. Autopsy Examination Report & Toxicological Report pertaining to Mr. JABOUT, 2 Dec 08.

12. Certificate of Death (Overseas), 29 Dec 08.

Not Attached:

None.

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

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Cdr, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
Dir, AFIP, OAFME, Rockville, MD 20850 (Less Exhibits)
Cdr, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Cdr, 10th MP BN (CID), Camp Victory, Iraq, APO AE 09342
Cdr, 24th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
Ops Officer, 34th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
FOB Cdr, 1-114 FA, ATTN: LTC [redacted], Camp Cropper, Iraq APO AE 09
CJA, 11th MP BDE, ATTN: LTC [redacted] Camp Cropper, Iraq APO AE 09342
PMO, Camp Victory, Iraq APO AE 09342
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1424

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), 10th MP BN (CID), Camp Cropper, Baghdad, Iraq
APO AE 09342

13 Oct 2008

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0031-2008-CID789-53213 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 06 OCT 2008, 1131 - 06 OCT 2008, 1204; INTENSIVE CARE UNIT, 115TH COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ, AE 09342

DATE/TIME REPORTED: 06 OCT 2008, 1210

INVESTIGATED BY:
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. MOHAMMAD AL-SALHAT, KHALIL KHADIR (DECEASED); FRCIV; JORDAN; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, COMPOUND 5, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1425

The Patient Administration Department, 115th CSH, reported the death of Detainee MOHAMMAD.

Investigation determined Mr. MOHAMMAD died as a result of Renal Carcinoma with metastases to the brain and the manner of death was natural.

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 6 Oct 08.
2. AIR of SA [redacted] Oct 08.
3. Rough Sketch Depicting Human remains, 6 Oct 08.
4. Photographic Packet (Examination of Remains).
5. AIR of SA [redacted] Oct 08.
6. Attending Physician's Report, 6 Oct 08.
7. CD containing medical records of Mr. MOHAMMAD.
8. Certificate of Death, 6 Oct 08.
9. CD containg orginal photographs (Examination of Remains) (USACRC, USACIDC, and file copy only)

Not Attached:

None

STATUS: This is a Final (C) Report.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher

headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
Commander, 24th/348th Military Police Detachment, Camp Slayer, Baghdad, Iraq APO AE 09342
Operations Officer, 34th/348th MP DET (CID), Camp Slayer, Baghdad, Iraq APO AE 09342
Commander, 10th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
Commander, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Director, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, A
Dover Facility, Dover Air Force Base, Delaware
CID LIAISON, AFIP, ATTN: SA[redacted]
Special Agent in Charge, Aberdeen Proving Ground CID Office
FOB Commander, 1-114 Field Artillery, ATTN: LTC[redacted], Camp Cropper, Baghdad, Iraq APO AE 09
Executive Officer, 115th Combat Support Hospital, Camp Cropper, Baghdad, Iraq APO AE 09342
Command Judge Advocate, 11th Military Police Brigade, ATTN: LTC[redacted]
Camp Cropper, Baghdad, Iraq
PMO, VBC, IRAQ, APO AE 09342
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), Camp Cropper, Iraq APO AE 09342

28 Feb 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0035-2008-CID789-53215 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 07 DEC 2008, 0800 - 07 DEC 2008, 2245; AIR FORCE THEATER HOSPITAL, JOINT BASE BALAD, IRAQ, APO, AE 09391

DATE/TIME REPORTED: 08 DEC 2008, 1112

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [UNDETERMINED MANNER OF DEATH] (NFI)

VICTIM:
1. MARUSH, MUHAMMAD FAHDIL KHAMAT (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [UNDETERMINED MANNER OF DEATH]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1428

This office was notified by SSG [redacted] 11th MP BDE OPS, Camp Cropper, Iraq of a detainee death while under medical care at the Air Force Theater Hospital, Joint Base Balad, Iraq.

Investigation determined Mr. MARUSH sustained a penetrating gunshot wound to the head well before his capture by the Iraqi Army for insurgent activity, and died after his medical condition deteriorated while under the care of Coalition Medical Personnel.

An autopsy conducted by the Office of the Armed forces Medical Examiner, (OAFME) revealed Mr. MARUSH's manner of death to be undetermined and his cause of death to be complications from a penetrating head injury. The circumstances surrounding how Mr. MARUSH received the initial gunshot wound to his head were unknown as the information was not documented when he was in processed at the TIF med center. As such, the death will remain as undetermined.

STATUTES:

N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 20 Dec 08.

2. CD containing Medical Records pertaining to Mr. MARUSH, various dates.

3. Chronological Records of Medical Care pertaining to Mr. MARUSH, 1 Nov 07-2 Dec 08. (USACRC and file copies only)

4. AIR of SA [redacted] 9 Dec 08.

5. Medical Records pertaining to Mr. MARUSH, 7 Dec 08-8 Dec 08.

6. AIR of SA [redacted] 13 Jan 09.

7. AIR of SA [redacted] 29 Dec 08.

8. AIR of SA [redacted] 5 Dec 08.

9. AIR of SA [redacted] 4 Feb 09.

10. FBI Fingerprint Analysis of Mr. MARUSH, 10 Dec 08.

11. Autopsy Examination Report, 6 Feb 09.

12. CD containing original images associated with Exhibit 12 (USACRC and file copies only).

13. Certificate of Death (Overseas) pertaining to Mr. MARUSH, 10 Feb 09.

Not Attached:

None.

The originals of Exhibits 1, 4, 6 through 8 and 9 are forwarded with the USACRC copy of this report. The originals of Exhibits 2-3 are retained in the files of 115th Combat Support Hospital, Camp Cropper, Iraq. The original of Exhibit 5 is retained in the files of the Patient Administration Department, Air Force Theater Hospital, Joint Base Balad, Iraq. The original of Exhibits 10-13 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action is not required.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
CDR, 3D MP GRP (CID), FT GILLEM, GA 30297
Commander, 10th MP BN (CID) (FWD), Camp Victory, Baghdad, Iraq, APO AE 09342
DIR, AFIP, OAFME WASH
Dover Facility, Dover Air Force Base, DE
CID LIAISON, AFIP, ATTN: SA[redacted]
Special Agent in Charge, Aberdeen Proving Ground CID Office
FOB Commander, 1-114 Field Artillery, ATTN: LTC[redacted]Camp Cropper, Baghdad, Iraq APO AE 09
Command Judge Advocate, 11th Military Police Brigade, ATTN: LTC[redacted]
Camp Cropper, Baghdad, Iraq
PMO, VBC, IRAQ, APO AE 09342
FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), Camp Cropper, Iraq APO AE 09342

17 Mar 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST CORRECTED FINAL/SSI - 0036-2008-CID789-53216 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 14 DEC 2008, 0400 - 14 DEC 2008, 0602; TRAUMA ROOM, 115TH COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ, APO, AE 09342

DATE/TIME REPORTED: 14 DEC 2008, 0703

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HASHIM, LO'Y LAFTA (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION

The Patient Administration Department, 115th CSH, reported the death of Detainee HASHIM.

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1432

Investigation determined Mr. HASHIM died of a cardiac arrhythmia due to the focal dysplasia of the atrioventricular nodal artery. An autopsy conducted by the Office of the Armed forces Medical Examiner, (OAFME) revealed Mr. HASHIM manner of death was of natural causes.

STATUTES: N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 14 Dec 08.

2. AIR of SA [redacted] 14 Dec 08.

3. Rough Sketch Depicting Human Remains pertaining to Mr. HASHIM, 14 Dec 08.

4. Photographic Packet remains examination pertaining to Mr. HASHIM, 14 Dec 08. (USACRC and file copies only)

5. AIR of SA [redacted] 4 Dec 08.

6. Medical Records pertaining to Mr. HASHIM, 20 Jul 06 - 1 Sep 08. (USACRC and file copies only)

7. AIR of SA [redacted] 4 Dec 08.

8. Rough Sketch depicting Death Scene, 14 Dec 08.

9. Death Scene photographic packet, 14 Dec 08. (USACRC and file copies only)

10. AIR of SA [redacted] 22 Dec 08.

11. Canvass Interview Worksheet, 14 Dec 08.

12. Sworn Statement of SGT [redacted] 15 Dec 08.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1433

13. CD containing Surveillance video.

14. Chronological Records of Medical Care pertaining to Mr. HASHIM, 14 Dec 08. (USACRC and file copies only)

15. Statement of Mr. [redacted] 17 Dec 08.

16. Arabic Statement of Mr [redacted] 17 Dec 08. (USACRC and file copies only)

17. Statement of Mr. [redacted] 17 Dec 08.

18. Arabic Statement of Mr [redacted] 17 Dec 08. (USACRC and file copies only)

19. Statement of SGT [redacted] 19 Dec 08.

20. AIR of SA [redacted] 22 Dec 08.

21. CD containing Autopsy Photographs, 22 Dec 08. (USACRC and file copies only)

22. AIR of SA [redacted] 29 Dec 08.

23. Statement o [redacted] 23 Dec 08.

24. AIR of SA [redacted]

25. Certificate of Death (Overseas) pertaining to Mr. HASHIM, 4 Mar 09.

26. Report of Toxicological Examination pertaining to Mr. HASHIM, 5 Jan 09.

27. Autopsy Examination Report, 6 Feb 09.

28. Evidence Custody Document, DN 1091-08, 15 Dec 08

Not Attached:

None.

The originals of Exhibits 1 through 5, 7 through 13, 15 through 20, 22, 23 and 24 are forwarded with the USACRC copy of this report. The originals of Exhibits 6 and 14 are retained in the files of 115th Combat Support Hospital, Camp Cropper, Iraq. The original of Exhibits 21, 25 through 27 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhbit 28 is retained in the files of Evidence Depository, 10th MP BN (CID), Camp Victory, Iraq 09342.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action is not required.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

ACLU DETAINEE DEATH 2 CID 1435

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Cdr, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
Cdr, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Cdr, 10th MP BN (CID), Camp Victory, Iraq APO AE 09342
Commander, 24th/348th MP Det (CID), Camp Slayer, Iraq APO AE 09342
Ops Officer, 34th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
Dir, Armed Forces Institute of Pathology, AFIP Annex-Bldg 102, 1413 Research Blvd, Rockville, MD 20850
CJA, 11th MP BDE, ATTN: LTC [redacted] Camp Cropper, Iraq APO AE 09342
PMO, VBC, IRAQ APO AE 09342
Cdr, 1-114 Field Artillery, ATTN: LTC [redacted] amp Cropper, Iraq APO AE 09342
Deputy CJA, 300th MP BDE, ATTN: MA [redacted] Camp Cropper, Iraq APO AE 09342
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1436

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Cropper CID Office
24th/348th MP DET (CID), Camp Cropper, Iraq APO AE 09342

15 Mar 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0036-2008-CID789-53216 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 14 DEC 2008, 0400 - 14 DEC 2008, 0602; TRAUMA ROOM, 115TH COMBAT SUPPORT HOSPITAL, CAMP CROPPER, IRAQ, APO, AE 09342

DATE/TIME REPORTED: 14 DEC 2008, 0703

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HASHIM, LO'Y LAFTA (DECEASED); FRMIL; IRAQ; (DOB); (POB); MALE; WHITE; INTERNMENT SERIAL NUMBER [redacted] THEATER INTERNMENT FACILITY, CAMP CROPPER, IRAQ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09342; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION

The Patient Administration Department, 115th CSH, reported the death of Detainee HASHIM.

6

b(2),b(6),b(7)(C)

Investigation determined Mr. HASHIM died of a cardiac arrhythmia due to the focal dysplasia of the atrioventricular nodal artery. An autopsy conducted by the Office of the Armed forces Medical Examiner, (OAFME) revealed Mr. HASHIM manner of death was of natural causes.

STATUTES: N/A

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 14 Dec 08.

2. AIR of SA [redacted] 14 Dec 08.

3. Rough Sketch Depicting Human Remains pertaining to Mr. HASHIM, 14 Dec 08.

4. Photographic Packet remains examination pertaining to Mr. HASHIM, 14 Dec 08. (USACRC and file copies only)

5. AIR of SA [redacted] 14 Dec 08.

6. Medical Records pertaining to Mr. HASHIM, 20 Jul 06 - 1 Sep 08. (USACRC and file copies only)

7. AIR of SA [redacted] 14 Dec 08.

8. Rough Sketch depicting Death Scene, 14 Dec 08.

9. Death Scene photographic packet, 14 Dec 08. (USACRC and file copies only)

10. AIR of SA [redacted] 22 Dec 08.

11. Canvass Interview Worksheet, 14 Dec 08.

12. Sworn Statement of SGT [redacted] 15 Dec 08.

7

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1438

13. CD containing Surveillance video.

14. Chronological Records of Medical Care pertaining to Mr. HASHIM, 14 Dec 08. (USACRC and file copies only)

15. Statement of [redacted] 17 Dec 08.

16. Arabic Statement of [redacted] 17 Dec 08. (USACRC and file copies only)

17. Statement of [redacted] 17 Dec 08.

18. Arabic Statement of [redacted] 17 Dec 08. (USACRC and file copies only)

19. Statement of SGT [redacted] 19 Dec 08.

20. AIR of SA [redacted] 22 Dec 08.

21. CD containing Autopsy Photographs, 22 Dec 08. (USACRC and file copies only)

22. AIR of SA [redacted] 29 Dec 08.

23. Statement of [redacted] 23 Dec 08.

24. AIR of SA [redacted]

25. Certificate of Death (Overseas) pertaining to Mr. HASHIM, 4 Mar 09.

26. Report of Toxicological Examination pertaining to Mr. HASHIM, 5 Jan 09.

27. Autopsy Examination Report, 6 Feb 09.

28. Evidence Custody Document, DN 1091-08, 15 Dec 08

Not Attached:

B

b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1439

None.

The originals of Exhibits 1 through 5, 7 through 13, 15 through 20, 22, 23 and 24 are forwarded with the USACRC copy of this report. The originals of Exhibits 6 and 14 are retained in the files of 115th Combat Support Hospital, Camp Cropper, Iraq. The original of Exhibits 21, 25 through 27 are retained in the files of the Armed Forces Institute of Pathology, 1413 Research Blvd., Building 102, Rockville, MD. The original of Exhbit 28 is retained in the files of Evidence Depository, 10th MP BN (CID), Camp Victory, Iraq 09342.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action is not required.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

9

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
Cdr, USACIDC, ATTN: CIOP-COP-CO, Fort Belvoir, VA 22060
Cdr, 3D MP GRP (CID), USACIDC, Fort Gillem, GA 30297
Cdr, 10th MP BN (CID), Camp Victory, Iraq APO AE 09342
Commander, 24th/348th MP Det (CID), Camp Slayer, Iraq APO AE 09342
Ops Officer, 34th/348th MP DET (CID), Camp Slayer, Iraq APO AE 09342
Dir, Armed Forces of the Institute of Pathology, Office of the Armed Forces Medical Examiner, A
CJA, 11th MP BDE, ATTN: LTC [redacted] Camp Cropper, Iraq APO AE 09342
PMO, VBC, IRAQ APO AE 09342
FOB Commander, 1-114 Field Artillery, ATTN: LTC [redacted] Camp Cropper, Iraq APO AE 09342
Deputy CJA, 300th MP BDE, ATTN: MAJ [redacted] Camp Cropper, Iraq APO AE 09342
FILE

ID

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Schweinfurt CID Office
202D MILITARY POLICE GROUP (USACIDC), CMR 457, , APO NY
09033-9033

08 Jul 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0010-2008-CID847-34682 - 5H1A / 5M2 / 5X5 / 5X6 / 5X1 / 9G1 / 9G2C / 9G2F / 9J

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 17 MAR 2007, 0001 - 16 APR 2007, 2359; CANAL, ABOUT 5 MINUTES WEST OF COP "ANGRY DRAGON", HAMDANI VILLAGE (WEST BAGHDAD), IRAQ

2. 03 JAN 2007, 0001 - 03 JAN 2007, 2359; ROUTE STEELERS, ABOUT 600 - 2000 METERS WEST OF CHECK POINT 578, BAGHDAD, IRAQ

3. 28 JAN 2008, 1426 - 28 JAN 2008, 1427; SCHWEINFURT CID OFFICE, BUILDING 296, LEDWARD BARRACKS, APO, AE 09033

4. 25 FEB 2008, 1644 - 10 MAR 2008, 1507; 21 SENECA STREET, OIL CITY, PA 16301

5. 01 FEB 2008, 1942 - 01 FEB 2008, 1942; CID OFFICE, LEDWARD BARRACKS, SCHWEINFURT, GERMANY, APO, AE 09033

6. 29 FEB 2008, 0900 - 29 FEB 2008, 0900; UNKNOWN LOCATION

DATE/TIME REPORTED: 10 JAN 2008, 1015

INVESTIGATED BY:
SA [redacted]
SA [redacted]

b(2), b(6), b(7)(C)

1

SA [redacted]
SA
SA
SA
SA
SA
SA
SA
SA
SA
SA

SUBJECT:

1. [redacted] 1SG [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [MURDER], [CONSPIRACY]

2. [redacted] CPL [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [FAILURE TO REPORT]

3. [redacted] SPC [redacted]; (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [FAILURE TO REPORT]

4. [redacted], SGT [redacted] (DOB); (POB); MALE; WHITE; HHC, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [MURDER], [CONSPIRACY]

5. [redacted] SGT [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [CONSPIRACY]

b(2), b(6), b(7)(C)

6. [redacted] SPC [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [CONSPIRACY]

7. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [CONSPIRACY]

8. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [FAILURE TO REPORT]

9. [redacted] SSG; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [CONSPIRACY]

10. [redacted] SGT; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [FAILURE TO REPORT]

11. [redacted] SFC; [redacted] (DOB); (POB); MALE; NATIVE HAWAIIAN / OTHER PACIFIC ISLANDER; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [MURDER], [CONSPIRACY]

12. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [MISPRISION SERIOUS OFFENSE (UNFOUNDED)]

b(6), b(7)(C)

13. [redacted] SPC [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [MISPRISION SERIOUS OFFENSE (UNFOUNDED)]

14. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [FAILURE TO REPORT]

15. [redacted] SGT; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09026; E1 ; [FAILURE TO REPORT]

16. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09226; E1 ; [FAILURE TO REPORT]

17. [redacted] SPC [redacted] (DOB); (POB); MALE; WHITE; HEADQUARTERS AND HEADQUARTERS COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09226; E1 ; [MISPRISION SERIOUS OFFENSE (UNFOUNDED)]

18. [redacted] SPC; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09226; E1 ; [MISPRISION SERIOUS OFFENSE (UNFOUNDED)]

19. [redacted] SSG; [redacted] (DOB); (POB); MALE; BLACK; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09226; E1 ; [FAILURE TO REPORT], [FALSE OFFICIAL STATEMENT]

20. [redacted] FORMER SPC; [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-18TH INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09226; E1 ; [FAILURE TO REPORT], [FALSE OFFICIAL STATEMENT]

21. [redacted] SPC [redacted] (DOB); (POB); MALE; WHITE; A COMPANY, 1-2ND INFANTRY BATTALION, CONN BARRACKS, SCHWEINFURT, GERMANY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09226; E1 ; [OBSTRUCTION OF JUSTICE], [FAILURE TO REPORT], [FALSE OFFICIAL STATEMENT]

VICTIM:

1. U.S. GOVERNMENT; [OBSTRUCTION OF JUSTICE], [MISPRISION SERIOUS OFFENSE (UNFOUNDED)], [FAILURE TO REPORT], [FALSE OFFICIAL STATEMENT], [CONSPIRACY]

2. UNKNOWN, IRAQI MALE 1 (DECEASED); XZ ; [MURDER] (NFI)

3. UNKNOWN, IRAQI MALE 4 (DECEASED); XZ ; [MURDER] (NFI)

4. UNKNOWN, IRAQI MALE 5 (DECEASED); XZ ; [MURDER] (NFI)

5. UNKNOWN, IRAQI MALE 3 (DECEASED); XZ ; [MURDER] (NFI)

6. UNKNOWN, IRAQI MALE 2 (DECEASED); XZ ; [MURDER] (NFI)

INVESTIGATIVE SUMMARY:

This office was notified by CPT [redacted] Trial Defense Services (TDS), Office of the Staff Judge Advocate (OSJA), Conn Barracks, Schweinfurt, Germany, APO AE 09226 (CBSG), that his client witnessed the murder of Iraqi detainees by Soldiers assigned to A Company (Co), 1-18th Infantry (INF) Battalion (BN), CBSG during their deployment to Iraq in 2007.

Investigation determined MSG [redacted] SFC [redacted] and SGT [redacted] committed the

offenses of Murder and Conspiracy when they agreed to kill four Iraqi detainees, transported them to a deserted canal, executed them, and subsequently pushed their bodies into the canal to conceal their actions. Both SFC [redacted] and SGT [redacted] confessed to the murders and detailed MSG [redacted] actions during the incident.

Investigation determined SGT [redacted] SPC [redacted] SPC [redacted] and SSG [redacted] committed the offense of Conspiracy when they became aware of the plan to kill the detainees and knowingly joined the patrol which transported the detainees to the canal where they were executed.

Investigation determined CPL [redacted] SPC [redacted] SPC [redacted] SGT [redacted] SPC [redacted] SGT [redacted] SPC [redacted] SSG [redacted] SPC [redacted] and SPC [redacted] committed the offense of Failure to Report when they became aware of the murders and failed to report the incident to military or law enforcement authorities.

Investigation determined SSG [redacted] SPC [redacted] and SPC [redacted] committed the offense of False Official Statement when they provided false statements denying any knowledge of the murders. All three individuals were re-interviewed and admitted to being present when MSG [redacted] shot and killed an Iraqi detainee.

Investigation determined SPC [redacted] committed the offense of Obstruction of Justice when he contacted SPC [redacted] and instructed him not to cooperate with this investigation.

Investigation further determined SPC [redacted] SPC [redacted] SPC [redacted], and SPC [redacted] did not commit the offense of Misprision of a Serious Offense as initially alleged. A review of all the investigative facts revealed there were no indications they knew anything regarding the murder of Iraqi detainees.

STATUTES:

Article 118, UCMJ: Murder

Article 81, UCMJ: Conspiracy

Article 134, UCMJ: Obstruction of Justice

Article 134, UCMJ: False Official Statement

Article 134, UCMJ: Failure to Report

Article 134, UCMJ: Misprision of a Serious Offense (UNFOUNDED)

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 16 Jan 08.

2. Statement of CPT [redacted] 10 Jan 08.

3. Waiver Certificate and Sworn Statement of SGT [redacted] 11 Jan 08.

4. Consent to Search obtained from SGT [redacted] 11 Jan 08.

5. USACIDC Request and Approval to Conduct Consensual Intercept Operation. (USACRC, USACIDC and File Copies Only)

6. Consent to Search obtained from SGT [redacted] 16 Jan 08.

7. AIR of SA [redacted] 16 Jan 08.

8. AIR of CmINV [redacted] 17 Jan 08.

9. AIR of SA [redacted] 17 Jan 08.

10. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SPC [redacted] 17 Jan 08.

11. Digital Video Discs (DVD) containing the video recorded interview of SPC [redacted] (USACRC and File Copies Only)

12. Consent to Search obtained from SPC [redacted] 17 Jan 08.

b(6), b(7)(C)

1

ACLU DETAINEE DEATH 2 CID 1448

13. AIR of SA [redacted] 17 Jan 08.

14. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SGT [redacted] 17 Jan 08.

15. DVDs containing the video recorded interview of SGT [redacted] (USACRC and File Copies Only)

16. Consent to Search obtained from [redacted] 17 Jan 08.

17. AIR of SA [redacted] 17 Jan 08.

18. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SPC [redacted] 17 Jan 08.

19. DVDs containing the video recorded interview of SPC [redacted] (USACRC and File Copies Only)

20. Consent to Search obtained from SPC [redacted] 17 Jan 08.

21. AIR of INV [redacted] 17 Jan 08.

22. Technical and Listening Equipment (TLE) Usage and Safety Agreement signed by SGT [redacted] 17 Jan 08.

23. AIR of SA [redacted] 17 Jan 08

24. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from CPL [redacted] 17 Jan 08.

25. DVD containing the video recorded interview of CPL [redacted] (USACRC and File Copies Only)

26. Consent to Search obtained from CPL [redacted] 17 Jan 08.

b(6), b(7)(C)

27. AIR of SA [redacted] 18 Jan 08.

28. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SPC [redacted] 18 Jan 08.

29. DVDs containing video recorded interview of SPC [redacted] (USACRC and File Copies Only)

30. AIR of SA [redacted] 18 Jan 08.

31. Non-Waiver Certificate of MSG [redacted] 18 Jan 08.

32. DVD containing video recorded interview of MSG [redacted] (USACRC and File Copies Only)

33. AIR of SA [redacted] 18 Jan 08.

34. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SFC [redacted] 18 Jan 08.

35. DVD containing video recorded interview of SFC [redacted] (USACRC and File Copies Only)

36. AIR of SA [redacted] 18 Jan 08.

37. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SGT [redacted] 18 Jan 08.

38. DVDs containing video recorded interview of SGT [redacted] (USACRC and File Copies Only)

39. Consent to Search obtained from SGT [redacted] 18 Jan 08.

40. AIR of SA [redacted] 18 Jan 08.

41. Consent to Search obtained from SFC [redacted] 18 Jan 08.

42. AIR of SA [redacted] 19 Jan 08.

43. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SPC [redacted] 19 Jan 08.

44. DVDs containing video recorded interview of SPC [redacted] (USACRC and File Copies Only)

45. Consent to Search obtained from SPC [redacted] 19 Jan 08.

46. AIR of SA [redacted] 19 Jan 08.

47. Non-Waiver Certificate of SPC [redacted] 19 Jan 08.

48. DVD containing video recorded interview of SPC [redacted] (USACRC and File Copies Only)

49. Consent to Search obtained from SPC [redacted] 19 Jan 08.

50. AIR of SA [redacted] 19 Jan 08.

51. Waiver Certificate and Sworn Statement of SGT [redacted] 19 Jan 08.

52. DVDs containing video recorded interview of SGT [redacted] (USACRC and File Copies Only)

53. Consent to Search obtained from SGT [redacted] 19 Jan 08.

54. AIR of SA [redacted] 19 Jan 08.

55. Hand Drawn Sketch obtained from SGT [redacted] 19 Jan 08, and Unclassified Area Map of Baghdad, Iraq.

56. Waiver Certificate and Sworn Statement of SPC [redacted] 19 Jan 08.

57. DVDs containing the video recorded interview of SPC [redacted] (USACRC and File Copies Only)

58. AIR of SA [redacted] 19 Jan 08.

59. Waiver Certificate and Sworn Statement of SPC [redacted] 19 Jan 08.

60. DVDs containing the video recorded interview of SPC [redacted] (USACRC and File Copies Only)

61. AIR of SA [redacted] 20 Jan 08.

62. AIR of SA [redacted] 22 Jan 08.

63. 1-18th INF BN Operation Iraqi Freedom Casualty List.

64. 1-18th INF BN Master Authorization List (MAL) and Personnel Alpha Roster.

65. AIR of SA [redacted] 22 Jan 08.

66. Hand Receipts bearing the signature of SGT [redacted] 9 Jul 07.

67. 1-18th INF BN Weapons Roster.

68. Affidavit and Search Authorization, 18 Jan 08 and 22 Jan 08.

69. AIR of SA [redacted] 22 Jan 08.

70. Sworn Statement of SPC [redacted], 22 Jan 08.

71. AIR of SA [redacted] 22 Jan 08.

72. Sworn Statement of SSG [redacted] 22 Jan 08, and Unclassified Area Map of Baghdad, Iraq.

73. AIR of SA [redacted], 22 Jan 08.

b(6), b(7)(C)

11

ACLU DETAINEE DEATH 2 CID 1452

74. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SPC [redacted] 22 Jan 08.

75. AIR of SA [redacted] 23 Jan 08.

76. Affidavit and Search Authorization, 23 Jan 08.

77. 1-18th INF BN M-9 MAL Weapons List.

78. Finance Leave Query pertaining to MSG [redacted] SFC [redacted] SGT [redacted] and SGT [redacted]

79. AIR of SA [redacted] 24 Jan 08.

80. Sworn Statement of SPC [redacted] 23 Jan 08.

81. Consent to Search obtained from SPC [redacted] 23 Jan 08.

82. Consent to Search obtained from SPC [redacted] 24 Jan 08.

83. AIR of SA [redacted] 25 Jan 08.

84. Sworn Statement of SPC [redacted] 25 Jan 08.

85. Copy of photographs depicting captured Iraqi personnel.

86. AIR of SA [redacted] 28 Jan 08.

87. Affidavit and Search Authorization, 25 Jan 08.

88. AIR of SA [redacted] 28 Jan 08.

89. Sworn Statement of PFC [redacted] 28 Jan 08.

90. Sworn Statement of SGT [redacted] 28 Jan 08.

91. AIR of SA [redacted] 28 Jan 08.

92. Sworn Statement and Hand Drawn Sketch obtained from SSG [redacted] 28 Jan 08.

93. Sworn Statement and Hand Drawn Sketch obtained from SSG [redacted] 28 Jan 08.

94. AIR of SA [redacted], 28 Jan 08.

95. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 28 Jan 08.

96. AIR of SA [redacted] 28 Jan 08.

97. Sworn Statement of SPC [redacted] 28 Jan 08.

98. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 28 Jan 08.

99. AIR of SA [redacted] 29 Jan 08.

100. Sworn Statement of SPC [redacted] 29 Jan 08.

101. Sworn Statement of SSG [redacted] 29 Jan 08.

102. Sworn Statement of CPL [redacted] 29 Jan 08.

103. Sworn Statement of SSG [redacted] 29 Jan 08.

104. AIR of SA [redacted] 9 Jan 08.

105. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 29 Jan 08.

106. Sworn Statement and Hand Drawn Sketch obtained from SGT [redacted] 29 Jan 08.

107. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 29 Jan 08.

108. Sworn Statement and Hand Drawn Sketch obtained from SFC [redacted] 29 Jan 08.

b(6), b(7)(C)

109. AIR of SA [redacted] 29 Jan 08.

110. Sworn Statement of PFC [redacted] 29 Jan 08.

111. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 29 Jan 08.

112. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 29 Jan 08.

113. AIR of SA [redacted] 29 Jan 08.

114. February 2007 Combat Out Post (COP) Angry Dragon Personnel and Vehicle List.

115. AIR of SA [redacted] 30 Jan 08.

116. AIR of SA [redacted] 30 Jan 08.

117. Waiver Certificate and Sworn Statement of SGT [redacted] 30 Jan 08.

118. AIR of SA [redacted] 30 Jan 08.

119. Waiver Certificate and Sworn Statement of CPT [redacted] 30 Jan 08.

120. Waiver Certificate and Sworn Statement of SGT [redacted] 30 Jan 08.

121. AIR of SA [redacted] 30 Jan 08.

122. Sworn Statement of SGT [redacted] 30 Jan 08.

123. AIR of SA [redacted] 30 Jan 08.

124. Criminal Records Name Check pertaining to SPC [redacted] 15 Jan 08.

125. Criminal Records Name Check pertaining to SGT [redacted] 5 Jan 08.

126. AIR of SA [redacted] 1 Jan 08.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1455

127. Sworn Statement of SPC [redacted] 31 Jan 08, and copy of photograph depicting an injured Iraqi detainee.

128. AIR of SA [redacted] 31 Jan 08.

129. Waiver Certificate and Sworn Statement of SPC [redacted] 31 Jan 08, and copy of photograph depicting an injured Iraqi detainee.

130. AIR of SA [redacted] 1 Feb 08.

131. Waiver Certificate, Sworn Statement, and Hand Drawn Sketch obtained from SPC [redacted] 1 Feb 08.

132. AIR of SA [redacted] 4 Feb 08.

133. Sworn Statement of SPC [redacted] 4 Feb 08.

134. AIR of SA [redacted] 4 Feb 08.

135. Sworn Statement of PFC [redacted] 4 Feb 08.

136. Sworn Statement of SPC [redacted] 4 Feb 08.

137. AIR of SA [redacted] 4 Feb 08.

138. Waiver Certificate and Sworn Statement of SSG [redacted] 4 Feb 08.

139. AIR of SA [redacted] Feb 08.

140. Sworn Statement of SPC [redacted] 4 Feb 08.

141. AIR of SA [redacted] 5 Feb 08.

142. Sworn Statement of SPC [redacted] 5 Feb 08.

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1456

143. Sworn Statement of SGT [redacted] 5 Feb 08.

144. AIR of SA [redacted] 5 Feb 08.

145. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 5 Feb 08.

146. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 5 Feb 08.

147. AIR of SA [redacted] 5 Feb 08.

148. Sworn Statement of SPC [redacted] 5 Feb 08.

149. Sworn Statement of SPC [redacted] 5 Feb 08.

150. AIR of SA [redacted] Feb 08.

151. Sworn Statement and Hand Drawn Sketch obtained from SSG [redacted] 5 Feb 08.

152. Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 5 Feb 08.

153. AIR of SA [redacted] 6 Feb 08.

154. Waiver Certificate and Sworn Statement of SPC [redacted] 6 Feb 08.

155. Sworn Statement of SGT [redacted] 6 Feb 08.

156. AIR of SA [redacted] 5 Feb 08.

157. Sworn Statement and Hand Drawn Sketch obtained from SGT [redacted] 6 Feb 08.

158. Sworn Statement of SPC [redacted] 6 Feb 08.

159. AIR of SA [redacted] 6 Feb 08.

160. Sworn Statement of SPC [redacted] 6 Feb 08.

b(6), b(7)(C)

161. AIR of SA [redacted] 6 Feb 08.

162. Waiver Certificate, Sworn Statement and Hand Drawn Sketch obtained from 1LT [redacted] 6 Feb 08.

163. AIR of SA [redacted] 11 Feb 08.

164. Sworn Statement of SGT [redacted] 11 Feb 08.

165. AIR of SA [redacted] 12 Feb 08.

166. Sworn Statement of SPC [redacted] 12 Feb 08.

167. AIR of SA [redacted] 12 Feb 08.

168. Waiver Certificate and Sworn Statement of SPC [redacted] 12 Feb 08.

169. AIR of SA [redacted] 13 Feb 08.

170. Sworn Statement of SPC [redacted], 13 Feb 08.

171. AIR of SA [redacted] 15 Feb 08.

172. Sworn Statement of Mr [redacted] 15 Feb 08.

173. AIR of SA [redacted] 19 Feb 08.

174. Non-Waiver Certificate of SPC [redacted] 31 Jan 08.

175. AIR of SA [redacted] 21 Feb 08.

176. AIR of SA [redacted] 21 Feb 08.

177. CDs containing digital copies of the European Special Investigation and Fraud Field Office (ESSIFO) Computer Examination Report, Report #0007-08-CID507.

178. AIR of SA [redacted] 22 Feb 08.

179. Sworn Statement of PFC [redacted] 22 Feb 08.

180. Waiver Certificate, Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 22 Feb 08.

181. AIR of SA [redacted] 22 Feb 08.

182. Sworn Statement of 1LT [redacted] 22 Feb 08.

183. AIR of SA [redacted] 25 Feb 08.

184. Sworn Statement of SGT [redacted] 14 Feb 08.

185. AIR of SA [redacted] 26 Feb 08.

186. Waiver Certificate, Sworn Statement and Hand Drawn Sketch obtained from [redacted] 26 Feb 08.

187. AIR of SA [redacted] 27 Feb 08.

188. AIR of SA [redacted] 29 Feb 08.

189. 1-18th INF BN Flight Manifest.

190. Sworn Statement of SPC [redacted] 28 Feb 08.

191. AIR of SA [redacted] 10 Mar 08.

192. AIR of SA [redacted] 12 Mar 08.

193. Sworn Statement and Hand Drawn Sketches obtained from SPC [redacted] 12 Mar 08.

194. AIR of SA [redacted] 12 Mar 08.

b(6), b(7)(C)

18

ACLU DETAINEE DEATH 2 CID 1459

195. Affidavit and Search Authorization, 5 Mar 08.

196. CD containing photographic packet (Evidence).

197. CD containing original images associated with Exhibit 196. (USACRC, USACIDC and File Copies Only)

198. Sensitive Items Inventory List, Jun 06.

199. DA Form 31, Request and Authority For Leave pertaining to MSG [redacted] and SGT [redacted] 19 Mar 07.

200. Non-Waiver Certificate of SSG [redacted] 12 Mar 08.

201. 1-18th INF BN MAL Weapon List.

202. AIR of SA [redacted] 13 Mar 08.

203. Sworn Statement and Hand Drawn Sketch obtained from [redacted] 27 Feb 08.

204. CD containing the audio recorded interview of [redacted] 13 Mar 08. (USACRC and File Copies Only)

205. Hand Drawn Sketch obtained from [redacted] 13 Mar 08.

206. AIR of SA [redacted] 13 Mar 08.

207. Waiver Certificate, Sworn Statement and Hand Drawn Sketch obtained from SPC [redacted] 25 Feb 08.

208. Waiver Certificate and Sworn Statement of SPC [redacted] 10 Mar 08.

209. Waiver Certificate and Sworn Statement of SPC [redacted] 19 Mar 08.

210. Consent to Search obtained from SPC [redacted] 9 Mar 08.

b(6), b(7)(C)

19

ACLU DETAINEE DEATH 2 CID 1460

211. Polygraph Examination Report, 19 Mar 08.

212. AIR of SA [redacted] 28 Mar 08.

213. Forensic Laboratory Examination Request, 28 Feb 08.

214. United States Army Criminal Investigation Laboratory (USACIL) Firearms Branch Final Report, Report # 2008-CID131-0464, 13 Mar 08.

215. AIR of SA [redacted] 2 Apr 08.

216. Non-Waiver Certificate of SPC [redacted] 2 Apr 08.

217. AIR of SA [redacted] 3 Apr 08.

218. AIR of SA [redacted] 28 Apr 08.

219. Non-Waiver Certificate of SGT [redacted], 26 Mar 08.

220. Non-Waiver Certificate of SGT [redacted] 15 Apr 08.

221. AIR of SA [redacted] 30 Apr 08.

222. CD containing photographic packet (Canal Site).

223. Rough Sketch depicting Canal Site, prepared by SA [redacted] 30 Apr 08.

224. AIR of SA [redacted] 3 Jul 08.

225. Affidavit and Search Authorization, 3 Jul 08.

226. AIR of SA [redacted] 30 Jul 08.

227. Forensic Laboratory Examination Request, 12 Mar 08.

228. USACIL Serology Branch Final Report, Report # 2008-CID131-0464-R1, 3 Jul 08.

b(6), b(7)(C)

229. AIR of SA [redacted] 31 Jul 08.

230. Canvass Interview Worksheets, 27 Feb 08.

231. Task Force (TF) Vanguard Trip Tickets, 2 Jan - 2 Apr 07.

232. DA Form 1594, Daily Staff Journal or Duty Officer's Log, 26 Mar - 9 Apr 07.

233. Arabic Language Hai Al Amil Police Station Incident Reports, 3 Jan 07. (USACRC and File Copies Only)

234. English Language Translation of Exhibit 233.

235. Arabic Language Mortuary Affairs Incident Reports, 29 Dec 06 - 10 Jan 07. (USACRC and File Copies Only)

236. English Language Translation of Exhibit 235.

237. Mortuary Affairs Found Corpse Report, 3 Jan 07.

238. AIR of SA [redacted] 12 Aug 08.

239. Sworn Statement of PFC [redacted] 5 Aug 08.

240. AIR of SA [redacted] 16 Sep 08.

241. Consent to Search obtained from SPC [redacted] 16 Sep 08.

242. AIR of SA [redacted] 25 Sep 08.

243. AIR of SA [redacted] 24 Oct 08.

244. Consent to Search obtained from SPC [redacted] 24 Oct 08.

245. AIR of SA [redacted] 6 Nov 08.

246. CD containing digital copies of the ESSIFO Computer Examination Report, Report # 0127-08-CID507. (USACRC and File Copies Only)

247. AIR of SA [redacted] 7 Nov 08.

248. Grant of Testimonial Immunity Memorandum For Record (MFR) pertaining to SSG [redacted] 7 Nov 08.

249. Sworn Statement of SSG [redacted] 7 Nov 08.

250. Copies of photographs detailing injured Iraqi detainee identified by SSG [redacted]

251. Unclassified Area Map detailing location of insurgent attack identified by SSG [redacted]

252. Rough Sketch depicting the location the injured Iraqi detainee was killed, prepared by SSG [redacted] Nov 08.

253. AIR of SA [redacted] Dec 08.

254. Sworn Statement of SSG [redacted] 4 Dec 08.

255. AIR of SA [redacted] 12 Dec 08.

256. CD containing photographic packet (prayer beads).

257. AIR of SA [redacted] 28 Jan 09.

258. Copy of Military.com Blog Entry and User Profile, 22 Jan 09.

259. AIR of SA [redacted] 5 Feb 09.

260. Sworn Statement of CPT [redacted] 28 Jan 09.

261. AIR of SA [redacted] 0 Feb 09.

b(6), b(7)(C)

22

ACLU DETAINEE DEATH 2 CID 1463

262. Sworn Statement of SPC [redacted] 10 Feb 09.

263. Sworn Statement of SPC [redacted] 10 Feb 09.

264. AIR of SA [redacted] 11 Feb 09.

265. B Co, 1-28th INF BN Alpha Roster, date unknown.

266. Sworn Statement of SPC [redacted] 10 Feb 09.

267. Sworn Statement of SSG [redacted] 10 Feb 09.

268. Sworn Statement of SFC [redacted] 11 Feb 09.

269. AIR of SA [redacted] 12 Feb 09.

270. Sworn Statement of PVT [redacted] 12 Feb 09, and Unclassified Area Map of Baghdad, Iraq.

271. AIR of SA [redacted] 17 Feb 09.

272. Sworn Statement of 1SG [redacted] 30 Jan 09.

273. 1-28th INF BN Deployment Orders.

274. AIR of SA [redacted] 19 Feb 09.

275. AIR of SA [redacted] 24 Feb 09.

276. Sworn Statement of SSG [redacted] 20 Feb 09.

277. AIR of SA [redacted] 24 Feb 09.

278. AIR of SA [redacted] 24 Feb 09.

b(6), b(7)(C)

23

ACLU DETAINEE DEATH 2 CID 1464

279. Sworn Statement of MA[redacted] 24 Feb 09.

280. AIR of SA[redacted] 24 Feb 09.

281. Sworn Statement of SFC[redacted] 23 Feb 09.

282. Sworn Statement of SPC[redacted] 23 Feb 09.

283. Sworn Statement of SPC[redacted] 23 Feb 09.

284. Sworn Statement of SPC[redacted] 23 Feb 09.

285. Sworn Statement and Map of SPC[redacted] 23 Feb 09.

286. Sworn Statement of SPC[redacted] 23 Feb 09.

287. AIR of SA[redacted] 25 Feb 09.

288. AIR of SA[redacted] 26 Feb 09.

289. Unclassified Area Map of Baghdad, Iraq, detailing the location where SGT[redacted] recovered the remains of two Iraqi males, 25 Feb 09.

290. AIR of SA[redacted], 26 Feb 09.

291. Sworn Statement of MSG[redacted], 26 Feb 09.

292. AIR of SA[redacted] Mar 09.

293. Sworn Statement of Mr[redacted] 2 Mar 09.

294. AIR of SA[redacted] 11 Mar 09.

295. Sworn Statement of SGT[redacted] 11 Mar 09, and Unclassified Area Map of Baghdad, Iraq.

b(6), b(7)(C)

24

ACLU DETAINEE DEATH 2 CID 1465

296. AIR of SA [redacted] 17 Apr 09.

297. Sworn Statement of SPC [redacted] 17 Apr 09.

298. AIR of SA [redacted] 21 Apr 09.

299. Sworn Statement of SA [redacted] 11 May 09.

300. Written Opine MFR of CPT [redacted] 11 May 09.

301. Record of Proceeding Under Article 15, UCMJ, and Report of Result of Trial pertaining to SPC [redacted] SPC [redacted] SPC [redacted] SPC [redacted] SGT [redacted] SPC [redacted] SPC [redacted] SPC [redacted], SPC [redacted], SFC [redacted] SGT [redacted] SGT [redacted] and MSG [redacted]

302. Evidence/Property Custody Documents (EPCD), Document Numbers (DN) 010-08 thru 018-08, 047-08, 053-08, 055-08, 056-08, 154-08, 179-08, and 002-09.

NOT ATTACHED:

Retained in the files of the Polygraph Division, U.S. Army Crime Records Center, Fort Belvoir, VA:

303. Polygraph Authorization of SPC [redacted] 13 Mar 08.

304. Polygraph Examination Statement of Consent of Mr. [redacted] 19 Mar 08.

The originals of Exhibits 1, 3, 4, 6 through 36, 38 through 62, 65, 66, 68 through 76, 79 through 86, 86, 88 through 113, 115 through 188, 190 through 194, 196, 197, 200, 202 through 210, 212, 214 through 226, 228 through 230, 234, 236, 238 through 264, 266 through 272, and 274 are attached to the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the TDS, OSJA, CBSG. The original of Exhibit 5 is maintained in the files of OSJA, USACIDC, 6010 6th Street, Fort Belvoir, VA 22060. The originals of Exhibit 37 are maintained as a permanent record of court proceedings (Grafenwoehr Law Center (GLC), OSJA, Grafenwoehr, Germany, APO AE 09114). The originals of Exhibits 63, 64, 67, 77, 114, 189, 198, 199 and 201 are retained in the files of the 1-2nd INF BN, CBSG (previously identified as

b(6), b(7)(C)

b(6), b(7)(C)

25

ACLU DETAINEE DEATH 2 CID 1466

1-18th INF BN, CBSG). The originals of Exhibit 78 are retained in the files of the Finance Office, CBSG. The originals of Exhibit 87 are maintained in the files of the United States District Court, 2 Exchange Ter #234, Providence, RI 02903-1720. The originals of Exhibit 211 are maintained in the files of the Polygraph Division, USACRC, 6010 6th Street, Fort Belvoir, VA 22060. The originals of Exhibits 213 and 227 are retained in the files of the USACIL, 4930 North 31st Street, Forest Park, GA 30297-5205. The originals of Exhibits 231, 232, and 302 are retained in the files of the Evidence Depository, this office. The original of Exhibit 233 is maintained in the files of the Hai Al-Amil Police Station, Baghdad, Iraq. The originals of Exhibits 235 and 237 are retained in the files of the 4-64th Army Reserve, 4th Brigade Combat Team (BCT), 1st Infantry Division (ID), JSS Jihad, Baghdad, Iraq. The originals of Exhibits 265 and 273 are maintained in the files of the 1-28th INF BN, Fort Riley, KS 66442. The originals of Exhibits 300 and 301 are maintained in the files of the GLC, OSJA, Grafenwoehr, Germany APO AE 09114.

STATUS: This is a Final Report. On 29 Apr 08, SPC [redacted] received non-judicial punishment under the provisions of Article 15, UCMJ; reduction to Private First Class (E3), forfeiture of $422 a month for two months and to perform extra duty for 45 days. On 29 Apr 08, SPC [redacted] received non-judicial punishment under the provisions of Article 15, UCMJ; reduction to Private First Class (E3), forfeiture of $422 pay for two months, and extra duty for 45 days. On 1 May 08, SPC [redacted] received non-judicial punishment under the provisions of Article 15, UCMJ; reduction to Private First Class (E3), suspended, to be automatically remitted if not vacated before 30 October 2008, and to perform extra duty for 45 days. On 10 Jul 08, SPC [redacted] received non-judicial punishment under the provisions of Article 15, UCMJ; reduction to Private First Class (E3), suspended, to be automatically remitted if not vacated before 9 October 2008; forfeiture of $462.00 pay per month for two months, and extra duty for 45 days. On 10 Jul 08, SGT [redacted] received non-judicial punishment under the provisions of Article 15, UCMJ; reduction to Specialist (E4), forfeiture of $510.00 pay per month for two months, both suspended, to be automatically remitted if not vacated before 9 December 2008, and restriction of movement for 45 days. On 18 Jul 08, SPC [redacted] received non-judicial punishment under the provisions of Article 15, UCMJ; reduction to Private First Class (E3), forfeiture of $843.00 pay for two months, both suspended, to be automatically remitted if not vacated on or before 5 Nov 08, and extra duty for 30 days. On 18 Sep 08, SPC [redacted] received judicial punishment under the provisions of a general court-martial; reduction to Private (E1); confinement for forty years; and a Dishonorable Discharge. Pretrial agreement concerning sentence was initiated to disapprove any confinement in excess of seven (7) months, and other lawful punishment may be approved. On 02 Oct 08, SPC [redacted] received judicial

b(6), b(7)(C)

26

ACLU DETAINEE DEATH 2 CID 1467

punishment under the provisions of a general court-martial; reduction to Private (E1), forfeiture of all pay and allowances, Confinement for four (4) years, and a Bad Conduct Discharge. Pretrial agreement concerning sentence was initiated to disapprove any confinement in excess of eight (8) months, any other lawful punishment may be approved. On 24 Oct 08, SPC [redacted] received judicial punishment under the provisions of a summary court-martial; reduction to Private (E1), forfeiture of $500 pay and restriction for 30 days. On 20 Feb 09, SGT [redacted] received judicial punishment under the provisions of a general court-martial; reduction to Private (E1), forfeiture of all pay and allowances, confinement for the length of his natural life with eligibility for parole and dishonorably discharged from the service. On 24 Feb 09, SGT [redacted] received non-judicial punishment under the provisions of Article 15, UCMJ; reduction to Specialist (E4), forfeiture of $1109.00 pay for 2 months, extra duty for 45 days, and restriction for 45 day; all suspended, to be automatically remitted if not vacated on or before 23 August 2009. On 30 Mar 09, SFC [redacted] received judicial punishment under the provisions of a general court-martial; to be confined for the length of his natural life and to be dishonorably discharged from the service. A pretrial agreement concerning the sentence was initiated to disapprove any confinement in excess of 35 years, and other lawful punishments may be approved. On 16 Apr 09, MSG [redacted] received judicial punishment under the provisions of a general court-martial; to be reduced to the grade of E1, forfeiture of all pay and allowances, to be confined for the length of his natural life with eligibility for parole, and to be dishonorably discharged. No action was taken concerning SPC [redacted] SGT [redacted] and SSG [redacted]

Commander's Report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, 2O2ND MP GRP (CID) (Organizational Email)
CDR, 1002ND MP BN (CID), BAMBERG, GE
CDR, 172 INF BDE, SCHWEINFURT, GE
CDR, 1/2 IN BN, SCHWEINFURT, GE
CDR, US ARMY GARRISION SCHWEINFURT, GE
DIRECTOR, DES, SCHWEINFURT, GE
AFIP (Dover)
AFIP
SJA, Gafenwoehr Law Center, Grafenwoehr, GE (Attn: CPT [redacted]
FILE

b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1469

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
West Point CID Office
3d Military Police Group, Building 616, West Point, NY 10966-1584

02 Oct 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0076-2009-CID081-61558 - 5H1A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 01 AUG 2004, 0001 - 01 NOV 2005, 2359; UNKNOWN LOCATION, RAMADI, IRAQ

DATE/TIME REPORTED: 14 JUL 2009, 1000

INVESTIGATED BY:
SA [redacted]
SA [redacted]

SUBJECT:
1. UNKNOWN, ; [MURDER (UNFOUNDED)] (NFI)

VICTIM:
1. UNKNOWN-2132447-0076-2009-CID081-I ; [MURDER (UNFOUNDED)] (NFI)

2. UNKNOWN-2132450-0076-2009-CID081-I ; [MURDER (UNFOUNDED)] (NFI)

INVESTIGATIVE SUMMARY:

This investigation was initiated upon receipt of Memorandum of Transmittal, 0459-09-CID034, from the Fort Hood CID Office, which detailed Mr [redacted] reported his nephew, SGT [redacted] murdered two Iraqi civilians while deployed with the 1/9th Infantry Battalion,

b(2), b(6), b(7)(C)

ACLU DETAINEE DEATH 2 CID 1470

Fort Carson, CO 80902.

Investigation determined there was no credible information to support the accusations made by [redacted] Coordination with deployed CID assets, interviews of SGT [redacted] family, and interviews of SGT [redacted] former unit members contradicted [redacted] allegations, and revealed an ongoing legal dispute between various members of th[redacted]amily.

STATUTES:

Article 118, UCMJ: Murder (UNFOUNDED)

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 30 Jun 09.

2. Sworn Statement of Mr [redacted], 30 Jun 09, wherein he stated SGT [redacted] claimed he murdered unarmed Iraqi civilians.

3. E-mail correspondence of Mr [redacted], 1 Apr 07.

4. Reminder Publications, Inc, News article, not dated, detailing SGT [redacted] was chosen to receive a free home from Homes for Our Troops.

5. Department of Veteran's Affairs Compensation Application of SGT [redacted] 24 Mar 08.

6. Massachusetts Superior Court Civil Complaint #09-483, 14 May 09, detailing a civil lawsuit filed by Mr [redacted] against Mr [redacted].

7. AIR of SA [redacted] 28 Jul 09.

8. Homes for Our Troops web page, 14 Jul 09, detailing the death of SGT [redacted]

9. Army Times web page, 14 Jul 09, detailing the death of PFC [redacted]

10. Sworn Statement of Mr [redacted] 28 Jul 09.

11. Sworn Statement of [redacted] 28 Jul 09.

12. AIR of SA [redacted] 11 Aug 09.

13. Sworn Statement of SFC [redacted] 28 Jul 09.

14. Alpha Roster, A Company, 1/503rd Infantry Battalion, not dated.

15. AIR of SA [redacted] 0 Sep 09.

Not Attached:

None

The originals of Exhibits 1-2, 7, and 10-13, and 15 were attached to the USACRC copy of this report. The original of Exhibit 3 was retained in the files of Google, 75 Ninth Avenue 2nd and 4th Floors New York, NY. The original of Exhibit 4 was retained in the files of Reminder Publications, Inc, 280 North Main St, East Longmeadow, MA. The original of Exhibit 5was retained in the files of the US department of Veterans Affairs Regional Office, JFK Federal Building, Boston, MA. The original of Exhibit 6 was retained in the files of the Massachusetts Superior Court, Three Pemberton Square, Boston, MA. The original of Exhibit 8 was retained in the files of Homes for Our Troops, 6 Main Street, Taunton, MA. The original of Exhibit 9 was retained in the files of the Army Times Publishing Company, 6883 Commercial Dr, Springfield, VA. The original of Exhibit 14 was retained in the files of A Company, 1/503rd Infantry Battalion, Camp Casey, Korea.

STATUS: This is a Final Report. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required. CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
1 - Dir, USACRC, Attn: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060-5506
1 - Cdr, 3rd MP Grp (CID), Fort Gillem, GA 30297
1 - Cdr, Washington CID Bn, Fort Myer, VA 22211 (e-mail only)
1 - Cdr, USAG, USMA, WPNY (e-mail only)
1 - OSJA, Attn: COL [redacted] WPNY (e-mail only)
1 - OSJA, Attn: CPT [redacted] WPNY (e-mail)
1 - File

b(6), b(7)(C)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
3rd MP Group (CID), Camp Bucca, Iraq, APO, APO AE 09375

05 May 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0005-2009-CID579-73112 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 14 JAN 2009, 0050 - 14 JAN 2009, 0214; TENT 3-3, COMPOUND 7, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 14 JAN 2009, 0200

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. IBRAHIM, AHMAD AWWAD (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; INTERNMENT SERIAL NUMBER [redacted] TENT 3-3, COMPOUND 7, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1474

This investigation was initiated upon notification by the 42nd MP BDE of a Detainee death.

Investigation determined Detainee IBRAHIM died of natural causes while sleeping in his tent. An autopsy examination determined Detainee IBRAHIM died due to Lymphocytic Myocarditis.

EXHIBITS:

ATTACHED:

1. Agent's Investigation Report (AIR) of SA [redacted] 21 Apr 09.
2. CD-Rom containing photographic packet. (Detainee IBRAHIM)
3. Statement of SGT [redacted] 4 Jan 09.
4. Death Scene AIR of SA [redacted] 14 Jan 09.
5. Death Scene Sketch, 14 Jan 09, prepared by SA [redacted]
6. CD-Rom containing photographic packet. (Death Scene)
7. CD-Rom containing originals of Exhibits 2 and 6. (USACIDC only)
8. Statement of Detainee [redacted] 14 Jan 09. (USACIDC only)
9. Translation of Detainee [redacted] 14 Jan 09 statement, translated by [redacted]
10. Medical records of Detainee IBRAHIM.
11. Statement of Mr. [redacted] 14 Jan 09.
12. AIR of SA [redacted] 22 Jan 09.
13. CD-Rom containing photographic images of Detainee IBRAHIM's autopsy examination.

b(6) b7(C)
ACLU DETAINEE DEATH 2 CID 1475

2

(USACIDC only)

14. Timeline prepared by SA [redacted]

15. Autopsy Report of Detainee IBRAHIM, 7 Apr 09.

16. Toxicology Report of Detainee IBRAHIM, 29 Jan 09.

17. Death Certificate pertaining to Detainee IBRAHIM, 21 Apr 09.

NOT ATTACHED:

NONE

The originals of Exhibits 1-9 and 12-14 are forwarded with the USACRC copy of this report. The originals of Exhibits 10 and 11 are maintained in the files of the 115th CSH, TIF, Camp Bucca. The originals of Exhibits 15-17 are maintained in the files of the Office of the Armed Forces Medical Examiner, Washington D.C.

STATUS: This is a Final Report. Commander's Report of Disciplinary Action Taken is not required.

CID Reports of Investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent

DISTRIBUTION:
1- Dir, USACRC, Ft Belvoir, VA
1- 10th MP BN (CID)(ABN)
1- CDR, 3D MP GROUP (CID)(OPERATIONS)
1- DIR, AFIP
1- SJA BUCCA
1- CDR, TF-Bucca
1- CDR, FOB BUCCA
1- FILE

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
22nd MP Battalion (CID), APO AE 09375

07 Nov 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0045-2009-CID579-73125 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 23 JUL 2009, 1600 - 23 JUL 2009, 1703; CARAVAN 2, COMPOUND 17D, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 23 JUL 2009, 1628

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. AL-SAAIDA, MUHAMMED ABD FRAYH (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; ISN [redacted] CARAVAN 2, COMPOUND 17D, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1478

This office was notified by SGT [redacted]06th Military Police (MP) Battalion (BN), Camp Bucca, IZ, APO AE 09375, that Detainee AL-SAAIDA was pronounced dead at the Camp Bucca Hospital.

Investigation determined Detainee AL-SAAIDA died inside his Modular Detainee Housing Unit as a result atherosclerotic cardiovascular disease. The totality of the investigative facts, to include the death scene examination, autopsy, medical records review, and witness interviews, corroborated the cause of death; therefore, Detainee AL-SAAIDA's manner of death was determined to be natural.

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 11 Oct 09.
2. Evidence/Property Custody Document (EPCD), Document Number (DN): 361-09.
3. Sworn Statement of SPC [redacted] 23 Jul 09.
4. Sketch prepared by SPC [redacted]3 Jul 09.
5. Sworn Statement of PO3 [redacted]3 Jul 09.
6. Sketch prepared by PO3 [redacted]3 Jul 09.
7. Sworn Statement of PO3 [redacted] 23 Jul 09.
8. Sworn Statement of PO1 [redacted]3 Jul 09.
9. Sworn Statement of PO1 [redacted] 23 Jul 09.
10. Sworn Statement of PO2 [redacted], 23 Jul 09.
11. Medical Case Review memorandum, 28 Jul 09.

12. Autopsy Examination Report, 21 Sep 09.

13. AIR of SA [redacted] 23 Jul 09.

14. Death Scene Sketch prepared by SA [redacted] 23 Jul 09.

15. Photographic Packet (Death Scene).

16. CD containing original images associated with Exhibit 15 (USACRC and file copies only.)

17. EPCD, DN: 362-09.

18. AIR of SA [redacted] Aug 09.

19. Photographic Packet (Autopsy).

20. CD containing original images associated with Exhibit 19 (USACRC and file copies only).

Not Attached:

None.

The original of Exhibits 1, 3-10, 13, 14, 16, 18, and 20, were forwarded with the USACRC copy of this report. The original of Exhibits 2 and 17 were retained at the Evidence Depository, Camp Arifjan CID Office, Camp Arifjan, Kuwait. The original of Exhibit 11 was retained at the TIF Hospital, Camp Bucca, Iraq. The original of Exhibit 12 was retained at AFIP, Rockville, MD.

STATUS: This is a Final Report. Commander's Report of Disciplinary Action taken is not required.

CID Reports of Investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (w/originals)
Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir, (w/exhibits)
CDR, 3D MP GROUP (CID)(OPERATIONS) (w/exhibits)
CDR, 22nd MP BN (CID) (w/exhibits)
THRU: CDR, 89th MP BDE (w/exhibits)
TO: CDR, 306th MP BN
CDR, TF-Bucca
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
DIR, AFIP
22ND MP BN (CID)
SJA BUCCA
OPS, 22nd MP BN (CID)
FILE (w/exhibits)

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Taji CID Office
22nd Military Police Battalion (CID), APO AE 09378

12 Nov 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - 1ST FINAL SUPPLEMENTAL (C)/SSI - 0062-2009-CID979-85131 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 11 MAY 2009, 0910 - 11 MAY 2009, 1004; 10TH COMBAT SUPPORT HOSPITAL, INTERNATIONAL ZONE, IRAQ, APO, AE 09348

DATE/TIME REPORTED: 11 MAY 2009, 1115

INVESTIGATED BY:
SA [redacted]
SA
SA
SA
SA
SA

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. HAMID, ADNAN NAIF (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; THEATER INTERNMENT FACILITIES/RECONCILIATION CENTER, CAMP TAJI, IRAQ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09378; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

b(2), b(6), b(7)(C)
ACLU DETAINEE DEATH 2 CID 1482

This is an Operation Iraqi Freedom Investigation.

This investigation was initiated upon notification from the Battle Captain, Theater Internment Facilities/Reconciliation Center (TIFRC), Camp Taji, Iraq, who reported the death of a detainee.

Investigation determined Mr. HAMID died as a result of pulmonary embolism. The manner of death was natural.

On 12 Nov 09, this office received the Armed Forces Institute of Pathology case review consult which was commensurate with the final findings of this office.

STATUTES:

Not Applicable

EXHIBITS:

ADDED ATTACHED:

23. Agent's Investigation Report (AIR) of SA [redacted] 12 Nov 09.

24. AFIP Case Review, 27 Oct 09.

NOT ADDED ATTACHED:

None

The originals of Exhibits 23 and 24 are attached to the USACRC copy of this report.

STATUS: This is a 1st Final (C) Supplemental Report. No further investigative activity is anticipated at this time. Commander's Report of Disciplinary or Administrative Action Taken (DA Form 4833) is not required.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID Higher Headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA
CDR, 3d MP GRP (CID), Forest Park, GA, ATTN: OPS
CDR, 22nd MP Battalion (CID), Camp Victory, Iraq, APO AE 09342
Deputy CDR, 22nd MP Battalion (CID), Camp Victory, Iraq, APO AE 09342
CDR, 89th MP BDE, Camp Cropper, Iraq APO AE 09342
DIR, AFIP, Rockville, MD
Mayor, Camp Taji, IZ (email)
PM, Camp Taji, IZ (email)
PMO, ATTN: Operations, Camp Taji, IZ (email)
PMO, ATTN: Provost Sergeant, Camp Taji, Iraq (email)
PMO, ATTN: Senior Desk Sergeant, Camp Taji, Iraq (email)
File

DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Camp Bucca CID Office
22nd MP Battalion (CID), APO AE 09375

07 Nov 2009

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0045-2009-CID579-73125 - 5H9A

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 23 JUL 2009, 1600 - 23 JUL 2009, 1703; CARAVAN 2, COMPOUND 17D, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, AE 09375

DATE/TIME REPORTED: 23 JUL 2009, 1628

INVESTIGATED BY:
SA [redacted]
SA [redacted]
SA [redacted]

SUBJECT:
1. NONE, ; [DEATH BY NATURAL CAUSES] (NFI)

VICTIM:
1. AL-SAAIDA, MUHAMMED ABD FRAYH (DECEASED); FRCIV; IRAQ; (DOB); (POB); MALE; OTHER; ISN: [redacted], CARAVAN 2, COMPOUND 17D, THEATER INTERNMENT FACILITY, CAMP BUCCA, IZ, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST 09375; XZ ; [DEATH BY NATURAL CAUSES]

INVESTIGATIVE SUMMARY:

This is an Operation Iraqi Freedom Investigation.

This office was notified by SGT [redacted], 306th Military Police (MP) Battalion (BN), Camp Bucca, IZ, APO AE 09375, that Detainee AL-SAAIDA was pronounced dead at the Camp Bucca Hospital.

Investigation determined Detainee AL-SAAIDA died inside his Modular Detainee Housing Unit as a result atherosclerotic cardiovascular disease. The totality of the investigative facts, to include the death scene examination, autopsy, medical records review, and witness interviews, corroborated the cause of death; therefore, Detainee AL-SAAIDA's manner of death was determined to be natural.

EXHIBITS:

Attached:

1. Agent's Investigation Report (AIR) of SA [redacted] 11 Oct 09.
2. Evidence/Property Custody Document (EPCD), Document Number (DN): 361-09.
3. Sworn Statement of SPC [redacted] 23 Jul 09.
4. Sketch prepared by SPC [redacted] 23 Jul 09.
5. Sworn Statement of PO3 [redacted] 3 Jul 09.
6. Sketch prepared by PO3 [redacted] 3 Jul 09.
7. Sworn Statement of PO3 [redacted] 3 Jul 09.
8. Sworn Statement of PO1 [redacted] 23 Jul 09.
9. Sworn Statement of PO1 [redacted] 23 Jul 09.
10. Sworn Statement of PO2 [redacted] 23 Jul 09.
11. Medical Case Review memorandum, 28 Jul 09.

12. Autopsy Examination Report, 21 Sep 09.

13. AIR of SA [redacted] 23 Jul 09.

14. Death Scene Sketch prepared by SA [redacted] 23 Jul 09.

15. Photographic Packet (Death Scene).

16. CD containing original images associated with Exhibit 15 (USACRC and file copies only.)

17. EPCD, DN: 362-09.

18. AIR of SA [redacted] 3 Aug 09.

19. Photographic Packet (Autopsy).

20. CD containing original images associated with Exhibit 19 (USACRC and file copies only).

Not Attached:

None.

The original of Exhibits 1, 3-10, 13, 14, 16, 18, and 20, were forwarded with the USACRC copy of this report. The original of Exhibits 2 and 17 were retained at the Evidence Depository, Camp Arifjan CID Office, Camp Arifjan, Kuwait. The original of Exhibit 11 was retained at the TIF Hospital, Camp Bucca, Iraq. The original of Exhibit 12 was retained at AFIP, Rockville, MD.

STATUS: This is a Final Report. Commander's Report of Disciplinary Action taken is not required.

CID Reports of Investigation may be subject to a Quality Assurance review by CID higher headquarters.

Report Prepared By:

[redacted]
Special Agent

Report Approved By:

[redacted]
Special Agent in Charge

DISTRIBUTION:
Dir, USACRC, Ft Belvoir, VA (w/originals)
Commander, US Army Criminal Investigation Command, ATTN: CIOP-COP-CO, 6010 6th Street, Ft Belvoir, (w/exhibits)
CDR, 3D MP GROUP (CID)(OPERATIONS) (w/exhibits)
CDR, 22nd MP BN (CID) (w/exhibits)
THRU: CDR, 89th MP BDE (w/exhibits)
TO: CDR, 306th MP BN
CDR, TF-Bucca
COMMANDER, FOB BUCCA, UMM QASR, IRAQ, APO AE 09375
DIR, AFIP
22ND MP BN (CID)
SJA BUCCA
OPS, 22nd MP BN (CID)
FILE (w/exhibits)