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

23 Jun 2005

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - CORRECTED FINAL/SSI -
0326-2004-CID056-76236 - 5H9C1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 11 APR 2004, 1030 - 11 APR 2004, 1200; VICINITY GRID COORDINATE 38S
MB180798, SOUTH OF CAMP FALLUJAH, IRAQ

DATE/TIME REPORTED: 11 AUG 2004, 1000

INVESTIGATED BY:

SA [REDACTED]
SA [REDACTED]
SA [REDACTED]

b7c-1, b6-1, b2
b7c-1, b6-1, b2
b7c-1, b6-1, b2

SUBJECT:

1. NONE, ; [DEATH BY HOSTILE FIRE] (NFI)

VICTIM:

1. UNKNOWN IRAQI, ; MALE; [DEATH BY HOSTILE FIRE] (NFI)

INVESTIGATIVE SUMMARY:

About 1000, 11 Aug 04, this office was notified by Military Police Investigations (MPI), Office of the Provost Marshal, Fort Carson, CO (FCCO) 80913, of an undetermined death of an Iraqi male who was killed in Iraq by an American soldier. The Iraqi was in surrender status.

Investigation established probable cause to believe that SSG [REDACTED]

[REDACTED] 706th Transportation Company (TC), Mansfield, OH, did not commit the offense of murder and the offense of murder was not committed as initially alleged. This incident was within the US Central Command's rules of engagement policy; therefore, it was declared a

b7c-5, b6-5

b7c-5, b6-5



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lawful hostile engagement.

Investigation established that on 11 Apr 04, the 706th TC, deployed to Taji, Iraq, where they were involved in a hostile engagement when an Iraqi insurgent force ambushed the 706th TC's convoy. The convoy members engaged the Iraqi force wherein all Iraqi's were killed except a small force who barricaded themselves inside a building/bunker.

Subsequent to the cease fire, one of the Iraqi soldiers exited the building and presented a white flag at the end of his weapon with the muzzle pointed in the air, as if he were surrendering.

Subsequent to the surrendering process, the Iraqi lowered his weapon and fired upon the convoy members. Several members of the convoy then returned fire killing the Iraqi.

The investigation also disclosed upon several interviews of the convoy members that SSG [REDACTED] did not engage the surrendering Iraqi as his weapon had malfunctioned. *b7c-5, 665*

Further investigation also established that 1st Calvary Division responded to this incident to assist the 706th TC and captured two Iraqi's who were released to the Prisoner of War (POW) collection point.

On 28 Oct 04, SSG [REDACTED] was interviewed wherein he denied he had shot at or killed the above surrendering Iraqi. He related his unit engaged the Iraqi force when his unit was ambushed during a convoy. *b7c-5, 665*

Between 20 - 24 Apr 04, the 593rd Corps Support Group conducted a commander's inquiry regarding this incident confirming the above events.

Further, on 20 Jun 05, during an administrative review of this file, it was disclosed the synopsis of this report did not fully explain why SSG [REDACTED] did not commit the offense of murder and the offense or murder was not committed as alleged. This corrected report was submitted to rectify the incident dates and the synopsis of this report and to change the offense code undetermined manner of death to death by hostile fire. *b7c-5, 665*

STATUTES:

None (Hostile Fire)

EXHIBITS/SUBSTANTIATION:

Attached:

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b7C-1, 66-1

1. Agent's Investigation Report (AIR) of SA [REDACTED] 30 Aug 04, detailing the basis for investigation, interview of MSG [REDACTED] and unit coordination's. *b7C-4, 66-4*

2. Sworn Statement of MSG [REDACTED] 11 Aug 04, detailing his conversation with SSG [REDACTED] *b7C-4, 66-4*

3. AIR of SA [REDACTED] 16 Aug 04, detailing receipt of the Request for Assistance (RFA), unit coordination's and interview of WO1 [REDACTED] *b7C-1, 66-1*

4. Sworn Statement of WO1 [REDACTED] 16 Aug 04, detailing the conversation he overheard between MSG [REDACTED] and SSG [REDACTED] *b7C-4, 66-4*

5. AIR of SA [REDACTED] 28 Oct 04, detailing receipt of RFA results from SA [REDACTED] and interview of SSG [REDACTED] *b7C-5, 66-5*

6. Rights Wavier Certificate and Sworn Statement of SSG [REDACTED] 28 Oct 04, in which he denied killing the Iraqi male. *b7C-1, 66-1*

7. AIR of SA [REDACTED] 18 Sep 04, detailing receipt of RFA, receipt of commander's inquiry and unit coordination's. *b7C-5, 66-5*

8. 593rd Corps Support Group Commander's Inquiry, 20-27 April 04, detailing the events that occurred during the ambush of the 706th TC convoy on 11 Apr 04.

9. Findings and Recommendations of 593rd Corps Support Group Commander's Inquiry, 27 Apr 04, detailing the recommendation that every soldier involved in the firefight receive bronze stars for their valor and determination.

10. AIR of SA [REDACTED] 20 Nov 04, detailing receipt of RFA and his efforts to identify the individual captured by convoy members on 11 Apr 04. *b7C-1, 66-1*

11. Significant Activity Reports, 11-12 Apr 04, detailing the events surrounding the ambush of the 706th TC convoy.

12. Interrogation Report, 27 May 04, detailing the interrogation of the Iraqi individual captured by members of the convoy on 11 Apr 04. *b7C-1, 66-1*

13. AIR of SA [REDACTED] 20 Dec 04, detailing receipt of RFA, unit coordination's and interviews of SPC [REDACTED] SPC [REDACTED] SPC [REDACTED] SGT [REDACTED] and SGT [REDACTED] *b7C-4, 66-4*

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67C-4,66-4

14. Sworn Statement of SPC [REDACTED] 3 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male.

67C-4,66-4

15. Sworn Statement of SPC [REDACTED] 3 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *67C-5,66-5*

67C-4,66-4

16. Sworn Statement of SPC [REDACTED] 6 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *67C-5,66-5*

67C-4,66-4

17. Sworn Statement of SGT [REDACTED] 8 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *67C-5,66-5*

67C-4,66-4

18. Sworn Statement of SGT [REDACTED] 20 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *67C-5,66-5*

67C-4,66-1

19. AIR of SA [REDACTED] 11 Jan 05, detailing receipt of RFA and interview of SSG [REDACTED]

67C-4,66-4

20. Sworn Statement of SSG [REDACTED] 11 Jan 05, detailing he did not witness SSG [REDACTED] fire his weapon during the firefight. *67C-5,66-5*

67C-1,66-1

21. AIR of SA [REDACTED] 16 Jan 05, detailing receipt of RFA and interview of SGT [REDACTED]

67C-4,66-4

22. Sworn Statement of SGT [REDACTED] 15 Jan 05, detailing he did not witness SSG [REDACTED] fire his weapon during the firefight.

67C-1,66-1

23. AIR of SA [REDACTED] 10 Feb 05, detailing unit and SJA coordination's and name check results of SSG [REDACTED] *67C-5,66-5*

Not Attached: NONE

STATUS: This is a corrected final report. Commander's Report of Disciplinary Action Taken, DA Form 4833 is not required.

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REPORT PREPARED BY

[REDACTED]

SA
Special Agent

67C-1,66-1,62

REPORT APPROVED BY

[REDACTED]

Special Agent-in-Charge

67C-1,66-1

DISTRIBUTION:

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- CDR, 22d MP Bn, Ft Lewis, WA
- Dir, Armed Forces Institute of Pathology, Rockville, MD
- CDR, 1ST MOBILIZED BDE, FT CARSON, CO
- CHIEF OF STAFF, FT CARSON
- CHIEF, CRIMINAL LAW, FORT CARSON, CO
- GARRISON COMMANDER, FT CARSON
- PMO, FORT CARSON, CO (ATTN: MPR #: 00411-2005-MPC056)
- FILE

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

17 Feb 2005

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0326-2004-CID056-76236 - 5H9B

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2003, 0001 - 11 AUG 2004, 0900; IRAQ

DATE/TIME REPORTED: 11 AUG 2004, 1000

INVESTIGATED BY:

SA
SA
SA

b7C-1, 66-1, 62
b7C-1, 66-1, 62
b7C-1, 66-1, 62

SUBJECT:

1. NONE, ; UNDETERMINED MANNER OF DEATH (UNFOUNDED) (NFI)

VICTIM:

1. UNKNOWN IRAQI, ; MALE; UNDETERMINED MANNER OF DEATH
(UNFOUNDED) (NFI)

INVESTIGATIVE SUMMARY:

About 1000, 11 Aug 04, this office was notified by Military Police Investigations (MPI), Office of the Provost Marshall, Fort Carson, CO 80913 (FCC), of an undetermined death of an Iraqi male who was killed in Iraq by an American soldier. The Iraqi was in surrender status.

Investigation established probable cause to believe that the offense of Murder did not occur as alleged, in that SSG [REDACTED] 5025th Garrison Support, FCC, was present when the deceased Iraqi male was killed; however, he did not fire his weapon during the altercation.

b7C-5, 66-5

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STATUTES:

Article 118, UCMJ: Murder (Unfounded)

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED] 30 Aug 04, detailing the basis for investigation, interview of MSG [REDACTED] and unit coordination's. *b7C-1, 66-1* *b7C-4, 66-4*
2. Sworn Statement of MSG [REDACTED] 11 Aug 04, detailing his conversation with SSG [REDACTED] *b7C-4, 66-4* *b7C-5, 66-5* *b7C-1, 66-1*
3. AIR of SA [REDACTED] 16 Aug 04, detailing receipt of the Request for Assistance (RFA), unit coordination's and interview of WO1 [REDACTED] *b7C-4, 66-4*
4. Sworn Statement of WO1 [REDACTED] 6 Aug 04, detailing the conversation he overheard between MSG [REDACTED] and SSG [REDACTED] *b7C-4, 66-4* *b7C-5, 66-5* *b7C-1, 66-1*
5. AIR of SA [REDACTED] 28 Oct 04, detailing receipt of RFA results from SA [REDACTED] and interview of SSG [REDACTED] *b7C-5, 66-5* *b7C-1, 66-1*
6. Rights Wavier Certificate and Sworn Statement of SSG [REDACTED] 28 Oct 04, in which he denied killing the Iraqi male. *b7C-5, 66-5*
7. AIR of SA [REDACTED] 18 Sep 04, detailing receipt of RFA, receipt of commander's inquiry and unit coordination's. *b7C-1, 66-1*
8. 593rd Corps Support Group Commander's Inquiry, 20-27 April 04, detailing the events that occurred during the ambush of the 706th TC convoy on 11 Apr 04.
9. Findings and Recommendations of 706th Commander's Inquiry, 27 Apr 04, detailing the recommendation that every soldier involved in the firefight receive bronze stars for their valor and determination.
10. AIR of SA [REDACTED] 20 Nov 04, detailing receipt of RFA and his efforts to identify the individual captured by convoy members on 11 Apr 04. *b7C-1, 66-1*
11. Significant Activity Reports, 11-12 Apr 04, detailing the events surrounding the ambush of

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the 706th TC convoy.

12. Interrogation Report, 27 May 04, detailing the interrogation of the Iraqi individual captured by members of the convoy on 11 Apr 04.

13. AIR of SA [REDACTED] 20 Dec 04, detailing receipt of RFA, unit coordination's and interviews of SPC [REDACTED] SPC [REDACTED] SPC [REDACTED] SGT [REDACTED] and SGT [REDACTED] *b7C-1,66-1* *b7C-4,66-4*

14. Sworn Statement of SPC [REDACTED] 3 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *b7C-4,66-4* *b7C-5,66-5*

15. Sworn Statement of SPC [REDACTED] 3 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *b7C-4,66-4* *b7C-5,66-5*

16. Sworn Statement of SPC [REDACTED] 6 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *b7C-4,66-4* *b7C-5,66-5*

17. Sworn Statement of SGT [REDACTED] 8 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *b7C-4,66-4* *b7C-5,66-5*

18. Sworn Statement of SGT [REDACTED] 20 Dec 04, detailing he did not witness SSG [REDACTED] shoot a surrendering Iraqi male. *b7C-4,66-4* *b7C-5,66-5*

19. AIR of SA [REDACTED] 11 Jan 05, detailing receipt of RFA and interview of SSG [REDACTED] *b7C-1,66-1* *b7C-4,66-4*

20. Sworn Statement of SSG [REDACTED] 11 Jan 05, detailing he did not witness SSG [REDACTED] fire his weapon during the firefight. *b7C-4,66-4* *b7C-5,66-5*

21. AIR of SA [REDACTED] 16 Jan 05, detailing receipt of RFA and interview of SGT [REDACTED] *b7C-1,66-1* *b7C-4,66-4*

22. Sworn Statement of SGT [REDACTED] 15 Jan 05, detailing he did not witness SSG [REDACTED] fire his weapon during the firefight. *b7C-4,66-4* *b7C-5,66-5*

23. AIR of SA [REDACTED] 10 Feb 05, detailing unit and SJA coordination's and name check results of SSG [REDACTED] *b7C-1,66-1* *b7C-5,66-5*

Not Attached: NONE

STATUS: This is a final report. Commander's Report of Disciplinary Action Taken, DA Form 4833 is not required.

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REPORT PREPARED BY

67C-1, 66-1, 62

[REDACTED]
SA
Special Agent,

REPORT APPROVED BY

67C-1, 66-1

[REDACTED]
Special Agent-in-Charge

DISTRIBUTION:

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- Commander, 6th MP Group (CID), Ft Lewis, WA 98433
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- GARRISON COMMANDER, FT CARSON
- Dir, AFIP, Rockville, MD
- CDR, 1ST MOBILIZED BDE, FT CARSON, CO
- CHIEF, CRIMINAL LAW, FORT CARSON, CO
- PMO, FORT CARSON, CO
- FILE

AGENTS INVESTIGATION REPORT
CID REGULATION 195-1

BASIS FOR INVESTIGATION: About 1000, 11 Aug 04, this office was notified by Military Police Investigation (MPI), Office of the Provost Marshall, Fort Carson, CO (FCC) 80913, of an undetermined death of an Iraqi Male, who was killed in Iraq by an American soldier who was in a surrender status. (see email for details)

A review of the email disclosed that Warrant Officer Candidate (WOC) [redacted] Warrant Officer Candidate School, Fort Rucker Alabama (Formerly 5025th Garrison Support Unit, FCC, [redacted]) overheard a conversation between SSG [redacted] (NFI) and MSG [redacted] both assigned to 5025th Garrison Support Unit, FCC. The email reflected SSG [redacted] was telling MSG [redacted] a story that while in Iraq, on one occasion, while he the [redacted] convoy commander, the convoy was ambushed by Iraqi soldiers. The convoy had stopped, dismounted and engaged the Iraqi's. SSG [redacted] then stated an Iraqi soldier then [redacted] surrendered; however, SSG [redacted] was upset about being ambushed, and then murdered the unknown Iraqi Solider.

AGENTS COMMENT: On 11 Jul 04, the email was sent from WOC [redacted] to his supervisor on [redacted] FCC, MAJ [redacted] 5025th Garrison Support Unit, FCC. On 4 Aug 04, the email was then forwarded from MAJ [redacted] to the Provost Marshall.

On 11 Jul 04, SA [redacted] coordinated with MAJ [redacted] who related he received the email from WOC [redacted] wherein he forwarded the email to the office of the PMO. MAJ [redacted] related he has not spoken with WOC [redacted] regarding the allegation. MAJ [redacted] related he has no knowledge of this incident as SSG [redacted] is a reservist assigned to Fort Campbell, KY, with duty at Fort Carson, CO. MAJ [redacted] related WOC [redacted] is currently a student at the Warrant Office Candidate Course and MSG [redacted] is assigned to 5025th Garrison Support Unit, FCC.

About 1320, 11 Aug 04, SA [redacted] interviewed MSG [redacted] who rendered a sworn statement, wherein he related the conversation between him and SSG [redacted] was regarding a hostile death of an Iraqi. MSG [redacted] related that SSG [redacted] also stated that the Iraqi soldier was surrendering with a white flag on his weapon, however, when the Iraqi was approaching the convoy he was speaking in his native language and then pointed his weapon towards SSG [redacted] and the convoy at which time the US service members engaged the Iraqi who was then killed. MSG [redacted] also related that SSG [redacted] demonstrated how the Iraqi pointed his weapon at the convoy and that WOC [redacted] was unable to see the demonstration because he was sitting at the adjacent cubicle with his back to the conversation. MSG [redacted] also related that SSG [redacted] and WOC [redacted] did not get along and he believed the death of the Iraqi was justified due to a hostile situation. (See sworn statement for details)

SA [redacted]
48TH MP DET (CID), 6TH MP GRP (CID)
6525 SPECKER AVE, BUILDING 1816
FORT CARSON, CO 80913-4203

SIGNATURE [redacted]

DATE
30 Aug 04

AGENTS INVESTIGATION REPORT
CID REGULATION 195-1

On 13 Aug 04, SA [redacted] ^{b7C-1,66-1} coordinated with COL [redacted] ^{b7C-3,66-3} Commander, 1st Mobilization Brigade, Fort Carson, CO 80913, who was briefed on the merits and facts of this investigation.

On 13 Aug 04, SA [redacted] ^{b7C-1,66-1} coordinated with CPT [redacted] ^{b7C-3,66-3} Commander, HHC, ^{b7C-5,66-3} 5025th Garrison Support Unit, Fort Carson, CO 80913, who related SSG [redacted] is no longer assigned to her unit and he is currently assigned to the 706th Transportation Company, Fort Campbell, KY. WO1 [redacted] ^{b7C-4,66-4} was currently assigned to the Mobility Warrant Officer Basic Course, Fort Eustis, VA.

AGENT'S COMMENT: The 1st Mobility Brigade and the 5025th Garrison Support Unit are the same units.

On 13 Aug 04, the Fort Campbell Resident Agency notified this office that the 706th Transportation Company is not an active duty unit assigned to Fort Campbell, KY.

On 16 Aug 04, SA [redacted] ^{b7C-1,66-1} queried the internet and located the 706th Transportation Company Medium Truck (POL), 271 Hedges Street, Mansfield, OH 44902, telephone number [redacted] ^{b7C-1,66-1} or [redacted].

On 16 Aug 04, SA [redacted] ^{b7C-1,66-1} coordinated with Mrs. [redacted] ^{b7C-3,66-3} 706th Transportation Company, Mansfield, OH, who related that the 706th Transportation Company was deployed to Taji, Iraq, telephone number DVNT [redacted] ^{b7C-3,66-3}.

On 17 Aug 04, SA [redacted] ^{b7C-1,66-1} coordinated with MAJ [redacted] ^{b7C-3,66-3} Commander, 706th Transportation Company, Iraq, who was briefed on the merits and facts of this investigation.

On 30 Aug 04, SA [redacted] ^{b7C-1,66-1} briefed COL [redacted] ^{b7C-3,66-3} that this incident was documented in a 15-6 Investigation, wherein all convoy members stated the surrendered Iraqi was killed when he pointed his weapon at the convoy members. COL [redacted] related he had no knowledge of the 15-6 ^{b7C-3,66-3} Investigation nor did he have a copy within the files of his unit. He related since the 706th Transportation Company conducted the investigation and the unit is still deployed to that theater, then the 15-6 Investigation must be on file within that unit.

On 30 Aug 04, SA [redacted] ^{b7C-1,66-1} coordinated with CPT [redacted] ^{b7C-3,66-3} Rear Detachment Commander, 706th Transportation Company, Mansfield, OH, who was briefed on the merits and facts of this investigation. CPT [redacted] related there was no copy of the 15-6 Investigation on file at his unit. The entire report is on file with 706th Transportation Company, Iraq.///LAST ENTRY///

SA [redacted] ^{b7C-1,66-1}
48TH MP DET (CID), 6TH MP GRP (CID)
6525 SPECKER AVE, BUILDING 1816
FORT CARSON, CO 80913-4203

SIGNATURE [redacted] ^{b7C-1,66-1}

DATE
30 Aug 04

SWORN STATEMENT

Location: FORT CARSON, CO
Date: 11 August 2004
Statement Of: [REDACTED] b7C-4, 66-4
SSN: [REDACTED] Grade/Status: MSG/E-8
Org/Address: 5025TH GARRISON SUPPORT UNIT, BUILDING 3450, 7335 WOMAK STREET, FORT CARSON, CO 80913
[REDACTED] b7C-4, 66-4

Time: 2:48:38 PM [REDACTED]

I, [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: About 21 Jun 04, SSG [REDACTED] a member attached to 651st, an agency within the same building of my unit, was in our office at bldg 3450 discussing a fire fight that had happened to him in Iraq. SSG [REDACTED] said that he was convoy commander traveling through a small encampment when he was ambushed. He stopped the convoy and in his words "circled the wagons". He had all the soldiers circle the trucks and return fire. The firefight went on for about 5 minutes when he called for backup. An MP BN was sent to his coordinates and the battle concluded after about 15 minutes with one Iraqi still in the building. The Iraqi came out of the building with a white flag on his weapon. The Iraqi was saying something while waving his weapon when he lowered the weapon in SSG [REDACTED] direction. SSG [REDACTED] said he took him out. Later that day, SFC [REDACTED] approached me and asked I had heard what he said and I said yes. SFC [REDACTED] said that he thought it was murder and I said it was not. SFC [REDACTED] asked if he could go higher and I said yes, but that it did not appear to be murder in my eyes. I felt that SSG [REDACTED] and his people showed courage under fire. b7C-5, 66-5 b7C-4, 66-4 b7C-4, 66-4 b7C-4, 66-4 b7C-5, 66-5 b7C-4, 66-4 b7C-5, 66-5

Q: Do you know where SFC [REDACTED] was standing during the conversation between you and [REDACTED] b7C-4, 66-4 b7C-5, 66-5

A: He was working in a cubicle at his computer adjacent to my cubicle. b7C-4, 66-4

Q: was the conversation in a normal tone or was it in a higher tone to where SFC [REDACTED] would be able to clearly hear the conversation? b7C-4, 66-4 b7C-4, 66-4

A: The tone was normal; however, there was no wall between the cubicle between myself and [REDACTED]. We could see each other and I am certain that he would be able to hear the conversation clearly. Further, it might be possible that since his back was toward my cubicle during the conversation and with the background noise of day to day operations, that SFC [REDACTED] may not have heard the portion where the Iraqi pointed his weapon towards SSG [REDACTED] direction. b7C-4, 66-4 b7C-4, 66-4 b7C-5, 66-5

EXHIBIT _____ INITIALS: [REDACTED] PAGE 1 OF 3 PAGES b7C-4, 66-4

Q: Did SSG [REDACTED] demonstrate how the Iraqi pointed his weapon at him, which forced him to return fire at the Iraqi? *b7c-5, 66-5*

A: Yes he did. He stated that and demonstrated that the Iraqi was saying something in a foreign language and then pointed the weapon at SSG [REDACTED] SSG [REDACTED] then related that he had choice but to fire his weapon and the Iraqi died as a result. *b7c-5, 66-5*

Q: Did SSG [REDACTED] mention who had witnessed this incident? *b7c-5, 66-5*

A: He stated that all convoy personnel and the MP unit witnessed the incident.

Q: Do you know what unit SSG [REDACTED] was attached to while deployed to Iraq? *b7c-5, 66-5*

A: No.

Q: Did SSG [REDACTED] mention if US service members died as a result of this incident? *b7c-5, 66-5*

A: No he didn't.

Q: Do you feel SSG [REDACTED] was sincere describing this incident regarding the Iraqi' death, which caused a hostile situation forcing him to take action to safe his life and other unit members? *b7c-5, 66-5*

A: Yes I do.

Q: Do you feel that SSG [REDACTED] murdered the Iraqi? *b7c-5, 66-5*

A: No. *b7c-4, 66-4*

Q: Why do you think that SFC [REDACTED] misunderstood the context of the conversation to believe SSG [REDACTED] murdered the Iraqi? *b7c-5, 66-5*

A: SFC [REDACTED] does not mean anything malicious, but he did not get along with SSG [REDACTED] *b7c-4, 66-4*
b7c-5, 66-5

Q: Is there anything else you would like to add to this statement?

A: No.///END OF STATEMENT/// [REDACTED] *b7c-4, 66-4*

EXHIBIT _____

INITIALS [REDACTED]

PAGE 2 OF 3 PAGES

020330

b7c-4,66-4

AFFIDAVIT

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

[REDACTED]
[REDACTED] (Making Statement)

b7c-4,66-4

Subscribed and sworn to before me, a person authorized by law to administer oaths, on Wednesday, August 11, 2004 at Fort Carson, CO.

[REDACTED]

b7c-4,66-4

(Signature of Person Administering Oath)

SA [REDACTED]

b7c-4,66-4

(Typed Name of Person Administering Oath)

ARTICLE 136 UCMJ
(Authority To Administer Oaths)

WITNESS:

EXHIBIT _____

INITIALS [REDACTED]

b7c-4,66-4

~~015559~~

PAGE 3 OF 3 PAGES

AGENT'S INVESTIGATIVE REPORT

ROI NUMBER
0200-04-CID222-
0326-04-CID056-76236

CID Regulation 195-1

Page 1 of 1 Pages

DETAILS

BASIS FOR INVESTIGATION: About 0946, 16 Aug 04, this office received via e-mail a CATEGORY I Request for Assistance, from the Fort Carson Resident Agency, Fort Carson, CO 80913, to interview WO1 [REDACTED] Warrant Officer Basic Course, Golf Company, 71st Transportation Battalion, 8th Transportation Brigade, Fort Eustis, VA 23604. *b7c-4,66-4*

About 0956, 16 Aug 04, SA [REDACTED] coordinated with 1SG [REDACTED] Golf Company, 71st Transportation Battalion, 8th Transportation Brigade, Fort Eustis, VA 23604, requesting WO1 [REDACTED] report for an interview. 1SG [REDACTED] stated he would ensure the soldier reported to this office. *b7c-1,66-1* *b7c-3,66-3* *b7c-4,66-4*

About 1100, 16 Aug 04, SA [REDACTED] interviewed WO1 [REDACTED] who provided a sworn statement in which he detailed hearing SSG [REDACTED] tell a story about killing an Iraqi who surrendered. (See Sworn Statement for Details) *b7c-5,66-5*

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

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] <i>b7c-1,66-1,62</i>		ORGANIZATION 12 th Military Police Detachment (CID) Ft Eustis, VA, 23604	
SIGNATURE [REDACTED]		DATE 16 Aug 2004	EXHIBIT

CID FORM 94-E

0326-04-CID056
762

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LAW ENFORCEMENT SENSITIVE

For use of this form, see AR 190-45; the proponent agency is GDCS/SPS

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. *b7C-4, 664 b7C-4, 664*

1. LOCATION Fort Eustis, VA 23604	2. DATE (YYYYMMDD) 2004/08/16	3. TIME 1144	4. FILE NUMBER 0200-2004-CID222
5. LAST NAME, FIRST NAME, MIDDLE NAME <i>b7C-4, 664</i>	6. SSN <i>b7C-4, 664</i>	7. GRADE/STATUS WO1	
8. ORGANIZATION OR ADDRESS Golf Company, 71st Transportation Battalion, 8th Transportation Brigade, Fort Eustis, VA 23604			

9. *b7C-4, 664*, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
b7C-4, 664 b7C-5, 665

It was the Tuesday before I left Fort Carson (21 June 04) when SSG *b7C-4, 664* was in the 5025th GSU *b7C-5, 665* Transportation Detachment cubicles talking to MSG *b7C-4, 664* relating his ordeal in Iraq. SSG *b7C-4, 664* was relating what happened to his convoy when it was attacked by aggressive Iraqis. Near the end of his story he said that they had "holed up" a hostile Iraqi in a Bldg, and that the Iraqi had exited the building under a surrender flag. SSG *b7C-4, 664* then started that he was pissed off because the Iraqi and his comrades had attacked his convoy and injured his troops and so SSG *b7C-4, 664* "lit up" the Iraqi when he had exited the building, killing him. *b7C-5, 665*

Q: Did SSG *b7C-4, 664* state when this incident occurred? *b7C-5, 665*
A: If he did, I don't remember, but I don't think he gave a date. *b7C-5, 665*
Q: Did SSG *b7C-4, 664* state where in Iraq the incident occurred? *b7C-5, 665*
A: If he did, I did not pick up on it, as I was not there and would not be familiar with that stuff. *b7C-5, 665*
Q: Did SSG *b7C-4, 664* state who was with him when the incident occurred? *b7C-5, 665*
A: His convoy and the MP's who responded to the attack, but I am not sure what unit though. *b7C-5, 665*
Q: Did SSG *b7C-4, 664* state what weapon he used to kill the Iraqi? *b7C-5, 665*
A: I want to say either a M-16 or a M249-SAW. *b7C-5, 665*
Q: Did SSG *b7C-4, 664* say what happened to the dead Iraqi's body after the incident? *b7C-5, 665*
A: No. *b7C-5, 665*
Q: Did SSG *b7C-4, 664* tell this story to anyone else that you know of? *b7C-5, 665*
A: No. *b7C-5, 665*
Q: Who was present when SSG *b7C-4, 664* was telling the story regarding shooting the Iraqi? *b7C-4, 664*
A: MSG *b7C-4, 664*, he is assigned to 5025th GSU, Fort Carson, CO. *b7C-4, 664*
Q: Did SSG *b7C-4, 664* seem remorseful for shooting the Iraqi and killing him? *b7C-4, 664*
A: No. *b7C-5, 665*
Q: Did SSG *b7C-4, 664* state if anyone else assisted in the shooting of the Iraqi? *b7C-5, 665*
A: He was not specific. *b7C-5, 665*
Q: What is your association with SSG *b7C-4, 664*? *b7C-5, 665*
A: He was assigned to my Transportation Detachment when I was the assistant NCOIC. *b7C-5, 665*
Q: Did SSG *b7C-4, 664* mention any other "shooting incidents" that occurred in Iraq? *b7C-5, 665*
A: No. *b7C-5, 665*
Q: Is there anything further you want to add to your statement?
A: No. //END OF STATEMENT/// *b7C-4, 664*

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT <i>b7C-4, 664</i>	PAGE 1 OF 3 PAGES
-------------	--	--------------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED. *020333*

0200-04-210222
0326-04-210056-7636

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USE THIS PAGE IF NEEDED. If THIS PAGE IS NOT NEEDED, PLEASE PROCEED TO FINAL PAGE OF THIS FORM.

LAW ENFORCEMENT SENSITIVE

STATEMENT OF [REDACTED] ^{6764, 664} TAKEN AT Ft Eustis, VA DATED 2004/08/16

9. STATEMENT (Continued) ^{6764, 664}
NOT USED

020334

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 3 PAGES

0200-04-C10222
A376-04-C10056-76236

b7c-4, b6-4

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LAW ENFORCEMENT SENSITIVE

STATEMENT OF

[Redacted Name]

TAKEN AT

Fort Eustis, VA

DATED

2004/08/16

9. STATEMENT (Continued)

Not Used

[Redacted]

b7c-4, b6-4

AFFIDAVIT

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

b7c-4, b6-4

[Redacted Signature]

b7c-4, b6-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16 day of August, 2004 at Fort Eustis, VA 23604

ORGANIZATION OR ADDRESS

[Redacted Name]

b7c-4, b6-4

(Typed Name of Person Administering Oath)

12th Military Police Detachment (CID)

(Typed Name of Person Administering Oath)

Article 136, UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

020335

INITIALS OF PERSON MAKING

[Redacted Initials]

b7c-4, b6-4

PAGE 3 OF 3 PAGES

015563

AGENT'S INVESTIGATION REPORT
CID Regulation 195-1

0326-04-CID056-76236
Page 1 of 1

67C-1166-1
About 1000, 20 Oct 04, SA [redacted] received the completed a Request For Assistance (RFA) packet from the Iraq CID office. The RFA packet included: the final information report; AIR of SA [redacted] Taji Branch Office (CID); Findings and Recommendation memorandum from the 15-6 investigating officer; and 37 sworn statements of convoy members involved in this incident. After a review of the RFA packet it was discovered that the statements were not complete and the statements were not the originals. A review of the statements also revealed no specific questioning on SSG [redacted] involvement. (See AIR of SA [redacted] for details)

7C-566-5
67C-566-5
67C-566-5
67C-566-5
67C-566-5
67C-466-4
About 1755, 28 Oct 04, SA [redacted] advised SSG [redacted] of his rights, which he waived, and provided a Sworn Statement, in which he denied he had killed an Iraqi soldier during a cease fire. SSG [redacted] stated there was an Iraqi soldier who surrendered under a white flag; however, that soldier was taken as an Enemy Prisoner of War by a unit from the 1st Calvary Division, who had assisted SSG [redacted] convoy when they came under attack. SSG [redacted] further stated WO1 [redacted] was only present for a portion of his conversation with MSG [redacted] wherein he discussed the incident under investigation. ///Last Entry///

SA [redacted]

48th MP Det (CID)
Fort Carson, CO 80913

Signature: [redacted]

Date:
28 Oct 04

Exhibit:
020336

~~915564~~

CID Form 94

EXHIBIT

00 019

S/

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION 48th Military Police Det. (CID) Fort Carson, CO 80913	2. DATE 28-Oct-04	3. TIME 1544	4. FILE NUMBER 0326-04-CID056-76236
5. Name (Last First MI) [REDACTED] 67C-5,665	8. ORGANIZATION OR ADDRESS 5025th Garrison Support Unit		
6. SSN [REDACTED] 67C-5,665	7. GRADE/STATUS E-6/SSG [REDACTED] 67C-5,665	Fort Carson, CO 80913	

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

SECTION A. Rights

The investigator whose name appears below told me that he is with the United States Army Criminal Investigation Command as an Special Agent and wanted to question me about the following offense(s) of which I am suspected/accused [REDACTED] 67C-5,665
 Murder and Conspiracy [REDACTED] 67C-5,665

Before he asked me any questions about the offense(s), however, he made it clear to me that I have the following rights:

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

-or-

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have the right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

SECTION B. Waiver

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

WITNESSES (if available)		3. SIGNATURE OF INTERVIEWEE [REDACTED] 67C-5,665
1a. NAME (Type or Print)	[REDACTED] 67C-5,665	4. SIGNATURE OF INVESTIGATOR [REDACTED] 67C-1,661
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	
2a. NAME (Type or Print)	[REDACTED]	6. ORGANIZATION OF INVESTIGATOR 48th Military Police Det. (CID) Fort Carson, CO 80913
b. ORGANIZATION OR ADDRESS AND PHONE	[REDACTED]	

SECTION C. Non-waiver

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

2. SIGNATURE OF INTERVIEWEE

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

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE 020337

~~015565~~
EXHIBIT: 6
00 020

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE

0326-04-CID056 76236

SWORN STATEMENT

FILE NUMBER : 0326-04-CID056-76236
LOCATION : Fort Carson, CO 80913
DATE : 28 Oct 04
NAME :
SSAN :
ORG/ADDRESS : 5025th Garrison Support Unit, Fort Carson, CO 80913

67C-5,66-5

TIME: 1755

67C-5,66-5

Grade/Status: E-6/NG

67C-5,66-5

I, [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

67C-5,66-5

On Easter Sunday 2004, I was on a convoy to MEK from BIAP to deliver fuel. About 5 miles out of BIAP, we got hit. There was a daisy chain in front of our Convoy and we weren't able to move ahead during this fire fight. The front & rear gun truck was disabled. Also during this time my Tanker along with two other Veh got hit. We did a combat drop and move to the front where the other Veh were. I ran to the front to check on the other personnel there I found out the SSG [REDACTED] had gotten hit in the eye, and was hurt bad. Med-A-Vac was being called in also air support, to help us out. I started working my way down the line checking on everyone and telling them to control their fire. Half way down the first gun truck was there, SPS [REDACTED] call to me that something was wrong with SSG [REDACTED]. I yelled at him to get up and out of the Veh. as he did I notice he was hit in the shoulder. I applied my first aid dressing and got him to the front where the wounded were. As I moved my way to the back of the convoy I noticed another unit on their way up to our location. I wave to them so that they could help us. 1st CAV had placed their Veh on our right side and join into the fight. I told the 1CT we needed med-A-VAC here. He stated that they were on their way. During all this time I notice a Black Hawk gun ship in the area coming around to help. I was receiving fire from both side of the road. As I turn around to my left side the chopper got hit. someone had come out of the building from the left side and shot at him. 30 sec of silence fell around us when this happen. Then it started all over again. I notice a Tank coming down the road as well as up the road also another unit from BIAP was making their way up and over to the area where the chopper was hit.

67C-4,66-4

67C-4,66-4

67C-5,66-5

67C-5,66-5

INITIALS OF PERSON MAKING STATEMENT: [REDACTED]

020338

Page 1 of 1

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~~015566~~

EXHIBIT 6

00021

Statement of [redacted]

67C-5,665

67C-5,665

I went up to the 1st [redacted] IET and told him we need to get out of here. during this time we were still getting small arm fire, from the left side and now from the right side were there was a little shack. I could only see one person at this time shooting at us with a AK-47. during all this time we were trying to get them around and over to the other road going back to BIAP one of the tanks was taking care of that for us, when I look back the person from the shack had shot at us again myself and 1st [redacted] return fire in that area. the next time I look this person had a white flag and [redacted] fire was call everyone had stop shooting. 1st [redacted] sent some people to check out the area and deal with this person... I return to helping get the veh turn around and repair the flat tires we had while 1st CAU gave us cover. one done. we all turn around and headed back to BIAP. all our people went to be check out by med Co for cut and burns that we had received. My self for one ear were I had blood coming out. I remain in IRAQ awhile longer before my ear started giving me trouble. and I was sent back. I return to the states in mid June for medical help. I was happy to see some of the people that I had work with. I seen MSG [redacted] and was telling him about all the thing that I have seen and what had happen to me while I was over there. I was telling him about the fire fight. I didn't know SFC [redacted] now WO1 [redacted] was looking me. at this time. I told him about this one person who had shot at us and then come out after ward with a white flag. looking at WO1 [redacted] and laughing about that we had to shoot at him. the was the end of it, until I received a call that I was being charge for murder of a Iraq. by WO1 [redacted] myself and at that time SFC [redacted] never seen eye to eye when it come to helping the TPO personal. I would do what I could to teach the TPO and SFC [redacted] would do nothing more and him never seen eye to eye. on nothing ever the other personal that had to be around him had nothing good to say.

Q: Did you, SSG [redacted]

WR ITE The above statement?

A: Yes. [redacted]

INITIALS OF PERSON MAKING STATEMENT: [redacted]

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020339

Page 2 of Pages 4

EXHIBIT 6

~~015567~~

00 022

67C-5,665

67C-5,665

Statement of [redacted] taken on 28 Oct 04, at Fort Carson, CO, continued:"

67C-5166-5

67C-4166-4

Q: In your statement are you stated you told WO1 [redacted] that you had to "shoot at him" referring to the Iraqi soldier what did you mean by that?

A: Didn't finish as to what had happen after words because WO1 [redacted] was

67C-4166-4

Q: when did this occur, both the convoy attack and the conversation with MSG [redacted]?

A: The Convoy attack took place in Iraq 5 miles east side of BIAP April 11 2004
The talk with MSG [redacted] took place some time in June of 2004.

Q: Did you shoot at any Iraqi soldiers while they had a white flag or there was a cease fire called?

A: NO.

Q: The soldier with the white flag what did he have the white flag on?

A: As to what the white flag was on, I don't remember.

Q: How many times did the Iraqi soldier in question exit the house and what was his activity each time?

A: Twice that I remember. and both of those time he had shot at us. the last time I heard cease fire and when I look he was with a white flag and 1st CAV was dealing with him.

Q: why would MSG [redacted] state that you had shot and killed that soldier when he lowered his weapon in a threatening manner?

A: maybe after seeing WO1 [redacted] that [redacted] didn't understand or hear the hold storge which WO1 [redacted] started talking to MSG [redacted] and asking question about what I had said.

Q: Did you open fire during this fire fight? At what point?

A: He had open fire after 1st CAV was there and possible during the time we were shooting to the left side. I know that one of my veh close to this area had a hole throw the front window. My [redacted] area of fire was to the left side of the road. the only time I shot to the right side was when I was going back to were they [redacted] first cause [redacted] was, and were we got shot at by the person from the shack.

INITIALS OF PERSON MAKING STATEMENT: [redacted]

67C-5166-5
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Page 3 of 4 pages

015563 EXHIBIT 6
020340 00 023

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Case No. 0326-04-CID056-76236

Statement of [REDACTED], taken on 28 Oct 04, at Fort Carson, CO, continued."

67C-5166-5

67C-466-4

Q: Did you at any point tell either MSgt [REDACTED] or WO1 [REDACTED] that you shot and kill an Iraqi who had a white flag?

A: NO

Q: Do you have anything else you wish to add to this statement?

A: NO /// END OF STATEMENT /// [REDACTED] 67C-5166-5

AFFIDAVIT

67C-5166-5

I, [REDACTED], HAVE OR HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 34. I FULLY UNDERSTOOD THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

[REDACTED]

67C-1166-1

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28th day of October, 2004, at Fort Carson, CO.

IA [REDACTED]
48th Military Police Det (CID)
Fort Carson, CO 80913
ORGANIZATION AND ADDRESS

[REDACTED]

67C-1166-1

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

67C-1166-1, 62

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT: [REDACTED]

Page 4 of 4 pages

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~~015560~~ EXHIBIT 6

020341 00 024

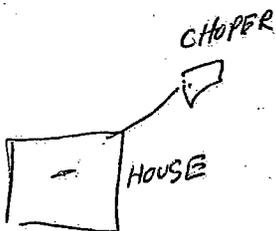
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no. 88-01

b7c-5,6,6.5

US ARMY
TANK

00.000 DAISY CHAW



b7c-5,6,6.5
Right
Left side

IRAQ NAT
DUGIN

-
-
-
-
- ∨

Return
to
BIAP



1st car
The IRAQ would come out and shoot
around the Building, at all of us.
HILL
b7c-5,6,6.5
Left Side
Right

SHOT UP
VEH + TANKER

going to
MEK to bring fuel.

TANK
US ARMY

~~015570~~

020342 EXHIBIT 6

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0254-04-CID899

Page 1 of 1 Page

DETAILS
DETAILS:

On 22 Aug 04, this office received a CAT 1 Request For Assistance (RFA), forwarded from the 22nd MP Bn (CID), Camp Victory, Iraq, to the Taji BO (CID), Camp Cooke, Taji Iraq (CCTI), to interview members of the 706th Tran Co, pertaining to an alleged shooting incident involving SSG [REDACTED] 706th Trans Co, CCTI.

67C-1,66-1

67C-5,66-5

67C-3,66-3

On 24 Aug 04, SA [REDACTED] obtained a copy of a commanders inquiry (Enclosure 2) from LTC [REDACTED] Commander, 593rd Corps Support Group, CCTI, conducted between 20-27 April 04, on the incident which took place on 11 Apr 04. After reviewing the statements it does not appear there was any wrongdoing on the part of SSG [REDACTED] at the time of the incident, however a copy of the report is being forwarded to your office for your evaluation.

67C-5,66-5

AGENTS COMMENT: Between 27 Aug 04, and 13 Sep 04, numerous attempts were made to contact Fort Carson via email, at several different addresses, in addition to telephonically. Contact was finally established between SA [REDACTED] and SA [REDACTED] 48th MP Det (CID), Fort Cason, Co 80913, after a voice mail message was left containing SA [REDACTED] Army Knowledge Online (AKO) email address and an email was received from SA [REDACTED] on 13 Sep 04. On 16 Sep 04, an email was forwarded to SA [REDACTED] from the 22nd MP Bn (CID), in Baghdad containing several prior attempts to make contact with this office by SA [REDACTED] 48th MP Det (CID), Fort Cason, Co 80913, that were never previously received by SA [REDACTED] or this office. There were evidently some problems at the point of origin with sending email to an America On Line (AOL) account (which has been easier to access from the internet connection here in CCTI than the AKO website) and the messages sent to SA [REDACTED] AKO account were never received. This communication issue is what has resulted in the amount of time having expired between receipt of this RFA and it's completion.

67C-1,66-1

67C-4,66-4

67C-1,66-1

67C-4,66-4

67C-4,66-4

67C-1,66-1

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

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED]
SIGNATURE

67C-1,66-1,62

67C-1,66-1

ORGANIZATION

Taji Branch Office (CID)
Camp Cooke, Taji, Iraq APO AE 09378

DATE

18 Sep 04

EXHIBIT

~~015571~~

Page(s)

27-91

Referred to:

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

MAJOR NELSON VAN ECK

Nelson.VanEck@hqda.army.mil

(703) 588-6787

020344

~~015572~~

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AGENT'S INVESTIGATION REPORT <i>CID Regulation 195-1</i>	ROI NUMBER 0333-04-CID899
	PAGE 1 OF 1 PAGE

DETAILS
 About 1400, 16 Nov 04, this office received a Category 1 Request for Assistance (RFA) from the Ft. Carson Resident Agency, USACIDC. The RFA requested this office locate, fully identify, and obtain supporting documents detailing the capture and confinement of an unknown Iraqi detained by an unknown unit from 1CD for an attack on a convoy from the 706th Transportation Co on 11 Apr 04.

About 1100, 20 Nov 04, SA [redacted] *b7c-1,66-1* coordinated with CW3 [redacted] *b7c-6,566* Division Interrogation Facility (DIF), 312th Military Intelligence Battalion, 1CD, Baghdad, Iraq in an attempt to determine the unit which detained the unknown Iraqi on 11 Apr 04. CW3 [redacted] reviewed the DIF detainee roster but was not able to identify a detainee or a specific unit involved in the incident under investigation *b7c-6,666*

About 1530, 20 Nov 04, SA [redacted] *b7c-1,66-1* coordinated with CW2 [redacted] *b7c-1,66-1* Criminal Intelligence Coordinator, 22nd MP Bn (CID), Baghdad, Iraq, who conducted a search of the Biometric Automated Tool Set (detainee data base) to determine the identity of the Iraqi detained by the unknown unit from the 1CD. The search identified Mr. [redacted] *b7c-4,66-1*, Lutafiyah, Iraq, Capture Tag 118MPCO-040, as being one of two detainees captured by 188 MP Company during the ambush on the 706th Trans Co convoy. The report indicated two Iraqis were captured and processed at Forward Operating Base (FOB) Kalsu (formerly FOB Phantom), grid coordinates [redacted] As Sulymaniyah, Iraq (Kirkuk area). (See SIGACTS printout for details)

STATUS: The basis of this RFA has been completed. //LAST ENTRY//

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] <i>b7c-1,66-1, 62</i>		ORGANIZATION 38TH MP DET (CID) (DSE), 22ND MP BN (CID) APO AE 09324	
DATE 20 NOV 04		EXHIBIT 10	

Page(s)

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Referred to:

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

Master Sergeant Pamela Andrews
andrewsp@centcom.smil.mil
(813) 827-5341/2830

020346 ~~015574~~

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AGENT'S INVESTIGATION REPORT <i>CID Regulation 195-1</i>	ROI NUMBER 0347-04-CID899
	Page 1 of 2 Page

DETAILS
BASIS FOR INVESTIGATION:

On 2 Dec 04, this office received a Request For Assistance (RFA), from the 48th Military Police (MP) Detachment (DET)(CID), Fort Carson, CO 80913-4203, to locate and interview soldiers of the 706th Transportation (Trans) Company (Co) Camp Taji, Iraq (CTI), who were involved in the convoy attack of 11 Apr 04, as well as obtaining original documents from the Commander's 15-6 investigation following the attack.

DETAILS:

On 2 Dec 04, SA [redacted] ^{67C-1,66-1} sent an email message to Ft Carson requesting they review the 15-6 and determine which individuals were significant interviews and exactly what they wanted to know from those individuals to reduce the scope of this RFA.

On 3 Dec 04, SA [redacted] ^{67C-1,66-1} received email back from Carson identifying 7 key individuals to be interviewed and what questions they wanted asked.

On 3 Dec 04, SA [redacted] ^{67C-1,66-1} coordinated with COL [redacted] ^{67C-3,66-3} (DNVT [redacted]) who provide a POC and phone number for the 706th Transportation Company as being MAJ [redacted] ^{67C-3,66-3} Commander 706th Trans Co, (DNVT [redacted]) email: [redacted]@us.army.mil. ^{67C-3,66-3}

On 3 Dec 04, SA [redacted] ^{67C-1,66-1} coordinated with MAJ [redacted] ^{67C-3,66-3} who related he believed he no longer had an original copy of the 15-6 investigation pertaining to the incident but that he would look for it to make sure. MAJ [redacted] ^{67C-3,66-3} stated CPT [redacted] ^{67C-3,66-3} who conducted the original inquiry may possibly have the original documents if he did not, but that he had since re-deployed to Ft Lewis, WA. MAJ [redacted] ^{67C-3,66-3} said that SPC [redacted] ^{67C-3,66-3} and SPC [redacted] ^{67C-3,66-3} 706th TRANS CO, CTI, were still located on CTI; SGT [redacted] ^{67C-3,66-3} and SGT [redacted] ^{67C-3,66-3} 706th TRANS CO, CTI, were medically re-deployed to the states, SGT [redacted] ^{67C-3,66-3} to the medical center at Ft Sam Houston, TX, because of burn injuries and SGT [redacted] ^{67C-3,66-3} to Ft Campbell, KY as a result of diabetes; SGT [redacted] ^{67C-3,66-3} and SGT [redacted] ^{67C-3,66-3} 706th TRANS CO, CTI, are both forward deployed to FOB STRYKER for about another week and he would notify this office when they returned. SA [redacted] ^{67C-3,66-3} arranged to have SPC [redacted] ^{67C-3,66-3} and SPC [redacted] ^{67C-3,66-3} escorted to this office for an interview ASAP. MAJ [redacted] ^{67C-3,66-3} stated SPC [redacted] ^{67C-3,66-3} was on loan to A Co and would take a little more time to locate. ^{67C-3,66-3}

About 1545, 3 Dec 04, SA [redacted] ^{67C-1,66-1} interviewed SPC [redacted] ^{67C-5,66-5} and obtained a sworn written statement in which he related the incident of 11 Apr 04, as he remembered it. SPC [redacted] ^{67C-5,66-5} further stated that he did not witness SSG [redacted] ^{67C-5,66-5} apprehend or kill any Iraqi's. (See sworn statement for details)

About 1600, 3 Dec 04, SA [redacted] ^{67C-1,66-1} interviewed SPC [redacted] ^{67C-4,66-4} and obtained a sworn written statement in which he related the incidents of 11 Apr 04, as he recalled it. SPC [redacted] ^{67C-4,66-4} further related he did not witness SSG [redacted] ^{67C-4,66-4} apprehend, detain, or kill any Iraqi's. (See sworn statement for details)

About 1100, 6 Dec 04, SA [redacted] ^{67C-1,66-1} interviewed SPC [redacted] ^{67C-4,66-4} and obtained a sworn written statement in which he related he was near SSG [redacted] ^{67C-4,66-4} the entire time of the incident and did not witness him involved in detaining any Iraqi soldiers, or shooting any Iraqi detainees. (See sworn statement for details)

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [redacted] ^{67C-1,66-1,66-5}	ORGANIZATION Taji Branch Office (CID) Camp Taji, Iraq APO AE 09378	020347
SIGNATURE [redacted] ^{67C-1,66-1}	DATE 20 DEC 04	EXHIBIT 13

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AGENT'S INVESTIGATION REPORT

ROL NUMBER

0347-04-CID899

CID Regulation 195-1

Page 2 of 2 Page

DETAILS

About 1000, 7 Dec 04, SA [redacted] ^{b7c-1,661} coordinated with SSG [redacted] ^{b7c-4,564} NFI, (DNVT [redacted] 706th Trans Co, who related he believed that the other 2 soldiers, SGT [redacted] and SGT [redacted] had just arrived back from FOB STRIKER and should be in debriefings all day. He said he would coordinate with the First Sergeant or MAJ [redacted] to contact me regarding setting up interviews for them and also to find out if MAJ [redacted] has the original 15-6 documents. ^{b7c-4,664} ^{b7c-3,563} ^{b7c-3,663}

On 7 Dec 04, SA [redacted] ^{b7c-1,661} sent an email to MAJ [redacted] ^{b7c-3,663} requesting times for interviews of SGT [redacted] ^{b7c-4,664} and SGT [redacted] ^{b7c-4,664} status of original 15-6 investigation pertaining to the 11 Apr 04, incident and contact information pertaining to SGT [redacted] and SGT [redacted]. ^{b7c-4,664}

About 1140, 7 Dec 04, SA [redacted] ^{b7c-1,661} was contacted by 1SG [redacted] ^{b7c-4,664} 706th Trans Co, who related SPC [redacted] ^{b7c-4,664} would be in the office tomorrow, 8 Dec 04, about 1400, to be interviewed and that CPL [redacted] was still away in Kuwait and would hopefully be back on Camp Taji in about a week. 1SG [redacted] also stated they believed the original 15-6 investigation may have been in the possession of CPT [redacted] ^{b7c-3,563} OSJA, 13th COSCOM, CTI, and is believed to have been packed away in a connex, already enroute the US where it would arrive in about 90 days. ^{b7c-4,664}

About 1422, 8 Dec 04, SA [redacted] ^{b7c-1,661} interviewed SGT [redacted] ^{b7c-4,664} who provided a sworn written statement in which he related there was one individual who waived a white flag during the incident on 11 Apr 04, but that he never saw SSG [redacted] anywhere near that Iraqi. SGT [redacted] further stated he never saw SSG [redacted] apprehend any Iraqi, or shoot any Iraqi under apprehension. (See sworn statement for details) ^{b7c-5,665} ^{b7c-3,563}

On 8 Dec 04, SA [redacted] ^{b7c-1,661} received an email response from MAJ [redacted] ^{b7c-3,663} stating that SGT [redacted] ^{b7c-4,664} was still out of the country until an undetermined time, that they nor CPT [redacted] were in possession of, nor could they locate the original 15-6 investigation. MAJ [redacted] related the only contact information he had for SGT [redacted] was his email address [redacted]@yahoo.com) and that he had no contact information pertaining to SGT [redacted] as well as that SGT [redacted] had been already released from the unit. ^{b7c-4,664} ^{b7c-4,664}

Coordinated with 1SG [redacted] who related that SGT [redacted] would be back in the AOR and available to be interviewed on Monday, 20 Dec 04, hopefully by 0900. ^{b7c-4,664}

About 1137, 20 Dec 04, SA [redacted] ^{b7c-1,661} interviewed SGT [redacted] ^{b7c-4,664} who related his account of what took place during the ambush on 11 Apr 04. SGT [redacted] stated he witnessed the flag being waived and an initial apprehension of one Iraqi, however is unsure what happened to the Iraqi after he had to secure another sector. SGT [redacted] further related he saw SSG [redacted] during the incident and he was not involved in attempting any apprehension of any Iraqi, nor did he witness him shooting any Iraqi who was being captured, detained, or waiving a white flag. (See sworn statement for details) ^{b7c-4,664} ^{b7c-4,664}

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

TYPED AGENT'S NAME AND SEQUENCE NUMBER
SA [redacted] ^{b7c-1,661-1,662}
SIGNATURE [redacted] ^{b7c-1,661}

ORGANIZATION
Taji Branch Office (CID)
Camp Taji, Iraq APO AE 09378
020348
DATE
20 DEC 04
EXHIBIT
~~015573~~

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For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION TAJI BO (CID)	DATE 3 Dec 04	TIME 1545	FILE NUMBER 67C-466-4
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS E-4 67C-466-4	
ORGANIZATION OR ADDRESS 706 th Trans Co, 13 th COSCOM, CTI 67C-466-4			

I, [REDACTED], want to make the following statement under oath:
 On Apr 11th, 2004 we were convoying between BIAP and Falujah. We were about 2 miles north of BIAP when we were attacked by approximately 300 to 500 people. Our convoy was about 10 vehicles deep. We attempted to drive through the ambush but it went on for about 1 and a half miles. Eventually we had to stop because there was a road block ahead and it was suspected that there was an IED in it. We hunkered down and began fighting. We set up security around the vehicles and fought for about 45 minutes until support showed up. Once support showed up the fight continued for approximately one hour. During the fight one helicopter that showed up to help was shot down and both pilots were killed. About an hour after support showed up we saw 1 white flag waiving from behind a building that was about 50 to 100 meters away. The 1SG called a cease fire and when everyone stopped shooting, the same person with the flag, reached around the side of the building and began shooting at us again. At that time about 15 or 20 people began returning fire. After everyone fired for a little while another cease fire was called and 1SG put together a group of people to go search the building for enemy. Then the crew came running back and the building blew up, I think they threw a grenade. Then we changed three tires and turned around and rolled back to BIAP.

Q: Did you see SSG [REDACTED] during the fight and what he was doing? 67C-566-5
 A: The only time I saw him was when he carried a litter to the medivac helicopter. After he loaded the medivac I saw him in the road standing there after the medivac pulled away and he was yelling about stuff and pointing at the enemy. I think he said something like shoot me, and some other retarded shit I can't remember. Anyway I went out and grabbed him by his vest and pulled him back behind the truck.

Q: Was SSG [REDACTED] on the group that assaulted the house? 67C-566-5
 A: No. 67C-566-5

Q: Was [REDACTED] part of the group that was shooting at the guy with the white flag who after waiving it fired at you?
 A: He could have been I don't know. I know at the beginning of the fight, he through his M-249 down to the ground and said it didn't work. At that time my buddy went and picked up the M-249 and realized [REDACTED] had loaded it improperly and then my buddy used it to fire approximately 3000 rounds through during the duration of the fight. 67C-566-5

Q: Do you think [REDACTED] was involved in the killing of any unarmed Iraqi's? 67C-566-5
 A: Don't know.

Q: Did you see him being involved with the killing of any unarmed Iraqi's?
 A: No.

Q: Did you witness anyone take any Iraqi's into custody during the incident?
 A: No.

Q: How many Iraqi's waived white flags?
 A: Only 1 and after he waived it he fired at us.

Q: Were there any enemy that surrendered during the incident?
 A: No.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] 67C-466-4	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

Q: Is there anything else you
A: No///end of statement///

Added to this statement?
[Redacted] b7c, b6-4
LAW ENFORCEMENT SENSITIVE

b7c, b6-4

AFFIDAVIT

I, [Redacted] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT OR UNLAWFUL INDUCEMENT.

b7c, b6-4

[Redacted Signature]

(Signature)

WITNESSES:

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 3 DAY OF Dec, 2004 AT: Taji 80 (CID)

b7c, b6-4

ORGANIZATION OR ADDRESS

[Redacted Signature]

(Signature of Person Administering Oath)

SA [Redacted]

(Name of Person Administering Oath)

b7c, b6-4

ORGANIZATION OR ADDRESS

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

[Redacted Initials]

PAGE 2 OF 2 PAGES

b7c, b6-4

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EXHIBIT 14

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SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel:

LOCATION TAJI BRANCH OFFICE, CAMP TAJI, IRAQ	DATE 3 Dec 04	TIME 1600	FILE NUMBER 67C-4,664
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS E-4/Active 67C-4,664	
ORGANIZATION OR ADDRESS 706 th Transportation Company, Camp Taji, Iraq			

I SPC [REDACTED] would like to make the following statement under oath: 67C-4,664

Q: On 11 Apr 04, briefly describe what happened regarding the attack?
A: We left BIAP headed for MEK, now called Camp Falluja. We were attacked from both sides of the highway. We kept driving and returning fire but a few of our trailers were hit. They had to stop and drop their trailers because they were leaking fuel. Some of us had to leave the whole system, truck and trailer included. A little ways down the road the entire convoy had to stop to regroup and take care of casualties.

Q: Do you know who attacked you?
A: The enemy, I didn't really care, I just know I was returning fire.

Q: How many vehicles were in your convoy?
A: About 10, or 11.

Q: Do you know how many Iraqi's were involved in the attack?
A: I don't know.

Q: How long did the attack last?
A: It seemed like it was about 1 1/2 or 2 hours.

Q: How many Iraqi's, if any, had white flags?
A: One.

Q: What happened with the Iraqi who waived the white flag?
A: The guy waived a white flag and I yelled "white flag," "white flag," along with everybody else and we stopped firing. Then after we stopped firing the guy waving the white flag kept firing at us and then went back behind the building. There were about 3 of them that were in that particular building. I didn't see anyone kill the guy with the white flag.

Q: Were you involved in, or did you witness any Iraqi's being detained and if so how many?
A: When we finally breached the building the guy waived the flag from, we saw one Iraqi and told him to get down. We were outside guarding the Iraqi on the ground and 2 more standing when someone from the Cav came out and yelled run, pipe leaking. We ran back and reunited with the other people in the road, but the building didn't blow, or anything.

Q: Do you know what happened to the Iraqi's?
A: No.

Q: So did you take, or witness anyone else take any Iraqi's into custody during the incident?
A: No.

Q: Did you witness anyone kill any Iraqi's being detained, that surrendered, or trying to surrender?
A: No.

Q: Do you know SSG [REDACTED] 67C-51665
A: Yes.

Q: Was he with you when the individual waived the white flag?
A: He was not right beside me; I was not too worried about where he was at. 67C-4664

EXHIBIT _____ INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE _____ OF _____ PAGES."

b7c-4, 66-4

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STATEMENT OF SPC [REDACTED] TAKEN AT Taji BO (CID), Camp Taji, Iraq, DATED 3 DEC 04, CONTINUED:

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b7c-5, 66-5

Q: Did you witness SSG [REDACTED] kill, attempt to kill, or harm any Iraqi, or detainee in any way?

A: No, after we were attacked and pinned down, I jumped into a HUMVEE that belonged to the CAV. I was the only one from the 706th Transportation Company that approached the building where the guy had waived the white flag. This was after like us being in a firefight for about an hour and a half.

Q: Do you have anything else to add to this statement? b7c-5, 66-5

A: Only that if there was anything that [REDACTED] did at the time that was wrong someone would have brought it up before, back then. All I know is everyone did what was right.

Q: Do you have anything else to add to this statement?

A: No. \\End Of Statement\\ [REDACTED] b7c-4, 66-4

b7c-4, 66-4

AFFIDAVIT

I, SPC [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED]

(Signature of Person Making Statement)

WITNESSES:

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 3rd DAY OF December, 2004 AT Taji BO (CID), Camp Taji, Iraq

ORGANIZATION OR ADDRESS

[REDACTED]

ORGANIZATION OR ADDRESS

SA [REDACTED]
(Name of Person Administering Oath)

Article 136, (b) (4) UCMJ
(Authority to Administer Oath)

b7c-4, 66-4

EXHIBIT _____ INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 2 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF [REDACTED] PAGES."

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LAW ENFORCEMENT SENSITIVE

EXHIBIT 15

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LAW ENFORCEMENT SENSITIVE

SWORN STATEMENT

For use of this form, see AR-190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION TAJI BRANCH OFFICE, CAMP TAJI, IRAQ	DATE 6 Dec 04	TIME 11:00	FILE NUMBER b7c-4,665
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS E-4/Active b7c-4,665	
ORGANIZATION OR ADDRESS 706 th Transportation Company, Camp Taji, Iraq			

I SPC [REDACTED] would like to make the following statement under oath: On 11 Apr 04, we were on a convoy with I think 12 fuel tankers to Falluja. Driving down the road we took the initial ambush on the left side, we continued to roll through and I returned fire on the left, I had 4 holes in my tanker. We pulled about 2 Kilometers up past the initial contact point and combat dropped the tanker. They started yelling about injuries over the radio. We all regrouped pulled forward and had to stop because the road was blocked as part of the ambush. We started taking mortar fire, RPG and small arms from the left hand side, sometime after that an Apache helicopter went down. We were then taking fire from the right hand side, I believe and then saw someone wave a white flag. We stopped firing altogether, as cease-fire was called all up and down the convoy. We sent 4 CAV guys and one of our guys SPC [REDACTED] up to the building, but as they were maneuvering up to the building, we took more rounds from that location. They dropped to the ground, we opened fire again and that's about it, we kept shooting on the left hand side and shooting on the right hand side. We changed tires and rolled out.

- Q: How long approximately did the incident last?
A: About 2 hours and 15 minutes.
- Q: How many Iraqi's did you see wave white flags?
A: I didn't see the person; I saw one white flag being waved around the corner of the building.
- Q: Were there any Iraqi's detained during the incident and if so how many?
A: None that I know of, I never saw any brought out, I never saw any Iraqi's being detained.
- Q: So you never saw any Iraqi detained, or any detainees killed during the incident?
A: No.
- Q: Do you know SSG [REDACTED] b7c-5,665
A: Yes, he was my squad leader.
- Q: Do you know where he was during the incident?
A: Yes, he was beside me on the truck to my right during the incident; we were both shooting around the right sides of our trucks. I would have known if they brought out any Iraqi's to our position and they never brought anyone out.
- Q: Did he have any contact with any Iraqi detainees during the incident?
A: Nope.
- Q: Did you see [REDACTED] b7c-5,665 anywhere near the site of the surrender flag?
A: No, we were on the road the entire time and the house where the flag was waived was a good 50 to 70 meters off of the road, none of us approached the house except the guys I mentioned earlier from the CAV and [REDACTED] b7c-5,665
- Q: So did you ever see SSG [REDACTED] kill any Iraqi that was detained, or have any dealings with any Iraqi detainees?
A: Negative, not a damn thing he was nowhere near them. Unless he got lucky he couldn't hit them anyway, because I had to score his range card and he was not to good of a shot.
- Q: Do you have anything else to add to this statement?

EXHIBIT _____ INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c-4,665 PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES."

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EXHIBIT 16

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0347-04-CID899

STATEMENT OF SPC [REDACTED] TAKEN AT Taji BO (CID), Camp Taji, Iraq, DATED 6 DEC 04, CONTINUED:

b7c-4,66-4

0326-05-CID055-76236

A: No. \\End of Statement\\ [REDACTED]

AFFIDAVIT

I, SPC [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED SIGNATURE]

(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 6TH DAY OF December, 2004 AT Taji BO (CID), Camp Taji, Iraq

[REDACTED]

SA [REDACTED]

(Name of Person Administering Oath)

Article 136, (b) (4) UCMJ
(Authority to Administer Oath)

EXHIBIT _____

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES."

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EXHIBIT 16

SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION TAJI BRANCH OFFICE, CAMP TAJI, IRAQ	DATE 8 DEC 04	TIME 1422	FILE NUMBER b7c-4,664
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS E-5/Reserve b7c-4,664
ORGANIZATION OR ADDRESS 706 th Transportation Company, Camp Taji, Iraq			

I SGT [REDACTED] would like to make the following statement under oath: On 11 Apr 04, we left BIAP out of the South gate and were on Route Tampa headed towards Falluja and started being hit by small arms fire, mortars and RPG's. I was in the rear gun truck a few tankers got hit with RPG's and had to combat drop them. We then came to a halt because the Iraqi's had daisy chained the road with IED's, it was then that all hell broke lose and we started being hit by all types of rounds from all sides. My gun truck was taken out with one shot it seemed. Between returning fire and providing medial assistance I ended up fighting my way to the front of the convoy. When I got to the front of the convoy we were taking fire from the left and two buildings on the right. I was firing at the building on the right and I saw a man wave a white flag from behind the building, we ceased fire and told him to come out. As soon as he came from the building he started shooting at us again so we returned fire and he ran back behind the building again. He went to the other side of the building and 1st CAV had come by that time, he waived the white flag again and after we called cease fire, he started shooting again. That's when we all just lit that building up.

Q: Did you see anyone take any Iraqi soldiers into custody?

A: I saw when they went to get but I never saw them apprehend him, or there were never any shots fired while they were gone, so I know they didn't shoot him.

Q: Who went down to the building to apprehend the Iraqi?

A: I believe it was 4 of 1st CAV's people and 1 of ours.

Q: Who from your unit went down to the building?

A: SPC [REDACTED] b7c-4,664

Q: How many Iraqi's did you see wave a white flag?

A: Just one.

Q: How many were detained?

A: None, why I don't know they were shooting at us.

Q: Did you witness SSG [REDACTED] anywhere near the Iraqi with the white flag? b7c-5,665

A: No, he was no where near. b7c-5,665

Q: Did you witness SSG [REDACTED] involved in detaining any Iraqi, or shooting any Iraqi's being detained, or apprehended?

A: No.

Q: Do you have anything else to add to this statement?

A: No. \\End Of Statement\\ [REDACTED] b7c-4,664

EXHIBIT _____

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES."

DA Form 2823 (Automated) 020355 015583

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LAW ENFORCEMENT OFFICER

0347-04-CID899

STATEMENT OF SGT [REDACTED] TAKEN AT Taji BO (CID), Camp Taji, Iraq, DATED 8 DEC 04, CONTINUED:

67C-4,664

AFFIDAVIT

I, SGT [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

67C-4,664

[REDACTED SIGNATURE]

67C-4,664

(Signature of Person Making Statement)

WITNESSES:

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 8TH DAY OF December, 2004 AT Taji BO (CID), Camp Taji, Iraq

ORGANIZATION OR ADDRESS

[REDACTED]

67C-1,661

(Oath)

ORGANIZATION OR ADDRESS

SA [REDACTED]
(Name of Person Administering Oath)

67C-1,661

Article 136, (b) (4) UCMJ
(Authority to Administer Oath)

EXHIBIT _____

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES

67C-4,664

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES."

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SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION TAJ BRANCH OFFICE, CAMP TAJI, IRAQ	DATE 20 DEC 04	TIME 1137	FILE NUMBER b7c-4,66-4
LAST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURITY NUMBER		GRADE/STATUS SGT/RESERVE b7c-4,66-4
ORGANIZATION OR ADDRESS 706 TH TRANSPORTATION COMPANY, CAMP TAJI, IRAQ			

I SGT [redacted] would like to make the following statement under oath: On 11 Apr 04, we were in a firefight, I was in the gun truck and my truck was disabled by small arms fire. The moved a tanker up from the rear and as they passed vehicles people jumped up on it. By the time it reached the front of the convoy there was no more room so 3 of us jumped on the top of the vehicle. We moved forward to where the block was for the ambush and because we had SAWS we laid down suppressive fire from the top of the vehicle while people were being medevaced and repairs were being made to trucks so we could move back out. There were some 1st CAV elements that had come out to help and we heard someone from behind us yell there was a white flag that had come out, everyone stopped firing. There was a house approximately 50 meters off the road and there was a stick, or tree branch with a white sheet hanging from it being waived from around the house. A Cav SSG and everyone else started yelling for this guy to come out, the flag finally stopped waving but there was a blue flash and a loud band, some type of explosion happened at the house where the flag was. I don't know what happened, I don't know what set it off, I just heard and saw it. So when the explosion happened everyone started firing at the house, I probably had about 30 rounds left on my SAW belt and they all went into the house. The CAV SSG assembled a team to see what was going on, 4 of his guys and one of our guys to see what was going on, that was after we had stopped firing again. Then they brought out one Iraqi man with black clothing on, blindfolded him and put flex cuffs on him behind his back. I guess he had some kind of propane tank in his house that was leaking and they wanted to get out of there. I went back to my sector of fire on the other side of the road; I did not know that they had released him until after we got back inside BIAP.

- Q: How many Iraqi's did you see waiving white flags?
A: I didn't see anybody actually holding the flag I just saw the flag.
Q: Was it only one flag that you saw?
A: Yes.
Q: How many times did you see the flag come out?
A: Just once.
Q: How many Iraqi's did you see being detained?
A: One.
Q: Did you see what happened to him?
A: No, after he was flex cuffed, I didn't see what happened to him after that because I went back to paying attention to the other side of the street where we were drawing fire.
Q: Who detained the Iraqi?
A: This SSG from the 1st CAV, I don't know what his name was.
Q: Did you witness any Iraqi's being killed during the process of being detained?
A: No.
Q: Do you know SSG [redacted] b7c-5,665
A: Yes I do.
Q: Was he anywhere near the site of the apprehension? b7c-4,664

STATEMENT OF SGT [REDACTED] TAKEN AT Taji BO (CID), Camp Taji, Iraq, DATED 20 DEC 04, CONTINUED:

A: Yes he was, he was on the street with the convoy.

Q: Did he take any part in the apprehension of any Iraqi's that you witnessed?

A: Not that I know of, no. *b7c-5166-5*

Q: Did you witness SSG [REDACTED] kill or injure any Iraqi attempting to surrender, or being detained?

A: No.

Q: Who was the individual from your unit that went in to clear the house with the CAV team?

A: It was SPC [REDACTED] *b7c-466-4*

Q: Do you have anything else to add to this statement?

A: No. \\End of Statement\\ [REDACTED] *b7c-4, 66-4*

AFFIDAVIT

I, SGT [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED SIGNATURE]
(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 20th DAY OF December, 2004 AT Taji BO (CID), Camp Taji, Iraq

[REDACTED]
[REDACTED]
[REDACTED]

SA [REDACTED]
(Name of Person Administering Oath)

Article 136, (b) (4) UCMJ
(Authority to Administer Oath)

EXHIBIT

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF [REDACTED] PAGES."

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AGENT'S INVESTIGATION REPORT <i>26922CID Regulation 195-1</i>	ROI NUMBER 0011-05-CID044
	PAGE 1 OF 1 PAGES

DETAILS
 About 1335, 10 Jan 05, this office received a Category I Request For Assistance (RFA) from the 718th Military Police Detachment (CID) (Rear), 6th Military Police Group (CID), Fort Carson, CO 80913, to locate, fully identify, and interview SSG [REDACTED] 706th Transportation Company POL, 593D Corps Support Group, Camp Taji, Iraq, regarding the surrender of Iraqi soldiers. *b7C-4, 66-4*

About 1600, 11 Jan 05, SA [REDACTED] interviewed SSG [REDACTED] wherein he provided a sworn statement stating he did not see any Iraqi nationals surrender to SSG [REDACTED] (See Sworn Statement for details). *b7C-66-1* *b7C-4, 66-4* *b7C-5, 66-5*

STATUS: This investigation is closed in the files of this office. All requested investigative activity has been completed.//Last Entry//

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] <i>b7C-1, 66-1, 62</i>	ORGANIZATION Fort Sam Houston Resident Agency Fort Sam Houston, Texas 78234
SIGNATURE [REDACTED] <i>b7C-1, 66-1</i>	DATE: 11 Jan 05
	EXHIBIT 015587

LAW ENFORCEMENT SENSITIVE
SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is [redacted] The [redacted] Chief of Staff for Personnel.

LOCATION Fort Sam Houston, TX, 78234	DATE 11 Jan 2005 1800	FILE NUMBER 0011-05-CID044
LAST NAME, FIRST NAME, MIDDLE NAME [redacted]	SOCIAL SECURITY NUMBER [redacted]	GRADE/STATUS E-6/AD
ORGANIZATION OR ADDRESS [redacted] cal Hold Company, Brooke Army Medical Center, Fort Sam Houston, TX 78234		

b7c-4,66-4

b7c-4,66-4

b7c-4,66-4

I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 11 Apr 04, a convoy I was in consisting of approximately 12 vehicles was ambushed on route Mobile. We were receiving small arm, machine gun, and indirect fire from our three and nine o'clock position. We took up a defensive position and returned fire. The firefight lasted about two and a half hours. I saw a white flag from a house on our three o'clock position and we ceased fire. The enemy then opened up and fired on us and we returned fire. This happened three to four more times. A squad of soldiers cleared the house and brought back one male Iraqi National to the convoy defensive position. He was interviewed and released.

Q: [redacted] b7c-1,66-1
A: [redacted] b7c-4,66-4

Q: Who was the convoy commander?
A: SGT [redacted] b7c-3,66-3

Q: How many Iraqi soldiers did you see surrender?
A: One.

Q: Who was in the squad who cleared the house? b7c-4,66-4
A: The only one I knew was SPC [redacted]

Q: Did you see any Iraqi's surrender to SSG [redacted] b7c-5,66-5
A: No.

Q: How many U.S. soldiers were in the convoy?
A: 29 soldiers from the 706th Transportation Company. I don't know who else was in the convoy.

Q: Was SSG [redacted] in your convoy? b7c-5,66-5
A: Yes.

Q: What was his duty position?
A: Truck Commander of one fuel truck.

Q: Did SSG [redacted] have any interaction with any Iraqi National? b7c-5,66-5
A: Not to my knowledge.

Q: How did the Iraqi surrender?
A: He waived a white flag.

Q: Did you see SSG [redacted] shoot anyone during that ambush? b7c-5,66-5
A: No, I never saw SSG [redacted] fire his weapon. b7c-5,66-5

Q: Can you describe SSG [redacted] character? b7c-5,66-5
A: He tells stories, he exaggerates stories, but he is a nice guy.

Q: Do you have anything else to add to this statement?
A: No. //End of Statement// [redacted] b7c-4,66-4

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [redacted]	020360 015588
		PAGE 1 OF 2 PAGES

b7c-4,66-4

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [redacted] TAKEN AT [redacted] DATED [redacted] CONTINUED."
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [redacted] OF [redacted] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM. 111

67C-466-4

STATEMENT OF [REDACTED] TAKEN AT Fort Sam Houston, TX, 782348234 DATED 11 January 2005

CONTINUED:

STATEMENT (Continued)

[REDACTED STATEMENT CONTENT]

67C-4,66-4

67C-4,66-4

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED SIGNATURE] (Signature of Person Making Statement)

67C-466-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 11th day of January, 2005 at Fort Sam Houston, TX, 78234

ORGANIZATION OR ADDRESS

[REDACTED SIGNATURE] (Signature of Person Administering Oath)

67C-1,66-1

ORGANIZATION OR ADDRESS

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

67C-1,66-1

020361

Article 136(b)(4), UCMJ (Authority To Administer Oaths)

015585

INITIALS OF PERSON MAKING STATEMENT

[REDACTED INITIALS]

67C-466-4

PAGE 2 OF 2 PAGES

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AGENT'S INVESTIGATION REPORT

VE ROI NUMBER

CID Regulation 195-1

PAGE 1 OF 1 PAGES

DETAILS

About 1630, 15 Jan 05, SA [REDACTED] 323d MP Detachment (CID), Jackson, MI telephone contact was made with SGT [REDACTED] to arrange for an interview during the morning at 1000, 16 Jan 2005, at the Grand Traverse County Sheriff's Department, Traverse City, MI.

b7c-1, b6-1

b7c-4, b6-4

About 1000, 16 Jan 05, SA [REDACTED] interviewed and obtained a sworn statement (EX) from SGT [REDACTED] in which he stated that he had no knowledge of SSG [REDACTED] or any other US military personnel from his unit unlawfully killing Iraqi or other insurgent forces while deployed in Iraq. He further related that SSG [REDACTED] Automatic Weapon (SAW) had misfired soon after they were ambushed and SGT [REDACTED] did not see SSG [REDACTED] engage any enemy forces after that point.

b7c-1, b6-1

b7c-5, b6-5

b7c-4, b6-4

b7c-5, b6-5

At 1220, 15 Jan 05, SGT [REDACTED] was requested to produce a hand drawn sketch (EX) of the ambush site, which he completed. The sketch details the relative position of the troops and vehicles and the terrain features.

b7c-4, b6-1

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

TYPED AGENT'S NAME AND SEQUENCE NUMBER [REDACTED]		ORGANIZATION 323D MP Det (CID) 1401 W. Argyle, Jackson, MI 49202	020362
SIG [REDACTED]	DATE 16 Jan 2005	EXHIBIT	015590

b7c-1, b6-1, b7c

JAN. 17. 2005 8:10AM

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LAW ENFORCEMENT SENSITIVE

341 P. 2

0326-05-CID-76236

SWORN STATEMENT			
For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel			
LOCATION	DATE	TIME	FILE NUMBER
GRAND TRAVERSE SHERIFF'S DEPARTMENT TRAVERSE CITY, MICHIGAN	15 JAN 05	1215	0015-05-CID032
LAST NAME, FIRST NAME, MI	Social Security Number		GRADE/STATUS
			E-5/SGT/USAR
ORGANIZATION OR ADDRESS			
1196 South Coleman Road, Maple City, MI 49664			

b7c-466-4

b7c-466

I, [redacted] want to make the following statement under oath:

Q: Who were you deployed with in Baghdad, Iraq?
A: The 706th POL Transportation Company
Q: On 11 Apr 04, were you in a convoy with your unit, the 706th POL Transportation Company, from Baghdad International Airport?
A: Yes.
Q: What was your destination?
A: Fallauga.
Q: How many vehicles were in your convoy?
A: I was told 15, but I can't remember for sure.
Q: What vehicle were you in?
A: The last vehicle.
Q: What kind of vehicle was it?
A: A five ton, support truck aid truck.
Q: What was your assigned duty during the convoy?
A: Maintenance support, senior.
Q: What time did the convoy leave BIAP?
A: About 0815 or 0830, SRP was at 0800.
Q: Did anything happen during this mission?
A: Yes, we were ambused about two miles outside the back gate from BIAP.
Q: Did you receive enemy fire?
A: Yes.
Q: What was your response to the enemy fire?
A: Vehicle halt, we then determined what side the fire was coming from and returned fire.
Q: What side did the enemy fire originate from?
A: Left side.
Q: Describe the make up of the reinforcements that arrived?
A: Four Hummers, and additional hummers, with missiles and a Mark 19, and two Bradleys.
Q: What unit reinforced your unit?
A: 1st Cav.
Q: What actions did the reinforcing unit take?
A: The hummers stayed with us and the Bradleys went to higher ground for overwatch and to engage the enemy force. The Bradleys never had to fire. None of the 1st Cav. had to

[redacted] b7c-466-4 INITIALS

PAGE 1 of 6

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EXHIBIT 20

JAN. 17. 2005 8:10AM

67C-466-4

1215, 15 JANOS Cont.

Statement of [REDACTED]

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LAW ENFORCEMENT SENSITIVE

fire. All action stopped at that time. The only one that fired was the Mark 19 but he jammed up after three rounds.

Q: During this engagement did you see any insurgent combatants?

A: I saw two, one back by the bridge and another by a berm on the left side with a mortar tube.

Q: Did you see any of the insurgent combatants shot or killed?

A: No, I had heard about one that was shot with the .50 cal.

Q: How long did the ambush take?

A: There was three separate ambushes, over a five and half hour period.

Q: Who was involved in returning fire?

A: Virtually everyone in the unit, except SSG [REDACTED] who told me he never took a shot because he maintained the radio during the whole time.

Q: Do you know SSG [REDACTED]

A: Yes, he was part of the 706th.

Q: What was his position and assigned duties during the convoy?

A: I think he was the second in command NCOIC, and he was to make sure of our health and welfare and insure the mission was accomplished.

Q: What is your relationship with SSG [REDACTED]

A: I didn't respect him and others didn't either. I saw too many flaws in his leadership.

Q: When did he join your unit?

A: I don't know if he was part of the original 706th or if he was a cross level.

Q: When did you first meet him?

A: At Ft Campbell, which is when the company was put together, I was a cross level. I knew him about four and a half months before he was shipped home.

Q: Did you observe SSG [REDACTED] during the ambush?

A: Yes, several times?

Q: What were his actions?

A: Helping the aid and litter, he then gave commands to abandon vehicles and then finally he helped change the tires on the vehicles. I opposed the vehicles being abandoned.

Q: Did you see him engage any insurgents with his weapon?

A: Not at all.

Q: What kind of weapon was he using?

A: A Squad Automatic Weapon (SAW). That's what I was told I didn't see him holding a weapon and I was told his SAW misfired. I didn't see him carrying a weapon the whole

[REDACTED] 67C-466-4

INITIALS

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EXHIBIT

JAN. 17. 2005 8:10AM

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P. 4

Statement of SGT [REDACTED] 1215 15 JAN 05 OFFICIAL USE ONLY

b7c-4, 66-4

LAW ENFORCEMENT SENSITIVE

time we were on the ground.

Q: Did you see him engage the house off to the right?

A: No I did not and I was standing in the front of that house.

Q: Did you observe any insurgents waving a white flag?

A: Yes I did, from the back door on the house on the right.

Q: Please describe what you saw?

A: It was a house about 25 by 30 feet, tan in color, no windows on the road side or on the east side of the house.

Q: Did you observe any fire coming from that house?

A: No I did not. And no one told me of any fire coming from that house. But we did receive fire from the right side of the house but it was away from the house. One person, Spc [REDACTED] 706th TC she told me that there was a guy outside the house moving around the property in the direction of the fire.

Q: Did Spc [REDACTED] tell you she a weapon in the mans hands?

A: No she didn't, she just reported a guy moving around in the brush, to the best of my knowledge.

Q: What is your opinion of SSG [REDACTED] as a leader and as a soldier?

A: Very bad leader and a bad soldier at the same time, he did not respect the chain of command.

Q: Was there a cease fire called during the firefight?

A: Yes there was.

Q: Who called for the ceasefire and when?

A: A Command Sgt Major from the 1st Cav.

Q: Did you see anyone from the 706th capture any enemy combatants?

A: No I did not.

Q: Did you see anyone from the 1st Cav capture any enemy combatants?

A: They did make contact with the man at the house, they searched him and his house and the property near his house and to my knowledge they found no weapons or contraband which I heard them tell the CSM. When we all left the area the man with the white flag was left sitting next to his house. After they cleared his house I believe they threw an explosive in the house I heard an explosion and saw a puff of smoke or dust come out of the roof.

Q: To your knowledge was the man alive and well?

A: Yes, he was waving at us in anger, shaking his fist.

Q: How many insurgents were captured or detained?

A: None

Q: Did you observe SSG [REDACTED] interact with any of the Iraqis on that day?

b7c-4, 66-4

INITIALS

page 3 of 6

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EXHIBIT 2

JAN. 17, 2005 8:11AM

b7c-4, 66-4
0324-05 - CID-553 - 76236
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1215 157406, 1010

Statement of [REDACTED]

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LAW ENFORCEMENT SENSITIVE

A: No I did not.

Q: Approximately how many soldiers were in the 706th convoy?

A: 27 to 33.

Q: Approximately how many insurgents were killed or captured?

A: We were told about 300 to 350 I don't believe that, I think 25 to 30, I estimate attacked us, and I know of one being killed, none got captured and I don't know what happened to the rest. I saw a couple of little white Toyotas dart off about a 1000 yards away.

Q: How many US Soldiers were killed or wounded?

A: Five wounded from the 706th, an two helicopter pilots were killed.

Q: Did anyone come close to capturing any insurgents?

A: Just the man on the right, all the others escaped.

Q: Did he resist?

A: I don't think so but I don't know what happened when they went to the house to detain him but they weren't handling him rough when they walked him out.

Q: Do you have any information regarding any Iraqi or insurgents being shot after being captured or surrendering to US Forces?

A: No.

Q: Did you see SSG [REDACTED] shoot anyone? b7c-5, 66-5

A: No I did not.

Q: Did SSG [REDACTED] tell you he shot anyone? b7c-5, 66-5

A: No he did not.

Q: Did you hear any rumors of SSG [REDACTED] shooting anyone? b7c-5, 66-5

A: No, not until I was contacted by CID and that wasn't until the second or third conversation.

Q: If SSG [REDACTED] made this story up, in your opinion what would his reason be? b7c-5, 66-5

A: He called me crazy three times that day when I was trying to get our trucks back to the safe zone. I believe he became unstable in his actions on the events that happened that day. He made bad judgement calls, like abandoning the vehicles and just wanting to put two lug nuts on wheels which would be unsafe. He wanted to shortcut the procedures eventhough we were secure and 1st Cav was providing security and we didn't need to take more chances and lose another vehicle because we were short on transportation as it was.

Q: Is there anything you would like to add to this statement?

A: Yes, when we got back to BIAP and went to the hospital

[REDACTED] b7c-4, 66-4
INITIALS

page 4 of 6

~~015591~~

67C-466-40326-95-012-3-76536
50262-95-CID-3-76536
NO. 341
24
1215, 5 JAN 05
COMA

JAN. 17. 2005 8:11AM

STATEMENT OF SGT [REDACTED] FOR OFFICIAL USE ONLY

LAW ENFORCEMENT SENSITIVE

and we did see one Iraqi who had been shot in the hip, I believe he was from the third firefight. I believe he died from the injuries.

Q: Anything else?

A: No.

////////////////////END OF STATEMENT////////////////////

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] 67C-466-4	PAGE 5 OF 6 P
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

67C-466-4
NOT USED

67C-466-4
INITIALS Page 5 of 6

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EXHIBIT 22

JAN. 17. 2005 8:11AM

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LAW ENFORCEMENT SENSITIVE

67C-4664

STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATE [REDACTED] CONTINUED:

SSA [REDACTED] 67C-4564

Not USED
67C-4664

AFFIDAVIT

I, SSA [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 6. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED] 67C-4664
(Name of Person Making Statement)

WITNESSES:

SUBSCRIBED AND SWORE BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 15 DAY OF JAN 2005 AT 12:15

ORGANIZATION OR ADDRESS

[REDACTED] 67C-4664-1
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

SA [REDACTED] 67C-4664-1
(Name of Person Administering Oath)
Art 135(b) (4) UCMJ / 5 USC 303
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

PAGES 6 OF 6 PAGES

DA FORM 2823 (AUTOMATED)

67C-4664
INITIALS
[REDACTED]

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AGENT'S INVESTIGATION REPORT

ROI NUMBER

0326-04-CID056-76236

CID Regulation 195-1

PAGE 1 OF 1 PAGES

DETAILS

67C-1,561
 About 1600, 2 Feb 05, SA [redacted] this office, coordinated with CPT [redacted] Trial Counsel, Office of the Staff Judge Advocate (SJA), Fort Carson, CO (FCC) 80913, who opined there was no evidence SSG [redacted] 67C-3,563
 [redacted] 5025th Garrison Support, FCC, killed a surrendering Iraqi in violation of Geneva Convention or other laws of war. CPT [redacted] 67C-3,563 further related he recommended no further investigative activity and this investigation be closed unfounded.

67C-3,563
 About 1630, 10 Feb 05, the undersigned briefed CPT [redacted] Commander, 5025th Garrison Support, FCC on all aspects of this investigation. CPT [redacted] stated she would brief SSG [redacted] 67C-5,665 and her higher command on the outcome of this investigation. 67C-4,664

67C-1,661
 At 0910, 17 Feb 05, SA [redacted] this office, conducted a check of the files of the Defense Clearance Investigative Index (DCII), and the files of this office, which revealed he was the subject of Police Report 71028587567C, Jul 71, for Burglary and Larceny. He underwent a courts martial, was found guilty, confined for one year and reduced to private. He was the subject of case 749910818Q5C, 4 Dec 74, for threats. He went to Municipal Court in 16 Jan 75, but no charges were filed.

///Last Entry///

020370

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted]

67C-1,566-1,67

ORGANIZATION

48th Military Police Detachment (CID)
Fort Carson, CO 80913

~~015598~~

SIGNATURE

[redacted signature]

67C-1,566-1

DATE

17 Feb 05

EXHIBIT

23

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DATE 03 FEB 2005

FROM SAC, 48TH MP DET (CID)

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//
CG USACIDC FT BELVOIR VA //CIOP-ZA//
CDR USACIDC DISTRICT FT RILEY KS//CIRFR-ZA//
CHIEF, CRIMINAL LAW, SJA, FORT CARSON, CO
CHIEF OF STAFF, FT CARSON
GARRISON COMMANDER, FT CARSON
SAC USACIDC 48TH MP FT CARSON CO
SAC, FT CARSON RA
SENIOR TRIAL COUNSEL, SJA, FORT CARSON, CO
DIR AFIP AFME WASH, DC//AFIP-CPLF
CDR USACIDC 6TH MP GRP FT LEWIS WA
SAC USACIDC RES AGCY FT RUCKER AL
CG USACIDC FT BELVOIR VA //CIOP-ZA//
CG USACIDC FT BELVOIR VA //CIOP-ZA//

SUBJECT: CID REPORT OF INVESTIGATION - 2D STATUS/SSI -
0326-2004-CID056-76236 - 5H9B

DRAFTER: [REDACTED]

b7c-1,66-1

RELEASER: [REDACTED]

b7c-1,66-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2003, 0001 - 11 AUG 2004, 0900; IRAQ

2. DATE/TIME REPORTED: 11 AUG 2004, 1000

3. INVESTIGATED BY:

SA [REDACTED]

b7c-1,66-1,62

SA [REDACTED]

b7c-1,66-1,62

SA [REDACTED]

b7c-1,66-1,62

4. SUBJECT:

1. CHANGED NONE, ; UNDETERMINED MANNER OF DEATH (UNFOUNDED)
(NFI)

5. VICTIM:

1. UNKNOWN IRAQI, ; MALE; UNDETERMINED MANNER OF DEATH
(UNFOUNDED) (NFI)

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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 STATUS:

THIS REPORT IS BEING GENERATED TO UNFOUND THE OFFENSE OF UNDETERMINED MANNER OF DEATH.

DURING INTERVIEWS OF UNIT PERSONELL WHO WERE PRESENT DURING THE ATTACK ON THE CONVOY, IT WAS DETERMINED THAT AN IRAQI DID PRESENT A WHITE FLAG AT THE END OF HIS WEAPON AS IF HE WAS SURRENDING. SUBSEQUENTLY TO SURRENDERING, THE IRAQI LOWERED HIS WEAPON AND FIRED UPON THE CONVOY. SEVERAL MEMBERS OF THE CONVOY THEN RETURNED FIRE KILLING THE IRAQI.

ON 2 FEB 05, THIS OFFICE COORDINATED WITH THE OFFICE OF THE STAFF JUDGE ADVOCATE (OSJA), FORT CARSON, CO 80913 (FCC), WHO OPINED THAT THERE WAS NO EVIDENCE SSG [REDACTED] KILLED A SURRENDERING IRAQI IN VIOLATION OF THE GENEVA CONVENTION AND THAT THE DEATH OF THE IRAQI WAS CONSIDERED A HOSTILE FIRE DEATH. *67C-5,66-5*

THIS INVESTIGATION IS PENDING THE ADMIISTRATIVE PROCESSING OF THE FINAL REPORT.

INITIAL:

ABOUT 1000, 11 AUG 04, THIS OFFICE WAS NOTIFIED BY MILITARY POLICE INVESTIGATION (MPI), OFFICE OF THE PROVOST MARSHALL, FORT CARSON, CO (FCC) 80913, OF AN UNDETERMINED DEATH OF AN IRAQI MALE WHO WAS KILLED IN IRAQ BY AN AMERICAN SOLDIER. THE IRAQI WAS IN A SURRENDER STATUS.

THIS IS AN IRAQI FREEDOM INCIDENT.

DUE TO LACK OF CREDIBLE INFORMATION, THIS REPORT WAS SUBMITTED WITHOUT A SUBJECT UNTIL A FURTHER INVESTIGATION COULD BE CONDUCTED TO DETERMINE IF THE DEATH OF THE UNKNOWN IRAQI SOLDIER WAS JUSTIFIED DUE TO A COMBAT RELATED INCIDENT OR WAS MURDER.

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PRELIMINARY INVESTIGATION DISCLOSED THAT WARRANT OFFICER CANDIDATE (WOC) [REDACTED] WARRANT OFFICER CANDIDATE SCHOOL, FORT RUCKER ALABAMA (FORMERLY 5025TH GARRISON SUPPORT UNIT, FCC), OVERHEARD A CONVERSATION BETWEEN SSG [REDACTED] (NFI) AND MSG [REDACTED] b7c-3,66-3 b7c-5,66-5 b7c-4,66-4 b7c-4,66-4 b7c-5,66-5 b7c-5,66-5 b7c-5,66-5
[REDACTED], BOTH ASSIGNED TO 5025TH GARRISON SUPPORT UNIT, FCC. SSG [REDACTED] WAS TELLING MSG [REDACTED] A STORY THAT WHILE IN IRAQ, ON ONE OCCASION, WHILE HE WAS THE CONVOY COMMANDER, THE CONVOY WAS AMBUSHED BY IRAQI SOLDIERS. THE CONVOY STOPPED, DISMOUNTED AND ENGAGED THE IRAQI'S. SSG [REDACTED] STATED AN IRAQI SOLDIER THEN SURRENDERED; HOWEVER, SSG [REDACTED] WAS FURIOUS ABOUT BEING AMBUSHED, AND KILLED THE UNKNOWN IRAQI SOLIDER.

ON 11 AUG 04, MSG [REDACTED] WAS INTERVIEWED AND RELATED THE CONVERSATION HE HAD WITH SSG [REDACTED] WAS IN HIS CUBICLE ADJACENT TO WOC [REDACTED] WHO HAD HIS BACK TOWARDS THE CONVERSATION. MSG [REDACTED] RELATED WHAT WOC [REDACTED] FAILED TO HEAR AND OBSERVE WAS THE DEMONSTRATION BY SSG [REDACTED] RELATING THE IRAQI SOLDIER, UNDER SURRENDER STATUS, WAS WALKING TOWARDS SSG [REDACTED] AND CONVOY MEMBERS SPEAKING IN HIS NATIVE LANGUAGE. HE THEN POINTED HIS WEAPON AT THE CONVOY MEMBERS. THE MEMBERS HAD NO CHOICE BUT TO RETURN FIRE AND ENGAGED THE IRAQI SOLDIER KILLING HIM. b7c-4,66-4 b7c-5,66-5 b7c-4,66-4 b7c-5,66-5 b7c-5,66-5

THIS INVESTIGATION IS PENDING THE INTERVIEW OF WOC [REDACTED] UNIT MEMBERS THAT WERE INVOLVED IN THIS INCIDENT, IDENTIFYING THE INCIDENT LOCATION AND LOCATING, FULLY IDENTIFYING AND INTERVIEWING OF SSG [REDACTED] b7c-4,66-4 b7c-5,66-5

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

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

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DATE 12 AUG 2004

FROM SAC USACIDC 48TH MP FT CARSON CO

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//
CG USACIDC FT BELVOIR VA //CIOP-ZA//
CDR USACIDC DISTRICT FT RILEY KS//CIRFR-ZA//
CHIEF, CRIMINAL LAW, SJA, FORT CARSON, CO
CHIEF OF STAFF, FT CARSON
GARRISON COMMANDER, FT CARSON
SAC USACIDC 48TH MP FT CARSON CO
SAC, FT CARSON RA
SENIOR TRIAL COUNSEL, SJA, FORT CARSON, CO
DIR AFIP AFME WASH, DC//AFIP-CPLF
CDR USACIDC 6TH MP GRP FT LEWIS WA
SAC USACIDC RES AGCY FT RUCKER AL
CG USACIDC FT BELVOIR VA //CIOP-ZA//
CG USACIDC FT BELVOIR VA //CIOP-ZA//

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL/SSI - 0326-2004-CID056-76236
- 5H9B

DRAFTER: [REDACTED] *b7c-1,56-1*

RELEASER: [REDACTED] *b7c-1,66-1*

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JAN 2003, 0001 - 11 AUG 2004, 0900; IRAQ

2. DATE/TIME REPORTED: 11 AUG 2004, 1000

3. INVESTIGATED BY:

SA [REDACTED] *b7c-1,56-1,62*

4. SUBJECT:

1. UNKNOWN, ; UNDETERMINED MANNER OF DEATH (NFI)

5. VICTIM:

1. UNKNOWN IRAQI, ; MALE; UNDETERMINED MANNER OF DEATH (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.

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ABOUT 1000, 11 AUG 04, THIS OFFICE WAS NOTIFIED BY MILITARY POLICE INVESTIGATION (MPI), OFFICE OF THE PROVOST MARSHALL, FORT CARSON, CO (FCC) 80913, OF AN UNDETERMINED DEATH OF AN IRAQI MALE WHO WAS KILLED IN IRAQ BY AN AMERICAN SOLDIER. THE IRAQI WAS IN A SURRENDER STATUS.

THIS IS AN IRAQI FREEDOM INCIDENT.

DUE TO LACK OF CREDIBLE INFORMATION, THIS REPORT WAS SUBMITTED WITHOUT A SUBJECT UNTIL A FURTHER INVESTIGATION COULD BE CONDUCTED TO DETERMINE IF THE DEATH OF THE UNKNOWN IRAQI SOLDIER WAS JUSTIFIED DUE TO A COMBAT RELATED INCIDENT OR WAS MURDER.

PRELIMINARY INVESTIGATION DISCLOSED THAT WARRANT OFFICER CANDIDATE (WOC) [REDACTED] WARRANT OFFICER CANDIDATE SCHOOL, FORT RUCKER ALABAMA (FORMERLY 5025TH GARRISON SUPPORT UNIT, FCC), OVERHEARD A CONVERSATION BETWEEN SSG [REDACTED] (NFI) AND MSG [REDACTED] BOTH ASSIGNED TO 5025TH GARRISON SUPPORT UNIT, FCC. SSG [REDACTED] WAS TELLING MSG [REDACTED] A STORY THAT WHILE IN IRAQ, ON ONE OCCASION, WHILE HE WAS THE CONVOY COMMANDER, THE CONVOY WAS AMBUSHED BY IRAQI SOLDIERS. THE CONVOY STOPPED, DISMOUNTED AND ENGAGED THE IRAQI'S. SSG [REDACTED] STATED AN IRAQI SOLDIER THEN SURRENDERED; HOWEVER, SSG [REDACTED] WAS FURIOUS ABOUT BEING AMBUSHED, AND KILLED THE UNKNOWN IRAQI SOLDIER.

ON 11 AUG 04, MSG [REDACTED] WAS INTERVIEWED AND RELATED THE CONVERSATION HE HAD WITH SSG [REDACTED] WAS IN HIS CUBICLE ADJACENT TO WOC [REDACTED] WHO HAD HIS BACK TOWARDS THE CONVERSATION. MSG [REDACTED] RELATED WHAT WOC [REDACTED] FAILED TO HEAR AND OBSERVE WAS THE DEMONSTRATION BY SSG [REDACTED] RELATING THE IRAQI SOLDIER, UNDER SURRENDER STATUS, WAS WALKING TOWARDS SSG [REDACTED] AND CONVOY MEMBERS SPEAKING IN HIS NATIVE LANGUAGE. HE THEN POINTED HIS WEAPON AT THE CONVOY MEMBERS. THE MEMBERS HAD NO CHOICE BUT TO RETURN FIRE AND ENGAGED THE IRAQI SOLDIER KILLING HIM.

THIS INVESTIGATION IS PENDING THE INTERVIEW OF WOC [REDACTED] UNIT MEMBERS THAT WERE INVOLVED IN THIS INCIDENT, IDENTIFYING THE INCIDENT LOCATION AND LOCATING, FULLY IDENTIFYING AND INTERVIEWING OF SSG [REDACTED]

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2

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PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR
380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER
INVESTIGATION.

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

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DEPARTMENT OF THE ARMY
U.S. ARMY CRIMINAL INVESTIGATION COMMAND
Carlisle Barracks Resident Agency
Third Military Police Group (CID), 116 Forbes Avenue, Suite 11, Carlisle,
Pennsylvania 17013-5028

4 November 2004

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL (C)/SSI - 0074-2004-CID342-64146 -
~~5Y2P9~~/5C1B/5Y2B7 *5Y2P9*

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 MAY 2003, 0000 - 11 MAY 2004, 1545; UNKNOWN LOCATIONS IN AND ABOUT, THE CITY OF BAGHDAD, , (AND SURROUNDING AREAS), IRAQ

DATE/TIME REPORTED: 09 JUL 2004, 1330

INVESTIGATED BY:

SA [REDACTED]
SA [REDACTED]
SA [REDACTED]

67C-11661, 52

SUBJECT:

1. UNKNOWN, ; MISCONDUCT-MALTREATMENT OF A PRISONER, AGGRAVATED ASSAULT, FAIL TO OBEY GENERAL ORDER (NFI)

2. [REDACTED], 1LT; [REDACTED], [REDACTED], [REDACTED], MALE; WHITE; 372ND MP COMPANY (CURRENTLY DEPLOYED TO CAMP ARIFJAN, KUWAIT) [REDACTED], [REDACTED]; MISCONDUCT-MALTREATMENT OF A PRISONER, AGGRAVATED ASSAULT, FAIL TO OBEY GENERAL ORDER

67C-5166-5

VICTIM:

1. IRAQI, DETAINEES (UNKNOWN); CIV; MISCONDUCT-MALTREATMENT OF A PRISONER, AGGRAVATED ASSAULT (NFI)

2. U.S. GOVERNMENT; FAIL TO OBEY GENERAL ORDER

INVESTIGATIVE SUMMARY:

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This investigation was initiated upon information developed in CID Report #0052-04-CID342, where Mr. [REDACTED] Civilian, [REDACTED] (formerly SGT, Active Guard Reservist (AGR), 372nd Military Police Company, Cumberland, MD 21502), alleged he witnessed U.S. Service Members abusing Iraqi detainees, while in Iraq. b7c-4,66-4

Investigation did not develop sufficient evidence to prove or disprove Mr. [REDACTED] allegation that 1LT [REDACTED] and/or any other service member assigned to the 372nd MP Co., committed the offense(s) of Aggravated Assault, Maltreatment and Failure to Obey an Order or Regulation. Mr. [REDACTED] reported he observed 1LT [REDACTED] and several other soldiers assigned to his former unit abusing Iraqi detainees while they were assigned in Iraq. 1LT [REDACTED] declined to be interviewed requesting legal counsel. Subsequent investigation did not identify any witnesses to the assaults and Mr. [REDACTED] delay in reporting the incident to CID negated the potential value of any physical evidence. Further investigation did not diminish the integrity or credibility of Mr. [REDACTED] allegations. b7c-4,66-4
b7c-5,66-5
b7c-5,66-5
b7c-4,66-4
b7c-4,66-4

STATUTES:

- Article 128, UCMJ: Aggravated Assault.
- Article 92, UCMJ: Failure to Obey Order or Regulation.
- Article 134, UCMJ: Cruelty or Maltreatment.

Exhibits/Substantiation:

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED] 11 May 04, detailing his receipt of the initial complaint and initial interview of Mr. [REDACTED]. b7c-4,66-4
b7c-4,66-4
2. Sworn Statement of Mr. [REDACTED] 11 May 04, in which he relates observing Marines abusing Iraqi detainees in their custody, 1LT [REDACTED] striking an Iraqi Policeman, SSG [REDACTED] pulling an individual out of a vehicle with a weapon in the persons' mouth and individuals he reported the incidents to. b7c-4,66-4
b7c-5,66-5
b7c-4,66-4
3. AIR of SA [REDACTED] 12 Jul 04, detailing his interview of Mr. [REDACTED], who related he could not recall any of the abuses Mr. [REDACTED] described in his statement and the interview of Ms. [REDACTED], who provided a sworn statement. b7c-4,66-4
b7c-4,66-4
4. Sworn Statement of Ms. [REDACTED] 12 Jul 04, in which she denies observing any abuses of Iraqi detainees by anyone. b7c-4,66-4

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5. AIR of SA [REDACTED] 24 Jul 04, in which he details his interview of SSG [REDACTED], who related she could not recall Mr. [REDACTED] informing her about members of her unit abusing Iraqi detainees. SSG [REDACTED] said it was possible that Mr. [REDACTED] told her about the Marines striking the detainees, but she could not remember. *b7c-1,66-1* *b7c-4,66-4* *b7c-4,66-4* *b7c-4,66-4*

6. Non-Waiver Certificate of 1LT [REDACTED] 24 Jul 04, in which he invokes requesting legal counsel and declining to be interviewed. *b7c-5,66-5*

7. AIR of SA [REDACTED] 16 Sep 04, detailing the re-interview of Mr. [REDACTED], the rights advisement of SSG [REDACTED] and the interview of SGT [REDACTED], who said he witnessed SSG [REDACTED] grab the Iraqi detainee by the back of the collar and it was not abusive. *b7c-4,66-4* *b7c-4,66-4* *b7c-4,66-4*

8. Sworn Statement of Mr. [REDACTED] 14 Sep 04, in which he reiterates his initial statement to this office regarding the abuses he observed or was informed about. *b7c-4,66-4*

9. Waiver Certificate and Sworn Statement of SSG [REDACTED] 16 Sep 04, in which he relates that an Iraqi vehicle almost ran the vehicle he was riding in off the road, at which time they stopped it pulled the driver out and searched the vehicle. SSG [REDACTED] denied placing his weapon in the individual's mouth. SSG [REDACTED] said he never witnessed SSG [REDACTED] abuse any Iraqi detainee. *b7c-4,66-4* *b7c-4,66-4* *b7c-4,66-4*

10. AIR of SA [REDACTED] 28 Sep 04, detailing his re-interview of Ms. [REDACTED] in which she denies the allegations of Mr. [REDACTED]. *b7c-1,66-1* *b7c-4,66-4*

11. Sworn Statement of Ms. [REDACTED] 28 Sep 04, in which she denies telling Mr. [REDACTED] she was forced to write a statement covering up the shooting of an Iraqi detainee. Ms. [REDACTED] denies being ordered by SFC [REDACTED] to write the statement. *b7c-4,66-4* *b7c-4,66-4*

12. 372nd Military Police Company Unit Alpha Roster.

13. Initial (1st) Category 1 Monitor ship Report of Investigation Memorandum, 12 Jul 04, detailing basis for investigation, investigative activity to be conducted and identified problem areas.

14. Final (17th) Category 1 Monitor ship Report of Investigation Memorandum, 12 Jul 04, detailing basis for investigation, investigative activity to be conducted and identified problem areas.

15. AIR of SA [REDACTED] 4 Nov 04, detailing SJA coordination and DCII check: *b7c-1,66-1*

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Not Attached:

Retained in the files of the US Army Crime Records Center, 6010 6th Street, Fort Belvoir, VA 22060.

16. (Original) ROI #0074-04-CID342-64146 - Case File with all case notes.

The originals of Exhibits 1 through 11 and 13 through 15 are attached to the USACRC copy of this report. The original of Exhibit 12 is retained in the files of the 372nd Military Police Company, US Highway 220 S, Cumberland, MD.

STATUS: This is a Final C Report. This investigation is being terminated in accordance with Section V, Chapter 4-17a (6), CIDR 195-1, in that the special agent-in-charge (SAC) has determined that furtherance of this investigation would be of little or no value and leads remaining to be developed are not significant. Leads Remaining to be developed identify witnesses that would corroborate Mr. [REDACTED] allegations. *67C-4,56-4*

Report of Commander's Disciplinary Action Taken (DA Form 4833), is required.

Report Prepared and Approved By:

[REDACTED]

67C-4,66-1

Special Agent-in-Charge

DISTRIBUTION:

1. Director, US Army Crime Records Center, ATTN: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060 (Originals).

1. Commander, HQUSACIDC, ATTN: CIOP-COP, 6010 6th Street, Fort Belvoir, VA 22060 (w/exhibits)

1. THRU: Commander, Washington District (CID), 3RD Military Police Group (CID), ATTN: CIRC-W-OP, Bldg #305, Fort Myers, VA 22211-1101; TO: Commander, 3rd Military Police Group, USACIDC, ATTN: CIRC-OP, 4699 North 1st Street, Forest Park, GA 30050.

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(w/exhibits)

1. Commander General, Headquarters, US Army Reserve Command, ATTN: AFRC-CG, 1401 Deshler Street, SW, Fort McPherson, GA 30330-2000 (w/exhibits)

1. Commander, United States Army Reserve, ATTN: Office of the Staff Judge Advocate, LTC [REDACTED] 1401 Deshler Street, SW, Fort McPherson, GA 30330-2000 (less exhibits-email only) *b7c-3,66-3*

1. Office of the Provost Marshal, ATTN: LTC [REDACTED] Carlisle Barracks, PA (less exhibits - email only) *b7c-3,66-3*

1. File

AGENT'S INVESTIGATIVE REPORT

0052-04-CID342-

CID Regulation 195-1

0074-04-PAGE 3 OF 3 PAGES 146

BASIS FOR INVESTIGATION: Mr. [REDACTED]

[REDACTED] reported he witnessed Iraqi prisoner abuses while assigned to the 372nd MP Co, Cumberland, MD 21502.

At 1400, 11 May 04, SA [REDACTED] and SA [REDACTED] interviewed Mr.

[REDACTED] who rendered a sworn statement wherein he detailed the abuse he witnessed. He stated his unit was assigned to the 1st Marine Expeditionary Force at Al-Hillah. Mr.

[REDACTED] stated he observed US Marines place bags over Iraqi prisoner's heads and strike them in the head with pick axe handles, in an effort to obtain information. When he reported the incident to Marine MAJ (NFI) he was informed the Marines were doing job getting guns off the street which were meant to kill US service member. He related he also witnessed US Marines repeatedly pour peroxide and water over the open wounds of an Iraqi prisoner. He further related he witnessed soldiers from the 372nd MP Co, use slingshots against Iraqi children who were attempting to steal food from the base. Mr. [REDACTED] stated he saw numerous accounts of abuse from soldiers in the 372nd MP Co, and when he reported it up the chain of command and was told not worry about it (See Sworn Statement for details). ///LAST ENTRY///

57C-46-8

67C-456-4

67C-466-4

67C-466-4

67C-466-4

67C-11567, 62

SA [REDACTED]

Carlisle Barracks Resident Agency (CID)
3d Military Police Group, USACIDC
Carlisle, PA 17013

020382

Signature: [REDACTED]

Date: 11 May 04

Exhibit: 1

015610

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SWORN STATEMENT

LOCATION: Altoona/Blair County Airport
DATE: 11 May 04
TIME: 1545
FILE NUMBER: 0052-04-CID342

67C-4966-4

NAME: [REDACTED] SSN: [REDACTED] GRADE/STATUS: Civilian

67C-4966-4

ORGANIZATION/ADDRESS: [REDACTED]

67C-4966-4

I, [REDACTED], want to make the following statement under oath:

67C-4966-4

I was activated on 28 Feb 03, for deployment to Iraq, as a member of the 372nd MP CO. I did not arrive in Iraq until May 03, which was after the push up through Iraq, and cease fire had been called. We were assigned to the 1st Marine Expeditionary Force, in Al-Hillah, which is about 40 miles south of Baghdad. The unit mission was law enforcement, prison, and Iraqi Police Training. When we got up there I was on the rear detachment force awaiting the equipment from the ships. We stayed at date factory warehouse. We bathed in the water from the Euphrates River, because the standing water was polluted. While were in the US, there were normal clicks (Groups). Once we arrived, the clicks (Groups) broke down even more to those who thought Iraqis were animals. We talked to them and tried to learn the culture, language and religion. They were extremely friendly. CPL [REDACTED] and SSG [REDACTED] (NFI) were teamed together at Headquarters. Both SSG [REDACTED] and CPL [REDACTED] had wrapped barb wire around their HMMVE front, and when asked why they told me that it was to keep the Iraqis away. 2nd LT [REDACTED] (NFI), who was the 3rd Platoon leader, thought it was great. One day they were on a mission and an Iraqi vehicle cut them off in their HMMVE. CPL [REDACTED] and SSG [REDACTED] pulled the HUMMVE around and cut off the Iraqi vehicle. SSG [REDACTED] then pulled the driver out of the car at shotgun point and told him how bad he was for cutting off an American vehicle. SSG [REDACTED] had the shotgun in the Iraqi mouth and CPL [REDACTED] had his M4 to the individual's head. We arranged for our Iraqi interpreters to stay on post because they feared being harmed by radicals in the area they lived. One of the interpreters got slammed to the ground by SSG [REDACTED] because he was an Iraqi and in his [REDACTED] way when he was walking one day. SSG [REDACTED] told the interpreter not to every talk to him again or he would kill him. I was not there for the comment, but was told by someone that SSG [REDACTED] said this.

67C-4966-4

67C-4966-4

67C-5166-5

67C-4966-4

67C-4966-4

67C-4966-4

67C-4966-4

67C-4966-4

67C-4966-4

Q: SA [REDACTED]

67C-1,66-1

A: Mr [REDACTED]

67C-4966-4

Q: What were some of the other abuses you observed?

A: I observed some of the Military Police shooting children with sling shots and rocks. I cannot recall their names at this time. I interjected and told the soldiers to quit. They were going to cause recourse from the children parents. I also saw people being hit in the face because they would not move back. They were just asking for food. There was an incident where I saw a Marine Major (NFI) (He was in charge of paying the Iraqi soldiers in the Al-Hillah area) driving a HUMMVE into a crowd of Iraqi soldiers, who were pretty upset that they were not going to be paid. I observed LT [REDACTED] punch an Iraqi Policeman in the face because he would not give up his weapon. The Iraqi policeman was just holding his weapon incorrectly according to the LT [REDACTED]. There was an incident where we had to go over and escort an Iraqi prisoner over to the jail. The guy had tried to kill his neighbor with a grenade, but when he threw it the grenade went off in his hands causing severe wounds. At the jail I saw they had the guy hand cuffed on the floor and they were pouring peroxide in the wounds and the prisoner was screaming. I also observed at the Marine Battalion Headquarters a Marine bagged a prisoner and then hit him in the head with a pick axe handle knocking the individual out. I went and told the Marine Major that was driving the HUMMVE previously and he said that they were doing a job by taking guns off the street that was meant to kill us. I returned to my unit and told SSG [REDACTED] and SFC [REDACTED] about the incident.

67C-5166-5

67C-5166-5

67C-5166-5

67C-4966-4

Q: Where are [REDACTED] and [REDACTED] now?

67C-4966-4

A: I believe they are in Iraq or Germany.

015611

Q: Did you observe any abuses where someone was killed?

A: I did not observe it, but there were a few times I heard that seven Iraqi(s) got kill in a vehicle accident. Some died from the impact of the vehicle and some drowned in a ditch. The accident was due to horseplay.

67C-4966-4

Initials of Person Making Statement [REDACTED]

67C-4966-4

Page 1 of 1 Pages

67C-4664

Statement of [REDACTED] ONLY LAW ENFORCEMENT SENSITIVE Report, Dated 11 May 04, Continued

0074-04-010342-64146

Q: Was the vehicle involved in the accident from your unit?

A: No, it was from the Battalion we were attached to.

Q: Who was driving the vehicle?

A: A Marine (NFI).

Q: Were you ever at the Abu Ghraib Prison?

A: No Never.

Q: What type of Geneva Convention training did you receive you before you departed for Iraq?

A: I believe we got a card.

Q: What type of training regarding enemy prisoner of war did you receive?

A: hardly anything. They told us we were going over as good ambassadors and it was our job as ambassadors to show even the ones we arrest that we were good.

Q: Did you report these incidents to you immediate chain of command?

A: Yes, I did and I was told do not worry about it, they would look into it, but they never did.

Q: Did you report this matter to any member of congress or the senate prior to this meeting with CID?

A: No, I did not.

Q: Do you know of anyone else who may have witnessed abuses either in or out of Abu Ghraib Prison?

A: Yes, SPC [REDACTED] I believe she moved to Virginia.

67C-4664

Q: Do you have anything further to add to this statement at this time?

A: No. ///END OF STATEMENT///

AFFIDAVIT

67C-4664

I, [REDACTED] have read or have had read to me this statement which begins on page 1 and ends on page 3. I fully understand the contents of the entire statement made by me. The statement is true. I have initialed all corrections and have initialed the bottom of each page containing the statement. I have made this statement freely without hope of benefit or reward, without threat of punishment, and without coercion, unlawful influence, or unlawful inducement.

[REDACTED]

(Signature of Person Making Statement)

67C-4664

Subscribed and sworn to before me, a person authorized by law to Administer Oaths, [REDACTED] 2004 At [REDACTED]

[REDACTED]

(Signature of Person Administering Oath)

67C-4664

SA [REDACTED]

(Typed Name of Person Administering Oath)

67C-466452

Initials of Person Making Statement [REDACTED]

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

Page 2 of 3 Pages

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0081-04-CID122

PAGE 1 OF 1 PAGE

DETAILS:

BASIS FOR INVESTIGATION: 07 Jul 04, this office received a Category 1 Monitored Request For Assistance (RFA) from the Carlisle Barracks Resident Agency, Carlisle, PA 17013 requesting this office conduct interviews of (SFC/RET) [redacted] and [redacted] pertaining to their potential knowledge of Iraqi detainee abuse.

At 1415, 07 Jul 04, SA [redacted] interviewed Mr [redacted] Mr [redacted] could not recall the incident in which [redacted] described in his sworn statement. Mr [redacted] related documentation of all incidents that occurred during MP Patrols in Iraq were at the 372nd MP CO, Cumberland, MD 21502.

At 0826, 12 Jul 04, SA [redacted] interviewed Ms [redacted] Ms [redacted] provided a sworn statement detailing her knowledge of the incident (See Sworn Statement of Ms [redacted] for details).

STATUS: This RFA is closed in the files of this office as no further investigative activity is anticipated.///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted]

SIGNATURE [redacted]

ORGANIZATION

75th MP Det (CID), 3D MP Grp, USACIDC Fort Belvoir, VA 22060-5592

DATE

12 JUL 04

EXHIBIT

3 0000009

0081-07-CIP122

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

SWORN STATEMENT

For use of this form, see AR 190-45, the proponent agency is ODCSOPS

42-64146

LOCATION <i>FORT BELVOIR RA, FORT BELVOIR VA</i>	DATE <i>12 July 04</i>	TIME <i>0826</i>	FILE NUMBER <i>67C-456-4</i>
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS <i>CIV 67C-456-4</i>
ORGANIZATION OR ADDRESS [REDACTED]			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 24 Feb 03, I was activated with 372nd Military Police Company for Operation Iraqi Freedom. The Company arrived in Iraq on approximately 6 June 03. Our first assignment was in Al Hilla, Iraq, working directly with the local Iraqi police. Our mission was to assist the Iraqi Police in law enforcement, both teaching law enforcement techniques and providing additional security as the Iraqi Police completed patrols and raids. When necessary, members of First Platoon also provided basic medical care to Iraqi inmates at the Iraqi Police Station in which we were assigned. During this assignment, I never saw any abuse completed by Americans against Iraqi soldiers or prisoners/inmates. My second assignment was with CPU, a UN run organization. My mission was to provide armed escorts for foreign dignitaries. On 17 Sept 03, while on a mission, I was involved in an MVA that required me to be medivaced out of Iraq. My sustained injuries subsequently led to a medical discharge. I did not join the 372nd MP Co when the Company's mission moved to Abu Ghamb Prison in Baghdad, and, therefore, did not witness any abuse against Iraqis at the Prison in Abu Ghamb, by American soldiers.

Q. DID YOU WITNESS ANY ABUSE AGAINST DETAINEES BY ANY FOREIGN SOLDIERS?

A. NO. THE ONLY THING I SAW THAT I WOULD CONSIDER ABUSE WAS IRAQI POLICE OFFICERS BEATING THE FEET OF AN INMATE ACCUSED OF RAPE.

Q. WHAT WAS THE POLICY BETWEEN THE IRAQI POLICE AND THE MILITARY POLICE?

A. WE WERE THERE TO ASSIST IRAQI POLICE AS A SECURITY

020386

~~015814~~

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

EXHIBIT 4

STATEMENT (Continued)

FORCE AND WOULD ONLY INTERVENE IF IT GOT EXCESSIVE. THESE SORT OF THINGS DIDN'T HAPPEN OFTEN [REDACTED] b7c-4 66-4

Q. DO YOU HAVE ANY KNOWLEDGE CONCERNING ANY IRAQI ABUSE? b7c-3, 66-3

A. [REDACTED] CONTACTED ME BEFORE BEING PROSECUTED FOR HIS ROLE IN THE ABU GRAHIB PRISON SCANDAL. HE EMAILED ME AND WANTED ME TO KNOW HE HAD NO ACTIVE ROLE IN THE ABUSE AND HE VOICED A LOT OF REGRET AND REMORSE ABOUT WHAT HAPPENED. HE FURTHER STATED HE WAS ONLY FOLLOWING ORDERS TO TAKE THE PICTURES [REDACTED] b7c-4 66-4

Q. DID MR [REDACTED] MENTION ANY OTHER PEOPLE INVOLVED IN THE ABU GRAHIB PRISONER ABUSE? b7c-3, 66-3

A. NO [REDACTED] b7c-4, 66-4

Q. DID YOU KEEP THE EMAIL? b7c-4, 66-4

A. NO I DELETED IT. [REDACTED]

Q. IS THERE ANYTHING ELSE YOU WISH TO ADD TO THIS STATEMENT? b7c-4, 66-4

A. NO. [REDACTED] b7c-4, 66-4

END OF STATEMENT [REDACTED]

AFFIDAVIT

I, [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIAED ALL CORRECTIONS AND HAVE INITIAED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

[REDACTED] (Signature of Person Making Statement) b7c-4 66-4

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 17 day of JULY 2007 at FORT BELVOIR RD, FORT BELVOIR VA

ORGANIZATION OR ADDRESS

[REDACTED] b7c-4, 66-4

ORGANIZATION OR ADDRESS

[REDACTED] SA (Typed Name of Person Administering Oath) 5 USC 303 015015 (Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] b7c-4, 66-4

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

ROI NUMBER 0098-04-CID519

AGENT'S INVESTIGATIVE REPORT

CID Regulation 195-1

PAGE 1 OF 1 PAGES

DETAILS

About 0900, 23 Jul 04, this office received a Request For Assistance (RFA) from SA [REDACTED] Carlisle Barracks RA, Carlisle, PA 17013, requesting interviews of 1LT [REDACTED] and SSG [REDACTED], both of 372D MP CO, Cumberland, MD 21502. *b7c-1,66-1* *b7c-4,66-4* *b7c-5,66-5*

About 1330, 24 Jul 04, SA [REDACTED] interviewed SSG [REDACTED] who related she did not recall being told by Mr. [REDACTED] (formerly of 372nd MP CO, Cumberland, MD 21502), about a marine striking an Iraqi detainee. SSG [REDACTED] further related she never witnessed 1LT [REDACTED] or anyone else strike a detainee or Iraqi Police Trainee. SSG [REDACTED] related she was stationed with Mr. [REDACTED] in Al Hillah, IZ until around July 2003, when he left the country due to a medical condition and was redeployed to the United States. SSG [REDACTED] said it was possible that Mr. [REDACTED] told her about the marine striking the detainee, but it was not something that she remembered. *b7c-4,66-4* *b7c-1,66-1* *b7c-4,66-4* *b7c-4,66-4* *b7c-5,66-5* *b7c-4,66-4*

About 1350, 24 Jul 04, SA [REDACTED] read 1LT [REDACTED] his rights, which he invoked and refused to render a Sworn Statement.///LAST ENTRY/// *b7c-4,66-4* *b7c-1,66-1* *b7c-5,66-5*

~~015610~~

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] <i>b7c-1,66-1</i> <i>b7c-4,66-4</i>		ORGANIZATION 78 th Military Police Detachment (CID), (FWD) Camp Arifjan, Kuwait APO AE 09366	
SIGNATURE [REDACTED] <i>b7c-4,66-4</i>		DATE 24 JUL 04	EXHIBIT 020383 0011012

0066-04-CID342-641A

0098-04-CIDS19

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE ID 342-64146

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

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

1. LOCATION 78th MP DET (CID) 67C5166-5	2. DATE 21 July 04	3. TIME 1350	4. FILE NO. 0098-04CID519
5. NAME [REDACTED]	8. ORGANIZATION OR ADDRESS 372nd MP Company Camp Arifjan, Kuwait.		
6. SSN [REDACTED]	7. GRADE/STATUS 02/1LT		

67C-5166-5

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command and wanted to question me about the following offense(s) of which I am suspected/accused: Assault on Iraq Police Trainee.

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

- I do not have to answer any question or say anything.
 - Anything I say or do can be used as evidence against me in a criminal trial.
 - (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
- (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
- If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Have you ever requested a lawyer in the past 5 years? No.

Section B. Waiver

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

WITNESSES (If available)		3. SIGNATURE OF INTERVIEWEE	
1a. NAME (Type or Print)		[REDACTED]	
b. ORGANIZATION OR ADDRESS AND PHONE		4. SIGNATURE OF INVESTIGATOR [REDACTED]	
2a. NAME (Type or Print)		5. TYPED NAME OF INVESTIGATOR [REDACTED]	
b. ORGANIZATION OR ADDRESS AND PHONE		6. ORGANIZATION OF INVESTIGATOR 78th MP DET (CID) Arifjan, Kuwait.	

67C-5166-5

Section C. Non-waiver

1. I do not want to give up my rights
 I want a lawyer [REDACTED]
 I do not want to be questioned or say anything [REDACTED]

2. SIGNATURE OF INTERVIEWEE
 [REDACTED] 67C5166-5

67C-5166-5

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

015617

020389

EXHIBIT 6

CARLISLE BARRACKS RESIDENT AGENCY, 116 Forbes Ave, Suite 11, Carlisle, PA 17013

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

AGENT'S INVESTIGATION REPORT
0074-02-CID342-
16 Sep 04

DETAILS:

At 1640, 14 Sep 04, SA [redacted] this office, interviewed Mr. [redacted] who rendered a sworn statement detailing how he heard a rumor of SSG [redacted] strike an Iraqi Interpreter. Mr. [redacted] further stated he witnessed U.S. Marines strike a detainee in the head with an axe handle while in Al Hilla, Iraq. See sworn statement of SSG [redacted] for details

b7c-466-4

b7c-466-4

b7c-466-4

b7c-466-4

At 1020, 16 Sep 04, SA [redacted] advised SSG [redacted], 327d Military Police Company, 18900 Darby Lane, Old Town, MD 21555 of his rights which he waived and rendered a sworn statement. SSG [redacted] denied abusing any detainee while deployed to Iraq. SSG [redacted] further stated he did grab an Iraqi Interpreter when he entered a restricted unit access area, by the back of the neck. SSG [redacted] stated the interpreter was in an area, which he was repeatedly told to stay away from. (See rights waiver and sworn statement of SSG [redacted] for details)

b7c-466-4

b7c-466-4

b7c-466-4

b7c-466-4

b7c-466-4

At 1730, 16 Sep 04, SA [redacted] interviewed SGT [redacted] who stated he did witness SSG [redacted] grab an Iraqi Interpreter by the back of the neck, when the Interpreter was in a restricted area. SGT [redacted] stated SSG [redacted] did not strike the interpreter or throw him to the ground.

b7c-466-4

b7c-466-4

b7c-466-4

b7c-466-4

For [redacted signature block]

b7c-466-4 B2

Special Agent, [redacted]

EXHIBIT: _____

PAGE 1 OF 1 PAGES

~~0074-02-CID342-64146~~
015010

SWORN STATEMENT

For use of this form, see AR 190-45: The proponent, agency of the Deputy Chief of Staff for Personnel.

LOCATION [REDACTED]	DATE 14 Sep 2004	FILE NUMBER 0074-04-CID342-
LAST NAME, FIRST NAME, MI [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS CIV
ORGANIZATION OR ADDRESS [REDACTED]		

17C-4156-4

1640

67C-4156-4
66-4

67C-4156-4

I, [REDACTED] want to make the following statement under oath:

This statement is to clarify some aspects of a previous statement obtained from MR. [REDACTED] regarding incidents that he witnessed or was informed about while assigned in Iraq, with the 372nd Military Police Company, Cumberland, MD:

67C-4156-4

Q: Can you reiterate the abuse incident you observed occurring in Al-Hilla, with the Marines?

A: The first time I went up to the battalion headquarters (Al-Hilla) at the gun factory, that was when I observed marines putting bags over the heads of Iraqi detainees and hitting them with Pick Axe handles. It was during the day and I was in the back of a Hummvee, looking over that way. I observed the marines yelling at the detainees. They were Marine Interpreters I believe. I went in and told a marine major, he was a Caucasian male, who said the marines were doing their jobs getting weapons off the street. I told him I observed the detainees fall after being hit in the head with the Axe handles. The marine major asked me if I had a problem with it.

Q: Was there any witnesses in the room when you told this major about the incident?

A: It was in a hallway and I do not know if there was anyone else around at the time.

67C-4156-4

Q: Can you further clarify the issue about you informing SSG [REDACTED] about this incident and the 1LT [REDACTED] incident?

A: SSG [REDACTED] was at company operations area running the radio. I told her the same thing I told the marine major and SSG [REDACTED] told me that if the marines were not concerned about it then we are not worried about it. Additionally, SSG [REDACTED] was aware of the 1LT [REDACTED] incident, because 1LT [REDACTED] had to go see the commander about the incident where he struck an Iraqi policemen. I witnessed 1LT [REDACTED] telling SFC [REDACTED], about how he struck the Iraqi policemen that would not give up his weapon.

67C-5166-5

67C-4156-4

67C-4156-4

67C-5166-5

67C-4156-4

67C-4156-4

Q: Is there anything further that you can now recall that we did not discuss during our first interview?

A: Yes, SPC [REDACTED] was talking with me and she was quite upset about the CID on-going investigation. I told her that she did not have to worry because she was never in the Abu Ghraib Prison.

67C-4156-4

67C-4156-4

67C-4156-4

EXHIBIT	INITIALS [REDACTED]	PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE INITIALED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

02039113010 EXHIBIT 8

b7c-4,664

TAKEN AT [REDACTED] DATED 14 SEP 2004 CONTINUED:

Said she was directed by SFC [REDACTED], 1st Platoon Sergeant, on how to write a statement up to protect an American soldier that had killed an Iraqi. I am not sure if it was a civilian or soldier, but the incident was not war related. SPC [REDACTED] took it as if she wrote a false statement because she was directed to write this statement. I told her that she should always tell the truth because if she did not it would come back on her. I do not know if she witnessed the shooting or what, but she had some knowledge. Additionally, there was a MSG that told us that CID was investigating things that went on in Abu Ghraib and CID would be doing interviews and there would be a lot of people asking questions and that we should refer them to him.

b7c-4,664

Q: Do you recall the marine unit that was there at the time?
A: 2nd Battalion, 1st Marine Expeditionary Force.
Q: Do you have anything further to add to this statement at this time?
A: No.///END OF STATEMENT///

b7c-4,664

AFFIDAVIT

I, [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7c-4,664

[REDACTED SIGNATURE]
(SIGNATURE OF PERSON MAKING STATEMENT)

WITNESSES:

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, ON THIS DAY OF SEP, 19 [REDACTED] AT [REDACTED]

ORGANIZATION OR ADDRESS

[REDACTED SIGNATURE]
(Signature of Person Administering Oath)
[REDACTED]
(Name of Person Administering Oath)

b7c-4,664
b2

ORGANIZATION OR ADDRESS

ART 136 (b) (4) UCMJ 015820
(Authority to Administer Oath)

b7c-4,664

6704.564

0052-04-CID342-

Statement of [redacted] taken at Altoona/Blair Cty Airport, Dated 11 May 04, Continued

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

0074-04-010342-64146

ARTICLE 136 (b)(4) UCMJ

(Authority To Administering Oath)

WITNESSES:

(Signature of Witness)

(Signature of Witness)

(Typed Name of Witness)

(Typed Name of Witness)

(Address of Witness)

(Address of Witness)

~~015621~~

~~0070017~~

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

Initials of Person Making Statement [redacted]

Page 3 of 3 Pages

DA Form 2822 (Automated)

6704.564

020393

EXHIBIT

8

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

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

1. LOCATION [redacted]
2. DATE 16 Sep 04
3. TIME 1020
4. FILE NO. 007404342
5. NAME [redacted]
6. ORGANIZATION OR ADDRESS [redacted]
7. GRADE/STATUS SSG/E-6

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command AS A Special Agent and wanted to question me about the following offense(s) of which I am suspected: maltreatment of prisoner

- Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:
1. I do not have to answer any questions or say anything.
2. Anything I say or do can be used as evidence against me in a criminal trial.
3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.
- or -
(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

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

WITNESSES (If available)
1a. NAME (Type or Print)
b. ORGANIZATION OR ADDRESS AND PHONE
2a. NAME (Type or Print)
b. ORGANIZATION OR ADDRESS AND PHONE
3. SIGNATURE OF INTERVIEWEE [redacted]
4. SIGNATURE OF INVESTIGATOR [redacted]
5. TYPED NAME OF INVESTIGATOR
6. ORGANIZATION OF INVESTIGATOR
Carlisle Barracks RA
Carlisle, PA 17013

Section C. Non-waiver

- 1. I do not want to give up my rights:
I want a lawyer.

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE
I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

020394

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

EXHIBIT 9

SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION [REDACTED]	FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE 16 Sep 04	DATE 1130 [REDACTED]	FILE NUMBER 67C-45664
LAST NAME, FIRST NAME, MI [REDACTED] 67C-45664	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS SSG/AR	
ORGANIZATION OR ADDRESS 372d MP Company, Cumberland, MD			

I, SSG [REDACTED] want to make the following statement under oath:

I was deployed to Iraq from 14 May 03 to 21 February 04. My duties while assigned to Camp Vigilant where night shift NCOIC. I would receive prisoners, process them, also coordination with Military Intelligence to prepare detainees for interviews. I was never told by MI to "rough up" or "soften up" a detainee. I worked at the Camp Vigilant site until I got back off emergency leave. So it was September until December 03. Camp Vigilant was run very well, there was no detainee abuse in that Camp. 67C-45664

Q. Do you recall an incident where you SGT [REDACTED] were riding in a vehicle and were cut off by an Iraqi Vehicle which allegedly you and [REDACTED] pulled the drive from the vehicle at Gun point? 67C-45664

A. Yes. I do remember. A tractor-trailer almost pushed off of the road. We pulled him over. An interpreter explained to the driver why we pulled him over. We had our weapons out everyone took a defensive posture, I was covering the driver. I pulled him out of the vehicle. SGT [REDACTED] searched the vehicle. No weapons were found or contraband. This took about five minutes. He was not placed in cuffs. I did not place my weapon in his mouth. I was carrying a 12 Gauge shotgun. I covered him when he was getting out of the truck; I was out of hand reach from him. I took him to the front of the truck and placed him in a search position. This was done because the tractor-trailer almost ran our team off the road. 67C-45664

Q. Can you explain the incident where you had to place an Iraqi Interpreter on the ground?

A. I did not place him on the ground. This happened in Al Hilla, I was sitting on my tent area on the dock. Interpreter started to walk past me going toward the ammo where the interpreters were not allowed to be at. I was instructed if it happened again to take them to head NCOIC. Force Protection was important. So I took him over the operations center and the NCOIC was not there. I told the interpreter to follow me to the front gate. We get about 25 feet, he said something and I did not understand and started to walk away. I turned him around and grabbed him with my right hand on the back of his shirt and basically turned him around and walked him to the front gate. Left go off him and was getting the NCOIC of Interpreter and asked someone to get him and talk to him. 015023

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] 67C-45664	PAGE 1 OF 3 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED] CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE [REDACTED] OF [REDACTED] PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED FOR OFFICIAL USE ONLY, LAW ENFORCEMENT SENSITIVE, THEY WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

020395

EXHIBIT 9

Statement of: SSG [REDACTED]

Continued: Date: [REDACTED]

Taken at: [REDACTED]

That was the end of it. The NCOIC understood they all got upset, because I forcibly moved him over there. We were specifically told to keep interpreters out of certain areas of the compound. So I did my job, he was not complying to follow so I forcibly moved him to the front gate. At no time did I strike him or throw him on the ground. The incident was reported to the unit 1SG and my Marine Chain of Command determined that I was doing my job.

Q. Did you ever witness SGT [REDACTED] commit any detainee abuse? 67C-4956-4

A. No. No incident I would consider abusive.

Q. Do you have knowledge of LT [REDACTED] striking an Iraqi Police? 67C-5,66-5

A. No. I never witnessed it, but heard about it. I do not know the circumstances why he struck him.

Q. Did you work in any Tier?

A. When I got back from leave in January 2004, I was one the NCOIC in the in charge of all the Tiers. This is after SGT [REDACTED] and all the soldiers were relieved of duty. 67C-4966-4
While there we were never instructed to soften up a detainee. There was no abuse of detainees in the Tiers. I worked there for about a month and then re-assigned to MEDEVAC missions. So I worked their from the Middle of Jan 04 until middle of February 04.

Q. Do you have anything else to add to this statement?

A. No.///END OF STATEMENT/// [REDACTED] 67C-4966-4

~~015624~~

~~0000020~~

67C-4966-4

67C-466-4

TAKEN AT [REDACTED]

DATED 16 Sep 04

CONTINUED:

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT

NOT USED

67C-466-4

AFFIDAVIT

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

67C-466-4

[REDACTED SIGNATURE]
(SIGNATURE OF PERSON MAKING STATEMENT)

WITNESSES:

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 16 DAY OF Sep, 1904
AT [REDACTED]

67C-466-4

ORGANIZATION OR ADDRESS

[REDACTED SIGNATURE]
(Signature of Person Administering Oath)

SA [REDACTED]
(Name of Person Administering Oath)

67C-466-4

ORGANIZATION OR ADDRESS

Article 136 (b) (4)

~~015025~~

(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT

67C-466-4

PAGES 3 OF 3 PAGES

0000021

0074-04-CID342-64146

AGENT'S INVESTIGATION REPORT

ROI NUMBER

0124-04-CID122

CID Regulation 195-1

PAGE 1 OF 1 PAGE

DETAILS:

BASIS FOR INVESTIGATION: 20 Sep 04, this office received a Category 1 Monitored Request For Assistance (RFA) from the Carlisle Barracks Resident Agency, Carlisle, PA 17013 requesting this office conduct interview of [redacted] pertaining to her potential knowledge of an incident involving the death of Iraqi civilians.

At 1822, 28 Sep 04, SA [redacted] interviewed Ms [redacted] who provided a sworn statement detailing her knowledge of the incident. (See Sworn Statement of Ms [redacted] for details)

STATUS: This RFA is closed in the files of this office as no further investigative activity is anticipated.///LAST ENTRY///

~~015626~~

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted]

SIGNATURE [redacted]

ORGANIZATION

75th MP Det (CID), 3D MP Grp, USAGIDG
Fort Belvoir, VA 22060-5592

DATE

28 Sep 04

EXHIBIT

020398

ENC EXHIBIT 10

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

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. LOCATION: 75th MP DET (CID) Ft Belvoir, VA 22060
2. DATE (YYYYMMDD): 2004/09/28
3. TIME: 1822
4. FILE NUMBER: 012404-C10122
5. LAST NAME, FIRST NAME, MIDDLE NAME: [Redacted]
6. SSN: [Redacted]
7. GRADE/STATUS: CIV
8. ORGANIZATION OR ADDRESS: [Redacted]

9. I, [Redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I had a conversation with [Redacted] sometime in Jan 04 while going through medical treatment and outprocessing at Fort Lee, VA. We were discussing situations that happened in Iraq that didn't sit well with me. The incident Mr [Redacted] is referring to is the one involving 5 marines that got into a firefight with 5 iraqis. I talked with Mr [Redacted] about how the investigation into the firefight went. The incident happened sometime in the summer of 03. I was working in Al HILLAH at an Iraqi substation. We were called out on a report to shots fired. When we got there, there were five dead iraqis on the ground who were already searched and their weapons were disassembled. We took pictures of the scene and the Iraqi police came and took the bodies to the morgue. We wanted to get it done before the sun came up and the local town saw the scene. We wanted to protect the peace in the area. After the scene was taking care of we went back to the gun factory. At the gun factory we took sworn statements from the 5 marines involved. I took a statement from one marine. He was rear security during the incident and hadn't fired any shots. Based on his position he didn't see what occurred. The other marines were interviewed by other MP's that responded. The only one I can remember taking a sworn statement was SGT [Redacted]. I remember him because he was my team leader. We took the statements and passed them up our chain of command to the Marine chain of command. It later came back down that our part of the investigation was done. What upset me is that I didn't know what happened that night and didn't know if there was a follow up. That was the incident I talked about with Mr [Redacted]. The only other thing I remember about conversation with Mr [Redacted] is him telling me that CID was investigating all the incidents over in Iraq and to tell them the truth. I never said I wrote a sworn statement or received any guidance on writing a sworn statement.

Q: Did you witness a U.S. soldier kill an Iraqi in Al Hilla?
A: No.
Q: Was the incident involving the marines during battle or a threat to the soldiers?
A: From my understanding shots were fired at the marines during a walking patrol and they returned fire.
Q: Who was the soldier you took the sworn statement from?
A: I don't remember his name. He was a young marine attached to I think 1/4 Marines.
Q: Who directed you to take the sworn statement?
A: SGT [Redacted].
Q: Was the statement taken in a way to cover up the incident?
A: No. I directed the soldier to write down what he saw.
Q: Was SFC [Redacted] involved in this incident in any way?
A: He wasn't at the scene. His only involvement was he was our PLT SGT and everything we did went through him.
Q: Did SFC [Redacted] ever order you to write a statement or provide guidance on writing a statement?
A: No.
Q: Did you write a sworn statement concerning this incident?
A: No.
Q: Did you ever talk to Mr [Redacted] about writing a false statement?
A: No. I never wrote a statement regarding an Iraqi death. We would take statements from the soldiers involved. It was standard procedure to take statements from anyone involved in a death.
Q: What was your mission during your stay in Al Hilla?
A: We were there to assist and educate the Iraqi police in law enforcement procedures.
Q: Is there anything else you wish to add to this statement?
A: No.

END OF STATEMENT

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: [Redacted]
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [Redacted] TAKEN AT [Redacted] DATED [Redacted]

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

0074-04-C10342-6414L
0124-04-C10122

b7c-4966-4

STATEMENT OF

[Redacted]

TAKEN AT

Ft Belvoir, VA

DATED

2004/09/28

9. STATEMENT (Continued)

NOT USED

b7c-4966-4

AFFIDAVIT

I, [Redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

b7c-4966-4

[Redacted Signature]

(Signature of Person Making Statement)

b7c-4966-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28 day of September, 2004 at 75th MP DET (CID), Fort Belvoir, VA 22060

[Redacted]

ORGANIZATION OR ADDRESS

[Redacted Signature]

(Signature of Person Administering Oath)

b7c-4966-4
015623

[Redacted]

Special Agent

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

5 USC 303

(Authority To Administer Oaths)

0000024

INITIALS OF PERSON MAKING STATEMENT

b7c-4966-4

PAGE 2 OF 2 PAGES

HC	1	2	3	4	NAME	SSN	GRADE	POSNMOS	MPS	18 Dec-03
	2				X b7c-4, b6-4		SPC	31B10	31B10	
	2						SGT	31B20	31B20	
	2						SSG	31B20	31B20	
	2						SSG	31B30	31B30	
	2						SPC	31B10	31B10	
	2						SPC	31B10	31B10	
	2						SPC	31B10	31B10	
	2						SGT	31B20	31B20	
	2						SGT	31B20	31B20	
	2						SPC	31B10	31B10	
	2						SPC	31B10	31B10	
	2						SPC	31B10	31B10	
	2						CPT	31A00	31A00	
	2						SGT	31B20	31B20	
	2						SPC	31B10	31B10	
	2						SPC	31B10	31B10	
	2						SGT	31B20	31B20	
	2								17	
	2						SGT	31B20	US MED	
	2						SSG	31B30	REFRAD	
	2									
	2					SPC	31B10	31B10		
	2					CPL	31B10	31B10		
	2					SPC	31B10	31B10		
	2					SSG	31B30	31B30		
	2					SSG	31B30	31B30		
	2					SPC	31B10	31B10		
	2					SFC	31B40	31B40		
	2					SPC	31B10	31B10		
	2					SGT	31B20	31B20		
	2					SPC	31B10	31B10		
	2					SPC	31B10	31B10		

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WIRIT 12

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

0074-04-CTD342-64146

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

HQ	1	2	3	4	NAME	SSN	GRADE	POSN MOS	MPIS	18-Dec-03	
			3				SGT	31B20	31B20		
			3				SPC	31B10	31B10		
			3				SFC	31B40	31B40		
			3				SSG	31B30	31B30		
			3				SGT	31B10	31B10		
			3				SPC	31B10	31B10		
			3				SPC	31B10	31B10		
			3				SSG	31B20	31B20		
			3				SPC	31B10	31B10		
			3				SGT	31B20	31B20		
			3				SGT	31B10	31B10		
			3				SSG	31B20	31B20		
			3				SPC	31B10	31B10		
			3				SSG	31B30	31B30		
			3				SGT	31B20	31B20		
			3		SPC	31B10	31B10				
			3		SPC	31B10	31B10				
			3		SGT	31B20	31B20				
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			3		SPC	31B10	31B10				
			3		SPC	31B10	31B10				
			3		SPC	31B10	31B10				
			3		SPC	31B10	31B10				
			3		SPC	31B10	31B10				
			3				25				
			3		SGT	31B20	31B20	US MED			
			3		SPC	31B10	31B10	US MED			
			3		SPC	31B10	31B10	31B10			
			3		SSG	31B30	31B30	31B10			
			3		SPC	31B10	31B10	31B10			

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EXHIBIT 12

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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT

HQ	1	2	3	4	NAME	SSN	GRADE	POS	MOS	MPS	18 Dec 03	
				4			SPC	31B20	31B20			
				4		SPC	31B10	31B10				
				4		SPC	31B10	31B10				
				4		SGT	31B20	31B20				
				4		SPC	31B10	31B10				
				4		SGT	31B10	31B10				
				4		SSG	31B20	31B20				
				4		SPC	31B10	31B10				
				4		SPC	31B10	31B10				
				4		SPC	31B10	31B10				
				4		SGT	31B20	31B20				
				4		SGT	31B20	31B20				
				4		SPC	31B10	31B10				
				4		SPC	31B10	31B10				
				4		SGT	31B20	31B20				
				4		SGT	31B20	31B20				
				4		SPC	31B10	31B10				
				4		SPC	31B10	31B10				
				4		SGT	31B20	31B20				
				4		SGT	31B20	31B20				
				4		CPL	31B10	31B10				
				4		SPC	31B10	31B10				
				4		SFC	31B40	31B40				
				4	SPC	31B10	31B10					
				4	SSG	31B30	31B30					
				4	SGT	31B20	31B20					
				4	SPC	31B10	31B10					
				23						23		
					Out of Theater							
				4	REFRAD		SPC	31B10	31B10			
				4			SGT	31B20	31B20			
				4			SPC	31B10	31B10			
				4			SGT	31B20	31B20			
				4			SPC	31B10	31B10			
				4			SPC	31B10	31B10			
				4			SSG	31B30	31B30			
				4			CPT	31A00	31A00			

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EXHIBIT 12

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

HQ	1	2	3	4	NAME	SSN	GRADE	POSNMOS	MP'S				18-Dec-03
HQ							SFC	31B20	31B20				
HQ							CPL	71L20					
HQ							SSG	31B10	31B10				
HQ							SPC	31B10					
HQ							SGT	63B30					
HQ							SPC	63B10					
HQ							SFC	31B30	31B30				
HQ							SPC	63B20		MP'S	73		
HQ							SSG	31B20	31B20	2ND PLT	25		
HQ							SSG	31B20		TOTAL			
HQ							SPC	71L10					
HQ							SPC	63B10					
HQ							SPC	75B20					
HQ							SPC	31U10					
HQ							SGT	91W10					
HQ							SGT	54B20					
HQ							SGT	31U10					
HQ							SPC	91W10					
HQ							SSG	91W30					
HQ							1SG	31B5M	31B5M				
HQ							SGT	92G20					
HQ							SPC	31B10	31B10				
HQ							SPC	92A10					
HQ							SPC	92Y10					
HQ							CPT	31A00	31A00				
HQ							SSG	31U20					
HQ							SPC	92G10					
HQ							SPC	63B10					
HQ							SSG	31B30	31B30				
HQ							SPC	92Y10					
HQ							SPC	91W10					
HQ							SPC	92Y30					
HQ							SPC	71L10					
HQ							SPC	31U10					
HQ							SPC	91W10					
HQ							SGT	92G10					
HQ									8				
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HQ							SPC	63B10					
HQ							SFC	31B40		US MED			
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HQ							SFC	31B30	31B30				
HQ							SSG	31B10	31B10				
HQ							SPC	31B10	31B10				
HQ							CPL	92G10					

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EXHIBIT 12

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

HQ	1	2	3	4	NAME	SSN	GRADE	POSN	MOS	MP'S	16 Dec 03	
1					<div style="border: 2px solid black; padding: 10px; text-align: center;"> <p><i>b7c-4, 66-4</i></p> <p>X</p> <p><i>b7c-4, 66-4</i></p> </div>		SGT	31B20	31B20			
								SPC	31B10	31B10		
		3						SPC	31B10	31B10		
								SPC	31B10	31B10		
								SPC	31B10	31B10		
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								SSG	31B20	31B20		
								SPC	31B10	31B10		
								SGT	31B20	31B20		
								PFC	31B10	31B10		
							SSG	31B30	31B30			
							SFC	31B40	31B40			
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							SPC	31B10	31B10			
							SSG	31B30	31B30			
							SGT	31B20	31B20			
							SPC	31B10	31B10			
							SSG	31B30	31B30			
							SSG	31B20	31B20			
							SSG	31B20	25			
							SPC	31B10	US MED			
							SPC	31B10	US MED			
							SPC	31B10	med ?			
							SSG	31B30	31B30			
							SPC	31B10	31B10			
							MSG	31B50	31B50			
							SPC	31B10	31B10			

25

REFRAD

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EXHIBIT 12

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE



DEPARTMENT OF THE ARMY
 CARLISLE BARRACKS RESIDENT AGENCY (CID), 3RD MILITARY POLICE GROUP (CID)
 UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
 116 FORBES AVENUE, SUITE 11
 CARLISLE, PENNSYLVANIA 17015

0074-04-CID342-64146



0074-04-CID342-64146

CIRC-WCB

12 Jul 04

MEMORANDUM THRU

Commander, Washington District, 3rd Military Police Group (CID), ATTN: Operations,
 105 Fenton Circle Building 305, Fort Meyer, VA 22211-1101

Commander, 3rd Military Police Group (CID), ATTN: Operations, 4699 N. 1st Street,
 Forest Park, GA 30297-5119

FOR Headquarters, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060

SUBJECT: 1st Update of Category I Monitor ship ROI 0074-04-CID342-64146

1. References:

- a. CIDR 195-1, CID Operations, Paragraph 4-6
- b. CIDMAIL message CIOP-CO, 25 May 04/1527, Subject: Commander's Update

2. In accordance with above cited references, the following first update is provided:

- a. Subjects identified to date: (Pending Suspect Interviews)
- b. Investigative activity conducted during the reporting period (23 Jun 04 - 10 Jun 04):

1. This ROI was initiated upon information developed in CID Report #0052-04-CID342, where Mr. [REDACTED] Civilian, [REDACTED] (Formerly SGT, Active Guard Reservist (AGR), 372nd MP Co, Cumberland, MD 21502), alleged he witnessed U.S. Service members abusing Iraqi detainees, while in Iraq. *b7c-4 b6-4*

On 11 May 04, Mr. [REDACTED] was interviewed by this office and stated he witnessed numerous accounts of Iraqi detainee abuse while deployed in support of Operation Iraqi Freedom (OIF). Mr. [REDACTED] related on one occasion, SSG [REDACTED], [REDACTED] (formerly of 372nd MP CO, Cumberland, MD 21502) [REDACTED] (NFI), and CPL [REDACTED] (NFI) (presently in Iraq), both of the 372ⁿ MP CO, Cumberland, MD, pulled an Iraqi civilian out of his privately owned vehicle (POV) at gun point after their HMMVE was cut off by the Iraqis. *b7c-4 b6-4*

~~015634~~

CIRC-WCB

SUBJECT: 1st Update of Category I Monitor ship ROI 0074-04-CID342-64146

0074-04-CID342-64146 12 Jul 04

Mr. ██████ stated on another occasion SSG ██████ threw an Iraqi interpreter to the ground and threatened to kill him after the interpreter bumped into him. Mr. ██████ further stated while at a Marine Battalion Headquarters, in Al-Hillah, Iraq, he witnessed a male marine (NFI); hit an Iraqi detainee in the back of the head with a pick axe handle. Mr. ██████ reported the incident to SFC ██████ (NFI). Mr. ██████ further related SPC ██████ (formerly of 372nd MP CO, Cumberland, MD 21502) ██████ also witnessed abuses of Iraqi Detainees.

b7c-4,664
b7c-4,664
b7c-4,664
b7c-4,664
b7c-4,664

On 07 Jul 04, this office dispatched a Request For Assistance to the Fort Belvoir Resident Agency, 75th MP DET (CID), 6140 3d Street, Building 1457, Fort Belvoir RA, VA 22060, and Fort Meade Resident Agency, Fort Meade, MD. This office requested Fort Belvoir, fully identify and conduct a witness interview of Ms. ██████ Obtain a sworn statement of her knowledge of any detainee abuse she may have witnessed. Have her identify any additional suspects. Additionally, ascertain if she reported the incidents to anyone in her chain of command. Request your office also locate, identify and conduct a witness interview of SSG ██████ Determine his knowledge of the incident as alleged by Mr. ██████ Conduct any other leads you deem necessary. This office requested Fort Meade RA, Request your office locate, fully identify and conduct a subject interview of SSG ██████ Determine his knowledge of the incident and his reasoning for the act. Please obtain major case prints and mug shots. If SSG ██████ denies the allegations offer him an opportunity to undergo a polygraph. Conduct any other leads you deem necessary.

b7c-4,664
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b7c-4,664

b7c-5
66-5

Coordination with Ms. ██████ Unit Administrator, 372nd MP Co, Cumberland, MD, revealed LT ██████, SSG ██████, and CPL ██████ are currently in Iraq. Efforts are ongoing to locate their current location. Upon the notification of their current location, a RFA will be dispatched requesting subject interviews be conducted. Ms. ██████ related SSG ██████ had received a hardship discharge upon his redeployment to CONUS

b7c-4,664
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b7c-4,664

On 09 Jul 04, this office was notified by Fort Belvoir RA, the interview of SFC ██████ was completed. SFC ██████ was unable to recall Mr. ██████ reporting the incident to him. The interview of SPC ██████ is scheduled for 0800, 12 Jul 04.

b7c-4,664
b7c-4,664

On 10 Jul 04, this office coordinated with the Fort Meade RA, who related the phone number provided by the unit administrator for SSG ██████ was not correct. Efforts are being conducted to confirm the address provided by the unit administrator.

b7c-4,664

c. Investigative activities to be conducted and/or considered:

~~015635~~

1. Identify the address and complete witness and suspect interviews of the

~~307-31~~

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CIRC-WCB

12 Jul 04

SUBJECT: 1st Update of Category I Monitor ship R0074-04-CID342-64146

0074-04-CID342-64146

individuals identified in Mr. [REDACTED] Statement.

b7c-466-4

- b7c-466-4 SSG [REDACTED] ID as Subject by [REDACTED]
- b7c-466-4 SPC [REDACTED] ID as Witness by [REDACTED]
- b7c-466-4 SPC [REDACTED] ID as Witness by [REDACTED]
- b7c-466-4 SSG [REDACTED] ID as Witness by [REDACTED]
- b7c-566-5 LT [REDACTED] ID as Subject by [REDACTED]
- b7c-466-4 CPL [REDACTED] ID as Subject by [REDACTED]

} b7c-466-4

d. Problem areas:

3. Point of contact is the undersigned at DSN 242-[REDACTED] or email: [REDACTED]@carlisle.army.mil.

b7c-156-1



b7c-156-1

CW3, MP
Special Agent in Charge

~~015050~~
~~300132~~



DEPARTMENT OF THE ARMY
 CARLISLE BARRACKS RESIDENT AGENCY (CID), 3RD MILITARY POLICE GROUP (CID)
 UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
 116 FORBES AVENUE, SUITE 11
 CARLISLE, PENNSYLVANIA 17013-5040



CIRC-WCB

1 Nov 04

MEMORANDUM THRU

Commander, Washington District, 3rd Military Police Group (CID), ATTN: Operations,
 105 Fenton Circle Building 305, Fort Myer, VA 22211-1101

Commander, 3rd Military Police Group (CID), ATTN: Operations, 4699 N. 1st Street,
 Forest Park, GA 30297-5119

FOR Headquarters, USACIDC, ATTN: CIOP-ZA, Fort Belvoir, VA 22060

SUBJECT: 17th Update of Category I Monitorship ROI 0074-04-CID342-64146

1. References:

- a. CIDR 195-1, CID Operations, Paragraph 4-6
- b. CIDMAIL message CIOP-CO, 25 May 04/1527, Subject: Commander's Update

2. In accordance with above cited references, the following first update is provided:

- a. Subjects identified to date: 3 (1LT [REDACTED]) (CPL [REDACTED]) (SSG [REDACTED]) *b7c-5166-5*
- b. Investigative activity conducted during the reporting period (25 Oct 04-29 Oct 04):

1. This ROI was initiated upon information developed in CID Report #0052-04-CID342, where Mr. [REDACTED], Civilian, [REDACTED], (Formerly SGT, Active Guard Reservist (AGR), 372nd MP Co, Cumberland, MD 21502), alleged he witnessed U.S. Service members abusing Iraqi detainees, while in Iraq. *b7c-466-4*

*There are no new investigative developments in this investigation. This file is being administratively closed IAW CIDR 195-1. The original file will be forwarded to USACRC.

LAST UPDATE:

On 7 Oct 04, this office coordinated this investigation with MAJ [REDACTED] Chief, Trial Counsel, Office of the Staff Judge Advocate, CBKS, who opined there is *b7c-366-3*

~~015037~~

020409

EXHIBIT 14

CIRC-WCB

1 Nov 04

SUBJECT: 17th Update of Category I Monitor ship ROI 0074-04-CID342-64146

b7c-s, b6-s

b7c-s, b6-s

insufficient probable cause to prove or disprove 1LT [redacted] and/or SGT [redacted] committed the alleged offenses of Assault and Maltreatment as alleged.

c. Investigative activities to be conducted and/or considered:

1. Closure of this action.

d. Problem areas:

None.

3. Point of contact is the undersigned at DSN 242-[redacted] or email: [redacted]@carlisle.army.mil.

b7c-d, b6-e

[redacted signature block]

b7c-d, b6-e

CW3, MP
Special Agent in Charge

~~015633~~

020410 ~~006.034~~

EXHIBIT 219

AGENT'S INVESTIGATION REPORT

ROI NUMBER
0074-04-CID342-64146

CID Regulation 195-1

PAGE 1 OF 1 PAGES

Details

At 1500, 7 Oct 2004, SA *b7c-1667* coordinated this investigation with MAJ *b7c-366-3* Chief, Trial Counsel, Office of the Staff Judge Advocate, Carlisle Barracks, PA who opined there is insufficient evidence to prove or disprove 1LT committed the offense(s) of Aggravated Assault, Maletreatment of Prisoners and Failure to Obey a Lawful Order or General Regulation. *b7c-5, 66-5*

A check of the Defense Central Index of Investigations (DCII) did not disclose any derogatory information regarding 1LT *b7c-5, 66-5*
////LAST ENTRY////

TYPED AGENT'S NAME AND SEQUENCE NUMBER

ORGANIZATION
Carlisle Barracks Resident Agency, Carlisle, PA

SIGNATURE

DATE
4 Nov, 04

EXHIBIT

15

1 FEB 77

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PROTECTIVE MARKINGS IS EXCLUDED FROM
AUTOMATIC TERMINATION (Para 13, AR 340-16)
(When Data is Entered)

PREVIOUS EDITIONS OF THIS FORM
WILL BE USED UNTIL EXHAUSTED

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~~015030~~

0035

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DATE 05 AUG 2004

FROM SAC USACIDC RES AGCY CARLISLE BKS PA

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//
CDR USACIDC 3D MP GRP FT GILLEM GA
COMMANDER, WASHINGTON DISTRICT (OPERATIONS)
99TH REGIONAL SUPPORT COMMAND (DEPUTY COMMANDER)
DEPUTY COMMANDANT, CBKS///
GARRISON COMMANDER, CBKS///
OFFICE OF THE PROVOST MARSHAL, CBKS///
99TH RSC, PROVOST MARSHAL OFFICE//
US ARMY RESERVE COMMAND, ATLANTA, GA//

SUBJECT: CID REPORT OF INVESTIGATION - 2D STATUS/SSI -
0074-2004-CID342-64146 - 5Y2P9 / 5C1B / 5Y2B7

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

67C-1,66-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 MAY 2003, 0000 - 11 MAY 2004, 1545; UNKNOWN LOCATIONS IN AND ABOUT, THE CITY OF BAGHDAD, , (AND SURROUNDING AREAS), IRAQ

2. DATE/TIME REPORTED: 09 JUL 2004, 1330

3. INVESTIGATED BY:

SA [REDACTED]
SA [REDACTED]
SA [REDACTED]

67C-1,56-1,62

4. SUBJECT:

1. UNKNOWN, ; MISCONDUCT-MALTREATMENT OF A PRISONER, AGGRAVATED ASSAULT, FAIL TO OBEY GENERAL ORDER (NFI)

2. ADDED [REDACTED] 1LT; [REDACTED]

[REDACTED] MALE; WHITE; 372ND MP COMPANY (CURRENTLY DEPLOYED TO CAMP ARIFJAN, KUWAIT), CUMBERLAND, MD 21502; AR; MISCONDUCT-MALTREATMENT OF A PRISONER, AGGRAVATED ASSAULT, FAIL TO OBEY GENERAL ORDER

67C-5,56-5

5. VICTIM:

1. IRAQI, DETAINEES (UNKNOWN); CIV; MISCONDUCT-MALTREATMENT OF

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A PRISONER, AGGRAVATED ASSAULT (NFI)

2. U.S. GOVERNMENT; FAIL TO OBEY GENERAL ORDER

6. INVESTIGATIVE SUMMARY:

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

THIS INVESTIGATION WAS INITIATED UPON INFORMATION DEVELOPED IN CID REPORT #0052-04-CID342, WHERE MR. [REDACTED] CIVILIAN, [REDACTED] (FORMERLY, SGT, ACTIVE GUARD RESERVIST (AGR), 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502), ALLEGED HE WITNESSED U.S. SERVICE MEMBERS ABUSING IRAQI DETAINEES, WHILE IN IRAQ. b7c-4
b6-4

2ND STATUS:

THIS STATUS REPORT IS BEING SUBMITTED TO ADD 1LT [REDACTED] AS A SUBJECT OF THIS REPORT OF INVESTIGATION. b7c-566-5

DURING THE CONDUCT OF THIS INVESTIGATION CREDIBLE INFORMATION WAS ESTABLISHED TO BELIEVE 1LT [REDACTED] COMMITTED THE OFFENSE OF ASSAULT, MISCONDUCT AND FAILURE TO OBEY A GENERAL ORDER, WHEN HE STRUCK AN IRAQI CIVILIAN POLICEMEN IN THE FACE, BECAUSE HE REFUSED TO RELINQUISH HIS WEAPON. b7c-5
56-5

ON 5 AUG 04, THIS OFFICE COORDINATED THIS INVESTIGATION WITH CPT [REDACTED] TRIAL COUNSEL, OFFICE OF THE STAFF JUDGE ADVOCATE, FORT MEADE, MD. CPT [REDACTED] OPINED CREDIBLE INFORMATION EXIST TO BELIEVE 1LT [REDACTED] COMMITTED THE LISTED OFFENSES. b7c-366-3
b7c-366-3
57c-566-5

INITIAL REPORT:

PRELIMINARY INVESTIGATION DISCLOSED SGT [REDACTED] OBSERVED SEVERAL SOLDIERS ASSIGNED TO HIS FORMER UNIT THE 372ND MILITARY POLICE COMPANY (MP), ABUSING IRAQI DETAINEES WHILE THEY WERE ASSIGNED AS GUARDS IN IRAQ. SGT [REDACTED] ALLEGATIONS ENTAILED INCIDENTS OF DETAINEES AND NON COMBATANTS (CIVILIANS) BEING STRUCK, KICKED AND HAVING WEAPONS PLACED IN THEIR MOUTH. SGT [REDACTED] FURHER ALLEGED INCIDENTS OF DETAINEES BEING HIT IN THE HEAD WITH AXE HANDLES AND CHILDREN BEING SHOT AT WITH SLING SHOTS BY MILITARY POLICE. b7c-41664
b7c-41664
b7c-41664

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FURTHER, INVESTIGATION DETERMINED THAT SOME OF THE ABUSE INCIDENTS WERE ALLEGEDLY COMMITTED BY MEMBERS OF AN UNKNOWN MARINE EXPEDITIONARY FORCE. SGT [REDACTED] SAID SOME OF THE INCIDENTS WERE REPORTED TO THE 372ND MP CO., CHAIN OF COMMAND, WHO MAY HAVE NOT TAKEN APPROPRIATE ACTION. THE 372ND MP CO. IS A SUBORDINATE UNIT OF THE 99TH REGIONAL SUPPORT COMMAND, 99 SOLDIERS LANE, CORAOPOLIS, PA 15108. THE UNIT HAS DEMOBILIZED AND AS SUCH THIS OFFICE IS EFFECTING COORDINATION TO LOCATE AND INTERVIEW SUSPECTS AND WITNESSES IN THIS MATTER. *b7c-4564*

AS CREDIBLE INFORMATION IS DEVELOPED THIS OFFICE WILL GENERATE ADDITIONAL STATUS REPORTS OF SIGNIFICANT INFORMATION.

THIS IS A CAT 1 REPORT OF INVESTIGATION. INVESTIGATION CONTINUES BY 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.

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020414 ~~015642~~

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DATE 09 JUL 2004

FROM SAC USACIDC RES AGCY CARLISLE BKS PA

TO: DIR USACRC FT BELVOIR VA //CICR-ZA//
CG USACIDC FT BELVOIR VA //CIOP-ZA//
CDR USACIDC 3D MP GRP FT GILLEM GA
COMMANDER, WASHINGTON DISTRICT (OPERATIONS)
99TH REGIONAL SUPPORT COMMAND (DEPUTY COMMANDER)
DEPUTY COMMANDANT, CBKS///
GARRISON COMMANDER, CBKS///
OFFICE OF THE PROVOST MARSHAL, CBKS///
99TH RSC, PROVOST MARSHAL OFFICE//
US ARMY RESERVE COMMAND, ATLANTA, GA//

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL/SSI - 0074-2004-CID342-64146
- 5Y2P9 / 5C1B / 5Y2B7

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

67C-1,661

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 MAY 2003, 0000 - 11 MAY 2004, 1545; UNKNOWN LOCATIONS IN AND ABOUT, THE CITY OF BAGHDAD, , (AND SURROUNDING AREAS), IRAQ

2. DATE/TIME REPORTED: 09 JUL 2004, 1330

3. INVESTIGATED BY:

SA [REDACTED]
SA [REDACTED]
SA [REDACTED]

67C-1,661,62

4. SUBJECT:

1. UNKNOWN, ; MISCONDUCT-MALTREATMENT OF A PRISONER, AGGRAVATED ASSAULT, FAIL TO OBEY GENERAL ORDER (NFI)

5. VICTIM:

1. IRAQI, DETAINEES (UNKNOWN); CIV; MISCONDUCT-MALTREATMENT OF A PRISONER, AGGRAVATED ASSAULT (NFI)

2. U.S. GOVERNMENT; FAIL TO OBEY GENERAL ORDER

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6. INVESTIGATIVE SUMMARY:

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

THIS INVESTIGATION WAS INITIATED UPON INFORMATION DEVELOPED IN CID REPORT #0052-04-CID342, WHERE MR. [REDACTED] CIVILIAN, [REDACTED] (FORMERLY, SGT, ACTIVE GUARD RESERVIST (AGR), 372ND MILITARY POLICE COMPANY, CUMBERLAND, MD 21502), ALLEGED HE WITNESSED U.S. SERVICE MEMBERS ABUSING IRAQI DETAINEES, WHILE IN IRAQ. *b7c-4564*

PRELIMINARY INVESTIGATION DISCLOSED SGT [REDACTED] OBSERVED SEVERAL SOLDIERS ASSIGNED TO HIS FORMER UNIT THE 372ND MILITARY POLICE COMPANY (MP), ABUSING IRAQI DETAINEES WHILE THEY WERE ASSIGNED AS GUARDS IN IRAQ. SGT [REDACTED] ALLEGATIONS ENTAILED INCIDENTS OF DETAINEES AND NON COMBATANTS (CIVILIANS) BEING STRUCK, KICKED AND HAVING WEAPONS PLACED IN THEIR MOUTH. SGT [REDACTED] FURTHER ALLEGED INCIDENTS OF DETAINEES BEING HIT IN THE HEAD WITH AXE HANDLES AND CHILDREN BEING SHOT AT WITH SLING SHOTS BY MILITARY POLICE. *b7c-4564*

FURTHER, INVESTIGATION DETERMINED THAT SOME OF THE ABUSE INCIDENTS WERE ALLEGEDLY COMMITTED BY MEMBERS OF AN UNKNOWN MARINE EXPEDITIONARY FORCE. SGT [REDACTED] SAID SOME OF THE INCIDENTS WERE REPORTED TO THE 372ND MP CO., CHAIN OF COMMAND, WHO MAY HAVE NOT TAKEN APPROPRIATE ACTION. THE 372ND MP CO. IS A SUBORDINATE UNIT OF THE 99TH REGIONAL SUPPORT COMMAND, 99 SOLDIERS LANE, CORAOPOLIS, PA 15108. THE UNIT HAS DEMOBILIZED AND AS SUCH THIS OFFICE IS EFFECTING COORDINATION TO LOCATE AND INTERVIEW SUSPECTS AND WITNESSES IN THIS MATTER. *b7c-4564*

AS CREDIBLE INFORMATION IS DEVELOPED THIS OFFICE WILL GENERATE ADDITIONAL STATUS REPORTS OF SIGNIFICANT INFORMATION.

THIS IS A CAT 1 REPORT OF INVESTIGATION. INVESTIGATION CONTINUES BY 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.

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

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INVESTIGATIVE PLAN

SEQUENCE NUMBER

010342-64146

DATE NOTED	PLANNED ACTIVITY	SUSPENSE DATE	DATE COMPLETED
	Witness INT SPC [REDACTED] (FT BELVOIR RFA)	67C-4566-4	12 JUL 04
	SUBJ INT: SSG [REDACTED]	67C-4566-4	
	SUB INT: CPL [REDACTED]	67C-4566-4	
	Witness SSG [REDACTED] (FT BELVOIR RFA)	67C-4566-4	12 JUL 04
	(W) SSG [REDACTED] (KOWAIT RFA)	67C-4566-4	5 AUG 04
	(S) LT [REDACTED] (KOWAIT RFA)	67C-5,66-5	5 AUG 04
5 AUG 04	LEXUS/NEXUS ON SSG [REDACTED]	67C-4566-4	5 AUG 04
	OFFER POLY TO all		6 AUG 04
	SUBJ INT 372 MP Co.		
5 AUG 04	LEXUS/NEXUS [REDACTED]	67C-4566-4	5 AUG 04

VICTIM / WITNESS FORMS (DD Fm 2701) (annotate on AAS)

Circle	Last Name	Date Issued	Circle	Last Name	Date Issued	Circle	Last Name	Date Issued
V	W		V	W		V	W	
V	W		V	W		V	W	
V	W		V	W		V	W	

MISCELLANEOUS ACTIVITY

Action	Completed	Action	Completed
Photograph / fingerprint subjects		NCIC entry on stolen prop	
Film submitted for processing		Negatives submitted for photos	

CONTACTS / PHONE NUMBERS

Activity / Person	Phone Number

INVESTIGATIVE STANDARDS

INTERVIEW VICTIM / EYE WITNESS	24 hours
INITIAL REPORT / SSI	72 / 24 hours
EVIDENCE DEPOSITED	1 duty day
LAB REQUESTS	5 duty days
RFA'S SENT OUT	5 duty days
MEANINGFUL INV ACTIVITY	10 duty days
RFA FOLLOW UP	15 duty days
KNOWN SUBJ & UNFOUNDED FINALS	15 duty days
UNKNOWN SUBJ FINALS	30 work days

020421 ~~015649~~ ~~000004~~



DEPARTMENT OF THE ARMY
 78th MILITARY POLICE DETACHMENT (CID)
 UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
 CAMP ARIFJAN
 APO AE 09366



0074-U4-CID342-64146

CIRC-ABE (195-2b)

24 JULY 04

MEMORANDUM FOR: Special Agent In Charge, Carlisle Barracks Resident Agency, 3D
 Military Police Group (CID), USACIDC, 116 Forbes Avenue, Suite 11, Carlisle, PA 17013-5028

SUBJECT: Information Report (0098-04-CID519)

1. Your Request For Assistance (0066-04-CID342-64146/CAT I) has been completed and is documented in the attached enclosure.

2. There were no .0015 Funds expended or Privacy Act Disclosures in the course of this investigation.

Man-Hours expended:

- a. Investigation: 5
- b. Administrative: 1
- c. Travel: 1
- d. DD Form 2701: 1 ([REDACTED])

67C-456-8

67C-156-1

67C-456-1

3. The point of contact for this office is SA [REDACTED] DSN (318)430-[REDACTED] or email [REDACTED]@us.army.mil. *67C-156-1*

[REDACTED]

67C-156-1

Encls (6)

- 1. AIR of SA [REDACTED], 24 Jul 04 WOI, MP
- 2. Rights Waiver of 1LT [REDACTED] *67C-566-5* Special Agent In Charge.
- 3. CID Form 44 of SSG [REDACTED] *67C-456-8*
- 4. CID Form 44 of 1LT [REDACTED] *67C-566-5*
- 5. Fingerprint cards of 1LT [REDACTED] *67C-566-5*
- 6. Disk containing mugshot photo of 1LT [REDACTED] *67C-566-5*

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DEPARTMENT OF THE ARMY
 75TH MILITARY POLICE DETACHMENT (CID) (CASE), 3D MILITARY POLICE GROUP (CID)
 UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
 6104 3D STREET, BUILDING 1457
 FORT BELVOIR, VIRGINIA 22060-5592

0074-04-CID342-64146

CIRC-WBE (195-2b)

12 Jul 2004

MEMORANDUM FOR Special Agent in Charge, Carlisle Barracks
 Resident Agency, 3rd MP GP, USACIDC, 116 Forbes Ave, Suite 11,
 Carlisle, PA 17013.

SUBJECT: 4th Information Report (0081-04-CID122)

1. Reference your Category 1 Monitored Request For Assistance, 0052-04-CID342, received by this office, on 07 Jul 04.
2. Requested investigative activity has been completed as reflected in the attached enclosures.
3. No CID funds were used, nor were any privacy act disclosures generated. Man hours were expended as follows:

- a. Investigative: 3
- b. Travel: 0
- c. Administrative: 2

4. If further information or action is required, point of contact, this office is SA [REDACTED] DSN 656-[REDACTED] Commercial 703-806-[REDACTED] Fax [REDACTED] or email [REDACTED]@belvoir.army.mil

b7c-1, b6-c

[REDACTED]

b7c-1, b6-c

4 Encl

1. AIR of SA [REDACTED] 12 Jul Special Agent in Charge [REDACTED] 04.
2. Sworn Statement of Ms [REDACTED] 12 Jul 04.
3. CID Form 44-R of Mr [REDACTED]
4. CID Form 44-R of Ms [REDACTED]

b7c-1, b6-c

b7c-1, b6-c

b7c-1, b6-c

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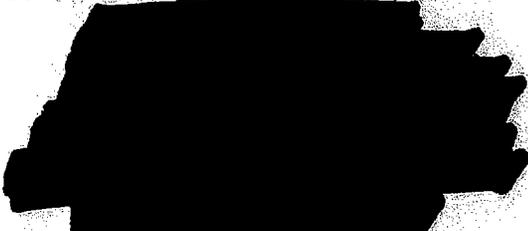


020423 ~~015651~~
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CIRC-WCB

0074-04-CID342-64146 Jul 04 146

SUBJECT: Request For Assistance (0066-04-CID342-64146) (CAT D)



b7c-4,66-4

Special Agent in Charge

Encls (1)

1-Sworn Statement of

Mr.

b7c-4,66-4

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020425 015653



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DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
CARLISLE BARRACKS RESIDENT AGENCY
3d MILITARY POLICE GROUP (CID)
116 FORBES AVE SUITE 11
CARLISLE, PA 17013-5028

07 Jul 04

CIRC-WCB

MEMORANDUM FOR Special Agent in Charge, Fort Belvoir Resident Agency, 75th MP DET (CID), 6140 3d Street, Building 1457, Fort Belvoir, VA 22060.

Special Agent in Charge, Aberdeen Proving Grounds Resident Agency, 2201 Aberdeen Blvd, Aberdeen Proving Ground, MD 21005.

SUBJECT: Request For Assistance (0052-04-CID342) (CAT I)

1. This office is presently investigating allegations of Iraqi detainee abuse by U.S. Service members, while deployed to Iraq.

2. On 11 May 04, Mr. [REDACTED] (formerly of 372nd Military Police (MP) Co, Cumberland, MD 21502), [REDACTED] was interviewed by this office and stated he witnessed numerous accounts of Iraqi detainee abuse while deployed in support of Operation Iraqi Freedom (OIF). Mr. [REDACTED] related on one occasion, SSG [REDACTED] (formerly of 372nd MP CO, Cumberland, MD 21502) [REDACTED] (NFI), and CPL [REDACTED] (NFI) (presently in Iraq), both of the 372nd MP CO, Cumberland, MD, pulled an Iraqi civilian out of his privately owned vehicle (POV) at gun point after their HMMVE was cut off by the Iraqi's. Mr. [REDACTED] stated on another occasion SSG [REDACTED] threw an Iraqi interpreter to the ground and threatened to kill him after the interpreter bumped into him. Mr. [REDACTED] further stated while at a Marine Battalion Headquarters, in Al-Hillah, Iraq, he witnessed a male marine (NFI); hit an Iraqi detainee in the back of the head with a pick axe handle. Mr. [REDACTED] reported the incident to SFC [REDACTED] (NFI). Mr. [REDACTED] further related SPC [REDACTED] (formerly of 372nd MP CO, Cumberland, MD 21502) [REDACTED] also witnessed abuses of Iraqi Detainees.

b7c-4966-4
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b7c-4966-4
b7c-4966-4

3. This office coordinated with SPC [REDACTED] and she agreed to an interview. SPC [REDACTED] related that the best time to interview her, due to her work schedule was before 1000 hours, on Monday and/or Wednesday. Her contact telephone number is Cell # [REDACTED] (Home) [REDACTED]

b7c-4966-4
b7c-4966-4

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CIRC-WCB

07 Jul 04

SUBJECT: Request For Assistance (0052-04-CID342) (CAT I)

4. Fort Belvior: Request your office locate, fully identify and conduct a witness interview of Ms. [redacted] Obtain a sworn statement of her knowledge of any detainee abuse she may have witnessed. Have her identify any additional suspects. Additionally, ascertain if she reported the incidents to anyone in her chain of command. Request your office also locate, identify and conduct a witness interview of SSG [redacted] Determine his knowledge of the incident as alleged by Mr. [redacted] Conduct any other leads you deem necessary. *b7c-4,66-e*

5. Aberdeen Proving Ground: Request your office locate, fully identify and conduct a subject interview of SSG [redacted] Determine his knowledge of the incident and his reasoning for the act. Please obtain major case prints and mug shots. If SSG [redacted] denies the allegations offer him an opportunity to undergo a polygraph. Conduct any other leads you deem necessary. *b7c-4,66-e*

6. Point of contact for this action is SA [redacted] at Commercial: (717) 245-[redacted] or e-mail at [redacted]@carlisle.army.mil. Please acknowledge receipt of this request via e-mail. *b7c-4,66-e*

[redacted signature block]

Special Agent in Charge

Encls (1)
I-Sworn Statement of
Mr. [redacted] *b7c-4,66-e*

AGENT'S ACTIVITY SUMMARY		Control Number 0074-2004-CID342-64146
TIME, DATE, AND AGENT		FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE SUMMARY OF INVESTIGATIVE ACTIVITY

07/09/2004 13:29
[REDACTED]
0:31 INV *b7c-1,56-d*

07/09/2004 13:40
[REDACTED]
0:30 ADM *b7c-1,56-d*

07/09/2004 13:45
[REDACTED]
0:01 INV *b7c-1,56-d*

07/09/2004 13:47
[REDACTED]
0:01 INV *b7c-1,56-d*

07/09/2004 14:22
[REDACTED]
0:01 INV *b7c-1,56-d*

07/09/2004 15:11
[REDACTED]
0:01 INV *b7c-1,56-d*

07/09/2004 15:14
[REDACTED]
0:01 INV *b7c-1,56-d*

07/12/2004 10:56
[REDACTED]

0:10 INV *b7c-1,56-d*

07/13/2004 09:00
[REDACTED]
0:05 ADM *b7c-4,56-d*

07/13/2004 17:54
[REDACTED]
0:01 INV *b7c-1,56-d*

07/13/2004 17:59
[REDACTED]
0:01 INV *b7c-4,56-d*

07/13/2004 18:05
[REDACTED]
0:01 INV *b7c-4,56-d*

07/14/2004 13:17
[REDACTED]
0:05 IA *b7c-4,56-d*

07/14/2004 15:12
[REDACTED]
0:05 IA *b7c-4,56-d*

BASIS FOR INVESTIGATION: This investigation was initiated based upon receipt of information from Mr. [REDACTED] CIV, [REDACTED] alleging, that while he was an activated U.S. Servicemember in Iraq he witnessed Iraqi detainees being abused by U.S. Servicemembers.

SAC REVIEW:

1. Received guidance from Washington District operations Officer that this incident requires initiation of an ROI. This incident was previously being investigated under SEQ#0052-04-CID342, which has been closed and all information transferred to this ROI.
2. Posted guidance from OPS about reporting requirements for this CAT 1 action.

Recorded data pertaining to UNKNOWN;

Recorded data pertaining to IRAQI, DETAINEES (UNKNOWN)

Recorded data pertaining to U.S. Government

Send Investigative Report for Approval

Approve Investigative Report

Received biological information pertaining to SSG [REDACTED] CPL [REDACTED] and 1LT [REDACTED] *b7c-5,56-5*

Received info report from SA [REDACTED] relating the RFA was completed and mailed. *b7c-1,56-d*

Recorded data pertaining to [REDACTED] *b7c-4,56-d*

Recorded data pertaining to [REDACTED] *b7c-5,56-5*

Recorded data pertaining to [REDACTED] *b7c-4,56-d*

Received email from SSG [REDACTED], who related they are still in Iraq. Responded to email requesting location of unit so RFA can be dispatched for interviews. *b7c-4,56-d*

SA [REDACTED] sent info report to SA [REDACTED] *b7c-1,56-d* 020429

b7c-4,56-d

b7c-4,56-d

b7c-1,56-d

b7c-4,56-d

b7c-5,56-5

b7c-4,56-d

b7c-4,56-d

b7c-1,56-d 020429

AGENT'S ACTIVITY SUMMARY		Control Number 0074-2004-CID342-64146
TIME, DATE, AND AGENT	FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE SUMMARY OF INVESTIGATIVE ACTIVITY	

07/14/2004 16:23

Emailed status on CAT 1 ROI/RFA's

0:05 INV

67C-1,561

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AGENT'S ACTIVITY SUMMARY	Control Number 0074-2004-CID342-64146
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY

07/15/2004 17:00
[REDACTED]

Received information from [REDACTED] who related they were currently in Arifjan Kuwait, and will be there for the remainder of the month.

b7c-456-4

0:05 INV 57C-1,56-1

07/15/2004 18:25
[REDACTED]

Drafted RFA and forwarded to District Operations for review.

0:30 IA 57C-1,56-1

07/19/2004 17:00
[REDACTED]

RFA Forwarded to Kuwait Branch Office to interview SSG [REDACTED] and 1LT [REDACTED] Pending. 57C-5,56-5

b7c-456-4

0:10 IA 57C-1,56-1

07/26/2004 09:00
[REDACTED]

On 26 Jul 04, this office received an Information report from the Fort Belvoir RA detailing their interviews of SFC [REDACTED] and SPC [REDACTED]. Both [REDACTED] and [REDACTED] relate they had information regarding any detainee abuse and did not recall Mr. [REDACTED] advising them of any information on detainee abuse.

b7c-456-4

0:30 IA 57C-1,56-1

AGENTS COMMENT: CAT 1 reported to Washington District Operations and posted to file.

SAC REVIEW

- 1. This CAT1 pending RFA from Kuwait BO. (SFC [REDACTED] and 1LT [REDACTED]) 57C-5,56-5

JAV Review - Discussed w/ SAC and concur on waiting for completion of interviews before titling decision is made.

26 Jul 04
[REDACTED]
57C-1,56-1

29 Jul 04
[REDACTED]
57C-1,56-1

AGENT'S ACTIVITY SUMMARY		Control Number 0074-2004-CID342-64146
TIME, DATE, AND AGENT		SUMMARY OF INVESTIGATIVE ACTIVITY

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08/05/2004 13:45
[REDACTED]

Reviewed Case file and Noted SAC [REDACTED] Review. Instructed tot compile new IP pending to this investigation.

2:00 IA
[REDACTED]

1. Pending SUBJ INT/Location of SSG [REDACTED] and CPL [REDACTED]
2. Pending INFO report from Kuwait on completion of LT [REDACTED] SSG [REDACTED] interview.
3. Canvass interview of 372d MP Company [REDACTED] alleged abuse was committed by members of the units.

Offer Poly to all SUBJ/SUSPECTS.

Dispatched LEXUS/NEXUS request to MR [REDACTED] District CIC, on [REDACTED] and [REDACTED] Pending receipt.

08/05/2004 15:30
[REDACTED]

File to SAC [REDACTED] for review of IP. AAS Docuemnting manhours and travel of Camp Arfijan, Kuwait CID, Branch Office on interview of SSG [REDACTED] and LT [REDACTED]

7:30 INV
[REDACTED]

SSG [REDACTED] was interviewed and was unable to recall any abuse allegations stated by MR. [REDACTED]

LT [REDACTED] was advised and invoked.

Received Preliminary reply from MR [REDACTED] District CIC. SSG [REDACTED] was spelled incorrectly. Provided him with update from the 372d Battle roster.

[REDACTED] the subject pertaining to Abu Ghureyb.

Added BIO to ACI2. CRC Name Check Requested for: [REDACTED]

08/05/2004 15:32
[REDACTED]

0:01 ADM
[REDACTED]

CRC Name Check Requested for: [REDACTED]

08/05/2004 15:36
[REDACTED]

0:01 ADM
[REDACTED]

08/05/2004 16:59
[REDACTED]

Send Investigative Report for Approval

0:01 INV
[REDACTED]

08/05/2004 17:02
[REDACTED]

Approve Investigative Report

0:01 INV
[REDACTED]

08/06/2004 09:00
[REDACTED]

LEXUS/NEXUS completed on [REDACTED] He is still located at [REDACTED]

1:30 INV
[REDACTED]

08/06/2004 11:30
[REDACTED]

Called SSG [REDACTED] at residence. He answered and was briefed by this agent. SSG [REDACTED] stated press has been hounding him on issue (NFI).

0:30 IA
[REDACTED]

Provided [REDACTED] for RFA completion.

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AGENT'S ACTIVITY SUMMARY	Control Number 0074-2004-CID342-64146
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY

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67C-4, 66-5

08/10/2004 08:00
 [REDACTED] Faxed INFO and AIR to Dsistrict OPS concerning [REDACTED] and [REDACTED] interview. 67C-4564

0:10 IA 67C-1166-1

08/16/2004 10:40
 [REDACTED] Dispatched CAT 1 ROI information to District on this investigation of all updates.

0:40 IA 67C-1166-1

08/17/2004 14:20
 [REDACTED] Dispatched request for status to FT MEADE, SAC [REDACTED] on SSG [REDACTED] interview. Pending. 67C-4564

0:05 IA 67C-1166-1

08/23/2004 10:00
 [REDACTED] Dispatched 8th ROI Update to district. No investigative activity as the agents to this office were TDY in support of interviews for 0066-04-CID342 CAT 1 ROI.

1:00 IA 67C-1166-1

08/30/2004 09:30
 [REDACTED] Dispatched 9th CAT 1 UPDAT to Distric. Attempted to call [REDACTED] onhome phone. No answer. Left message on machine to contact SA [REDACTED] on cell phone 67C-1, 66-1

0:30 IA 67C-1166-1

09/01/2004 10:00
 [REDACTED] Called MR [REDACTED] home residence and left message on machine. 67C-4564
 Called Cell number and negative contact.

0:10 IA 67C-1166-1

09/10/2004 11:00
 [REDACTED] Contacted [REDACTED] Meetign and interview set for 13 Sep 04, 1300. 67C-4, 56-4
 At his residence.

0:30 IA 67C-1166-1

[REDACTED] cell phone was in for repairs and just retrieved it and 67C-4564
 answered the numerous messages left.

09/17/2004 11:59
 [REDACTED] Recorded data pertaining to [REDACTED] 67C-4, 56-4

0:01 INV 67C-1166-1

09/17/2004 11:59
 [REDACTED] CRC Name Check Requested for: [REDACTED] 67C-4, 66-4

0:01 ADM 67C-1166-1

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AGENT'S ACTIVITY SUMMARY		Control Number 0074-2004-CID342-64146
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY	

09/17/2004 11:59 [REDACTED] Recorded data pertaining to [REDACTED] *b7c-4,664*

0:01 INV *b7c-1,664*

09/17/2004 11:59 [REDACTED] CRC Name Check Requested for [REDACTED] *b7c-4,664*

0:01 ADM *b7c-1,664*

09/17/2004 12:30 [REDACTED] AAS documenting manhours expended for travel.

8:10 INV *b7c-1,664*

At 1640, 14 Sep 04, SA [REDACTED] this office, interviewed Mr. [REDACTED] *b7c-1,664*
 [REDACTED] who rendered a sworn statement detailing how he heard a rumor *b7c-4,664*
 of SSG [REDACTED] strike an Iraqi interpreter. Mr. [REDACTED] further *b7c-4,664*
 stated he witnessed U.S. Marines strike a detainee in the head with an
 axe handle while in Al Hilla, Iraq. See sworn statement of SSG
 [REDACTED] for details *b7c-4,664*

At 1020, 16 Sep 04, SA [REDACTED] advised SSG [REDACTED] *b7c-4,664*
 [REDACTED] 327d Military Police Company, 18900 Darby
 Lane, Old Town, MD 21555 of his rights which he waived and rendered
 a sworn statement. SSG [REDACTED] denied abusing any detainee while *b7c-4,664*
 deployed to Iraq. SSG [REDACTED] further stated he did grab an Iraqi *b7c-4,664*
 Interpreter when he entered a restricted unit access area, by the back of
 the neck. SSG [REDACTED] stated the interpreter was in an area, which he *b7c-4,664*
 was repeatedly told to stay away from. (See rights waiver and sworn
 statement of SSG [REDACTED] for details) *b7c-4,664*

At 1730, 16 Sep 04, SA [REDACTED] interviewed SGT [REDACTED] *b7c-4,664*
 [REDACTED] who stated he did witness SSG [REDACTED] grab an Iraqi Interpret by the *b7c-4,664*
 back of the neck, when the Interpreter was in a restricted area. SGT
 [REDACTED] stated SSG [REDACTED] did not strike the interpreter or throw *b7c-4,664*
 him to the ground.

SSG [REDACTED] was photographed and fingerprinted. *b7c-4,664*

SSG [REDACTED] consented to Polygraph. *b7c-4,664*

09/17/2004 12:44 [REDACTED]
 8:30 INV *b7c-1,664*

At 1640, 14 Sep 04, SA [REDACTED] this office, interviewed Mr. [REDACTED] *b7c-1,664*
 [REDACTED] who rendered a sworn statement detailing how he heard a rumor, *b7c-4,664*
 of SSG [REDACTED] strike an Iraqi Interpreter. Mr. [REDACTED] further *b7c-4,664*
 stated he witnessed U.S. Marines strike a detainee in the head with an
 axe handle while in Al Hilla, Iraq. See sworn statement of SSG
 [REDACTED] for details *b7c-4,664*

At 1020, 16 Sep 04, SA [REDACTED] advised SSG [REDACTED] *b7c-4,664*
 [REDACTED] 327d Military Police Company, 18900 Darby
 Lane, Old Town, MD 21555 of his rights which he waived and rendered
 a sworn statement. SSG [REDACTED] denied abusing any detainee while *b7c-4,664*
 deployed to Iraq. SSG [REDACTED] further stated he did grab an Iraqi *b7c-4,664*
 Interpreter when he entered a restricted unit access area, by the back of
 the neck. SSG [REDACTED] stated the interpreter was in an area, which he *b7c-4,664*
 was repeatedly told to stay away from. (See rights waiver and sworn
 statement of SSG [REDACTED] for details) *b7c-4,664* 020434

At 1730, 16 Sep 04, SA [REDACTED] interviewed SGT [REDACTED] *b7c-4,664*
015062

AGENT'S ACTIVITY SUMMARY	Control Number 0074-2004-CID342-64146
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY

[REDACTED]
who stated he did witness SSG [REDACTED] grab an Iraqi Interpret by the back of the neck, when the interpreter was in a restricted area. SGT [REDACTED] stated SSG [REDACTED] did not strike the interpreter or throw him to the ground.
[REDACTED] was fingerprinted and photographed.
[REDACTED] consented to Polygraph.

b7c-4664
b7c-4664
b7c-4664

b7c-4564
b7c-4564

~~015663~~ 020435
~~000010~~

AGENT'S ACTIVITY SUMMARY	Control Number 0074-04-CI11342-64146
TIME, DATE, AND AGENT	FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE SUMMARY OF INVESTIGATIVE ACTIVITY

05/10/2004 16:32 Case Initiation

0:01 INV

05/11/2004 10:01 Recorded data pertaining to [REDACTED]

0:01 INV

05/11/2004 10:10 Traveled to Martinsburg, PA

4:00 TRV

05/11/2004 14:00

1:30 INV

At 1400, 11 May 04, SA [REDACTED] and SA [REDACTED] interviewed Mr. [REDACTED] who rendered a sworn statement wherein he detailed the abuse he witnessed. He stated his unit was assigned to the 1st Marine Expeditionary Force at Al-Hillah. Mr. [REDACTED] stated he observed US Marines place bags over Iraqi prisoner's heads and strike them in the head with pick axe handles, in an effort to obtain information. When he reported the incident to Marine MAJ (NFI) he was informed the Marines were doing job getting guns off the street which were meant to kill US service member. He related he also witnessed US Marines repeatedly pour peroxide and water over the open wounds of an Iraqi prisoner. He further related he witnessed soldiers from the 372nd MP Co, use slingshots against Iraqi children who were attempting to steal food from the base. Mr. [REDACTED] stated he saw numerous accounts of abuse from soldiers in the 372nd MP Co, and when he reported it up the chain of command and was told not worry about it (See Sworn Statement for details).

Updated file. To SAC for review

05/17/2004 11:10

0:50 ADM

SAC REVIEW

1. Copy of statement emailed to ops and Aops for review.
2. Discussed with Aops file pending a decision by Command on procedure to direct this action.

SAC REVIEW

1. Statement sent to Battalion for action seem appropriate. no further action this office.

File Closed

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AGENT'S ACTIVITY SUMMARY	Control Number 0052-2004-CID342 0074-04-010342-64146
TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY

06/21/2004 16:00
 [REDACTED]
 0:10 ADM
b7c-1,661

~~FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE~~
 This file was mistakenly closed. It is reopened to conduct additional interviews and MOT this matter to the 22nd MP Det (Iraq) for action deemed appropriate.

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

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Page(s)

2

Withheld due to:

Foreign Language

Photos depicting Americans

Exemption b7C-5/b6-5

Photos depicting foreign nationals

Civilian Agency Records

020438

~~015666~~

0066-04-CID372-64146
0098-04-CID519

DATA REQUIRED BY PRIVACY ACT

AUTHORITY: Title 10, United States Code Section 3012 (g) ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate and retrieval.
FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

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

1. Rec Code:	2. Action Code:	3. Date:	4. Rel to Case: Info Only	5. Control:	6. Sequence # 0098	7. Year: -04-	8. Office CID 519	9. ROI #	Offense: 67C-5
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10. Last Name:	11. First Name:	12. Middle Name:	13. Grade/Rank: 02/1LT
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14. Social Security Number:	15. Other ID Number:	16. Date of Birth:	17. POB City:	18. POB St:	19. POB Zip: 67C-566-5
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20. Sex: M	21. Race: W	22. Ethnic: Caucasian	23. Height: 66"	24. Weight: 165	25. Hair: Blonde	26. Eye Color: Blue	27. Citizen: USA	28. Educ: BS	29. Prior Record:	30. Marital: S
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31. MOS: 31A	32. Job Description/Location:	33. MC:	34. Security Clr:	35. Physical Marks/ Tattoos:	36. Spouse Military: Yes: <input type="checkbox"/> No: <input type="checkbox"/>	Branch:
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37. Alias/Nicknames: CJN	38. Alias/Nicknames:	39. Alias/Nicknames:
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40. Unit/Organization: 372nd MP	41. Unit Phone Number: Home:	Cell/Pager:
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42. Military Service:	43. Sub Unit:	44. Fort/City:	45. State:	46. Country:	47. Zip Code/APO:
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48. Home Address:	49. City:	50. State:	51. Country:	52. Zip Code/APO:
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53. JUV:	54. Family Rel:	55. Last Name:	56. First Name:	57. Middle Name:
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58. Social Security:	59. Grade/Rank:	60. MC:	61. Unit:
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62. City:	63. State:	64. ZIP/APO:	65. Phone: Wk: Hm:
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66. Offense Code:	67. UFC:	68. Offense Code:	69. UFC:	70. Offense Code:	71. UFC:	72. Offense Code:	73. UFC:
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Telephone:	ETS:	PCS/DEROS: 1AUG04	Date / Time Interview START: Date: Time:
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Place of Interview:	Date / Time Interview END: Date: Time:
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Disposition:

74. Category:	75. Type:	76. Recovered: Yes: <input type="checkbox"/> No: <input type="checkbox"/>	77. Value:	78. Insurer: Policy:	Year/Date Exp: /
---------------	-----------	--	------------	-------------------------	---------------------

79. Year:	80. Make:	81. Model:	82. Vehicle Style:	83. # of Doors:	84. Color:	85. Size:
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86. V.I.N.:	87. License Plate:	88. State:	89. DOD Decal Number:
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NOTES: [Redacted] @uia11yail 67C-5,66-5

020439

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INVESTIGATIVE WORKSHEET
FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE
DATA REQUIRED BY PRIVACY ACT

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

1 REC Code	2 Action Code	3 Date Submitted 24JUL04	4 SEQ Number 0098	5 Year 04	6 Unit 519	7 ROI Number	8 Rel to Case witness	9 Control #
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INDIVIDUAL DATA

10 Last Name			11 First Name			12 Middle Name			13 Grade JG 1E-6								
14 Social Security Number			15 Other ID Number			16 DOB			17 POB-City			18 POB-ST			19 POB-CTY		
20 Sex F	21 Race C	22 Ethnic -	23 Height 6'4"	24 Weight 130	25 Hair BRN	26 Eye BLU	27 Citizen US	28 Educ 12	29 Prior Rcrd N	30 Martial Separated							
31 MOS 31B			32 MCAC			33 Position MP			34 Industry			35 Security TS/Security CON			36 Physical Mar		
37 Alias- Nickname(s)						38 Alias- Nickname(s)						39 Alias- Nickname(s)					

40 Organization 372nd APCO						41 If Contractor, Contract #														
42 Military SVC			43 Subunit			44 Fort/ City Cumberland			45 State MD			46 Country			47 Zip Code/APO 21502					
48 Address						49 City						50 State			51 Country			52 Zip Code		

FAMILY MEMBER DATA

53 JUV		54 Family Rel		55 Sponsor Last Name				56 Sponsor First Name				57 Sponsor Middle Name			
58 Social Security Number				59 SPON Grade 1				60 SPON MCAC				61 Sponsor Unit Address			
62 SPON City				63 SPON ST				64 SPON CTY				65 SPON Zip Code/APO			

OFFENSE

66 Offense Code	67 UFC	68 Offense Code	69 UFC	70 Offense Code	71 UFC	72 Offense Code	73 UFC
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ADMINISTRATIVE DATA

Telephone #		ETS 2007		PCS/DEROS 1 AUG 04		Date INTERV Start		Time INTERV Start			
Place of Interview Start		Date INTERV End		Time INTERV End		Place of Interview End		Fingerprint		Photo	

Vehicle Data						Disposition					
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CORPORATION DATA

74 Contractor Number				75 FED SERV/PROD #				76 Corporation Name											
77 Corp Address				78 Corp City				79 Corp State				80 Corp CTY				81 Corp Zip Code			
82 Contract Number																			

NOTES
 [Redacted] @ [Redacted] FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE
 020440
 015668
 100000

ESTIGATIVE WORKSHEET

0031-07-CIAE2
02

AUTHORITY: Title 10, United States Code, Section 3012(g).
ROUTINE USES: Your social security number and other personal information are used for administrative purposes.
FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

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

1 REC CODE A4	2 ACTION CODE 2	3 DATE SUBMITTED 1	4 SEQ NUMBER 6	5 YEAR 4	6 UNIT 2	7 RQ NUMBER 3	8 REL TO CASE 6	9 CONTROL # 1
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10 LAST NAME [REDACTED]										11 FIRST NAME [REDACTED]					12 MIDDLE NAME [REDACTED]			13 GRADE E-7/RETRD	
14 SOCIAL SECURITY NUMBER [REDACTED]					15 OTHER ID NUMBER [REDACTED]					16 DOB [REDACTED]			17 POB-CITY [REDACTED]		18 POB-ST MD	19 POB-CITY 2			
20 SEX M	21 RACE C	22 ETHNIC 1	23 HEIGHT 69	24 WEIGHT 178	25 HAIR COLOR BR	26 EYE COLOR BR	27 CITIZEN US	28 EDUC 14	29 PRIOR RECORD N	30 MARITAL M	31 MOS 3/B	32 MCAC 2	33 POSITION 2	34 INDUSTRY 2	35 SECURITY SEC	36 PHYSICAL MARKS 2	37 ALIAS-NICKNAME(S) 28	38 ALIAS-NICKNAME 29	39 ALIAS-NICKNAME 20
40 ORGANIZATION RETIRED										41 F CONTRACTOR, CONTRACT # 25									
42 MILITARY SVC 4		43 SUBUNIT 2		44 FORT/CITY 18				45 STATE 2		46 COUNTRY 2		47 ZIP CODE/APO 9							
48 ADDRESS [REDACTED]					49 CITY [REDACTED]					50 STATE 2		51 COUNTRY 2		52 ZIP CODE/APO [REDACTED]					

67C-41
66-4
67C-41
66-4

53 JUV 1	54 FAMILY REL 2	55 SPONSOR LAST NAME 28			56 SPONSOR FIRST NAME 15			57 SPONSOR MIDDLE NAME 15		
58 SOCIAL SECURITY NUMBER 8		59 SPON GRADE 2	60 SPON MCAC 2	61 SPONSOR UNIT ADDRESS 25						
62 SPON CITY 18			63 SPON ST 2	64 SPON CITY 2	65 SPON ZIP CODE/APO 9					

66 OFFENSE CODE 5	67 OFC 1	68 OFFENSE CODE 5	69 OFC 1	70 OFFENSE CODE 5	71 OFC 1	72 OFFENSE CODE 5	73 OFC 1
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TELEPHONE # [REDACTED]		EIS		PCS/DEROS		DATE INTERV START		TIME INTERV START	
PLACE OF INTERVIEW START		DATE INTERV END		TIME INTERV END		PLACE OF INTERVIEW END		FINGERPRINT	PHOTO
VEHICLE DATA				DISPOSITION					

74 CONTRACTOR NUMBER 12		75 FED SERV/PROG # 4		76 CORPORATION NAME 25				
77 CORP ADDRESS 25			78 CORP CITY 18		79 CORP ST 2	80 CORP CITY 2	81 CORP ZIP CODE 9	

82 CONTRACT NUMBER 15

NOTES

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020441
~~015669~~

001-07-010182
02

ESTIGATIVE WORKSHEET

DATA REQUIRED BY THIS FORM: **U4-CID342-64146**

AUTHORITY: Title 10, United States Code, Section 3012(g).

ROUTINE USES: Your social security number and other personal information are used as an additional/alternate means of identification to facilitate filing and retrieval.

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with access by which information may be accurately identified. DISCLOSURE: Disclosure of your social security number is voluntary.

1 REC CODE A4	2 ACTION CODE 2	3 DATE SUBMITTED 1	4 SEQ NUMBER 6	5 YEAR 4	6 UNIT 2	7 ROI NUMBER 3	8 REL TO CASE 8	9 CONTROL # 1
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INDIVIDUAL DATA

10 LAST NAME [REDACTED]			11 FIRST NAME [REDACTED]			12 MIDDLE NAME [REDACTED]			13 GRADE CIV		
14 SOCIAL SECURITY NUMBER [REDACTED]			15 OTHER ID NUMBER 15			16 DOB [REDACTED]			17 POB-CITY [REDACTED]		
20 SEX F	21 RACE C	22 ETHNIC 1	23 HEIGHT 62	24 WEIGHT 170	25 HAIR COLOR BLD	26 EYE COLOR BLU	27 CITIZEN US	28 EDUC 16+	29 PRIOR RECORD N	30 MARITAL S	
31 MOS [REDACTED]		32 MCAC 2	33 POSITION 2	34 INDUSTRY 2	35 SECURITY 2	36 PHYSICAL MARKS [REDACTED]					
37 ALIAS-NICKNAME(S) [REDACTED]				38 ALIAS-NICKNAME [REDACTED]				39 ALIAS-NICKNAME [REDACTED]			
40 ORGANIZATION [REDACTED]						41 F CONTRACTOR, CONTRACT # [REDACTED]					
42 MILITARY SVC 4		43 SUBUNIT 2		44 FORT/CITY [REDACTED]		45 STATE 2	46 COUNTRY 2	47 ZIP CODE/APO [REDACTED]			
48 ADDRESS [REDACTED]			49 CITY [REDACTED]			50 STATE 2	51 COUNTRY 2	52 ZIP CODE/APO [REDACTED]			

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b6-4
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FAMILY MEMBER DATA

53 JUN 1	54 FAMILY REL 2	55 SPONSOR LAST NAME [REDACTED]			56 SPONSOR FIRST NAME [REDACTED]		57 SPONSOR MIDDLE NAME [REDACTED]		
58 SOCIAL SECURITY NUMBER [REDACTED]		59 SPON GRADE 2	60 SPON MCAC 2	61 SPONSOR UNIT ADDRESS [REDACTED]					
62 SPON CITY [REDACTED]			63 SPON ST 2	64 SPON CITY 2	65 SPON ZIP CODE/APO [REDACTED]				

OFFENSE

66 OFFENSE CODE 5	67 UFG 1	68 OFFENSE CODE 5	69 UFG 1	70 OFFENSE CODE 5	71 UFG 1	72 OFFENSE CODE 5	73 UFG 1
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ADMINISTRATIVE DATA

TELEPHONE # [REDACTED]	EIS [REDACTED]	PCS/DEROS [REDACTED]		DATE INTERV START	TIME INTERV START	FINGERPRINT [REDACTED]		PHOTO [REDACTED]
PLACE OF INTERVIEW START	DATE INTERV END	TIME INTERV END	PLACE OF INTERVIEW END	DISPOSITION [REDACTED]				

CORPORATION DATA

74 CONTRACTOR NUMBER 12	75 FED SERV/PROG # 4	76 CORPORATION NAME [REDACTED]					
77 CORP ADDRESS [REDACTED]			78 CORP CITY [REDACTED]	79 CORP ST 2	80 CORP CITY 2	81 CORP ZIP CODE [REDACTED]	

62 CONTRACT NUMBER
[REDACTED]

NOTES
[REDACTED]

FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

015070 020442

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DATA REQUIRED BY PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012 (g)

ROUTINE USES your social security number and other personal information are used as an additional/alternate means of identification to facilitate filing and retrieval.

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

DISCLOSURE: Disclosure of your social security number is voluntary

146

1 REC Code	2 Action Code	3 Date Submitted 11 May 04	4 SEQ Number 0052	5 Year 04	6 Unit 342	7 ROI Number	8 Rel to Case	9 Control #
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INDIVIDUAL DATA

10 Last Name			11 First Name			12 Middle Name			13 Grade E-5/RET	
14 Social Security Number			15 Other ID Number			16 DOB		17 POB-City	18 POB-ST USA	
20 Sex M	21 Race C	22 Ethnic 21	23 Height 70"	24 Weight 219	25 Hair BRN	26 Eye BLU	27 Citizen US	28 Educ 15	29 Prior Rcd N	
31 MOS		32 MCAC		33 Position		34 Industry		35 Security See below		
37 Alias- Nickname(s)				38 Alias- Nickname(s)				39 Alias- Nickname(s)		

b7c-4664

40 Organization 372 nd MP CO (Formerly)					41 If Contractor, Contract #				
42 Military SVC		43 Subunit		44 Fort/ City Cumberland			45 State MD	46 Country US	47 Zip Code/APO 21502
48 Address			49 City			50 State	51 Country US	52 Zip Code	

b7c-4664

FAMILY MEMBER DATA

53 JUW	54 Family Rel	55 Sponsor Last Name			56 Sponsor First Name			57 Sponsor Middle Name		
58 Social Security Number		59 SPON Grade		60 SPON MCAC		61 Sponsor Unit Address				
62 SPON City			63 SPON ST		64 SPON CTY		65 SPON Zip Code/APO			

OFFENSE

66 Offense Code	67 UFC	68 Offense Code	69 UFC	70 Offense Code	71 UFC	72 Offense Code	73 UFC
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ADMINISTRATIVE DATA

Telephone #	ETS	PCS/DEROB	Date INTERV Start	Time INTERV Start
Place of Interview Start	Date INTERV End	Time INTERV End	Disposition	

CORPORATION

74 Contractor Number		75 FED SERV/PROD #		
77 Corp Address			78 Corp City	79 Corp State
82 Contract Number				

NOTES Work# (814) 793-3470
Scars: Left Knee and Left Shoulder
Tattoo: Right Arm, sleeve tattoo, religious scene

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University Park Airport
DUTY CELL

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