

DEPARTMENT OF THE ARMY  
1<sup>st</sup> Squadron, 2<sup>nd</sup> Armored Cavalry Regiment  
Camp Delta, Al-Kut, Iraq  
APO AE 09322-2368

AFZX-CA-S2

10 JUN 2004

MEMORANDUM FOR RECORD

SUBJECT: Detainee Operations Inspection Corrective Actions – 1/2ACR (Camp Delta)

1. The purpose of this memorandum is to outline the corrective actions taken following the inspection of the Camp Delta Detainee Facility on 13MAY04.
2. The following are the areas requiring correction and the actions taken:
  - a. Area assessed: Detainee Holding Facility Management  
Action: Copies of applicable FRAGO(s)/Tactical Updates have been copied and are on-hand at the facility. Guard/Staff training has been completed by the 502MI Company Commander as of 12MAY04.
  - b. Area assessed: Detainee Holding Facility Security  
Action: The single strand concertina has been upgraded to triple-strand in both the inner and outer perimeter of the holding facility. Land-line communications has been reestablished between the facility and the operations center. The facility is currently scheduled for improvements to include construction of lockable doors on all segregation cells and chain-link fence for the general holding area.
  - c. Area assessed: Detainee Processing/Tracking  
Action: The current procedure for submitting detainee information continues as a workable solution despite the extended distances from the next higher level of detention facility.
  - d. Area assessed: Detainee Evidence/Property Accountability  
Action: We located the bi-lingual (English-Arabic) DA Form 3137 through SJA channels. Training on Law of Land Warfare, Rules of Engagement, Detainee Procedures (to include evidence/property training) has been conducted as of 1JUN04.
3. Point of contact for this memorandum is the undersigned at DNVT 587 [REDACTED]

[REDACTED]  
CPT, MI  
Squadron Intelligence Officer

(b)(4)z

023058

REG X, Please pass the attached CDR's Inquiry to CPT [REDACTED] (b)(6) 2 Let her know that I completed this inquiry within 24 hours of the event and have passed the supporting Sworn Statements / exhibits to 1-23. Bottom Line, after being read his rights the soldier admitted to the offense. Please pass any questions to me, and let her know I would like to execute justice (Summary Court) as soon as possible. Thank you. A6 AFZH-INE-A

24 April 2004

MEMORANDUM FOR CDR, 1-23 IN BN (SBCT)

SUBJECT: Findings and recommendation RE PV2 [REDACTED] (b)(6) 2 (3/A/5-20) and his reported mistreatment of a prisoner on the evening of 23 APR 2004

- (b)(6) 4 { 1. On 23 APR 04, A/5-20 IN conducted a cordon and search for BN TGT [REDACTED] (b)(6) 4 a known criminal in the Village of Ash Shurah. Although a dry hole for [REDACTED] a thorough search of the residence by 2/A/5-20 produced the following:
- a. 1 x RPG launcher (excellent condition)
  - b. 1 x RPG HE rocket
  - c. 1 x RPG booster
  - d. 1 x submachine gun (Port-Said 9mm; Egyptian)
  - e. 1 x can of 14.7mm, AP ammo

(b)(6) 4 { In light of this contraband, the undersigned (CDR/A/5-20 IN) made the decision to detain [REDACTED] brother [REDACTED]. Although not suspected of any crime in particular, the presence of contraband in the residence justified detainment, and it was the undersigned's intention to further question the brother on the whereabouts / activities of [REDACTED]

- (b)(6) 4 { 2. Accordingly, on 23 APR 04 [REDACTED] was questioned by 1-23 IN BN's THT. This questioning did not generate any significant information. With this in mind, the undersigned made the decision to return the detainee to his residence after an additional attempt to persuade family to turn-in [REDACTED]. Excerpt from the undersigned's 23 April 04 Blue 2 Report follows:

*Conducted Armed Recon to the house of [REDACTED] IOT set the conditions for the release of [REDACTED]s brother (Bluff: Parents informed that their youngest son (suspected possession of an RPG-7) could receive up to 30 years in prison if found guilty. Parents told if they turned-in their oldest son, we would release their youngest (Note: We will release the youngest by 1700 tomorrow regardless).*

- (b)(6) 4 { 3. 24 1530 APR 04, 2/A prepared to return [REDACTED] (b)(6) 4 to his residence. As the detainee was being packaged for transport, PSG/2/A/5-20 (SFC [REDACTED]) (b)(6) 2 noticed that he was crying. When questioned, the detainee revealed that he had been mistreated by one of the guards on the evening of 23 APR 04. Specifically, the detainee claimed that the guard made threatening gestures, shined a light in his eyes,

023059

u0932

**From:** [REDACTED] CPT 3/2 Infantry Brigade JAG  
**Sent:** Saturday, May 29, 2004 11:09 AM  
**To:** [REDACTED] MAJ 5/20 Infantry Battalion XO; [REDACTED] MAJ  
1/14 Cavalry Squadron S3 [REDACTED] MAJ 296 BSB XO;  
[REDACTED] C MAJ 2/3 Infantry Battalion XO [REDACTED] MAJ 1/23  
Infantry Battalion BN XO; [REDACTED] MAJ 1/37 Field Artillery XO;  
[REDACTED] MAJ 3-17 Cavalry XO  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** Detainee Abuse

Gentlemen:

COL [REDACTED] wanted me to touch base with you all regarding the recent initiation of a CID investigation into alleged incident of detainee abuse in C/5-20 IN. Obviously, in light of the recent events at Abu Gharib, even the perception of detainee maltreatment or abuse by US soldiers has the potential to lead to unwanted media attention, further investigations, as well as the chain of command having to answer to allegations of which they might not have any knowledge. COL [REDACTED] intent is to gather all information that might exist concerning detainee abuse or maltreatment since we started conducting detainee operations in Pacesetter- the purpose of which is not to assign blame or execute punishment, but to possess all relevant information regarding any incident of detainee abuse or maltreatment that the battalions' chains of command might be aware of- even if there doesn't appear to be much credence to a particular claim. I will be compiling any information that might you might have for COL [REDACTED] Thank you,

V/R

[REDACTED]  
[REDACTED]  
CPT, JA  
3/2 Brigade Judge Advocate

all (b)(6) z

023060

**From:** [REDACTED] COL 3/2 Infantry Brigade CDR  
**Sent:** Friday, May 28, 2004 2:02 PM  
**To:** [REDACTED] LTC 5/20 Infantry Battalion CDR; [REDACTED] CSM  
5/20 Infantry Battalion CSM; [REDACTED] LTC 1/14 Cavalry  
Squadron CDR; [REDACTED] CSM 1/14 Cavalry Squadron CSM; [REDACTED]  
[REDACTED] CSM 1/23 Infantry Battalion CSM; [REDACTED] MAJ 1/23  
Infantry Battalion BN XO; [REDACTED] 1SG 1/37 Field Artillery CSM;  
[REDACTED] MAJ 1/37 Field Artillery XO; [REDACTED] LTC 1/37  
Field Artillery CDR; [REDACTED] LTC 2/3 Infantry Battalion CDR; [REDACTED]  
[REDACTED] CSM 2/3 Infantry Battalion CSM; [REDACTED] LTC 276  
Engineer Battalion XO; [REDACTED] CSM 276 Engineer Battalion  
CSM; [REDACTED] CPT 293d MP CO; [REDACTED] CSM 296  
BSB CSM; [REDACTED] LTC 296 BSB CDR; [REDACTED]  
LTC 3-17 Cavalry CDR; [REDACTED] CSM 3/17 Cavalry HHT  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] LTC 3/2  
Infantry Brigade XO; [REDACTED] CSM 3/2 Infantry Brigade CSM; [REDACTED]  
[REDACTED] CPT 3/2 Infantry Brigade JAG  
**Subject:** Detainee Abuse

Over the past 3 days there have been 2 credible reports of potential prisoner abuse in the Brigade. Some of this might be from the increased sensitivity due to Abu Ghraib, but it still needs to be taken seriously. Need you to remind all leaders and subsequently each soldier that we follow the rules in dealing with prisoners in the Brigade. There is nothing to be gained from abuse except a subsequent investigation and discipline of the perpetrator. Need to be especially sensitive to abuse after a serious injury to or death of one of your soldiers.

At the same time, as outlined by the CG yesterday, I want each of you to make sure that all soldiers are reminded to act professionally at all times in dealing with each other, local leaders and populace. That is especially important now because leaders will begin to show fatigue from working hard every day in excess of 6 months. We will also need to be especially on our game as we prepare to move again to an area that we are unfamiliar with. Thanks for what you do and for being an example of what right looks like for your soldiers each day.  
AH6

*all (b)(6) z*

023061

**From:** [REDACTED] D. MAJ 3/2 Infantry Brigade Provost  
**Sent:** Saturday, June 26, 2004 7:15 PM  
**To:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Cc:** [REDACTED] CPT 3/2 Infantry Brigade JAG  
**Subject:** RE: detainee locations

**My opinion:**

This is a legal issue too, need to include the SJA. If the ING take a detainee after the 30th, they need to turn them over to the IZP. They do not have arrest authority. I think this is going to be an issue since there is some friction between the two organizations. If we are supporting the ING on a raid (which I really don't think the ING should have the authority to conduct raids without the police) and the target is someone we want, obviously we can take them to our facility. If they do their own raid (again, don't believe they should be authorized, but as long as they have a warrant and probable cause) and capture someone we want, that person would still go to the IZP and then we can pick them up from them if we want them. They will not be allowed to have their own detention facility - that sets them up to be the nation's secret police.

MAJ [REDACTED]  
MP Planner, 3/2 SBC1  
521-[REDACTED]  
[REDACTED]@sbct1.army.smil.mil

-----Original Message-----  
**From:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Sent:** Saturday, June 26, 2004 6:36 PM  
**To:** [REDACTED] TC (MNB-N) C2 OIC  
**Cc:** [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] MAJ (MNB-N) DEP OIC  
**Subject:** FW: detainee locations

*Sir - these sorts of questions are starting to come up. Do you know ?*

/r  
[REDACTED]

-----Original Message-----  
**From:** [REDACTED] SFC 1/23 Infantry Battalion S2 NCOIC  
**Sent:** Saturday, June 26, 2004 3:25 PM  
**To:** [REDACTED] CPT 3/2 Infantry Brigade S2 Battle Captain  
**Cc:** [REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED] CW4 209 MI Analysis  
**Subject:** detainee locations

The question came up about when the ICDC/ING conduct raids, where will they take any detainee's? We understand we will be "right seat riding" them until the end of the month, but after the 1st where will they send their captured targets?? What sort of processes and/or paper work will they have? Are they going to be using any of our facilities or are we just overseeing all they do??

SPC [REDACTED]  
1-23 IN Regt.  
COP Blickenstaff, Mosul, Iraq  
DNVT: 521-[REDACTED]

023062

all (b)(6)z

V0933a

COMM: 780- [REDACTED] (b)(6) z

023063

all (b)(6) 2

**From:** [REDACTED] LTC (MNB-N) SJA OIC  
**Sent:** Thursday, April 22, 2004 7:27 PM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] COL (MNB -N)  
[REDACTED] DEP CDR; [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N)  
SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ  
3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC  
3/2 Infantry Brigade XO; [REDACTED] MAJ 3/2 Infantry Brigade S2;  
[REDACTED] CPT (MNB-N) SJA; [REDACTED] CPT 3/2 Infantry Brigade  
JAG; [REDACTED] CPT 3/2 SBCT SJA

**Subject:** RE: Detainee Parole Concept  
To All: I don't see any legal impediments to a local parole/guarantor program. We'll look into some options in case that's the way we decide to go. SJA

-----Original Message-----

**From:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Sent:** Thursday, April 22, 2004 4:29 PM  
**To:** [REDACTED] COL (MNB -N) DEP CDR; [REDACTED] MAJ 3/2 Infantry  
Brigade Provost  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC;  
[REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3;  
[REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED]  
MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Sir-

I guess we will need some kind of guidance on what it will take to solve the problem. There are three potential problem statements:

1. We hold detainees so long that there is no hope of getting actionable intelligence. Possible solutions: increase interrogator manning; make conditions less hospitable so lengthy stays are a deterrent
2. Local government perceives that we are holding detainees too long. Possible solutions: IO directed at local government, explaining who we hold and why; release detainees automatically at a certain time
3. We hold detainees longer than our higher headquarters permits. Possible solutions: release detainees automatically at a certain time; take fewer detainees in; increase interrogator manning

The only standard I am aware of is to hold detainees for no longer than 14 days. OK - but it often takes longer than that to conduct exploitation of the site they were detained at; it takes longer than that for an effective interrogation series; it takes longer than that to collate and pit detainees against each other. This is all true, especially given that the conditions we put these guys in is in compliance with Western norms. The risk we run, in reacting to the expressed concerns of the local government by changing the way we do business, rather than changing their perceptions, is we will be less effective in exploiting. We absolutely comply with humane standards of treatment; we are edging towards juridicial rules of evidence as opposed to military detention; and now we are on the verge of changing our operations to mollify the local government, who are possibly responding to a well-conveived IO campaign from somewhere else. I think, before we change too much, that we should define the problem more clearly.

023064

u0933b

all (b)(6)z

VR<

-----Original Message-----

**From:** [REDACTED] COL (MNB -N) DEP CDR  
**Sent:** Thursday, April 22, 2004 4:36 PM  
**To:** [REDACTED] D. MAJ 3/2 Infantry Brigade Provost  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept  
**Importance:** High

A problem (maybe not 'the' problem) is the length of investigation coupled with inevitable release of a large percentage of our detainees because there isn't the evidence to support onward movement. This has a downstream effect of detainees in the EDF for extended periods, which is a HUGE friction point with the local government and populace. This isn't about capacity but about length of detention, diminishing returns of reinterrogation of detainees, and reducing friction within AO-N. The problem of extended stays and increasing irritation (and an exploitable issue) absolutely does exist.

COL [REDACTED]

-----Original Message-----

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Thursday, April 22, 2004 4:31 PM  
**To:** [REDACTED] COL (MNB -N) DEP CDR; [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Sir,

my question would be "why do we need to reduce the population?" Is there a problem with the number we have? Has guidance been put out as to what the right number is? If so, I believe the parole concept would complicate the process. It would require more manpower to move the detainee back and forth and require manpower to track where they are. Just seems like we are creating more work for a problem that I'm not sure exists. I might just be out of the loop on what the real problem is...

MAJ [REDACTED]  
 MP Planner, 3/2 SBCT  
 521 [REDACTED]  
 [REDACTED]@sbct1.army.smil.mil

-----Original Message-----

**From:** [REDACTED] COL (MNB -N) DEP CDR

023065

**Sent:** Thursday, April 22, 2004 3:17 PM  
**To:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N)  
SJA OIC; [REDACTED] C (MNB-N) C2 OIC; [REDACTED] MAJ 3/2  
Infantry Brigade S3; [REDACTED] MAJ 3/2 Infantry Brigade  
Provost; [REDACTED] CW3 209MI  
**Subject:** Detainee Parole Concept  
**Importance:** High

ALCON--CG wants us to look at the potential for implementing a policy of offering parole to those detainees who fall between 'definitely send to Abu G.' and 'reinterrogate...' in order to reduce EDF population. He mentioned it to CW3 [REDACTED] today and he will look at it as well. Basically if we identify someone who fits this category we would make the offer pending identification of a guarantor, would have the individual sign a statement pledging no anti-coalition activities, and would immediately move that person out of the general prison population. What I need to know is if there is a reason we can't or shouldn't pursue this. Provide feedback NLT 25 Apr; we'll come together to make a recommendation to the CG after that. Objective is to move quick on this. Thanks,

COL [REDACTED]

COL [REDACTED]  
Deputy Cdr, TF Olympia  
MNB-N, OIF II  
DVTS 522-[REDACTED]

*ad (b)(6) z*

023066

**- G3 OPS EOC Org Account**

all (b) (6) z

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Friday, June 18, 2004 2:02 AM  
**To:** [REDACTED] 3/2 Infantry Brigade XO  
**Subject:** FW: Packet information

**Importance:** High

Sir,  
I was assured we would not have a problem with MPs accepting detainees again by LTC [REDACTED] (see new process below)

MAJ [REDACTED]  
MP Pfanner, 3/2 SBCT  
521-[REDACTED]  
[REDACTED]@sbct1.army.smil.mil

-----Original Message-----

**From:** [REDACTED] SFC (MNB-N) TFO PM OPNS NCOIC  
**Sent:** Thursday, June 17, 2004 7:31 PM  
**To:** [REDACTED] SFC 3/2 Infantry Brigade MSC; [REDACTED] SSG 3/2 Infantry Brigade; [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [REDACTED] SGT - TM LDR (A 107th MP); [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] SSG Detainee OPNS NCO; [REDACTED] SFC - PLT SGT (A-107th MP)  
**Subject:** RE: Packet information  
**Importance:** High

ALCON,

concerning the message below:  
if the DA Form 2823 is not available and the capturing unit is not from the Mosul area, the detainee will be accepted and the detainee packet will be flagged by MDF personnel. The flag will stay on the packet until the required documentation has been received.  
The flagged detainee packet will not delay the MI process.

v/r

[REDACTED]  
SFC, USA  
MNB-N PM Operations NCOIC  
MNB-N Force Protection NCO  
DNVT 522 [REDACTED]

"In God we trust; all others we detain."

-----Original Message-----

**From:** [REDACTED] SSG Detainee OPNS NCO  
**Sent:** Thursday, June 17, 2004 6:41 PM  
**To:** [REDACTED] SFC 3/2 Infantry Brigade MSC; [REDACTED] SSG 3/2 Infantry Brigade  
**Cc:** [REDACTED] SGT - TM LDR (A 107th MP); [REDACTED] SFC (MNB-N) TFO PM OPNS NCOIC; [REDACTED] LTC (MNB-N) Provost Marshal  
**Subject:** Packet information

SFC [REDACTED]

I need you to re-iterate to the units that are assigned to 3/2 SBCT that all of the following items must be with the detainees, before they can be processed into our facility. We need 2 sworn statements (DA Form 2823) from two different people listing the circumstances involving the capture of the detainees, Coalition Provisional Authority (CPA) Form from the capturing unit listing the circumstances of the capture, any relevant information, and evidence for the detainee. This is to ensure that the system that we have in place at the MDF is uniform and gets completed for all

detainees. This will also ensure that we do not have to track down the capturing units at a later date trying to play catch up on the paperwork delaying the processing of the detainees.

Thanks again for your support

SSG [REDACTED]

SSG [REDACTED]

TFO/ MNB-N PMO

Detainee Operations NCOIC

522 [REDACTED]

(b)(6) z

**- G3 OPS EOC Org Account**

*all (b)(6) z*

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Friday, March 05, 2004 10:10 PM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** FW: Questions on Detainees

Sir,  
This is what I was trying to say about the jail, but didn't want to bring out all the details.

MAJ [REDACTED]  
MP Planner, 3/2 SBCT  
521 [REDACTED]  
[REDACTED]@sbct1.army.smil.mil

-----Original Message-----

**From:** [REDACTED] MAJ 503 MP  
**Sent:** Saturday, March 06, 2004 7:42 AM  
**To:** [REDACTED] 1LT 503 MP LNO; [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] CPT 503 MP  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] MAJ 503 MP  
**Subject:** RE: Questions on Detainees

ALL,  
I typing for MAJ [REDACTED] The Trans Jail is full, the station cells are also full and the judicial system is not effeciently processing people through. For example, a person will linger in jail for months upon months without going go jail - ie. theft. The individual will sit in jail for 6 months for a small theft before the trial, then they will go to MRCF for one month to serve their sentence. The individual gets no credit for time already served. The judges have moved out of the Trans Jail and judges in the pecincts discourage the use of the Trans Jail, preferring 33 jail concept over 1 (Trans Jail). The judicial system is BROKEN, there is NO Centralized records with a centralized court docket being produced - it's helter skelter. Heck the judges won't even authorize the police to investigate a crime without their permission.

If a military prisoner has deemed to have committed a crime and he is turned over to the IPs -- the IPs will have to conduct an investigation. Sounds Easy but the police have to get permission to investigate this person, again sounds easy except the judges will throw out the case because the police did not have permission to detain the person from the start. Prisoner is released. Paperwork to accompany him would be the charge and any criminal statements.

Thanks,  
MAJ [REDACTED]  
MAJ [REDACTED]

[REDACTED]  
MAJ, MP  
XO, 503d MP BN (Abrn)  
DSN: 302-[REDACTED]

*Tribal Logic,  
"When I am weak - how can I compromise?  
When I am strong - why should I compromise!"*

-----Original Message-----

**From:** [REDACTED] 1LT 503 MP LNO  
**Sent:** Friday, March 05, 2004 9:15 PM  
**To:** [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] CPT 503 MP  
**Cc:** [REDACTED] (MNB-N) Provost Marshal; [REDACTED] MAJ (MNB-N) 503 MP XO1  
**Subject:** RE: Questions on Detainees

Ma'am,  
If we hand over a detainee to the IZPD it should be because they have also broken an Iraqi law. This violation should be written in the detaining units DA Form 2823. The packet should be broken down to bare facts of the crime

committed. There is no reason to give more intel than that. If we don't provide solid findings of a crime being committed, then we leave the police no choice but to release the detainee. Also, the first two courts should recognize the DA 2823 however, we have been fighting this for awhile. When the criminal pushes the case to the highest court, they will only honor witnesses that are present, which would require US forces appearing. The need for our attendance has been sketchy as well. A few times in the past, we have been notified when the soldiers on the ground need to go to court, but it again is a fight. If the case goes before the highest court with only a DA 2823, the judge may dismiss the case for lack of evidence. This is a problem that we faced as the 101st left. So, YES, we need to provide some sort of paperwork to the police. NO, we shouldn't give them the entire packet with our intel in it.

ATW!

[REDACTED]  
[REDACTED]  
1LT(P), MP  
503d MP BN (ABN) LNO  
**"someone said something interesting once"**

-----Original Message-----

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Friday, March 05, 2004 4:18 PM  
**To:** [REDACTED] CPT 503 MP  
**Cc:** [REDACTED] 1LT 503 MP LNO [REDACTED] LTC (MNB-N) Provost Marshal [REDACTED] MAJ (MNB-N) 503 MP XO1  
**Subject:** Questions on Detainees

We had a command and staff meeting today and I discussed detainee processing. There were a few questions that came up:

When we turn detainees over to the Iraqi Police, what happens to their packets (whether the police keep them or not)? Do we turn them over to the police? If we do, what about the classification of the documents? Their packets are secret and may have info we don't want to provide to the police. This was a good point that I hadn't considered in the past.

Also, it's my understanding that if we pick an Iraqi up and don't intend on turning him over to cage, we turn him into 1W or a local police station. COL [REDACTED] wants us to turn them over to the transportation jail. I can see some problems with that, but not sure what your policy has been - can you help?

MAJ [REDACTED]  
MP Planner, 3/2 SBCT  
521 [REDACTED]  
[REDACTED]@sbct1.army.smil.mil

all (b)(6) z

023070

- G3 OPS EOC Org Account

cell (b)(6) z

**From:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Sent:** Sunday, April 25, 2004 11:54 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] CPT 3/2 Infantry Brigade JAG; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] CPT 209MI CDR; [REDACTED] CPT 209 MI PL/HUMINT  
**Subject:** RE: detainee list

All,  
please see updates to the below. also - need some discussion / clarification / guidance from MNB N:

- **14 Day Guidance.** What does 14 days mean? Is that the day a detainee must be out of the detention facility? Is that the day a determination as to interrogation status must be made? Is that the day packet must be sent up to Bde/TFO?
- **Requesting Extensions.** It takes anywhere from 3-7 days for a packet to make its way from the detention facility through both boards and back down to the detention facility. With the exception of detainees that we determine of "No Intel Value" and low-level CF threat, we are probably going to have to start requesting extensions for detainees approx on day 8??

thanx  
maj [REDACTED]

-----Original Message-----

**From:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Sent:** Sunday, April 25, 2004 9:57 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] CPT 3/2 Infantry Brigade JAG; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] CPT 209MI CDR; [REDACTED] CPT 209 MI PL/HUMINT  
**Subject:** detainee list

CPT [REDACTED] provided the below info for the 'over 14' detainee list

there are 36 on the 'over 14 days' list. here is the status:

- 18 are awaiting board results
- 7 for insufficient data from units - and interrogators has requested RFIs (for example - 626 conducts raid - extras are turned into the cage - but without interrogators having knowledge of what the detainee has done) [REDACTED] MAJ 3/2 Infantry Brigade S2] 3 answered
- 5 for reinterrogation [REDACTED] MAJ 3/2 Infantry Brigade S2] two more complete and one sent to MPs for board review
- 1 needed a turkomen linguist [REDACTED] MAJ 3/2 Infantry Brigade S2] done
- 1 x new intel was developed and needed to be reinterrogated
- 2 x currently providing intelligence / informant

I know this is a snap shot it time - but think it provides an entirely different perception than the current one expressed at the meeting the other morning. my recommendation is to track the entire process from receipt of detainee until departure. i recommend that MNB create the format with the understanding that whatever person has the packet in hand, will update an online tracking mechanism.

vr

maj [REDACTED]

<< File: Detainee's Inside the 14 day Window.xls >>

023071

u0934e

**- G3 OPS EOC Org Account**

(b)(6) z

**From:** [REDACTED] COL (MNB -N) DEP CDR  
**Sent:** Thursday, April 22, 2004 8:34 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC;  
[REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3;  
[REDACTED] CW3 209MI; [REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED]  
[REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Subject:** RE: Detainee Parole Concept  
**Importance:** High

[REDACTED] We're trying to increase interrogators and other means of decreasing the investigation period, but I think everyone understands that given the situation down south chances are not good that we will solve anything on the manning front. The CG wants to decrease the time detainees spend in the EDF. My impression is that investigations are the long pole, but we have few options to resolve that. If we end up releasing some percentage due to lack of evidence (maybe 40%?... and standards of proof will only get tougher), then perhaps we can simply speed the process. Recommend you check w/interrogators to see what % of those voted for 'reinterrogation' end up providing evidence or intell--I suspect it's pretty low. Regarding the local populace (and opinion leaders') views of our treatment of detainees, while we are far better off than just about any sector in Iraq on that score, we are still losing. They are not receptive of detention by Coalition without local involvement, they grow bolder and more independent by the day, and the average person is absolutely inclined to believe we are abusing and mistreating detainees. I deal with this weekly. Recurring and strident complaints are: it takes too long to investigate; we hold the males incommunicado and in the process deprive families of livelihoods; we arrest and detain without just cause (and this is only bolstered when we hold someone for weeks on end only to end up releasing them without any charge or explanation--it happens frequently!; etc). I am in no way an advocate for these shitheads we detain; however, we have to deal with the perceptions and impressions of the locals, not to mention the fact that our process is drawn out and inefficient. Bottom line: we can't continue to operate as we have (regarding lengthy detention and investigation); given the amount of transparency and scrutiny we have here we will no longer be permitted to let guys stagnate in detention much beyond the 14 day period. If those that don't cooperate/confess within that time are low potential for exploitation--and there will always be exceptions--then why not find a means of speeding their exit from the facility? We're looking for ideas, if you have other suggestions let fly. Thanks,

-----Original Message-----

**From:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Sent:** Thursday, April 22, 2004 5:29 PM  
**To:** [REDACTED] COL (MNB -N) DEP CDR; [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC;  
[REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED]  
[REDACTED] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Sir-

I guess we will need some kind of guidance on what it will take to solve the problem. There are three potential problem statements:

1. We hold detainees so long that there is no hope of getting actionable intelligence. Possible solutions: increase interrogator manning; make conditions less hospitable so lengthy stays are a deterrent
2. Local government perceives that we are holding detainees too long. Possible solutions: IO directed at local government, explaining who we hold and why; release detainees automatically at a certain time
3. We hold detainees longer than our higher headquarters permits. Possible solutions: release detainees automatically at a certain time; take fewer detainees in; increase interrogator manning

The only standard I am aware of is to hold detainees for no longer than 14 days. OK - but it often takes longer than that to conduct exploitation of the site they were detained at; it takes longer than that for an effective interrogation series; it takes longer than that to collate and pit detainees against each other. This is all true, especially given that the

all (b)(6) 2

conditions we put these guys in is in compliance with Western norms. The risk we run, in reacting to the expressed concerns of the local government by changing the way we do business, rather than changing their perceptions, is we will be less effective in exploiting. We absolutely comply with humane standards of treatment; we are edging towards juridicial rules of evidence as opposed to military detention; and now we are on the verge of changing our operations to mollify the local government, who are possibly responding to a well-conveived IO campaign from somewhere else. I think, before we change too much, that we should define the problem more clearly.

VR<

[Redacted]

-----Original Message-----

**From:** [Redacted] COL (MNB -N) DEP CDR  
**Sent:** Thursday, April 22, 2004 4:36 PM  
**To:** [Redacted] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [Redacted] LTC (MNB-N) Provost Marshal; [Redacted] LTC (MNB-N) SJA OIC; [Redacted] LTC (MNB-N) C2 OIC; [Redacted] MAJ 3/2 Infantry Brigade S3; [Redacted] CW3 209MI; [Redacted] LTC 3/2 Infantry Brigade XO; [Redacted] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept  
**Importance:** High

A problem (maybe not 'the' problem) is the length of investigation coupled with inevitable release of a large percentage of our detainees because there isn't the evidence to support onward movement. This has a downstream effect of detainees in the EDF for extended periods, which is a HUGE friction point with the local government and populace. This isn't about capacity but about length of detention, diminishing returns of reinterrogation of detainees, and reducing friction within AO-N. The problem of extended stays and increasing irritation (and an exploitable issue) absolutely does exist.

COL [Redacted]

-----Original Message-----

**From:** [Redacted] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Thursday, April 22, 2004 4:31 PM  
**To:** [Redacted] COL (MNB -N) DEP CDR; [Redacted] LTC (MNB-N) Provost Marshal; [Redacted] LTC (MNB-N) SJA OIC; [Redacted] LTC (MNB-N) C2 OIC; [Redacted] MAJ 3/2 Infantry Brigade S3; [Redacted] CW3 209MI; [Redacted] LTC 3/2 Infantry Brigade XO; [Redacted] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Sir,

my question would be "why do we need to reduce the population?" Is there a problem with the number we have? Has guidance been put out as to what the right number is? If so, I believe the parole concept would complicate the process. It would require more manpower to move the detainee back and forth and require manpower to track where they are. Just seems like we are creating more work for a problem that I'm not sure exists. I might just be out of the loop on what the real problem is...

MAJ [Redacted]  
MP Planner, 3/2 SBCT  
S2 [Redacted]  
[Redacted]@sbct1.army.smil.mil

-----Original Message-----

**From:** [Redacted] COL (MNB -N) DEP CDR  
**Sent:** Thursday, April 22, 2004 3:17 PM  
**To:** [Redacted] LTC (MNB-N) Provost Marshal; [Redacted] LTC (MNB-N) SJA OIC; [Redacted] LTC (MNB-N) C2 OIC; [Redacted] MAJ 3/2 Infantry Brigade S3; [Redacted] MAJ 3/2 Infantry Brigade Provost; [Redacted] CW3 209MI  
**Subject:** Detainee Parole Concept  
**Importance:** High

ALCON--CG wants us to look at the potential for implementing a policy of offering parole to those detainees who fall between 'definitely send to Abu G.' and 'reinterrogate...' in order to reduce EDF population. He mentioned it to CW3 [REDACTED] today and he will look at it as well. Basically if we identify someone who fits this category we would make the offer pending identification of a guarantor, would have the individual sign a statement pledging no anti-coalition activities, and would immediately move that person out of the general prison population. What I need to know is if there is a reason we can't or shouldn't pursue this. Provide feedback NLT 25 Apr; we'll come together to make a recommendation to the CG after that. Objective is to move quick on this. Thanks,

COL [REDACTED]

COL [REDACTED]  
Deputy Cdr, TF Olympia  
MNB-N, OIF II  
DVTS 522 [REDACTED]

*all (b)(6) 2*

**- G3 OPS EOC Org Account**

*except as marked (b)(6) z*

**From:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Sent:** Tuesday, August 31, 2004 2:25 AM  
**To:** [REDACTED] LTC 5/20 Infantry Battalion CDR  
**Subject:** RE: Allegation of Detainee Abuse

Thanks, sir. Just wanted to make sure you knew CID was on the case. So far, they have investigated 3 and not substantiated any.

VR<  
[REDACTED]

-----Original Message-----

**From:** [REDACTED] LTC 5/20 Infantry Battalion CDR  
**Sent:** Tuesday, August 31, 2004 1:24 PM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** RE: Allegation of Detainee Abuse

Thanks [REDACTED] Working info- Detainee was resisting detention and have discussed with AH6. We will get you details asap  
vr [REDACTED]

-----Original Message-----

**From:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Sent:** Tuesday, August 31, 2004 1:53 AM  
**To:** [REDACTED] LTC 5/20 Infantry Battalion CDR  
**Subject:** FW: Allegation of Detainee Abuse

Sir-

Reference this CID investigation: the detainee in question is [REDACTED]. His name is [REDACTED] He [REDACTED] was detained by 5-20 on 27 Aug, and his number there was [REDACTED]. He was transferred to the BCCP on 30 Aug. This is just a heads up. Not sure what will come of it. *Hey*

VR<  
[REDACTED]

PS.

[REDACTED] says Hey from Alaska. Will be having a VTC with him on the 2nd.

-----Original Message-----

**From:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Sent:** Monday, August 30, 2004 5:32 PM  
**To:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Cc:** [REDACTED] MAJ 3/2 Infantry Brigade S5 / Provost Marshal; [REDACTED] LTC 3/2 Infantry Brigade DCO  
**Subject:** RE: Allegation of Detainee Abuse

[REDACTED]  
Please track down who this detainee is, and give me the circumstances of his capture.

THanks,  
[REDACTED]

-----Original Message-----

**From:** [REDACTED] MAJ 3/2 Infantry Brigade S5 / Provost Marshal  
**Sent:** Monday, August 30, 2004 5:27 PM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] LTC 3/2 Infantry Brigade DCO  
**Subject:** FW: Allegation of Detainee Abuse

Gentlemen --  
Didn't see you on the distro line.

VR,

023075

00934 g

cell (b)(6)z

MAJ [REDACTED]  
S5 / Brigade Provost Marshal 3/2 ID (SBCT)  
SIPR: [REDACTED]@sbct1.army.smil.mil  
NIPR: [REDACTED]@us.army.mil  
DNVT: 302 [REDACTED]  
CIV: [REDACTED]  
mIRC: ABCT\_S5

-----Original Message-----

**From:** [REDACTED] MNB-NW Provost Marshal  
**Sent:** Monday, August 30, 2004 5:24 PM  
**To:** [REDACTED] CW3  
**Cc:** [REDACTED] COL (MNB-NW) Chief of Staff; [REDACTED] COL (MNB-NW) DEP CDR; [REDACTED] CPT 107 FA A CO CDR; [REDACTED] W SFC - PLT SGT (A-107th MP); [REDACTED] MAJ 3/2 Infantry Brigade S5 / Provost Marshal; [REDACTED] 1LT 3/2 Infantry Brigade Assistant Brigade Provost; [REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED] LTC (MNB-NW) C2 OIC; [REDACTED] MAJ (MNB-NW) DEP OIC; [REDACTED] 330 MP Detach  
**Subject:** Allegation of Detainee Abuse

Chief,

I need your assistance in looking into an allegation of Detainee Abuse.

Detainee Number [REDACTED] arrived to our detention facility with an injured eye. The detainee alleges that he was butt stroked in the face by a Soldier after being captured. Detainee states he was blindfolded and flexcuffed at the time he was struck. Additionally, SSG [REDACTED] interviewed two other detainees who complained of maltreatment but determined their allegations to be unfounded based on conflicting stories and lack of physical evidence.

Can you have one of your investigators contact SSG [REDACTED], Military Police Investigator with the 330th MP Detachment (L&O), to get additional information on the allegation and then make contact with the Mosul Detention Facility in order to interview the detainee?

Thanks,

[REDACTED]  
MAJ, MP  
MNB-NW Provost Marshal  
DNVT: 522-[REDACTED]

all (b)(6) 2

**- G3 OPS EOC Org Account**

**From:** [REDACTED] COL 3/2 Infantry Brigade CDR  
**Sent:** Friday, May 28, 2004 3:02 AM  
**To:** [REDACTED] LTC 5/20 Infantry Battalion CDR; [REDACTED] CSM 5/20 Infantry Battalion CSM; [REDACTED] LTC 1/14 Cavalry Squadron CDR; [REDACTED] CSM 1/14 Cavalry Squadron CSM; [REDACTED] CSM 1/23 Infantry Battalion CSM; [REDACTED] L. MAJ 1/23 Infantry Battalion BN XO; [REDACTED] 1SG 1/37 Field Artillery CSM; [REDACTED] MAJ 1/37 Field Artillery XO; [REDACTED] LTC 1/37 Field Artillery CDR; [REDACTED] LTC 2/3 Infantry Battalion CDR; [REDACTED] CSM 2/3 Infantry Battalion CSM; [REDACTED] LTC 276 Engineer Battalion XO; [REDACTED] CSM 276 Engineer Battalion CSM; [REDACTED] CPT 293d MP CO; [REDACTED] CSM 296 BSB CSM; [REDACTED] LTC 296 BSB CDR; [REDACTED] LTC 3-17 Cavalry CDR; [REDACTED] CSM 3/17 Cavalry HHT  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] CSM 3/2 Infantry Brigade CSM; [REDACTED] CPT 3/2 Infantry Brigade JAG  
**Subject:** Detainee Abuse

Over the past 3 days there have been 2 credible reports of potential prisoner abuse in the Brigade. Some of this might be from the increased sensitivity due to Abu Ghraib, but it still needs to be taken seriously. Need you to remind all leaders and subsequently each soldier that we follow the rules in dealing with prisoners in the Brigade. There is nothing to be gained from abuse except a subsequent investigation and discipline of the perpetrator. Need to be especially sensitive to abuse after a serious injury to or death of one of your soldiers.

At the same time, as outlined by the CG yesterday, I want each of you to make sure that all soldiers are reminded to act professionally at all times in dealing with each other, local leaders and populace. That is especially important now because leaders will begin to show fatigue from working hard every day in excess of 6 months. We will also need to be especially on our game as we prepare to move again to an area that we are unfamiliar with.

Thanks for what you do and for being an example of what right looks like for your soldiers each day.

[REDACTED]

023077

U0934 h

except as marked (b)(6) 2

**- G3 OPS EOC Org Account**

**From:** [REDACTED] COL 3/2 Infantry Brigade CDR  
**Sent:** Friday, May 07, 2004 10:11 AM  
**To:** [REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED] LTC 3/2 Infantry Brigade XO;  
[REDACTED] LTC 3/2 Infantry Brigade DCO  
**Subject:** FW: EDF Visit 6 May  
**Importance:** High

fyi

-----Original Message-----

**From:** [REDACTED] COL (MNB -N) DEP CDR  
**Sent:** Thursday, May 06, 2004 2:51 PM  
**To:** [REDACTED] (MNB-N) CDR  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] COL 3/2 Infantry Brigade CDR; [REDACTED] LTC (MNB-N) C5;  
[REDACTED] LTC (MNB-N) C2 OIC; IRAQN NSW TU Commander (E-mail)  
**Subject:** EDF Visit 6 May  
**Importance:** High

(b)(6) 4

Sir--Very amicable visit today, only one Committee member showed up (Mr [REDACTED] Islamic Human Rights Org). No direct references to history at Abu Ghraib, couple sidelong references. No issues on the three the IZP beat up, he was thankful for the medical attention and initiation of an investigation by the Police. Fundamental issues remain length of detention (we're getting better; he seemed pleased), property control and claims, and alleged abuses. Specifically there still appear to be shortcomings in linking up released detainees with their property (in today's case confiscated ID cards and personal papers--can't be compensated for) and the ongoing perception that to file a claim invites retaliation or incarceration. I think we mollified him on these points but we will continue to hear this and need to stress accountability. With regard to alleged abuse, he referred to primarily two things (my categorization, not his):

1. 'Abuse' at the time of capture/processing - Continued theme that while life is good at the EDF, detainees are subject to being struck immediately after capture, and other actions deemed inappropriate. Specifically one man stated he was punched and urinated on by a soldier, another that he was stripped naked with a bag on his head. Mr [REDACTED] was realistic (b)(6) 4 about the truthfulness of detainees, and simply asked that we look into it. Thorough physical exams and documentation are paying off as we were able to demonstrate that others who displayed wounds either had them before capture or incurred them during capture - no harm no foul.
2. 'Abuse' incurred during interrogation - This aspect will continue to cause us problems, as some of our interrogation techniques aren't real defensible given the Abu Ghraib fallout. Examples include application of cold water or ice, loud music, sleep deprivation, and being placed in 'a metal box' (CONEX). More to the point, I have seen media reporting--not formal message traffic--that MG Miller has asked for and received restrictions on these techniques from LTG Sanchez and that they now require GO authorization (also includes the use of 'stress positions'). We are checking this, but we will continue to be asked about these practices as long as the Committee visits, and I think we need to weight their relative worth. Obviously more to follow.

All-in-all an extremely positive visit, marred only by the timely delivery of a Chicken Cordon Bleu lunch to the detainees while Mr [REDACTED] was interviewing them... The 'ham surprise' in the middle helped bring home the point that while we don't always do everything right, we are trying our best.

(b)(6) 4

V/R

[REDACTED]  
[REDACTED]  
COL [REDACTED]  
Deputy Cdr, TF Olympia  
MNB-N, OIF II  
DVTS 522 [REDACTED]

023078

u0934c

**- G3 OPS EOC Org Account**

*except as marked  
(b)(6) z*

**From:** [redacted] COL 3/2 Infantry Brigade CDR  
**Sent:** Saturday, August 07, 2004 1:25 AM  
**To:** [redacted] LTC 2/3 Infantry Battalion CDR; [redacted] CSM 2/3 Infantry Battalion CSM; [redacted] LTC 1/23 Infantry Battalion CDR; [redacted] CSM 1/23 Infantry Battalion CSM; [redacted] LTC 5/20 Infantry Battalion CDR  
**Cc:** [redacted] LTC 3/2 Infantry Brigade XO; [redacted] LTC 3/2 Infantry Brigade DCO  
**Subject:** FW: INITIAL 0093-04-CID389-80674 (CW4 [redacted] (b)(6) 1)

Need to remind all leaders and soldiers that there is no room for mistreatment at any point. We have had several allegations by detainees that, once inside the Stryker, they have been mistreated. Need to make sure that this is not true.

-----Original Message-----

**From:** [redacted] CW3 CID SA, Forensic Science Officer (b)(6) 1  
**Sent:** Saturday, August 07, 2004 11:23 AM  
**To:** [redacted] CW4 MNC-I Operations Officer; [redacted] COL Chief of Staff; [redacted] CW3 MNC-I 22ND MP BN/FSO; USACRC (E-mail); [redacted] CW5; HQUSACIDC ATTN: CIOP-ZA (E-mail); [redacted] MNB-N Provost Marshal; [redacted] (E-mail); [redacted] CPT (MNB-N) SJA; [redacted] CPT 3/2 Infantry Brigade JAG; [redacted] CW2 MNC-I 22ND MP BN/Criminal Intel  
**Cc:** [redacted] 330 MP Detach Asst. Ops NCOIC; [redacted] COL 3/2 Infantry Brigade CDR  
**Subject:** RE: INITIAL 0093-04-CID389-80674 (CW4 [redacted] (b)(6) 1)



2D Status  
58-04-CID389-8066:

v/r [redacted] (b)(6)(1)  
CW3, MP  
COMMANDING  
75TH MP DET (CID)  
MOSUL AIRFIELD  
APO AE 09334  
  
DNVT 302 [redacted]

023079

*U0934 j*

**- G3 OPS EOC Org Account**

*Except as marked (b)(6) 2*

**From:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Sent:** Saturday, August 14, 2004 11:56 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** FW: INITIAL SSI 0099-04-CID389-80676 (MR ALI DETAINEE ABUSE [UNFOUNDED])

Sir, allegation was not substantiated. Will ensure that I close the loop w/CPT [REDACTED] and CPT [REDACTED] to make sure we reiterate treatment of detainees. Since this report went to COL [REDACTED] should I brief [REDACTED] or do you usually do it?

/r  
[REDACTED]

-----Original Message-----

**From:** [REDACTED] MNB-N Provost Marshal  
**Sent:** Saturday, August 14, 2004 4:34 PM  
**To:** [REDACTED] Chief of Staff  
**Cc:** [REDACTED] CPT (MNB-N) PMO; [REDACTED] SFC (MNB-N) TFO PM OPNS NCO; [REDACTED] SSG Detainee OPNS NCO; [REDACTED] MSG (MNB-N) PM SGM; [REDACTED] CPT 107 FA A CO CDR; [REDACTED] 1SG - FAMP 1SG (A 107th MP); [REDACTED] W SFC - PLT SGT (A-107th MP); [REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED] MAJ 3/2 Infantry Brigade S5 / Provost Marshal; [REDACTED] CPT 209 MI PL/HUMINT  
**Subject:** FW: INITIAL SSI 0099-04-CID389-80676 (MR [REDACTED] DETAINEE ABUSE [UNFOUNDED])

Sir,

Update on an investigation we requested after a detainee alleged he had been kicked during questioning. CID interviewed all parties involved, the detainee, the interpreter, and the interrogator and determined there was no probable cause to believe the alleged incident actually occurred.

The case was filed as an information entry with CID.

VR

MAJ [REDACTED]

-----Original Message-----

**From:** [REDACTED] CW3 CID SA, Forensic Science Officer (b)(6)1  
**Sent:** Saturday, August 14, 2004 4:12 PM  
**To:** [REDACTED] CW3 CID SA, Forensic Science Officer; [REDACTED] CW4 MNC-I Operations Officer; [REDACTED] COL Chief of Staff; [REDACTED] CW3 MNC-I 22ND MP BN/FSO; 'USACRC (E-mail)'; [REDACTED] CW5; 'HQUSACIDC ATTN: CIOP-ZA (E-mail)'; [REDACTED] MNB-N Provost Marshal; [REDACTED] (E-mail); [REDACTED] (MNB-N) SJA; [REDACTED] CW2 MNC-I 22ND MP BN/Criminal Intel; 75TH MP DET CID (McCullen, Keith M. SA)  
**Cc:** [REDACTED] 330 MP Detach Asst. Ops NCOIC  
**Subject:** INITIAL SSI 0099-04-CID389-80676 (MR [REDACTED] DETAINEE ABUSE [UNFOUNDED]) (b)(6)4



INITAL SSI  
99-04-CID389-8067

v/r,

[REDACTED] (b)(6)1  
CW3, MP  
SPECIAL AGENT IN CHARGE  
75TH MP DET (CID)  
MOSUL AIR FIELD  
APO AE 09334

023080

U0934 K

**- G3 OPS EOC Org Account**

*except as marked (b)(6)z*

**From:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Sent:** Saturday, May 29, 2004 12:24 AM  
**To:** [REDACTED] COL 3/2 Infantry Brigade CDR  
**Subject:** FW: Initial 0068-04-CID389-80663

Sir-  
Initial CID report on the Harrington allegations of detainee abuse. Bottom line - unable to substantiate the allegations, at least so far.

VR<  
[REDACTED]

-----Original Message-----  
**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Saturday, May 29, 2004 8:59 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** FW: Initial 0068-04-CID389-80663

MAJ [REDACTED]  
MP Planner, 3/2 SBCT  
521 [REDACTED]  
[REDACTED]@sbct1.army.smil.mil

-----Original Message-----  
**From:** [REDACTED] CW3 CID SA, Forensic Science Officer (b)(6)1  
**Sent:** Saturday, May 29, 2004 2:49 AM  
**To:** [REDACTED] CW4 CJTF7-Operations Officer; [REDACTED] COL Chief of Staff; [REDACTED] CW3 CJTF7-22ND MP BN/FSO; [REDACTED] TC (MNB-N) Provost Marshal; [REDACTED] WO1 (CID LNO); [REDACTED] MSG (MNB-N) PMO SGM; [REDACTED] (E-mail); 'USACRC (E-mail)'; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] CW2 (CID LNO PMO); [REDACTED] H. CW5; CW5 [REDACTED] (E-mail) (E-mail); 75th MP Det CID1 ([REDACTED] CW2)  
**Cc:** [REDACTED] CPT 3/2 Infantry Brigade JAG; [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] COL  
**Subject:** 3/2 Infantry Brigade CDR  
Initial 0068-04-CID389-80663



Initial  
8-04-CID389-80663

[REDACTED] (b)(6)1  
CW3, MP  
SPECIAL AGENT IN CHARGE  
75TH MP DET (CID)(-)  
LSA DIAMONDBACK, MOSUL  
APO AE 09334  
DNVT 302 [REDACTED]

023081

W0934 L

**- G3 OPS EOC Org Account**

all (b)(6) z

**From:** [REDACTED] LTC (MNB-N) SJA OIC  
**Sent:** Thursday, April 22, 2004 8:27 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] COL (MNB -N) DEP CDR;  
[REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC;  
[REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3;  
[REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO  
[REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED] CPT (MNB-N) SJA; [REDACTED] CPT 3/2  
Infantry Brigade JAG; [REDACTED] CPT 3/2 SBCT SJA  
**Subject:** RE: Detainee Parole Concept

To All: I don't see any legal impediments to a local parole/guarantor program. We'll look into some options in case that's the way we decide to go. SJA

-----Original Message-----

**From:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Sent:** Thursday, April 22, 2004 4:29 PM  
**To:** [REDACTED] COL (MNB -N) DEP CDR; [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC  
(MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC  
3/2 Infantry Brigade XO; [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Sir-

I guess we will need some kind of guidance on what it will take to solve the problem. There are three potential problem statements:

1. We hold detainees so long that there is no hope of getting actionable intelligence. Possible solutions: increase interrogator manning; make conditions less hospitable so lengthy stays are a deterrent
2. Local government perceives that we are holding detainees too long. Possible solutions: IO directed at local government, explaining who we hold and why; release detainees automatically at a certain time
3. We hold detainees longer than our higher headquarters permits. Possible solutions: release detainees automatically at a certain time; take fewer detainees in; increase interrogator manning

The only standard I am aware of is to hold detainees for no longer than 14 days. OK - but it often takes longer than that to conduct exploitation of the site they were detained at; it takes longer than that for an effective interrogation series; it takes longer than that to collate and pit detainees against each other. This is all true, especially given that the conditions we put these guys in is in compliance with Western norms. The risk we run, in reacting to the expressed concerns of the local government by changing the way we do business, rather than changing their perceptions, is we will be less effective in exploiting. We absolutely comply with humane standards of treatment; we are edging towards juridical rules of evidence as opposed to military detention; and now we are on the verge of changing our operations to mollify the local government, who are possibly responding to a well-conceived IO campaign from somewhere else. I think, before we change too much, that we should define the problem more clearly.

VR<

-----Original Message-----

**From:** [REDACTED] COL (MNB -N) DEP CDR  
**Sent:** Thursday, April 22, 2004 4:36 PM  
**To:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [REDACTED] (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC;  
[REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO;  
[REDACTED] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Importance: High

all (b)(6) 2

A problem (maybe not 'the' problem) is the length of investigation coupled with inevitable release of a large percentage of our detainees because there isn't the evidence to support onward movement. This has a downstream effect of detainees in the EDF for extended periods, which is a HUGE friction point with the local government and populace. This isn't about capacity but about length of detention, diminishing returns of reinterrogation of detainees, and reducing friction within AO-N. The problem of extended stays and increasing irritation (and an exploitable issue) absolutely does exist.

COL [REDACTED]

-----Original Message-----

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Thursday, April 22, 2004 4:31 PM  
**To:** [REDACTED] COL (MNB-N) DEP CDR; [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Sir,

my question would be "why do we need to reduce the population?" Is there a problem with the number we have? Has guidance been put out as to what the right number is? If so, I believe the parole concept would complicate the process. It would require more manpower to move the detainee back and forth and require manpower to track where they are. Just seems like we are creating more work for a problem that I'm not sure exists. I might just be out of the loop on what the real problem is...

MAJ [REDACTED]  
MOP Planner, 3/2 SBCT  
521 [REDACTED]  
[REDACTED]@sbct1.army.smil.mil

-----Original Message-----

**From:** [REDACTED] COL (MNB-N) DEP CDR  
**Sent:** Thursday, April 22, 2004 3:17 PM  
**To:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] CW3 209MI  
**Subject:** Detainee Parole Concept  
**Importance:** High

ALCON--CG wants us to look at the potential for implementing a policy of offering parole to those detainees who fall between 'definitely send to Abu G.' and 'reinterrogate...' in order to reduce EDF population. He mentioned it to CW3 Leroy today and he will look at it as well. Basically if we identify someone who fits this category we would make the offer pending identification of a guarantor, would have the individual sign a statement pledging no anti-coalition activities, and would immediately move that person out of the general prison population. What I need to know is if there is a reason we can't or shouldn't pursue this. Provide feedback NLT 25 Apr; we'll come together to make a recommendation to the CG after that. Objective is to move quick on this. Thanks,

COL [REDACTED]  
COL [REDACTED]  
Deputy Cdr, TF Olympia  
MNB-N, OIF II  
DVTS 522 [REDACTED]

**- G3 OPS EOC Org Account**

all (b)(6) z except as noted

**From:** [REDACTED] CPT 3/2 Infantry Brigade S2  
**Sent:** Sunday, July 18, 2004 8:32 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO [REDACTED] (E-mail)  
**Cc:** [REDACTED] L SGT 3/2 Infantry Brigade S2X [REDACTED] (E-mail); [REDACTED] SGT 209MI Targeting [REDACTED] (E-mail); [REDACTED] CW2 3/2 Infantry Brigade [REDACTED] (E-mail); [REDACTED] SSG 209 MI OMT A NCOIC [REDACTED] (E-mail); [REDACTED] MAJ 3/2 Infantry Brigade S2 [REDACTED] (E-mail); [REDACTED] CW4 3/2 Infantry Brigade S2X [REDACTED] (E-mail)  
**Subject:** Another Status Update (18JUL)



High Profile  
Detainee Status (...)

Sir,

Just an update to this roster. Two individuals have been released, as opposed to one. The two names are highlighted. They were both released on the 17th.

Late attachment; interesting news:

Just got this transcript from [REDACTED]

b(6)(4)

b(6)(4)

[REDACTED] can you tell me if [REDACTED] were released? Our sources came in pretty upset today; they said that those guys are out now and are claiming victory over americans because they were released; they're back in operation and are planning attacks again; Just want to confirm where they are released and if you can tell me if they are planning to release anyone else from the Hezib Tahreer target set?

These are the two individuals who were asked for release by LTC [REDACTED] and GOV [REDACTED], we released them on the 17th. There are no other from this target set being released at this time; they are all bound for CHA as of today.

CPT [REDACTED]  
3/2 SBCT S2X "Shanghai 6"  
521-3900/3910

Source Comments: Source is smarter than I am. Could possibly be running me.

023084

U09340

all (b)(6)4

Date Arrvd	Day	CAPTAG	FIRST	MIDDLE	LAST	Cap Unit
281500Jun	16					B2/3
281500Jun	16					C2/3
291600Jun	15					FHC 2/3
241800Jun	20					C2/3
281500Jun	16					A2/3
281500Jun	16					A2/3
281500Jun	16					C2/3
281500Jun	16					C2/3
281500Jun	16					A2/3
291600Jun	15					C2/3

CAPTAG	FIRST	MIDDLE	LAST	RELEASE REQUEST BY	DATE REQUESTED
					01JUL
					02JUL
					02JUL
					28JUN
					12-13 Jul
					12-13Jul
					12-13Jul
					12-13Jul
					UNK
					UNK

all (b)(6) 4

REASON FOR CAPTURE	Last Interrogation	To MPs
BDE TGT [REDACTED] Al-Tahreer Financier; attacks against CF, IZP and Kurdish Party HQ	06 JUL	09 JUL
BDE TGT [REDACTED] Al-Tahreer; attacks against IP and PUK, emplacing IEDs	07 JUL	09 JUL
BDE TGT [REDACTED] member of IED cell of AL Tahreer	05 JUL	09 JUL
BDE TGT [REDACTED] AIF Cell Leader; Attacks on CF	02 JUL	02 JUL
BDE TGT [REDACTED] member of AIF cell, attacks against CF, IZP	05 JUL	09 JUL
BDE TGT [REDACTED] member of AIF cell, attacks against CF, IZP	05 JUL	09 JUL
BDE TGT [REDACTED] attacks against CF, emplacing IEDs	08 JUL	09 JUL
BDE TGT [REDACTED] financier, triggerman, liason for AIF cell	08 JUL	09 JUL
BDE TGT [REDACTED] trigger man for cell, attacks on IP and PUK	02 JUL	09 JUL
BDE TGT [REDACTED] procures material for AIF activity, including 8JunVBIED	07 JUL	10 JUL

Action and Reason
Going to Abu Gharib; when asked about Al-Tahreer group, cries and throws up "smoke screen", changes subject
Going to Abu Gharib; IED material found in house, several different photo ids found at house
Recommend Release; came in day after raid for damages to gate; no contraband found in house
Going to Abu Gharib
Going to Abu Gharib; exploitation of cell phones and hard drives lead to international contacts
Going to Abu Gharib; exploitation of cell phones and hard drives lead to international contacts
Going to Abu Gharib

023087

all (b)(6) z

- G3 OPS EOC Org Account

**From:** [REDACTED] CPT (MNB-N) SJA  
**Sent:** Friday, April 23, 2004 11:19 PM  
**To:** [REDACTED] CPT (MNB-N) FRAGO  
**Cc:** Ham, Carter BG (MNB-N) CDR; [REDACTED] COL Chief of Staff; [REDACTED] COL (MNB -N)  
 DEP CDR; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] LTC (MNB-N) Provost Marshal;  
 [REDACTED] MAJ (MNB-N) Deputy C-3; [REDACTED] LTC (MNB-N) C3; [REDACTED]  
 LTC 3/2 Infantry Brigade XO

**Subject:** CG's Response to Detention Ops FRAGO

[REDACTED]

Per CG's guidance this morning, forward attachment to CJTF-7.

[REDACTED]

[REDACTED]

CPT, JA  
Deputy Legal Advisor

023088

I strongly non-concur with the requirement to conduct a probable cause review for detainees within 72 hours of detention. The ability to conduct an investigation in order to develop probable cause for continued detention in a hostile environment within 72 hours is unlikely. Therefore, the likely consequence will be a necessity to develop probable cause during the targeting process. This will greatly reduce the number of operations and will affect our ability to disrupt NCF activities. Moreover, the logistical challenge of preparing and transporting the detainee packet from the battalion holding area to the Detention Review Authority can often require 24 to 48 hours, notwithstanding any investigation that must be conducted. The 72 hour probable cause requirement will result in many targets with potential intelligence value being released without a reasonable time to acquire information.

023089

- G3 OPS EOC Org Account

see (b)(6) z

**From:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Sent:** Wednesday, May 05, 2004 10:48 PM  
**To:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) C2 OIC  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] CPT 3/2 Infantry Brigade JAG; [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Subject:** detainee extension  
**Importance:** High

I need the following detainees extended for another week:

[REDACTED]

all of the above are related to the missionary murders. we need a couple of days to get the full FBI reporting. i do not want to leave to chance that these guys get lost in the system. i want great files so when they go to abu G and they are kept there until extradition.

[REDACTED] is related to our [REDACTED] and need a couple of days with him - we have some additional leads

thnx,  
maj [REDACTED]

023090

U0934z

**- G3 OPS EOC Org Account**

all (b)(6) 2

**From:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Sent:** Sunday, April 25, 2004 10:57 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] CPT 3/2 Infantry Brigade JAG; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] CPT 209MI CDR; [REDACTED] CPT 209 MI PL/HUMINT  
**Subject:** detainee list

CPT [REDACTED] provided the below info for the 'over 14' detainee list

there are 36 on the 'over 14 days' list. here is the status:

- 18 are awaiting board results
- 7 for insufficient data from units - and interrogators has requested RFIs (for example - 626 conducts raid - extras are turned into the cage - but without interrogators having knowledge of what the detainee has done)
- 5 for reinterrogation
- 1 needed a turkomen linguist
- 1 x new intel was developed and needed to be reinterrogated
- 2 x currently providing intelligence / informant

I know this is a snap shot it time - but think it provides an entirely different perception than the current one expressed at the meeting the other morning. my recommendation is to track the entire process from receipt of detainee until departure. i recommend that MNB create the format with the understanding that whatever person has the packet in hand, will update an online tracking mechanism.

vr

maj [REDACTED]



Detainee's Inside  
the 14 day W...

023091

U0934s

cell (b)(6) 4

Detainee	Date Arrived	Date Packet Returned to Mps	Summary
[REDACTED]	101800APR	19-Apr	This detainee is currently waiting for board results.
[REDACTED]	101800APR	19-Apr	This detainee is currently waiting for board results.
[REDACTED]	101800APR	19-Apr	This detainee is currently waiting for board results.
[REDACTED]	091800APR	16-Apr	This detainee is currently waiting for board results.
[REDACTED]	091800APR	Interrogation Ongoing	An RFI was submitted on 10 APR to obtain a record of the detainee's names and pictures from Operation Mayfield.
[REDACTED]	091800APR	Interrogation Ongoing	An RFI was submitted on 10 APR to obtain a record of the detainee's names and pictures from Operation Mayfield.
[REDACTED]	081800APR	Packet is returning on 24 APR	This detainees packet was returned from the board for re-interrogation on 20 APR.
[REDACTED]	081800APR	Interrogation Ongoing	This detainees speaks Turkmony. The Tian linguist office was in the process of finding a linguist. A linguist has been found and is due to arrive today 24 APR.
[REDACTED]	081800APR	Interrogation Ongoing	This detainees packet was returned from the board for re-interrogation on 20 APR.

all (b)(6) 4

[REDACTED]

081800APR Interrogation Ongoing

This detainee's packet was returned from the board for re-interrogation on 20 APR.

[REDACTED]

081800APR Packet returned 20 APR

This detainee is currently waiting for board results.

[REDACTED]

081800APR Packet returned 22 APR

This detainee is currently waiting for board results.

[REDACTED]

081800APR Interrogation Ongoing

The detainee is suspected of firing rockets at Fort Stark. We have recently received intel that he is suspected of smuggling foreign fighters and or equipment into Iraq.

[REDACTED]

081800APR Packet returned 14 APR

The detainee is currently waiting for board results.

[REDACTED]

081800APR Interrogation Ongoing

This detainee's packet was returned from the board for re-interrogation on 20 APR.

[REDACTED]

081800APR Packet returned on 22 APR

This detainee is currently waiting for board results.

[REDACTED]

081800APR Packet returned on 18 APR

This detainee is currently waiting for board results.

[REDACTED]

081800APR Packet returned on 18 APR

This detainee is currently waiting for board results.

[REDACTED]

081800APR Packet returned on 22 APR

This detainee is currently waiting for board results.

[REDACTED]

081800APR Packet returned on 23 APR

This detainee is currently waiting for board results.

all (b)(6)(c)4

050200APR Packet returned on 18 APR This detainee is currently waiting for board results.

040600APR Interrogation Ongoing An RFI was submitted on 09 APR to obtain information on Navy Seal targets DA-026 and DA-027.

040600APR Interrogation Ongoing An RFI was submitted on 09 APR to obtain information on Navy Seal targets DA-026 and DA-027.

040600APR Interrogation Ongoing An RFI was submitted on 09 APR to obtain information on Navy Seal targets DA-026 and DA-027.

040200APR Packet returned on 11 APR This detainee is currently waiting for board results.

031500APR Packet returned on 18 APR This detainee is currently waiting for board results.

011800APR Packet returned on 23 APR This detainee is currently waiting for board results.

311900MAR Interrogation Ongoing This detainee was brought here by the IZP by some kind of agreement made between COL Rounds and the police chief. They were accused of violating Iraqi law 4.42. We have currently received a CIIR and are still waiting for Intel from 209th.

311900MAR Interrogation Ongoing This detainee was brought here by the IZP by some kind of agreement made between COL Rounds and the police chief. They were accused of violating Iraqi law 4.42. We have currently received a CIIR and are still waiting for Intel from 209th.

all (b)(6) y

[REDACTED]

311300MAR

Interrogation Ongoing

The interrogators believe that this detainee will provide information when he realizes the seriousness of his situation. They believe that once he sees his brother leave, then he will provide that intel.

[REDACTED]

312200MAR

Packet returned on 23 APR

This is the brother of [REDACTED]. His packet was sent to the board so that he can be sent away and leave his brother here by himself.

[REDACTED]

282330MAR

Packet is returning on 24 APR

The detainee agreed to work as an informant inside of the detention facility to provide intel on his fellow detainees.

[REDACTED]

131300MAR

Packet is returning on 24 APR

The detainees packet was returned from the board for re-interrogation on 23 APR.

[REDACTED]

102100MAR

Packet returned on 23 MAR

This detainee is currently waiting for board results.

[REDACTED]

041900MAR

Packet returned on 12 APR

This packet was held for a period of time because the board sent the packet back for us to hold in fear that he might compromise the capture of future targets.

[REDACTED]

041900MAR

Packet returned on 10 APR

This packet was held for a period of time because the board sent the packet back for us to hold in fear that he might compromise the capture of future targets.

- G3 OPS EOC Org Account

all (b)(6) z

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Sunday, April 04, 2004 10:41 PM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** detainee slides

*SIR, this is what I found. Not sure what I briefed initially (first C and S), but probably covered the same info. I changed the slides to reflect 14 days instead of 21 days held at BCCP. I need to know if I need to be here for this. I was planning on going to the precinct chiefs meeting (right now I'm not sure if I have a ride).*



Detainee Info for  
C&S.ppt

MAJ [REDACTED]  
MP Planner, 3/2 SBCT  
521-[REDACTED]  
[REDACTED]@sbct1.army.smil.mil

023096

u0934t

# **Processing Detainees**

023097

## **Situation**

- Currently Corps is filled overall to 91% capacity at the holding areas, some cages are over 100% filled.
- Some detainees are being released because information known to soldiers in the capturing unit is not preserved and delivered to detention facilities. With the cages reaching full capacity, detainee packets are heavily scrutinized and if the evidence is not strong enough, detainees are released.

# Forms

## DA FORM 2823 (Sworn Statement)

- Should answer the 6 W's—who, what, when, where, why, and witnesses.
- Should answer the question, "did [the detained individual] commit a crime?"
- If the detainee is a brigade target, state that on the form, along with information as to why the person is a target. Simply stating he was picked up because he was a brigade target is not enough.
- When conducting raids, include in the statement any evidence found.

## CPA FORM

- Intended to record information and preserve evidence
- Yellow fields must be completed. Complete remainder of form as much as possible.

# Forms

## **DA 4137 (Evidence/Property Custody Form)**

- Records the seizure of evidence associated with a crime.
- Captures date-time of seizure, as well as any transfers in custody.
- Ensures that transfers are controlled and recorded.
- Standard Army Form; should stay with the evidence until signed for at collection point evidence room.

**Target information and any information gathered by THTs must accompany detainee packet when detainee is turned in to BCCP**

# Timeline

- Battalions have 48 hours after capture to get detainees to BCCP
- Detainees can stay at BCCP up to 14 days. After 14 days, BG Ham must sign off on keeping detainee at BCCP. Bde conducts a review of packets NL T day 10 IOT determine if detainee should
  - Be released
  - Be turned over to Iraqi police
  - Be exploited for further intel
  - Be sent to CHA

all (b)(6) z

**- G3 OPS EOC Org Account**

**From:** [redacted] O MAJ 3/2 Infantry Brigade S5  
**Sent:** Friday, August 06, 2004 9:14 PM  
**To:** [redacted] MNB-N Provost Marshal  
**Subject:** Detention Policy

[redacted]

Reviewed the SOP -- the only reference I saw re juveniles is in the paragraph below:

6.a.9. "The safekeeping of juvenile's, a person under the age of 18, is not authorized without approval of the TFO PM or his/her representative. All juvenile detainees brought in alone will immediately be segregated from the general population. Those juveniles brought in with family members will be allowed to remain with the family member in general population."

Here's the concern: during the last operation in Tal Afar we killed a 15 year old who fired an RPG at the unit in contact. The three juveniles were captured in a house (also in Tal Afar) with older males who were planning operations against us. Given the circumstances surrounding the capture, and in light of unit actions over the past several days, the juveniles were just as suspect as the older males and the unit's judgement was sound by detaining the juveniles. Think the SOP's right on the money -- doesn't prohibit juvenile detention, and makes allowances for their safety through segregation. And in this particular case, the juveniles were certainly brought in for detention vice safekeeping.

Your thoughts?

[redacted]

MAJ [redacted]  
S5 / Brigade Provost Marshal 3/2 ID (SBCT)  
SIPR: [redacted]@sbct1.army.smil.mil  
NIPR: [redacted]@us.army.mil  
DNVT: 302  
CIV: [redacted]  
mIRC: ABCT\_S5

023102

W934 u

- G3 OPS EOC Org Account

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all (b)(6) 2

**From:** [REDACTED] LTC (MNB-N) C2 OIC  
**Sent:** Friday, April 23, 2004 11:00 PM  
**To:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** Detainee Updates

[REDACTED]

I think you saw from this morning's meeting re: detainees and the 14-day rule. What I need is detail on every guy over 14 days, and from here on out those who will bust the 14-day rule on a reason why they should remain detained, as BG Ham will require that before approval. The requests you've provided the past two days is what I need.

LTC [REDACTED]  
C2, MNB-N and TF Olympia  
Camp Freedom  
Mosul, Iraq  
DNVT: 522 [REDACTED]

023103

00934 V

- G3 OPS EOC Org Account

except as marked all (b)(6) z

From: [REDACTED] LTC 3/2 Infantry Brigade XO  
 Sent: Saturday, August 07, 2004 11:43 PM  
 To: [REDACTED] COL 3/2 Infantry Brigade CDR  
 Cc: [REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED] CPT 3/2 Infantry Brigade JAG; [REDACTED] MAJ 3/2 Infantry Brigade S5; [REDACTED] LTC 3/2 Infantry Brigade DCO  
 Subject: Followup to Detainee abuse investigation

Sir -  
two points about this investigation.

(b)(6)4

1. This is in fact a followup. Mr. [REDACTED] was one of the original group of detainees from the [REDACTED] e-mail. He has been in the US system. He was found at Bucca, and the MPs there conducting followup interview with him. This is the same investigatory chain that was initiated back in May. The fact that CID just got this info is a result of time-lag tracking the detainee down and getting him interviewed.

2. The change in status to "SSI reportable" reflects a bureaucratic change, and not a substantive one. When they relooked the case, it met their internal criteria, based on type of allegation alone, to be reportable.

VR<

-----Original Message-----

From: [REDACTED] COL 3/2 Infantry Brigade CDR  
 Sent: Saturday, August 07, 2004 12:27 PM  
 To: [REDACTED] MAJ 3/2 Infantry Brigade S2  
 Cc: [REDACTED] LTC 3/2 Infantry Brigade XO  
 Subject: FW: INITIAL 0093-04-CID389-80674 (CW4 [REDACTED] (b)(6)1)

Please let me know who detained this gentleman.  
Thanks,

-----Original Message-----

From: [REDACTED] CW3 CID SA, Forensic Science Officer (b)(6)1  
 Sent: Saturday, August 07, 2004 11:23 AM  
 To: [REDACTED] CW4 MNC-I Operations Officer; [REDACTED] COL Chief of Staff; [REDACTED] CW3 MNC-I 22ND MP BN/FSO; [REDACTED] USACRC (E-mail); [REDACTED] H. CW5; 'HOUSACIDC ATTN: CIOP-ZA (E-mail)'; [REDACTED] MNB-N Provost Marshal; [REDACTED] E-mail'; [REDACTED] MNB-N) SJA; [REDACTED] CPT 3/2 Infantry Brigade JAG; [REDACTED] CW2 MNC-I 22ND MP BN/Criminal Intel  
 Cc: [REDACTED] 30 MP Detach Asst. Ops NCOIC; [REDACTED] COL 3/2 Infantry Brigade CDR  
 Subject: RE: INITIAL 0093-04-CID389-80674 (CW4 ALLEN)

<< File: 2D Status 0068-04-CID389-80663.doc >>

v/r

[REDACTED]  
 CW3, MP  
 COMMANDING  
 75TH MP DET (CID)  
 MOSUL AIRFIELD  
 APO AE 09334

DNVT 302 [REDACTED]

023104

40934w

all (b)(6) z

- G3 OPS EOC Org Account

**From:** [REDACTED] COL 3/2 Infantry Brigade CDR  
**Sent:** Friday, August 13, 2004 9:57 PM  
**To:** [REDACTED] MAJ 3/2 Infantry Brigade S2; [REDACTED] LTC 3/2 Infantry Brigade XO;  
 [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] G 1LT 3/2 Infantry Brigade Assistant  
 Brigade Provost; [REDACTED] MAJ 3/2 Infantry Brigade S5 / Provost Marshal  
**Subject:** FW: Commander's Conference Slides

fyi

-----Original Message-----

**From:** Ham, Carter BG (MNB-N) CDR [mailto:[REDACTED]@tfo.c1.army.smil.mil]  
**Sent:** Friday, August 13, 2004 7:26 PM  
**To:** [REDACTED] MNB-N Provost Marshal [REDACTED] (E-mail) [REDACTED] LTC, MNB-N, SJA; [REDACTED] LTC  
 (MNB-N) C2 OIC; [REDACTED] (E-mail)  
**Subject:** FW: Commander's Conference Slides

-----Original Message-----

**From:** [REDACTED] (Maj. Gen.) MNF-I DCG-DO  
**Sent:** Friday, August 13, 2004 8:19 PM  
**To:** Batiste, John R. MG 1ID CG; Chiarelli, Peter W. MG; [REDACTED] @imefdm.usmc.smil.mil; Ham, Carter BG (MNB-N) CDR  
**Subject:** Commander's Conference Slides

Commanders -

Wanted to give you a copy of the update I give General Casey on detainee operations. Biggest change I have seen is the increase in the number we are interning for trials or because they are a threat - 30% in April, 70% in July. Great work by your folks and the legal teams. Iraqi legal system has taken a significant step forward and the CCCI is trying about 1 case each day.

v/r

[REDACTED]

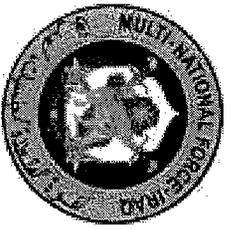
023105

W0934X



023106

**MULTI-NATIONAL FORCES - IRAQ  
DETAINEE OPERATIONS  
COMMANDER'S CONFERENCE  
UPDATE**



# MNF-I DETAINEE OPERATIONS



023107

## DETAINEE MISSION LAW UNSCR 1546:

- GRANTS MNF-I THE AUTHORITY TO USE ANY MEANS NECESSARY TO ENSURE THE SECURITY AND STABILITY OF IRAQ AT THE INVITATION OF ITS INTERIM GOVERNMENT.
- FULL RANGE OF CIVIL-MILITARY OPERATIONS AND AUTHORITIES LAID OUT IN THE FOURTH GENEVA CONVENTION APPLY TO MNFI DURING THE POST TRANSFER OF SOVEREIGNTY PERIOD.
- CONTINUING ABILITY AND RESPONSIBILITY TO CONDUCT DETAINEE OPERATIONS LAW THE FOURTH GENEVA CONVENTION.

**A PARTNERSHIP FOR A SAFER AND SECURE IRAQI SOCIETY**



# MNF-I PROTECTED PERSONS



023108

**SECURITY INTERNEES**  
5585

**SECURITY INTERNEES BEING ASSESSED**  
1119

**SECURITY INTERNEES ASSESSMENT COMPLETE**  
4465

**INTELLIGENCE EXPLOITATION**  
902

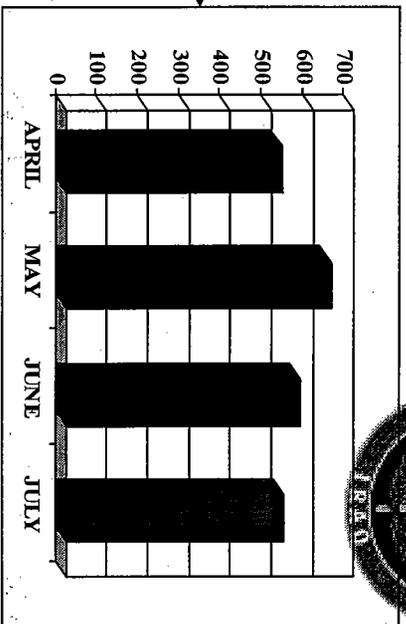
**SECURITY INTERNEES AVAILABLE FOR BOARD**  
217

**HVD/HVC**  
96

**INTERNEED**  
4369

- 448 MI HOLD
- 64 CID HOLD
- 390 INITIAL PROCESSING

- 698 TO CCCI
- 3671 DUE TO THREAT TO COALITION



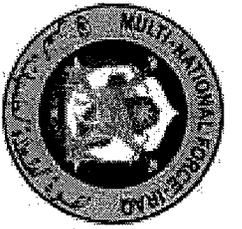
**CAMP POPULATION/CAPACITY**

ABU GHARAIB: 2480/3731  
 CAMP BUCCA: 2593/3600  
 CAMP CROPPER: 96/126  
 CORPS SPT HOSPITAL: 14

**PENDING RELEASES**

14-15 AUG - 113

# ...ACCOUNTING FOR ALL DETAINED PEOPLE

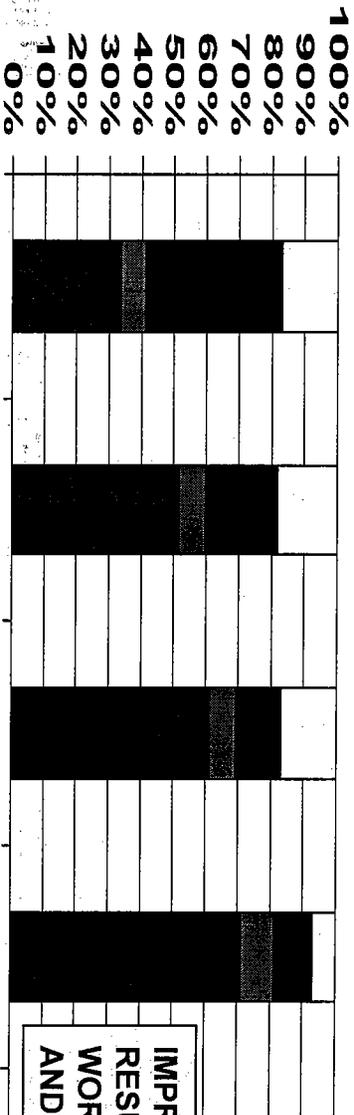


# SECURITY INTERNEES DISPOSITION OF DETAINEES BASED ON RISK



023109

SECURITY INTERNEE TOTAL POPULATION	
APRIL	8887
MAY	6870
JUNE	5772
JULY	5514



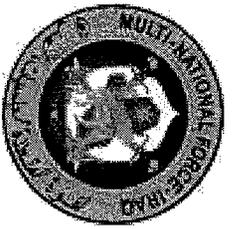
IMPROVEMENTS  
RESULT OF  
WORK BY DIV LDERS  
AND LEGAL TEAM

RELEASE	914	1042	1196	436
INTELLIGENCE EXPLOITATION	2315	1285	1036	766
INTERNED AS RISK	1855	2980	4399	4579
- CCCI REFERRAL	(401)	(459)	(567)	(625)

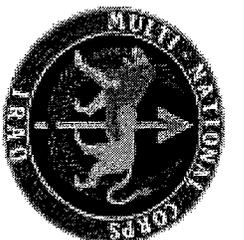
**EXTREME:** MURDER, FIRING ON COALITION, RECRUITER OF FOREIGN FIGHTERS, OR TERRORIST  
**HIGH:** FINANCING ATTACKS, IED/VBIED ACTIVITY, OR HIGH BATH PARTY AFFILIATION  
**MEDIUM:** LARGE WEAPONS CACHES, OR ANTI-COALITION ACTIVITY  
**LOW:** ILLEGAL POSSESSION OF SMALL ARMS AND ILLEGAL BORDER CROSSING

<u>INTERNEE RISK ASSESSMENT</u>	
<b>EXTREME</b>	<b>1,544</b>
<b>HIGH</b>	<b>829</b>
<b>MED</b>	<b>1,185</b>
<b>LOW</b>	<b>113</b>
<b>TOTAL</b>	<b>3,671</b>

**COMBINED REVIEW AND RELEASE BOARD WILL REVIEW EVERY 90 DAYS**



# REVIEW AND RELEASE BOARD



023110

## COMMANDER'S OPERATIONAL ASSESSMENTS OF RISK

	APRIL	MAY	JUNE	JULY
RELEASE RECOMMENDATIONS:	914	1042	750	252
CDR'S OBJECTIONS:	12	55 33	05	12
FINAL RESULTS:				
CONTINUE INTERMENT:	05	21	05	06
RETURN MI HOLD:	07	02	0	0
RELEASE:	0	10	0	06

PARTNERSHIP FOR DEMONSTRATING THE RULE OF LAW.

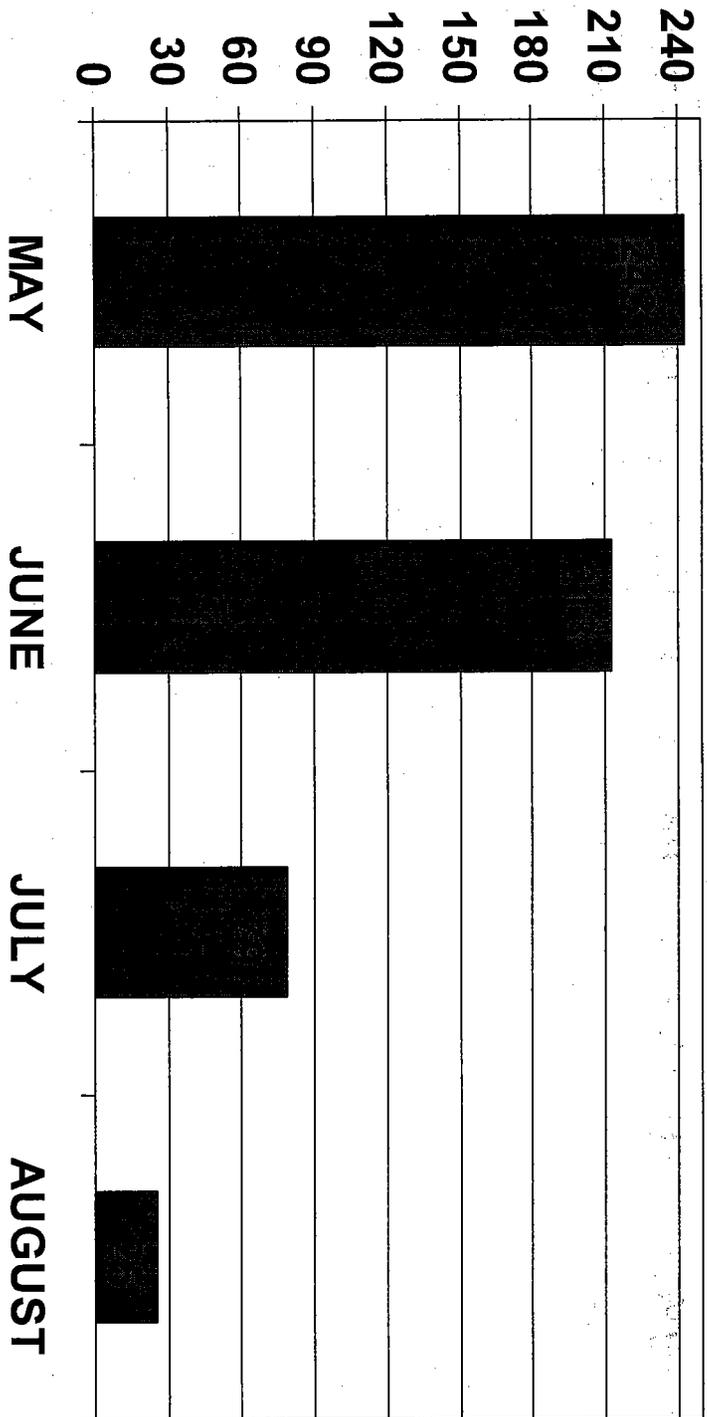


# MSC DETENTION FACILITIES LENGTH OF DETENTION



023111

**DETAINEES HELD AT MSC DETENTION FACILITY MORE THAN 14 DAYS**



**...RAPID TRANSFER LEADS TO IMPROVED INTELLIGENCE**



## COMBINED REVIEW AND RELEASE BOARD FIRST BOARD MEETING IS 14 AUGUST 2004



023112

- ✓ IIG PROVIDES 2 PRIMARY & 1 ALTERNATE MEMBER FROM EACH MINISTRY:

MINISTRY OF JUSTICE

MINISTRY OF INTERIOR

MINISTRY OF HUMAN RIGHTS

- ✓ MNF-I BOARD MEMBERS: 3 COLONELS (MP, MI, JAG)
- ✓ BOARD MEETS AT MOJ HEADQUARTERS
- ✓ ORIENTATION MEETING 14 AUG 04
- ✓ INTIAL BOARD MEETING 17 AUG 04

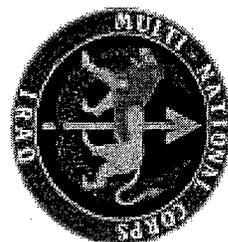
### COMBINED REVIEW AND RELEASE BOARD PROCEDURES

- PRIOR NOTIFICATION OF BOARD DOCKETS SENT TO MSCS
- REVIEW 100 SECURITY INTERNEES EACH SESSION
- BOARD CAN MAKE 3 RECOMMENDATIONS: RELEASE (CONDITIONAL/UNCONDITIONAL)  
CONTINUE INTERNMENT
- BOARD WILL REPORT ITS RECOMMENDATION TO DCG-D

... ***PARTNERSHIP FOR A SAFE AND SECURE IRAQ***



# REFERRAL TO IRAQI LEGAL SYSTEM



023113

- ✓ CENTRAL CRIMINAL COURT OF IRAQ,  
SLOWLY MATURING: AVERAGING 4 TRIALS  
A WEEK
- ✓ MNF-I AND JSLET LEGAL TEAMS  
PRODUCING QUALITY CASES FOR  
REFERRAL:
  - MURDER
  - IEDs
  - ANTI-IRAQI FORCE LEADERS
  - MAJOR ATTACKS ON U.S. FORCES

<b>TOTAL APR-JUL 04</b>
HEARINGS: 95
TRIALS: 37
DEFENDANTS 55
- CONVICTIONS: 50
- ACQUITTALS: 05

MAY	JUN	JUL	AUG
			25 (4)
		15	03
	16	15	49 (14)
	14		
02			
01	22		
04			

TRIALS 02  
 CONVICTIONS 01  
 HEARINGS 04

- QUALITY OF EVIDENCE
- IMPROVED CASE PACKETS
- CCCI JUDGES INTEGRATION

... IRAQI LEGAL LEADERSHIP SHAPING THE FUTURE



# THE WAY AHEAD...

... INCREASING THE MOMENTUM OF SUCCESS



023114

## **A PARTNERSHIP ... FOR A SAFE AND SECURE IRAQ**

JOINT DETAINEE COMMITTEE  
COMBINED IIG & MNF-I REVIEW AND RELEASE BOARD COMBINED

AUG 04

AUG 04

## **G DETENTION ... FOCUS AND SYNCHRONIZING DETAINEE OPERATIONS**

COMPLETE MODERNIZATION OF FACILITY  
TRANSITION TO IG CONTROL

NOV 04

JAN 05

## **G LEGAL ... IRAQI LEGAL LEADERSHIP SHAPING THE FUTURE**

STREAMLINE CCCI HEARING AND TRIALS  
VTC WITH REDEPLOYED WITNESS

AUG 04

SEP 04

... IIG AND MNF-I DETAINEE OPERATIONS BUILDING A  
BRIDGE FOR TOMORROW.

cell (b)(6) 2

**- G3 OPS EOC Org Account**

**From:** [REDACTED] COL 3/2 Infantry Brigade CDR  
**Sent:** Tuesday, May 04, 2004 10:41 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade DCO; [REDACTED] MAJ 3/2 Infantry Brigade  
[REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] LTC 3/2 Infantry Brigade  
DCO; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] MAJ 3/2  
Infantry Brigade Provost  
**Subject:** FW: DETAINEE STRATEGY

-----Original Message-----

**From:** Ham, Carter BG (MNB-N) CDR  
[mailto:[REDACTED]@tfo.cl.army.smil.mil]  
**Sent:** Monday, May 03, 2004 8:57 PM  
**To:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] (E-mail)  
**Cc:** [REDACTED] COL (MNB-N) Chief of Staff [REDACTED] (E-mail); [REDACTED] COL (MNB-N)  
DEF CMD [REDACTED] (E-mail); [REDACTED] COL [REDACTED] (E-mail); [REDACTED] LTC  
(MNB-N) SJA OIC  
**Subject:** FW: DETAINEE STRATEGY

> -----Original Message-----

> **From:** [REDACTED] COL CJTF7-CG XO  
> **Sent:** Monday, May 03, 2004 9:23 PM  
> **To:** Ham, Carter BG (MNB-N) CDR; [REDACTED]@lidgs.5sigcmd.army.smil.mil';  
> [REDACTED]@lcd.smil.mil'; [REDACTED]@lmardiv.usmc.smil.mil';  
> [REDACTED]@lmerom.usmc.smil.mil'; 'Conway LtGen James T'  
> **Cc:** Weber, Joseph F MG CJTF7-Chief of Staff; Miller, Geoffrey MG CJTF7 -  
> DCG(D)  
> **Subject:** DETAINEE STRATEGY

> Sir,  
> Below is an update on the way ahead for detainee operations.

> v/r  
> [REDACTED]

> -----Original Message-----

> **From:** Miller, Geoffrey MG CJTF7 - DCG(D)  
> **Sent:** Monday, May 03, 2004 7:53 AM  
> **To:** Sanchez, Ricardo LTG CJTF7-VCORPS CDR; Metz, Thomas F LTG -MNC-I CG;  
> Weber, Joseph F MG CJTF7-Chief of Staff  
> **Cc:** [REDACTED] COL CJTF7-CG XO  
> **Subject:** DETAINEE STRATEGY

> Commanders -  
> Wanted to provide you an update on where we are going on detainee  
> operations.  
>  
> The issues we discovered in our investigations and the media coverage of  
> the suspected detainee abuses requires us to clear the air for our leaders  
> and soldiers. I want us all to work this and reconfirm to our subordinate  
> leaders we are doing what is right. We have scheduled media/press visit  
> to Abu Ghayb for 5 May to update all on the changes we have put in place  
> and the way ahead for detainee operations.  
>  
> Geoff Miller is the lead for all detainee operations - detention,

023115

W0934g



02(5)(6)2

**- G3 OPS EOC Org Account**

**From:** [redacted] LTC 3/2 Infantry Brigade XO  
**Sent:** Thursday, April 22, 2004 8:36 AM  
**To:** [redacted] COL 3/2 Infantry Brigade CDR  
**Subject:** FW: Detainee Parole Concept

Sir-  
A burgeoning discussion on detainee ops. Here's what I sent to [redacted] I think we have yet to define the problem, and are on the verge of a bad solution and wasting a lot of staff time. I will continue to seek clarification as to what exactly TFO wants the focus of detainee ops to be - to me, it is keep bad guys off the street, and exploit for intelligence whatever we can. I think we demonstrably are fair - we "catch and release" a high percentage, and recommend release on a lot more. We are more than fair, and more than kind in our treatment. Given current manning levels, we turn these folks as fast as possible, I think. We will seek efficiencies, but this feels like a knee-jerk reaction to the perceptions of the people who he spends time with.

VR,  
[redacted]

-----Original Message-----  
**From:** [redacted] LTC 3/2 Infantry Brigade XO  
**Sent:** Thursday, April 22, 2004 5:29 PM  
**To:** [redacted] COL (MNB -N) DEP CDR; [redacted] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [redacted] LTC (MNB-N) Provost Marshal; [redacted] LTC (MNB-N) SJA OIC; [redacted] LTC (MNB-N) C2 OIC; [redacted]  
[redacted] MAJ 3/2 Infantry Brigade S3; [redacted] CW3 209MI; [redacted] LTC 3/2 Infantry Brigade XO; [redacted]  
**Subject:** MAJ 3/2 Infantry Brigade S2  
RE: Detainee Parole Concept

Sir-  
I guess we will need some kind of guidance on what it will take to solve the problem. There are three potential problem statements:

1. We hold detainees so long that there is no hope of getting actionable intelligence. Possible solutions: increase interrogator manning; make conditions less hospitable so lengthy stays are a deterrent
2. Local government perceives that we are holding detainees too long. Possible solutions: IO directed at local government, explaining who we hold and why; release detainees automatically at a certain time
3. We hold detainees longer than our higher headquarters permits. Possible solutions: release detainees automatically at a certain time; take fewer detainees in; increase interrogator manning

The only standard I am aware of is to hold detainees for no longer than 14 days. OK - but it often takes longer than that to conduct exploitation of the site they were detained at; it takes longer than that for an effective interrogation series; it takes longer than that to collate and pit detainees against each other. This is all true, especially given that the conditions we put these guys in is in compliance with Western norms. The risk we run, in reacting to the expressed concerns of the local government by changing the way we do business, rather than changing their perceptions, is we will be less effective in exploiting. We absolutely comply with humane standards of treatment; we are edging towards juridical rules of evidence as opposed to military detention; and now we are on the verge of changing our operations to mollify the local government, who are possibly responding to a well-conveived IO campaign from somewhere else. I think, before we change too much, that we should define the problem more clearly.

VR<  
[redacted]

-----Original Message-----  
**From:** [redacted] COL (MNB -N) DEP CDR  
**Sent:** Thursday, April 22, 2004 4:36 PM  
**To:** [redacted] MAJ 3/2 Infantry Brigade Provost  
**Cc:** [redacted] LTC (MNB-N) Provost Marshal; [redacted] LTC (MNB-N) SJA OIC; [redacted] LTC (MNB-N) C2 OIC; [redacted]  
[redacted] MAJ 3/2 Infantry Brigade S3; [redacted] CW3 209MI; [redacted] LTC 3/2 Infantry Brigade XO; [redacted]  
**Subject:** MAJ 3/2 Infantry Brigade S2  
RE: Detainee Parole Concept

023117

U09342

Importance: High

all (b)(6) z

A problem (maybe not 'the' problem) is the length of investigation coupled with inevitable release of a large percentage of our detainees because there isn't the evidence to support onward movement. This has a downstream effect of detainees in the EDF for extended periods, which is a HUGE friction point with the local government and populace. This isn't about capacity but about length of detention, diminishing returns of reinterrogation of detainees, and reducing friction within AO-N. The problem of extended stays and increasing irritation (and an exploitable issue) absolutely does exist.

COL [REDACTED]

-----Original Message-----

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Thursday, April 22, 2004 4:31 PM  
**To:** [REDACTED] COL (MNB-N) DEP CDR; [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] CW3 209MI; [REDACTED] LTC 3/2 Infantry Brigade XO; [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Subject:** RE: Detainee Parole Concept

Sir,

my question would be "why do we need to reduce the population?" Is there a problem with the number we have? Has guidance been put out as to what the right number is? If so, I believe the parole concept would complicate the process. It would require more manpower to move the detainee back and forth and require manpower to track where they are. Just seems like we are creating more work for a problem that I'm not sure exists. I might just be out of the loop on what the real problem is...

MAJ [REDACTED]  
MP Planner, 3/2 SBCT  
521-[REDACTED]  
[REDACTED]@sbct1.army.smil.mil

-----Original Message-----

**From:** K [REDACTED] COL (MNB-N) DEP CDR  
**Sent:** Thursday, April 22, 2004 3:17 PM  
**To:** [REDACTED] LTC (MNB-N) Provost Marshal; [REDACTED] LTC (MNB-N) SJA OIC; [REDACTED] LTC (MNB-N) C2 OIC; [REDACTED] MAJ 3/2 Infantry Brigade S3; [REDACTED] MAJ 3/2 Infantry Brigade Provost; [REDACTED] CW3 209MI  
**Subject:** Detainee Parole Concept  
**Importance:** High

ALCON--CG wants us to look at the potential for implementing a policy of offering parole to those detainees who fall between 'definitely send to Abu G.' and 'reinterrogate...' in order to reduce EDF population. He mentioned it to CW3 [REDACTED] today and he will look at it as well. Basically if we identify someone who fits this category we would make the offer pending identification of a guarantor, would have the individual sign a statement pledging no anti-coalition activities, and would immediately move that person out of the general prison population. What I need to know is if there is a reason we can't or shouldn't pursue this. Provide feedback NLT 25 Apr; we'll come together to make a recommendation to the CG after that. Objective is to move quick on this. Thanks,

COL [REDACTED]

COL [REDACTED]  
Deputy Cdr, TF Olympia  
MNB-N, OIF II  
DVTS 522 [REDACTED]

DNVT 302



(b)(6) 2

al (b)(6) z

- G3 OPS EOC Org Account

**From:** [redacted] LTC 3/2 Infantry Brigade DCO  
**Sent:** Saturday, June 19, 2004 6:39 AM  
**To:** [redacted] LTC 3/2 Infantry Brigade XO  
**Subject:** FW: Female Detainees

-----Original Message-----  
**From:** [redacted] LTC (MNB-N) C3  
**Sent:** Saturday, June 19, 2004 2:20 PM  
**To:** [redacted] LTC 3/2 Infantry Brigade DCO  
**Subject:** RE: Female Detainees

[redacted] CG wants the husband. There is some concern regarding potential negative IO impact of Kurdish women being detained and then being turned over to the police. My opinion is you turn them over to the police - but our PM says they don't arrest women...? Not sure whether or not that is true. Sorry I can't be of more help.

-----Original Message-----  
**From:** [redacted] LTC 3/2 Infantry Brigade DCO  
**Sent:** Saturday, June 19, 2004 2:02 PM  
**To:** [redacted] LTC (MNB-N) C3  
**Subject:** RE: Female Detainees

As each day goes by, I get more input that these gals have some info and/or will result in getting the husband. My gut feel is that there could be some IO pushback, but haven't been feeling any. When we do release, we will release only to the IZPs. These ladies fought back extremely hard during the original detention. They have shown indications of deceit and misinformation. I will make these individuals a priority, for intel gathering. We are continuing to develop the release packet, but I haven't seen it yet. Just wanted to get an azimuth check from your foxhole at this point.

-----Original Message-----  
**From:** [redacted] LTC (MNB-N) C3  
**Sent:** Thursday, June 17, 2004 5:12 PM  
**To:** [redacted]  
**Cc:** [redacted]  
**Subject:** FW: Female Detainees

[redacted] What are you guys doing to try to get the husband - have you tacked a note on the door and challenged him to come get his wife?...or something more sophisticated I suspect from the "not necessarily the cool guys, but the guys with the cool stuff."?

[redacted] How did [redacted] do in the interview? You gonna take him? By the way, MAJ [redacted] will be to you in about 1 week. Thanks.

023120  
u0934 ac

all (b)(6) z

-----Original Message-----

**From:** [REDACTED] LTC (MNB-N) Provost Marshal  
**Sent:** Thursday, June 17, 2004 5:09 PM  
**To:** [REDACTED] COL (MNB -N) DEP CDR; [REDACTED] COL Chief of Staff; [REDACTED] LTC (MNB-N) C3  
**Subject:** Female Detainees

**Sir - the MOJ rep will house the female detainees as long as they are charged by the Iraqi Police.**

**They will not house the detainees for us without charges pending by the police and a judge.**

[REDACTED]  
**LTC, MP**  
**MND-N Provost Marshal/Security Forces OIC**  
**DNVT 522 [REDACTED]**

**- G3 OPS EOC Org Account**

*except as noted all (b)(6)z*

**From:** [REDACTED] MAJ 3/2 Infantry Brigade S2  
**Sent:** Sunday, May 09, 2004 3:01 AM  
**To:** [REDACTED] COL 3/2 Infantry Brigade CDR  
**Cc:** [REDACTED] LTC 3/2 Infantry Brigade XO [REDACTED] MAJ 3/2 Infantry Brigade S3  
**Subject:** FW: MG Miller Visit

CPT [REDACTED]  
thankx for the rapid response.

*(b)(2)z*

Sir - In addition, the Mobile interrogation team (MIT) we received around [REDACTED] time, was just pulled from us. To mitigate the [REDACTED] person team being pulled from us - we are pushing the 2 x ex 97Es from the civilian HUMINT Support Teams which came to us a couple of weeks ago and putting them at the cage. They can conduct screening of detainees in order to provide more focus time on the detainees of intel value. may have to relook the 24 hour ops we are currently sustaining

respectfully,  
maj [REDACTED]

-----Original Message-----

**From:** [REDACTED]@us.army.smil.mil  
**[mailto:** [REDACTED]@us.army.smil.mil]  
**Sent:** Sunday, May 09, 2004 1:44 AM  
**To:** [REDACTED]@sbctl.army.smil.mil  
**Cc:** [REDACTED]@sbctl.army.smil.mil  
**Subject:** MG Miller Visit

[REDACTED]  
Just had visit by MG Miller. He stayed about 15 min. Summary of his visit as follows:

1. Didn't ask any questions about interrogation opns.
2. The 14 day standard is theater-wide and non-negotiable except for issues involving transportation of detainees
3. They are reorganizing operations at the JIDC so we will have DS interrogators there working on our detainees to extract the info we specifically request
4. There is an overall shortage of interrogators. Don't expect a MIT unless there's an operation that warrants us getting plussed up. If they give to us they take away from someone else
5. Didn't address any of the issues stemming from Abu G. or question us about our tactics here
6. Told us we were good leaders and we had a fine facility
7. It was a true "check the block" visit - absolutely worthless
8. I didn't get a coin - he probably doesn't have one

023122  
U093466

aw (b)(6) z

**- G3 OPS EOC Org Account**

---

**From:** [REDACTED] MAJ 3/2 Infantry Brigade Provost  
**Sent:** Thursday, June 17, 2004 8:50 AM  
**To:** [REDACTED] LTC 3/2 Infantry Brigade XO  
**Subject:** FW: MNB N (EDF) Detainee SOP



MNB N (EDF)  
DetaineeSOP.doc

as requested sir.

MAJ [REDACTED]  
MP Planner, 3/2 SBCT  
521 [REDACTED]  
[REDACTED]@sbctl.army.smil.mil

-----Original Message-----

**From:** [REDACTED] D. SFC 3/2 Infantry Brigade MSC  
**Sent:** Thursday, June 17, 2004 7:44 PM  
**To:** [REDACTED] 3/2 Infantry Brigade Provost  
**Subject:** MNB N (EDF) Detainee SOP

MNB N (EDF) Detainee SOP



REPLY TO  
ATTENTION OF:

DEPARTMENT OF THE ARMY  
HEADQUARTERS, MNB-NORTH  
OFFICE OF THE PROVOST MARSHAL  
CAMP FREEDOM, MOSUL, IRAQ

AFZB-GT-PM

27 January 2004

MEMORANDUM FOR RECORD

SUBJECT: Standard Operating Procedures for all MNB-N Detainee Collection Points

1. REFERENCES

- a. AR 190-8
- b. FM 3-19.40
- c. FM 22-6
- d. Geneva Conventions, 12 August 1949 (GPW, GWS[SEA], GC), 1951 and 1967 concerning Refugees
- e. CJTF-7 Frago

2. OVERVIEW

The purpose of this memorandum is to standardize the operations of the MNB-N Detainee Collection Points and provide guidance for the handling of detainees. All MSCs operating holding areas in their area of operations will follow this SOP. The size of the facility is based on the number of prisoners being detained. It may be a room or a tent, as long as it provides shelter equal to that offered to other soldiers in the combat zone. The physical criteria for permanent and temporary structures are the same - use existing structures if possible. Otherwise, use tents. Field-expedient facilities must be approved and periodically inspected by a medical corps officer or a designated representative. All individuals that are captured and detained in the MNB-N AOR are transported to the DCP (Detainee Collection Point) for final disposition. Detainees are transferred to the DCP no later than [REDACTED] days from the date of capture. Disposition of detainees who are held within the MNB-N Detainee collection point that are not released or transferred (Corps Holding area or in to Iraqi Judicial System) within fourteen days are determined by a MNB-N Administrative Review Board (Annex A). Individuals include criminals, soldiers, terrorists, government officials, and anyone else who disrupts Coalition Forces' operations, poses a threat to U.S. soldiers, or has information of the same; and anyone who was actively engaged in and supported the removed regime. U.S. military prisoners may at times be detained in the facility. This SOP covers some of the basic internal procedures for operating the collection point.

b(7)(E)

023124

3. GUARD FORCE

- a. Guard Force members must understand that inhumane treatment, even if committed under the stress of combat and with deep provocation, is a serious offense and is a punishable violation under National law, International law, and the UCMJ. All classes of detainees must be protected against violence, insults, public curiosity, and reprisals.
- b. At a minimum, the guard force receives training on the following topics prior to assuming duties as a member of the guard force:
  - 1) Principles and Laws of Land Warfare
  - 2) Use of Force
  - 3) Rules of Engagement (During Hostilities and Post Hostilities)
  - 4) Cultural Customs and Habits
  - 5) Unarmed Self-Defense Techniques
  - 6) Basic Local Language (Basic Commands)
  - 7) Searching Techniques
  - 8) Non-Lethal Weapons/Equipment
  - 9) Riot Control
  - 10) First Aid
  - 11) Individual Weapons Training/Qualification
  - 12) Display Understanding of this SOP
  - 13) General Orders (FM 22-6)
- c. Composition and Responsibilities: DCP – One (1) MP Platoon is assigned to support DCP operations. One (1) Squad (minimum manning is seven (7) MP) performs duties at the DCP during an eight (8) hour shift. Remaining Squads are either down or serving as Standby Guards in the event of contingency operations (e.g. increased threat posture, jump DCP, NBC attack, prisoner escort, etc.).
  - 1) Internal:
    - Sally Port – exercises control by preventing escape and the introduction of weapons and contraband
    - Search Teams – conduct searches of individuals being detained. Determines

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classification of property

- Receiving and Processing – Completes appropriate documentation (DD FM 2745, DD FM 2708, DA FM 4137, etc.).
- Escorts – provides safe transit of EPW/CI.
- Facility Gates – provides access control

### 2) External:

- Towers – prevent escape and report unauthorized/suspicious activity
- Transfer Area – monitors transfer of custody procedures
- Perimeter – monitors internal activities and prevents escape
- Walking Patrol – supplement perimeter security during inclement weather and electrical power failure.

**WARNING:** MPs must be vigilant and maintain situational awareness at all times. The use of diversionary tactics to affect escape is a common tactic employed by Prisoners/Detainees. Prisoners/Detainees are not allowed to speak or otherwise signal one another. Gags may be applied until behavior conforms to established standards (extreme care must be taken not to cause physical harm).

**NOTE:** Manpower shortages may require the combination of the above duties and responsibilities (e.g. combining search teams and receiving/processing teams); however, the responsibilities outlined do not change and are to be adhered to.

- d. Administrative. Holding Area OICs/NCOIC maintains a journal during their shift and review the journal with the oncoming NCOIC at the end of the shift. Any entries made in the pass on book are annotated on a DA Form 1594. All visitors to the facility are to be logged in.

### e. Equipment:

- 1) MP and any augmentee guards report to shift with Kevlar, LBV, IBAS, Gloves, Flexi-Cuffs and required rations. Guards in the inner areas of the facility keep their equipment in a designated area readily available to them. **NO WEAPONS ARE ALLOWED INTO THE HOLDING AREAS!** Guards on the exterior of the wire and/or in the towers have their weapons on them at all times in an ██████ status, providing over-watch to the interior guards. b(2)(3)

- 2) Losses or shortages of equipment that occur during a shift are logged on the DA Form 1594 and the OIC and NCOIC are notified immediately.

### f. Guard Force Commanders (GFC) during each shift:

- 1) Conduct head count at the beginning and end of each shift and when detainees are brought in or taken out.
- 2) Conduct a “shake down” and walk the ground checking for glass, gaps in c-wire, trash, and any possible security breaches.

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- 3) Conduct health and welfare inspections at least once every eight hours.
- 4) Log all relevant information in the journal to include, but should not be limited to:
  - Sick call and medication times
  - Detainees' who are taken outside the wire for any reason
  - Water and meal times
  - Detainees' who failed to follow the rules and the action taken
  - Detainee interrogation by CI/MI (EPW Tag #)
  - Any refusal by a prisoner of food, water, or medical attention and reason
  - Any significant events
  - Shortages of equipment
- 5) Check on personnel in collection point and towers once every hour.
- 6) Brief incoming GFC on changes in the pass on book and all significant actions or events during shift.
- 7) Guard Force Commanders notify the OIC/ NCOIC immediately of the following:
  - A problem with the headcount and actions taken to fix it
  - A significant event in the compound such as riots or disturbances
  - Excessive amounts of money or equipment being turned over on 4137's
  - Any use of force
  - Any punishments given to a detainee
  - Any medical issues or emergencies
  - Any un-authorized personnel who enter the compound. Authorized persons include the following personnel:
    - ✓ Military Police
    - ✓ Medics
    - ✓ Assigned Augmentees'
    - ✓ MI and CI
    - ✓ Any other personnel granted authorization by the OIC/ NCOIC
    - ✓ The only authorized lethal weapons in the wire are located at the guard towers.

4. ADMINISTRATIVE OPERATIONS

- a. In-processing:
  - 1) Company Operations is notified immediately of new arrivals.
  - 2) GFC, OIC, or NCOIC screens packets for any discrepancies and categorizes the detainees.

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- 3) Prior to accepting any "Ghosts" into the facility, the TFO PM will be notified immediately for prior approval before processing them into the DCP.
- 4) If a detainee is brought to the DCP and is injured and must be sent to the CSH for medial attention. It is the **CAPTURING** unit's responsibility to guard the prisoner. The MPs are only responsible for Detainees after they have been processed into the facility.
- 5) Once the coalition packet is screened, it is handed off to GFC for in processing. The capturing or transporting unit is not allowed to bring prisoners past dismount point until packets are screened and the GFC is ready for processing. Units need to ensure that the packets are complete to standard at the unit level before transporting to the DCP. Prior to processing detainees into the DCP, MP must ensure that THT assets have conducted and documented prescreening of all detainees. Prescreening assists in expediting the legal process ISO normalizing the judiciary system by placing criminals in the custody of local authorities for final adjudication. MPs **DO NOT** accept detainees without proper documentation. Proper documentation includes, but is not limited to:
  - MI/CI screening dossiers
  - Capture tags accompanied by appropriate witness statements detailing the circumstances of detention.
  - Locally authorized apprehension form accompanied by witness statements (DA Form 2823 – Sworn Statement) detailing the circumstances of detention. DA Form 4137, showing proper chain of custody, must accompany all seized property.
  - Once GFC is ready, the capturing unit escorts prisoners and their property to the inner processing area. Property is received and signed for on a DA 4137. High value property is signed for by the OIC and placed in the safe or other securable area.

NOTE: An inventory shall be conducted by a disinterested officer each month. Inspector validates possession of all items and money listed on each detainees DA Fm 4137.

- 6) The detainee is taken by the GFC and searched. [REDACTED]
- 7) Detainees change in to jumpsuit or coveralls when available. Detainee clothing and property is marked by detainee number and maintained in the evidence/property CONNEX.
- 8) The facility will be divided into two areas as mission allows. The left two cages (1&2) will be set-aside for BN / BDE holding areas for 3/2 Stryker BDE. No Detainee will move to cage 3&4 until after the BN / BDE has completed their process. **The 3/2 BDE Commander only has the authority to affect release of**

b(7)(E)

**those detainees on the BN/BDE side! DON'T get confused here! Once the detainee is on the right side cages 3&4 (DCP) they belong to MNB-N PM for disposition. THE MNB-N PROVOST MARSHAL OWNS THE ENTIRE FACILITY. (Any questions direct immediately to TFO PM, DNVT 522-9774)**

- 9) Detainees are categorized and segregated within the following categories:
- **Category A** = Consists of civilian non-combatants whose names are contained on the "Black List"; Who are the subject of any warrants the subject of any warrants, orders or indictments issued the United States or any International Tribunal; Who are suspected of a violation of the Law of War; Or who are members of the following international terrorist organizations, or an groups/cells/Facilities associated therewith: Al Quida, Ansar Islam (AI), Taliban, Asbat Al-Ansar, Egyptian Islamic Group (AKA Gammaat Al-Islamiyya), Hamas, Hizballah/Islamic Jihad Organization, Al Aqsa Martyrs Brigade, Harakat Ul Mujahidin, Lashkar E Tayyiba, Palestinian Islamic Hihad, Egyptian Islamic Jihad, Hemaah Islamiyah, and the Islamic Movement of Uzbekistan.
  - **Category B** = Consists of civilian non-combatants who pose a serious threat to U.S. Forces, other protected persons, key facilities, or property designated mission-essential by the CG; Obstruct the progress of coalition forces whether by demonstration, riot or other means; Enter or attempt to enter, without authority, any area controlled by coalition forces; Commit or attempt to any of the following criminal offenses: Assault upon any member of coalition forces; murder, Rape, Kidnapping, Arson, Aggravated Assault; Any crime involving a suspect who has been previously detained by V Corps; Any crime in which a weapon was used in the commission of the crime, and/or any other serious criminal conduct, including aiding or abetting those who commit the above listed offenses, or conspiring to commit the above listed offenses.
  - **Category C** = Consists of civilian non-combatants who steal or loot or attempt to steal or loot coalition or protected property, commit or attempt to commit any of the following offenses: Burglary, Housebreaking, Larceny, Looting, Driving under the influence of alcohol or drugs, Prostitution, Destruction of property, Simple Assault, Harassment, Use or possess illegal drugs, Possess stolen property, Commit or attempt to commit auto theft, carjacking, including aiding or abetting.
  - **Category D** = Consists of civilian non-combatants who have valuable intelligence information important to mission accomplishment. This category also includes personnel who, through non-violent means, obstruct or attempt to obstruct military operations, commit curfew violations, are drunk and disorderly, commit traffic violations, and/or commit any offense in violation of administration orders.
- 10) All female detainees are to be kept isolated from male detainees and a female guard should be available when possible. Male soldiers search female detainees as a last resort. All High Value Detainees (HVD) are transferred to the Corps Holding

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Area (CHA) immediately.

11) All juvenile detainees who are brought in alone will be immediately be segregated from the general population. Those juveniles brought in with family members will be allowed to remain with the family member in General population.



b (7)(E), (F)

13) A detainee packet is created, which includes a DA Form 1594 detailing any disciplinary actions, a DA Form 4137, any biographical information on the detainee, and sworn statements (DA Form 2823) from capturing units. Sworn statements from the capturing unit or individual must be concise describing the incident that led to and the actions taken during capture- include the who did what, where, and how. The sworn statement is particularly important when/if the detainee is transferred in to the Iraqi Judicial system and must describe the elements of the crime (FRAGO 91 to OPORD 20-04).

14) Detainees are briefed on collection point rules and actions they should/may take to protect themselves in the event of an attack.

b. Medical:

- 1) All detainees are screened for evident wound/injury during in processing to the collection point. Detainees at the DCP are screened by medics or Preventive Med representative within 24 hours of in processing.
- 2) Civilians (detainee or victim) transported to the Aid Station or CSH are guarded by transporting or capturing unit. MPs assume guard duty at the Aid Station or CSH only after individual is processed into the collection point. i.e; applicable paperwork (reference paragraph 4. a. 3) above).
- 3) Arriving detainees with medical conditions stay with the capturing unit and are not signed for until a final determination is made regarding their status, which is determined by qualified medical personnel located at the Aid Station or CSH.
- 4) Detainees properly inprocessed into the collection point that require medical attention are transported and guarded by MP.

c. Out-processing:

- 1) DCP. Detainees denied release by a BCT receive processing through the MNB-N Administrative Review Board.
- 2) GFC ensures that the detainees and their property are accounted for and verified. The DA Form 4137 and DD Form 2708 are completed prior to the detainee(s) being

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released.

- 3) No other movements take place within the facility during out-processing; to include the receiving of any new detainees.
  - 4) Individuals to be forwarded to the CHA, Iraqi police or released shall be moved out to an outside or separate holding area/tent.
  - 5) GFC checks and re-checks badge numbers and the detainee(s) photo to verify that the correct detainee(s) are being transported.
  - 6) Detainees that are being transferred and transported by truck are zip tied and are blindfolded (cravat, sand bag or other expedient method).
  - 7) Detainees who are being released are transported to Mosul Police Hqs and released. The intent is to release in a public location near phones and civilian transportation.
  - 8) All property and personnel shall be released on DD Form 2708.
  - 9) One MP with weapon shall ride in the back of each truck with detainees to their final destination.
  - 10) An entry is annotated in the journal stating the time the vehicle/convoy departed the facility. Company operations are notified, who then notifies TFO PM. The detainee register is updated by NCOIC of DCP.
  - 11) Detainees who are to be released as part of the Conditional Release Program (Guarantor) will be processed for release in the following manner: TFO PM notifies DCP Mps that the following detainee will be released to a guarantor at prescribed time. The Guarantor will then show up at front gate with all necessary documentation that reflect the detainee's name and the Guarantor's name. MPs will effect the release by taking the Detainee with all his property to the front gate. The MPs will verify paperwork from Guarantor; have guarantor sign DCP paperwork and the release will take place. The MPs will retain all paperwork to be filed at the DCP. ***Any question at all on this process will be directed immediately to TFO PM Cell.*** Once Guarantors have been released you will immediately notify the PM cell of the release.
- d. **Out-processing - Iraqi Judicial System.** In order to facilitate the transfer of detainees from the DCP to the Iraqi Police with the proper documentation, PM shall implement a police report to ensure the judicial system has the necessary documentation necessary to successfully adjudicate. In addition to the out-processing measures listed above, the following additional measures shall be accomplished for detainees being transferred and introduced in to the Iraqi Judicial system:
- 1) Detainees designated for transfer to Iraqi Police shall have a police report (DA Fm

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3975) completed in English and Arabic. Interpreter completes the Arabic form. Arabic version is Annex B.

- 2) Statement of detainee's physical condition is annotated in the "synopsis" portion of both police forms (I.E. Health: Poor, Good, Fair, explain condition other than Good). Again, interpreter ensures that the statement of health is annotated on the Arabic form.
- 3) Ensure that all evidence is tagged and transferred with appropriate custody documents for each detainee.
- 4) All **CRIMINAL DETAINEES** shall have a completed police report prior to being transferred to Iraqi Police control. The police report IS NOT completed for security detainees.
- 5) A copy of the English police report and the original detainee packet is maintained on file at the PMO.
- 6) The Arabic version of the police report is turned over to Iraqi Police for each criminal detainee transferred to the Iraqi Police.
- 7) Ensure that IP receiving clerk signs for detainees on a release form (DD Fm 2708). Signed release form is placed in completed detainee packet prior to delivery to the PMO.

e. Logistics:

- 1) The NCOIC of the Collection Point is responsible for logistics. Logistic oversight of the DCP is provided by the First Sergeant of the unit performing the mission.
- 2) Detainees shall be used to load and down load rations, conduct police call, remove human waste, and any other details necessary for the upkeep and maintenance of the facility.
- 3) Rations for the detainees are based off the ration allowances and type available for the U.S. Soldiers.
- 4) When MRE's are provided in lieu of hot rations, they shall be broken down before being received by detainees. The heaters, matches, and tabasco sauce are removed from each MRE. Religious customs are taken into consideration when distributing meals.



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- 6) Soap is distributed evenly among detainees and hygiene kits are distributed when available.
- 7) Maintenance procedures are as follows: The NCOIC of the DCP initiates this process by filling out the work order form. The work order is sent to the Mayors cell for action. It is the NCOIC responsibility to follow up and ensure that the work is being completed in a timely manner. (Daily or Weekly follow-ups). If the work order is not taken care of in a timely manner you will immediately notify TFO PM for resolution. A Work Order logbook will be kept to track the actions.

f. Medical Operations

- 1) The Macs on call Medic is notified of all medical issues regarding detainees and U.S. Soldiers. Notification includes the initial assessment of the situation, detainee(s) identification number and the action(s) taken.
- 2) If injury or illness is severe enough, a medic and an armed MP escort the detainee to the Aid Station. If the situation requires a MEDEVAC to a CSH, one MP to one detainee ratio is required for the MEDEVAC. The MP stays with the detainee until relieved or until the detainee returns to DCP. The OIC or NCOIC shall call the PMO Operations with an update on the detainee medical situation.
- 3) Medics are the only persons authorized to administer medication(s) to detainees; not US military police soldiers.
- 4) Medical logs are maintained in the detainee's folder.
- 5) Any medical action(s) taken with the detainee are logged in the daily journal. Any refusal of medical care or medications by a detainee is also annotated.
- 6) TFO PM is notified on all medical treatment received by the detainee(s).

g. Death of a Detainee

- 1) Initial notifications begin, upon discovery of the body. The on-duty NCOIC immediately notifies the TFO Provost Marshal. The [REDACTED] and Mortuary Affairs are notified by the TFO Provost Marshal. CIC
- 2) A doctor must confirm the death and record approximate time of death. The body must be removed immediately upon examination from the DCP and placed in an area out of sight of both detainees and US Forces. Contact Mortuary Affairs for temporary storage and transport of the body. The detaining authorities shall ensure that prisoners of war or detainee who have died in captivity are transferred to their families, morgue, hospital or a facility that can properly dispose of the body.
- 3) Every death or serious injury of a prisoner of war or detainee caused or suspected to

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have been caused by a sentry, another prisoner of war or detainee, or any other person, as well as any death the cause of which is unknown, shall be immediately followed by an official inquiry by CID as well as a 15-6 investigation. A medical doctor must conduct the 15-6 investigation.

- 4) Statements shall be taken from witnesses on a DA Form 2823 – Sworn Statement, specifically from those who are prisoners of war or detainees, and a report including such statements shall be forwarded to CID.
- 5) If the inquiry indicates guilt of one or more persons, the MNB-N PM shall recommend measures for the prosecution of the person or persons responsible to host nation.

### 5. DISCIPLINE AND SECURITY

#### a. The following acts **ARE NOT** be permitted at the Holding Areas:

- 1) Fraternalization between detainees and U.S. military or civilian personnel. Fraternalization includes but is not limited to improper or intimate communications or actions between U.S. Armed Forces and the detainees.
- 2) Donating or receiving gifts or engaging in any commercial activity between persons in U.S. custody and U.S. personnel.
- 3) Disciplinary powers are not delegated to or exercised by detainees. Detainees shall not administer punishments.
- 4) The following notice (in English and Arabic) shall be posted at highly visible areas of the compound:

*“A detainee who feels that their lives are in danger or that they may suffer physical injury at the hands of other detainees will immediately report the fact personally to a U.S. military guard. From that time on the Officer-In-Charge will assure adequate protection to the detainee by segregation, transfer, or other means. Detainees who mistreat other detainees will be punished.”*

#### b. Security guidelines outlined below concern the custody and use of detainees.

- 1) Detainees on work details are guarded as required to provide security and prevent escape.
- 2) One MP with baton escorts between 1 and 5 detainees in the wire. The MP walks in the rear to have a clear view of detainees. When escorting between 5 and 10, two MP guards provide security (one in front and one in the rear).
- 3) The ratio in the wire is one MP for every five detainees ( 1:5, 2:10, 3:15 etc.). GFC

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informs the OIC or NCOIC if extra personnel are needed.

c. Preventing Escape:

- 1) The levels of force utilized during DCP operations are as follows:
  - Verbal Persuasion/Warning
  - Unarmed self-defense techniques
  - MWD
  - Show of force
  - Deadly force
- 2) GFC will shall ensure that each detainee understands the meaning of the word "Halt" (Arabic: OGOFF). If a detainee attempts escape, the guard shouts "halt" twice, thereafter the guard uses the least amount of force necessary to halt the detainee. If there is no other effective means of preventing escape, deadly force may be used.
- 3) In an attempted escape from a fence enclosure, a detainee is not fired upon unless they clear the outside fence or attempt to put themselves into a situation where they can use deadly force (i.e; attempted use of a weapon).

d. Security of detention facility.

- 1) The NCOIC handles all logistical materials in and around the camp.
- 2) The NCOIC ensures that there is adequate C-wire around the camp and that there are no gaps in C-wire.
- 3) The NCOIC ensures that the camp is sufficiently lit during hours of darkness so the guards can see any escape attempt.
- 4) The GFC ensures the following security measure are met at all times:
  - One MP or augmentee guard is stationary at all times at the front entrance.
  - When detainees are in the holding cell, GFC ensures that there is a guard located where he/she has a clear view of every detainee in the cell.
  - The GFC ensures that there is a guard that remains stationary at all times to cover down when necessary.
  - The GFC ensures that the guards who are stationed in towers are alert and maintain "eyes on" the DCP. Tower guards shall be rotated on a constant basis to ensure attentiveness throughout each shift.
  - If these requirements cannot be met due to personnel strength, the GFC shall immediately notify the OIC.

e. General provisions common to disciplinary and judicial punishments:

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- 1) If general laws, regulations, or orders declare acts committed by the Detainee to be punishable, whereas the same acts are not punishable when committed by persons who are not interned, these acts will only entail disciplinary punishment.
- 2) Punishment will not be inhumane, brutal, or dangerous to the health of the Detainee. The age, sex, and state of health of the Detainee will be considered.
- 3) Disciplinary punishments may be ordered by the OIC or NCOIC.

6. Proponent for this SOP is the MNB-N Provost Marshal Sergeant Major, MSG [REDACTED]

(b)(6) 2

[REDACTED]  
LTC, MP  
Provost Marshal