

Add-on
101st ABN DIV

AFZB-IG

15 SEP 03

MEMORANDUM FOR CDR, 101st ABN DIV (AASLT)

SUBJECT: Assessment of Division and Forward Collection Points

1. **PURPOSE.** To evaluate the process of detainee operations in the Division to ensure compliance with appropriate regulations and laws.
2. **SCOPE.** The Inspector General (IG) inspected the Division Central Collection Point (DCCP) as well as all three of the Brigade Combat Teams' Forward Collection Points (FCP). The IG also assessed the process for the tracking, reporting, and disposition of detainees in the Division.
3. **FOCUS.** Special Inspection.
4. **REFERENCES.**
 - a. AR 190-8, *Enemy Prisoner of War, Retained Personnel, Civilian Internees, and Other Detainees*, 1 OCT 97.
 - b. FM 3-19.40, *Military Police Internment/Resettlement Operations*, AUG 2001.
 - c. FM 27-10, *The Law of Land Warfare*, JUL 1956, with Change 1, JUL 1976.
 - d. FM 21-10, *Field Hygiene and Sanitation*, JUN 2000.
 - e. FM 4-25.12, *Unit Field Sanitation Team*, JAN 2002.
 - f. FRAGOs 209, 234, 415, and 519 to CJTF-7 OPORD 03-036.
 - g. FRAGOs 091, 129, 162, 200 to 101st ABN DIV OPORD 20-04 (Eagle Victory).
5. **OBJECTIVE #1.** Determine if handling and treatment of EPWs/detainees is reasonably adequate for up to 21 days of detention (or maximum amount of days the detainees are held in a particular facility). Sub-Objectives:
 - 1.1. Assess medical and sanitation conditions for the collection facilities.
 - 1.2. Assess facilities for sufficient protection from the elements.
 - 1.3. Assess accommodations for religious practices.
 - 1.4. Assess response plans for family inquiries.
 - 1.5. Assess treatment of detainees.

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SUBJECT: Assessment of Division and Forward Collection Points

4. **OBJECTIVE #2.** Determine if protection and security is sufficient for a Division Central Collection Point (DCCP) or Forward Collection Point (FCP) IAW FM 3-19.40. Sub-Objectives:

- 2.1. Assess security measures.
- 2.2. Assess segregation of detainees.
- 2.3. Assess safeguarding of detainees.
- 2.3. Assess training of guard forces.

5. **OBJECTIVE #3.** Determine the efficiency of the accountability, reporting, tracking and disposition of EPW/detainees. Sub-Objectives:

- 3.1. Assess initial processing and reporting of detainees.
- 3.2. Assess decision support criteria for disposition of detainees.

6. **OVERALL ASSESSMENT.** The DCCP and the three FCP's are accomplishing their mission and providing at least the minimum requirements for humanitarian care and treatment in accordance with Army regulations and policies and international treaties and conventions. However, we need more emphasis on medical and sanitation considerations in the collection points, and in some cases we need to reduce the time detainees are held in the collection points. **The detailed findings and recommendations are enclosed.**

7. POC is the undersigned at DNVT (b)(6)-2 & (b)(7)(C)-2

8. Air Assault!

Encl

(b)(7)(C)

MAJ, IG
Inspector General

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Results of IG Assessment of DCCP/FCP Operations

1. PREFACE.

a. FM 3-19.40, Chapter 3, describes Collection Points (CP) as *temporary areas designed to hold captives until they are removed from the battlefield. Forward CPs [FCP] are positioned as far forward as possible to accept captives from maneuver elements. Central CPs [or DCCP] accept captives from forward CP's and local units.*

b. (b)(3) [REDACTED]
(b)(3) [REDACTED]

(b)(3) [REDACTED] During our consultation with SJA experts on the Laws of Land Warfare we determined that [REDACTED]

b(5)-3

[REDACTED] The most applicable standard we can find for DCCP/FCP operation is in AR 190-8, where it describes the overarching U.S. policy that, "all persons captured, detained, interned, or otherwise held in U.S. Armed Forces custody during the course of a conflict will be given humanitarian care and treatment from the moment they fall into the hands of U.S. forces until final release or repatriation".

c. With the above standard as our primary reference, we focused our IG assessment with two guiding questions in mind:

(1) What are reasonable standards for humanitarian care and treatment of detainees based on the maximum amount of time we could expect to hold them in a collection point?

(2) What efficiency improvements do we need to minimize detainee processing time in our collection points?

d. We began this assessment with a clear understanding that, as with the life support of our U.S. and coalition forces, there is always an evolution process to establishing detainment facilities. During our inspections we found documentary evidence of significant improvements in the collection point facilities since their inception, and several statements of work and supply requisitions to further improve living conditions. The IG findings and recommendations in this report serve to achieve and sustain reasonable standards within the next 30-90 days, based on our current level of progress.

2. OBJECTIVE #1. Determine if handling and treatment of detainees is reasonably adequate for up to 21 days of detention (or maximum amount of days the detainees are held in a particular facility).

a. Sub-Objective 1.1. Assess medical and sanitation conditions for the collection facilities.

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(1) **Finding.** We need more emphasis on the health and hygiene standards for detainees.

(2) **Standards.**

(a) FM 3-19.40 chapter 3 states that *wounded and sick captives receive medical treatment, and captives who require lifesaving medical attention are evacuated to the nearest medical facility... Prevent captives from incurring disease and nonbattle injuries (DNBI) (heat and cold injuries or communicable disease) while in captivity. Isolate captives who exhibit obvious signs of disease (diarrhea, vomiting, or fever) until medical personnel make an evacuation. If a large number of captives appear ill, notify medical and command channels for immediate action/treatment... The U.S. provides the same medical care for wounded and sick captives as it does for its own forces and allied soldiers. The degree of medical care, not status (such as EPW or CI), determines the disposition of wounded soldiers.*

(b) FM 21-10, chapter 3, states that *the commanders plans for personal hygiene include providing shower/bathing facilities in the field. All personnel must bathe at least once a week and have a clean change of clothing to reduce the health hazard associated with body lice.*

(3) **Results.**

(a) Medical Screening. We found the DCCP and all three FCPs the guards and or medical personnel are screening the detainees for obvious illness, disease, or injury during their in processing to the facility. For example, on the day we visited the DCCP the Sergeant of the Guard was aware of four detainees who had potentially serious illnesses (diabetes, asthma, tuberculosis, and heart disease). Medical personnel had screened these four detainees and the guards were administering their prescription medications at the appropriate time and dosage. We did have difficulty determining what, if any, medical screening questions are asked during the initial processing into the facilities, because we found no standard screening checklists or questionnaires at any of the four collection points.

(b) Field Sanitation. In some cases, the health and field sanitation standards are not at a level commensurate to our present standards for coalition forces during this phase of the operation. The following are some of the issues relating health and hygiene at the collection points:

- Two facilities that have record of keeping detainees for up to 21 days do not have a means for the detainees to take a shower or wash/change their clothing.
- One facility provides a water spigot for a wash point, but there is no soakage pit or drainage system to absorb the significant amount of standing "gray" water.
- One facility had no hand wash point for detainees to wash their hands after using the latrine and to perform daily personal hygiene.
- None of the facilities offered toothbrush and toothpaste for daily oral hygiene.

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- Other than water sampling, there had been little in terms of Preventive Medicine or Field Sanitation Team inspections on the DCCP following two inspections by the International Committee of the Red Cross (ICRC). (NOTE: The IG requested the DMOC to conduct a preventive medicine inspection of the DCCP, which they completed on 6 SEP).

(c) Clothing. To reduce the risk of health hazards, additional clothing or uniforms for the detainees is a worthy consideration, especially at facilities where they are held for more than a week. Even if detainees are given the soap and water to wash their own clothes, they have nothing to change into during the process. At the DCCP we heard vignettes where previously injured detainees get released from the CSH wearing only the paper, hospital over-garments because their bloodied clothing had to be destroyed. The DCCP does not have any clothing/uniforms or footwear to provide detainees in these circumstances.

(4) Recommendations.

(a) The IG recommends the G3 publish a FRAGO that directs the following for the DCCP and FCP facilities in the Division:

- BSA/DSA Commanders ensure Preventive Medicine Teams conduct health and sanitation surveys of the DCCP/FCPs facilities at least monthly and assist Facility Commanders with resolving any health and sanitation issues.
- The collection points should be equipped to manage the health and hygiene needs of the detainees commensurate with the maximum amount of time they are held captive. Minimum equipment standards for detainment up to 6 days include a shelter that provides adequate protection from the elements, a latrine facility, a hand wash point, and appropriate materials for daily personal hygiene (i.e., soap, toothbrush, toothpaste). Minimum equipment standards for detainment of 7 or more days also include access to a shower facility and access to a wash point for detainees to launder their clothing.

(b) The IG recommends the G4, in coordination with the DPMO, procure detainee uniforms (or suitable clothing items) for issue to the detainees to the numbers required by each of the DCCP/FCP commanders.

b. Sub-Objective 1.2. Assess facilities for sufficient protection from the elements.

(1) **Finding.** Facilities are currently adequate for protection from the elements, however two of the three Brigade FCPs require a winterization plan.

(2) **Standard.** FM 3-19.40, Chapter 3, states that *a FCP is usually a guarded, roped-off area (concertina or razor tape) or a secure fixed facility. The capture rate and the captive categories determine the size of the FCP. If possible use existing structure (vacant schools, apartments, and warehouses) to conserve resources and provide protection for captives. When*

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selecting a location consider the following: security, medical support, food, and potable water, field sanitation (latrine facilities), shelter, cover, and access routes... Like a FCP, a division central CP is seldom located near the indigenous population. Use existing structures, when available, to conserve resources. If structures are unavailable, construct the DCCP from similar material as FCP. However, a DCCP is larger and must contain some type of tentage or shelter to protect captives from the elements.

(3) Results.

a. Sun protection. We found that all four facilities we inspected provide a sufficient amount of protection from the sun. The DCCP and one of the FCPs uses pole barns to provide shade and still allow a breeze. One of the FCPs is within a concrete building and another brigade uses existing bunkers on the airfield to protect the detainees.

b. Space. With the capture rates and average number of days the facilities hold detainees, we determined that all the Division's collection facilities are "about right" in terms of sufficient space for detainees.

c. Winterization Plans. The DCCP has both short and long term plans for winterization. In the short term they have work orders to build walls and windows on the existing pole barn facility so they can install stoves or heaters. The DCCPs long-term plan involves building a concrete, environmentally controlled structure on the opposite side of the airfield designed specifically for holding detainees. The design and contract is approved for groundbreaking to begin SEP 03, with expected completion in NOV 03. With two of the FCPs we could not find current plans for winterization. With the cold weather expected as early as late October to early November, is not too early to begin preparing the facilities for winter weather.

(4) Recommendation. The IG recommends facility commanders for the FCPs develop viable winterization plans and BSA Commanders/Mayors expedite required facility and equipment improvements for completion prior to 1 NOV 04.

c. Sub-Objective 1.3. Assess accommodations for religious practices.

(1) Finding. There were no issues regarding religious practices.

(2) Standard. AR 190-8, Chapter 1, states that *EPW and Retained Personnel (RP) will enjoy latitude in the exercise of their religious practices, including attendance at the service of their faith, on condition that they comply with the disciplinary routine prescribed by the military authorities.*

(3) Results. Sensing sessions conducted with detainees revealed no issues at all four collection points. Detainees are allowed to keep copies of the Koran and other religious materials (within reason). Detainees are allowed to pray at their own discretion. Our interviews

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with a Muslim Chaplain in the Division, who often visits the DCCP, revealed no issues with the detainees and he said they have not requested religious services.

(4) **Recommendations.** Continue the command emphasis in the support of religious practices.

d. Sub-Objective 1.4. Assess plans for response to family member inquiries.

(1) **Finding.** The DCCP and all 3 FCPs have viable plans for responses to family member inquiries.

(2) **Standard.** FRAGO 209 CJTF-7 OPOD 03-036 3.G.1.A states that *units will direct family members of detainees seeking information on detained relatives to the nearest Civil Affairs Operations Center (CMOC), HOC, or HACC.*

(3) **Results.** One brigade does not keep detainees beyond 24 hours in their FCP and, therefore, gets few if any inquiries. One brigade posts a list of detainees and their status each day at the front gate of the camp and at each battalion headquarters. One brigade sends the consolidated status report to their battalions in case of family inquiries. Families who inquire at the DREAR gate or call the Division Hotline are referred to Division CMOC where the Ministry of Justice Office (MOJO) JAG representative responds to the inquiries.

(4) **Recommendations.** Facility Commanders continue with viable and innovative ways, appropriate to their AO, to inform the family members that the detainees are safe and well.

e. Sub-Objective 1.5. Assess treatment of detainees.

(1) **Finding.** The detainees had no major issues with their treatment, however they want food that is more in line with their cultural tastes and want the guards to provide them cigarettes.

(2) **Standards.**

a. AR 190-8, Chapter 1, states that *all persons captured, detained, interned, or otherwise held in U.S. Armed Forces custody during the course of conflict will be given humanitarian care and treatment from the moment they fall into the hands of U.S. forces until final release or repatriation.*

b. FM 3-19.40, Chapter 3, states that *to safeguard captives according to the Geneva Conventions and U.S. policy...provide food and water. These supplies must be commensurate to those for U.S. and allied forces.*

(3) **Results.** During our sensing session with detainees at two of the collections points (two of the FCPs were not holding any detainees during our inspection), the captives all expressed that they had been treated well by the guard forces. They did complain the guards

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would not buy or provide them cigarettes (unless they had some on their person when captured) and they do not like the Meals Ready to Eat (MRE). Unlike internec facilities, collection points are not designed, or intended, to provide canteen items like tobacco products. At this stage of the operation, Facility Commanders should consider offering better quality of food, or food that is better suited the detainees' cultural tastes, such as the Dhabihā Halal Meals (MREs for strict Muslim diet).

(4) **Recommendations.** The IG recommends the DCCP/FCP Commanders provide rations commensurate to those being served to U.S. and allied forces and/or they provide Halal meals in lieu of the regular MRE.

3. OBJECTIVE #2. Determine if protection and security is sufficient for a Division Central Collection Point (DCP) or Forward Collection Point (FCP).

a. Sub-Objective 2.1. Assess security measures.

(1) **Finding.** All collection points have adequate security measures to limit the possibility of escape.

(2) **Standards.** FM 3-19.40, Chapter 2, states that *the [facility] commander establishes security measures that effectively control the housed personnel with minimal use of force... The physical construction of the facility and the presence of guard personnel create the most obvious means of providing internal and external security.*

(3) **Results.** All facilities have adequate barrier material and concertina wire or use existing facilities such as a hardened building or concrete bunkers to secure the facility. 2 of 4 facilities use MPs to secure their detainees and the other two facilities use the MPs in a close advisory role on security measures and training. All sites appear to have the right ratio of guards to the number of detainees. We found no issues with observation and lighting of the facilities. When we asked guards questions to determine their level of proficiency in searches, rules of engagement/use of force, and handling disturbances, they responded with quick, accurate answers. We found that only one of the three FCPs have a written SOP that covers the security and guard force procedures.

(4) **Recommendation.** The IG recommends the DPMO distribute a collection point SOP that covers standard procedures for searching, segregating, and safeguarding detainees that the FCPs can adapt to their own collection point operations. Also recommend Facility Commanders continue to assess and improve security measures as needed.

b. Sub-Objective 2.2. Assess segregation of detainees.

(1) **Finding.** Although there were not enough designated areas for each possible category of captive, there were ad hoc plans at each of the collection points to accommodate further segregation of detainees.

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(2) Standards.

(a) FM 3-19.40, Chapter 3, states that *the OIC/NCOIC designates segregation procedures and levels to ensure the captives security, health and welfare. Segregate captives into the following categories: Officers, NCOs, and enlisted members (male and female); Civilian Internees and refugees; U.S. military prisoners.*

(b) Eagle Victory FRAGO 91, states that *while U.S. forces will apply the same standards of humanitarian treatment for all detainees, U.S. forces may, for operational and security reasons, classify and segregate detainees based upon the following categories...*

(3) **Results.** In all four collection points the ability to segregate detainees is possible. For example, during the visit to the DCCP there were four detainees who were being segregated from the remainder of the population until tests for tuberculosis were complete. One brigade has two completely separate facilities to segregate the detainees accused of violating sovereign law from the detainees suspected of crimes against the coalition provisional authority. During interviews with facility commanders we could not find procedures for segregation of detainees when necessary (i.e. female captives or captives with infectious diseases). However, each of the facility commanders had viable options and resources to further segregate detainees on a case-by-case basis.

(4) **Recommendation.** (Same recommendation as for 2.1 above).

c. Sub-Objective 2.3. Assess the safeguarding of detainees.

(1) **Finding.** There are no issues with safeguarding of detainees at the DCCP and FCPs.

(2) **Standard.** FM 3-19.40, Chapter 3, states that *to safeguard captives according to the Geneva Conventions and the US policy—*

- *Provide first aid and medical treatment for wounded and sick captives. Evacuate them through medical channels, using the assets available to evacuate U.S. and allied forces.*
- *Provide food and water. These supplies must be commensurate to those for U.S. and allied forces.*
- *Provide firm, humane treatment.*
- *Allow captives to use protective equipment in case of hostile fire or NBC threat.*
- *Protect captives from abuse by other captives and local civilians.*
- *Report acts and allegations of inhumane treatment through MP channels.*
- *Do not locate captives near obvious targets (ammunition sites, fuel facilities, and communications equipment.)*

(3) **Results.** At all four facilities, we found there are adequate measures in place to mitigate risks that interfere with the safety of detainees. We found at all the facilities were located either within berms, buildings or bunkers to protect against hostile fire, as well as

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observation and photography from curiosity-seekers. Ample amounts of food and water are available for consumption. We found competent medical staff is treating sick and wounded captives within a reasonable amount of time. None of the collection points are located near obvious targets.

(4) **Recommendation.** (Same recommendation as for 2.1 above).

d. Sub-Objective 2.4. Assess training of guard forces.

(1) **Finding.** Guard forces have received minimal training for handling of detainees but more can be done in terms of sustainment training and training documentation at the brigade FCP sites.

(2) **Standard.** IAW FM 3-19.40, Chapter 2, states that *personnel assigned or attached to I/R facilities are trained on the care and control of housed personnel. They are fully cognizant of the provisions of the Geneva and UN Conventions and the applicable regulations as they apply to the treatment of housed personnel.*

(3) **Results.**

(a) The DCCP and 1 of 3 FCPs are using military police soldiers for their guard force. The remaining two facilities are guarded by FSB soldiers where commanders provide them additional training on the use of force, searches, cultural customs and habits, and rules of engagement and interaction. We could not find the training proficiency documented at the FCP sites, but there was good working knowledge on the part of those we interviewed. A few of the facility leaders expressed a need for more sustainment training to maintain the guards' proficiency.

(b) The DCCP's SOP covers guard force training and the Platoon Sergeant has documented training on the following topics:

- Use of Force
- Rules of Engagement
- Principles and Laws Of Land Warfare.
- Cultural Customs and Habits.
- Basic Local Language (Basic Commands),
- Minimum Use of Force
- Unarmed Self-Defense Techniques
- Non-Lethal Weapons/Equipment
- Riot Control
- First Aid
- Individual Weapons Training/Qualification
- Display Understanding of The SOP.
- General Orders (FM 22-6)

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(4) **Recommendation.** The IG recommends that the DPMO distribute examples of collection point SOPs and guard force training programs to each of the Brigades' FCPs. Also recommend Facility Commanders create training records for each of the guards and document their training proficiency (i.e. T, P, U assessments).

4. OBJECTIVE #3. Determine the efficiency of the accountability, reporting, and tracking and of detainees.

a. Sub-Objective 3.1. Assess intake procedures and reporting of detainees.

(1) **Finding.** Initial processing of detainees is being accomplished IAW appropriate doctrine found in FM 3-19.40 and appropriate FRAGO's.

(2) Standards.

(a) FM 3-19.40 Chapter 3, states that *when a captive arrives at a collection point, he is processed by the STRESS method. The basic principles are search, tag, report, evacuate, segregate, and safeguard.*

(b) 101st FRAGO 129, to OPOD 20-04, states that *capturing units must complete CPA Forces Apprehension Forms before transferring custody of detainees to any other unit or to a detention facility... DA 2823 (sworn statements) may still be a part of this form as enclosures if statements are necessary... Except for murder, rape, kidnapping, carjacking, robbery, arson, assault, burglary, larceny or destruction of property with a value in excess of \$500, or conspiracy, solicitation or acting as an accomplice to one of these offenses, individuals without completed CPA Forces Apprehension Forms will not be processed into the detention facilities. In those cases in which the detention facility accepts detainees without a completed CPA Forces Apprehension Form, the capturing unit must submit a completed CPA Forces Apprehension Form within 24 hours after acceptance.*

(c) 101st FRAGO 200, to OPOD 20-04 states that *all BCTs are responsible to properly fill out and transfer the CPA apprehension form with detained persons. Each BCT is additionally responsible for the initial screening of detained personnel upon arrival at their brigade collection points.*

(3) **Results.** Though we found no written standardized checklists for intake of captives at any of the facilities, we found every facility is processing the detainees using the forms specified in CJTF and Division FRAGO's and appropriate doctrine. Below are the results of by the processing principle of STRESS.

(a) **Search.** All facilities search the detainees upon arrival and have the ability for same gender searches when necessary. We found good knowledge on the part of the guard force on what items can be retained, impounded, or confiscated. The MI interrogators are making the determinations on which confiscated items have intelligence value and process these items for

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further exploitation. Though we only inspected the procedures for property accountability at the DCCP, we found no issues. The captives keep copies of the receipts for all impounded items taken from them.

(b) Tag. All the facilities are checking to ensure the capture tags (DD 2745) for detainees and captured equipment are filled out properly during in processing. Because the capture tag cards wear easily, the DCCP also issues a plastic, zip-lock bracelet to the detainees with their capture tag number inscribed on it.

(c) Report. Each facility NCOIC verifies the information contained in the CPA Apprehension Form as well as the DA Form 2823 (Sworn Statement) for accuracy and completion.

- Upon receipt of detainees at the DCCP, the Sergeant of the Guard (SOG) notifies both the DPMO and the CI Team (co-located with the DCCP). After in processing, the SOG prepares a detainee file with all the appropriate forms and sends it to the DPMO. The DPMO adds the information to the Division's detainee database for tracking and reporting to the MI and G2 channels. Meanwhile, the CI Team to begin the interrogation process and creates the intelligence Screening Report (SR) file. During the interrogation process they will sometimes send up SPOT reports to the HOC in the form of CI Intelligence Reports (CIR) and Intelligence Information Reports (IIR). Once the SR is complete the CI Team sends the report to the HUMINT Operations Center (HOC) at 311th MI where it is further analyzed, entered into a database, and reported to the G2X at the D-Main to review recommendations. The G2 posts their database information to the website on Eagle Web to share with the staff and brigades, and recommends to DPMO to either release, evacuate to Corps, or keep on "Intel Hold" status.
- At the brigade-level FCPs, we found their processes for reporting and tracking are very similar to the Division's. When detainees are captured because they are security risk or suspected of plotting attacks against the coalition, the MI company interrogators send their screening reports to the Brigade S2 who recommends to the BCT Commander (or in one unit's case, the BDE S3) to release, evacuate to the DCCP, or keep on "Intel Hold". We found that only 2 of the 3 BCT's send reports of their detainees to Division PMO and G2, however the DPMO is actively working to get the remaining BCT to report their detainee status because it has recently become a Division Commander requirement for the DPMO to brief it in the Battle Update Briefs.

(d) Evacuation. See Sub-Objective 3.2 for related findings on evacuation.

(e) Segregation. See Sub-Objective 2.2.

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(f) Safeguard. See Sub-Objective 2.3.

(4) **Recommendation**. The IG recommends the DPMO, in coordination with G2, SJA and DIV SURGEON, develop standardized intake procedures for collection points and distribute checklists to the DCCP/FCP to include as an annex to their SOP.

c. Sub-Objective 3.2. Assess decision support criteria for processing of detainees.

(1) **Finding**. Without a formal review process during the early days of captivity, detainees may be spending unnecessary time in captivity.

(2) **Standard**. FM 3-19.40, Chapter 2, states, *move captives from the combat zone as quickly as possible. The intent is to move them from the division CPs to an I/R facility. The goal is for higher echelons to go forward to lower echelons and evacuate captives to the rear... Captives should not remain at the central CP more than 24 hours before being evacuated to the Corps Holding Area (CHA).*

(3) **Results**. Because of the time it takes to vet detainees and arrange logistical movements to the CJTF-7 Internment Facility in Baghdad, the 24 hour standard in FM 3-19.40 is not realistic in many cases. However, when we looked at cases where detainees are held in a FCP/DCCP for more than 72 hours, we found that most of their time spent in captivity has less to do with vetting, evidence gathering, or arranging transportation as it does with the time it takes to make a decision on where to send the detainees. Eagle Victory FRAGO 91 states, "Initial detention we be automatically terminated at 21 days, unless a review is conducted by military magistrate or competent legal authority as designated by V Corps or Division Staff Judge Advocate." Because 21 days is the first target for review of probable cause for continued detainment, the current system lacks stimulus to process detainees sooner.

a. To analyze the efficiency of the process, on 4 SEP 03 we pulled the captured tag numbers from seven of the detainees located in the FCCP who had been detained in the facility since 26 AUG (10 days). During our interviews with the counter-intelligence (CI) staff at the DCCP, we examined the intelligence screening reports (SR) on these same seven captives and found the following:

- [REDACTED] was detained for association to Baath Party. Remarks on SR state, "Detainee does not appear to be of further intel value". The last entry on the SR was 29 AUG 03 (6 days). CI does not plan to conduct further interrogations.
- [REDACTED] was detained for possible connection to FRL. He is a university professor and his father was a former ambassador. Remarks on the SR state, "Detainee is of no further intel value." Date of last entry on the SR was 29 AUG 03 (6 days).
- [REDACTED] was detained for intelligence on an attack against coalition forces. Date of last entry on the SR report was 29 AUG 03 (6 days). Remarks on the SR state, "Detainee of no further intel value at this time."

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DA IG

b(6)-4

- [REDACTED] were relatives of a member on the Division Black List. The remarks on the SR recommended "further exploitation of intelligence". The last entry for all three SRs was on 30 AUG 03 (5 days), but when we talked to the CI team or the HOC, it was not clear as to who would conduct the further exploitation and when.

- b(6)-4 [REDACTED] was detained for association to Baath Party. The date of last modification to the SR was 30 AUG 03 (5 days). The remarks on the SR state, "Detainee may be of intel value at the brigade level."

b. During our interviews with the DPMO, HOC, and G2X we could not find consistent explanations on how the above detainees will be processed and when. There appears to be no standard procedure for how intelligence recommendations become decisions and how quickly these decisions should happen.

c. The chart below (FIG. 1) is an excerpt from the DPMO's SOP on the detainee process for the Division. One FCP and the DCCP have records of detainees for up to 21 days. When we examined the detainee process at brigade and division levels, it is very difficult to find a good reason for a detainee to be held captive in a collection facility for that long. The intelligence officers and NCOs we interviewed told us that more often than not, they know within the first 24-48 hours if a detainee should get released or sent to CJTF-7. The JAG experts

[REDACTED]

b(5)-3

d. There is a "Draft" FRAGO published by CJTF-7 for staffing among the MSCs that states, "All civilian internees shall have a review of their detention NLT 72 hours from apprehension by the servicing Judge Advocate/Legal Officer of the detaining unit... Security internees may be held longer than 72 hours for intelligence gathering purposes, however the unit shall complete a review of the grounds for detention within 72 hours of apprehension." If published, this provision would improve the efficiency of the process and ensure we do not keep detainees in our facilities longer than necessary.

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DA IG

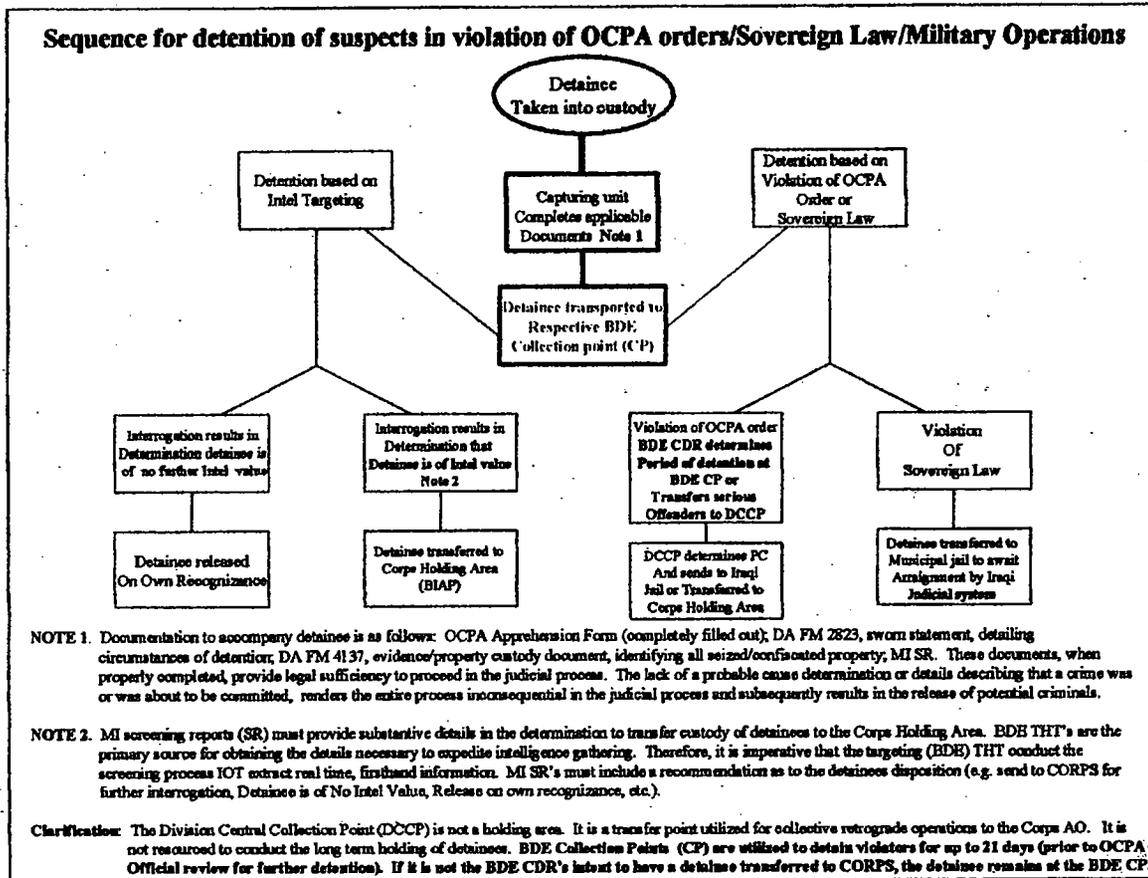


FIGURE 1. Excerpt from 101st DCCP SOP

(4) **Recommendation.** The IG recommends the Division incorporate a process where detainees have a review of their detention NLT 72 hours from apprehension as follows.

a. Recommend the review officials for the detainees in the DCCP include representatives from DPMO, G2, and SJA. The review officials for detainees in the FCP should include the Brigade S2 and SJA.

b. Recommend the review officials determine one the following decisions: 1) release on own recognizance; 2) transfer to CJTF-7 Holding Area; 3) transfer to municipal jail for arraignment by Iraqi judicial system; 4) hold for another 72 hours in the collection point for further intelligence exploitation.

c. Recommend the approval authority for the above decisions be one of the Assistant Division Commanders for the DCCP detainees, and the BCT Commander for the FCPs.

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3902

Add-on
10th Mountain



DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

22 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Gereshk Collection Point 19,20 Feb 04

1. The CJTF-180 IG conducted a sensing session of the 3/17th CAV, 10TH Mountain Division (LI) as part of an inspection on detainee operations on 19 February 2004. The sensing session consisted of 2 separate groups: Enlisted soldiers and NCOs. The following paragraphs contain comments from all sessions. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – Junior Enlisted Soldiers.** The first sensing session was for Junior Enlisted Soldiers the questions and responses are as follows:

Question #1 How many people believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs? 15 of 15 junior enlisted soldiers replied that they had to report violations.

Question #2 Do you know who you could report violations of prisoners' rights to? All Soldiers knew that they could report violations to their chain of command. Most know that they could report it to IG, CID, MPs, or Civil Affairs.

Question #3 Has anyone ever witnessed anyone murder anyone? 15 of 15 junior enlisted soldiers replied No

Question #4 Have you ever seen anyone torture or beat anyone? 15 of 15 junior enlisted soldiers replied No

Question #5 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 14 of 15 junior enlisted soldiers replied yes. One soldier has no

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Gereshk Collection Point 19 Feb 04

involvement with the detainees. We place a sandbag on their head for transporting and getting ready for transport.

Question #6 Has anyone seen anyone cruelly treat or degrade a PUC? 15 of 15 replied no.

Question #7 How do you treat PUCs or detainees? Good/Fair/Poor? 11 of 15 felt that we treated detainees Good. 4 of 15 Soldiers felt that we treated them fair because we kept them with sandbags and earmuffs all the time and Deh Rahwod they sandbagged soldiers for at least 5 hours.

Question #8 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? 9 of 15 soldiers knew the 5 S's.

Question #9 How do you safeguard a PUC against public curiosity? Good/Fair/Poor? 8 Soldiers replied Good, 3 Soldiers replied Fair, 3 Soldiers replied Poor. Those soldiers that stated Poor stated that it was when we initially picked them up. Passersby get out of their car and look at them because the concertina wire is open. But then we transport them in HMMWVs and place them behind Hesco walls.

The vast majority have been blindfolded, cuffed, and put behind wire because they match a description. We took 37 Anti Coalition Militants at a Traffic Control Point vicinity of Punjway. We let them pray and built them a fire.

Question #10 Has anyone ever taken a picture of a PUC? 1 of 15 junior enlisted soldiers replied Yes. The rest stated that the only time a photo is taken is for intelligence reasons.

Question #11 What would you do if you found a PUC with large sums of money? This happened once that we stopped an Afghani with large amount of money and we called the Military Police. The MPs stated that it was for his business and we let him go. If we find money on a detained person, we count it in front of him.

Question #12 What is the rule for deadly force against a PUC in the event that they are escaping? 4 of 15 new the rule for use of deadly force against an escaping prisoner.

Closing Comments from the soldiers.

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DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Gereshk Collection Point 19 Feb 04

- a. If a prisoner wants to pray and he's handcuffed and leg cuffed, should we let him pray. We did this. The IG advised them to let them pray, tactical situation permitting.
- b. We were on a repatriation mission and someone came by the vehicle and said to split their heads if they move. However, we didn't do this and left an element behind to make sure that a taxi didn't hit them. This allegedly occurred on a prior repatriation mission
- c. What is the age to PUC someone? SFC (b)(6)-23 (b)(7)(C)-2 advised them 15. They had a teenager throwing rocks at them and they sandbagged him and flexicuffed him. His mom came over and begged for the kid back. So, we let him go.

3. **Sensing Session Group 2 – NCOs.** The second sensing session was for NCOs, there was one NCO who abstained answering from most questions. The questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 13 of 14 NCOs replied that they were familiar with their SOP.

Question #2 How quickly do you hand over PUCs to MPs? 5 replied within 72 hours and 1 replied within 48 hours and 8 didn't know.

Question #3 Is mistreatment of a PUC an SIR? 10 of 13 NCOs replied yes, 3 Didn't know, and 1 abstained from answering.

Question #4 Did your unit train on Law of War prior to deploying or during deployment? 13 of 14 NCOs replied yes and one replied that he did not receive any training because he was a filler.

Question #5 What do you use to track and account for captured personnel? 13 of 14 NCOs replied that they filled out a report to track captured personnel.

Question #6 How do you account for money taken from captured/detained personnel? 12 of 14 NCOs account for money. If it is large sums of money, they call the Mps to find out who the guy is. We had an individual with large sums of money with several employees (27-30 people). We called the MPs and they didn't come. We found the number 1 guy and he verified who they were so we let them go.

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DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Gereshk Collection Point 19 Feb 04

Question #7 What do you allow a captured/detained person to keep on their person? We bag all personal belongings and take pictures and number the bag and number the individual.

Question #8 Does your SOP cover the 5s? 12 of 14 said yes and that they have a unit card on their person.

Question #9 Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured? All NCOs replied yes as well as what he does for a living.

Question #10 How do you prevent physical or mental torture or coercion of the detained person? 13 of 14 said that they didn't torture. That they safeguarded the PUC by having more than one guard. They keep the PUC in a separate area. They also supervised their soldiers.

Question #11 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 13 of 14 NCOs replied No. 1 of 14 didn't reply.

Question #12 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? ? 13 of 14 NCOs replied good. They give them 3 meals a day per their unit SOP.

Question #13 Do you keep detainees near fuel, ammo, or commo equipment? 14 of 14 NCOs replied that they didn't.

Question #14 Do you believe that you are required to report acts of poor treatment of detainees or PUCs? 13 of 14 NCOs replied Yes. 1 NCO abstained.

Question #15 Has anyone ever witnessed anyone murder anyone? 14 of 14 NCOs answered No.

Question #16 Have you ever seen anyone torture or beat anyone? 14 of 14 NCOs answered No.

Question #17 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 13 of 14 NCOs replied Yes. During movement off of a bird

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DA IG

3907

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Gereshk Collection Point 19 Feb 04

(helicopter or plane), their hands are bound, during transport, and during initial detainment.

Question #18 Has anyone seen anyone cruelly treat or degrade a PUC? 14 of 14 replied No.

Question #19 How do you safeguard a PUC against public curiosity? Through quick decision making on the objective. We always draw a crowd during cordon and search. There is no shelter in a concertina wire. We use closed HMMWVs to move the PUC.

Question #20 Has anyone ever taken a picture of a PUC? 1 of 14 NCOs have taken a picture. The picture was taken at Gardez. SF and Tactical HUMINT teams have taken a picture of the PUCs inside the wire.

Question #21 What is the rule for deadly force against a PUC in the event that they are escaping? All NCOs knew that deadly force was not authorized within the facility and that they used a whistle. 14 of 14 NCOs did not know the rule for an escaping prisoner. They all stated that deadly force was not authorized. They did state that they would use the proportionate amount of force. After explaining that they could use deadly force we asked them how many times they had to use the word halt. All of them believed that they had to yell Halt 3 times.

4. Point of contact is the undersigned at DSN [redacted] [redacted]

[redacted]

MAJ, IG
CJTF-180 Inspector General

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CJTF180-IG

12 February 2004

MEMORANDUM FOR RECORD

b(6)-2/b(7)(C)-2

SUBJECT: Interview of Commander [redacted] MP Battalion, LTC [redacted]
8 Feb 04

b(6)-2 & (b)(7)(C)-2

1. The CJTF180 IG interviewed the [redacted] Commander and asked these questions

Q: Do you seek SECDEF approval prior to evacuating EPW/RP outside the theater of operations?

A: True

Q: Do you know that prisoners will not be repatriated against their will?

A: That would be a legal question.

Q: Is there a camp liaison and assistance program for Detainees to ensure the protection of US interests per the Geneva Conventions?

A: There are no leaders since they do not have EPW status.

Q: Are all MP personnel performing guard duties eligible to carry firearms?

A: Yes. They have received lethal force training and weapons training. They have been trained on O/C Pepper Spray and Tasers. Use of force would be controlled by the Sergeant of the Guard, Shift Supervisor, and NCOIC of the confinement facility

Q: Do military and civilian personnel assigned to or accompanying a DoD Component know that they shall report reportable incidents through their chain of command and that such reports also may also be made through other channels, such as the military police, a judge advocate, or an Inspector General?

A: LTC [redacted] talks to SJA, CPT [redacted] all the time. In fact they made a report of a suspicious incident when a PUC allegedly fell off a truck and injured himself.

Q: Do soldiers know that all prisoners will receive humane treatment and that the following acts are prohibited murder, torture, corporal punishment, mutilation, taking of hostages, sensory deprivation, collective punishments, execution without trial by proper authority, and all cruel and degrading treatment?

A: We don't torture PUCs. In fact the unit that was here before me was titled for using riot batons as punishment on the PUCs. We take photographs of injuries to PUCs if we caused the injury. But we haven't had anything of that magnitude.

Q: Do you use sensory deprivation?

A: Only during in processing and movement of prisoner. It is for their and our protection.

CJTF180-IG

12 February 2004

MEMORANDUM FOR RECORD

b(6)-2/b(7)(C)-2

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8 Feb 04

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CJTF180-IG

SUBJECT: Interview of Commander [REDACTED] FB Salerno 27 Feb 04

Q: Do all soldiers know to notify appropriate intelligence sources when EPW/RP are found in possession of large sums of US or foreign currency?

A: Yes, MI is well aware and reviews our inventory of personal belongings.

Q: Do you have a Chaplain for the PUCs?

A: Yes. CPT [REDACTED]

Q: Do Military Police provide the following information concerning EPW and RP to the National Prisoner of War Information Center (NPWIC)? AR 190-8 para 1-7b.

- (1) Complete name.
- (2) ISN.
- (3) Rank.
- (4) Serial number.
- (5) Date of birth.
- (6) City of birth.
- (7) Country of birth.
- (8) Name and address of next of kin.
- (9) Date of capture.
- (10) Place of capture.
- (11) Capturing unit.
- (12) Circumstances of capture.
- (13) Location of confiscated personal property.
- (14) Nationality.
- (15) General statement of health.
- (16) Nation in whose armed services the individual is serving.
- (17) Name and address of a person to be notified of the individual's capture.
- (18) Address to which correspondence may be sent.
- (19) Certificates of death or duly authenticated lists of the dead.
- (20) Information showing the exact location of war graves together with particulars of the dead.
- (21) Notification of capture.
- (22) List of personal articles of value not restored upon repatriation.

A: Using an FBI system by default. NDRS computers. The databases don't interface but we are going to put it on SIPRNET and make available to everyone.

Q: Do Military Police Obtain and store information concerning CI and ODs who are kept in the custody of U.S. Armed Forces who are subjected to assigned residence, or who were interned and then released? AR 190-8 para 1-7c.

- (1) Any particulars that may assist in the individual's identification. This information shall include at least the person's surname, first names, place and date of birth, nationality, last residence and distinguishing characteristics, the first name of the father and the maiden name of the mother, the date, place and nature of the action taken with regard to the individual, the address at which correspondence may be sent and the name and address of the person to be informed.
- (2) The individual's personal data for notification of his or her internment, state of health, and changes to this data.

CJTF180-IG

SUBJECT: Interview of Commander (b)(2)-2 FB Salerno 27 Feb 04

(3) Certificates of death or authenticated lists of the dead and information showing the location of graves.

(4) Authenticated lists of personal valuables left by these protected persons.

(5) Information pertaining to children living in territories occupied by the United States. This will include all data necessary for identifying children whose identity is in doubt.

A: Our predecessors' records disappeared. We have an internal database and we can pull up files on all Detainees.

Q: Does the Detention Facility Commander know that interviews and photographing EPW/CI/RP and other detainees by news media will not be permitted? AR 190-8 para 1-9

A: No public exploitation is allowed. This is a Secret NOFORN facility.

Q: Does the detainee camp commander appoint an officer to investigate and report the following? AR 190-8 para 3-10f.

(1) Each death or serious injury caused by guards or suspected to have been caused by guards or sentries, another detainee, or any other person.

(2) Each suicide or death resulting from unnatural or unknown

A: Yes, as well as PUCs with Psychological problems.

Q: Do units designated to receive prisoners at the collection points or camps prepare a DD Form 629 receipt (Receipt for Prisoner or Detained Person) with a list of each prisoner's name attached and provide a copy of the receipt to the escort? AR 190-8 para 2-1a.(f)

A: I believe so, but I believe that it is a DA Form 2708 that we use for the Receipt of Detainees and we sign for the PUC on the 2708 from the releasing unit

Q: Are cells use in close confinement at least 6 feet wide, 8 feet long, and 8 feet high? AR 190-47 para 9-4(b)

A: Close to that standard. This was initially intended to be a temporary facility.

Q: Does the EPW/CI facility commander? AR 190-8 para 3-3

(1) Process interned prisoners to include tagging, assignment of ISN, fingerprinting, photographing, and weighing, as needed.

A: Yes, we use a wristband and ID Card. We check the wristband and ID Card three times a day before, during and after shift change.

(2) Issue the EPW a completed DA Form 2662-R (EPW Identity Card), if an EPW does not hold an identity card issued by his or her government,

A: Using an ID Card

(3) Prepare DA Form 2663-R (Fingerprint Card) in duplicate for each EPW/RP?

A: We take their fingerprints during in processing.

CJTF180-IG

SUBJECT: Interview of Commander (b)(2)-2 FB Salerno 27 Feb 04

(4) Provide prisoners with humane treatment, health and welfare items, quarters, food, clothing, and medical care.

A: Yes

(5) Provide for morale, religious, intellectual, educational, social, physical and recreational activities for the prisoners.

A: No morale functions yet, but we did Observe their religious holidays of EID and Ramadan. I am considering starting soccer and volleyball in the summer along with starting a re-education program to include reading. I also want to establish a Low Level Enemy Combatant (LLEC) area and once the high value prisoners are separated to allow the LLECs to play cards and talk. Currently, there is no talking.

(6) Allow prisoners to correspond with their families and receive relief shipments.

A: Yes

(7) Provide prisoners copies of the 1949 Geneva Conventions (in their own language, if possible).

A: No

(8) Provide command and control, and operate, administer, and secure the camp.

A: Yes

(9) Provide the initial medical examination and monthly screening of prisoners.

A: Yes

(10) Provide initial reports of and perform initial investigation and inquiries into prisoner labor injuries or incidents.

A: Yes, we are breaking new ground here and are allowing some prisoners to sweep the floor. So far we haven't had to make any reports.

(11) Report allegations of criminal acts or war crimes committed by or against EPW/RP to the supporting element of the U.S. Army Criminal Investigation Command (USACIDC).

A: Yes, we did have one fight where a PUC got broken ribs from another PUC. We also had one case where the AMF tortured a prisoner by dancing on a bed and broke his hands before they gave him to the US.

(12) Does CID investigate deaths resulting from other than natural causes?

A: Yes, but we haven't had any deaths.

(13) Provide assistance to the medical facility commander to assess the threat posed by hospitalized EPW.

A: Yes, we provide (b)(2) guards while the detainee is being medically checked. We guard them the entire time. We have to give them a chest X-ray for Tuberculosis within 48 hours of arrival. So far we have had one confirmed case of TB. There are a lot of positive reactions because everyone is exposed to it.

CJTF180-IG

SUBJECT: Interview of Commander (b)(2)-2 FB Salerno 27 Feb 04

(14) Establish and maintain complete and accurate accountability information regarding the location, physical and legal status, of all individuals in the custody of, or assigned to the EPW facility?

A: Everything is cleared through operations first. We know where Detainees are at, at all times. We use a database along with a manual status pegboard.

(15) Provide an area for intelligence collection efforts?

A: Yes

(16) Are the Geneva Conventions will be posted within the camp in the language(s) of the EPW/RP nation(s)? AR 190-8 para 3-4a

A: No. They are not EPWs.

Q: ARE EPW/RP provided sundry/health and comfort packs, which may be supplemented with items tailored to their cultural needs? AR 190-8 para 3-4h.

A: The 327th buys baby wipes and soap. We use the bar of soap once and throw away. We provide toothbrushes, but they don't know how to brush their teeth.

Q: Do EPW/RP have access, day and night, to latrines that conform to the rules of hygiene and are maintained in a constant state of cleanliness? AR 190-8 para 3-4i(1)

A: In general population they have a latrine with a screen that allows the guards to see them. In isolation they are taken to the latrine every 3 hours.

Q: In any camps in which women EPW/RP are accommodated, are separate latrines provided for them? AR 190-8 para 3-4i(1)

A: No. Resource is not available. Almost always have a female MP handler.

Q: Are medical inspections of EPW/RP will be held at least once a month, where each detainee will be weighed and the weight recorded on DA Form 2664-R (Weight Register)? AR 190-8 para 3-4i(1)

A: Yes

Does the detainee camp commander maintain records of disciplinary punishment? AR 190-8 para 3-6 And are the following act prohibited?

A: Yes, we have a logbook and we have a scale of punishment. First offense is punished by having the Detainee extend his arms for 15 minutes.

Yes No N/A (1) Fraternalization between EPW, RP and U.S. military or civilian personnel. Fraternalization is defined as improper or intimate communications or actions between U.S. Armed Forces personnel and EPW/RP.

Yes No N/A (2) Donating or receiving gifts or engaging in any commercial

activity between persons in U.S. custody and U.S. personnel.

Yes No N/A (3) Setting up of courts by detainees.

Disciplinary powers will

not be delegated to or exercised by EPW/RP. Punishment will not be administered by EPW/RP.

CJTF180-IG

SUBJECT: Interview of Commander (b)(2)-2 FB Salerno 27 Feb 04

Q: Does the detainee camp commander seize political emblems, insignias, flags, and pictures of political leaders? AR 190-8 para 3-6?

A: Yes

Q: Does the detainee camp commander ensure that each EPW/RP understands the meaning of the English word "halt"?

A: Yes. We teach them what it sounds like in English during indoctrination brief.

Yes No N/A Does the detainee camp commander aware of the following authorized disciplinary measures? AR 190-8 para 3-7

Yes No N/A (1) Suspend or eliminate privileges granted over and above the minimum privileges provided for in the GPW and GC.

A: We suspend items such as mattress, ICRC books, no physical training, and no hot food.

Yes No N/A (2) Confinement.

A: That is Level Eleven on our punishment Scale.

Yes No N/A (3) Fatigue duties not exceeding 2 hours daily. This punishment will not be applied to officers.

Yes No N/A (5) In no case will disciplinary punishments be inhumane, brutal, or dangerous to the person's health. The length of a single disciplinary punishment will not exceed 30 days.

Yes No N/A (6) When EPW or RP are awarded a further disciplinary punishment, a period of at least 3 days will elapse between punishments if the length of one of the punishments is 10 days or more.

A: Isolation is initially 24 hours

Q: Does the detainee camp commander have a Safety Program for EPW and RP set up and administered? AR190-8 para 3-17.

A: No we have Emergency Action Drills, ie Fire Drills and Rocket Attack Drills

2. POC is the undersigned at 318-231-4028.

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF180 Inspector General

CJTF180-IG

22 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Deh Rahwod Detention Facility Cdr, CPT [REDACTED] 17 Feb 04

1. The CJTF180 IG interviewed the Deh Rahwod ODA Cdr and asked these questions

Q: Do you have a unit SOP to take, handle, and care for prisoners/detainees/PUCs?

A: Yes, using the Battalion SOP

Q: How soon do you hand over PUCs to MPs?

A: 72 hours.

Q: Is mistreatment of a PUC a Serious Incident Report (SIR)?

A: Yes, we would write a statement. We would have the doctor check him out and take photos of the injury.

Q: Did your unit train on Law of War prior to deploying or during deployment?

A: Yes, but during the Kosovo rotation we had an MRE (Mission Rehearsal Exercise), half of the MRE was training.

Q: What do you use to track and account for captured personnel?

A: We haven't taken any in yet. We can only handle 4 detainees at a time.

Q: How do you account for money taken from captured/detained personnel?

A: Give it to our evidence custodian.

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: Maintain 2 people present at all times while we have custody of a detainee.

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: No.

Q: How do you take care of the prisoners' basic needs for food, water, clothing, shelter, and medical treatment?

A: We can give them the Halal meals, but the AMF cooks for them and brings the meals to them. We provide them 3 meals a day.

Q: Do you keep detainees near fuel, ammo, or commo equipment?

A: Yes. Our detainees are kept next to the ASP. The detainee facility was built prior to our arrival and the camp is very small. Plus, it would take a crane to move the ASP.

CJTF180-IG

SUBJECT: Interview of Deh Rahwod Detention Facility Cdr, (b)(6)-2 & (b)(7)(C)-2 17 Feb 04

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: No

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: Heard about it during the last rotation. We let AMF hold them on the last rotation and AMF would assault the detainees.

Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long?

A: Yes, during capture and movement. We use sandbags and goggles when available.

Q: Have you any knowledge or seen anyone cruelly treat or degrade a PUC?

A: No.

Q: How do you treat PUCs or detainees? Good/Fair/Poor?

A: Good.

Q: How do you safeguard a PUC against public curiosity? Good/Fair/Poor

A: Good. We employ a lot of LN workers on the firebase. LN workers are not supposed to see the detainees.

Q: Has anyone ever taken a picture of a PUC?

A: Not on this camp.

Q: What is the rule for deadly force against a PUC in the event that they are escaping?

A: We would use the minimum amount of force necessary. A PUC would not get past the infantry we have on post.

2. POC is the undersigned at (b)(6)-2 & (b)(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG

CJTF180 Inspector General

CJTF180-IG

22 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Gereshk Detention Facility Cdr 19, 20 Feb 04

1. The CJTF180 IG interviewed the Gereshk ODA Cdr and asked these questions

Q: Do you have a unit SOP to take, handle, and care for prisoners/detainees/PUCs?

A: Yes.

Q: How soon do you hand over PUCs to MPs?

A: 72 hours.

Q: Is mistreatment of a PUC a Serious Incident Report (SIR)?

A: It would be. SF is watching to keep control. Guards would be briefed to report it.

Q: Did your unit train on Law of War prior to deploying or during deployment?

A: Yes, it was a prerequisite for deployment. It was only a class not hands on.

Q: Where do you maintain your training records?

A: Back at Bragg. We would use a sign-in roster.

Q: What do you use to track and account for captured personnel?

A: Biometrics database and folder on each person. Capturing unit uses a locally made DA Form 4137 and we use the receipt for Detained Persons.

Q: How do you account for money taken from captured/detained personnel?

A: The same form, DA Form 4137 is sent forward. The evidence room is the intelligence room.

Q: What do you allow a captured/detained person to keep on their person?

A: Nothing, Nothing.

Q: Does your SOP cover the 5S's?

A: No

Q: Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured?

A: Yes.

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: No physical abuse is allowed. We are not allowed to touch the detainee. It is not part of the interrogation.

CJTF180-IG

SUBJECT: Interview of Gereshk Detention Facility Cdr 19, 20 Feb 04

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: Hasn't been a practice. It is unacceptable. You wouldn't be here a long time if you did.

Q: How do you take care of the prisoners' basic needs for food, water, clothing, shelter, and medical treatment?

A: They are medically screened when we get them and we annotate their health condition. They currently are forced to use their own clothes, we have the jumpsuits.

Q: Do you keep detainees near fuel, ammo, or commo equipment?

A: No

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes

Q: Do you know who you could report violations of prisoners' rights to?

A: Yes, the AOB at Firebase Ghecko that is our next higher command.

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: No

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No

Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long?

A: Yes, during capture and movement. Don't use for punishment.

Q: Have you any knowledge or seen anyone cruelly treat or degrade a PUC?

A: No.

Q: How do you treat PUCs or detainees? Good/Fair/Poor?

A: Good.

Q: How do you safeguard a PUC against public curiosity? Good/Fair/Poor

A: Good. You have to be on the photo access roster in order to get near the PUC. We have a Hesco wall around the facility with a 12-foot gate and we make sure that workers are out of the area when we move them.

Q: Has anyone ever taken a picture of a PUC?

A: During in processing. If someone takes a photo, they will lose their camera or card.

Q: What is the rule for deadly for against a PUC in the event that they are escaping?

CJTF180-IG

SUBJECT: Interview of Gereshk Detention Facility Cdr 19, 20 Feb 04

A: We would use the minimum amount of force necessary. If we had to shoot, the detainee would have to be beyond the Hesco wall of the facility and we would have to yell halt [redacted] times.

(b)(2)-3

2. POC is the undersigned at

[redacted] (b)(6)-2 & (b)(7)(C)-2

[redacted] (b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF180 Inspector General

CJTF180-IG

18 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Ghecko Detention Facility Cdr (ODB 320 Cdr) 16 Feb 04

1. The CJTF180 IG interviewed the Ghecko ODB Cdr and asked these questions

Q: Do you have a unit SOP to take, handle, and care for prisoners/detainees/PUCs?

A: Yes.

Q: How soon do you hand over PUCs to MPs?

A: 72 hours.

Q: Is mistreatment of a PUC a Serious Incident Report (SIR)?

A: It would be. SF is watching to keep control. Guards would be briefed to report it.

Q: Did your unit train on Law of War prior to deploying or during deployment?

A: Yes, it was a prerequisite for deployment. It was only a class not hands on.

Q: Where do you maintain your training records?

A: Back at Bragg. We would use a sign-in roster.

Q: What do you use to track and account for captured personnel?

A: Biometrics database and folder on each person. Capturing unit uses a locally made DA Form 4137 and we use the receipt for Detained Persons.

Q: How do you account for money taken from captured/detained personnel?

A: The same form, DA Form 4137 is sent forward. The evidence room is the intelligence room.

Q: What do you allow a captured/detained person to keep on their person?

A: Nothing, Nothing.

Q: Does your SOP cover the 5S's?

A: No

Q: Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured?

A: Yes.

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: No physical abuse is allowed. We are not allowed to touch the detainee. It is not part of the interrogation.

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DA IG

CJTF180-IG

Interview of Ghecko Detention Facility Cdr (ODB 320 Cdr) 16 Feb 04

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: Hasn't been a practice. It is unacceptable. You wouldn't be here a long time if you did.

Q: Would you let OGA (Other Government Agencies) use their Tactic, Techniques, and Procedures (TTP) in your facility?

A: We do not let them to use their TTPs.

Q: How do you take care of the prisoners basic needs for food, water, clothing, shelter, medical treatment?

A: We have the means to purchase something like clothes. They have the clothing they came in with and we have a doctor on station (our SF medics 18D). They get 3 meals a day and if they don't eat we force-feed them.

Q: Do you keep detainees near fuel, ammo, or commo equipment?

A: No

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes

Q: Do you know who you could report violations of prisoners' rights to?

A: IG, local MPs, or SJA.

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: No

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No

Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long?

A: Yes, during capture and movement. It is not used as a form of punishment.

Q: Have you any knowledge or seen anyone cruelly treat or degrade a PUC?

A: Haven't seen it.

Q: How do you treat PUCs or detainees? Good/Fair/Poor? Good, but it is hard to treat them without passion.

Q: How do you safeguard a PUC against public curiosity? Good/Fair/Poor

CJTF180-IG

Interview of Ghecko Detention Facility Cdr (ODB 320 Cdr) 16 Feb 04

A: Good, we don't parade them around and we have an outer security for our operations. There are limited personnel who have contact with the PUCs. PUCs don't fascinate us. Further we use goggles and have to assist them. Use helicopters to transport the PUC.

Q: Has anyone ever taken a picture of a PUC?

A: Part of in processing. No one takes photos of PUCs.

Q: What is the rule for deadly for against a PUC in the event that they are escaping?

A: Not allowed to use deadly force. It won't be the first choice. We would tackle him.

2. POC is the undersigned at (b)(6)-2 & (b)(7)(C)-2

(b)(7)(C)

MAJ, IG
CJTF180 Inspector General

CJTF180-IG

16 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Kandahar Detention Facility Cdr (Cdr. (b)(2)(2) MP Company Commander, CPT (b)(6)(2)(8) (b)(7)(C)-2) 15 Feb 04

1. The CJTF180 IG interviewed the (b)(2)(2) MP Co Commander and asked these questions

Q: Do you know that prisoners will not be repatriated against their will?

A: All PUCs go straight to BAF.

Q: Are all MP personnel performing guard duties eligible to carry firearms?

A: Yes. At the mobilization station everyone qualified. In theatre we conduct weapons familiarization. Ranges are held once per month. We have shotgun familiarization, but there is currently a shortage of rounds.

Q: Do military and civilian personnel assigned to or accompanying a DoD Component know that they shall report reportable incidents through their chain of command and that such reports also may also be made through other channels, such as the military police, a judge advocate, or an Inspector General?

A: We notify CJTF-180, Warrior Commander (1st Bde, 10th Mountain Division), Warrior SJA, and Task Force Guardian (CJTF-180 Provost Marshal)

Q: Do soldiers know that all prisoners will receive humane treatment and that the following acts are prohibited murder, torture, corporal punishment, mutilation, taking of hostages, sensory deprivation, collective punishments, execution without trial by proper authority, and all cruel and degrading treatment?

A: Have not had any prisoners acting up with discipline problems. We have 3 steps of punishment.

Q: Do soldiers know that prisoners will be protected against all acts of violence to include public curiosity?

A: Yes, we have walls and guard towers.

Q: Do you use sensory deprivation?

A: We take goggles and ear muffs off when they get off inside the barn.

Q: Do soldiers know that photographing, filming, and videotaping of individual EPW, CI, and RP for other than internal Internment Facility administration or intelligence/counterintelligence purposes is strictly prohibited?

A: Soldiers climb the Air Traffic Control Tower and attempt to take photos but we confiscate the camera. We have brought this to the 1st Brigade commander's attention

CJTF180-IG

SUBJECT: Interview of Kandahar Detention Facility Cdr (Cdr, (b)(2)-2 MP Company Commander, CPT (b)(7)(C) 15 Feb 04

and it has stopped. We also have coordinated with the ATC to notify us if they see anyone with a camera.

Q: Do soldiers know that there will be no group, wide area, or aerial photographs of EPW, CI, and RP or facilities will be taken unless approved by the senior Military Police officer in the Internment Facility commander's chain of command?

A: No photos are taken.

Q: Do all soldiers know to notify appropriate intelligence sources when EPW/RP are found in possession of large sums of US or foreign currency?

A: Everything is bagged by the time they get to KAF. We tell MI what the PUC possessed; ie Pakistani Rupees etc.

Q: Do Military Police provide the following information concerning EPW and RP to the National Prisoner of War Information Center (NPWIC)? AR 190-8 para 1-7b.

- (1) Complete name.
- (2) ISN.
- (3) Rank.
- (4) Serial number.
- (5) Date of birth.
- (6) City of birth.
- (7) Country of birth.
- (8) Name and address of next of kin.
- (9) Date of capture.
- (10) Place of capture.
- (11) Capturing unit.
- (12) Circumstances of capture.
- (13) Location of confiscated personal property.
- (14) Nationality.
- (15) General statement of health.
- (16) Nation in whose armed services the individual is serving.
- (17) Name and address of a person to be notified of the individual's capture.
- (18) Address to which correspondence may be sent.
- (19) Certificates of death or duly authenticated lists of the dead.
- (20) Information showing the exact location of war graves together with particulars of the dead.
- (21) Notification of capture.
- (22) List of personal articles of value not restored upon repatriation.

A: Use out own database. CITF agent collects DNA, fingerprint, photos, gunpowder swabs. Military Police only photograph and fingerprint and input into the JABS system. MI will test clothes when they think there's intelligence value. We have only 2 NIPRNET accounts for the entire (b)(2)-2 MP Company

CJTF180-IG

SUBJECT: Interview of Kandahar Detention Facility Cdr (Cdr, (b)(2):2 MP Company Commander, CPT (b)(6)-2& (b)(7)(C)-2) 15 Feb 04

Q: Do Military Police Obtain and store information concerning CI and ODs who are kept in the custody of U.S. Armed Forces who are subjected to assigned residence, or who were interned and then released? AR 190-8 para 1-7c.

A: We burn the files onto CD. Our predecessors left us their records.

(1) Any particulars that may assist in the individual's identification. This information shall include at least the person's surname, first names, place and date of birth, nationality, last residence and distinguishing characteristics, the first name of the father and the maiden name of the mother, the date, place and nature of the action taken with regard to the individual, the address at which correspondence may be sent and the name and address of the person to be informed.

A: We try to get directions to the person's house. MI collects it and sometimes provides Military Police a copy of the directions to the hut, house, or hole.

Q: Do units designated to receive prisoners at the collection points or camps prepare a DD Form 629 receipt (Receipt for Prisoner or Detained Person) with a list of each prisoner's name attached and provide a copy of the receipt to the escort? AR 190-8 para 2-1a.(f)

A: We sign for the detainee and also get a signed release. We use the DA Form 2708.

Q: Are cells use in close confinement at least 6 feet wide, 8 feet long, and 8 feet high? AR 190-47 para 9-4(b)

A: Yes

Q: Does the EPW/CI facility commander? AR 190-8 para 3-3

(1) Process interned prisoners to include tagging, assignment of ISN, fingerprinting, photographing, and weighing, as needed.

A: ISN numbers are given by J2 when the PUC is approved to go to GITMO. We give them a uniform with local numbers and numbers are put on their cages and written on paper on the wall. We do not weigh them when they arrive.

(2) Issue the EPW a completed DA Form 2662-R (EPW Identity Card), if an EPW does not hold an identity card issued by his or her government,

A: No.

(3) Prepare DA Form 2663-R (Fingerprint Card) in duplicate for each EPW/RP?

A: Yes

(4) Provide prisoners with humane treatment, health and welfare items, quarters, food, clothing, and medical care.

A: Yes

CJTF180-IG

SUBJECT: Interview of Kandahar Detention Facility Cdr (Cdr, (b)(2)-2 MP Company Commander, CPT (b)(7)(C) 15 Feb 04

(5) Provide for morale, religious, intellectual, educational, social, physical and recreational activities for the prisoners.

A: No books, magazines, no talking. We do allow them to have a Koran.

(6) Allow prisoners to correspond with their families and receive relief shipments.

A: No letters or care packages are allowed.

(7) Provide prisoners copies of the 1949 Geneva Conventions (in their own language, if possible).

A: N/A

(8) Provide command and control, and operate, administer, and secure the camp.

A: Yes

(9) Provide the initial medical examination and monthly screening of prisoners.

A: No weighing, no cavity search, no tuberculosis test.

(10) Provide initial reports of and perform initial investigation and inquiries into prisoner labor injuries or incidents.

A: No injuries while in the facility. If we had an injury we would photograph of the injuries received prior to entering the facility.

(11) Report allegations of criminal acts or war crimes committed by or against EPW/RP to the supporting element of the U.S. Army Criminal Investigation Command (USACIDC).

A: Yes, to CID and CITF both.

(12) Establish and maintain complete and accurate accountability information regarding the location, physical and legal status, of all individuals in the custody of, or assigned to the EPW facility?

A: The Sergeant of the Guard (SOG) board in the command operations center. It includes medications they need and other special needs for example dietary needs.

(15) Provide an area for intelligence collection efforts?

A: Yes, an Isolation cell.

(16) Are the Geneva Conventions will be posted within the camp in the language(s) of the EPW/RP nation(s)? AR 190-8 para 3-4a

A: N/A

Q: ARE EPW/RP provided sundry/health and comfort packs, which may be supplemented with items tailored to their cultural needs? AR 190-8 para 3-4h.

A: We provide soap, toilet paper, toothbrush, and toothpaste.

CJTF180-IG

SUBJECT: Interview of Kandahar Detention Facility Cdr (Cdr, (b)(2)-2 MP Company
 Commander, CPT (b)(6)-2 & (b)(7)(C)-2 15 Feb 04

Q: Do EPW/RP have access, day and night, to latrines that conform to the rules of hygiene and are maintained in a constant state of cleanliness? AR 190-8 para 3-4i(1)

A: Yes, they are provided a bucket. We have ordered stainless steel prison toilets to go in the new facility when we move to the other side of the airfield.

Q: In any camps in which women EPW/RP are accommodated, are separate latrines provided for them? AR 190-8 para 3-4i(1)

A: No females. However, she would get her own bucket.

Does the detainee camp commander maintain records of disciplinary punishment? AR 190-8 para 3-6 And are the following act prohibited?

Yes No N/A (1) Fraternalization between EPW, RP and U.S. military or civilian personnel. Fraternalization is defined as improper or intimate communications or actions between U.S. Armed Forces personnel and EPW/RP.

Yes No N/A (2) Donating or receiving gifts or engaging in any commercial activity between persons in U.S. custody and U.S. personnel.

Q: Does the detainee camp commander seize political emblems, insignias, flags, and pictures of political leaders?

A: Yes. They are not authorized personal effects. Not allowed to have anything.

Q: Are medical inspections of EPW/RP will be held at least once a month, where each detainee will be weighed and the weight recorded on DA Form 2664-R (Weight Register)? AR 190-8 para 3-4i(1)

A: Yes, the Physician's Assistant is here almost every other day.

Q: Does the detainee camp commander ensure that each EPW/RP understands the meaning of the English word "halt"?

A: No.

Yes No N/A Does the detainee camp commander aware of the following authorized disciplinary measures? AR 190-8 para 3-7

Yes No N/A (1) Suspend or eliminate privileges granted over and above the minimum privileges provided for in the GPW and GC.

A: We suspend items such as mattress, ICRC books, no physical training, and no hot food.

Yes No N/A (2) Confinement.

A: Can put into isolation.

Yes No N/A (3) Fatigue duties not exceeding 2 hours daily. This punishment will not be applied to officers.

Yes No N/A (5) In no case will disciplinary punishments be inhumane, brutal, or dangerous to the person's health. The length of a single disciplinary punishment will not exceed 30 days.

CJTF180-IG

SUBJECT: Interview of Kandahar Detention Facility Cdr (Cdr, (b)(2)-2 MP Company
Commander, CPT (b)(6)-2 & (b)(7)(C)-2 15 Feb 04

2. POC is the undersigned at (b)(6)-2 & (b)(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF180 Inspector General

CJTF180-IG

14 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Orgun-E Detention Facility Cdr (b)(2) IN Bn Cdr) 13 Feb 04

1. The CJTF180 IG interviewed the Orgun-E Battalion Cdr and asked these questions

Q: Do you have a unit SOP to take, handle, and care for prisoners/detainees/PUCs?

A: Yes. We have a Detainee Annex

Q: How soon do you hand over PUCs to MPs?

A: Within 48-72 hours our submission is in for the next flight. The flight usually arrives within 7 days.

Q: How do you account for money taken from captured/detained personnel?

A: Report to Brigade. \$5,000 or equivalent would be of possible intelligence value. It is not uncommon to find large amounts of money on detainees. It is just cause for closer scrutiny. Every capture is immediately reported. We provide a daily INTSUM to COL(P) (b)(2) (b)(7)(C)2

Q: Do you tag captured or detained persons or their property?

A: Does not happen too often. We inventory their items and put in a bag. We use a DOCEX form.

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: Heard about it with the last ODA that was here prior to 10th Mountain Division, but I didn't see any evidence of it. The investigation didn't pan out. Allegedly a PUC bit an ODA soldier 2-3 months ago at CJSOTF.

Q: Do you keep detainees near fuel, ammo, or commo equipment?

A: No, we keep them separate

Q: How do you treat PUCs or detainees? Good/Fair/Poor? Good treatment.

Q: How do you safeguard a PUC against public curiosity? Good/Fair/Poor

A: Don't believe that anyone knows that they are here. They are too far inside the firebase for anyone to know where they are.

Q: Has anyone ever taken a picture of a PUC?

A: Only for intelligence value. I am 99.9% sure that we don't do it and we don't let the Press do it either.

CJTF180-IG

SUBJECT: Interview of Orgun-E Detention Facility Cdr (b)(2)-2 IN Bn Cdr) 13 Feb 04

2. POC is the undersigned at (b)(6)-2 & (b)(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF180 Inspector General

CJTF180-IG

27 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Commander (b)(2)-2 FB Salerno 27 Feb 04

1. The CJTF180 IG interviewed the TF 1-501 Commander and asked these questions

2. Q: How quickly do you hand over PUCs to MPs?

A: 72 hours. But 10 days is the max that we have kept a detainee

3. Q: Is mistreatment of a PUC an Serious Incident Report (SIR)?

A: Yes

Who would initiate the SIR?

4. Q: Did your unit train on Law of War prior to deploying or during deployment?

A: Yes

5. Q: Do you ensure that all Detainees are protected, safeguarded, and accounted for from the time of capture until evacuation to designated internment facilities?

A: Yes

6. Q: What do you allow a captured/detained person to keep on their person?

A: I really don't know. But, I would say nothing.

7. Do you tag captured or detained persons or their property?

A: Yes, we use the EPW tag

8. If a detained person refuses to answer your questioning can you?

Can you threaten the Detainee? Can you insult the Detainee?

A: We may stress the Detainee and he may not get food and water immediately, but he will get it within the first 24 hours.

9. Q: Do you keep detainees near fuel, ammo, or commo equipment?

A: No. They are outside of the inner perimeter. There is no ASP and they are not near fuel or communications equipment.

10. Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes. In fact I initiated one commander's inquiry after a detainee made the allegation that someone threw water on him. The inquiry was completed and there was nothing substantiated.

3931

DA IG

CJTF180-IG

SUBJECT: Interview of Commander (b)(2):2, FB Salerno 27 Feb 04

11. Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No

12. Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long?

A: Yes we place a cravat over the eyes and sandbag the detainee upon initial capture. We do not have earmuffs. I believe we may have put gloves on a PUC to deny them their sense of touch.

13. How do you treat PUCs or detainees? Good/Fair/Poor?

A: Good and I believe that we do not get as much intelligence as we could out of the detainee because of how good we treat them.

14. To your knowledge has anyone ever taken a picture of a PUC?

A: There haven't been any trophy photos taken. However, there may have been some photos taken on the objective and I will not say that it hasn't happened. Because it could have easily happened.

15. Are you aware that deadly force is authorized against an escaping prisoner?

A: Yes as a last resort.

CJTF180-IG

1 March 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Commander, MAJ (b)(7)(C) and Detention Facility NCOIC, FB Chapman, 1 March 2004

1. The CJTF180 IG interviewed the FB Chapman Commander and Detention Facility NCOIC and asked these questions

Q: Do you have an SOP to take, handle, and care for prisoners/detainees/PUCs?

A: Yes, the unit AOB 2090 developed an SOP in absence of Bn SOP, FOB 191.

Q: How quickly do you hand over PUCs to MPs?

A: 72 hours. Have held detainees 10-15 days is the maximum time that we have kept a detainee

Q: Is mistreatment of a PUC an Serious Incident Report (SIR)?

A: Yes

Who would initiate the SIR? Report it up through the chain of command

Q: Did your unit train on Law of War prior to deploying or during deployment?

A: Yes, Briefings at FT. Bragg. Information was placed in Mobilization Packets.

Q: Do you ensure that all Detainees are protected, safeguarded, and accounted for from the time of capture until evacuation to designated internment facilities?

A: Yes,

Q: What do you allow a captured/detained person to keep on their person?

A: Detained personnel are authorized to keep nothing on their person except clothes. Detainee's items are kept by printer in the Operations center which is manned 24 hours 7 days a week. The IG recommended that they have a locked container or cabinet in order to secure detainee's property and appoint an evidence custodian on orders both Primary and Alternate.

Q: Do you tag captured or detained persons or their property?

A: Yes,

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: By treating the detainee with dignity and respect.

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

CJTF180-IG

SUBJECT: Interview of Commander, MAJ (b)(7)(C) and Detention Facility NCOIC, FB Chapman, 1 March 2004

A: No

Q: How do you take care of prisoners basic needs for food, water, clothing, shelter, medical treatment?

A: We provide 3 ethnic meals a day, the same food which is prepared for interpreters is provided to detainees. We have 2 emergency room doctors (team members) on hand to provide medical support.

Q: Do you keep detainees near fuel, ammo, or commo equipment?

A: No.

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes.

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No

Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long?

A: Yes we place a cravat over their eyes during initial capture and transport.

Q: How do you treat PUCs or detainees? Good/Fair/Poor?

A: Good

Q: To your knowledge has anyone ever taken a picture of a PUC?

A: No

Q: Are you aware that deadly force is authorized against an escaping prisoner?

A: Yes as a last resort.

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG

CJTF180 Inspector General

CJTF180-IG

16 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Military Intelligence OIC MAJ [REDACTED] and the senior interrogator on 14 Feb 04

1. The CJTF180 IG interviewed the Detention Facility Interrogator OIC and asked these questions

Q: Do you have a unit SOP to take, handle, and care for detainees or PUCs?

A: We have a FRAGO on what you can do and the steps to take. TF Warrior S2 has an SOP on PUCs.

Q: Do you know that War crimes, including mistreatment of enemy prisoners of war, violations of the Geneva Conventions, and atrocities are a Category 1 Serious Incident Report? AR 190-40 Appendix B1 B-1b.

A: Yes,

Q: Who would initiate the SIR?

A: The person who saw it would initiate it.

Q: Did you train on level B law-of-war training (Level B training is conducted in units for officers, warrant officers, NCOs and enlisted personnel commensurate with the missions of the unit) based on the current missions and contingency plans (including anticipated geographical areas of deployment or rules of engagement)? AR 350-1 para 4-14c.(2) and table G-1 Refresher training, dated 9 April 2003

A: Yes, briefed by SJA. We had a 2-day course for interrogators on AR 27-10 and the Interrogations Field Manual.

Q: What do you use to track and account for captured personnel?

A: Warrior S2 assigns a detainee number and we can track the email thread.

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: We cannot threaten them with physical bodily harm. We can insinuate something.

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: Interrogators are never alone. Use insinuation and no threats. Use assisted search; guide the prisoner through his pockets. Senior interrogator is in Kandahar.

3935

DA IG

CJTF180-IG

SUBJECT: Interview of MI OIC, Bagram, 12 Feb 04

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes. Through CID, SJA, CPT [redacted] and S2 MAJ [redacted]

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: Possibly OGA.

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No knowledge of that.

Q: Has anyone seen anyone cruelly treat or degrade a PUC?

A: Not allowed.

Q: How do you treat PUCs or detainees? Good, Fair, or Poor?

A: Good

Q: How do you safeguard a PUC against public curiosity?

A: Don't move PUCs around. Don't let escort or guard move them.

Q: Has anyone ever taken a picture of a PUC?

A: This happened at Salerno. Taking pictures of cages and we stopped them. We do take photos for screening/in processing purposes.

Q: How long can you interrogate someone?

A: As long as you can give them food and water and let them have food and water. My longest session was 20 hours.

Q: Can you describe the Safety Position?

A: We don't use it.

Q: Can you describe the Fear Up approach?

A: Fear up mild – Ask the PUC "What do you think will happen?", Fear up heavy – Scream, throw books against the wall, but not at the PUC. Use more than one interrogator, Direct approach – Ask the PUC, "What is your name?", Fear Up – Flip out, Fear Down – Be calm

2. POC is the undersigned at [redacted]

[redacted]

MAJ, IG
CJTF180 Inspector General

CJTF180-IG

16 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Orgun-E Military Intelligence Detention Facility Interrogator,
SGT [REDACTED] 13 Feb 04

1. The CJTF180 IG interviewed the Detention Facility Interrogator OIC and asked these questions

Q: Do you have a unit SOP to take, handle, and care for detainees or PUCs?

A: Yes. Bagram Facility procedures are modified here. We keep the PUCs awake for the first 24 hours that they are here. We make them stand for 24 hours. We also keep them blind folded for the first 24 hours. We give them water immediately and will give them food after the first 24 hours are up.

Q: Do you know that War crimes, including mistreatment of enemy prisoners of war, violations of the Geneva Conventions, and atrocities are a Category 1 Serious Incident Report? AR 190-40 Appendix B1 B-1b.

A: Yes

Q: Can OGA practice their TTP in your facility?

A: No they can't use drugs or prolonged sensory deprivation in our facility. OGA guard their own PUCs. Once the PUC is turned into our facility he is DoD. Our S2 is in charge.

Q: Who would initiate the SIR?

A: The person who saw it would initiate it.

Q: Did you train on level B law-of-war training (Level B training is conducted in units for officers, warrant officers, NCOs and enlisted personnel commensurate with the missions of the unit) based on the current missions and contingency plans (including anticipated geographical areas of deployment or rules of engagement)? AR 350-1 para 4-14c.(2) and table G-1 Refresher training, dated 9 April 2003

A: Yes.

Q: What do you use to track and account for captured personnel?

A: We use chart on each cell.

Q: How long do you keep detainees?

A: We have to have our request in no later than 72 hours after they arrive. However, it may take 1 to 2 weeks based on the ring resupply.

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: We cannot threaten them with physical bodily harm. No death threats. We don't threaten to take away food and water either. We do threaten them with helicopter rides and PCS to KAF. We do not swear at the PUCs or call them stupid or anything. I may yell if I know the truth and they are lying to me.

3937

DA IG

CJTF180-IG

SUBJECT: Interview of MI OIC, Bagram, 12 Feb 04

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes.

Q: How do you prevent physical torture or mental coercion?

A: No physical contact of the PUC. Every 30 minutes the guard checks on the PUC and every 6 hours the sergeant of the guard checks. The interpreter tells them the rules when they arrive. After the PUC asks questions and understands the rules there is no talking. The interpreters are local hire.

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: No PUCs have died here

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: PUCs are treated well

Q: Has anyone seen anyone cruelly treat or degrade a PUC?

A: No

Q: How do you treat PUCs or detainees? Good, Fair, or Poor?

A: Good

Q: How do you safeguard a PUC against public curiosity?

A: People have asked for permission to see the PUCs and they have been denied.

Q: Has anyone ever taken a picture of a PUC?

A: No

Q: What is the ROE for an escaping prisoner?

A: They would have to demonstrate a hostile intent or act. A guy running away would not be cause to shoot.

2. POC is the undersigned at

(b)(6)-2 & (b)(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG

CJTF180 Inspector General

CJTF180-IG

12 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Military Intelligence OIC, 1LT (b)(6)-2 & (b)(7)(C)-2 and MAJ (b)(6)-2 & (b)(7)(C)-2 Bagram, 12 Feb 04

1. The CJTF180 IG interviewed the Joint Intelligence Facility OIC and asked these questions

Q: Do you know that War crimes, including mistreatment of enemy prisoners of war, violations of the Geneva Conventions, and atrocities are a Category 1 Serious Incident Report? AR 190-40 Appendix B1 B-1b.

A: Yes, there were two incidents where CJSOTF injured a PUC and it was reported.

Q: Who would initiate the SIR?

A: It would go to higher and they would report it. Once we had a PUC with thin skin on his nose and the goggles caused his nose to bleed.

Q: Did you train on level B law-of-war training (Level B training is conducted in units for officers, warrant officers, NCOs and enlisted personnel commensurate with the missions of the unit) based on the current missions and contingency plans (including anticipated geographical areas of deployment or rules of engagement)? AR 350-1 para 4-14c.(2) and table G-1 Refresher training, dated 9 April 2003

A: Yes, had classes by correspondence in the Captain's course. No formal training. I do not know if the soldiers received it or didn't receive it.

Q: Where do you maintain your training records?

A: 415TH MI BN. I don't think that they are here. CPT (b)(7)(C) the 221st MI Company Commander might know.

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: We cannot threaten them with physical bodily harm. Can't threaten him with his family. We can use indirect threats and innuendo

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs?

A: Yes. The JIF OIC, MAJ (b)(6)-2 & (b)(7)(C)-2 reported violations on a PUC to J2 and J2 reported it to J3 and a 15-6 investigation was done.

Q: Do you know whom you could report violations of prisoner's rights to?

CJTF180-IG

SUBJECT: Interview of MI OIC, Bagram, 12 Feb 04

A: It has not happened while I was here. I would initiate an inquiry and tell the MPs here. I would go to J2 or the senior interrogator. The senior interrogator monitors interrogations and would make an on-the-spot correction.

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: No.

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No.

Q: Can you describe the Safety Position?

A: It is not used in the MI Booth. We don't use it here.

Q: Can you describe the Fear Up approach?

A: Disrespect for the Koran. Insult the PUC, throw a chair inside a room. Have a room upstairs with spotlights. Turn on music very loud, under constant supervision of a MP guard. Tell the PUC he is going to go to GITMO (Guantanamo Bay, Cuba). Raise the tone of voice of the interrogator or the interpreter.

Q: Can you describe Pride and Ego down?

A: Tell the detainee that he is not a good soldier or a good Muslim. This is authorized in FM 34-52. Can't insult the PUC directly

Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? Goggles and earmuffs are not used for deprivation. We will give light and sound for many days. We will pull his orange hat down during screening.

Q: Have you any knowledge or seen anyone cruelly treat or degrade a PUC?

A: Female interpreters are used as an approach. The process of interrogation is to degrade a PUC. We do not degrade a PUC for the sole purpose of degrading.

Q: How do you treat PUCs or detainees? Good/Fair/Poor?

A: Good

Q: Has anyone ever taken a picture of a PUC?

A: This is strictly forbidden. MPs would jump all over me. In 2002 Combat Camera came in and took photos. General Harrell took classified photos for training back at Fort Huachuca.

Q: Describe mild physical contact.

CJTF180-IG

SUBJECT: Interview of MI OIC, Bagram, 12 Feb 04

A: We do not do that here. We want to keep distance between the interrogator and the PUC. During interrogation, hoods are not used. Goggles are used in isolation. But I haven't seen it done.

Q: How long can you interrogate someone.

A: We don't use prolonged standing, we don't use dogs. In September 2003, Fort Huachuca sent instructors over here and gave strategic debriefing course. Fort Huachuca teaches EPW interrogators. Interrogations are professional and monitored. We have a problem that we are so restricted that we cannot use techniques to get intelligence from PUCs and that we are ineffective. This is a

2. POC is the undersigned at (b)(6)-2 & (b)(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF180 Inspector General

CJTF180-IG

27 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Detention Facility NCOIC and S2 (b)(2)-2 FB Salerno 27 Feb 04

1. The CJTF180 IG interviewed the Detention Facility NCOIC and S2 from TF 1-501 and asked these questions

2. Q: Do you know that War crimes, including mistreatment of enemy prisoners of war, violations of the Geneva Conventions, and atrocities are a Category 1 Serious Incident Report? AR 190-40 Appendix B1 B-1b.

A: Yes. Would report mistreatment of a detainee to the chain-of-command and then through Warrior Brigade (1st Bde, 10th Mountain Division) and investigate mistreatment incident.

3. Q: Did you train on level B law-of-war training (*Level B training is conducted in units for officers, warrant officers, NCOs and enlisted personnel commensurate with the missions of the unit*) based on the current missions and contingency plans (including anticipated geographical areas of deployment or rules of engagement)? AR 350-1 para 4-14c.(2) and table G-1 Refresher training, dated 9 April 2003

A: Yes, the S2 held STX (Situational Training Exercise) Lanes as well as lecture in the theater.

4. Q: Do you evacuate detainees from theater? The Commander must seek SECDEF approval prior to evacuation of EPW/RP outside the theater of operations? AR 190-8 para 2-3.

A: The unit sends detainees to Bagram and Kandahar.

5. Q: What would you do if a Detainee did not want to be repatriated? Prisoners will not be forced to be repatriated against their will. Prisoners who refuse repatriation will be treated as prisoners of war until their legal status and further disposition can be determined by competent authority. AR 190-8 para 2-2d

A: The S2 would ask the Detainee why he does not want to be repatriated. This has happened once when a Village Elder stated that there was a rat (informant) amongst his village. (b)(2)-2 PUC'd the informant so that the Village Elder would not know who it was.

6. Q: Are all soldiers performing guard duties eligible to carry firearms? Personnel must have satisfactorily completed mandatory training and proficiency testing within the preceding 12 months.

CJTF180-IG

SUBJECT: Interview of Detention Facility NCOIC and S2 (b)(2)-2, FB Salerno 27 Feb 04

A: The unit requalifies regularly and reconfirms their zero. They have a semi-indoor range in the expansion area. Everyone qualified with their assigned weapon before deploying as well as has familiarized fire while in theater.

7. Q: Do you have rules for punishing a Detainee?

A: We do not have rules for punishment. We would consult the Tactical Humint Team (THT). We might use handcuffs behind the back or goggles for one-hour maximum.

8. Q: How do you prevent public curiosity of a Detainee?

A: Nobody is allowed in the Detention Facility except the guards, NCOIC, Battalion Commander, XO, S2, and S3 without permission of the S2 or SSG (b)(6)-2 & (b)(7)(C)-2 the NCOIC.

9. Q: Do you allow anyone to photograph, film, or videotape a Detainee in the Detention Facility except for administration or intelligence/counterintelligence purposes?

A: No one is allowed to take photographs within the facility and we would confiscate their camera and film. We had a newsgroup that attempted to get into the facility but the S2, CPT (b)(6)-2 & (b)(7)(C)-2 stopped them.

10. Q: Do you know that there will be no group, wide area, or aerial photographs of EPW, CI, and RP or facilities unless approved by Internment Facility commander's chain of command?

A: Yes, photographing is prohibited so that the enemy wouldn't know where we keep the detainees.

11. Q: What would you do if you found a Detainee in possession of large sums of US or foreign currency?

A: Treat it as his own personal money and record it on a DA Form 4137 and then report it higher for intelligence purposes to find out why he had the money.

12. Do you record the following information concerning Detainees?

- (1) Complete name. Yes
- (2) ISN. We give a tracking number
- (3) Date of birth. Yes (But, the Afghanis celebrate birthdays by the number of New Year's celebrated, usually start keeping track after their 6th Birthday.
- (4) City of birth. Yes
- (5) Country of birth. Yes
- (6) Name and address of next of kin. Yes
- (7) Date of capture. Yes
- (8) Place of capture. Yes
- (9) Capturing unit. Yes
- (10) Circumstances of capture. Yes
- (11) Location of confiscated personal property. Yes

CJTF180-IG

SUBJECT: Interview of Detention Facility NCOIC and S2 TF [REDACTED] b2-2
 FB Salerno 27 Feb
 04

(12) Nationality. Yes

(13) General statement of health. Yes

13. Q: Do you have records from previous unit of Detainees who were kept in the custody of U.S. Armed Forces who were detained and released?

A: No records were on file. We replaced C/1-87 who took Salerno over from the Italians.

14. Q: Does the Detention Facility Commander know that interviews and photographing EPW/CI/RP and other detainees by news media will not be permitted?

A: Yes

15. Q: Have you had any deaths or suicides of Detainees?

A: No, but we did have one detainee who worked his hands to cut into his flexicuffs intentionally. We sought medical treatment and put bandages on his wrists.

16. Q: Do you complete DD Form 2708 receipt (Receipt for Prisoner or Detained Person) when you release them to Kandahar or Bagram or does the receiving unit prepare the DD Form 2708?

A: The detention facility NCOIC prepares the DD Form.

17. Q: How do you account for Detainees while they are under your control?

A: Detention NCOIC uses an excel spreadsheet for tracking, along with a Detainee Chart in the SOP showing the name and location of each person held.

18. Q: What do you allow a detainee to have on their person in the cell?

A: A Koran after we look through it to make sure that there aren't any notes. We need more Korans on hand to give the Detainees.

19. Does the commanding officer of the capturing unit ensure that all prisoners of war and retained persons will, at the time of capture, be tagged using DD Form 2745?

A: Yes, but we now use the DA Form 5976 as it is more durable.

20. Q: Do you ensure that all equipment, documents, and personal property confiscated during the search must be tagged and administratively accounted for by the capturing unit. Capturing units must provide the: date of capture, location of capture (grid coordinates), capturing unit, and any special circumstances of the capture (how the EPW was captured).

A: This was not being done until the Detention NCOIC became the evidence custodian. They are using a shoe tag with the name of the captured person and grid coordinate for equipment and documents

21. Q: Have you seen a Detainee physically or mentally tortured or coerced to compel prisoners to provide information?

CJTF180-IG

SUBJECT: Interview of Detention Facility NCOIC and S2 [REDACTED] FB Salerno 27 Feb 04

A: No, but we do tell them to help us out and we can make your living conditions better. There is no physical coercion or mental coercion. We have promised them foot bread.

22. Q: Do you make provisions to issue health and comfort items such as food, potable water, appropriate clothing, shelter, and medical attention?

A: Yes, they get 3 meals a day, 6 bottles of water, their cells are high enough to drain water away, and we medically screen them with the Forward Surgical Team, Physician's assistant, and medics. Medics check on them almost every other day. The guards administer the medication and log it on the Medication Log. We laundry their clothes if they have soiled them. We don't have a budget to provide customary clothing to them.

23. Q: Can you keep Detainees near ammunition sites, fuel facilities, and communications equipment?

A: No. The Detention Facility is outside of the main camp and away from all these areas.

24. Q: Do you process Detainees to include tagging, assignment of ISN, fingerprinting, photographing, and weighing, as needed?

A: The Detention NCOIC assigns a tracking number to the Detainee. Also, he has requested purchase of a scale in order to weigh. They do not have the BAT system for fingerprinting or retinal scans. The system was ordered through the 25th ID and was never delivered. The S2 states that he will have to submit another request.

25. Q: Are you aware that you need to Report allegations of criminal acts or war crimes committed by or against EPW/RP to the supporting element of the U.S. Army Criminal Investigation Command (USACIDC)?

A: Yes

26. Q: Are you aware that CID investigates deaths resulting from other than natural causes?

A: Yes

27. Q: Do you provide an area for intelligence collection efforts?

A: Yes, it is in the Italian building adjacent to the Detention Cells.

28. Q: Do EPW/RP have access, day and night, to latrines that conform to the rules of hygiene and are maintained in a constant state of cleanliness?

A: Yes, the Detention NCOIC contracted with Brown and Root for a Portajohn and they also provide Urine bottles in each cell.

29. Q: If you had a female prisoner would you ensure that they are segregated?

A: Yes

CJTF180-IG

SUBJECT: Interview of Detention Facility NCOIC and S2 TF (b)(2)-2 FB Salerno 27 Feb 04

30. Q: If you had a Detainee for greater than one month would you medically screen them again?

A: Yes

31. Q: Does the detainee camp commander maintain records of disciplinary punishment?

A: N/A. Do not punish detainees.

32. Q: Is Fraternization prohibited.

A: Yes, but we try to get the Guards to be friendly to get information out of them.

33. Q: Do you seize political emblems, insignias, flags, and pictures of political leaders?

A: Yes

34. Q: Do you ensure that each EPW/RP understands the meaning of the English word "halt"?

A: No. The Guards were given a language card and prior to deploying were given language training.

35. Q: Do you know the Rules of Engagement for an escaping prisoner?

A: Yes, if a Detainee attempts to escape we will use the minimum amount of force necessary. If we need to use Deadly Force, the guard will

[REDACTED]

b(2)-3

36. Q: Do you provide soldiers to transport PUCs to BAF and KAF?

A: Sometimes we coordinate for MPs to come here, other times we provide soldiers

CJTF180-IG

12 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Detention Facility OIC, Bagram, 12 Feb 04

1. The CJTF180 IG interviewed the Detention Facility OIC, CPT (b)(6)-2, (b)(7)(C)-2 (b)(2)-2 MP Battalion and asked these questions

Q: Do you know that War crimes, including mistreatment of enemy prisoners of war, violations of the Geneva Conventions, and atrocities are a Category 1 Serious Incident Report? AR 190-40 Appendix B1 B-1b.

A: Absolutely. I would report it. I do not fill out a formal SIR report. There have been 2 or 3 instance when they received a PUC that the PUC came to them abused. Believes that a Category 1 SIR would be submitted by TF Guardian.

Q: Did you train on level B law-of-war training (*Level B training is conducted in units for officers, warrant officers, NCOs and enlisted personnel commensurate with the missions of the unit*) based on the current missions and contingency plans (including anticipated geographical areas of deployment or rules of engagement)? AR 350-1 para 4-14c.(2) and table G-1 Refresher training, dated 9 April 2003

A: Yes, received a validation certificate.

Q: What do you allow a captured/detained person to keep on their person?

A: Koran, photos, personal items of no military significance

Q: How do you prevent physical or mental torture or coercion of the detained person?

A: Standards of conduct classes for soldiers. MPs escort PUC to Military Intelligence and stand within a few feet for safety of the Military Intelligence, International Red Cross and PUCs safety

Q: If a detained person refuses to answer your questioning can you? Can you threaten the Detainee? Can you insult the Detainee?

A: For the most part detainees are cooperative. During in processing we will just annotate a negative response.

Q: How do you take care of the prisoners' basic needs for food, water, clothing, shelter, and medical treatment?

A: We let them shower twice a week and swap out their orange suit. We provide them soap, toothpaste, lotion, deodorant, fingernail clippers with the file broken off. We monitor their water intake to ensure that they are only fasting, or praying, or if they are protesting. A report is filled out after they have missed two meals.

3947

DA IG

CJTF180-IG

SUBJECT: Interview of Detention Facility OIC, Bagram, 12 Feb 04

Q: Do you believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs? Do you know whom you could report violations of prisoner's rights to?

A: Yes, to both the tactical chain of command and to SJA. When PUCs are first here we shave and delouse them. Sometimes a PUC has to be taken down and we write an observation report, take sworn statements, get a photograph of the injury and get medical attention recorded. Once a female MP was slapped by a PUC from inside the cell and this had to be done.

Q: Have you any knowledge or ever witnessed anyone murder anyone?

A: No. We do have a copy of the 15-6 investigation of the 2 PUCs who died in the BAF facility.

Q: Have you any knowledge or ever seen anyone torture or beat anyone?

A: No. It is CG policy that once US takes a PUC you cannot release PUC back to AMF. You are responsible because AMF once placed bedposts on an Afghani's hands and did a bed dance. We made a report. But, bed dances are a normal Afghani torture method.

Q: Have you any knowledge or ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long?

A: As soon as we sign for the PUC we take off his hood. Our policy is that if we move a PUC outside of the facility or to MI. When we move a PUC to MI they are goggled and ear muffed.

Q: Have you any knowledge or seen anyone cruelly treat or degrade a PUC?

A: No.

Q: How do you treat PUCs or detainees? Good/Fair/Poor?

A: Excellent

Q: *How do you safeguard a PUC against public curiosity? Good/Fair/Poor*

A: *Keep them out of view. We built a wall around the facility.*

Q: *Has anyone ever taken a picture of a PUC?*

A: *MI once had a group that took photos and we deleted every photo. Outside of digital photo for documentation we have taken photos for facility infrastructure improvement. No definition on PUCs in the picture.*

Q: *What is the rule for deadly for against a PUC in the event that they are escaping?*

A: *Last resort, use less than lethal means.*

CJTF180-IG

SUBJECT: Interview of Detention Facility OIC, Bagram, 12 Feb 04

Q: Have guards been briefed that EPW/RP attempting to escape outside a fenced enclosure will be fired on if they do not halt after the third command to halt? AR 190-8 para 3-6f(2)(a)

A: We have a 1 Plus 1 rule, which means that there will always be 1 more guard than prisoner. For example 3 PUCs will have 4 guards. We have crowd dispersers and plastic bullets and teach our MPs to shoot at non-lethal areas. Plus we have a roving guard on the exterior of the facility.

Q: *How many times do you believe that you have to shout halt before firing?*
0/1/2/3/4?

A: [REDACTED] b(2)-3

2. POC is the undersigned at [REDACTED]

[REDACTED]

MAJ, IG
CJTF180 Inspector General



DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF
 CJTF180-IG

28 March 2004

MEMORANDUM FOR Commanding General, CJTF180-IG, ATTN: MAJ b(6)-2
b(7)(C)-2 Bagram,
 Afghanistan, APO AE 09354

SUBJECT: Detainee Inspection, 12 February – 1 March 2004

1. **References.** (Enclosure 1).
2. **Purpose.** To provide the results of the Commanding General directed special inspection of detainee operations during Operation Enduring Freedom (OEF4).
3. **Objectives.** The CJTF180 Inspector General developed 4 Inspection Objectives to conduct an inspection of detainee operations during OEF4. These objectives were:

Objective 1: Determine if detainee facilities within CJTF-180, Afghanistan are sufficiently organized by a table of organization and equipment (or similar document) and are manned and equipped IAW that table (or document)

Objective 2: Determine if the leadership of detainee units within the CJTF180 are clearly defined

Objective 3: Determine if detainee units are trained on proper safeguarding of persons under military control

Objective 4: Determine if SOPs and training are in place for detainee personnel (security forces, guards, interrogators) within the CJTF180 for supervising, handling, and reporting of abuse instances

4. **Scope/Team/Methodology.**

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AFZS-IG (20)

SUBJECT: Inspection Directive for a Special Inspection of Detainee Operations, 9 February – 1 March 2004

a. Scope. The inspection team inspected 7 detention facilities and one collection point. The detention facilities were run by Active Duty, Reserve, 10th Mountain Division, 1-501st Parachute Infantry Regiment, and Special Forces units.

b. Team. The Inspector General (IG) provided a three-person inspection team to assess detainee operations for 10th Mountain Division's deployed units. Inspection Team consisted of IG OIC MAJ [REDACTED] IG NCOIC MSG [REDACTED] and Temporary Assistant IG SFC [REDACTED] (Military Police Corrections Subject Matter Expert).

c. Methodology. The team interviewed Unit Commanders, Detention Facility OICs, Detention Facility OICs, Interrogators, Facility Guards, medical personnel, and conducted sensing sessions with soldiers. The team reviewed documentation in each area. The team also observed processing of detainees when possible.

5. Executive Summary.

a. Good News.

(1) All soldiers believe that they are treating Persons Under US Control (PUCs) well and humanely.

(2) CPT [REDACTED] and SFC [REDACTED] have created an excellent SOP at the Bagram Collection Point (BCP) as well as developed a very thorough Relief in Place (RIP) plan for the incoming unit. The SOP includes a Code of Conduct statement that all guards must sign that guard PUCs within the facility. The Bagram facility has made vast improvements since the IG last visited the BCP in October 2003.

(3) First Sergeant [REDACTED] of the 274th MP Company, DC National Guard in Kandahar has archived all hard copies of files onto CD Rom including those left by the previous unit. The 274th MP Company also conducts unannounced shakedowns of PUCs resulting in confiscation of contraband; notes, medicine, rope.

(5) Gereshk Detention facility is the model for a firebase. The detention facility NCOIC has created a photo access roster to the facility. They have 8 to 9 interpreters billeted on the firebase and provide round-the-clock interpreters in the facility. The facility is walled-in behind Hesco barriers.

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(6) CPT [REDACTED] of CJSOTF FOB 191 has created a model SOP (see enclosure 2). He has an excellent grasp of the Do's and Don'ts of PUC handling.

(7) SSG [REDACTED] of TF 1-501 PIR is an Infantryman assigned as the detention facility NCOIC. Although this is an additional duty, he has given it his primary focus. He has taken great care of the PUCs under his charge and thoroughly researched all messages and guidance pertaining to safeguarding and handling of Persons Under US Control.

6. Objective results.

Objective #1. Table of organization does not exist for Soldiers running the detention facilities. NCOICs of detention facilities are taken out of hide and not made their principal duty position. NCOICs have not been provided formal training in the handling and care of Persons Under US Control. All OICs and NCOICs have learned by trial and error.

Objective #2. Leadership of detention facilities is clearly defined under the tactical relationship. The firebase commander is the OIC of the facility and accepts responsibility for the safe running of the facility. All OICs and NCOICs understand that they will not let Other Government Agencies use their Tactics, Techniques, and Procedures (TTP) in the US Army facility. Further, all soldiers understand that they will not turn over PUCs to Afghan Militia Forces (AMF) for safeguarding

Objective #3. Most units are not properly trained on safeguarding PUCs. The majority of units stated that the law of land warfare training they received was classroom briefing and not hands-on training. Most of the combat arms units were unaware of the use of deadly force against an escaping prisoner. 2 of the 8 inspected facilities had chains to secure the prisoner, and a third unit admitted to chaining detainees to Hesco walls with 550 cord.

Objective #4. SOPs are in place at most units. However, some units have not formalized an SOP and only have a book with email traffic and CJTF180 messages pertaining to the handling of PUCs.

7. Inspection Results.

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a. Time to move a PUC exceeds 96 hours at most locations. All units are requesting to move PUCs within 72 hours after capture or that a determination is made that the PUC is of intelligence value. However, the reality is that some PUCs are not moved for 2 to 3 weeks due to aircraft availability and ring resupply dates.

b. CJTF180 Detainee Operations are not supported with Army doctrine and TTP.

(1) Army doctrine simply does not exist. We do not afford PUCs or Detainees with the privileges associated with Enemy Prisoner of War status. We do not afford them the entire privileges associated with Geneva Conventions.

(2) In the combat environment, Soldiers were left to develop their own PUC procedures, which resulted in an incomprehensive and inconsistent PUC Operation throughout the Combined Joint Operations Area (CJOA). Soldiers for the most part did what they thought was right based on their own moral values.

(3) There is also a perception among interrogators that this absence of doctrine has also hindered our intelligence collection efforts.

(4) There is no doctrine that describes PUC Detention Facility dimensions or criteria. Therefore units are left to their imagination on what they believe is appropriate. Not one of the 8 facilities observed was identical. There was a myriad of construction materials from Hesco cages with pallet roofs, to tents, and mud or concrete buildings. Other problems identified lack of doctrine on the square footage of cell, air conditioning, heating, lighting, and humidity control.

c. The SECDEF definition of Detainee is in direct opposition to current Army doctrine. Some units lack an effective doctrinal definition and understanding/usage of the terms "Detainee" and "Persons Under US Control", PUC. The reason for the confusion is that the Army has already defined Detainee and sub-defined Detainee as Other Detainee in AR 190-8 as follows:

(1) **Detainee** - (AR 190-8 definition) A term used to refer to any person captured or otherwise detained by an armed force.

(2) **Other Detainee (OD)** - (AR 190-8 definition) Persons in the custody of the U.S. Armed Forces who have not been classified as an EPW (article 4, GPW), RP (article 33, GPW), or CI (article 78, GC), shall be treated as EPWs until a legal status is ascertained by competent authority.

(3) **Detainee expanded definition** – (DoD Directive 2310.1 definition) detainees include, but are not limited to, those persons held during operations other than war.

d. Most units are not using EPW tags, rather they have created their own version of an EPW tag.

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- e. Some units are taking photographs of PUCs for personal use. One unit had a computer screensaver with PUCs pictured in the background of a tactical operation.
- f. PUC records from previous units operating the forward detention facilities do not exist.
- g. 7 of 8 units did not have Evidence Custodians appointed on orders. This resulted in one unit having personal property on hand from 3 PUCs that were already repatriated. Most units are not inventorying evidence on a monthly basis.
- h. 7 of 8 units are not teaching PUCs the word halt in English.
- i. Some units are using AMF uniforms to replace PUC clothing. This could create confusion if PUCs were to escape.
- j. ACMs now know our TTPs and that we will hold PUCs for only 72 hours and refuse to speak because they know that they will be released. One unit is claiming to recapture the same PUCs.
- k. 2 of 8 units are not providing PUCs with the minimum requirements during interrogation of sleep, food, and blankets.

8. Recommendations

- a. Task Force commanders must appoint a primary and alternate NCOIC to run each detention facility and make this their primary duty. Appoint the NCOIC as the primary evidence custodian.
- b. CJTF180 CJ3 provide an initial push package down to each firebase operating a detention facility. The push package should include an example SOP, example forms required at the Bagram Collection Point, CD Rom of regulations (ie Law of War, AR 190-8, AR 190-47, AR190-40, AR 195-5 as well as all pertinent messages such as SECDEF/DA/CENTCOM/CFLCC/CJTF180 providing guidance on PUC operations and the running of the detention facility.
- c. CJTF180 CJ3 Provide Orange prisoner jumpsuits, handcuffs, and legirons to each detention facility.
- d. Conduct hands-on training on law of war and rules of engagement prior to deployment.
- e. Require units to obtain, stock, and use the EPW tag.
- f. CJTF180 SJA put out a message that taking photographs of detainees is not permitted.
- g. CJTF180 CJ3 coordinate with Task Force Guardian for standardized requirements for a detention facility.
- h. CJTF180 CJ3 require unannounced shakedowns in all detention facilities.

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i. All units need to reinforce the ROE for an escaping prisoner to let soldiers know that deadly force is authorized.

9. POC for this inspection is MAJ [redacted] at [redacted]

ENCL

[redacted]

- 1. Information Brief on Results MAJ, IG
- 2. List of References CJTF180 Inspector General
- 3. ICRC Summary of Firebase treatment
- 4. Bagram Collection Point Continuity Book
- 5. TF 1-501 Leader Professional Development
- 6. FOB 31 PUC SOP (Secret/NOFORN)
- 7. Sensing Sessions and Interviews

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CJTF180-IG

22 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of SF Intelligence Sergeant, Deh Rahwod 17 Feb 04

1. The CJTF180 IG interviewed 3 interrogators from TF 1-501 and asked these questions

Q: Where do you maintain your training records?

b(6)-2 & b(7)(C)-2

Training records are maintained by the team sergeant, MSG [REDACTED] Every week we go out to a range for weapons qualification.

Q: What do you allow a captured person to keep on their person?

A: Pretty much nothing. We might permit them to keep eyeglasses, but so far that hasn't happened. There aren't many Afghans wealthy enough to afford eyeglasses.

Q: If a detained person refuses to answer your questioning can you?

Can you threaten the Detainee?

A: It is pointless. You can't get an answer from them.

CJTF180-IG

28 February 2004

MEMORANDUM FOR RECORD

SUBJECT: Interview of Interrogators TF 1-501, FB Salerno 28 Feb 04

1. The CJTF180 IG interviewed 3 interrogators from TF 1-501 and asked these questions

2. Q: Do you have a unit SOPs to take, handle, and care for/detainees/PUCs. *b6-2 & b7(c)-2*
 A: The interrogators helped to develop the SOP that SSG [REDACTED] the TF 1-501 Detention Facility NCOIC created. The SOP is at the Detention Facility. The interrogators have typed up a couple of documents.

3. Yes ___ No X N/A ___ Q: Does the CJTF180 commander know that War crimes, including mistreatment of enemy prisoners of war, violations of the Geneva Conventions, and atrocities are a Category 1 Serious Incident Report? AR 190-40 Appendix B1 B-1b.

A: The interrogators knew that mistreatment of a detainee was an SIR. They did not know whether it was a category 1, 2, or 3 SIR without referring to AR 180-40.

4. Yes X No ___ N/A ___ Q: Did the unit commander plan and execute level B law-of-war training (*Level B training is conducted in units for officers, warrant officers, NCOs and enlisted personnel commensurate with the missions of the unit*). based on the current missions and contingency plans (including anticipated geographical areas of deployment or rules of engagement)? AR 350-1 para 4-14c.(2) and table G-1 Refresher training, dated 9 April 2003

A: A Mobile Training Team (MTT) from Fort Huachuca came to Fort Drum and trained the interrogators prior to them deploying to Afghanistan. One of the interrogators graduated from the Counter Intelligence school in April 2003 and said that law of war was stressed at Fort Huachuca. There were also classes given on ROE and law of war prior to deploying by the unit.

5. Q: Where do you maintain your training records?

A: Training records are maintained by the unit but accessible on SIPRNET.

6. What do you use to track and account for captured personnel?

A: The same spreadsheet used by the Detention Facility NCOIC and detainee tracking chart at the Detention Facility.

7. Q: If a detained person refuses to answer your questioning can you?

Can you threaten the Detainee?

A: What do you mean by threaten?

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CJTF180-IG

SUBJECT: Interview of Interrogators TF 1-501, FB Salerno

8. Q: Can you threaten detainees with bodily harm?

A: No

9. Q: Can you use mental coercion.

A: What do you mean by coercion?

10. Q: Can you threaten to take them on a helicopter ride if a detainee refuses to answer your questions?

A: No, the Russians used to take Mujaheddin on a helicopter and pitch one of them out and then interrogate the rest of their captives. The interrogators can lead them to believe that they will go to Guantanamo Bay if they don't cooperate. They can also tell them that they are making their families worried about them.

11. Q: Can you insult the Detainee?

A: No, no one insults the PUC's person, nor makes a practice of insulting a PUC.. Interrogators can use the Pride and Ego Down method and insult their skills. For example they can tell them that they were a poor Taliban since they were caught.

12. Q: Has anyone ever witnessed anyone murder anyone?

A: No

13. Q: Have you ever seen anyone torture or beat anyone?

A: No

14. Q: Have you ever seen anyone deprive a PUC of their 5 senses?

A: Yes, goggles are used for transport of detainees. Interrogators do not use goggles for punishment and earmuffs are not used at all. There may be one set of earmuffs on hand.

15. Has anyone seen anyone cruelly treat or degrade a PUC?

A: No

16. Q: How do you treat PUCs or detainees? Good/Fair/Poor?

A: Unanimously stated that they treated detainees Good

17. Q: How do you protect a detainee from public curiosity? AR 190-8 para 1-5(4)(c)

A: Transport detainee in the back of a covered LMTV or Hard Cargo HMMWV (with an arctic cover). Also only the Tactical Humint Team and chain of command are permitted to enter the Detention Facility. Everyone else has to be escorted or approved by the S2.

18. Q: Does your SOP cover the 5 S's? Search, Silence, Segregate, Safeguard, and Speed to the rear?

A: Yes in the SOP that SSG [REDACTED] developed.

CJTF180-IG

SUBJECT: Interview of Interrogators TF 1-501, FB Salerno

19. Q: Do soldiers know that photographing, filming, and videotaping of individual EPW, CI, and RP for other than internal Internment Facility administration or intelligence/counterintelligence purposes is strictly prohibited?

AR 190-8 para 1-5(4)(d)

A: Yes

20. Q: Has anyone ever taken a picture of a detainee or do you know of anyone who has taken a photograph of a detainee?

A: Only for intelligence purposes

21. Q: Do you know the Rules of Engagement for an escaping prisoner? If EPW/RP attempt to escape, the guard will shout "halt" three times, thereafter the guard will use the least amount of force necessary to halt the EPW/RP. If there is no other effective means of preventing escape and that in an attempted escape from a fenced enclosure, a prisoner will not be fired at unless he/she has cleared the outside fence and is making further effort to escape deadly force may be used. AR 190-8 para 3-6f.(2)

A: Yell stop or halt and then use escalated force. The detainees are extremely docile and do not try to escape.

22. Q: Do you have a copy of FM 34-42?

A: Have an electronic copy.

23. Q: Do you use a Safety Position?

A: What is a safety position? Do not use it. Have detainees sit in a chair and then if they are uncooperative have them stand for an hour.

24. Q: Do you use the Fear Up Position?

A: Do you mean Fear Up Approach? Yes, we insinuate things to make them concerned that they may go to GITMO or won't see their family.

25. Q: How long can you interrogate someone?

A: Normally we don't go beyond 2 hours. There was one time when the individual talked for 6 hours and we took notes, but it wasn't under duress. Usually our interpreters and interrogators get tired well before then and it is counter-productive.

26. Q: Does your SOP allow mild physical contact?

A: Physical contact is not permitted beyond escorting the prisoner. Do not make any physical contact when interrogating the detainee.

27. Q: During the first 24 hours how much sleep and food do you let a detainee have?

A: 4 hours of uninterrupted sleep and 3 meals a day. The detainees usually want foot bread and water but we give them the Halal meal, which is more nutritional.

28. Q: What is the shortest and longest duration that you have kept a detainee?

A: Overnight to one week.

CJTF180-IG

SUBJECT: Interview of Interrogators TF 1-501, FB Salerno

29. Q: How do you flexicuff a detainee?

A: We use 3 flexicuffs one on each wrist and the third to connect those. So when the detainee has to use the bathroom we cut the middle flexicuff with pliers.

30. Q: Do you chain or tie a detainee to any object?

A: No

31. Q: Do you have any files from previous interrogators?

A: No, we are the first interrogators. Only battalions have been here prior to us.

32. Q: Do you have biometrics capability here?

A: Yes, but, it doesn't work. It worked at home station but after we got it out of the connex it wouldn't work.

33. Q: How many detainees have you had?

A: At least 50 with 4 PUCs.

34. Q: Do you allow OGA (Other government agencies such as CIA or FBI) to use their TTPs when they interrogate in our facility?

A: No, further an Army interrogator is present during all interrogations.

35. Q: Do you allow AMF to watch detainees.

A: Only with a soldier present during joint operations. However, AMF are not allowed in our detention facility.

34. Q: Do you have any issues that you want us to bring forward?

Issues: We need a larger facility to handle Low-level enemy combatants. Detainees know our TTP now and that we can't keep them beyond 72 hours. We had a detainee that told us that he knew that we couldn't keep him past 72 hours so he wasn't going to say anything.

35. Comments:

1. Medics look at the detainees almost every other day.
2. Before we interrogate any detainee, we ask them how they are feeling.
3. We sometimes interrogate the detainees at Firebase Chapman because of a shortage of interrogators



DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

16 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Bagram Collection Point 12 Feb 04

1. The CJTF-180 IG conducted a sensing session of the 327TH MP Bn as part of an inspection on detainee operations on 12 February 2004. The sensing session consisted of 3 separate groups: Officers, NCOs, and enlisted soldiers. The following paragraphs contain comments from all sessions. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – Junior Enlisted Soldiers.** The first sensing session was for Junior Enlisted Soldiers the questions and responses are as follows:

Question #1 How many people believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs? 9 of 9 junior enlisted soldiers replied that they had to report violations.

Question #2 Do you know who you could report violations of prisoners rights to? All Soldiers knew that they could report violations to their chain of command. Most know that they could report it to SJA, IG, Red Cross or the PMO.

Question #3 Has anyone ever witnessed anyone murder anyone? 9 of 9 junior enlisted soldiers replied No

Question #4 Have you ever seen anyone torture or beat anyone? 9 of 9 junior enlisted soldiers replied No

Question #5 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 9 of 9 junior enlisted soldiers replied Yes. SF brings the PUCs in

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SUBJECT: Inspector General Sensing Session, Bagram Collection Point 12 Feb 04

with goggles and we use goggles and headphones for the first 24 hours and during movement out of cells. It is also used for punishment level 10. We put goggles and headphones on them to go to the latrine.

Question #6 Has anyone seen anyone cruelly treat or degrade a PUC? 8 of 9 replied no. One soldier has no involvement with the detainees.

Question #7 How do you treat PUCs or detainees? Good/Fair/Poor? 9 of 9 junior enlisted soldiers felt that we treated detainees Good. They stated that the only time that we didn't was during in processing when we yell and scream at them.

Question #8 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? Only 4 of 9 soldiers knew the 5 S's.

Question #9 How do you safeguard a PUC against public curiosity? Avoid the media. Keep the PUC where the public can't see him. Restrict access to the facility. Transport PUCs in covered vehicles to repatriate. Sign a nondisclosure agreement. Go to the medical appointment directly with the PUC (ie dentist or doctor).

Question #10 Has anyone ever taken a picture of a PUC? 9 of 9 junior enlisted soldiers replied No. The only time a photo is taken is during inprocessing and by CITF.

Question #11 What would you do if you found a PUC with large sums of money? Confiscate the money and give it to the Sergeant of the Guard (SOG) and put it with their property. Supply keeps the property.

Question #12 What is the rule for deadly force against a PUC in the event that they are escaping? 8 of 9 knew that in an attempted escape from a fenced enclosure, a prisoner will not be fired at unless he/she has cleared the outside fence and is making further effort to escape and will be fired on if they do not halt after the third command to halt.

Closing Comments from the soldiers. They did not like the fact that ICRC dictates what they can and can't do. During Eid they gave the Afghanis hot food and didn't want to do it. The soldiers felt that they were here to maintain control. When they were feeding them, they didn't feel that they were any longer guards. They stated that they had a PUC refuse to eat after Eid meal, because that was the new standard.

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SUBJECT: Inspector General Sensing Session, Bagram Collection Point 12 Feb 04

3. **Sensing Session Group 2 – NCOs.** The second sensing session was for NCOs; the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 11 of 11 NCOs replied yes that they had an SOP.

Question #2 Is mistreatment of a PUC an SIR? 11 of 11 NCOs replied yes and that whoever witnessed it would initiate the SIR and fill out an Observation Report which goes to the chain of command.

Question #3 Did your unit train on Law of War prior to deploying or during deployment? 11 of 11 NCOs replied yes and that 805th MP Co did it here as well.

Question #4 What do you use to track and account for captured personnel? Scheduled counts and unscheduled counts by SOG, Operations, OIC, and NCOIC. Count PUCs 3 times a day. There is also a cell roster showing where they sleep. Random headcounts and in the isolation cell they are looked at every 30 minutes. All movements are called into the SOG. Behind the SOG's desk is a PUC tracking board. PUC is marked with his number. Personal items are also marked. He has an arm band and a PUC picture ID card.

Question #5 How do you account for money taken from captured/detained personnel? Done by supply, they fill out a DA Form 4137. MI looks at captured property and might get a copy of the DA Form 4137.

Question #6 What do you allow a captured/detained person to keep on their person? ID card, bracelet, Koran, blue shoes, books, 2 blankets, red cross messages, eyeglasses, it is up to MI to permit them to keep photos. We don't let them have political photographs.

Question #7 Does your SOP cover the 5s? 9 of 9 said it was not in SOP.

Question #8 How do you prevent physical or mental torture or coercion of the detained person? Go to chain of command or SOG. Classes. Keep your calm personally and your Soldiers will keep their calm.

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SUBJECT: Inspector General Sensing Session, Bagram Collection Point 12 Feb 04

Question #9 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 11 of 11 NCOs say NO. The problem that they have is prisoners talking and then they use punishment levels.

Question #10 How do you take care of the prisoners basic needs for food, water, clothing, shelter, medical treatment? Everything is provided; unlimited water, every 3 days they give the PUCs a shower.

Question #11 Do you know who you could report violations of prisoners rights to? All Soldiers knew that they could report violations up their chain of command or come to SJA or IG.

Question #12 Has anyone ever witnessed anyone murder anyone? 11 of 11 NCOs say No.

Question #13 Have you ever seen anyone torture or beat anyone? 11 of 11 NCOs say No.

Question #14 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 11 of 11 NCOs replied Yes. During movement out of cells and escorts, loud music and bright lights are also used. It is also used for punishment level 10.

Question #15 Has anyone seen anyone cruelly treat or degrade a PUC? 1 of 11 said the loud music and bright lights.

Question #16 How do you treat PUCs or detainees? Good/Fair/Poor? 8 of 11 NCOs say felt that we treated detainees Good. Those NCOs saying fair believed that the PUCs were not treated any better or worse than prisoners in the United States.

Question #17 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? 6 of 11 NCOs knew the 5 S's.

Question #18 How do you safeguard a PUC against public curiosity? Keep the PUC out of sight. Restrict access to the facility. Don't take outside the facility.

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SUBJECT: Inspector General Sensing Session, Bagram Collection Point 12 Feb 04

Question #19 Has anyone ever taken a picture of a PUC? 9 of 9 junior enlisted soldiers The BN Cdr had taken a photo inside the facility and it became a big issue. The photo was destroyed.

Question #20 What is the rule for deadly force against a PUC in the event that they are escaping? All NCOs knew that deadly force was not authorized within the facility and that they used a whistle. 9 of 9 NCOs knew that they had to yell halt ~~times~~ times.

Closing Comments from the NCOs. They did not like the 6:1 duty schedule. They stated that the younger soldiers snap more often and are experiencing a lot of stress.

4. Sensing Session Group 3 – Officers. The last sensing session was for Officers, the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 6 of 6 Officers stated that they had an SOP.

Question #2 Is mistreatment of a PUC an SIR? 6 of 6 Officers stated replied yes and that whoever witnessed it would initiate the report.

Question #3 Did your unit train on Law of War prior to deploying or during deployment? 6 of 6 Officers replied yes and that they received supplemental training from SJA prior to going to Guantanamo Bay, Cuba.

Question #4 What do you use to track and account for captured personnel? 4 Different methods in Operations. Tracking board and Cell Roster. TRDS from CJTF180 is sent every day. Accountability roster. Emergency counts as well as scheduled counts and unscheduled counts.

Question #5 How do you account for money taken from captured/detained personnel? We use a special evidence room built in the last 2 months (December 2004). Interpreters are present when PUCs are taken. We photograph the property. There was one incident where capturing unit left PUC property and we thought it was a trash bag.

Question #6 What do you allow a captured/detained person to keep on their person? Glasses, dentures, over the counter medicine. All personal property is confiscated and put in the Personal Property room. We don't let them have family photographs.

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SUBJECT: Inspector General Sensing Session, Bagram Collection Point 12 Feb 04

Question #7 Does the commanding officer of the capturing unit ensure that all prisoners of war and retained persons will, at the time of capture, be tagged? Very seldom do they have a capture tag. Kandahar puts a detainee number on their tag. ISAF does a much better job, the number is written on the PUCs clothes. Grid coordinate, locations, photo, and synopsis are all demanded.

Question #8 How do you prevent physical or mental torture or coercion of the detained person? Training, observation, leadership. NCOs are always out there on the floor. There is a sign-in sheet. NCOICs are Sergeants First Class.

Question #9 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 6 of 6 Officers say No.

Question #10 How do you take care of the prisoners basic needs for food, water, clothing, shelter, medical treatment? We request water and rations by containers. One week of supplies is a connex. We provide them Halal meals. ICRC makes us provide them afternoon tea and foot bread.

Question #11 Do you know who you could report violations of prisoners rights to? All Officers knew that they could report violations up their chain of command to CPT (b)(6) 28
(b)(7)(C) 2 or LTC (b)(6) 2 & (b)(7)(C) 2 or to SJA.

Question #12 Has anyone ever witnessed anyone murder anyone? 6 of 6 Officers say No.

Question #13 Have you ever seen anyone torture or beat anyone? 6 of 6 Officers say No.

Question #14 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 6 of 6 Officers replied Yes. During movement out of cells; MI Does it during the 1st 24 hours the PUCs are goggled and ear muffed for intelligence value.

Question #15 Has anyone seen anyone cruelly treat or degrade a PUC? 6 of 6 Officers stated No.

Question #16 How do you treat PUCs or detainees? Good/Fair/Poor? 6 of 6 Officers felt that we treated detainees Good.

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3966

DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Bagram Collection Point 12 Feb 04

Question #17 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? 6 of 11 NCOs knew the 5 S's.

Question #18 How do you safeguard a PUC against public curiosity? 5 of 6 officers stated that the Bagram Collection Point (BCP) facility tours are excessive.

Question #19 Has anyone ever taken a picture of a PUC? On a GITMO trip a photo was taken but it was ordered to be deleted. The BN Cdr had a group photo taken and the PUCs were all turned around. The photo was destroyed.

Question #20 What would you do if you found a PUC with large sums of money. CITF and MI are all present during in processing. We take pictures of the mone and count it.

Question #21 What is the rule for deadly for against a PUC in the event that they are escaping? All Officers knew that deadly force was not authorized within the facility and that outside the wall they could use deadly force and all knew that they had to yell halt (b)(2) times.

5. Point of contact is the undersigned at DSN (b)(6)-2 & (b)(7)(C)-2 or (b)(6)-2 & (b)(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF-180 Inspector General

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DA IG

3967



DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

7 MAR 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, FOB 191, Firebase Chapman, 29 February 2004

1. The CJTF-180 IG conducted a sensing session of the FOB 191 at Chapman as part of an inspection on detainee operations on 29 February 2004. The sensing session consisted of only 1 group of NCOs. The following paragraphs contain comments from this session. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – NCOs.** The only sensing session held was for NCOs. Their questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 12 of 12 NCOs replied yes that they had an SOP, but it was the 191 FOB SOP and it came from higher, that they did not create an SOP.

Question #2 How quickly do you hand over PUCs to MPs?
 The NCOs unanimously replied that the PDR is submitted within the first 72 hours of capture. However, they stated that it might take 2 to 3 weeks to move the PUC. The reason is the lack of ring support and the fact that the FOB escorts the PUC. Rarely do MPs or other soldiers come from the rear to escort a PUC back to a detention facility.

Question #3 Is mistreatment of a PUC an SIR? 12 of 12 NCOs replied yes and that whoever observed it would report it, and that the chain of command would initiate the SIR and the commander FOB 191 would initiate a commander's inquiry.

Question #4 Did your unit train on Law of War prior to deploying or during deployment?

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3968

DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, FOB 191, Firebase Chapman, Task 29
Feb, 1 Mar 04

12 of 12 NCOs replied yes that they had received both the annual briefing and one at the MUIC (mobilization site). They unanimously stated that it was a briefing and that it wasn't hands on training. Their SRC folders were not brought forward to Afghanistan. Their Operations Sergeant Major has the SRC packets.

Question #5 What do you use to track and account for captured personnel? Capture Reports, interrogation notes, custody logs, OPSUM/INTSUMs.

Question #6 How do you account for money taken from captured/detained personnel? Everything goes into a bag. If it is significant we log it. In a dangerous environment we will wait to inventory the belongings until we get back.

Question #7 What do you allow a captured/detained person to keep on their person? A blue PUC uniform, other than that 12 of 12 NCOs stated that they allowed a detained person to keep nothing.

Question #8 Do you tag captured or detained persons or their property? Some NCOs said that they never get tagged, except when they are flying to BAF. The ODA puts a number on their forehead.

Question#9 Does your SOP cover the 5 S's? What do you consider an item of intelligence. 12 of 12 NCOs stated that their SOP did cover the 5 S's. They consider items of intelligence radios, papers, phone numbers, and money in large sums.

Question #10 Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured? All said yes and that they record any injuries that the PUC acquired before he was captured. They make an assessment of the medications that they have on their person. They stated that each PUC usually has a package of medicines on him.

Question #11 How do you prevent physical or mental torture or coercion of the detained person? Don't do it. They stated that they provided professional treatment to the PUCs. In their opinion, the PUCs have a better standard of living than our criminals in jail in the US. They told a story about a PUC that they shot at the front gate and they gave him 10 liters of blood and kept him alive when they could have let him bleed to death for firing upon their firebase.

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DA IG

3969

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, FOB 191, Firebase Chapman, Task 29
Feb, 1 Mar 04

Question #12 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? They stated that they could threaten the PUC that he was going to Cuba. 12 of 12 said they couldn't threaten bodily harm. They can accuse him of lying, but, they don't really know what the interpreter is saying to the PUC or how it translates.

Question #13 How do you take care of prisoners basic needs for food, water, clothing, shelter, and medical treatment? 12 of 12 NCOs replied good. They get 3 hots and a cot. During Ramadan we fed the PUCs at 0300 am because they won't eat in the day.

Question #14 Do you keep detainees near fuel, ammo, or commo equipment? 12 of 12 NCOs replied no, that the enemy could exploit them.

Question #15 Do you believe that you are required to report acts of poor treatment of detainees or PUCs? 12 of 12 said yes.

Question #16 Do you know whom you could report violations of detainees or PUCs rights to? Chain of command, CID, IG, and SJA.

Question #17 Has anyone ever witnessed anyone murder anyone? 12 of 12 NCOs replied No.

Question #18 Have you ever seen anyone torture or beat anyone? 12 of 12 NCOs replied No.

Question #19 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long. 12 of 12 NCOs replied Yes. They stated that they did this during movement, within the compound, and upon initial capture.

Question #20 Has anyone seen anyone cruelly treat or degrade a PUC? 12 of 12 NCOs replied No.

Question #21 How do you treat PUCs or detainees? Good/Fair/Poor? 12 of 12 felt that we were treating PUCs good.

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3970

DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, FOB 191, Firebase Chapman, Task 29
Feb, 1 Mar 04

Question #22 How do you safeguard a PUC against public curiosity? 12 of 12 felt that we were safeguarding PUCs good. In fact they stated that they were building a new facility so that the Local National workers can't see them. We keep PUCs from hurting themselves. Transport in a closed vehicle, GMVs, or a Pickup truck.

Question #23 Has anyone ever taken a picture of a PUC? Standard photo for intelligence value. To document past injury.

Question #24 What would you do if you found a PUC with large sums of money? We use a PUC kit, flexicuffs, cravat, prisoner tag, screening report, Ziploc bag; basic stuff. (Kerlix wrap). We are not supposed to use sandbags.

Question #25 What is the rule for deadly for against a PUC in the event that they are escaping? 4 of 12 NCOs dead not believe that deadly force was authorized against n escaping prisoner. They stated to use common sense and that within their perimeter they would use the minimum amount of force.

5. Point of contact is the undersigned at DSN (b)(6)-2 & (b)(7)(C)-2 or

(b)(6)-2 & (b)(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF-180 Inspector General

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DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

28 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Firebase Deh Rahwod, 16 February 2004

1. The CJTF-180 IG conducted two sensing sessions at Firebase Deh Rahwod as part of an inspection on detainee operations on 16 February 2004. The first sensing session consisted of NCOs and the second group consisted of junior enlisted both from Special Forces and soldiers from 10th Mountain Division. The following paragraphs contain comments from this session. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – NCOs.** The first sensing session held was for NCOs. Their questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs?
 23 of 24 12 NCOs replied yes that they had an SOP.

Question #2 How quickly do you hand over PUCs to MPs?
 1 of 24 stated within 3 days. 14 replied that they didn't know and 9 stated that it was within a week to two weeks.

Question #3 Is mistreatment of a PUC an SIR? 24 of 24 12 NCOs replied yes and that whoever had first hand knowledge would report it.

Question #4 Did your unit train on Law of War prior to deploying or during deployment?
 21 of 24 soldiers stated that they had trained on use of force, but that they really needed hands-on training. 2-22 IN stated that their training records were back in the states. The SF stated that their records were present here, everything that they had that is.

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3972

DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Firebase Deh Rahwod, 16 February 2004

Question #5 What do you use to track and account for captured personnel? 19 Don't know, 4 of 24 say that they have tracking mechanism, 1 of 24 says there isn't any tracking mechanism.

Question #6 How do you account for money taken from captured/detained personnel? They secure the money. Provide everything that is captured over to SF interrogators.

Question #7 What do you allow a captured/detained person to keep on their person? 24 OF 24 NCOs stated that they allowed a detained person to keep nothing. 1 of 24 soldiers stated that they might let a detained person keep eyeglasses.

Question #8 Do you tag captured or detained persons or their property? 24 of 24 NCOs stated yes. 18 of 24 NCOs stated that they use the EPW tag.

Question#9 Does your SOP cover the 5 S's? 19 of 24 stated yes.

Question #10 Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured? 24 of 24 NCOs stated yes.

Question #11 How do you prevent physical or mental torture or coercion of the detained person? Don't do it. They stated that they prevented it through training, educations, SOPs, supervision, and safeguarding the prisoners.

Question #12 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 18 of 24 stated yes, that they could threaten the PUC but not with violence. 24 of 24 NCOs stated that you could not insult the PUC. 25 of 24 NCOs stated that they are not allowed to turn over PUCs to AMF.

Question #13 How do you take care of prisoners basic needs for food, water, clothing, shelter, and medical treatment? 24 of 24 NCOs replied that they feed PUCS the same as soldiers and provide them as much water as they request.

Question #14 Do you keep detainees near fuel, ammo, or commo equipment? 24 of 24 NCOs replied no, that these are high value targets and the PUC could be injured. Also, for OPSEC so that the enemy could not exploit them.

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3973

DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Firebase Deh Rahwod, 16 February 2004

Question #15 Do you believe that you are required to report acts of poor treatment of detainees or PUCs? 24 of 24 said yes.

Question #16 Do you know whom you could report violations of detainees or PUCs rights to? Chain of command, IG, and SJA.

Question #17 Has anyone ever witnessed anyone murder anyone? 24 of 24 NCOs replied No.

Question #18 Have you ever seen anyone torture or beat anyone? 24 of 24 NCOs replied No.

Question #19 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long. 24 of 24 NCOs replied Yes. They stated that they did this during movement.

Question #20 Has anyone seen anyone cruelly treat or degrade a PUC? 24 of 24 NCOs replied No.

Question #21 How do you treat PUCs or detainees? Good/Fair/Poor? 23 of 24 felt that we were treating PUCs good. 1 NCO felt that we were treating them fair. He didn't believe that we were giving them an easy time and making their life excessively good even though they are getting better than they normally get in their normal environment.

Question #22 How do you safeguard a PUC against public curiosity? 23 of 24 felt that we were safeguarding PUCs good. They cover them. Don't parade them around. They keep PUCs in a holding cell. You have to have operations permission to go into the detention facility because it is restricted access. One person stated that we safeguarded them fair because on missions they keep PUCs outside awaiting the end of the mission.

Question #23 Has anyone ever taken a picture of a PUC? 24 of 24 stated No.

Question #24 What is the rule for deadly force against a PUC in the event that they are escaping? 24 of 24 NCOs did not believe that deadly force was authorized against an escaping prisoner. They stated they would use the minimum amount of force necessary. They would use the necessary force to stop the threat.

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3974

DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Firebase Deh Rahwod, 16 February 2004

Question #25 How many times do you believe that you have to shout halt before firing? 0/1/2/3/4? 23 of 24 stated 3 times. 1 NCO stated you only had to shout halt twice.

3. Sensing Session Group 2 – Junior Enlisted Soldiers. The second sensing session was for Junior Enlisted Soldiers the questions and responses are as follows:

Question #1 How many people believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs? 14 of 14 junior enlisted soldiers replied that they had to report violations.

Question #2 Do you know who you could report violations of prisoners' rights to? 11 of 14 soldiers knew that they could report violations to their chain of command, higher chain of command. 3 of 14 didn't know who they could report violations to. Some knew that they could report it to MPs or the IG.

Question #3 Has anyone ever witnessed anyone murder anyone? 14 of 14 junior enlisted soldiers replied No

Question #4 Have you ever seen anyone torture or beat anyone? 12 of 14 junior enlisted soldiers replied No. At this point two soldiers from 3/17 Cav reported that they knew of an instance where an E-5 kicked a soldier in the chest during a traffic check point near Kandahar 2 months ago. We informed them to stay behind and took a sworn statement and later briefed COL (b)(6)-(7)(C) the Task Force Warrior commander who ordered LTC (b)(6)-(7)(C) the 2-22 Infantry Battalion Commander to conduct a commander's inquiry.

Question #5 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 14 of 14 junior enlisted soldiers replied yes. We place a sandbag on their head for movement. 9 of the 14 soldiers are actually involved in guarding PUCs in the facility.

Question #6 Has anyone seen anyone cruelly treat or degrade a PUC? 14 of 14 replied no.

Question #7 How do you treat PUCs or detainees? Good/Fair/Poor? 12 of 14 felt that we treated detainees Good. 2 Soldiers felt that we treated them fair because it is not the Marriott hotel and we don't give them cable television.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Firebase Deh Rahwod, 16 February 2004

Question #8 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? 12 of 14 soldiers knew the 5 S's.

Question #9 How do you safeguard a PUC against public curiosity? Good/Fair/Poor? 4 Soldiers replied Good, 10 Soldiers replied Fair. Those soldiers that stated Poor stated that it was when we initially picked them up. The PUCs are outside all day in the open camp. Further, that the Local National workers in the camp can see the PUCs being moved to the latrine. The PUCs do have a sandbag on their head, but they can still be seen.

Question #10 Has anyone ever taken a picture of a PUC? 14 of 14 junior enlisted soldiers replied No.

Question #11 What would you do if you found a PUC with large sums of money? Inventory money by type, US, Afghani, etc. It is of intelligence value.

Question #12 What is the rule for deadly force against a PUC in the event that they are escaping? 3 of 14 knew the rule for use of deadly force against an escaping prisoner. 11 of 14 did not think that you could use deadly force against an escaping prisoner. They all stated that if the PUC threatens your life or someone else's life that you can engage him.

Question #13 How many times do you believe that you have to shout halt before firing? 0/1/2/3/4? 23 of 24 stated 2 times. 4 of 14 soldiers stated that you had to yell halt 9 soldiers stated you had to yell halt 2 times, one soldier stated you had to fire warning shot. They all stated that you had to use the minimum amount of force in accordance with their ROE briefings.

4. Point of contact is the undersigned at DSN [REDACTED] or [REDACTED]

[REDACTED]

MAJ, IG
CJTF-180 Inspector General

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3976

DA IG



DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

18 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Ghecko Forward Collection Point 16 Feb 04

1. The CJTF-180 IG conducted a sensing session of ODB320 as part of an inspection on detainee operations on 16 February 2004. The sensing session consisted of only 1 group of 3 NCOs. Everyone else was out conducting operations. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – NCOs.** The first sensing session was for Noncommissioned Officers.

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs?

A: 3 of 3 said yes that they have seen their SOP.

Question #2 How quickly do you hand over PUCs to MPs?

A: We haven't done it.

Question #3 Is mistreatment of a PUC an SIR?

A: 3 of 3 replied that mistreatment of a PUC was an SIR and that whoever witnessed it would initiate the SIR.

Question #4 Did your unit train on Law of War prior to deploying or during deployment?

A: 3 of 3 stated yes twice in the last year prior to deployment at Fort Bragg the Group SJA. Training records are kept by the person who administers the training.

Question #5 What do you use to track and account for captured personnel?

A: All are familiar with the system. They have detainee message logs, track the detainees through the computer. They have fingerprints, iris scans. They know how

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3977

DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Ghecko Forward Collection Point 16
Feb 04

much food, water, and number of meals they have to serve. Every 20 minutes they will make a visual check if they had prisoners.

Question #6 How do you account for money taken from captured/detained personnel?
Done by supply, they fill out a DA Form 4137.

A: Everything we have we inventory. A warrant officer is the Evidence custodian and the Operations Center has limited access.

Question #7 What do you allow a captured/detained person to keep on their person?

A: Goggles and ear muffs.

Question #8 Do you tag captured or detained persons or their property?

A: Yes, we use EPW tags.

Question #9 Does your SOP cover the 5s? What do you consider an item of intelligence?

A: Yes. We consider money, documents, and passports as key intelligence items.

Question #10 How do you prevent physical or mental torture or coercion of the detained person?

A: Through training and follow-up on the detainees. We treat them the way we want to be treated. Give him food and water. Don't show him people eating pork.

Question #11 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee?

A: 3 of 3 NCOs replied No, that it was the interrogators purview.

Question #12 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment?

A: Whatever we get they get. Water is available at all times. We clean him up and give him the man-dresses. Interpreters will buy him clothes if he has soiled his.

Question #13 Do you believe that you are required to report acts of poor treatment of a detainee or a PUC?

A: 3 of 3 replied yes.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Ghecko Forward Collection Point 16 Feb 04

Question #14 Do you know who you could report violations of prisoners' rights to?

A: All Soldiers knew that they could report violations to their chain of command or to IG or SJA.

Question #15 Has anyone ever witnessed anyone murder anyone?

A: 3 of 3 NCOs replied No.

Question #16 Have you ever seen anyone torture or beat anyone? 3 of 3 NCOs replied No.

Question #17 Has anyone seen anyone cruelly treat or degrade a PUC? 3 of 3 NCOs replied No.

Question #18 How do you treat PUCs or detainees? Good/Fair/Poor? 3 of 3 NCOs felt that they treated PUCs good. One said better than good. The PUCs are allowed to eat, out of the weather, and are given a blanket.

Question #19 How do you safeguard a PUC against public curiosity? 3 of 3 NCOs felt that they did this good. The location of the facility is isolated from the public and it is a restricted area.

Question #20 What is the rule for deadly force against a PUC in the event that they are escaping? If life is threatened.

3. Point of contact is the undersigned at DSN (b)(6)-2 & (b)(7)(C)-2 or

(b)(7)(C)

(b)(6)-2 & (b)(7)(C)-2

MAJ, IG
CJTF-180 Inspector General

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DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

16 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Kandahar Collection Point 15 Feb 04

1. The CJTF-180 IG conducted a sensing session of the 274th MP Co as part of an inspection on detainee operations on 15 February 2004. The sensing session consisted of 3 separate groups: Officers, NCOs, and enlisted soldiers. The following paragraphs contain comments from all sessions. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – NCOs.** The first sensing session was for NCOs, the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs?
 10 of 10 NCOs replied yes that they had an SOP.

Question #2 Is mistreatment of a PUC an SIR? 10 of 10 NCOs and to report it to your chain of command. The person who observed it should initiate the SIR.

Question #3 Did your unit train on Law of War prior to deploying or during deployment?
 10 of 10 NCOs replied yes and that they had classes on Rules of Engagement since they were in theatre.

Question #4 What do you use to track and account for captured personnel? It's inside the TOC. We do a walkthrough to make sure the bodies are here. When we change shift, we physically count each PUC in the "Barn". The number of meals has to match the number of PUCs. We conduct scheduled counts and unscheduled counts. We conduct shakedowns and have found the PUCs hoarding food, homemade rope out of torn pieces of blanket, as well as notes that they have written. We have PUC files, and

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DAIG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Kandahar Collection Point 15 Feb 04

photos of PUCs on the wall in the command operations center along with a running log on DA 1594 Journal.

Question #5 How do you account for money taken from captured/detained personnel? Done by Evidence custodians, SGT (b)(6)-2, (b)(7)(C)-2 SGT (b)(6)-2, (b)(7)(C)-2 and SGT (b)(6)-2, (b)(7)(C)-2 we contact MI for contraband items and items of intelligence.

Question #6 What do you allow a captured/detained person to keep on their person? Koran, prayer mat, blanket, no personal items, and eyeglasses can be kept on doctor's orders.

Question #7 Do you tag captured or detained persons or their property? 10 of 10 NCOs replied that they tagged them. PUCs are given an ID number, which is placed on bag and armband. The ID number is also placed on the front and back of their prison jumpsuit.

Question #8 Does your SOP cover the 5s? 9 of 10 said it was in the SOP.

Question #9 Does your SOP include the date of capture, grid coordinate of capture, and how the person was captured? 10 of 10 said it was required.

Question #10 How do you prevent physical or mental torture or coercion of the detained person? By following the SOP and treating the detainees humanely. No yelling or cursing allowed. No disrespecting the detainee or his culture. Cursing at the PUC has happened, but it is infrequent.

Question #11 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 10 of 10 NCOs said No threats or insults are allowed.

Question #12 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? 10 of 10 NCOs stated that they felt we did this good on a scale of good, fair, or poor. Charlie Med comes every other day as needed. They have a scheduled, organized day and get 3 meals per day.

Question #13 Do you believe that you are required to report acts of poor treatment of our detainees/PUCS? 10 of 10 NCOs said that it is required.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Kandahar Collection Point 15 Feb 04

Question #14 Do you know who you could report violations of prisoners' rights to? All Soldiers knew that they could report violations to their direct supervisor, OIC, up their chain of command or to the IG, SJA or Chaplain.

Question #15 Has anyone ever witnessed anyone murder anyone? 10 of 10 NCOs said No.

Question #16 Have you ever seen anyone torture or beat anyone? 10 of 10 NCOs said No.

Question #17 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 10 of 10 NCOs replied Yes. When they are brought in and out and during movement out of cells. It is also used for punishment.

Question #18 Has anyone seen anyone cruelly treat or degrade a PUC? 10 of 10 NCOs replied No.

Question #19 How do you treat PUCs or detainees? Good/Fair/Poor? 10 of 10 NCOs felt that we treated detainees Good.

Question #20 How do you safeguard a PUC against public curiosity? We keep the sides of the tent down when the prisoners are in the yard. We don't talk around the PUC. We don't take photos of the PUC. We check the Air Traffic Control tower to make sure that people aren't taking photos.

Question #21 Has anyone ever taken a picture of a PUC? We only do it for records. It has been awhile since someone in the Air Traffic Control tower took a photo. The tower will now call the MP station if they see anyone in the tower with a camera. The entrance to the tower is unlocked and people can walk right up to the top.

Question #22 What is the rule for deadly force against a PUC in the event that they are escaping? 10 of 10 NCOs correctly new the rule for deadly force against an escaping PUC. They all knew that they had to yell Halt ^{b(2)-3} times. They would physically stop the PUC first if they could and then shoot to disable the PUC.

Closing Comments from the NCOs. The NCOs stated that there had to be a better way of detaining PUCs, the guards are cutting their hands and clothes on the concertina wire doors. It is supposed to be a 72-hour holding facility, but some people have been

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DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Kandahar Collection Point 15 Feb 04

in there for over 3 months. MI determines if they should go to BAF. Prisoner #363 has been inside since Thanksgiving. Average number of days held in KAF is a couple of weeks. MPs are dispensing a lot of medications, sometimes 2 and 3 meds per patient. One PUC had 5 pills cached, because Charlie Med doesn't watch them swallow the pills. We refused to give needles to patients. We had one diabetic patient and Charlie Med wanted us to do it. The doctor told us the needle is in the bag. We give the prisoners a shower every 72 hours. Female MPs are not allowed to give male prisoners a shower, they are off-limits to females.

4. **Sensing Session Group 2 – Officers.** The last sensing session was for Officers, the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 3 of 3 Officers stated that they had an SOP and that they follow it.

Question #2 Is mistreatment of a PUC an SIR? 3 of 3 Officers stated replied yes.

Question #3 Did your unit train on Law of War prior to deploying or during deployment? 3 of 3 Officers replied yes and that it included handling of detainees, levels of force, and Rules of Engagement.

Question #4 What do you use to track and account for captured personnel? Operations tracks and forwards to Brigade S2. We have an internal tracking number board, pictures on the wall, PUC Counts at the beginning and end of each shift

Question #5 How do you account for money taken from captured/detained personnel? Items are already bagged by the capturing unit. We give the evidence to the Evidence Custodian. Evidence room is not currently being inventoried on a monthly basis.

Question #6 What do you allow a captured/detained person to keep on their person? Nothing. We might give glasses back if they couldn't read the Koran.

Question #7 Does the commanding officer of the capturing unit ensure that all prisoners of war and retained persons will, at the time of capture, be tagged? Some of the PUCs have the EPW tag. We put a bracelet on the PUC with his number. Inside of his bag we have an inventory sheet with his number. The DA Form 4137 has the PUC's name and cell number on it. MI checks it out and we have MI inventory the whole bag.

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DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Kandahar Collection Point 15 Feb 04

Question #8 How do you prevent physical or mental torture or coercion of the detained person? Training and orientation. No tolerance. Everyone signs Code of Conduct form developed at Bagram, by the 327th MP BN. We wouldn't allow it to happen.

Question #9 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 3 of 3 Officers said No and that they don't question the PUC.

Question #10 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? Good/Fair/or Poor? 3 of 3 Officers replied good. We clean them, provide them a uniform, give them medical attention, get at least 3 hot meals a day, 3 bottles of water and then swap the empty ones out (one for one exchange of water bottles.) We clean the barn weekly in the summer time and biweekly in the winter.

Question #11 Do you know who you could report violations of prisoners' rights to? All Officers knew that they could report violations to their company commander, IG or SJA.

Question #12 Has anyone ever witnessed anyone murder anyone? 3 of 3 Officers replied No.

Question #13 Have you ever seen anyone torture or beat anyone? 3 of 3 Officers replied No.

Question #14 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 3 of 3 Officers replied Yes. PUCS are blindfolded and goggled for security during in and out processing. They do not use sandbags at Kandahar Collection Point.

Question #15 Has anyone seen anyone cruelly treat or degrade a PUC? 3 of 3 Officers stated No.

Question #16 How do you treat PUCs or detainees? Good/Fair/Poor? 3 of 3 Officers felt that we treated detainees Good.

Question #17 How do you safeguard a PUC against public curiosity? Good/Fair/Poor? 3 of 3 Officers felt that we safeguarded detainees Good. We don't allow visitors, no

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DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Kandahar Collection Point 15 Feb 04

pictures are taken of the PUC, and we escort them to the C130 or Chinook. Sometimes we use an open 5-ton.

Question #18 Has anyone ever taken a picture of a PUC? MI and FBI do. There have been folks in the Air Traffic Control tower that have taken photos. There is no gate on the ATC tower entrance. When we first got here we coordinate with them to inform us if they saw anyone with a camera. Anyone has access to the ATC tower including contractors.

Question #19 What would you do if you found a PUC with large sums of money. It's properly inventoried on the DA Form 4137.

Question #20 What is the rule for deadly for against a PUC in the event that they are escaping? All Officers knew that deadly force was not authorized within the facility and that outside the wall they could use deadly force and all knew that they had to yell halt [redacted] b(2)-3 times. The PUC has to clear the wall, use minimum amount of force. There are [redacted] b(2)-3 warning shots.

5. Closing comments from the officers. The longer the PUC stays here, the greater the chances that they are going to get injured here. For example, TB could spread. Hepatitis outbreak The Physician's Assistant [redacted] b(6)-2 & (b)(7)(C)-2 does outstanding work and is here almost every other day. The soldiers are working a 6:1 schedule (6 days on to 1day off.) The platoons rotate through the PUC facility, Law and Order, and Entry Control Point. This breaks up the monotony and complacency of guarding the PUCs.

6. Point of contact is the undersigned at DSN [redacted] b(6)-2 & (b)(7)(C)-2 or [redacted] b(6)-2 & (b)(7)(C)-2

[redacted] b(6)-2 & b(7)(C)-2
MAJ, IG
CJTF-180 Inspector General

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DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

14 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Orgun-E Forward Collection Point 13 Feb 04

1. The CJTF-180 IG conducted a sensing session of the 1-87 Infantry Battalion as part of an inspection on detainee operations on 13 February 2004. The sensing session consisted of 2 separate groups: NCOs, and Enlisted Soldiers. The following paragraphs contain comments from both sessions. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – Junior Enlisted Soldiers.** The first sensing session was for Junior Enlisted Soldiers the questions and responses are as follows:

Question #1 How many people believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs? 6 of 6 junior enlisted soldiers replied that they had to report violations.

Question #2 Do you know who you could report violations of prisoners' rights to? All Soldiers knew that they could report violations to their chain of command. Several knew that they could report it to the Sergeant of the Guard, S2, and Civil Affairs.

Question #3 Has anyone ever witnessed anyone murder anyone? 6 of 6 junior enlisted soldiers replied No

Question #4 Have you ever seen anyone torture or beat anyone? 6 of 6 junior enlisted soldiers replied No

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DA IG

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Orgun-E Forward Collection Point 13
Feb 04

Question #5 Have you ever seen anyone deprive a PUC of their 5 senses? Everyone has. We put a sandbag over their head and cuff him when we are taking information. Sandbags are removed once they get back to the firebase and goggles are put on. However, if they have 30 PUCs they use sandbags or whatever else they have. Currently using cravats. If they are Al Qaeda positive, we don't let them look at you.

Question #6 Has anyone seen anyone cruelly treat or degrade a PUC? 6 of 6 replied no. No insults used against the detainee. No profanity used against the detainee. The approval authority for punishment is Civil Affairs or interrogators. Interrogators tell Sergeant of the Guard who informs us. Punishments include no sleep and standing.

Question #7 How do you treat PUCs or detainees? Good/Fair/Poor? 5 of 6 junior enlisted soldiers felt that we treated detainees Good. One soldier said that he felt good would be if we let them have a bed and television.

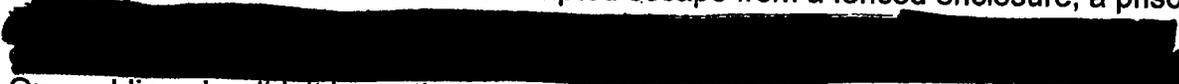
Question #8 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? Only 2 of 6 soldiers knew the 5 S's.

Question #9 How do you safeguard a PUC against public curiosity? Won't let anyone into the detention facility who isn't authorized.

Question #10 Has anyone ever taken a picture of a PUC? S2 and SF take photos for intelligence gathering. The combat cameraman at Shkin took photos. We have specific instructions not to take photos. Most of the time PUCs are blindfolded.

Question #11 What would you do if you found a PUC with large sums of money? We carry trash bags with us. If we find money we report it to the chain of command.

Question #12 What is the rule for deadly force against a PUC in the event that they are escaping? 5 of 6 knew that in an attempted escape from a fenced enclosure, a prisoner

 b(2)-3
One soldier who didn't know the rule for deadly force thought that you only had to should halt one time.

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DA IG

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Orgun-E Forward Collection Point 13
Feb 04

Closing Comments from the soldiers. One soldier stated that his unit needed a better tracking system for the villages that they conduct cordon and search in. His point was that it seemed like they kept going to the same villages. Need a larger PUC facility. Sometimes PUCs are outside the cage. Once they had 23 PUCs and the facility only holds 10, so 13 PUCs had to be tied to the Hesco barriers with 550 parachute cord through their flexicuffs. The cages should also be sturdier. They are made of Hesco chicken wire.

3. Sensing Session Group 2 – NCOs. The second sensing session was for NCOs, the questions and responses are as follows:

Question #1 How quickly do you hand PUCs to MPs? They stay awhile before they go to BAF or KAF. The PUCs are inprocessed through S2 or OGA. 48 hours is a goal. It is there belief that SF has different ROE for how long they can keep a PUC and that SF can keep the PUC awhile.

Question #2 Is mistreatment of a PUC an SIR? 5 of 5 NCOs replied yes. Statement by platoon leader, which would go to the company commander and then through the chain of command. Soldier committing the offense would be retrained.

Question #3 Did your unit train on Law of War prior to deploying or during deployment? 3 of 5 NCOs replied yes that they had a briefing. 2 of 5 had hands on training. 1 of 5 not present for training during RIP and 1 of 5 not assigned until after RIP. 5 of 5 did receive ROE training. ROE keeps changing as the situation changes.

Question #4 What do you use to track and account for captured personnel? We assign a number to the PUC and the same number to his bag. 2 of 5 NCOs would prefer the EPW tag over the PUC tag

Question #5 How do you account for money taken from captured/detained personnel? Platoon Leader and Platoon Sergeant take a photo of the money.

Question #6 What do you allow a captured/detained person to keep on their person? In the village we don't allow them to keep anything. We give them a bottle of water, 2 meals, 3 blankets, and a Koran. 2 of 5 said they wouldn't let them keep anything. 3 of 5 said they might let them keep something.

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DA IG

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Orgun-E Forward Collection Point 13
Feb 04

Question #7 Does your SOP cover the 5s? 4 of 5 said it was in SOP. S2 decides who will be segregated, based on things like phone number, written logs, cell phones on their person, walkie-talkies in their possession.

Question #8 How do you prevent physical or mental torture or coercion of the detained person? At our level from point A to point B the detained person is safe. We spot-check the sergeant of the guard and guards. CSM (b)(7)(C)2 is checking and we have interpreters present in the detention facility.

Question #9 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 5 of 5 NCOs say No. You can't threaten them physically. We can threaten to take them with us if they don't cooperate.

Question #10 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? Pre-arranged, S-2 handles it all. Medics give the PUCs medications.

Question #11 Do you believe that you are required to report acts of poor treatment of detainees or PUCs? Do you know who you could report violations of prisoners' rights to? 5 of 5 NCOs knew that they were required to report violations, that it was morally right to do so. They knew that they should report violations up their chain of command and to the S-2.

Question #12 Has anyone ever witnessed anyone murder anyone? 5 of 5 NCOs say No.

Question #13 Have you ever seen anyone torture or beat anyone? 5 of 5 NCOs say No.

Question #14 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 5 of 5 NCOs replied Yes. They don't have earmuffs, but they do use blindfolds during movement from place to place. PUCs are also blindfolded while they are conducting a mission, blindfolds are removed after mission complete.

Question #15 Has anyone seen anyone cruelly treat or degrade a PUC? 5 of 5 NCOs replied No.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Orgun-E Forward Collection Point 13 Feb 04

Question #16 How do you treat PUCs or detainees? Good/Fair/Poor? 5 of 5 NCOs say they felt that they treated detainees Good. One NCO stated that he felt great about it.

Question #17 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? 5 of 5 NCOs knew the 5 S's.

Question #18 How do you safeguard a PUC against public curiosity? Good/Fair/or Poor. 5 of 5 NCOs stated that they safeguarded PUCs good. Keep the PUC out of sight. No recordings, no photos. An example of safeguarding Afghanis is that they used radios for a criminal line-up. They let the village elder identify an ACM via radio so that no one would know that the village elder was the one who identified the ACM.

Question #19 Has anyone ever taken a picture of a PUC? 5 of 5 NCOs said for intelligence and that photos are given to the S-2. Pictures leftover from intelligence collection are ordered destroyed by the 1-87 Battalion Commander.

Question #20 What is the rule for deadly force against a PUC in the event that they are escaping? All NCOs knew the ROE, but they did not know the rule for deadly force for an escaping prisoner. They stated that it was impossible to escape. That [REDACTED]

[REDACTED] One more said that you had to fire a warning shot and then yell halt

b(2)-3

4. Point of contact is the undersigned at DSN [REDACTED] r [REDACTED]

[REDACTED]

MAJ, IG
CJTF-180 Inspector General

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DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

7 MAR 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st
 Parachute Infantry Regiment 29 Feb 04

1. The CJTF-180 IG conducted a sensing session of TF Geronimo 1-501 PIR as part of an inspection on detainee operations on 29 February 2004. The sensing session consisted of 3 separate groups: Enlisted Soldiers, NCOs, and Officers. The following paragraphs contain comments from all sessions. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 – Junior Enlisted Soldiers.** The first sensing session was for Junior Enlisted Soldiers the questions and responses are as follows:

Question #1 How many people believe that you are required to report acts of poor treatment of prisoners or detainees/PUCs? 8 of 8 junior enlisted soldiers replied that they had to report violations.

Question #2 Do you know who you could report violations of prisoners' rights to? All Soldiers knew that they could report violations to their chain of command and that they could inform the IG or Tactical HUMINT Team (THT), Chaplain, or SJA.

Question #3 Has anyone ever witnessed anyone murder anyone? 8 of 8 junior enlisted soldiers replied No

Question #4 Have you ever seen anyone torture or beat anyone? 8 of 8 junior enlisted soldiers replied No

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DA IG

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st
Parachute Infantry Regiment 29 Feb 04

Question #5 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 8 of 8 junior enlisted soldiers replied Yes. Use earmuff and sandbags. We have put a PUC near the engine of a running truck so that they couldn't hear questioning of another PUC. We use blindfolds to transport. We do this in the PAA cage (Position Area of Artillery). The Artillery establishes a holding area for PUCs when we conduct operations. It's in our SOP.

Question #6 Has anyone seen anyone cruelly treat or degrade a PUC? 8 of 8 replied no. There have been rumors of soldiers urinating on PUCs or spinning them in circles until they get dizzy and fall down. We heard that THT uses loud music while they sleep. Certain PUCs are not allowed blankets. One soldier was ordered to take a blanket away for an hour and to restrict their sleep.

Question #7 How do you treat PUCs or detainees? Good/Fair/Poor? 8 of 8 junior enlisted soldiers felt that we treated detainees Good. They stated that the only time that we didn't was during in processing when we yell and scream at them.

Question #8 How many people know what the 5 S's stand for? Search, Silence, Segregate, Safeguard, and Speed to the rear? Only 3 of 8 soldiers knew all of the 5 S's. All of the individuals knew at least one of the words for the acronym.

Question #9 How do you safeguard a PUC against public curiosity? In the PAA we moved the PUC cage to the back. Initially we had the PUC cage forward and too many civilians came over looking. Also, no one is allowed in the Detention Facility except by the S2.

Question #10 Has anyone ever taken a picture of a PUC? 3 of 8 junior enlisted soldiers replied that they have seen people take pictures of PUCs for personal purposes. 6 of 8 soldiers knew that taking a photograph of a PUC for person reasons was wrong.

Question #11 What would you do if you found a PUC with large sums of money? 7 of 8 Soldiers stated that they would count and inventory it. 1 of 8 said that money is eventually inventoried. All 8 Soldiers knew that large sums of money is an intelligence indicator.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st
Parachute Infantry Regiment 29 Feb 04

Question #12 What is the rule for deadly force against a PUC in the event that they are escaping? Only 1 of 8 Soldiers knew that in a [REDACTED]

[REDACTED] b(2)3
[REDACTED]. The other 7 of 8 Soldiers stated that they would use the minimum amount of force necessary to control the situation. All 8 of 8 soldiers stated that they would yell Halt three times.

Question #13 How much sleep is a PUC allowed each night. 4 of 7 Soldiers knew that the PUC is allowed 4 hours in a 24-hour period.

Closing Comments from the soldiers.

We treat the PUCs extremely well. We take them to pray. When it rains we give them our ponchos. We might be too nice to them. When it started to snow we took them into a mosque. 7 of 8 soldiers know that they are supposed to repatriate them where they captured them and provide them food and water. Villages know our TTP and that we won't detain them if they don't talk to us. We have caught some of them on raids before and they know that we only hold them for 72 hours.

3. **Sensing Session Group 2 – NCOs.** The second sensing session was for NCOs the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 6 of 7 NCOs replied yes that they had an SOP. 1 of 7 replied No.

Question #2 How quickly do you hand over PUCs to MPs?
All NCOs replied that it is supposed to be within 72 hours.

Question #3 Is mistreatment of a PUC an SIR? 7 of 7 NCOs replied yes and that whoever found out about it would initiate the SIR and the commander would initiate a commander's inquiry.

Question #4 Did your unit train on Law of War prior to deploying or during deployment? 7 of 7 NCOs replied yes and that they had both hands on training and classroom instruction.

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3993

AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st
Parachute Infantry Regiment 29 Feb 04

Question #5 What do you use to track and account for captured personnel? Capture Tags, Document it on a spreadsheet, PUC ID sheet, one document goes in the plastic bag.

Question #6 How do you account for money taken from captured/detained personnel? Same as with other items.

Question #7 What do you allow a captured/detained person to keep on their person? Clothing on their persons if they had them.

Question #8 Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured? 7 of 7 said it was in the SOP. 6 of 7 said they are required to use an 8-digit grid coordinate.

Question #9 How do you prevent physical or mental torture or coercion of the detained person? NCO supervision. PUC handling training. The officer and NCOs have underwent PUC handling training 3-times since we have been here. The junior enlisted have undergone PUC handling training twice since they have been in theater.

Question #10 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 7 of 7 said No.

Question #11 Do you know who you could report violations of detainees or PUCs rights to? Chain of command, IG, Chaplain, commander's open door policy, medics, and SJA.

Question #12 Has anyone ever witnessed anyone murder anyone? 7 of 7 NCOs replied No.

Question #13 Have you ever seen anyone torture or beat anyone? 7 of 7 NCOs replied No.

Question #15 Has anyone seen anyone cruelly treat or degrade a PUC? 7 of 7 NCOs replied No.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st
Parachute Infantry Regiment 29 Feb 04

Question #16 How do you treat PUCs or detainees? Good/Fair/Poor? Treat them just like a PUC. 5 of 7 felt that we were treating PUCs good. 2 of 7 felt that we were treating PUCs fair

Question #17 How do you safeguard a PUC against public curiosity? Only people who have a need are authorized access to the detention facility. We transport them in a covered HMMWV and we will put soldiers next to them in an open vehicle. We use the AMF to keep the crowd back when we are conducting operations. The AMF is looked at as a police force by the local population.

Question #18 Has anyone ever taken a picture of a PUC? For S2 reporting only.

Question #19 What is the rule for deadly force against a PUC in the event that they are escaping? 6 of 7 NCOs stated that deadly force was situationally dependent and wouldn't shoot a PUC because they had intelligence value. They felt that you should use the least amount of force possible. 2 of 7 NCOs felt that you only had to yell Halt once. 5 of 7 NCOs felt that you only had to yell Halt twice.

Question #20 Do you leave detainees with Other Government Agencies or Afghan Militia Forces? 6 of 7 NCOs stated that they wouldn't.

4. **Sensing Session Group 3 – Officers.** The last sensing session was for Officers, the questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 7 of 7 Officers stated that they had an SOP.

Question #2 How quickly do you turn over detainees to MPs? Supposed to be 72 hours.

Question #3 Is mistreatment of a PUC an SIR? 6 of 7 officers replied yes.

Question #4 Did your unit train on Law of War prior to deploying or during deployment? 7 of 7 Officers stated yes.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st
Parachute Infantry Regiment 29 Feb 04

Question #5 What do you use to track and account for captured personnel? Capture tags recently got the new ones that are plastic coated. We used photocopied tags before that and property record. S3 and PUC NCOIC keep a spreadsheet.

Question #6 How do you account for money taken from captured/detained personnel? Goes on inventory sheet by type of money, whether it is Pakistani, Afghani, or US.

Question #7 What do you allow a captured/detained person to keep on their person? Shawl and headgear, clothes. We take their weapons vest off.

Question #8 Do you tag captured or detained persons or their property? Does the commanding officer of the capturing unit ensure that all prisoners of war and retained persons will, at the time of capture, be tagged? We use a Ziploc bag, AK47s are tagged and we mark it as his with a shoe tag.

Question #9 Does your SOP cover the 5 S's? Yes, same SOP used throughout the 1-501st Battalion.

Question #10 Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured? Yes, it includes the name, grid, circumstances of capture, we sketch a map of the village or compound area.

Question #11 How do you prevent physical or mental torture or coercion of the detained person? Supervise. Set the example. Talk to the Soldiers. Mostly everything is out in the open. At night we have NODs (Night Observation Devices) and we can see everyone. We do PUC capturing rehearsals and PUC training. We also conduct AARs after the mission and use thorough documentation.

Question #12 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 7 of 7 Officers say No to physical harm. They all stated that you could tell the Detainee that he was going on a helicopter ride. Some officers stated that there are varying degrees of insult. 6 of 7 officers said that they wouldn't insult the Detainee. 1 of 7 officers said he didn't know.

Question #13 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? We place them in a PAA (Position of Area

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st
Parachute Infantry Regiment 29 Feb 04

Artillery) after detaining them on a mission. In the PAA there is a mess tent and Trauma life surgical team. We provide them Halal meals forward, because sometimes you bring a PUC back 24 hours later. We provide them water and take them to the latrine. We take our guidance on what we can and can't do from the THT (Tactical HUMINT Team).

Question #14 Do you keep detainees near fuel, ammo, or commo equipment? 7 of 7 officers replied No.

Question #15 Do you know who you could report violations of prisoners' rights to? All Officers knew that they could report violations up their chain of command, the IG, Chaplain, or SJA.

Question #16 Has anyone ever witnessed anyone murder anyone? 7 of 7 officers replied No.

Question #17 Have you ever seen anyone torture or beat anyone? 7 of 7 officers replied No.

Question #18 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 7 of 7 Officers replied Yes. To disorient the PUC, for intelligence, an because it is in the SOP.

Question #19 Has anyone seen anyone cruelly treat or degrade a PUC? 7 of 7 officers replied No.

Question #20 How do you treat PUCs or detainees? Good/Fair/Poor? 7 of 7 officers felt that they treated detainees Good.

Question #21 How do you safeguard a PUC against public curiosity? We place them in the PAA in their own wired in area and the entire PAA is surrounded by another wire. AMF keep populace away from the outer wire and disperse crowds.

Question #22 Has anyone ever taken a picture of a PUC? 6 of 7 stated No. Photojournalist have taken pictures of detainees hands and of blindfolded persons. We take photos for processing. We don't take them for laughs.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session, Task Force Geronimo, 1-501st Parachute Infantry Regiment 29 Feb 04

Question #23 What would you do if you found a PUC with large sums of money. It is an intelligence indicator. S2 uses it to determine the value of a PUC. Everything is based on the situation, not a dollar threshold.

Question #24 What is the rule for deadly force against a PUC in the event that they are escaping? 4 of 7 officers knew the rule for deadly force against an escaping PUC. They did state that there hasn't been any indication that Detainees are trying to escape and that it hasn't been communicated to them by anyone.

Question #25 Do you leave detainees with Other Government Agencies or Afghan Militia Forces? 7 of 7 NCOs stated that they wouldn't allow solo access of OGA. The ODA sends detainees to the 501st. We send out interrogators to interrogate their PUCs. We use our SOP on our prisoners and require OGA to use our SOP as well. We have a feeling that AMF will be hostile. We have 4 to 10 AMF soldiers with us on operations, but they are best at crowd control.

5. Comments from officers. The 1-501st officers recommended a MTT (Mobile Training Team) conducting detainee training prior to deploying. They felt that it had to be by someone who was stationed over here and that they would have to validate the whole process. It needs to include AOR specific training. For example, we are dealing with tribes, elders, and the father's name when we fill out an EPW tag.

5. Point of contact is the undersigned at DSN [redacted] or [redacted]

[redacted]

MAJ, IG
CJTF-180 Inspector General

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DEPARTMENT OF THE ARMY
 COMBINED/JOINT TASK FORCE (CJTF)-180
 OPERATION ENDURING FREEDOM
 BAGRAM AIRFIELD, AFGHANISTAN
 APO AE 09354

REPLY TO
 ATTENTION OF

CJTF-180-IG

22 FEB 04

MEMORANDUM FOR Commander, CJTF-180, Bagram, Afghanistan, APO AE 09354

SUBJECT: Inspector General Sensing Session of ODA at Gereshk Collection Point
 19,20 Feb 04

1. The CJTF-180 IG conducted a sensing session of the ODA at Firebase Gereshk as part of an inspection on detainee operations on 20 February 2004. The sensing session consisted of 1 group of NCOs. These comments are perceptions of soldiers who participated and are not necessarily founded facts.

2. **Sensing Session Group 1 - NCOs.** This sensing session was for NCOs from the ODA working at FB Gereshk, their questions and responses are as follows:

Question #1 Do you have a unit SOP to take, handle, and care for detainees/PUCs? 8 of 8 NCOs replied that they were familiar with their SOP.

Question #2 How quickly do you hand over PUCs to MPs? As soon as he is determined to be a PUC, supposed to be within 72 hours.

Question #3 Is mistreatment of a PUC an SIR? 8 of 8 NCOs replied yes and that it would be through the base commander to the Chain of Command.

Question #4 Did your unit train on Law of War prior to deploying or during deployment? 8 of 8 NCOs replied yes that it was a PowerPoint presentation with a question and answer period by the Instructor.

Question #5 What do you use to track and account for captured personnel? 8 of 8 NCOs replied that they had a PUC database that the PUC receives a medical physical within 6 hours annotated on a SF 600. They take biometric readings from the PUC, but fingerprints are a problem the PUCs fingerprints are worn off. They assign the

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session of ODA at Gereshk Collection Point
19,20 Feb 04

detainees a number and medically examine the PUC daily and take the pulse, blood pressure, respiration, and temperature.

Question #6 How do you account for money taken from captured/detained personnel? It is their unit SOP to give a receipt to the family for confiscated money.

Question #7 What do you allow a captured/detained person to keep on their person? 8 of 8 NCOs stated that they only let detainees keep their clothes and that they wouldn't let them keep eyeglasses.

Question #8 Do you tag captured or detained persons or their property? 8 of 8 NCOs stated that they do not use EPW tags. They bag their belongings on the battlefield and generally wait to do the paperwork in the rear

Question #9 Does your SOP cover the 5s? 8 of 8 stated the SOP covered the 5 S's.

Question #10 Does your SOP include the date of capture, grid coordinates of capture, and how the person was captured? All NCOs replied yes as well as the physical condition of the detained person.

Question #11 How do you prevent physical or mental torture or coercion of the detained person? 8 of 8 NCOs stated that they conducted Joint operations with AMF but that they didn't turn over detainees to AMF. They stated that they limit the number of persons handling the prisoner. They also have more than one guard with the detainee. Document what you do. The Detainees are given a daily physical. The High Value Targets have the knowledge of the Geneva and Hague conventions and will abuse themselves. They know what we can and can't do.

Question #12 If a detained person refuses to answer your questioning can threaten the Detainee? Can you insult the Detainee? 8 of 8 NCOs replied No. They stated that you should use psychological operations, ie tell them that they are going to be away from their family.

Question #13 How do you take care of the prisoners basic needs for food, water, clothing, shelter, and medical treatment? ? 8 of 8 NCOs replied good. They give them plenty of water and feed them as often as they got fed.

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AFZS-IG (20)

SUBJECT: Inspector General Sensing Session of ODA at Gereshk Collection Point
19,20 Feb 04

Question #14 Do you keep detainees near fuel, ammo, or commo equipment?
8 of 8 NCOs replied that they didn't.

Question #15 Do you believe that you are required to report acts of poor treatment of detainees or PUCs? And who could your report violations to? 8 of 8 NCOs replied Yes. They stated that they could report it to their company chain of command, IG, Chaplain, or SJA.

Question #16 Has anyone ever witnessed anyone murder anyone? 8 of 8 NCOs answered No.

Question #17 Have you ever seen anyone torture or beat anyone? 8 of 8 NCOs answered No.

Question #18 Have you ever seen anyone deprive a PUC of their 5 senses? If so, why and for how long? 8 of 8 NCOs replied Yes. Ear muffs are used during transportation, moving the detainee, not used as punishment.

Question #19 Has anyone seen anyone cruelly treat or degrade a PUC? 8 of 8 NCOs replied No.

Question #20 How do you safeguard a PUC against public curiosity? Good/Fair/Poor? 8 of 8 NCOs replied good. The PUC Facility is separated from the rest of camp, they have a photo access roster to the facility. Speed away from the scene; put the PUC in the backseat of a HMMWV. While transporting the PUC, make him have a low profile.

Question #21 Has anyone ever taken a picture of a PUC? 8 of 8 NCOs replied No.

Question #22 What is the rule for deadly force against a PUC in the event that they are escaping? 8 of 8 NCOs replied that deadly force was authorized. They stated that the PUC had to breach the wall of the confinement facility. All of them believed that they had to [REDACTED] b(2)-3

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DEPARTMENT OF THE ARMY
OFFICE OF THE INSPECTOR GENERAL
1700 ARMY PENTAGON
WASHINGTON DC 20310-1700

20 February 2004

SAIG-ID

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Detainee Operations Detailed Inspection Plan

1. **DIRECTIVE:** On 10 February 2004, the Acting Secretary of the Army (ASA) directed The Army Inspector General to assess Detainee Operations in OPERATION ENDURING FREEDOM (OEF) and OPERATION IRAQI FREEDOM (OIF). The directive is attached.

2. **INSPECTION PURPOSE:** The DAIG Team will conduct a functional analysis of Detainee Operations using Doctrine, Operations, Training, Materiel, Leadership, Personnel, and Facilities (DOTMLPF) based on current Department of Defense (DoD) and Army policy and doctrine. The inspection will focus on the Tactics, Techniques, and Procedures (TTP) from capture and processing of a detainee at unit level through higher level collection points to the U.S. Military controlled detention facility.

3. **INSPECTION OBJECTIVES:** The objectives of the assessment are as follows:

- a. Assess the adequacy of DOTMLPF of Army Forces for internment, enemy prisoner of war, detention operations, and interrogation procedures.
- b. Determine the standards for Army Forces charged with internment, enemy prisoner of war, detention operations and interrogation procedures (e.g., size, equipment, standardization, and training).
- c. Assess current and future organizations and structures for Army Forces responsible for internment, enemy prisoner of war, detention operations and interrogation procedures.
- d. Identify and recommend any changes in policy related to internment, enemy prisoner of war, detention operations and interrogation procedures

4. **TASK ORGANIZATION:** The DAIG Team will be organized into two teams throughout the assessment. The composition of the teams with each person's security clearance is as follows:

OCONUS		
COL	(b)(6)-2 & (b)(7)(C)-2	TS
LTC		TS
LTC		S
LTC		TS

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SUBJECT: Detainee Operations Detailed Inspection Plan

LTC	(b)(6)-2 & (b)(7)(C)-2	S
5 Augmentees		TBD

CONUS		
LTC	(b)(6)-2 & (b)(7)(C)-2	TS
LTC		S
MSG		S
1 Augmentee		TBD

5. INSPECTION LOCATIONS AND SCHEDULE: The inspection focuses on units at the following locations.

February 2004

JRTC	21-24 Feb	39th eSB
NTC	22-24 Feb	81st eSB

March 2004

CJTF-180	9-14 Mar
CFLCC	16-18 Mar
CJTF-7	18 Mar - 10 Apr
Demob Sites	TBD
Active Component Locations	TBD
Reserve Component Locations	TBD

April 2004

CJTF-7	18 Mar - 10 Apr
Demob Sites	TBD
Active Component Locations	TBD
Reserve Component Locations	TBD

6. INSPECTION METHODOLOGY:

The Detainee Operations Assessment will gather information/data from the review of units' documentation, observations of facility operations, and from interviews and sensing sessions with leaders and Soldiers. This will be an "open book" inspection with no surprises and the Team will not report its findings by installation, unit or individual.

The Team will visit each of the OEF and OIF U.S. military controlled detention facilities, detention facilities with MP presence, and Division/Brigade collection points, as well as units conducting patrol missions to gather overall trends and observations on detainee operations from point of capture to the processing conducted at U.S. military controlled detention facilities. Interviews, sensing sessions, observations, and document reviews will be the primary means of collecting information.

The Team will also visit installations and demobilization sites to interview Active Component and Reserve Component (during unit de-mobilization) units involved in OEF

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SUBJECT: Detainee Operations Detailed Inspection Plan

or OIF Detainee Operations to gather overall trends and observations on detainee operations from point of capture to the processing conducted at U.S. military controlled detention facilities. Interviews, sensing sessions, and document reviews (if available) will be the primary means of collecting information. Team visits to unit armories/reserve centers may also be required.

The Field Inspectors General (IGs) will serve as the coordinating agent for all DAIG activities. As coordinating agent, the local IGs will work with his or her respective DAIG Team point of contact (POC) to develop an itinerary for visits to units in their organization. The local IG and DAIG Team POC will refine the itinerary to maximize the team's ability to meet the inspection's baseline requirements. The basic methodology for the conduct of each inspection visit is as follows:

- a. In-brief unit leaders/representatives.
- b. Interview leaders and Soldiers to determine TTPs from point of capture to arriving at the Division/Brigade collection points.
- c. Inspect Division/Brigade collection points from receipt of detainees to the transfer of detainees to U.S. Military controlled detention facilities.
- d. Inspect U.S. Military controlled detention facilities and operations.
- e. Review policies, plans, records, programs, SOPs, and other related documents.
- f. Survey commanders, leaders, and Soldiers currently in the AOR through interviews and sensing sessions.
- g. Survey leaders and Soldiers who are, or projected to be, at Demobilization Sites (Reserve Component) through interviews and sensing sessions.
- h. Survey leaders and Soldiers who have recently returned from OEF and OIF (Active and Reserve Component) through interviews and sensing sessions.

7. PERSONNEL TO INTERVIEW:

a. OCONUS

(1) The Team will conduct interviews at CFLCC, CJTF 7, CJTF 180, US Military controlled detention facilities, Division and Brigade collection points, Division/Brigade/Battalion staffs, and company level personnel. The Team will interview selected leaders from each of these type forces. Individual interviews can occur in the interviewee's office or in a similar location that is free from interruptions and telephone calls. The coordinating agent should schedule these interviews to last no more than 1.5 hours. The coordinating agent must consider geographical dispersion and travel times

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SUBJECT: Detainee Operations Detailed Inspection Plan

between events. The interviews will consist of two Team members and the unit interviewee.

(2) The DAIG will conduct sensing sessions at each US Military controlled detention facility, Division and Brigade collection points, and company level, one for junior enlisted (E-1s through E-4s, not including Corporals) and one for non-commissioned officers (E-5s and E-6s). Units will provide eight to twelve Soldiers per session. Each sensing session requires a classroom or similar facility that is removed from the unit's normal work location. The area must be relatively quiet and free from interruptions and telephone calls. In addition, the room will need no less than 14 chairs or desks formed in a circle or square. The coordinating agent should schedule 1.5-hour time blocks for each sensing session. The sensing sessions will consist of two Team members and the unit Soldiers.

(3) The coordinating agent may adjust the interview schedule, in coordination with the Team, based upon the availability of personnel. The Team recognizes that only full-time manning personnel may be available in Reserve Component units.

(4) The matrix below is a straw man that will be finalized by the DAIG Team POC and the local IG for the OCONUS assessment.

Interviewee/Sensing Session Requirements	CFLCC	CJTF	DIV COLL Point	BDE COLL Point	CO	MP BDE/ BN	US Military Controlled/ Oversight Det Fac
SJA			1			1	1
G2/S2 (for HUMINT purposes)	1	1	1	1		1	1
S1 (if involved with detainee in/out processing)						1	1
SURGEON/MED OFF	1	1	1	1		1	1
PMO	1	1	1				
CHAPLAIN			1	1		1	1
ENGINEER/S4		1	1	1		1	1
CDR/OIC			1	1	1	1	1
1SG/NCOIC			1	1	1	1	1
S3						1	
INTERROGATOR (depending where they are located)			3	3			3
GUARD (E1-4) SENSING SESSION			1 EA (8-12 SOLDIERS)	1 EA (8-12 SOLDIERS)			1 EA (8-12 SOLDIERS)
GUARD (E5-6) SENSING SESSION			1 EA (8-12 SOLDIERS)	1 EA (8-12 SOLDIERS)			1 EA (8-12 SOLDIERS)

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GUARD (NCOIC)			1	1			1
SECURITY FORCE (E1-4) SENSING SESSION							1 EA (8-12 SOLDIERS)
SECURITY FORCE (E5-6) SENSING SESSION							1 EA (8-12 SOLDIERS)
SECURITY FORCE NCOIC							1
INFANTRY BDE XO				1			
INFANTRY BN XO				1			
INFANTRY HHC CDR/1SG				1			
DSA/BSA CDR (if coll pt is in DSA/BSA)			1	1			
PREVENTIVE MED INSPECTION			1	1			1
COLL PT MP PLT LDR			1	1			
COLL PT MP PLT SGT			1	1			
UNIT PLT LDR INVOLVED WITH CAPTURE OF PERSONNEL					2		
UNI PLT SGT INVOLVED WITH CAPTURE OF PERSONNEL					2		
UNIT SOLDIERS INVOLVED WITH CAPTURE OF PERSONNEL (E1-4) SENSING SESSION					2 EA (8-12 SOLDIERS) PER COLLECTION POINT		
UNIT SOLDIERS INVOLVED WITH CAPTURE OF PERSONNEL (E5-6) SENSING SESSION					2 EA (8-12 SOLDIERS) PER COLLECTION POINT		

b. CONUS

(1) The Team will conduct interviews of Division, Brigade, Battalion, and Company level personnel. The Team will interview selected leaders from each of these type units. Individual interviews can occur in the interviewee's office or in a similar

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SUBJECT: Detainee Operations Detailed Inspection Plan

location that is free from interruptions and telephone calls. The coordinating agent should schedule these interviews to last no more than 1.5 hours. The coordinating agent must consider geographical dispersion and travel times between events. The interviews will consist of two Team members and the unit interviewee.

(2) The DAIG will conduct sensing sessions with collection point/facility guards and with soldiers involved with capture of personnel during OIF/OEF. Sensing sessions will include one for junior enlisted (E-1s through E-4s, not including Corporals) and one for non-commissioned officers (E-5s and E-6s). Units will provide eight to twelve Soldiers per session. Each sensing session requires a classroom or similar facility that is removed from the unit's normal work location. The area must be relatively quiet and free from interruptions and telephone calls. In addition, the room will need no less than 14 chairs or desks formed in a circle or square. The coordinating agent should schedule 1.5-hour time blocks for each sensing session. The sensing sessions will consist of two Team members and the unit Soldiers.

(3) The coordinating agent may adjust the interview schedule, in coordination with the Team, based upon the availability of personnel. The Team recognizes that only full-time manning personnel may be available in Reserve Component units.

(4) The matrix below is a straw man that will be finalized by the DAIG Team POC and the local IG for the CONUS assessment.

Interviewee/Sensing Session Requirements	DIV/SEP BDE	BDE	BN	CO
INFANTRY CDR			1	1
INFANTRY CSM/1SG			1	1
INFANTRY XO		1		
MP CDR/XO	1		1	
MP S4	1		1	
PMO	1			
COLL PT GUARDS (E1-4) SENSING SESSION				1 EA (8-12 SOLDIERS)
COLL PT GUARDS (E5-6) SENSING SESSION				1 EA (8-12 SOLDIERS)
GUARD (NCOIC)				1
DSA/BSA CDR (if coll pt was is in DSA/BSA)			2	
COLL PT MP PLT LDR				1
COLL PT MP PLT SGT				1

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UNIT PLT LDR INVOLVED WITH CAPTURE OF PERSONNEL			2	
UNI PLT SGT INVOLVED WITH CAPTURE OF PERSONNEL			2	
UNIT SOLDIERS INVOLVED WITH CAPTURE OF PERSONNEL (E1-4) SENSING SESSION				2 EA (8-12 SOLDIERS)
UNIT SOLDIERS INVOLVED WITH CAPTURE OF PERSONNEL (E5-6) SENSING SESSION				2 EA (8-12 SOLDIERS)
CHAPLAIN	1	1	1	

8. DOCUMENTS/PROGRAMS TO REVIEW IN ADVANCE AND ON SITE: The document review requirements listed in advance are to be sent SIPR ASAP to the POC email addresses. In the event the local IG can't send the required documents in advance, the local IG will assist the Team in obtaining documentation during visits by coordinating with the appropriate unit prior to the Team's arrival to facilitate expeditious review of the documentation.

a. In Advance (OCONUS Only):

- (1) All inspections/assessments relating to detainee operations; this includes command products, Inspector General products, CID, legal, etc.
- (2) All case histories of punishment (judicial and non-judicial) relating to detainee abuse.
- (3) Past and current ROE.

b. During Assessment (OCONUS Only):

- (1) Unit TACSOPs relating to detainee operations (i.e. 5S' and T, collection point procedures, inventorying EPW belongings, etc).
- (2) US Military controlled detention facility SOPs.
- (3) I/R BDE/BN/CO unit manning documentation.
- (4) DD Form 2745 (EPW Capture Tag) log.
- (5) DD Form 629 (Receipt for Prisoner or Detained Person) log.
- (6) DA Form 4137 (Receipt for Evidence/Property Custody Document) log.
- (7) DD Form 2708 (Receipt of Inmate/Detained Person) log.
- (8) DD Form 1594 (Duty Logs).

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SUBJECT: Detainee Operations Detailed Inspection Plan

- (9) US Military controlled detention facilities Reporting System Database.
- (10) Facility maintenance and repair documentation.
- (11) Facility security SOP.
- (12) Detainee in/out-processing documentation.

c. During Assessments (CONUS Only):

- (1) Unit TACSOPs relating to detainee operations (i.e. 5S' and T, collection point procedures, inventorying EPW belongings, etc).
- (2) US Military controlled detention facility SOPs.
- (3) I/R BDE/BN/CO unit manning documentation.

9. INSPECTION ITINERARIES: DAIG requests each coordinating agent develop a draft itinerary that meets the requirements listed in paragraph 7. DAIG requests the coordinating agent include the necessary travel time between scheduled locations. The itineraries should go directly to the DAIG Team POC. The DAIG Team POC and the coordinating agent will develop an itinerary that allows the DAIG Team to meet the objectives listed in paragraph 3. The DAIG Team will conduct an in-brief with the senior commander/representative at each location.

10. ADMINISTRATIVE SUPPORT REQUIREMENTS:

a. The DAIG Team (OCONUS) will conduct this assessment with minimal disruption to ongoing unit missions. The Team will require a few special arrangements from the Field Inspectors General (IGs), including assistance with country clearances, travel in the AOR, in-country travel, sleeping arrangements, convoy security arrangements, SAPI body armor, weapons and ammunition, communications, scheduling of in- and out-briefings, interviews and sensing sessions, and an appropriate work space for as many as 9 personnel conducting DAIG business. The Team will coordinate the specific dates of the assessment with the affected unit IGs.

b. The DAIG Team (CONUS) will conduct this assessment with minimal disruption to ongoing unit missions. The Team will require a few special arrangements from the local Active Duty and Reserve Component IGs including scheduling interviews and sensing sessions, in-briefs, and an appropriate work space for as many as 5 personnel conducting DAIG business.

11. REPORT COMPLETION TIMELINE: The results of this inspection are the basis for a written report distributed Army-wide following the ASA's approval. The schedule to complete the report is as follows:

- a. Out-brief ASA: May 2004
- b. Publish report: June 2004

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SUBJECT: Detainee Operations Detailed Inspection Plan

12. POC for this inspection is LTC [redacted]
 [redacted] or LTC [redacted] (SIPR address)
 [redacted] (SIPR address).

[redacted]

Encl

COL, IG
 Chief, Inspections Division

DISTRIBUTION:

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- US CENTRAL COMMAND
- FORSCOM
- TRADOC
- CFLCC
- CJTF-7
- CJTF-180
- U.S. ARMY RESERVE COMMAND
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- JOINT READINESS TRAINING CENTER AND FORT POLK

IAD DETAINEE OPERATIONS INSPECTION CHECKLIST		DATE OF INSPECTION 13 MAY 04				
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY OPERATIONS		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 1 OF 3		
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER IAD STAFF				
ITEM				GO	NG	NA
<u>Unit Inspected:</u> 2ACR/203 rd EN BN						
<u>Location:</u> Camp Duke, An Najaf, Iraq						
<u>Date:</u> 13 May 2004						
<u>OVERALL ASSESSMENT</u>						
I. Detainee Holding Facility Management:						
a). Established Plans/SOPs/Procedures.....				X		
b). Compliance to FRAGO(s), Policies, AR(s), SOP(s), etc.....				X		
d). Facility Staff/Guard training					X	
e). Detainee Handling/Discipline Procedures.....				X		
II. Detainee Holding Facility Security.....				X		
III. Detainee Processing and Tracking.....				X		
IV. Interrogation Procedures/Methods.....				X		
V. Compliance to Laws of War.....				X		
VI. Detainee Evidence/Property Accountability.....				X		
VII. Detainee Health and Welfare:						
a). Humane Treatment & Hygiene.....				X		
b). Medical				X		
c). Morale.....				X		
Outbrief to Commander or designee completed? Yes)						

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 CORR-101, dtd 9 Nov 01

1AD DETAINEE OPERATIONS INSPECTION CHECKLIST		DATE OF INSPECTION 13 MAY 04		
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITIES OPERATIONS		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 2 of 3	
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER 1AD STAFF		
ITEM		GO	NG	NA
<p align="center"><u>OVERALL ASSESSMENT COMMENTS:</u></p> <p>1). Inspection Team consisted of:</p> <p>a). : Inspected facility management, compliance to Laws of War, Property/Evidence accountability, and Morale issues.</p> <p>b).): Inspected Medical, Humane Treatment, and Hygiene.</p> <p>c). : Inspected Detainee Processing/Tracking and Interrogation Methods.</p> <p>d). : Inspected Facility Security.</p> <p>2). Comments: Although facility is considered a 2ACR facility, it is operated by 203rd EN BN. Overall the unit/facility are doing well in the area of Detainee Operations. They have only been operating this facility for a few weeks and have made great strides to ensure their operations are in compliance to governing directives. Unit needs to continue in its efforts to build a suitable facility that will protect the detainees from the harsh weather conditions and heat. Unit stated that they do have a work order in to do such. Unit needs to also continue to refine its security measures and procedures as identified in the PMO section of the inspection checklist. Lastly, unit needs to develop an adequate training program designed for detainee operations. Unit personnel were very receptive to the inspection team's comments and expect that unit will continue to lean-forward and make improvements to their detainee operations.</p>				

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INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
<u>REFERENCES</u>						
1. CJTF-7 FRAGO 006M: Detention of Civilians, dated 190200ZMar 03						
2. CJTF-7 FRAGO 209: Criminal Investigations ISO Final Victory, Detention Facility Operations, EPW, Criminal Detainees and Security Internee Status Determinations, and handling of Suspected War Criminals, dated 282021DJUN03.						
3. CJTF-7 FRAGO 741: Rules for the Use of Force (RUF) for Detention Facilities, dated 051553DMAY03.						
4. CJTF-7 FRAGO 749: Intelligence & Evidence-Led Detention Operations Relating to Detainees, dated 242320DAUG03.						
5. CJTF-7 Memorandum: Interrogation and Counter Resistance Policy, dated 10 Sept 2003.						
6. CJTF-7 FRAGO 710: Evidence Collection Procedures, dated 301935DAPR04.						
7. CJTF-7 IG EPW/CI Holding/Internment Facility Inspection Checklist.						
8. 1AD FRAGO 539A: Procedures for Detainees of Intelligence Interest and Criminal Detainees, dated 302359AUG03.						
9. ENCLOSURE 8, 1AD FRAGO 539A: Criminal Detention Training Package						
10. ENCLOSURE 1, TO 1AD FRAGO 539A: Minimum Standards for Brigade Holding Facilities.						
11. 1AD FRAGO 623A: Detainee Processing, dated 212345DJUL03						
12. 1AD PAM 1-201: Command Inspection Checklist—Detainee Holding Facilities (September 03)						
13. 1AD PM Tactical Update, 20 Feb 04: Interrogation Techniques.						
14. 1AD Interrogation and Counter Resistance Policy, dated 19 February 04.						
15. 1AD OPORD 04-006 (IRON SABRE), DATED 16 April 04.						
16. 1AD FRAGO 47A: AM TACTICAL UPDATE ORDER 29 April 04, to OPORD 04-006.						
17. AR 190-8: Enemy Prisoners of War, Retained Personnel, Civilian Internees and other Detainees, dated 1 October 1997.						
18. FM 3-19.40: Military Police Internment/Resettlement Operations, dated 1 August 2001.						
19. AR 350-1: Army Training and Education, dated 9 April 2003.						
20. AR 190-40: Serious Incident Report, dated 30 November 1993.						
21. AR 40-5: Preventive Medicine, dated 15 October 1990						
22. FM 8-51: Combat Stress Control in a Theater of Operations Tactics, Techniques & Procedures, dated 30 January 1998.						

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INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER		
ITEM		GO	NG	NA
1. Does the unit/facility have on hand copies of published FRAGO(s)/Tactical Updates applicable to Detainee Operations and Facility Management?.....			X	
2. Does the unit/facility comply with directives published in FRAGO(s)/ Tactical Updates?.....		X		
3. Does the unit/facility have on hand a copy of the latest 1AD Detainee Operations Inspection Checklists ?.....		X		
4. Does the unit/ facility have a copy of the previous inspection results/findings ?.....				X
5. Has the unit/facility corrected deficiencies/shortcomings found during previous inspections?.....				X
6. Is an adequate and current facility SOP published that addresses such issues as: physical security, guard procedures, ROI/ROE , CI In-processing, detainee health and welfare, detainee religious rights, detainee discipline, and intelligence collection and facility security/QRF procedures IAW CJTF-7 Detention Facility Inspection Checklist and CJTF FRAGO 741?.....			X	
7. Are interrogators utilizing approved interrogation methods IAW CJTF Interrogation Policy, 1AD Interrogation/Counter Resistance Policy & 1AD PM Tactical Update 20 Feb 04 ?.....		X		
8. Are procedures in place to separate women/minors/physically and mentally disabled detainees from adult male detainees IAW AR 190-8, para 3-4a & Enclosure 1 to 1AD FRAGO 539A ?.....		X		
9. Are there procedural and training safeguards to prevent inhumane treatment and abuse of detainees IAW AR 1980-8 para. 1-5 (a-g) & para. 4 (b-c)?.....		X		

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INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER		
ITEM		GO	NG	NA
10. Are facility personnel/staff aware of any actual or alleged incidents of detainee abuse, and/or mistreatment? No known cases of alleged or actual detainee abuse/mistreatment.....		X		
11. Have incidents (actual or alleged) of detainee mistreatment/abuse been reported through the chain of command and forwarded via SIR IAW AR 190-40, para 2-1/App. B ?.....				X
12. Are there any indications of detainee mistreatment/abuse?.....NO.....		X		
13. Are written facility rules posted (native language) IAW AR 190-8, para. 6-10(b).....			X	
14. Does the unit/facility have established procedures to allow detainees to submit requests/complaints regarding the conditions of their confinement/internment (are the procedures posted detainees' native language) IAW AR 190-8, para 6-9 ?.....			X	
15. Does the unit/facility provide detainees with a copy of the 1949 Geneva Convention (in their own language) IAW AR 190-8, para. 3-4(a) ?.....		X		
16. Are unit/facility personnel trained to conduct Detainee Operations (Geneva Convention, ROE/ROI, unlawful Fraternization with Detainees, etc) IAW AR 350-1, para.4-14; CJTF-7 FRAGO 741; AR 190-8, para 3-6a; and FM 3-19.40 para. 2-48?) Is training documented?			X	
17. Does the unit/facility conduct training for newly assigned soldiers/facility staff, and sustainment training IAW AR 350-1 para 4-14c and Table G-1 Refresher Training ?.....			X	

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FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY MANAGEMENT		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 3 OF 6		
INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
18. Does the unit/facility conduct stress counseling and/or training on stress management techniques for guards/facility soldiers LAW FM 3-19.40, para 2-48?.....					X	
19. Does the facility utilize combat stress teams to conduct stress management training and counseling LAW FM 3-19.40, para 2-48 and FM 8-51, App. D, D-2 f(3) ?.....					X	
20. Are adequate control measures in place to maintain security and discipline within the facility ?.....				X		
Outbrief to Commander or designee completed? YES						

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FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY MANAGEMENT		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 4 of 6		
INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
Comments:						
<p>1. a). Issue: Does unit/facility have copies of published FRAGO(s) applicable to Detainee Operations ?</p> <p>b). Discussion: Facility did not have copies of many FRAGO(s) applicable to detainee operations; nor were they aware of the key FRAGO(s) that pertain to detainee operations. Facility is however in compliance to directives published in the FRAGO(s) for this area of the inspection.</p> <p>c). Recommendation: Unit leadership needs to ensure that information pertaining to detainee operations is disseminated to the facility OIC.</p> <p>4/5. a) Issue: Does facility have a copy of the previous inspection results and corrected previously identified deficiencies? N/A</p> <p>b). Discussion: This facility had not been inspected before; this was the first inspection to include using this new 1AD inspection checklist.</p> <p>c). Recommendation: Facility maintain a copy of this inspection and make the appropriate corrections, where warranted, before the next inspection.</p> <p>6. a). Issue: Does the facility have an adequate SOP?</p> <p>b). Discussion: facility SOP is very general in nature and does not include such specifics as: internal security procedures, training for guards/facility staff, and detainee in-processing (briefing of facility rules, filing complaints, etc).</p> <p>c). Recommendation: That the unit/facility continue to develop their SOP to include these items.</p> <p>7. a). Issue: Are Interrogators utilizing approved interrogation methods?</p> <p>b). Discussion: Although facility/interrogators were not aware that 1AD CG issued specific guidance (1AD Interrogation and Counter Resistance Policy, dated 19 Feb. 03) that supplements CJTF's Interrogation Policy, the interrogators are in full compliance with established directives and do a very good job utilizing interrogation methods that are consistent with the humane treatment of detainees.</p> <p>c) Recommendation: Get a copy of the 1AD Interrogation and Counter Resistance Policy, dated 19 Feb. 03 and keep up the good work in this area.</p>						

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 OFFICE OF THE INSPECTOR GENERAL

IAD DETAINEE OPERATIONS INSPECTION CHECKLIST		DATE OF INSPECTION 13 MAY 04				
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY MANAGEMENT		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 5 of 6			
INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
Comments:						
<p>9. a). Issue: Are there procedural and training safeguards in place to prevent inhumane treatment and abuse of Detainees?</p> <p>b). Discussion: Facility does have procedural safeguards in place to include NCO supervision and spot checking and a memo that the soldiers read and sign to confirm that they understand the "right" way to treat detainees. The facility however; does not have a training program in place to cover mandatory training of RUF, Fraternization, Laws of War, and Geneva Convention. This is a new checklist item that facility was not aware of. Facility OIC stated that he will develop a training program to cover these areas.</p> <p>c). Recommendation: Unit/Facility develop a training program specifically designed for Detainee Operations and Detainee handling for the personnel who work at the facility.</p>						
<p>11. a) Issue: Have incidents (actual/alleged) of detainee abuse been reported through the chain of command?</p> <p>b). Discussion: N/A. Personnel interviewed have no knowledge of known or alleged incidents of detainee abuse/mistreatment.</p> <p>c). Recommendation: None</p>						
<p>13. a). Issue: Are written facility rules posted (in native language) ?</p> <p>b). Discussion: Unit/facility has not developed facility rules of which to brief each detainee.</p> <p>c). Recommendation: Unit/facility develop a set of facility rules that are briefed to each detainee as they are in-processed; additionally, post the rules , in Arabic, so the detainees can see and read the rules. This requirement should be part of the unit's SOP; suggested to the unit that they develop an "in-processing checklist" that is used for in-processing each detainee and to include briefing facility rules as a checklist item.</p>						
<p>14. a). Issue: Does facility have a procedure for detainee to file complaints/requests?</p> <p>b). Discussion: Facility does not have any formal procedure in place of which detainees are aware that they can communicate their requests/complaints through facility staff. Interrogators, although, mentioned that they have designated one detainee in each area to be the spokesperson who can submit complaints to the facility staff.</p> <p>c) Recommendation: The facility develop a formal procedure for detainees to file complaints/requests. This procedure should be briefed to each detainee as they are in-processed and suggest this be part of the facility SOP and in-processing checklist as addressed in # 13 above.</p>						

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FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY MANAGEMENT		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 6 of 6	
INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER		
ITEM		GO	NG	NA
<p style="text-align: center;">Comments:</p> <p>16/17.a). Issue: Are unit/facility personnel trained to conduct Detainee Operations?</p> <p>b). Discussion: Unit/facility personnel have been briefed on ROE/ROI, but not on many other required areas such as: Fraternalization with detainees, Geneva Convention, handling of property/evidence (DA Form 4137), stress management, etc) This is a new checklist item that facility was not aware of. Facility OIC stated that he will develop a training program to cover these areas.</p> <p>c). Recommendation: Unit/Facility develop a training program specifically designed for Detainee Operations and Detainee handling for the personnel who work at the facility.</p> <p>18/19 a) Issue: Does unit/facility conduct stress counseling/training for facility personnel?</p> <p>b). Discussion: Unit has not conducted such; this is a new checklist item and unit was not aware of the requirement. Unit stated they will schedule this in the near future.</p> <p>c). Recommendation: Periodically, utilize combat stress teams to conduct stress counseling for soldiers working at the facility.</p>				

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FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY SECURITY		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 1 OF 4	
INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER		
ITEM		GO	NG	NA
1. Does the outer perimeter include either a fence line topped with barbed wire; triple-strand concertina fence; or non-scalable wall IAW ENCL 1 to 1AD FRAGO 539A ?		X		
(b)(2)-3				
3. Do holding cells lock from the outside IAW ENCL 1 TO 1AD FRAGO 539A ?		X		
4. Is there a second perimeter fence for holding areas IAW ENCL 1 TO 1AD FRAGO 539A ?		X		
5. Are detainee shelters within the second perimeter IAW ENCL 1 TO 1AD FRAGO 539A ?		X		
6. Are armed guard forces of sufficient size to:				
a). Control all access points to the outer perimeter IAW ENCL 1 TO 1AD FRAGO 539A ?		X		
b). Overwatch the remainder of the facility from a tower or rooftop IAW ENCL 1 TO 1AD FRAGO 539A ?		X		
(b)(2)-3				
7. Do guard towers have unobstructed views of the (clear zone) perimeter fence and the lanes between fences IAW FM 3-19.40, para 6-7 ?		X		
8. Do guard towers have reliable communications between the tower, guards and TOC/C2 IAW FM 3-19.40, para 6-7 ?		X		
9. Does the facility have adequate lighting to support its security plan IAW FM 3-19.40, para 6-7 ?		X		
10. Do holding area guards act to protect detainees from harmful actions of other detainees, guards, or external forces IAW Enclosure 1 to 1AD FRAGO 539A ?		X		

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FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY SECURITY		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 04		PAGE 2 OF 4
INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER		
ITEM		GO	NG	NA
11. Does the facility/unit have an adequate security plan/procedures in place IAW CJTF-7 Holding Facility Inspection Checklist ?		X		
12. Are guards knowledgeable of the security plan (QRF), ROE, use of force policies and self defense methods IAW FM 3-19.40, para. 2-29, FM 350-1, para 2-48 and CJTF FRAG0 741 ?		X		
(b)(2)-3				
14. Are weapons/rounds stored, secured and guarded , as appropriate, so detainees do not have access to the weapons storage area?		X		
15. Are unit/facility personnel trained to conduct Detainee Operations (Geneva Convention, ROE/ROI, Fraternalization with Detainees, etc) (IAW AR 350-1, para. 4-14; and AR 190-8 para 3-6a)			X	
16. Are facility guards/staff aware of any actual or alleged incidents of detainee abuse, and/or mistreatment ? NO		X		
17. Do facility guards/staff know the reporting reporting procedures if they observe or become aware of a detainee being abused (notify chain of command/IG/SJA, SIR requirement) IAW AR 190-8, para. 2-1 ?		X		

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FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE PROCESSING/TRACKING	CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 1 OF 4	
INSPECTION OFFICE/AGENCY	INSPECTOR'S NAME & PHONE NUMBER		
ITEM	GO	NG	NA
2ACR BIF			
1. Does unit/facility enter the detainee in the ASASL database when the detainee is in-processed in to the Brigade holding area IAW 1 AD FRAGO 539A ?.....		X	
2. Does the unit/facility have copies (properly completed) of the CPA Forces Apprehension Form, with two statements (DA Form 2823) for detainee IAW 1AD FRAGO 539A/632A?..... (NOTE: Criminal—APP. Form, Statements, Evidence; Threat to Coalition—APP. Form, Statements, and SIR; Detainee of Intel Interests—App. Form & SIR)	X		
3. Does the unit/facility provide an area for intelligence collection efforts IAW CJTF Detainee Holding facility Inspection Checklist ?.....	X		
4. Does the unit/facility maintain an updated DD Form 629 (Receipt for Prisoner or Detained Person) log to maintain accountability of detainees IAW AR 190-8, CH 2 ?.....	X		
5. Are detainees in possession of Internment Serial Numbers (ISN) IAW CJTF FRAGO 739 ?.....			X
6. Is the facility receiving sufficient information from the capture paperwork, or subordinate facility, to properly conduct in processing, screenings and interrogations IAW 1AD FRAGO 623A ?.....	X		
7. Are interrogators utilizing approved interrogation methods IAW CJTF Interrogation Policy, 1AD Interrogation Policy 19 Feb 04, & 1AD PM Tactical Update 20 Feb 04 ?.....	X		
8. Does the battalion holding facility move detainees, and evidence, to the brigade holding facility within eight hours of capture IAW 11AD FRAGO 539A ?.....			X
9. Does the brigade holding facility submit an SIR (Summarized Interrogation Report) within 48 hours after capture IAW 1AD OPORD 04-006 ?.....		X	

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INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER		
ITEM		GO	NG	NA
10. Does the brigade facility submit SIR(s) from subsequent interrogations every 24 hours for as long as the brigade has custody of the detainee IAW 1AD FRAGO 539A ?.....		X		
11. Does the brigade holding facility move "Division Targets", to the DIF within 72 hrs after capture IAW 1AD FRAGO 47A ?.....		X		
12. Does the brigade holding facility move detainees (not Division-Targets) to the DIF within 10 days after capture, extended to 14 with CG approval, IAW 1AD FRAGO 47A ?.....		X		
13. Does the brigade facility interrogate detainees within 72 hours from time of capture IAW 1AD FRAGO 539A ?.....		X		
14. Does the Brigade CDR, XO, S3, or S2 sign the SIR(s) prior to the transfer of the detainee to the DIF as a means to provide QC on the detainee's documentation to ensure they are complete and that the recommended disposition of the detainee is reflective of the commander's desires IAW 1AD FRAGO 623A ?.....		X		
15. Are criminal detainees moved from the brigade holding facility to the CHF within 72 hours of apprehension IAW 1AD FRAGO 539A ?.....			X	
16. Does the DIF hold detainees for only 96 hours, at which time they should receive final disposition instructions from the 1AD Command Group IAW 1AD FRAGO 539A?.....				X
17. Does the DIF provide SIR(s) every 24 hours on detainees with translation of documents, to include evidence seized with each detainee IAW 1AD FRAGO 539A ?.....				X

 A PERSONNEL FILE ASSIGNED BY THE DIV OF DETENTION & CORRECTIONS
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INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
18. Does the DIF report four times daily a list of all detainees currently at the DIF and once daily a rollup of all persons currently held, or previously processed through the DIF IAW 1AD FRAGO 539A ?.....						X
19. Does the DIF have copies of written approval for each detainee that entailed disposition out of the DIF IAW 1AD FRAGO 539A ?.....						X
20. Does the DIF have approval documentation for all detainees sent to Abu Gurayb IAW 1AD FRAGO 47A ?.....						X
21. Are facility personnel/staff aware of any actual or alleged incidents of detainee abuse, and/or mistreatment ? NO.....				X		
Outbrief to Commander or designee completed? Y						

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INSPECTION OFFICE/AGENCY		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
<p>Comments:</p> <p>Question 1: No. This is due to connectivity issues with the DIV, the RGT and SQD have a suitable alternate method that works well.</p> <p>Question 9: No, SIRs are not provided within 36 hrs. This is mainly a manning issue as well as connectivity. RGT needs to enforce this with subordinates and I expect this to help considerably. As far as connectivity, the RGT will have to be more proactive in letting higher know of comms issues when they occur.</p> <p>Question 15: No, distance is a mitigating factor in this and a recommendation would be to adjust the timeline accordingly.</p> <p>Overall 2ACR is doing a very good job under less than ideal circumstances. They have a few problems, most can be fixed fairly easily and are RGT internal. There are some time based requirements from Division and Corps that need to be revised in order to make 2ACR a success; namely the movement of criminals in 72hrs.</p> <p>I feel that special attention/praise to (b)(6)-2 & (b)(7)(C)-2 He has organized his RGT's tracking system to meet published as well as ad hoc data calls from G2 and PMO. The tracking system that he developed for SIRs and evidence from detainees is stellar considering the condition that the RGT is working in.</p>						

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INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER 1AD STAFF		
ITEM		GO	NG	NA
Unit Inspected: RSS, 2ACR				
Location: Camp Echo, Iraq				
Date: 18 June 2004				
<u>OVERALL ASSESSMENT</u>				
I. Detainee Holding Facility Management:				
a). Established Plans/SOPs/Procedures.....		X		
b). Compliance to FRAGO(s), Policies, AR(s), SOP(s), etc.....		X		
d). Facility Staff/Guard training		X		
e). Detainee Handling/Discipline Procedures.....		X		
II. Detainee Holding Facility Security.....		X		
III. Detainee Processing and Tracking.....		X		
IV. Interrogation Procedures/Methods.....		X		
V. Compliance to Laws of War.....		X		
VI. Detainee Evidence/Property Accountability.....			X	
VII. Detainee Health and Welfare:				
a). Humane Treatment & Hygiene.....		X		
b). Medical		X		
c). Morale.....		X		
Outbrief to Commander or designee completed? Yes				

1 AD DETAINEE OPERATIONS INSPECTION CHECKLIST		DATE OF INSPECTION 17 MAY 04				
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INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER IAD STAFF				
ITEM				GO	NG	NA
<p align="center"><u>OVERALL ASSESSMENT COMMENTS:</u></p> <p>1). Inspection Team consisted of:</p> <p>a). () : Inspected facility management, compliance to Laws of War, Property/Evidence accountability, and Morale issues.</p> <p>b). : Inspected Medical, Humane Treatment, and Hygiene.</p> <p>c). Inspected Detainee Processing/Tracking and Interrogation Methods.</p> <p>d). : Inspected Facility Security.</p> <p>2). Comments: Although unit has only been operating this facility for a few weeks, it was evident they have put forth very good effort to comply with governing directives. Although most inspected areas were noted as "GO"; the unit needs to continue to refine their detainee operations with special consideration for found deficiencies as noted in this checklist. Highlighted areas requiring attention include: evidence/property tagging and tracking, further development of their detainee operations training program, and documentation of their preventive medicine inspections. Overall, the unit/facility's operations are in good shape and associated personnel are leaning forward to make improvements.</p>						

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INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER 1AD STAFF				
ITEM				GO	NG	NA
<u>REFERENCES</u>						
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2. CJTF-7 FRAGO 209: Criminal Investigations ISO Final Victory, Detention Facility Operations, EPW, Criminal Detainees and Security Internee Status Determinations, and handling of Suspected War Criminals, dated 282021DJUN03.						
3. CJTF-7 FRAGO 741: Rules for the Use of Force (RUF) for Detention Facilities, dated 051553DMAY03.						
4. CJTF-7 FRAGO 749: Intelligence & Evidence-Led Detention Operations Relating to Detainees, dated 242320DAUG03.						
5. CJTF-7 Memorandum: Interrogation and Counter Resistance Policy, dated 10 Sept 2003.						
6. CJTF-7 FRAGO 710: Evidence Collection Procedures, dated 301935DAPR04.						
7. CJTF-7 IG EPW/CI Holding/Internment Facility Inspection Checklist.						
8. 1AD FRAGO 539A: Procedures for Detainees of Intelligence Interest and Criminal Detainees, dated 302359AUG03.						
9. ENCLOSURE 8, 1AD FRAGO 539A: Criminal Detention Training Package						
10. ENCLOSURE 1, TO 1AD FRAGO 539A: Minimum Standards for Brigade Holding Facilities.						
11. 1AD FRAGO 623A: Detainee Processing, dated 212345DJUL03						
12. 1AD PAM 1-201: Command Inspection Checklist—Detainee Holding Facilities (September 03)						
13. 1AD PM Tactical Update, 20 Feb 04: Interrogation Techniques.						
14. 1AD Interrogation and Counter Resistance Policy, dated 19 February 04.						
15. 1AD OPORD 04-006 (IRON SABRE), DATED 16 April 04.						
16. 1AD FRAGO 47A: AM TACTICAL UPDATE ORDER 29 April 04, to OPORD 04-006.						
17. AR 190-8: Enemy Prisoners of War, Retained Personnel, Civilian Internees and other Detainees, dated 1 October 1997.						
18. FM 3-19.40: Military Police Internment/Resettlement Operations, dated 1 August 2001.						
19. AR 350-1: Army Training and Education, dated 9 April 2003.						
20. AR 190-40: Serious Incident Report, dated 30 November 1993.						
21. AR 40-5: Preventive Medicine, dated 15 October 1990						
22. FM 8-51: Combat Stress Control in a Theater of Operations Tactics, Techniques & Procedures, dated 30 January 1998.						

IAD DETAINEE OPERATIONS INSPECTION CHECKLIST		DATE OF INSPECTION 13 MAY 04				
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITIES OPERATIONS		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 2 of 3		
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER IAD STAFF				
ITEM				GO	NG	NA
<u>OVERALL ASSESSMENT COMMENTS:</u>						
<p>1). Inspection Team consisted of:</p> <p>a). : Inspected facility management, compliance to Laws of War, Property/Evidence accountability, and Morale issues.</p> <p>b). : Inspected Medical, Humane Treatment, and Hygiene.</p> <p>c). : Inspected Detainee Processing/Tracking and Interrogation Methods.</p> <p>d). : Inspected Facility Security.</p> <p>2). Comments: Unit has only been operating the facility for a weeks weeks; considering such, it is evident that they have put forth good effort to ensure they are in compliance to governing directives. The areas, in priority order, that require the greatest attention are security, training, medical/hygiene. The enclosed checklist provides the details for these areas. Unit/facility staff appear to be leaning forward to improve their detainee operations. The unit should have no problem correcting the areas listed as NG.</p>						

IAD DETAINEE OPERATIONS INSPECTION CHECKLIST		DATE OF INSPECTION 13 MAY 04		
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY OPERATIONS		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 3 OF 3	
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER IAD STAFF		
ITEM		GO	NG	NA
<u>REFERENCES</u>				
1. CJTF-7 FRAGO 006M: Detention of Civilians, dated 190200ZMar 03				
2. CJTF-7 FRAGO 209: Criminal Investigations ISO Final Victory, Detention Facility Operations, EPW, Criminal Detainees and Security Internee Status Determinations, and handling of Suspected War Criminals, dated 282021DJUN03.				
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16. IAD FRAGO 47A: AM TACTICAL UPDATE ORDER 29 April 04, to OPOD 04-006.				
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 Personal Info Redacted IAW Sec of Def Memo 01 -
 CORR-101, dtd 9 Nov 04

**CJTF-7, INSPECTOR GENERAL (IG), EPW/CI HOLDING/INTERMENT
FACILITY INSPECTION**

HOLDING _____ **FACILITY** _____ **INSPECTED:**

DATE _____ **OF** _____ **INSPECTION:**

CAMP _____ **COMMANDER/COMMANDANT:**

IG _____ **INSPECTION** _____ **TEAM:**

REFERENCES:

- (a) FM 3-19.40 (Internment/Resettlement Operations)
- (b) AR 190-8/MCO 3461.1 (Enemy Prisoners of War (EPW), Retained Personnel (RP), Civilian Internees (CI) and Other Detainees)
- (c) relevant FRAGOs

INSPECTION AREAS & PROCESS

1. EPW Facility Management: Does the EPW/CI facility commander ensure/provide for:

a. **Command and Control, and Operate/Administer, a Secure Camp?**
Specifically:

Is an adequate, **current and relevant camp SOP published** (and updated, as required), which fully implements requirements outlined in AR 190-8/MCO 3461.1; the SOP should include, minimally, all camp physical security, guard measures/procedures (internal, external and QRF) and a statement concerning applicable ROI/ROE for escapees; as well as all matters addressed below?

2. In-processing of Interned Prisoners (to include tagging, assignment of ISN, fingerprinting, photographing, and weighing, as required)?:

- a. Describe accountability and/or tracking system used (e.g., BATS, NDRS)
[Note: for theatre level coalition holding facilities (CHF): BATS to NDRS (6 digit

1 AD PAM 1-201 COMMAND INSPECTION CHECKLIST		DATE OF INSPECTION			
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY OPERATIONS		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 1 OF 4		
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER			
ITEM			GO	NG	NA
<p>Unit Inspected:</p> <p>Location:</p> <p style="text-align: center;"><u>OVERALL ASSESSMENT</u></p> <p>I. Detainee Holding Facility Management.....</p> <p style="padding-left: 20px;">a). Established Plans/SOPs/Procedures.....</p> <p style="padding-left: 20px;">b). Compliance to FRAGO(s), Policies, AR(s), SOP(s), etc.....</p> <p style="padding-left: 20px;">d). Facility Staff/Guard training</p> <p style="padding-left: 20px;">e). Detainee Handling/Discipline Procedures.....</p> <p>II. Detainee Holding Facility Security.....</p> <p>III. Detainee Processing and Tracking.....</p> <p>IV. Interrogation Procedures/Methods.....</p> <p>V. Compliance to Laws of War.....</p> <p>VI. Detainee Evidence/Property Accountability.....</p> <p>VII. Detainee Health and Welfare.....</p> <p style="padding-left: 20px;">a). Humane Treatment.....</p> <p style="padding-left: 20px;">b). Medical & Hygiene.....</p> <p style="padding-left: 20px;">c). Morale.....</p>					

1 AD PAM 1-201 COMMAND INSPECTION CHECKLIST		DATE OF INSPECTION				
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ITEM				GO	NG	NA
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4. CJTF-7 FRAGO 749: Intelligence & evidence-Led Detention Operations Relating to Detainees, dated 242320DAUG03.						
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1 AD PAM 1-201 COMMAND INSPECTION CHECKLIST		DATE OF INSPECTION				
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY OPERATIONS		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 4 OF 4		
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
<p><u>INSTRUCTIONS FOR FILLING OUT COMMENTS:</u></p> <p>1. Comments will be made for All (NG) checked questions/areas—stating why it is a NG.</p> <p>2. Comments will be made for ALL (N/A) checked questions/areas-stating why it is N/A.</p> <p>3. Comments will be made for ALL questions that are checked (G), but the inspector has found there is a “however” that needs further explanation to provide clarity to the answer/area.</p> <p>4. Comments should be made for things that are found to be going very well, to include mention of individual (s) names that should be recognized for their efforts.</p> <p>5. Each comment will be made in the form of Issue, Discussion, and Recommendation format. “Issue” will simply be annotated as the question number, followed by the question topic. For example-- Q1: Are detainees provided with adequate water. Discussion—should address what was observed/found relating to the issue. Recommendation should address a recommended COA to fix the problem, to include who(m) should be responsible for making the correction (and if applicable, assisting to fix the problem). NOTE: FOR SOME OF THE “N/A” s there may not be any Recommendation. Same thing for those areas noted as going very well.</p>						

1 AD PAM 1-201 COMMAND INSPECTION CHECKLIST		DATE OF INSPECTION				
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY MANAGEMENT		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 1 OF 4		
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
1. Does the unit/facility have on hand copies of published FRAGO(s)/Tactical Updates applicable to Detainee Operations and Facility Management?.....						
2. Does the unit/facility comply with directives published in FRAGO(s)/ Tactical Updates?.....						
3. Does the unit/facility have on hand a copy of the latest CJTF-& 1AD Detainee Operations Inspection Checklists ?.....						
4. Does the unit/ facility have a copy of the previous inspection results/findings ?.....						
5. Has the unit/facility corrected deficiencies/shortcomings found during previous inspections?.....						
6. Is an adequate and current facility SOP published that addresses such issues as: physical security, guard procedures, ROI/ROE , CI In-processing, detainee health and welfare, detainee religious rights, detainee discipline, and intelligence collection and facility security/QRF procedures IAW CJTF-7 Detention Facility Inspection Checklist and CJTF FRAGO 741?.....						
7. Are interrogators utilizing approved interrogation methods IAW CJTF Interrogation Policy, 1AD Interrogation/Counter Resistance Policy & 1AD PM Tactical Update 20 Feb 04 ?.....						
8. Are procedures in place to separate women/minors/physically and mentally disabled detainees from adult male detainees IAW AR 190-8, para 3-4a & Enclosure 1 to 1AD FRAGO 539A ?.....						
9. Are there procedural and training safeguards to prevent inhumane treatment and abuse of detainees IAW AR 1980-8 para. 1-5 (a-g) & para. 4 (b-c)?.....						

1 AD PAM 1-201 COMMAND INSPECTION CHECKLIST		DATE OF INSPECTION				
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY MANAGEMENT		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 2 OF 4		
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
10. Are facility personnel/staff aware of any actual or alleged incidents of detainee abuse, and/or mistreatment ? If yes, stop and contact the IG immediately. Person needs to have rights read and if they agree to discuss the issue it must be annotated on a sworn statement (DA Form 2823). (This is not a G/NG question. If answer is yes, contact the IG, if "NO" check N/A. Once completed, continue with the rest of the questions.						
11. Have incidents (actual or alleged) of detainee mistreatment/abuse been reported through the chain of command and forwarded via SIR IAW AR 190-40, para 2-1/App. B ?.....						
12. Are there any indications of detainee mistreatment/abuse?.....						
13. Are written facility rules posted (native language) IAW AR 190-8, para. 6-10(b).....						
14. Does the unit/facility have established procedures to allow detainees to submit requests/complaints regarding the conditions of their confinement/internment (are the procedures posted detainees' native language) IAW AR 190-8, para 6-9 ?.....						
15. Does the unit/facility provide detainees with a copy of the 1949 Geneva Convention (in their own language) IAW AR 190-8, para. 3-4(a) ?.....						
16. Are unit/facility personnel trained to conduct Detainee Operations (Geneva Convention, ROE/ROI, unlawful Fraternization with Detainees, etc) IAW AR 350-1, para.4-14; CJTF-7 FRAGO 741; AR 190-8, para 3-6a; and FM 3-19.40 para. 2-48?) Is training documented?						
17. Does the unit/facility conduct training for newly assigned soldiers/facility staff, and sustainment training IAW AR 350-1 para 4-14c and Table G-1 Refresher Training ?.....						

1 AD PAM 1-201 COMMAND INSPECTION CHECKLIST		DATE OF INSPECTION				
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HOLDING FACILITY MANAGEMENT		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004		PAGE 3 OF 4		
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER				
ITEM				GO	NG	NA
18. Does the unit/facility conduct stress counseling and/or training on stress management techniques for guards/facility soldiers IAW FM 3-19.40, para 2-48?.....						
19. Does the facility utilize combat stress teams to conduct stress management training and counseling IAW FM 3-19.40, para 2-48 and FM 8-51, App. D, D-2 f (3) ?.....						
20. Are adequate control measures in place to maintain security and discipline within the facility ?.....						

1 AD PAM 1-201 COMMAND INSPECTION CHECKLIST		DATE OF INSPECTION		
FUNCTIONAL AREA/SUBORDINATE AREA: DETAINEE HEALTH & WELFARE: MORALE		CHECKLIST EFF DATE: September 2003 CHG (1) 6 May 2004	PAGE 1 OF 2	
INSPECTION OFFICE/AGENCY IG		INSPECTOR'S NAME & PHONE NUMBER		
ITEM		GO	NG	NA
1. Does the unit/facility allow detainees to correspond with their families and receive relief shipments/mail IAW AR 198-8, para3-5(a).....				
2. Does the unit/facility allow detainees the latitude to exercise their religious beliefs/practices IAW AR 198-8, para 6-7 ?.....				
3. Does the unit/facility provide the detainees with any religious materials (e.g. Koran)?.....				
4. Does the unit/facility allow detainees the opportunity to get physical exercise on a daily basis IAW AR 190-8 ?.....				
5. Are facility personnel/staff aware of any actual or alleged incidents of detainee abuse, and/or mistreatment ? If yes, stop and contact the IG immediately. Person needs to have rights read and if they agree to discuss the issue it must be annotated on a sworn statement (DA Form 2823). (This is not a G/NG question. If answer is yes, contact the IG, if "NO" check N/A.....				

ENCLOSURE 1 (DAIG INSPECTION FRAGO) TO FRAGO 1288A (11 MAR 04 AM TACTICAL ORDER) TO OPORD 03-215 [IRON STABILITY]

DATA FOR DAIG DETAINEE OPERATIONS INSPECTION

1. **BACKGROUND:** On 10 February 2004, the Acting Secretary of the Army directed The Army Inspector General (TIG) to assess Detainee Operations in Operation Enduring Freedom (OEF) and Operation Iraqi Freedom (OIF).

2. **PURPOSE:** The DAIG Team will conduct a functional analysis of Detainee Operations using Doctrine, Operations, training, Material, Personnel, and facilities (DOTMLPF) based on current Department of Defense (DoD) and Army policy and doctrine. The inspection will focus on the tactics, Techniques, and Procedures (TTP) from capture and processing of a detainee at unit level through higher level collection points to the U.S. Military controlled detention facility.

3. OBJECTIVES:

- a. Assess the adequacy of DOTMLPF of the Army Forces for interment, enemy prisoner of war, detention operations, and interrogation procedures.
- b. Determine the standards for the Army Forces for Army Forces with interment, enemy prisoner of war, detention operations, and interrogation procedures (e.g. size, equipment, standardization and training).
- c. Assess current and future resource allocations for Army Forces responsible for interment, enemy prisoner of war, detention operations, and interrogation procedures.
- d. Identify and recommend any changes in policy related to interment, enemy prisoner of war, detention operations, and interrogation procedures.

4. INSPECTION METHODOLOGY:

The detainee Operations Assessment will gather information/data from the review of unit's documentation, observations of facility operations and from interviews and sensing sessions with leaders and soldiers. This will be an "open book" inspection with no surprises and the Team will not report its findings by installation, unit, or individual.

5. CONCEPT OF OPERATIONS:

- a. The DAIG Inspection Team (approximately six personnel) will visit 1AD 22-24 March 04. The two detainee holding facilities that they will visit are the DIF and 2BCT.
- b. The Team will: conduct In-briefs to unit leaders/representatives; inspect the two aforementioned facilities; review policies, SOPs, records, and other related documents; and survey commanders, leaders, and service members through interviews and sensing sessions.

senior leader review

Page 2 of 2

From: (b)(6)-2 & (b)(7)(C)-2 COL USA [mailto:(b)(6)-2 & (b)(7)(C)-2]
Sent: Tuesday, June 22, 2004 10:50 AM
To: (b)(6)-2 & (b)(7)(C)-2 COL XO SAIG
Cc: (b)(6)-2 & (b)(7)(C)-2 SEC Army
Subject: RE: senior leader review

(b)(6)-2 &
(b)(7)(C)-2

We'll block Tuesday, 1400-1600.

CCR

(b)(6)-2 & (b)(7)(C)-2

COL, GS

Executive Officer to the
Acting Secretary of the Army

(b)(6)-2 & (b)(7)(C)-2

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

From: (b)(6)-2 & (b)(7)(C)-2 COL XO SAIG
Sent: Tuesday, June 22, 2004 10:12 AM
To: (b)(6)-2 & (b)(7)(C)-2 COL USA
Subject: senior leader review

(b)(6)-2 &
(b)(7)(C)-2

Assume you were in the meeting yesterday concerning detainee ops. We're delivering copies of the draft final detainee inspection report to leadership (2,3,das,pmg,ogc,jag,vcsa,csa) for them to read. We see the date/time of the sr. ldr review as the required reading by date so am asking to get that scheduled on a/sa's calendar. Perhaps Friday. would expect to need at least a couple of hours. If we can deliver them with the meeting time, that would be helpful.

thanks

(b)(6)-2 &
(b)(7)(C)-2

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4044

DAIG

senior leader review

Page 1 of 2

[Redacted]

b(6)-2
b(7)(C)-2

From: [Redacted] MAJ PMG
Sent: Thursday, June 24, 2004 6:08 AM
To: [Redacted] Mr PMG
Cc: [Redacted] SGM PMG
Subject: FW: senior leader review

b(6)-2
b(7)(C)-2

Another calendar meeting...be prepared to attend any meeting as we go forward. I think the calendar will give us a nice way of reviewing the upcoming bids going forward.

MAJ [Redacted]
HQDA, OPMG (DAPM-ZC)
Strategic Planner/Integration
Pentagon RM 1E110

b(6)-2
b(7)(C)-2

Comm: [Redacted]
Email to: [Redacted]@HQDA.Army.mil

b(6)-2
b(7)(C)-2

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

From: [Redacted] COL PMG
Sent: Wednesday, June 23, 2004 2:53 PM
To: [Redacted] MAJ PMG
Subject: FW: senior leader review

b(6)-2
b(7)(C)-2

FYI - Army senior leadership to be briefed on IG report on Tues, 29 Jun.

[Redacted]
COL, MP
XO
Office of the Provost Marshal General

b(6)-2
b(7)(C)-2

[Redacted]
Pentagon Room 1E110
[Redacted]@us.army.mil

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

From: [Redacted] COL XO SAIG
Sent: Tuesday, June 22, 2004 10:58 AM
To: Mikolashek, Paul T LTG SAIG; Green, Stanley E MG DTIG SAIG
Cc: [Redacted] COL DCS, G-2; [Redacted] COL HQDA DCS G-3; [Redacted] COL OTJAG; [Redacted] COL DAS; [Redacted] COL PMG; [Redacted] COL OGC; [Redacted] COL VCSA; [Redacted] COL CSA; [Redacted] LTC SAIG; [Redacted] LTC SAIG; [Redacted] COL SAIG; [Redacted] LTC SAIG; [Redacted] COL SAIG
Subject: FW: senior leader review

Sir, next available time is next Tuesday for the senior leader review of the report. We'll deliver copies of the final draft to CSA, VCSA, DAS, G2, G3, TJAG, GC, PMG today and tomorrow. V/R [Redacted] DA IG 1045

senior leader review

Page 2 of 2

Cc: (b)(6)-2 & (b)(7)(C)-2 COL DCS, G-2; (b)(6)-2 & (b)(7)(C)-2 COL HQDA DCS G-3; (b)(6)-2 & (b)(7)(C)-2 COL OTJAG; (b)(6)-2 & (b)(7)(C)-2 COL DAS; (b)(6)-2 & (b)(7)(C)-2 COL PMG; (b)(6)-2 & (b)(7)(C)-2 COL OGC; (b)(6)-2 & (b)(7)(C)-2 COL VCSA; (b)(6)-2 & (b)(7)(C)-2 COL CSA; (b)(6)-2 & (b)(7)(C)-2 LTC SAIG; (b)(6)-2 & (b)(7)(C)-2 LTC SAIG; (b)(6)-2 & (b)(7)(C)-2 COL SAIG; (b)(6)-2 & (b)(7)(C)-2 LTC SAIG; (b)(6)-2 & (b)(7)(C)-2 COL SAIG
Subject: FW: senior leader review

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Subject: RE: senior leader review

(b)(6)-2 &
(b)(7)(C)-2

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COL, GS

Executive Officer to the
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(b)(7)(C)-2

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thanks

(b)(6)-2 &
(b)(7)(C)-2

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DA IG

4046

[Redacted]

b(6)-2
b(7)(C)-2

From: [Redacted] MAJ PMG
Sent: Thursday, May 20, 2004 8:41 AM
To: [Redacted] Mr PMG; [Redacted] COL Army G3/AOC
Cc: [Redacted] PMG/CID; [Redacted] LTC Army G3/AOC; [Redacted] COL PMG; [Redacted] SGM PMG; [Redacted] COL CIDC G3
Subject: New tasking: Review of MG Taguba 15-6

b(6)-2
b(7)(C)-2

(b)(6)-2 & (b)(7)(C)-2 Sir, your name is submitted for PMG rep with us in support for the tasking provided below:

OPMG - LTC [Redacted] will review the fifty-three page MG Taguba 15-6 report for Policy considerations.

b(6)-2 b(7)(C)-2

(b)(6)-2 please place in continuity books.

MAJ [Redacted]
 HQDA, OPMG (DAPM-ZC)
 Strategic Planner/Integration
 Pentagon RM 1E110

b(6)-2
b(7)(C)-2

Comm: [Redacted]
 Email to: [Redacted]@HQDA.Army.mil

b(6)-2
b(7)(C)-2

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

From: [Redacted] LTC SAIG [mailto:[Redacted]]
Sent: Wednesday, May 19, 2004 5:07 PM
To: [Redacted] MAJ PMG
Subject: RE: Review of MG Taguba 15-6

Roger, got it and made the fix.

From: [Redacted] MAJ PMG [mailto:[Redacted]@hqda.army.mil]
Sent: Wednesday, May 19, 2004 5:05 PM
To: [Redacted] LTC SAIG
Subject: RE: Review of MG Taguba 15-6

b(6)-2
b(7)(C)-2

Sir, should state: OPMG - LTC [Redacted] will review the fifty-three page MG Taguba 15-6 report for Policy considerations.

b(6)-2 b(7)(C)-2

MAJ [Redacted]
 HQDA, OPMG (DAPM-ZC)
 Strategic Planner/Integration
 Pentagon RM 1E110

b(6)-2
b(7)(C)-2

Comm: [Redacted]
 Email to: [Redacted]@HQDA.Army.mil

b(6)-2
b(7)(C)-2

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

From: (b)(6)-2 & (b)(7)(C)-2 LTC SAIG [mailto:(b)(6)-2 & (b)(7)(C)-2]
Sent: Wednesday, May 19, 2004 4:17 PM
To: (b)(6)-2 & (b)(7)(C)-2 MAJ PMG
Subject: Review of MG Taguba 15-6

MAJ (b)(6)-2 & (b)(7)(C)-2

I wanted to confirm your input for tomorrow morning's submission. Request you review by 1700 so that I can run the paper through my leadership.

Thank you.

(b)(6)-2 & (b)(7)(C)-2

LTC, Infantry
SAIG-ID
1700 Army Pentagon
Washington, DC 20310-1700
phone fax
DSN (b)(6)-2 & (b)(7)(C)-2 DSN 327-5950
Cml (b)(6)-2 & (b)(7)(C)-2 Cml (703) 607-5950
(b)(6)-2 & (b)(7)(C)-2

b(6)-2
b(7)(C)-2



From: (b)(6)-2 & (b)(7)(C)-2 MAJ SAIG (b)(6)-2 & (b)(7)(C)-2
Sent: Friday, May 28, 2004 1:14 PM
To: (b)(6)-2 & (b)(7)(C)-2 MAJ PMG
Subject: Grave vs. Simple Breaches -- Info Paper

Attachments: grave v. simple breaches.doc



grave v. simple
breaches.doc (...)

here ya go.

<<grave v. simple breaches.doc>>