

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

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

SUSPENSE DATE (YYYYMMDD)

20040915

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
PRINCIPAL: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your social security number is voluntary.

1. THRU	2. TO Central Criminal Court of Iraq (SJA) ATTN: MAJ [REDACTED] 064,0704 APO AE 09392	3. FROM Special Agent in Charge 286th MP Det (CID) (IMP) FOB Danger, APO AE 09392
4. USACRC CONTROL NUMBER 0068-04-CID469-79649-5H7/5H9C1	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

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

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

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

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

7. NAME OF SUBJECT (Last, First, MI) [REDACTED]	8. GRADE CIV	9. SSN	10. DATE OF BIRTH (YYYYMMDD)
11a. OFFENSE(S) 06-4, 0704	11b. DATE OF OFFENSE(S) (YYYYMMDD) 20040410	11c. ACTION TAKEN YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	11d. IF NO ACTION TAKEN, EXPLAIN: not tried for offense
Attempted Murder	20040410	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
Hostile Fire	20040410	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
		YES <input type="checkbox"/> NO <input type="checkbox"/>	

12. ACTION TAKEN (check all that apply)

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

a. NON-ADVERSE PERSONNEL ACTION REFERRAL:

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

b. ADVERSE PERSONNEL ACTION:

REPRIMAND ORAL WRITTEN

FILED: LOCALLY OMPF

LETTER OF CONCERN/COUNSELING

ADVERSE OER/NCOER COMMENT

RELIEF FOR CAUSE OER/NCOER

SUSPENDED SECURITY CLEARANCE OR OTHER ADVERSE ACTION REGARDING SECURITY CLEARANCE

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

Regulation _____ Chapter _____ Characterization _____ Discharge Date _____

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

SUMMARIZED FIELD GRADE GCMCA IMPOSED

COMPANY GRADE GENERAL OFFICER IMPOSED

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

SUMMARY COURT MARTIAL GENERAL COURT-MARTIAL

SPECIAL COURT-MARTIAL CIVILIAN OR MAGISTRATE CRIMINAL COURT

024451
000001

13. JUDICIAL FINDINGS

GUILTY
 NOT GUILTY

DISMISSED

OTHER (For example, guilty of a lesser included offense. Explain in Remarks.)

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

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

c. DETENTION d. FORFEITURE e. FINED \$ 1 MONTHS

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

i. CORRECTIONAL CUSTODY FOR _____ DAYS j. CONFINED 6 YEARS 0 MONTHS

k. SEPARATION: PUNITIVE DISCHARGE OTHER

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

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

15. REMARKS

Subj was found guilty of attempted murder.
Subj was not tried for hostile fire

pl-2 b7c-2

16a. TYPED NAME AND GRADE OF COMMANDING OFFICER

[Redacted Name]

SFC Detachment Sergeant

2860th MP Det (CO)
20nd MP Bn (CO)

16b. SIGNATURE

[Redacted Signature]

16c. DATE OF REPORT (YYYYMMDD)

20040922

024452

16d. ARO ACCOUNT E-MAIL ADDRESS

[Redacted Address]

@les.Army.Mil

000002

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

DEPARTMENT OF THE ARMY
22ND MILITARY POLICE BATTALION, 3RD MILITARY POLICE GROUP
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
286TH MILITARY POLICE DETACHMENT (CID)
APO AE 09392

CIRC-KAM

23 Jul 2004

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID Report of Investigation - Final - 0068-04-CID469-79649-5H7/5H9C1 (DIMIS)

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 10 APR 2004/2230 - 10 APR 2004/2245; GRID ME447217, KIRKUK, IRAQ

DATE/TIME REPORTED: 12 APR 2004/1100

INVESTIGATED BY: SA [REDACTED]

SA [REDACTED]

SUBJECT: 1. RIAYATH; (DECEASED); CIV; M; OTHER; NFI [ATTEMPTED MURDER]
[HOSTILE FIRE]

2. [REDACTED]; CIV; M; OTHER; NFI [ATTEMPTED MURDER]
[HOSTILE FIRE]

3. GUMAA, FAHMIN ALI; (DECEASED); CIV; M; OTHER; NFI [ATTEMPTED
MURDER] [HOSTILE FIRE]

VICTIM: 1. [REDACTED]; PFC; [REDACTED]; [REDACTED]
[REDACTED] B COMPANY, 1/21ST INFANTRY BATTALION, APO AE 09347; M;
WHITE; CT; [25TH INFANTRY DIVISION, SCHOFIELD BARRACKS, HAWAII]
[ATTEMPTED MURDER] [HOSTILE FIRE].

INVESTIGATIVE SUMMARY:

"THIS IS AN OPERATION IRAQI FREEDOM II INVESTIGATION"

INITIAL REPORT:

This investigation was initiated based upon notification by the 22nd Military Police Battalion operations officer, who reported a soldier was injured during a rocket propelled grenade (RPG) attack in Kirkuk, IZ.

024453

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE

000003

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

SUBJECT: CID Report of Investigation - Final - 0068-04-CID469-79649-5H7/5H9C1 (DIMIS)

Investigation established probable cause to believe that Mr. [REDACTED], Mr. [REDACTED] and Mr. [REDACTED] committed the offense of Attempted Murder when on 10 Apr 04, they attacked with small arms fire and one RPG an Observation Point (OP) manned by members of the 1/21st INF BN, injuring PFC [REDACTED]

STATUTES:

Title 18 USC, Section 1113: Attempt to Commit Murder

*b6-4, b7C-4
except
as noted*

EXHIBITS/SUBSTANTIATION:

Attached:

- b6-1
b7C-1*
1. Agent's Investigation Report (AIR) of SA [REDACTED], 29 Mar 04, detailing the Basis for Investigation; coordination with 22nd MP Battalion Operations Officer; coordination with the unit; other coordination's and receipt of documents.
 2. (8) Written Statements of soldiers from B Co, 1/21st INF BN, FOB Warrior, IZ, who were manning the observation post at the time of the incident.
 3. AIR of SA [REDACTED], dated 22 Jul 04, detailing the receipt of documents.
 4. AIR of SA [REDACTED] dated 29 Apr 04, detailing coordination with the 801st CSH, other coordinations, interview of Mr. [REDACTED] and receipt of documents.
 5. Death Certificate pertaining to Mr. [REDACTED] dated 29 Apr 04.
 6. Arabic Language Waiver Certificate and Sworn Statement of Mr. [REDACTED], dated 29 Apr 04, wherein he stated US Forces fired first without warning and therefore they fired back.
 7. English Language Translation of Exhibit 6 translated by Mr. [REDACTED] dated 29 Apr 04.
 8. AIR of SA [REDACTED] dated 18 May 04, detailing the autopsy of Mr. [REDACTED] collection of evidence, and receipt of documents.
 9. Preliminary Autopsy Report, ME 04-357, dated 18 May 04, pertaining to Mr. [REDACTED]
 10. Compact disc depicting Mr. [REDACTED] autopsy (USACRC copy only)
 11. Final Autopsy Report, ME 04-357, dated 18 May 04, pertaining to Mr. [REDACTED]
 12. AIR of SA [REDACTED] dated 3 Jun 04, detailing the interview of PFC [REDACTED] other coordination's and receipt of documents.

024454

000004

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

SUBJECT: CID Report of Investigation - Final - 0068-04-CID469-79649-5H7/5H9C1 (DIMIS)

13. Sworn Statement of PFC [REDACTED] dated 4 May 04, wherein he described the incident where he got wounded.

b6-4, b7C-4

14. DA Form 4137, Evidence/Property Custody Document (ECD), (USACRC and file copy only).

Not Attached:

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

15. Specimen cup containing (2) bullet fragments.

16. Specimen cup containing bullet fragment.

The originals of Exhibits 1, 3, 4, 6 through 8, 10, 12, and 13 are forwarded with the USACRC copy of this report. The original of Exhibit 2 is retained in the files of the 1/21st INF BN, FOB Warrior, IZ. The original of Exhibit 5 is retained in the files of the 801st Combat Support Hospital (CSH), Abu Ghryeb, IZ. The original of Exhibits 9 and 11 are retained in the files of the Armed Forces Institute of Pathology, Rockville, MD. The original of Exhibit 14 is retained in the files of the evidence depository, 22nd MP BN, Baghdad, IZ.

STATUS: This is a Final Report. This investigation is being terminated IAW Section V, paragraph 4-17(3), CIDR 195-1, in that on 20 Jun 04, Mr. [REDACTED] was sentenced to six years in prison for the offense of Attempted Murder.

Report Prepared By:

[REDACTED]

Special Agent [REDACTED] b2

FR

*b6-1
b7C-1*

Report Approved By:

[REDACTED]

Special Agent in Charge

DISTRIBUTION:

1 - Director, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5505 (Original)

1 - THRU: Commander, 22nd MP Battalion (CID), Attn: Opns Officer, USACIDC, BIAP, APO AE 09335

THRU: Commander, 3d MP Group (CID), Attn: Opns Officer, USACIDC, Forest Park, GA 30297-5119

1 - Director, Armed Forces Institute of Pathology (AFIP), 1413 Research Blvd, Bldg 102, Rockville, MD 20850 (w/exhibits)

024455

**FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE**

000005

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

SUBJECT: CID Report of Investigation - Final - 0068-04-CID469-79649-5H7/5H9C1 (DIMIS)

1 - THRU: Commander, 1/21st INF BN, FOB Warrior, IZ

TO: Commander, B Co, 1/21st INF BN, FOB Warrior, IZ

1 - SJA, 1ID, FOB Danger, IZ (Attn: MAJ [REDACTED] CCCI) (w/exhibits)

1 - PMO, 1ID, FOB Danger, IZ (email only)

bb-2, b7c-2

1 - File

0068-04-CID469-79649

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0068-04-CID469-79645

PAGE 1 OF 1 PAGES

DETAILS

This investigation was initiated based upon notification by the 22nd Military Police (MP) Battalion (BN) Operation Officer that about 2245, 10 Apr 04, a soldier was injured as a result of a small arms fire attack while manning an Observation Point with his unit in Kirkuk, IZ.

b6-4, b7c-4 all except as noted

About 1115, 12 Apr 04, SA [redacted] coordinated with SSG [redacted] Battle NCO, 1/21st Infantry Battalion, APO AE 09347, who provided the subjects names, and basic information concerning this investigation.

b6-1, b7c-1

About 1240, 12 Apr 04, SA [redacted] coordinated with CPT [redacted] S-2 Section, 1/21st Inf Bn, APO AE 09347, who stated he would send the incident report concerning this incident. Further, CPT [redacted] stated one subject was killed and two subjects were wounded during the incident. The two wounded subjects were treated, stabilized and transported to 31st Combat Support Hospital (CSH), Balad, IZ, for further surgery.

b6-1, b7c-1

About 1330, 29 Apr 04, SA [redacted] coordinated with SA [redacted] Prisoner Interrogation Team (PIT)(CID) Baghdad Correctional Confinement Facility, Abu Ghruyeb 09342, who stated his office had located the subjects listed in this investigation. However, SA [redacted] stated the names provided to his office did not match the correct names and biographical data should reflect: Mr. [redacted] National Detainee Reporting System (NDRS) [redacted] Date of Birth (DOB): [redacted] Place of Birth (POB): [redacted] Mr. [redacted] NDRS [redacted] Date of Birth [redacted] Additionally, SA [redacted] informed this office that Mr. [redacted] died of his injuries suffered during the above listed incident. SA [redacted] interviewed Mr. [redacted] who provided sworn statement disclosing his knowledge of the incident. AIR of SA [redacted] and attachments are pending.

b2

////////////////////////////////////Last Item////////////////////////////////////

b6-1
b7c-1

Fahim Ali Gumaa

b6-1
b7c-1

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted] b2

ORGANIZATION

286th MP DET (CID)(FWD), Tikrit, Iraq, "Operation Iraqi Freedom" APO AE 09392 024457

SIGNATURE

[redacted signature]

DATE

29 Apr 04

EXHIBIT

/

000047

Page(s)

8 - 23

Referred to:

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

Master Sergeant Pamela Andrews
andrewsp@centcom.smil.mil

(813) 827-5341/2830

024458

**FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE
AGENTS INVESTIGATION REPORT
CID REGULATION 195-1**

0068-04-CID469-79649

About 1900, 8 Jun 04, SA [REDACTED] received the information report from the 75th MP DET (CID), Baghdad Correctional Confinement Facility (BCCF), Abu Ghryeb, IZ. The report included an AIR of SA [REDACTED] Prisoner Interrogation Team (PIT) (CID), Abu Ghryeb, IZ, detailing his investigative activities. (See AIR of SA [REDACTED] for details)

About 1930, 8 Jun 04, SA [REDACTED] received the information report from the 78th MP DET (CID), Life Support Area (LSA) Anaconda, IZ. The report included an AIR of SA [REDACTED] 78th MP DET (CID), LSA Anaconda, IZ, detailing his investigative activities. (See AIR of SA [REDACTED] for details)

About 1545, 7 Jul 04, SA [REDACTED] briefed 1LT [REDACTED] Special Prosecutor, Staff Judge Advocate, Kirkuk, IZ, on the aspects of this investigation. He related Mr. [REDACTED] was prosecuted on 20 Jun 04 and sentenced to six years in prison for the offense of Attempted Murder.

About 1600, 9 Jul 04, SA [REDACTED] received the autopsy report, report number ME 04-357 pertaining to Mr. [REDACTED], Detainee Number [REDACTED]. The report listed Mr. [REDACTED] cause of death as multiple gunshot wounds with complications and the manner of death as Homicide. Mr. [REDACTED] was wounded when he attacked a U.S. soldier's observation post in Kirkuk, IZ. (See Autopsy Report for details)

About 1300, 22 Jul 04, SA [REDACTED] received the information report from the Hawaii Field Office (CID), Schofield Barracks, Hawaii. The report included an AIR of SA [REDACTED] Hawaii Field Office (CID), Schofield Barracks, Hawaii, detailing his investigative activities. (See AIR of SA [REDACTED] for details)///LAST ENTRY///

b6-1, b7c-1 all except as noted

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] b2

ORGANIZATION:

286th MP DET (CID), FOB Danger,
APO AE 09392

SIGNATURE

DATE

22 Jul 04

EXHIBIT 3 (1 of 1)

CID FORM 94

FOR OFFICIAL USE ONLY
Protective Marking is Excluded from
Automatic Termination (Para 13, AR 34-16)
LAW ENFORCEMENT SENSITIVE

024459

000024

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0019-04-CID789

PAGE 1 OF 1 PAGES

*b6-4, b7C-4
all except
as noted*

DETAILS

BASIS OF INVESTIGATION: On 23 Apr 04, this office received a Request for Assistance (RFA)(0068-04-CID469-79649) from 286th Military Police (MP) Det (CID), Tikrit, Iraq APO AE 09392, requesting the interview and polygraph examination of Detainees [redacted] and [redacted] (NFI) in regards to the attack against CF, which injured PFC [redacted], B Company (Co), 1/21st Infantry (INF) Battalion (BN), Camp Warrior, Iraq (IZ).

b6-1, b7C-1

About 0900, 28 Apr 04, SA [redacted] identified Detainee [corrected] [redacted] National Detainee Reporting System (NDRS) [redacted] and Detainee [corrected] [redacted] NDRS: [redacted] *~b2*

About 1000, 28 Apr 04, interviewed COL (Dr.) [redacted] 848th Forward Surgical Team (FST), Abu Ghryeb, Iraq (AGI) that Detainee # [redacted] was in a coma-like state and his kidneys had shut down. COL [redacted] further advised that [redacted] would probably die as a result of his injuries.

About 1930, 28 Apr 04, SFC [redacted] 391st Military Police (MP) Battalion (BN), Prisoner In-Processing Section, AGI, notified this office that Detainee [redacted] had died. SFC [redacted] provided a copy of the death certificate. (See Death Certificate)

About 2000, 28 Apr 04, SA [redacted] interviewed COL (Dr.) [redacted] 801st Combat Support Hospital (CSH), AGI, who stated that Detainee [redacted] had suffered gunshot wounds to the chest and abdomen during his capture which resulted in kidney failure. He further stated [redacted] died as a result of septic shock at 1820, 28 Apr 04. COL [redacted] stated life saving measures were given to Detainee [redacted] but his life could not be saved. (See Death Certificate)

b6-1, b7C-1

About 0900, 29 April 04, SA [redacted] with the assistance of Interpreter [redacted] his office, verbally advised Detainee [redacted] National Detainee Reporting System (NDRS) [redacted] Date of Birth (DOB): [redacted]; Place of Birth (POB): [redacted] of his legal rights, which he waived and provided a verbal statement in which [redacted] stated he [redacted] and [redacted] had no intentions of attacking US forces that evening, but rather were preparing for a fight against local Kurds. [redacted] stated the US forces fired first without warning at which time either [redacted] or [redacted] fired back [redacted] also corrected the identity of Detainee [redacted] as [corrected] [redacted] (NFI). (See Sworn Statement, Translation of Iraqi Language Statement (TILS) and Waiver Certificate)

AGENT'S COMMENT: [redacted] writing hand was injured, therefore he provided a verbal statement which was written in Arabic and verified by [redacted]

About 1210, 29 Apr 04, SA [redacted] coordinated with SFC [redacted] and determined that Detainee [redacted] name was actually [redacted] SFC [redacted] provided a corrected

b6-1, b7C-1

TYPE AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted] *b2*

ORGANIZATION

PRISONER INTERROGATION TEAM (PIT)(CID)
Baghdad Correctional Confinement Facility, Abu Ghryeb 09342

024460

SIGNATURE

[Redacted Signature]

DATE

29 Apr 04

EXHIBIT

4

000025

For Official Use Only
Law Enforcement Sensitive

0068-04-CID469-79649

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0019-04-CID789

PAGE 2 OF 2 PAGES

DETAILS

version of the dossier but was unable to correct the name on the death certificate. He stated the NDRS [REDACTED] would be correct on the Death Certificate. (See corrected Dossier)

Status: Your RFA has been completed in the attached enclosures. No further investigative activity is anticipated by this office.

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

bb-1, b7c-1

024461

TYPE AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] 02

ORGANIZATION

PRISONER INTERROGATION TEAM (PIT)(CID)
Baghdad Correctional Confinement Facility, Abu Ghryeb 09342

SIGNATURE

[REDACTED SIGNATURE]

DATE

29 Apr 04

EXHIBIT

4

000028

Page(s)

27

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

024462

Page(s)

28 — 31

English Translation:

32 + 33

Withheld due to:

Foreign Language

Photos depicting Americans

Photos depicting foreign nationals

Civilian Agency Records

Audio/Video depicting foreign
nationals and Americans

024463

TRANSLATION OF STATEMENT PROVIDED BY DETAINEE [REDACTED] # [REDACTED]

0900/29 Apr 04:

The Kurds in our area tried to dominate and control our life, and that cause Arab's hate against them, and we were waiting for the suitable time to beat them. There was a man called [REDACTED] informed the people in the area that the Kurds would attack the area. So the people of the area made their preparations to defend themselves. Me and two of my friends decided to repel them before they enter the area. Two days before that, [REDACTED] vehicle who used it in transportation service, broke down. He saw some persons were burring some stuff he didn't know what it is, and he told me about it and he said it could be galvanize or copper and we would extract it and sell it in the market. When we went to the place, Atraf Alkahssa, we found in the hole RPG launcher beside three or four rockets and five or six hand grenades in bag, and we reburied them in different location.

At April 8th. 2004, we left our house without informing our families, and me and [REDACTED] went to the place of the buried weapons, and we took the weapons, and we called [REDACTED]. We were carrying our machine guns and I was carrying the RPG too. We crossed the street and we arrive the Haykal (unfinished house). We were shot and I was the first person who have been shot and I fell down. After that my friends [REDACTED] and [REDACTED] were shot and fell down. After we were injured I thought that [REDACTED] took the RPG and shoot at no target, and we did not shoot after that. Then the collation forces came and took us and they gave us the Firs aid and they transferred me to Ben Sina Hospital, and I stayed there for nine days, and then they brought me to Abu Ghrayb prison. By the way, an American patrol was passing 15 minutes before the incident and we did not confront it, and that show our good intentions with the collation forces.

Q: At what day did you find the buried weapons?

A: April 6th. 2004.

Q: At what day you dug to get the weapons the second time?

A: On April 8th. 2004, the same day when we get arrested.

Q: Where were you coming from to get the weapons?

A: From home.

Q: where did you go after you got the weapons?

A: We were going to the intersection to take a position against the Kurds.

Q: Was the RPG charged and ready to fire?

A: No.

Q: Who was carrying the RPG, while you were walking?

A: Me.

Q: Was it ready to be fired while you were carrying it?

A: The rocket was in the RPG, but it was not charged.

Q: Who put the rocket in the RPG, and why?

A: [REDACTED] put it to be ready for confronting the Kurds.

Q: Did you know that the Haykal was occupied by the American forces?

A: I knew that they might be there, but I did not know that they were there every day.

Q: Did you hear any call when you arrived at the Haykal?

A: No.

Q: Did you or any of your friends shoot at the American soldiers at first?

A: No.

Q: Who fired the RPG at the Haykal?

A: I do not know exactly, by I think it is [REDACTED] because he was the nearest to me.

Q: Did you and your friends planned to hit the Americans that night?

A: No.

Q: Did you fire any weapon that day?

A: No.

Q: who is the shuttle Bus's driver?

A: [REDACTED]

Q: Who is the person who informed you about the Kurds?

66-4, 676-4
all

024464

000032

E.C.S.

A: [REDACTED]

b6-4, b7c-4

Q: Do you wish to add anything to your statements?

A: No, these are my statements.

TRANSLATED BY:

[REDACTED]

b6-1
b7c-1

Translator, Category II
Titan Corporation

VERIFIED BY:

[REDACTED]

Mr. [REDACTED]
Translator, Category II
Titan Corporation

Assigned to:

Prisoner Interrogation Team (PIT)
75th Military Police (MP) Det. (CID)(-)
Baghdad Correctional Confinement Facility (BCCF)
Abu Ghryeb, Iraq APO AE 09342

024465
000033

Eric S

0068-04-CID469-79649

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0150-04-CID919

PAGE 1 OF 1 PAGES

DETAILS

On 14 May 04, this office received telephonic Request For Assistance (RFA) from 286th MP Det, 1st MP Company, 1st Infantry Division, FOB Danger, APO AE 09392, in reference to Report of Investigation (ROI), 0068-04-CID468-79649, to attend the autopsy of Mr. [REDACTED] ISN [REDACTED]

b6-1, b7C-1

About 0330, 17 May 04, SA [REDACTED] CDR (Dr [REDACTED] USN, Deputy Medical Examiner, Armed Forces Medical Examiner (AFIP), and HMI [REDACTED], Forensic Photographer, AFIP, arrived at the Mortuary Affairs Processing Area, LSA Anaconda, Balad, Iraq, APO AE 09391, to autopsy the remains of Mr. [REDACTED]

AGENTS COMMENT: The remains of Mr. [REDACTED] were too frozen at the time to autopsy. HMI [REDACTED] exposed digital images of Mr. [REDACTED] remains.

About 1500, 17 May 04, Dr. [REDACTED] conducted a Forensic Autopsy of Mr. [REDACTED]. Dr. [REDACTED] was unable to complete the full autopsy due to Mr. [REDACTED] internal organs being frozen. SA [REDACTED], this office, collected finger prints of Mr. [REDACTED]

Between 0930 and 1100, 18 May 04, Dr. [REDACTED] completed the forensic autopsy of Mr. [REDACTED]

Between 1020 and 1030, 18 May 04, SA [REDACTED] collected as evidence a specimen cup containing two apparent metallic bullet fragments from Dr. [REDACTED] (see Evidence/Property Custody Document for details).

About 1600, 18 May 04, Dr. [REDACTED] provided a preliminary autopsy report regarding Mr. [REDACTED] (see Preliminary Autopsy Report for details).

About 1610, 18 May 04, HMI [REDACTED] provided copies of digital images regarding the forensic autopsy of Mr. [REDACTED]

STATUS: This action is closed within this office as all requested investigative actions have been completed.///LAST ENTRY///

*b6-4, b7C-4
all except as noted*

b6-1, b7C-1

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [REDACTED] b2

ORGANIZATION

75th MP Det, LSA Anaconda, Balad, Iraq APO AE 09391

SIGNATURE

DATE

18 May 04

EXHIBIT

024466

8 000034

Page(s)

35 - 104

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

024467

66-4, b7c-4 all except as noted

AGENT'S INVESTIGATION REPORT

ROI NUMBER

0231-04-CID108

CID Regulation 195-1

FOUO-LAW ENFORCEMENT SENSITIVE

PAGE 1 OF 2 PAGES

66-1, b7c-1

DETAILS

About 1030, 21 Apr 04, SA [REDACTED], this office, received a Request for Assistance (RFA) from the Iraq Branch Office, USACIDC, to conduct a victim interview of PFC [REDACTED] pertaining to an attack on an Observation Post (OP) he and other soldiers were manning in Iraq. PFC [REDACTED] was later transported to Tripler Army Medical Center (TAMC), HI, for further treatment of the injuries he sustained during the aforementioned attack. An additional request was made to obtain the medical treatment records pertaining to PFC [REDACTED] injuries.

About 1515, 22 Apr 04, the undersigned coordinated with Ms [REDACTED] Registered Nurse (RN), TAMC, who related PFC [REDACTED] had surgery on the morning of 22 Apr 04 and was in the Intensive Care Unit (ICU). Ms [REDACTED] related PFC [REDACTED] would be in the ICU until the morning of 23 Apr 04 and would not be in suitable condition to see visitors until after the weekend.

About 1350, 27 Apr 04, the undersigned coordinated with Ms [REDACTED] who related PFC [REDACTED] was no longer in ICU and was in a stable condition. Ms [REDACTED] stated PFC [REDACTED] was conscious and coherent, and could be interviewed during normal visiting hours.

66-1, b7c-1

About 1520, 4 May 04, the undersigned and INV [REDACTED], this office, interviewed PFC [REDACTED] who rendered a statement pertaining to his knowledge of the incident on 10 Apr 04 in Kirkuk, IZ. (See Statement)

About 1530, 4 May 04, the undersigned and INV [REDACTED] re-interviewed PFC [REDACTED], who provided consent to obtain his medical treatment records, documented since his arrival at TAMC.

66-1, b7c-1

AGENT'S COMMENT: The Medical Correspondence Section, TAMC, retained the Medical Disclosure Authorization.

About 1600, 4 May 04, the undersigned and INV [REDACTED] coordinated with Ms [REDACTED] Medical Correspondence Clerk, TAMC, who related since PFC [REDACTED] is still undergoing treatment, his surgical documents had not been completed and submitted. Ms [REDACTED] related she would contact this office upon completion of all documents.

About 1855, 12 May 04, the undersigned apprised the Iraq Branch Office, USACIDC, on the status of the investigation.

About 1530, 2 Jun 04, INV [REDACTED], this office, obtained PFC [REDACTED] medical records from Ms [REDACTED] (See Records)

AGENT'S TYPED NAME AND SEQUENCE NUMBER SA [REDACTED]	<i>66-1</i> <i>b7c-1</i>	ORGANIZATION Hawaii Field Office 6 th MP Group (CID), USACIDC Schofield Barracks, HI 024468
SIGNATURE [REDACTED]	DATE 3 Jun 04	EXHIBIT 000105

Red

AGENT'S INVESTIGATION REPORT		ROI NUMBER
CID Regulation 195-1		0231-04-CID108
FOUO-LAW ENFORCEMENT SENSITIVE		PAGE 2 OF 2 PAGES
<p>DETAILS</p> <p>About 0055, 3 Jun 04, the undersigned coordinated with SA [REDACTED] Iraq Branch Office, USACIDC, who related no additional activity was requested from this office. ///Last Entry///</p> <p style="text-align: right;"><i>b6-1, b7C-1 all</i></p>		
AGENT'S TYPED NAME AND SEQUENCE NUMBER	ORGANIZATION	Hawaii Field Office 6 th MP Group (CID), USACIDC Schofield Barracks, HI
SA [REDACTED] b2	DATE	3 Jun 04
SIGNATURE [REDACTED]	EXHIBIT	12

FORM 34
1 FEB 77

FOR OFFICIAL USE ONLY
LAW ENFORCEMENT SENSITIVE

ENCLOSURE (1)

024469

OFFICIAL USE ONLY LAW ENFORCEMENT Sensitive

SWORN STATEMENT

File Number : 0231-04-CID108
Location : Schofield Barracks, HI 96857
Date : 4 May 04 Time: 1520
Statement of:
SSN:
Grade/Status: E-3/AD
Org/Address : B Co, 1/21st INF BN, Schofield Barracks, HI 96857

b6-4
b7C-4
all except as noted

I, [redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: About 2100, 10 Apr 04, while manning an observation post (OP) in Kirkuk, IZ, my squad observed some enemy movement in a field outside of the windows of our OP. There were three Arabic males, one carrying a Rocket Propelled Grenade Launcher (RPG), and the other two carrying what seemed to be AK-47 assault rifles. In accordance with our standard operation procedures (SOP), we engaged the three unknown males from our OP. The guy with the RPG was hit and fell to the ground, and then they started returning fire. We moved away from the windows and I moved to the doorway. I continued to lay down fire from the doorway. A few moments into the firefight, I realized I had been hit in the arm by something. At that point, I was already on the ground. One of my squad members, SPC [redacted] applied a tourniquet to my arm. I can't remember exactly everything that happened, as things started to get kind of patchy and hazy. My squad ended up calling for the Quick Reaction Force (QRF) to get us out of there. I'm not sure how much time passed, but I was loaded into a vehicle with two of the enemy gunmen, who were also being treated for their injuries. I was brought to a cache unit, where I received initial treatment for my injuries. I was taken to Landstuhl, Germany soon after I left the cache unit, then I was flown to Wahshington, D.C., then to California, then I finally got back to Hawaii.

Q. SA [redacted]
A: PFC [redacted]
Q: Did you know any of the enemy gunmen that you were engaged in the firefight with?
A: No.
Q: Did you hit any of the gunmen with your fire?
A: I believe so.
Q: Was anybody else from your squad, to your knowledge, injured in this incident?
A: Nobody else was hurt.
Q: Did you see which of the gunmen hit you with their fire?
A: No.
Q: How did you find out you were hit with an RPG?

INITIALS [redacted]
FOR OFFICIAL USE ONLY
LAW ENFORCEMENT Sensitive

Page 1 of 43

EXHIBIT 13

ENCLOSURE (2)

024470

OFFICIAL USE
LAW ENFORCEMENT ONLY
Sensitive

STATEMENT OF [REDACTED] DATED: 4 May 04
TAKEN AT HAWAII FIELD OFFICE (CID), SCHOFIELD BARRACKS, HI

*b6-4, b7C-4
all*

A: It was from one of the doctors or somebody saying it resembled an RPG injury.

Q: Do the names [REDACTED] or [REDACTED] sound familiar to you?

A: Negative.

Q: How long were you on your OP before you were in this firefight?

A: We were there about an hour.

Q: How many people were in your squad at the time?

A: About 8 people.

Q: Do you know if you had taken fire from any of these same gunmen before the incident on 10 Apr 04?

A: I don't know.

Q: What was your position in the squad?

A: I was using a thermal imaging device to scan the area for movement from the OP.

Q: What was the extent of your injuries?

A: I had a large portion of my left arm blown off, and I took shrapnel in my right hand and left leg. I also got a small piece of shrapnel in my left eye, but it's fine now.

Q: Is this statement a clear and accurate depiction of the events that you were involved in on 10 Apr 04, while manning your OP in Kirkuk, IZ?

A: Yes.

Q: Have you answered all of my questions truthfully?

A: Yes, I have.

Q: Is there anything else you wish to add to or delete from this statement?

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

[REDACTED]

INITIALS [REDACTED]
FOR OFFICIAL USE ONLY
LAW ENFORCEMENT
Sensitive

Page 2 of 43
EXHIBIT 13

ENCLOSURE (2)

024471

OFFICIAL USE
LAW ENFORCEMENT ONLY
Sensitive

STATEMENT OF [REDACTED] DATED: 4 May 04
TAKEN AT HAWAII FIELD OFFICE (CID), SCHOFIELD BARRACKS, HI

*b6-c
b7c-c
all except
as noted*

AFFIDAVIT

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

[REDACTED]

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 4TH day of May, 2004 at the CID Office, Schofield Barracks, HI.

[REDACTED]

(Signature of Person Administering Oath)

b6-1, b7c-1

SA [REDACTED]

(Typed Name of Person Administering Oath)

ARTICLE 136 (b) (4) UCMJ

(Authority to Administer Oath)

WITNESS:

(Typed Name)

(Signature of Witness)

INITIALS [REDACTED]
FOR OFFICIAL USE ONLY
LAW ENFORCEMENT
Sensitive

Page 3 of 43
EXHIBIT 13

ENCLOSURE (2)

*Fav Official use only
Law Enforcement sensitive*

0068-04-CID 469-79649

*66-4
67C-4*

EVIDENCE/PROPERTY CUSTODY DOCUMENT		MPR/CID SEQUENCE NUMBER 0150-04-CID919-		
For use of this form see AR 190-45 and AR 195-5; the proponent agency is US Army Criminal Investigation Command		CRD REPORT/CID ROI NUMBER		
RECEIVING ACTIVITY 75 th MP DET (CID) (FWD)		LOCATION LSA ANACONDA, BALAD, IRAQ APO AE 09391		
NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED OWNER Cdr (Dr) [REDACTED] Deputy Medical Examiner		ADDRESS (Include Zip Code) 1413 Research Blvd. Bldg. 102 Rockville, MD 20850		
LOCATION FROM WHERE OBTAINED Hands of Dr. [REDACTED] while at field morgue adjacent to Bldg. 4026, LSA Anaconda, Balad, Iraq APO AE 09391		REASON OBTAINED Evidence	TIME/DATE OBTAINED 1020-1030 18 May 04	
ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES <i>(Include model, serial number, condition and unusual marks or scratches)</i>		
1	1	Specimen Cup, plastic construction, clear in color containing (2) metal construction bullet fragments, cup marked ME 04-357, 18 May 04. Marked for ID with 1020, 18 May 04, [REDACTED] (Neck).		
2	1	Specimen Cup, plastic construction, clear in color containing (1) metal construction bullet fragment, cup marked ME 04-357, 18 May 04. Marked for ID with 1030, 18 May 04, [REDACTED] (Pelvis)		
Last Entry				
CHAIN OF CUSTODY				
ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
1 and 2	18 May 04	[REDACTED]	SIGN [REDACTED]	Evaluation as Evidence
1 and 2	18 May 04	[REDACTED]	SIGN [REDACTED]	Released to Evidence Custodian
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	

*66-1
67C-1*

DA FORM 4137
1 Jul 76

Replaces DA FORM 4137, 1 Aug 74 and DA FORM 4137-R Privacy Act Statement, 76 Sep 75 Which are Obsolete

Law Enforcement sensitive

DOCUMENT NUMBER *Exhibit 14*

024473

000110

DATE: 30 APR 04

FROM: SAC, 286th MILITARY POLICE DET (CID)(FWD)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, USACIDC //CIOP-ZA//
CDR, 22nd MP BN (CID)(FWD)//OPS//
CDR, 3D MP GROUP (CID)//OPS//
PROVOST MARSHAL //PM//1ID
CDR, 1/21ST INF BN
1ID, CHIEF OF STAFF
1ID, SJA

SUBJECT: CID REPORT OF INVESTIGATION - 2D STATUS/SSI - 0068-04-CID469-79649
5H7/5H9C1

DRAFTER: [REDACTED]
RELEASER: [REDACTED]

66-1676-1

FOR OFFICIAL USE ONLY

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

10 APR 2004/2230 - 10 APR 2004/2245; GRID ME447217, KIRKUK, IRAQ

2. DATE/TIME REPORTED: 12 APR 2004/1100

3. INVESTIGATED BY: SA [REDACTED] SA [REDACTED] *b2*

4. SUBJECT: 1. UNKNOWN; (DECEASED); [ATTEMPTED MURDER] [HOSTILE FIRE]

(CORRECTED) 2. [REDACTED] CIV; M; NDRS [REDACTED] [REDACTED] [REDACTED]
[REDACTED]; OTHER; [ATTEMPTED MURDER][HOSTILE FIRE] *b2*

(CORRECTED) 3. [REDACTED] (DECEASED); CIV; M; NDRS [REDACTED] [REDACTED]
OTHER; [ATTEMPTED MURDER][HOSTILE FIRE] *b6-4*
b7C-4

5. VICTIM: 1. [REDACTED] PFC; [REDACTED] [REDACTED]
[REDACTED], B COMPANY, 1/21ST INFANTRY BATTALION, APO AE 09347; M;
WHITE; CT; [25TH INFANTRY DIVISION, SCHOFIELD BARRACKS, HAWAII]
[ATTEMPTED MURDER]; [HOSTILE FIRE].

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON
AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO
THE COMPLETION OF THE INVESTIGATION.

024474

000111

"THIS IS AN OPERATION IRAQI FREEDOM II INVESTIGATION"

2D STATUS REPORT:

THIS STATUS REPORT IS BEING GENERATED TO CORRECT THE NAMES OF SUBJECTS TWO AND THREE AND TO LIST SUBJECT THREE STATUS AS DECEASED.

66-4
67C-4
all

ON 29 APR 03, THIS OFFICE WAS NOTIFIED BY THE PRISONER INTERROGATION TEAM (PIT)(CID), BAGHDAD CORRECTIONAL CONFINEMENT FACILITY, ABU GHRUYEB, IZ, (AGI), THAT MR. [REDACTED] DIED OF INJURIES SUFFERED DURING THE PREVIOUSLY REPORTED INCIDENT.

ABOUT 1820, 28 APR 04, COL (DR.) [REDACTED] 801ST COMBAT SUPPORT HOSPITAL (CSH), AGI, PRONOUNCED MR. [REDACTED] DECEASED. COL [REDACTED] STATED LIFE SAVING MEASURES WERE ATTEMPTED, HOWEVER, MR. [REDACTED] DIED OF SEPTIC SHOCK.

ON 29 APR 04, MR. [REDACTED] WAS ADVISED OF HIS LEGAL RIGHTS, WHICH HE WAIVED AND ADMITTED TO FIRING THE RPG AT THE AMERICAN FORCES DURING THE PREVIOUSLY REPORTED INCIDENT. HOWEVER, MR. [REDACTED] STATED THE AMERICAN FORCES FIRED AT HIM AND HIS CO-CONSPIRATORS FIRST.

A RE-INTERVIEW OF MR. [REDACTED] IS PENDING.

INVESTIGATION CONTINUES BY CID.

INITIAL REPORT:

THIS INVESTIGATION WAS INITIATED BASED UPON NOTIFICATION BY THE 22D MILITARY POLICE BATTALION OPERATIONS OFFICER; WHO REPORTED A SOLDIER WAS INJURED DURING AN ROCKET PROPELLED GRENADE (RPG) ATTACK IN KIRKUK, IZ.

PRELIMINARY INVESTIGATION DISCLOSED MEMBERS OF THE 1/21ST INF BN WERE MANNING AN OBSERVATION POINT (OP) IN KIRKUK, IZ, WHEN MR. [REDACTED], MR. [REDACTED] AND AN UNKNOWN SUBJECT FIRED UPON THE OP WITH SMALL ARMS AND ONE RPG. MEMBERS OF THE 1/21 ST INF BN RETURNED FIRE KILLING ONE SUBJECT AND SERIOUSLY WOUNDING MR. [REDACTED] AND MR. [REDACTED] DURING THE ABOVE ATTACK, PFC [REDACTED] SUSTAINED NON-LIFE THREATENING SHRAPNEL INJURIES TO HIS LEFT ARM; SUBSEQUENTLY, PFC [REDACTED] WAS TRANSPORTED TO LANDSTUHL REGIONAL MEDICAL CENTER (LRMC), LANDSTUHL, GERMANY, FOR FOLLOW UP MEDICAL TREATMENT.

MR. [REDACTED] AND MR. [REDACTED] WERE APPREHENDED BY MEMEBERS OF 1/21ST INF BN, SUBSEQUENT TO THE INCIDENT, THEY WERE TREATED FOR THEIR UNKNOWN INJURIES AND TRANSPORTED TO BALAD, IZ. ATTEMPTS TO LOCATE

024475

000112

b6-4, b7c-4

FULLY IDENTIFY AND INTERVIEW MR. [REDACTED] AND MR. [REDACTED] ARE ON GOING.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 300-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

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

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

DATE: 13 APR 04

FROM: SAC, 286th MILITARY POLICE DET (CID)(FWD)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, USACIDC //CIOP-ZA//
CDR, 22nd MP BN (CID)(FWD)//OPS//
CDR, 3D MP GROUP (CID)(REAR)//OPS//
CDR, 3D MP GROUP (CID)(FWD)//OPS//
PROVOST MARSHAL //PM//IID
CDR, 1/21ST INF BN
IID, CHIEF OF STAFF
IID, SJA

SUBJECT: CID REPORT OF INVESTIGATION - INITIAL/SSI - 0068-04-CID469-79649
5H7/5H9C1

DRAFTER: [REDACTED]

RELEASER: [REDACTED]

FOR OFFICIAL USE ONLY

b6-1
b7C-1

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

10 APR 2004/2230 - 10 APR 2004/2245; GRID ME447217, KIRKUK, IRAQ

2. DATE/TIME REPORTED: 12 APR 2004/1100

3. INVESTIGATED BY: SA [REDACTED]^{b2}, SA [REDACTED]

4. SUBJECT: 1. UNKNOWN; (DECEASED); [ATTEMPTED MURDER] [HOSTILE FIRE]

2. [REDACTED], CIV; M; OTHER; [ATTEMPTED MURDER]
[HOSTILE FIRE]

3. [REDACTED], CIV; M; OTHER; [ATTEMPTED MURDER]
[HOSTILE FIRE]

5. VICTIM: 1. [REDACTED] PFC; [REDACTED]
[REDACTED], B COMPANY, 1/21ST INFANTRY BATTALION, APO AE 09347; M;
WHITE; CT; [25TH INFANTRY DIVISION, SCHOFIELD BARRACKS, HAWAII]
[ATTEMPTED MURDER]; [HOSTILE FIRE].

b6-4
b7C-4

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

024477

FOR OFFICIAL USE ONLY

000114

FOR OFFICIAL USE ONLY
FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

"THIS IS AN OPERATION IRAQI FREEDOM II INVESTIGATION"

INITIAL REPORT:

THIS INVESTIGATION WAS INITIATED BASED UPON NOTIFICATION BY THE 22D MILITARY POLICE BATTALION OPERATIONS OFFICER; WHO REPORTED A SOLDIER WAS INJURED DURING AN ROCKET PROPELLED GRENADE (RPG) ATTACK IN KIRKUK, IZ.

PRELIMINARY INVESTIGATION DISCLOSED MEMBERS OF THE 1/21ST INF BN WERE MANNING AN OBSERVATION POINT (OP) IN KIRKUK, IZ, WHEN MR. [REDACTED], MR. [REDACTED] AND AN UNKNOWN SUBJECT FIRED UPON THE OP WITH SMALL ARMS AND ONE RPG. MEMBERS OF THE 1/21ST INF BN RETURNED FIRE KILLING ONE SUBJECT AND SERIOUSLY WOUNDING MR. [REDACTED] AND MR. [REDACTED] DURING THE ABOVE ATTACK, PFC [REDACTED] SUSTAINED NON-LIFE THREATENING SHRAPNEL INJURIES TO HIS LEFT ARM; SUBSEQUENTLY, PFC [REDACTED] WAS TRANSPORTED TO LANDSTUHL REGIONAL MEDICAL CENTER (LRMC), LANDSTUHL, GERMANY, FOR FOLLOW UP MEDICAL TREATMENT.

*b6-4
b7c-4
all*

MR. [REDACTED] AND MR. [REDACTED] WERE APPREHENDED BY MEMEBERS OF 1/21ST INF BN, SUBSEQUENT TO THE INCIDENT, THEY WERE TREATED FOR THEIR UNKNOWN INJURIES AND TRANSPORTED TO BALAD, IZ. ATTEMPTS TO LOCATE, FULLY IDENTIFY AND INTERVIEW MR. [REDACTED] AND MR. [REDACTED] ARE ON GOING.

REQUEST NAME CHECKS OF THE ABOVE LISTED SUBJECTS.

INVESTIGATION CONTINUES BY CID.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 300-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

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

FOR OFFICIAL USE

FOR OFFICIAL USE ONLY

024478

000115

DATE 12 Apr 04	OFFENSE Attempted Murder	SUBJECT/VICTIM Mr. [REDACTED] PFC	ASSIGNED TO [REDACTED]
-------------------	-----------------------------	--------------------------------------	---------------------------

DATE NOTED		DATE COMPLETED
12 Apr 04	Schedule interview of soldiers (1/21 INF)	9 Apr
	Interview of soldiers (1/21 INF)	19 Apr
	Send RFA to Interview victim	21 Apr
	Obtain medical treatment records	
	Send RFA to interview subjects	21 Apr
	Received info reports Hawaii	
	Prepare final report	
	Close	
	Final Autopsy Report	9 Jul

MISCELLANEOUS ACTIVITY

ACTION	COMPLETED	ACTION	COMPLETED
NCIC entry on stolen prop		Sources targeted	
2701 Given to Victim(es)		Medical records requested	
2701 Given to Witness(es)		Name check dispatched	
Case # on all documents		Name check results received	

CONTACTS/PHONE NUMBERS

ACTIVITY/PERSON	PHONE NUMBER

INVESTIGATIVE STANDARDS

VICTIMS INTERVIEWED	24 hours
EYE WITNESSES INTERVIEWED	24 hours
EVIDENCE DEPOSITED	1 duty day
SIGNIFICANT WITNESS INTERV:	5 duty days
LAB REQUESTS	5 duty days
RFA'S SENT OUT	5 duty days
MEANINGFUL INV ACTIVITY	10 duty days
RFA FOLLOW UP	15 duty days
KNOWN SUBJ FINALS	15 duty days
UNFOUNDED FINALS	15 duty days
UNKNOWN SUBJ FINALS	30 cal days

024480

FOR OFFICIAL USE ONLY

000002

Law Enforcement Sensitive

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

Control Number

0068-04-CID469-79649

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1100, 12 Apr 04

20 min

*b6-1, b7C-1
all except
on
noted*

This investigation was initiated based upon notification by the 22nd Military Police (MP) Battalion (BN) Operation Officer that about 2245, 10 Apr 04, a soldier was injured as a result of a small arms fire attack while manning an Observation Point with his unit in Kirkuk, IZ.

1115, 12 Apr 04

20 min

About 1115, 12 Apr 04, SA [redacted] coordinated with SSG [redacted] Battle NCO, 1/21st Infantry Battalion, APO AE 09347, who provided the subjects names, and basic information concerning this investigation.

b6-4, b7C-4

1145, 12 Apr 04

20 min

About 1145, 12 Apr 04, SA [redacted] coordinated with SGT [redacted], S-2 Section, 2d Brigade, APO AE 09347, however, SGT [redacted] was unable to provide any additional information concerning this investigation

1230, 12 Apr 04

10 min

About 1230, 12 Apr 04, SA [redacted] coordinated with SGM [redacted] who stated he would have the enlisted record brief concerning PFC [redacted] after 1300, 12 Apr 04.

1240, 12 Apr 04

30 min

*b6-4
b7C-4*

About 1240, 12 Apr 04, SA [redacted] coordinated with CPT [redacted] S-2 Section, 1/21st Inf Bn, APO AE 09347, who stated he would send the incident report concerning this incident. Further, CPT [redacted] stated one subject was killed and two subjects were wounded during the incident. The two wounded subjects were treated, stabilized and transported to 31st Combat Support Hospital (CSH), Balad, IZ, for further surgery.

1315, 12 Apr 04

20 min

About 1315, 12 Apr 04, SA [redacted] coordinated with SPO [redacted] XXXX, G-1 section, 1st Infantry Division, Camp Danger, APO AE 09392, who provided this office with a copy of the Causality Report concerning this incident.

1430, 12 Apr 04

15 min

About 1430, 12 Apr 04, SGM [redacted] Division Retention, Camp Danger, APO AE 09392, provided this office with the ERB of PFC [redacted]

b6-4, b7C-4

1552, 12 Apr 04

20 min

About 1552, 12 Apr 04, SA [redacted] coordinated with SA [redacted] 75th MP DET, LSA Anaconda, IZ, and requested his office coordinate with the 31st CSH and ensure the subjects were alive and being treated for wounds suffered during this incident.

2000, 12 Apr 04

90 min

Drafted RFA to Landstuhl, to interview victim and RFA to interview subjects.

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0068-04-CID 469

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

2000, 12 Apr 04

10 min

SA [redacted] coordinated with SA [redacted] Anaconda RA, who stated SA [redacted] was not in the office, however he believed SA [redacted] had coordinated with 31st CSH and determined there no detainees being treated at there facility. However, he would have SA [redacted] contact this office.

1000, 13 Apr 04

60 min

DRAFTED INITIAL REPORT, UPDATED AAS' TO SAC FOR REVIEW.

1130, 13 Apr 04

20 min

About 1130, 13 Apr 04, this office was notified by SA [redacted] who reported he coordinated with 31st CSH which disclosed 36 detainees were treated, however, none of these individuals match the names of this investigations subjects. Additionally, SA [redacted] coordinated with the local mortuary affairs office, which disclosed there where three local nationals in their office, one was confirmed not to be a subject of this investigation, and two unknown persons.

1150, 13 Apr 04

15 min

About 1150, 13 Apr 04, SA [redacted] coordinated with Battalion Operations Officer who stated if we can not confirm the whereabouts of the subjects, then this investigation should not be flagged as an ROI.

1300, 13 Apr 04

10 min

SA [redacted] discussed this investigation with the SAC and determined that this office will confirm the whereabouts of the subjects and their status, before preceding any further with this investigation. SA [redacted] will coordinate with the medivac personnel to determine the status of the subjects.

1310, 13 Apr 04

10 min

SA [redacted] coordinated with the Battle NCO, 1/21st who provided the POC for the Bn's Medics who arranged for the medivac for the subjects.

1310, 13 Apr 04

15 min

SA [redacted] coordinated with MAJ [redacted] 1/21st Inf Bn, Bn Surgeon, who stated the two subjects were in stable condition when they left their AO. However, MAJ [redacted] coul not provide any current status of the subjects. MAJ [redacted] provided this office the POC for the medivac unit.

b6-4, b7c-4

1345, 13 Apr 04

10 min

SA [redacted] coordinated with SPO [redacted] medic, Medivac company, who stated once the patients leave the flight, they were not responsible for maintaining the status of them.

b6-1 b7c-1
all except
as noted

FOR OFFICIAL USE ONLY

024482

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1410, 13 Apr 04 [redacted] 20 min	Attempted several times to contact 225 th FSB, met with negative contact.
1420, 13 Apr 04 [redacted] 20 min <i>b6-1, b7C-1 all except as noted</i>	About 1420, 13 Apr 04, SA [redacted] coordinated CPT [redacted], C Commander, C Company, 225 th Forward Support Battalion, APO AE 09347, who confirmed the two subjects involved in the incident with 1/21 st Inf Bn on 10 Apr 04, were still alive returning to Camp Warrior, IZ. However, CPT [redacted] was unable to confirm the names of the two subjects, the paperwork concerning the two individuals were with them. CPT [redacted] provided a contact number to the medivac unit from Balad, IZ, where the two subjects were being treated for their wounds. <i>b6-4, b7C-4</i>
1430, 13 Apr 04 [redacted] 40 min	Submitted Initial report and RFA to K-town to interview the victim, to the SAC for review and transmittal. SAC reviewed and transmitted Initial report and RFA.
2130, 13 Apr 04 [redacted] 90 min	Updated dated case file, AAS" and IP, to SAC for review.
1130, 16 Apr 04 [redacted] 20 min	Contacted K-town RA, their office did not receive the RFA sent by this office, SA [redacted] present the RFA and initial report.
1630, 16 Apr 04 [redacted] 30 min	SA [redacted] attempted to obtain a copy of the detainee packets concerning the subjects of this investigation. Attempts met with negative results will attempt at a later date.
1930, 16 Apr 04 [redacted] 90 min	Little to no investigative activity from 14 Apr 03, through 16 Apr 04, due to priority ROI's conducted on various FOB's throughout 286 th 's AOR. To SAC FOR REVIEW. Pending trip to Kirkuk, IZ.
<i>17 APRIL 04</i> [redacted]	<i>SAC Rew: Reviewed case File and related Entries on 16 April 04 SAC Received confirmation from SA [redacted] SAC K-town on Receipt of RFA, so they are working the issue pending interview of victim, subject interviews and canvass interviews continue with FD. we will also need interpreter support for subject interviews. TO C/A.</i>

024483

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0068-04 CE 13469-79045

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1100, 19 Apr 04 [REDACTED] 60 min	About 1100, 19 Apr 04, SA [REDACTED] this office obtained the Coalition Provisional Authority Forces Apprehension Forms and written statements of soldiers explaining the incident. (See Forms and Written Statements for details)
1500, 19 Apr 04 [REDACTED] 30 min	Received e-mail from SA [REDACTED] who related victim was transported to Tripler Army Medical Center, HI.
1630, 19 Apr 04 [REDACTED] 60 min	Drafted RFA to Tripler Army Medical Center, HI, to interview victim.
1830, 19 Apr 04 [REDACTED] 45 min	Scanned subjects apprehension forms to include in RFA to ABU. Further, Corrected and drafted RFA to ABU, to interview subjects.
1300, 21 Apr 04 [REDACTED] 30 min	RFAs dispatched.
1730, 28 Apr 04 [REDACTED] 20 min	PREPARED CASE FILE FOR TC/SAC REVIEW: Pending receipt of info reports.
<p>28 Apr 04 [REDACTED]</p> <p>b6-1, b7C-1 all except as noted</p> <p>28 April 04 [REDACTED]</p>	<p>b6-4, b7C-4</p> <p>OK: Revisit Subject #2. Mr. [REDACTED] is listed in critical condition and was not expected to live past the end of the week. Will coordinate with Abu and determine status of interview of third subject ([REDACTED]). Received acknowledgment of RFA to [REDACTED] case # 6231-04-410108. Pending receipt of info reports from Hunsii and Abu and [REDACTED] to SAC for review.</p> <p>SACREW: Reviewed, stay on top of the 2nd subject interview. Follow JP and keep in touch with ABU office. TO T/C.</p>

024484

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

000006

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

Control Number

0068-04-CID469

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

29 April 2004
[redacted]

TC SA [redacted] notified SAC that Mr [redacted] died while in the Abu Prison for injuries he sustained during the fire fight on 10 April 04. Discussed Status Report with SA [redacted]

0945 30 April 2004
[redacted]

SAC REVIEW: Reviewed Second Status Report. Minor corrections. Dispatched. Ensure we coordinate with Abu Prison on the interview of Mr [redacted] as soon as possible.

bb-4, b7c-4

30 April 2004
[redacted]

Received e-mail from Operations Officer who wants all pertinent case related documents copied and sent/brought to Baghdad as soon as possible.

30 April 04
[redacted]

coordinated with Abu Prison, the poly was never submitted for approval, so I cancelled same. They will forward all documentation to this office. Drafted Interim report to SAC for review.

30 April 04
[redacted]

SAC Raw: SA [redacted] will hand carry to BW.

*bb-1
b7c-1
all
except as
noted*

FOR OFFICIAL USE ONLY

024485

Law Enforcement Sensitive

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

Control Number

0068-04-CID469-79649

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1500, 4 May 04

[Redacted]

20 min

Coordinated with SA [Redacted] who related RFA was completed as requested by this office. Info will be forwarded to this office upon completion.

1500, 9 May 04

[Redacted]

20 min

PREPARED CASE FILE FOR TC/SAC REVIEW:

RFA was completed by ABU. Pending receipt of info reports.

11 MAY 04

[Redacted]

11 May 04

[Redacted]

re Rem: Ready info reports from Ft Hood and Abu. To SHL for review.

SAC Rem: Reviewed. Ensure upon receipt of info reports Review for changes/additional suspects. TD GA.

66-4,670-4

13 May 04

[Redacted]

66-1,670-1

all except as noted

Received an E-mail from Mr [Redacted] Assistant operations officer, and [Redacted] who forwarded a copy of two Death certificates pertaining to a Mr. [Redacted] and a Mr. [Redacted] The Status Report sent out on 30 April 04 it lists a Mr [Redacted] as being deceased when in fact he is not. The above two listed people are deceased and coordination with Mr [Redacted] will have to be completed to sort this issue out. He is on pass out 17 May 04. A third Status Report will be generated upon Mr [Redacted] Return.

024486

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER

0068-04-CID469-79649

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1745, 16 May 04
[redacted]

20 min

Received call from SA [redacted] who requested all documents pertaining to this ROI for AFIP personnel prior to autopsy of Jerad.

1100, 17 May 04
[redacted]

30 min

On 17 May 04, this office received an information report from the 75th MP DET (CID), LSA Anaconda, IZ.

1100, 22 May 04
[redacted]

20 min

PREPARED CASE FILE FOR TC/SAC REVIEW:

Pending receipt of info report.

22 MAY 04
[redacted]

TL Review: Review. Pending final info reports from Hawaii w/ Abu Prison. Concerning the issue of who is dead and who is alive was clarified by SA [redacted] upon his return. This office reported the correct facts concerning this investigation according to the information received by the assisting office (Abey PIT). There is no status report needed, just pending receipt of info reports. To SAC for review. C/A contact Hawaii today and get status of RFA.

b6-1, b7C-1
all

24 May 04
[redacted]

SAC Law: Discussed with TC, no status required at this time. pending receipt of info + final [redacted] report. INFO REPORT.

024487

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

Control Number
0068-04-CID469-79649

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1300, 28 May 04 [REDACTED] 20 min	About 1300, 28 May 04, SA [REDACTED] received an information report from SA [REDACTED] Hawaii Field Office, Schofield Barracks, HI, relating the only pending lead to complete the RFA is to receive the medical treatment records of [REDACTED]
1100, 4 Jun 04 [REDACTED] 15 min	About 1100, 4 Jun 04, SA [REDACTED] an information report from SA [REDACTED] who related RFA was completed as requested by this office and the info report will be forwarded upon completion.
1300, 4 Jun 04 [REDACTED] 30 min 6 Jun 04 [REDACTED]	PREPARED CASE FILE FOR TC/SAC REVIEW: Discussed with [REDACTED] pending original info report from Abu and info report from Hawaii. <i>TC Review: Still Pending Info reports from Abu at Hawaii</i>
6 June 04 [REDACTED] bb-1 b7c-1 all	<i>SAC Review: keep in touch with ABU PRISON and Hawaii and Also final Autopsy Report. Begin to prepare final draft, note new suspense.</i>

024488

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER 006--04-CID469-79649

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1900, 8 Jun 04 [REDACTED] 30 min	About 1900, 8 Jun 04, SA [REDACTED] received the information report from the 75 th MP DET (CID), Baghdad Correctional Confinement Facility (BCCF), Abu Ghryeb, IZ. The report included an AIR of SA [REDACTED] Prisoner Interrogation Team (PIT) (CID), Abu Ghryeb, IZ, detailing his investigative activities. (See AIR of SA [REDACTED] for details)
1930, 8 Jun 04 [REDACTED] 30 min	About 1930, 8 Jun 04, SA [REDACTED] received the information report from the 78 th MP DET (CID), Life Support Area (LSA) Anaconda, IZ. The report included an AIR of SA [REDACTED] 78 th MP DET (CID), LSA Anaconda, IZ, detailing his investigative activities. (See AIR of SA [REDACTED] for details)
0930, 17 Jun 04 [REDACTED] 150 min	Worked on final report.
1000, 19 Jun 04 [REDACTED] 15 min	PREPARED CASE FILE FOR TC/SAC REVIEW: Drafted final for first review. Pending final autopsy report of subject and receipt of info report from Hawaii.
19 Jun 04 [REDACTED] 66-1, 676-1 all except as noted.	TC Review: Reviewed final report, see corrections. Further, this case needs to be briefed to the prosecutor to see if they are going to seek any prosecution against remaining subject. Do this ASAP.
19 June 04 [REDACTED]	66-2, 676-2 SAC Review: Reviewed, Maj [REDACTED] SJA needs to be briefed. Brief him by my next review. Ensure corrections are made. Keep in touch with Hawaii on this report, mark all documents.

024489

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER 0066 04-CID469-79649

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1330. 30 Jun 04
[REDACTED]

20 min

PREPARED CASE FILE FOR [REDACTED] SAC REVIEW:

Pending receipt of info and autopsy reports.

30 Jun 04
[REDACTED]

TC Review: M&T [REDACTED] is currently in Bacquabah today and will not return until tomorrow. C/A brief him upon his return, finish correcting final report. Still pending final Autopsy report for [REDACTED] and info report and statement from Hawaii.

1 July 04
[REDACTED]

66-1, 67C-1
all

SAC Review: Reviewed, [REDACTED] + [REDACTED] need to see me. [REDACTED] will draft a Final Report/with Attached Exhibits with corrections and Brief SAC. This will be completed on 1 Jul 04. Did the AIR, dated 29 Mar 04 go/will to [REDACTED] with corrections? [REDACTED] response. Done!

1 Jul 04

024490

000012

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER 0068-04-CID469-79649

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1430, 1 Jul 04 [REDACTED] 20 min	Coordinated with MA [REDACTED] who related coordination regarding this investigation had to be made with 1LT [REDACTED] Kirkuk, IZ, as is his AOR. 66-2, 67C-2
1545, 7 Jul 04 [REDACTED] 30 min	About 1545, 7 Jul 04, S [REDACTED] briefed 1LT [REDACTED] Special Prosecutor, Staff Judge Advocate, Kirkuk, IZ, on the aspects of this investigation. He related Mr. [REDACTED] was prosecuted on 20 Jun 04 and sentenced to six years in prison for the offense of Attempted Murder. 66-4, 57C-4
1600, 9 Jul 04 [REDACTED] 30 min	About 1600, 9 Jul 04, S [REDACTED] received the autopsy report, report number ME 04-357 pertaining to Mr. [REDACTED] Detainee Number [REDACTED]. The report listed Mr. [REDACTED] cause of death as multiple gunshot wounds with complications and the manner of death as Homicide. Mr. [REDACTED] was wounded when he attacked a U.S. soldier's observation post in Kirkuk, IZ. (See Autopsy Report for details)
1830, 12 Jul 04 [REDACTED] 15 min	PREPARED CASE FILE FOR [REDACTED] /SAC REVIEW: Pending receipt of info report from Hawaii.
13 Jul 04 [REDACTED] 66-1 67C-1 all except as noted	<i>Review: Reviewed, SA [REDACTED] coordinate with Hawaii RA did determine if they could forward this office a copy of the AIA's statement via email. If so this office will go ahead and close this investigation and submit original copies final final report. TO SAC for review.</i>
14 Jul 04 [REDACTED]	<i>SAC Review: Reviewed, pending receipt of info report from H.F.</i>

024491

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

Control Number

0068-04-CID469-79649

TIME, DATE, AND AGENT

SUMMARY OF INVESTIGATIVE ACTIVITY

1025, 17 Jul 2004

About 1025, 17 Jul 2004, SA [redacted] briefed MAJ [redacted] CCCI on the aspects and merits of this Report of Investigation. Based upon MAJ [redacted] review, he opined there is sufficient probably cause to believe [redacted] committed the offense of Attempted Murder and that CCCI will seek prosecution.

b6-1
b7C-1

b6-2
b7C-2

b6-1

024492

AGENTS ACTIVITY SUMMARY
(CID Regulation 195-1)

CONTROL NUMBER 0068-04-CID469-79649

TIME, DATE, AND AGENT	SUMMARY OF INVESTIGATIVE ACTIVITY
1300, 22 Jul 04 [redacted] 15 min	About 1300, 22 Jul 04, SA [redacted] received the information report from the Hawaii Field Office (CID), Schofield Barracks, Hawaii. The report included an AIR of SA [redacted], Hawaii Field Office (CID), Schofield Barracks, Hawaii, detailing his investigative activities. (See AIR of SA [redacted] for details)
1300, 22 Jul 04 [redacted] 15 min	PREPARED CASE FILE FOR [redacted] /SAC REVIEW: Drafted final report. All documents marked and case file ready for closure.
22 Jul 04 [redacted]	[redacted] Review: Reviewed final report minor corrections make the appropriate corrections and mark all Exhibits and return to SAC for reviewed transmittal.
23 Jul 04 [redacted]	SAC Review: Reviewed, minor corrections to final, Dispatched, TO SA [redacted] for Distro. [redacted] Ensure we check on fingerprint issue, 66-2, 67C-2
66-1 67C-1 all except as noted 24 Jul 04 [redacted]	Rec'd case files. scanned report, copied same - posted to case file. Make CDs for distro. Prepared 4833 to ccc. action already taken awaiting info for ccc to final 4833 - orig to ccc. need to go for distro
25 Jul 04	Pending dispo on evid. filed under evid susp. file of (u) ccc (u)
22 Jul 04 [redacted]	completed 4833. No one left ccc. Pending evidence

024493

OFFICIAL USE
ONLY

LAW ENFORCEMENT
Sensitive



DEPARTMENT OF THE ARMY
HAWAII FIELD OFFICE (CID)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
SCHOFIELD BARRACKS, HAWAII 96857-5455

CIRFI-RHI (195-2b)

7 Jun 04

MEMORANDUM FOR Special Agent in Charge, 286th Military Police
Detachment, 22nd Military Police Battalion, APO AE 09392

SUBJECT: 3rd Information Report (0231-04-CID108)

1. Reference is made to your Request for Assistance, 0068-04-
CID469-79649, received by this office on 21 Apr 04. All
investigative activity has been completed as documented. No
further investigative activity is anticipated.

2. Man-Hours:

a. Investigative: 6.5
b. Administrative: 4
c. Travel: 1.5

3. No .0015 funds or Privacy Act Disclosures were used.

4. One DD Form 2701 was issued to PFC [REDACTED] b6-4, b7C-4

5. POC is SA [REDACTED] at COM: [REDACTED], DSN:
[REDACTED] or email: [REDACTED]@schofield.army.mil.

3 Encls

1. AIR of SA [REDACTED] CW3, MP
2. Stmt of PFC [REDACTED] Special Agent in Charge
3. Medical Records of
PFC [REDACTED]
4. 44 of PFC [REDACTED] b6-4
b7C-4

024494

OFFICIAL USE
ONLY

000016
LAW ENFORCEMENT
Sensitive

**OFFICIAL USE
ONLY**

FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE

0068-04-CID469-79649

**LAW ENFORCEMENT
Sensitive**



**DEPARTMENT OF THE ARMY
HAWAII FIELD OFFICE (CID)
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
SCHOFIELD BARRACKS, HAWAII 96857-5455**

CIRFI-RHI (195-2b)

7 Jun 04

MEMORANDUM FOR Special Agent in Charge, 286th Military Police Detachment, 22nd Military Police Battalion, APO AE 09392

SUBJECT: 3rd Information Report (0231-04-CID108)

1. Reference is made to your Request for Assistance, 0068-04-CID469-79649, received by this office on 21 Apr 04. All investigative activity has been completed as documented. No further investigative activity is anticipated.

2. Man-Hours:

- a. Investigative: 6.5
- b. Administrative: 4
- c. Travel: 1.5

3. No .0015 funds or Privacy Act Disclosures were used.

4. One DD Form 2701 was issued to PFC [REDACTED]

bb-4, b7c-4

5. POC is SA [REDACTED] at COM: [REDACTED], DSN: [REDACTED]
or email: [REDACTED]@schofield.army.mil.

bb-1, b7c-1

3 Encls

- 1. AIR of SA [REDACTED]
- 2. Stmt of PFC [REDACTED]
- 3. Medical Records of PFC [REDACTED]
- 4. 44 of PFC [REDACTED]

CW3, MP
Special Agent in Charge

bb-4, b7c-4

024495

**LAW ENFORCEMENT
Sensitive**

**OFFICIAL USE
ONLY**

000017

For Official Use Only

0068-04-CID469-79649

0068-04-CID469-79649



FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE
DEPARTMENT OF THE ARMY



Prisoner Interview/Interrogation Team (PIT)(CID)(FWD)
75th Military Police Detachment (CID)(FWD)
22nd Military Police Battalion (CID)(FWD)
Baghdad Correctional Confinement Facility (BCCF)
Abu Ghryeb, Iraq APO AE 09342

CIRFR-PIT

3 May 04

MEMORANDUM FOR Special Agent in Charge, 286th Military Police (MP) Detachment (CID), FOB Danger, Tikrit, Iraq APO AE 09392

SUBJECT: Final Information Report (0019-04-CID149)

1. Reference your RFA (0068-04-CID469-79649), dated 18 April 04, is complete.
2. Man-hours expended were as follows:

a. Investigative:	10
b. Administrative:	3
c. Travel:	0
d. .0015 Funds	0
e. Privacy Act Disc.	0

3. If these detainees are no longer required to remain on CID Hold, please notify CW2 [redacted] 22nd MP Battalion (CID), at [redacted]

4. Point of contact for this report is SA [redacted] at DNVT [redacted] or e-mail: [redacted]@us.army.mil.

Encls

1. AIR of SA [redacted]
2. Dossier of NDRS [redacted]
3. Waiver Certificate of NDRS [redacted]
4. Sworn Statement of NDRS # [redacted]
5. TILS of NDRS [redacted]
6. Death Certificate of NDRS # [redacted]
7. Dossier of NDRS # [redacted]
8. Dossier [incorrect] of NDRS # [redacted]

66-1
67C-1 - [redacted]
CW2, MP
Special Agent in Charge

66-4, 67C-4

For Official Use Only
Law Enforcement Sensitive

024496

000018



For Official use only
 FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE 0068-04-CID469-79649
DEPARTMENT OF THE ARMY
US ARMY CRIMINAL INVESTIGATION COMMAND
75TH MILITARY POLICE DETACHMENT (CID)
22D MILITARY POLICE BN (CID)
LSA ANACONDA, BALAD, IRAQ
APO AE 09391

REPLY TO
ATTENTION OF

CIRC-WBE

19 May 04

MEMORANDUM FOR: Special Agent In Charge, 286th Military Police Detachment, 1st MP
Company, 1st Infantry Division, FOB Danger, APO AE 09392

SUBJECT: 1st Information Report (0150-04-CID919)

1. Reference your Request for Assistance (RFA) pertaining to case # 0068-04-CID469-79649 received by this office on 14 May 04.
2. All anticipated investigative activity has been completed by this office and is annotated in the below listed attachments.

3. Administrative Data:

- | | |
|-----------------------------|------|
| a. Administrative hours: | 1 |
| b. Investigative hours: | 3 |
| c. Investigative travel: | 1 |
| d. Privacy Act Disclosures: | None |
| e. .0015 Funds expended: | None |
| f. 2701 Issued: | None |

4. Point of Contact (POC) this office is the undersigned at DNVT [REDACTED] or E-MAIL: [REDACTED]@us.army.mil.

*66-1, 670-1
all*

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

- (5) Encls:
 1-AIR of SA [REDACTED] 19 May 04
 2-Preliminary Autopsy Report
 3-Finger Prints
 4-DA Form 4137 (copy)
 5-Compact Disc 040150.919

CW2, MF
Special Agent in Charge

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

024497

000019

Low Enforcement Sensitive

006804-CID469-7649

From [redacted]@us.army.mil>

Sent Sunday, May 16, 2004 7:45 pm

To [redacted]@us.army.mil

Cc

Bcc

Subject Fw: Dead Detainee

Attachments 0019-04-CID789.pdf

383K

[redacted] here is the stuff I told you about. Please review it and do not change the original initial. See you later.

b6-1, b7C-1 all except as noted

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

From: [redacted]@us.army.mil>

To: [redacted]@us.army.mil>

Sent: Sunday, May 16, 2004 9:39 PM

Subject: Re: Dead Detainee

> [redacted]
> Ok, this is the deal. When the two were processed here Detainee [redacted] was in processed as [redacted] (later determined middle name was [redacted]) Detainee [redacted] was in processed as [redacted]. During a review of the capture packet, I discovered that [redacted] suffered the wound to the shoulder, while [redacted] suffered the wound to the chest and foot. Detainee [redacted] had the chest and foot injury and later died. I interviewed [redacted] and verified his name to be [redacted]

b6-4, b7C-4

> Long story short, [redacted] is alive and was processed with the correct name. Detainee [redacted] is dead and was processed with a version of his brothers name. The death certificate has the wrong name but the right NDRS number of [redacted]. This information was provided to the C/A. I can understand the confusion. They probably need to do a stat.

> I am attaching the entire info report. The key is the last couple of entries on the AIR. Also with the file is all dossiers to include the incorrect one for [redacted]

- >
- > SA [redacted]
- > 75th MP Det (CID)(-)
- > Prison Interrogation Team
- > Abu Ghruyeb, Iraq APO AE 09342
- > [redacted]
- >

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

> From: [redacted]@us.army.mil>

> Date: Sunday, May 16, 2004 4:46 am

> Subject: Re: Dead Detainee

>> Thanks, bro. Got it both.

024498

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

000020

FOR OFFICIAL USE ONLY

Page 2 of 2

Law Enforcement Sensitive

0068-04-CID469-79049

>> From: [redacted]@us.army.mil>
>> To: [redacted] W01 US Army" [redacted]@us.army.mil>
>> Sent: Sunday, May 16, 2004 2:24 PM
>> Subject: Dead Detainee

>> [redacted]
>> > After our conversation, I realized we had a detainee die more
>> recently than the one I was talking about. I'm sure the other one
>> we had to reopen
>> is already buried. I emailed both. The one you are probably
>> looking for is

66-1, 67C-1
all

>> [redacted] (detainee [redacted]). As a precaution I emailed the other
>> [redacted]
>> (detainee [redacted]).

>> SA [redacted]
>> > 75th MP Det (CID)(-)
>> > Prison Interrogation Team
>> > Abu Ghryeb, Iraq APO AE 09342

>> [redacted]

024499

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

000021

*For Official Use Only
Law Enforcement Sensitive*

0068-04-CID409-79649

From [redacted] CID <[redacted]@us.army.mil>
Sent Friday, May 28, 2004 3:35 am
To: "[redacted]@us.army.mil" <[redacted]@us.army.mil>
Cc
Bcc
Subject [redacted]

*b6-1, b7C-1
all exempt
as noted*

SA [redacted]

I am still waiting for information from Med. Correspondence, TAMC, pertaining to collection of [redacted] medical information. [redacted] is still in hospital pending release (unknown date as of now). They are supposed to be collecting his current records pending receipt of further medical info. As of today (27 May 04), they still did not have his records together. Should have them by 1 Jun. Do you need all of them together (as he is discharged), or will his current records of treatment received to date be sufficient? Please email me back at

*b6-4
b7C4*

*[redacted]@us.army.mil or this email address. I will inform you when we have his information (current or total). If there is anything else you need, please let me know.
Thanks.*

V/R

SA [redacted]
Hawaii Field Office (CID), 6th MP Group
Child Abuse Team (CAT/GC2)
Schofield Barracks, HI 96857
[redacted] (DSN [redacted])
[redacted] (Cell)

CONFIDENTIALITY NOTICE

The information contained in this e-mail and accompanying attachments constitute confidential information which may be legally privileged. If you are not the intended recipient of this information, any disclosure, copying, distribution, or the taking of any action in reliance on this information is strictly prohibited. If you received this e-mail in error, please notify us immediately by return e-mail or by calling (808) 655-2035.

FOR OFFICIAL USE ONLY

LAW ENFORCEMENT SENSITIVE

024500

000022

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

0068-04-CID469-79649

Milton

From: [redacted] Special Agent [redacted]@cmty@mail.26asg.army.mil
Sent: Sunday, April 18, 2004 9:22 AM
To: [redacted]@us.army.mil
Cc:
Subject: RFA 0068-04-CID469-79649

66-1, 67C-1
all except
as noted

SA [redacted]

I just spoke with our Deployed Warrior's Medical Management Center (DWMMC), Landstuhl Regional Medical Center (LRMC), Landstuhl Post (LP), APO AE 09180, who stated PFC [redacted] was medevaced to Tripler Army Medical Center. The DWMMC stated PFC [redacted] departed Andrews Air Force Base on Julian Date 106 (16 Apr 04), however, they do not have an arrival date. PFC [redacted] bypassed LRMC and went straight to Andrews. Please let me know if there is anything else we can do!

66-4
67C-1

Special Agent [redacted]
Kaiserslautern Resident Agency (CID)
5th Military Police Battalion (CID)
DSN [redacted]

024501

FOR OFFICIAL USE ONLY

000023

Law Enforcement Sensitive

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

0068-04-CID469-79649

DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
286th MILITARY POLICE DETACHMENT (CID)
22ND MILITARY POLICE BATTALION
APO AE 09392

CIRC-KAM

13 April 2004

MEMORANDUM FOR Special Agent in Charge, Kaiserslautern Resident Agency, Fifth
Military Police Battalion (CID), Unit 23119, APO AE 09227-5213

SUBJECT: Request for Assistance (0068-04-CID469-79649)

1. This office was notified by the 22nd MP BN (CID), Baghdad, Iraq, that PFC [REDACTED], [REDACTED] Co, 1/21st Infantry (INF) Battalion (BN), Camp Warrior, IZ, was injured as a result of a Rocket Propelled Grenade (RPG) attack when manning an Observation Post (OP) with his unit in Kirkuk, IZ.

b6-4
b7C-4

2. PFC [REDACTED] was subsequently transported to Landstuhl Regional Medical Center (LRMC), Landstuhl, GM, for further treatment of his injuries.

3. Request your office interview PFC [REDACTED] concerning the aforementioned incident. Further, obtain medical treatment records of PFC [REDACTED]. Conduct any other investigative procedures you deem necessary.

4. Point of Contact is SA [REDACTED] or SA [REDACTED] at [REDACTED]@us.army.mil or [REDACTED]@us.army.mil.

b6-1
b7C-1

[REDACTED]

Encls: 1

1. Initial Report

Special Agent in Charge

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

024502

000024

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

[REDACTED] SA

0868-04-LFO449-99649

From: [REDACTED] CW4 CJTF7-Operations Officer [REDACTED]@iraq.centcom.smil.mil]
Sent: Sunday, April 11, 2004 7:40 PM
To: [REDACTED] SA
Cc: [REDACTED] CW4
Subject: LOOK INTO THIS

b6-1, b7c-1 all

Mr. [REDACTED]

Attempted Murder Case for you if you are not workign already.

RPG AND SAF ATTK ON 1-21IN OP IVO KIRKUK: 1 US WIA; 1 EN KIA(1ID-86116160)

MSC 1 ID	UNIT 2-25	Category Attack(s) On Coalition	Date
Posted 10-04-2004 2317		Date Occurred 10-04-2004 2245	Posted By 1ID
Type Of Weapon RPG	Target Patrol	Vehicle N/A	Region North Central
Location 38S ME447217	Complex YES		
IZ SecFor NOT APPLICABLE		IZ SecFor DEATHS/INJURED 0/0	Enemy
DEATHS/INJURED 1/2	Neutral	DEATHS/INJURED 0/0	coalition
DEATHS/INJURED 0/1	Detained 2		

AT 102240APR04 NEAR KIRKUK (ME447217)AN OP MANNED BY B/1-21 INF (8 PAX)
RECIEVED SAF AND RPG FROM 3 ENEMY PAX. THE OP RETURNED FIRE. 1 CF WIA IS
STABLE. TWO MOUNTED ELEMENTS ENROUTE TO LOCATION. 1 ENEMY KIA, 2 WIA.
WOUNDED HAVE BEEN EVACUATED TO KRAB.

FOR OFFICIAL USE ONLY

Law Enforcement Sensitive

024503

000025

CID001 CRC(sc)

From: [REDACTED] SA [REDACTED]@1id.army.smil.mil]
Sent: Thursday, September 30, 2004 6:37 AM
To: [REDACTED]@force1.army.smil.mil
Cc: CID001CRCSC@SBELVOIRDMS.ARMY.SMIL.MIL
Subject: RE: USACRC Request 0068-04-CID469 pt 3

V/R
CW2 [REDACTED]
Special Agent
286th MP DET CID (1st MP CO)
OIF 2 FOB Danger
Tikrit, Iraq
APO AE 09392
DNVT [REDACTED]

b6-1, b7c-1 all

From: [REDACTED] SA
Sent: Thursday, September 30, 2004 2:21 PM
To: [REDACTED] SA [REDACTED]@force1.army.smil.mil
Cc: [REDACTED]@SBELVOIRDMS.ARMY.SMIL.MIL
Subject: USACRC Request 0068-04-CID469 pt 2

V/R
CW2 [REDACTED]
Special Agent
286th MP DET CID (1st MP CO)
OIF 2 FOB Danger
Tikrit, Iraq
APO AE 09392
DNVT [REDACTED]

024504

000026

Page(s)

27 - 32

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

024505

Page(s)

33 - 39

Referred to:

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

Master Sergeant Pamela Andrews
andrewsp@centcom.smil.mil

(813) 827-5341/2830

Page(s)

40 - 41

Referred to:

U.S. ARMY MEDICAL COMMAND
FREEDOM OF INFORMATION/
PRIVACY ACT OFFICE
ATTENTION: MCFP
2050 WORTH ROAD, SUITE 13
FORT SAM HOUSTON, TEXAS
78234-6013

MR. JOHN PETERSON
John.Peterson1@cen.amedd.army.mil
(210) 221-7826

024507

Page(s)

42 - 47

Referred to:

U.S. ARMY HUMAN
RESOURCES COMMAND
ATTENTION: AHRC-FOI, RM 7S65
200 STOVALL STREET
ALEXANDRIA, VIRGINIA 22332-0404

MR. THOM JONES
thom.jones@hoffman.army.mil
(703) 325-4053

160078CT
ME 04-357

FINGERPRINT CARD <small>For use of this form, see AR 190-8; the proponent agency is DCSPER.</small>		INTERNMENT SERIAL NUMBER 160078			
LAST NAME [REDACTED]		FIRST NAME [REDACTED]		GRADE	
POWER SERVED	NATIONALITY	SEX M	AGE 44	HEIGHT	WEIGHT
OTHER MARKS OF IDENTIFICATION [REDACTED]		COLOR OF EYES BRN		COLOR OF HAIR BLK	
SIGNATURE OF OFFICIAL TAKING FINGERPRINTS [REDACTED]		CLASSIFICATION <i>LEAVE THIS SPACE BLANK</i>			
SIGNATURE OF EPWICIVILIAN INTERNEE		REFERENCE			

