

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

1. WARNING - Inform the suspect/accused of:
 - a. Your official position.
 - b. Nature of offense(s).
 - c. The fact that he/she is a suspect/accused.
2. RIGHTS - Advise the suspect/accused of his/her rights as follows:

"Before I ask you any questions, you must understand your rights."

 - a. "You do not have to answer my questions or say anything."
 - b. "Anything you say or do can be used as evidence against you in a criminal trial."
 - c. (For personnel subject to the UCMJ) "You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer

can be a civilian you arrange for at no expense to the Government or a military lawyer detailed for you at no expense to you, or both."

- or -

(For civilians not subject to the UCMJ) You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer can be one you arrange for at your own expense, or if you cannot afford a lawyer and want one, a lawyer will be appointed for you before any questioning begins."

- d. "If you are now willing to discuss the offense(s) under investigation, with or without a lawyer present, you have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if you sign a waiver certificate."

Make certain the suspect/accused fully understands his/her rights.

THE WAIVER

"Do you understand your rights?"

(If the suspect/accused says "no," determine what is not understood, and if necessary repeat the appropriate rights advisement. If the suspect/accused says "yes," ask the following question.)

"Have you ever requested a lawyer after being read your rights?"

(If the suspect/accused says "yes," find out when and where. If the request was recent (i.e., fewer than 30 days ago), obtain legal advice whether to continue the interrogation. If the suspect/accused says "no," or if the prior request was not recent, ask him/her the following question.)

"Do you want a lawyer at this time?"

(If the suspect/accused says "yes," stop the questioning until he/she has a lawyer. If the suspect/accused says "no," ask him/her the following question.)

"At this time, are you willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer and without having a lawyer present with you?" (If the suspect/accused says "no," stop the interview and have him/her read and sign the non-waiver section of the waiver certificate on the other side of this form. If the suspect/accused says "yes," have him/her read and sign the waiver section of the waiver certificate on the other side of this form.)

SPECIAL INSTRUCTIONS

WHEN SUSPECT/ACCUSED REFUSES TO SIGN WAIVER CERTIFICATE: If the suspect/accused orally waives his/her rights but refuses to sign the waiver certificate, you may proceed with the questioning. Make notations on the waiver certificate to the effect that he/she has stated that he/she understands his/her rights, does not want a lawyer, wants to discuss the offense(s) under investigation, and refuses to sign the waiver certificate.

IF WAIVER CERTIFICATE CANNOT BE COMPLETED IMMEDIATELY: In all cases the waiver certificate must be completed as soon as possible. Every effort should be made to complete the waiver certificate before any questioning begins. If the waiver certificate cannot be completed at once, as in the case of street interrogation, completion may be temporarily postponed. Notes should be kept on the circumstances.

PRIOR INCRIMINATING STATEMENTS:

1. If the suspect/accused has made spontaneous incriminating statements before being properly advised of his/her rights he/she should be told that such statements do not obligate him/her to answer further questions.

2. If the suspect/accused was questioned as such either without being advised of his/her rights or some question exists as to the propriety of the first statement, the accused must be so advised. The office of the serving Staff Judge Advocate should be contacted for assistance in drafting the proper rights advisal.

NOTE: If 1 or 2 applies, the fact that the suspect/accused was advised accordingly should be noted in the comment section on the waiver certificate and initialed by the suspect/accused.

WHEN SUSPECT/ACCUSED DISPLAYS INDECISION ON EXERCISING HIS OR HER RIGHTS DURING THE INTERROGATION PROCESS: If during the interrogation, the suspect displays indecision about requesting counsel (for example, "Maybe I should get a lawyer."), further questioning must cease immediately. At that point, you may question the suspect/accused only concerning whether he or she desires to waive counsel. The questioning may not be utilized to discourage a suspect/accused from exercising his/her rights. (For example, do not make such comments as "If you didn't do anything wrong, you shouldn't need an attorney.")

COMMENTS (Continued)

ARMY SECURITY FORCES APPREHENSION REPORT
 (NOT APPLICABLE, UPON APPROVAL)

and they describe:

- Burglary or Housebreaking (I.P.C. 477)
- Theft of Communication, Firearm, Explosive, etc.
- Theft (I.P.C. 439)
- Destruction of Property (I.P.C. 477)
- Obstructing a Public Highway/Place of Public Meeting
- Discharging Firearm/ Explosive in City/Town
- Riot or Breach of Peace (I.P.C. 43(1), 43(2))
- Other

If "Other" then describe: *Attacked by a group of persons*

- Trespass on Military Installation or Facility
- Photographing/Recording for the Purpose of
- Obstructing Performance of Military Duty
- Other

Reporting Unit: *1st AF* Location Grid: *AG 526 3333 17*

Time of Incident: *0300 hrs to 0400 hrs* Date of Report: (D/M/Y) *3 18 1002*

Key Connected Person: Victim

b6-4
b7C-4

Last Name: *[REDACTED]*

Given Name: *[REDACTED]* First Name: *[REDACTED]* Given Surname: *[REDACTED]*

Scars/Tattoos/Deformities: *[REDACTED]* Hair Color: *[REDACTED]*

Height: *[REDACTED]* in Eye Color: *[REDACTED]*

Address: *[REDACTED]*

Place of Birth: *[REDACTED]*

Race: *[REDACTED]* Sex: *[REDACTED]*

Blue/Tribal/Other: *[REDACTED]*

Regular:

Passport Dr. License Other (specify)

Passport Dr. License

Document #: *[REDACTED]*

Additional Information: *[REDACTED]*

Vehicle(s) Vehicle Number: *[REDACTED]* ref. *[REDACTED]* Vehicle(s) Owner: *[REDACTED]*

Color: *[REDACTED]* VIN: *[REDACTED]*

Type: *[REDACTED]* Plate No: *[REDACTED]* Number of People in Vehicle: *[REDACTED]*

Names of People in Vehicle: *[REDACTED]*

Weapons: Photo Taken of Suspect with Weapon:

Quantity: *[REDACTED]* Model: *[REDACTED]* Color/Caliber: *[REDACTED]*

Make: *[REDACTED]* Receipt Provided:

Where Found: *[REDACTED]* Owner: *[REDACTED]*

Signature: *[REDACTED]* Email, Phone, or Contact Info: *[REDACTED]*

Supervising Officer's Name: *[REDACTED]*

Last, First MI: *[REDACTED]* Last, First MI: *[REDACTED]*

Signature: *[REDACTED]*

Email: *[REDACTED]*

Date: *3 18 1002* Unit Phone: *[REDACTED]*

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b7C-2

b6-2
b7C-2

COALITION PROVISIONAL AUTHORITY FORCES APPREHENSION FORM

b6-4
b7C-4

Who was the person detained? *[Redacted]* *He was detained because of the*
apprehension of a person in the morning and the execution of a
Warrant. He was arrested at his home and taken to the
detention center. The person was arrested with a party member
of the [Redacted]

Who witnessed this person being detained or the reason for detention? Give names, contact number, etc. (if use

[Redacted]

b6-2
b7C-2

Where was the person being detained (by, on foot)? *He was in his home*

[Redacted] *He was arrested with his family [Redacted]*
b6-4
b7C-4

What was the person doing at this time? *None*

What contraband was this person carrying? *None*

Where was the person detained?

What information did you get from this person?

The individual stated that he was
apprehended when he was approached and taken to the detention
center. He was trying to show his [Redacted]

EVIDENCE/PROPERTY CUSTODY DOCUMENT

For use of this form, see AR 190-45 and AR 195-6, the proponent agency is US Army Criminal Investigation Command.

SECURITY NUMBER

035 28088

CRD REPORT/CID ROI NUMBER

RECEIVING ACTIVITY 2/4 2nd Co 250	LOCATION CAMP CARHORSE
NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED <input type="checkbox"/> OWNER <input type="checkbox"/> OTHER	ADDRESS (Include Zip Code)
LOCATION FROM WHERE OBTAINED B 2/8 2nd Co	REASON OBTAINED Personal Property
	TIME/DATE OBTAINED 030803 0003

ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES <small>(Include model, serial number, condition and unusual marks or scratches)</small>
1	1	250 Diner
2	1	100 Diner
3	3	ID CARDS
4	1	White undershirt
// Nothing follows //		

ITEM NO.	DATE	CHAIN OF CUSTODY		PURPOSE OF CHANGE OF CUSTODY
		RELEASED BY	RECEIVED BY	
	030803	SIGNATURE IS 2/8 2nd Co	SIGNATURE [Redacted] b6-1 [Redacted] b7C-1	Personal Property
		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	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	

6316

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY: Title 5, USC Section 301; Title 5, USC Section 295; E.O. 9397 dated November 22, 1943 (SERV.)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be collected
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and processing
DISCLOSURE: Disclosure of your social security number is voluntary.

1. LOCATION: CAMP WARHORSE, IR/IRAQ
2. DATE: 2003/008/03
3. TIME: 1600
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED]
6. SSNN: [REDACTED]
7. GRADE: [REDACTED]
8. ORGANIZATION OR ADDRESS: [REDACTED]
9. [REDACTED]

b6-4
b7c-4
b6-4
b7c-4
b6-4
b7c-4

WANT TO MAKE THE FOLLOWING STATEMENT

Detainees numbers [REDACTED] and [REDACTED] were all detained by [REDACTED] IN (TICR-67) during a raid on suspected Ba'ath Party members and suspects involved in mortar attacks of Camps Warhorse and [REDACTED]. All weapons were turned in to the Camp Warhorse Detention Center. All AK-47's and pistols will be subsequently turned over to the Baqubah Police Station where they will be distributed to various police stations in the Diyala Province. All larger weapons and explosives will be released to engineers for final disposition. //END OF STATEMENT//

b7c-4
b6-4

10. EXHIBIT:
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED]
PAGE 1 OF 1

ADDITIONAL PAGES MUST CONTAIN THE HEADING 'STATEMENT' TAKEN AT [REDACTED] DATED [REDACTED]
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

SWORN STATEMENT

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

EXHIBIT B

PRIVACY ACT STATEMENT

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

1. LOCATION: Camp Warhorse, Iraq
2. DATE: 2003/08/14
3. TIME: 1853
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME
6. SSN
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. I, [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH.
I was at E-MED Aid station they received a call saying a Detainee was vomiting so I came to check it out. When I arrived he was not vomiting at the time, but had some fluid coming out of his nose. I was going to start an I.V. but I decided to go back to the Aid station to ask what to do. I was told to give him an I.V. of Penicillin. If his vitals were not outrageous and return to tell [redacted] what the situation was and she told me if I think he was too serious to bring him down. I go back to the Detention facility to do so and the guy went from breathing and having a pulse to not having anything. [redacted] started CPR and I returned to get a vehicle to pick him up with. They sent a e-vac team in a m998 to pick him up. When they arrived they reassessed his vitals and still nothing so we stopped CPR put him on a litter and took him to the Aid station.

b6-4
b7c-4

/// END OF STATEMENT ///

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: [redacted]
PAGE 1 OF 3 PAGES

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

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

STATEMENT OF



TAKEN AT

Camp Warhorse DATED 2003/08/14

9. STATEMENT (Continued)

Not used



b6-4
b7C-4

STATEMENT OF

[REDACTED]

TAKEN AT Camp Warhorse DATED 2003/08/14

9. STATEMENT (Continued)

[Large handwritten area with "Not Used" and "b6-4 b7C-4" written across it]

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]

(Signature of Person Making Statement)

WITNESSES:

b6-4
b7C-4

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 14th day of August, 2003

at

[REDACTED Signature]

(Signature of Person Administering Oath)

[REDACTED Name]

(Typed Name of Person Administering Oath)

b6-2

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED Initials]

PAGE 3 OF 3 PAGES

SWORN STATEMENT

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

Exhibit C

LOCATION <i>Camp Warhorse</i>	DATE <i>15 August 03</i>	TIME <i>13:30</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS [REDACTED]
ORGANIZATION OR ADDRESS [REDACTED]			

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH.

On 13 August 03 I went to the Camp Warhorse EPW center for the purpose of health screening the detainees. I was accompanied by two specialists from the 1982nd. Upon arrival we received a sheet of paper with the new detainee numbers on it, with columns for BP, pulse recording and treatments if needed. As I was walking by the 2 large holding areas for detainees, I noticed a civilian detainee lying outside on the sidewalk. He was speaking to the MP's. I asked what was wrong with him, the response from the MP was he felt ill the prior night. I said I would like to see him after the new detainees.

b6-4
b7C-4

With the help of an interpreter who was a detainee we saw and evaluated the new detainees, BP and P were checked and recorded on the sheet provided. I saw one young man in extreme distress - complaining of rectal pain, I deferred an exam and arranged for an ambulance to take him to ECHO MED for further exam. The last detainee I evaluated was the one lying on the sidewalk when I came in. He walked over and sat in a chair without assistance. Through the interpreter I asked how he was feeling, the response was "my nose hurts, it is dry, and sometimes blood comes out" - he kept gesturing to his nose. I said is there anything else bothering you? He again gestured to his nose and said it is hot and I can't sleep - through the

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

interpreter. I checked his BPs P. - I do not recall exactly, but it was around 119/70-88. Heart rate regular. The numbers were recorded on the daily record. I left instructions for this man to receive an extra water bottle and not go outside in the sun. This man did not appear to be in acute distress at the moment I was talking to him. He looked to be about 55 to 65 yrs of age and well nourished. His skin was warm and dry. There were no obvious signs of injury or trauma. I told the MP's if he were to get acutely ill, call for the ambulance to take him to Echo med right away.

Nothing further

b6-4
b7C-4

AFFIDAVIT

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

[redacted signature]
(Signature of Person Making Statement)

b6-4
b7C-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15th day of August 2003 at 1430

ORGANIZATION OR ADDRESS

[redacted signature]
(Signature of Person Administering Oath)

b6-2

[redacted name]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[redacted initials]
b6-4
b7C-4

EXHIBIT D 4
b6-4
b7c-4

SWORN STATEMENT

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

LOCATION Camp Warhorse	DATE 2003 08 16	TIME 1324	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS [REDACTED]	
ORGANIZATION OR ADDRESS [REDACTED]			

b6-4
b7c-4

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

On 20030813, at midday, prisoner #0352808 began complaining that he was ill. The previous day he had received an IV from the medics and had also complained to them earlier the day of the 13th, so we decided to let him out. At 1600 the prisoner was still ~~at the front~~ of his cell. I was on radio watch in the front of the collection facility and at 1600 someone informed me that he still was ill, which I thought was strange, since he had been given more water and shade. I went back to see what was going on, and he was lying down, but seemed fatigued. I returned to the front to listen to the radio again. At about 1640, someone told me that the prisoner had vomitted and possibly defecated. I went back again to check on him, and there was a puddle next to his head and a stain where his buttocks were. Not knowing what to make of it, we informed our medic, who went to Echo Med to try to get the doctors to look at the prisoner. I once again returned to the front to monitor the radio. About 20 minutes passed and then someone ran and told me the prisoner had stopped breathing and was UNCONSCIOUS.

b6-4
b7c-4

b6-4
b7c-4

b6-4
b7c-4

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b6-4 b7c-4	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED."
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At the same time, [redacted] returned and said he was told to evaluate the prisoner before the doctors could look at him. Once we told [redacted] what happened, he and [redacted] immediately drove to Echo Med to inform them the prisoner was unconscious and not breathing. I then went back to check on what was happening. The prisoner's heart had no pulse and Ssgt [redacted] had begun CPR. I noticed that air was barely going in while he exhaled into the CPR mask, so I plugged the prisoner's nose and held the mask down firmly. After a couple of minutes, the emergency personnel arrived and took the prisoner to the aid station. I returned to my post [redacted]

/// End of Statement ///

b6-4
b7C-4

b6-4
b7C-4

AFFIDAVIT

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

[redacted]
(Signature of Person Making Statement)

b6-4
b7C-4

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16th day of August 2003 at [redacted]

[redacted]
(Signature of Person Administering Oath)

b6-2

[redacted]
(Typed Name of Person Administering Oath)

[redacted]
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[redacted] b6-4 b7C-4

SWORN STATEMENT

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

LOCATION FCP Warehouse	DATE 2007 08 16	TIME 1500	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS [REDACTED]	
ORGANIZATION OR ADDRESS [REDACTED]			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

[REDACTED] prisoner # [REDACTED] started the morning off by complaining of chest pains. We layed him outside on a blanket and gave him another full bottle of water, our platoon medic took care of # [REDACTED]. The prisoner then stated he wanted milk, and our medic, [REDACTED] gave him a dairy shake. After resting for about 30 min, prisoner # [REDACTED] walked back to his cell. Later on that evening, prisoner # [REDACTED] complained again of the same symptoms of earlier. We brought him outside again, layed him down, and gave him another bottle of extra water. Once the prisoner was resting, I went back to work in the front of the FCP. About 30 minutes later, I was told by the [REDACTED] to drive our medic to Echo Medical facility. Once there, [REDACTED] went to the facility, and I stayed back in the Humvee. After about 5-10 minutes later, [REDACTED] returned and I drove back to the FCP. Upon arrival we were told that prisoner # [REDACTED] did not have a pulse, and was unconsious. I then drove in a hurry with [REDACTED] back to the Echo Medical Facility, we both told the medics and they came down in a Humvee to pick up the prisoner. Upon arrival the medics determined that he indeed did not have a pulse, and evacuated prisoner # [REDACTED] to their medical facility. This concludes my Sworn statement. END of statement

b6-4
b7C-4

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF [REDACTED] PAGES
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b(6), b(3)

STATEMENT (Continued)

NOT

COSET

JAT

b6-4
b7C-4

b6-4
b7C-4

AFFIDAVIT

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

[REDACTED]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15th day of August, 2013 at ISAC

ORGANIZATION OR ADDRESS

[REDACTED]
(Signature of Person Administering Oath)

b6-7

ORGANIZATION OR ADDRESS

[REDACTED]
(Typed Name of Person Administering Oath)

b7C-4
b6-4

(Authority To Administer Oaths)

b6-4
b7C-7

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

EXHIBIT F

SWORN STATEMENT

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

LOCATION <i>Camp Warhorse, Iraq</i>	DATE <i>2003/08/16</i>	TIME <i>(140)</i>	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS [REDACTED]	
ORGANIZATION OR ADDRESS [REDACTED] Fort Hood, TX 76544			

b6-4
b7C-

... WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

The first time I had any dealings with the detainee in question was on the night of 12 Aug 03, at approximately 2100 hrs. The detainee was brought outside of his cell. He was apparently overheated. I gave the detainee more water to drink and splash on him to cool him down. He was outside approximately 20 to 30 minutes, before he was brought back inside. The reason he was brought back in was because of a mortar attack on Camp Warhorse. The following morning at approximately 0700, the detainee was brought outside of his cell again, for not feeling well. I checked on him, he seemed to be OK, maybe just a little weak, and overheated. When the PA arrived, a female [REDACTED] she examined him. She stated that his blood pressure was a little low, but not at a dangerous level, and just needed to be sure and eat and drink. The detainee stated that he had a stomach problem and he couldn't eat meats and wanted milk. The PA advised us to give him two dairy shakes in the morning and two in the evening along with his normal meal. At approximately 1600 hrs, the detainee was brought out of his cell again, he appeared to be overheated. He was complaining of being hot. I gave him more water and told two other detainees that were helping him to sprinkle water over his body to cool him down. I monitored him for a few minutes, and then went back to the front of the facility. About 15-20 minutes later I was notified by one of the guards that he had began vomiting. I went back to check on him again and his breathing was a little bit labored, his pulse still felt good. I then went back to my truck and called the station TOC to get [REDACTED] to come down and help out. I was unable to make contact

b6-4
b7C-4

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

STATEMENT (Continued)

with anyone at the Alatoon TOC, so I called Echo Med direct, requesting medical assistance for a detainee with labored breathing and was vomiting. About five minutes after that [redacted] showed up to examine the detainee. [redacted] noticed a liquid coming out his nose and was concerned about that. He also checked his pulse. [redacted] then left to go to the Aid Station to get further guidance. About five minutes after [redacted] left, the detainee stopped breathing. I checked for a pulse, there was nothing. I then ran to [redacted] aid bag to get a face shield and returned. I started CPR, checked for the rise of his chest, and then gave five compressions. [redacted] returned, realized I was giving CPR, and immediately returned to the Aid Station to get an Ambulance and Medical Support. The Medical and Ambulance arrived approximately 5 minutes after I started CPR. Once they arrived, the medical asked me how long I had been doing CPR. She instructed me to stop and get him on the stretcher. I helped put the stretcher on the truck and they left. // END OF STATEMENT //

b6-4
b7C-4

b6-4
b7C-4

AFFIDAVIT

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

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 18th day of August, 2003 at 1500

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

b6-4
b7C-4

EXHIBIT 6

SWORN STATEMENT

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

LOCATION CAMP Warhorse	DATE 16 Aug 03	TIME 1115	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURITY NUMBER	GRADE/STATUS	
ORGANIZATION OR ADDRESS			

... WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
 On 13 Aug 03 at 1700 hrs the Ambulance brought an Iraqi detainee litter patient. When the patient arrived he was not breathing and had no pulse. The Drs began working on his air way putting in an ET tube while [redacted] bagged the patient. [redacted] began chest compressions while myself and another medic began IV access. The patient was hooked up to the propak which was reading no pulse and no heart rhythm. [redacted] turned on the defib and charged and began shocking the patient, in between [redacted] and [redacted] continued CPR. The Drs pushed Atropene and epinephrine. At this time I began chest compressions and [redacted] began bagging. Some one brought over the ultrasound machine and the Drs looked for any signs of heart movement. There still was none present. [redacted] took over Defib and began her shocks. Still no heart beat. At this time [redacted] took over Defib, [redacted] began compressions. [redacted] did an axillary temp ¹⁰⁴. And [redacted] continued using defib while [redacted] continued compressions and [redacted] bagged. At this time it had been about 20 min. The Drs checked again still no pulse present and the patient was not breathing on his own. The time of death was called at 1719 [redacted] did a rectal

b6-4
b7c-4
b6-4
b7c-4

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

EXHIBIT #

SWORN STATEMENT

For use of this form, see AR 190-46; the proponent agency is ODCSOPS

LOCATION Camp Warhorse, Prn	DATE 16 Aug 03	TIME 1204	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS [REDACTED] b6-4 [REDACTED] b7C-4	
ORGANIZATION OR ADDRESS [REDACTED]			

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

On 13 Aug 03, while working in the aid station, I was informed that a detainee at the EPW detention center was discovered unconscious and not breathing. Shortly thereafter, he arrived in the aid station. I received a report that he had "passed out" and found to be without a pulse or spontaneous respirations, so CPR had been in progress before his arrival.

On arrival at the aid station, the patient was apneic and pulseless. He was immediately placed on monitors, IV's established, CPR continued and intubated. When he was found to be in pulseless V-tach he was defibrillated in the usual manner and medications were administered (Epinephrine, atropine, lidocaine, bicarbonate). CPR was continued throughout the code resuscitation. Two cardiac ultrasounds revealed no cardiac motion. The patient arrived at 1700. At 1719 he had no pulse, no spontaneous respirations, no cardiac motion on ultrasound and an agonal rhythm. He was pronounced dead. Further details may be found in the SF600.

As the battalion surgeon for E/204 FSB I participate in the daily medical care of the detainees. My colleagues and I visit the detention center every morning. We medically screen all new detainees and medically evaluate all detainees requesting medical care. Patients are treated either at the detention facility or transported to the aid station, as appropriate. We are available on a 24 hour basis for detainee medical care.

b6-4 b7C-4

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

STATEMENT (Continued)

I believe conditions at the detention center are medically adequate. Food and water is provided in a sufficient amount. Medical care is timely and appropriate. Every possible effort is made to keep the detainees from becoming a heat casualty. The only recommendation that I would make from a medical standpoint, would be to install fans or another cooling device at the detention center. - "END OF STATEMENT" -

AFFIDAVIT

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

[REDACTED SIGNATURE]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of August, 2003 at

[REDACTED SIGNATURE] b6-2
(Signature of Person Administering Oath)

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

[REDACTED AUTHORITY]
(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE 2 OF 2 PAGES

b6-4
b7C-4

EXHIBIT I

SWORN STATEMENT

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

LOCATION	DATE 11 Aug 03	TIME 1100	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURITY NUMBER		GRADE/STATUS
ORGANIZATION OR ADDRESS			

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

On 13 Aug 03 at approx 1145, I was standing outside the aid station when [REDACTED] pulled up in an MP vehicle with another soldier, she ran up to me and asked if I could send the Ambulance crew over to the detainee camp they had a guy down. I rounded up a team from Ambulance Plt to go over with him. I then came inside the Aid station to inform the doctors of the situation. Approx 10-7 mins later the Ambulance crew pulled up and [REDACTED] was saying that the guy had been down for approx 5 min and the MPs were doing CPR when they arrived on site. We rushed the guy in and proceeded to assess the situation. We exposed his chest [REDACTED] checked for a pulse and told us to begin CPR, I began chest compressions and [REDACTED] set up to begin breathing for him. After we began CPR, I yelled for someone to go get some more medics we needed more help. More medics came in and started to help. They started IV's and began to push cardiac meds. As things progressed [REDACTED] I rotated out from our initial work positions to be replaced by other soldiers (medics) everyone kept working. The patient had been checked three times with still to progress or improvement. He had been

b6-4
b7c-4

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

STATEMENT (Continued)

intubated and had received several lifesaving drugs and interventions. When someone [redacted] asked for a rectal temp it was noticed that his bowels had moved. At that time [redacted] told everyone to pause what they were doing while he checked for a heartbeat and spontaneous breathing. When [redacted] was present, he asked for the time, I read the time as 1719 and he called the patients time of death. We began to clean up and cover the patient.

b6-4
b7c-4

[redacted] This concludes my statement.

Nothing follows

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE [redacted] AND ENDS ON PAGE [redacted]. 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.

b6-4
b7c-4

[redacted]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16th day of August, 2003 at [redacted]

b6-4
b7c-4

[redacted]

[redacted]
(Signature of Person Administering Oath)

b6-2

ORGANIZATION OR ADDRESS

[redacted]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[redacted]

PAGE 2 OF 2 PAGES

EXHIBIT J

SWORN STATEMENT

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

LOCATION CAMP WARTHORSE	DATE 16 AUG 03	TIME 1040 Hrs	FILE NUMBER #
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]		GRADE/STATUS [REDACTED]
ORGANIZATION OR ADDRESS [REDACTED]			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On Wednesday, 13 Aug 03 I was called to cover ambulance duty for a missing soldier at which point I was informed to head over to the POW/detainee center to pick-up a patient with no pulse by my platoon [REDACTED]. I picked up my kevlar and weapon and put on my DCU jacket and headed over to the "Ambulance" which was first-up, an M997 cargo Humvee [REDACTED] and [REDACTED] were already in it and I consequently got in the back. The ride to the detainee center took approximately one minute. I got out of the truck and headed for the detainee cells. This place is familiar. [REDACTED] was already there. I assumed she had already done an assessment because she asked me to load the patient on a litter that was already there. Some MPs and some detainees were there and assisted us with the [REDACTED] this. I grabbed hold of one side of the litter and we all headed out toward the vehicle. [REDACTED] drove there and did not get out of the vehicle. I rode in the back of the vehicle with the patient. I "Bagged" the patient with a BVM (Bag-Valve-mask) apparatus under instruction from [REDACTED]. I remember giving him approximately 4 "breaths" before we got off to the aid station. The "Bagging" ceased and I helped off-load the patient and rush him into the aid-station.

b6-4
b7C-4

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

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where we placed him on the litter-stands that were set-up and ready to receive him. Till this point it was still I, [redacted] and [redacted]. There were enough medics in the aid-station so I left and went back to the Humvee vehicle to pick-up my weapon. I was not further involved in the care of this patient.

b6-4
b7C-4

nothing further

AFFIDAVIT

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

b6-4
b7C-4

[redacted]
(Signature of Person Making Statement)

WITNESSES:

b6-4
b7C-4

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16th day of August, 2003 at 1240

ORGANIZATION OR ADDRESS

[redacted]
(Signature of Person Administering Oath)

b6-2

ORGANIZATION OR ADDRESS

[redacted]
(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ECO 204 FSB

INITIALS OF PERSON MAKING STATEMENT [redacted]

EXHIBIT K

SWORN STATEMENT

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

LOCATION Eco Med / FOB Warhorse Iraq	DATE 16 Aug 03	TIME 1100	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]	GRADE/STATUS [REDACTED]	
ORGANIZATION OR ADDRESS [REDACTED]			

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

On or about the 13th of Aug. 03, I was sitting outside of one of the sleep tents trying to stay out of the sun. [REDACTED] came by and said [REDACTED] told us someone needed to go pick up a Iraqi detainee at the detention center. I told [REDACTED] to grab his gear and well go. I ran out to the non-standard evac. vehicle, threw a litter in the back & hopped in the drivers seat. [REDACTED] ask me if I wanted her to come along. I said o.k. and she jumped in the passenger seat. [REDACTED] jumped in the back and we left. While enroute [REDACTED] told me that one of the m.p.'s, who came to get us, said the patient had no pulse. [REDACTED] and myself decide that her and [REDACTED] would go check out the patient while I preposition the vehicle for a quick exit. Once I parked the vehicle I stepped out and saw that [REDACTED] and others had placed the patient on a litter and were carrying him to the vehicle. [REDACTED] told me he had no pulse while we loaded him on the vehicle. We jumped in the vehicle and headed towards Eco Med. I had [REDACTED] start ventilations with the BVM (bag valve mask). Once we arrived at Eco Med, the three of us dismounted and carried the patient inside the Aid Station. Inside the aid station a litter stand had already been cleared and [REDACTED] & [REDACTED] were standing by. [REDACTED] started CPR while I provided respirations with the BVM. [REDACTED] Intubated the patient, several medics helped start two I.V.'s. The patient had a shockable heart rhythm and received several shocks from the defibulator. The doctors pushed a couple of cardiac drugs and monitors the effectiveness of the CPR. After 12-15 minutes, the doctors called the code and time of death. After wards I left the aid station.

b6-4
b7c-4

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF [REDACTED] PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED."
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STATEMENT (Continued)

to check that the evac. vehicle was refitted to be on standby. I then returned to the rest area outside the tent. This concludes my statement.

Nothing Follows

[Redacted]

b6-4
b7C-4

AFFIDAVIT

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

[Redacted] b6-4 b7C-4
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16th day of August, 19 2003 at 1230

[Redacted]

[Redacted] b6-2
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[Redacted]
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[Redacted]

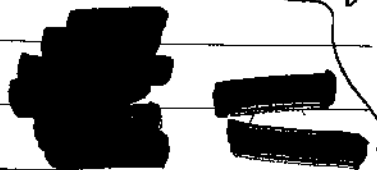
EXHIBIT L

AUTHORIZED FOR LOCAL REPRODUCTION

EDICAL RECORD CHRONOLOGICAL RECORD OF MEDICAL CARE

DATE	SYMPTOMS, DIAGNOSIS, TREATMENT, TREATING ORGANIZATION (Sign each entry)
3 Aug 03 7:00 arrived	Pt in via EMS in apparent cardiac arrest on arrival.
	A - G-gag @ pooled secretions Procedure Ord ETT
10/10/22	B - G-spm resp (BVM initiated) Induc. scap arrest
8/9/23	C - G-pulse (CPR initiated) Proc: 3-0 Max. E good
10/29	D - GLS 3 Pupils 3mm & fixed ETT passed easily
5 PH	<p>Pt was intub placed on monitors, CPR initiated, LUX 2 placed</p> <p>Airway secured @ 7-0 ETT S complication. BVA @ (13) bs</p> <p>Monitor showed VTach (G-pulse) so tube 200-300-310</p> <p>Epi 1mg / atropine 1mg given IV.</p> <p>CPR cont'd thru. Repeated defib @ 360 performed.</p> <p>Lidocaine 100mg IV, 7 amp bicarb IV</p> <p>Fem stick for blood done + E-sint performed. Ax Temp 104°</p> <p>Cardiac v/s x 2 performed - G-cardiac motion</p> <p>At 1719 pt was in agonal rhythm v/s showed G-cardiac activity. G-pulse. G-spm resp Pupils fixed + dilated.</p> <p>Code called @ 1719.</p> <p>Presumed cause of death cardiopulmonary arrest.</p>

b6-4
b7c-4



SPITAL OR MEDICAL FACILITY	STATUS	DEPART./SERVICE	RECORDS MAINTAINED AT
SPONSOR'S NAME	SSN/ID NO.	RELATIONSHIP TO SPONSOR	
PATIENT'S IDENTIFICATION: (For typed or written entries, give: Name - last, first, middle; ID No or SSN; Sex; Date of Birth; Rank/Grade.)		REGISTER NO.	WARD NO.

CHRONOLOGICAL RECORD OF MEDICAL CARE
Medical Record
STANDARD FORM 600 (REV. 6-97)
Prescribed by GSA/ICMR
FIRM (41 CFR) 201-9.202-1 USAPA V2.00

EPW
#0352808

6339

Administrative Control Sheet

ID#	Date received	Action	Name/Unit
12		CDRS Inquiry	1st BDE
Summary	Notes	Status	
Translator missing items		Sent back to bde (see DA 200)	
Work Completed			

FILE COPY

Date Form

Administrative Control Sheet



(b)(6)-4
(b)(7)(C)-2

TRANSMITTAL RECORD

For use of this form, see AR 25-50; the proponent agency is DCSPER

1. SECURITY CLASSIFICATION

2. SHIPMENT NO.

3. TITLE/FILE IDENTIFICATION

Cdr's Inquir

4. AS OF DATE (YYYYMMDD)

20020717

5. SHIPMENT DATE (YYYYMMDD)

20020717

6. AUTHORITY FOR SHIPMENT

7. NUMBER OF RECORDS TRANSMITTED

1 Packet

8. PERSON TO CONTACT (Name and telephone)

9. REQUIREMENT CONTROL SYMBOL (AR 335-15)

10. SHIPPED FROM

11. SHIPPED TO

1 Bde LNO

RETURN RECEIPT REQUESTED (When box is checked, sign below and return copy to sender.)

10a. TYPED NAME AND TITLE OF SENDER

(b)(7)(c)-2
(b)(6)-2

11a. TYPED NAME AND TITLE OF RECEIVER

(b)(7)(c)-2
(b)(6)-2

10b. SIGNATURE OF SENDER

11b. SIGNATURE OF RECEIVER AND DATE

12. TYPE OF MEDIA TRANSMITTED

HARD COPY

PUNCHED CARDS

CASSETTES

MICROFILM

PHOTO

FICHE

13. NUMBER OF BOXES (Packages)

14. NUMBER OF ITEMS

15. METHOD OF SHIPMENT

COURIER

FIRST CLASS

PARCEL POST

EXPRESS MAIL

REGISTERED

16. SPECIAL INSTRUCTIONS

17. TYPE COMPONENT USED (For magnetically recorded data)

18. REMARKS

Cdr's Inquir for 1st Bde
- Tikrit University Translator Missing
Personal Items - 6 sub 103

6341

DEPARTMENT OF THE ARMY
HEADQUARTERS AND HEADQUARTERS COMPANY
1ST BRIGADE, 4TH INFANTRY DIVISION
TIKRIT, IRAQ APO AE 09323

AFYB-IN-S6

6 July 2003

MEMORANDUM FOR COMMANDER, 1st Brigade, 4th Infantry Division

SUBJECT: Commander's Inquiry - Tikrit University Translator Missing Personal Items

1. Summary of Findings. At the time this particular incident happened, procedures for detainee handling were not well-defined. Sloppy accountability of detainee personal property appeared to be the norm until several complaints put more focus on the problem. Within days of this Tikrit University raid on 27 May, new procedures were put in place to ensure proper tracking of detainees and their personal property. The current procedures noted during this inquiry appear to be well within standard and are being adhered to. There was no evidence of any kind that pointed to a specific person's wrong-doing but rather a series of events that led to the loss of accountability of these personal items.

2. Background. On 28 May, 2003 the 1st Brigade, 4ID conducted a raid to detain individuals suspected of conducting subversion and espionage against U.S. forces. There were two groups of detainees this day: one group detained at the university and another group who worked as translators at the 4th Infantry Division Civil Military Operations Center (CMOC) located at the main palace complex. This particular inquiry focuses on the translators who were detained once they arrived to work at the CMOC. They were screened at the CMOC and moved to the 1BCT holding cell for two days and then to the division holding cell for 6 days. In the process some of their personal belongings were taken and never returned. My findings are based on a series of exhibits which include Division and Brigade-level fragmentary orders and interviews with soldiers and Iraqi civilians involved.

3. References:

- a. Email from 1BCT Legal, subject "Missing Property", dtd 241156DJUN03. (Exhibit A)
- b. TF IH FRAGO 122 (STORAGE AND SECURITY OF HIGH VALUE, PILFERABLE ITEMS) TO TF IH OPORD 03-05/IV (REGIME REMOVAL) DTD 252330ZAPR03. (Exhibit B1)
- c. 1BCT FRAGO 36 (DETAINED PERSONS/CIVILIAN INTERNEES RELEASE PROCEDURES) TO 1BCT OPORD 03-04-II (RAIDER STRIKE 2) DTD 280300ZAPR03 (Exhibit B2)
- d. TF IH FRAGO 592 (INTERNMENT AND DETENTION OPERATIONS AND CG DIRECTED ASSESSMENT) TO TF IH OPORD 03-05/IV (REGIME REMOVAL) DTD 042346D03. (Exhibit B3)
- e. TF IH FRAGO 867 (HANDLING OF PERSONAL PROPERTY) TO TF IH OPORD 03-05/IV (REGIME REMOVAL) DTD 042215DJUL03. (Exhibit B4)

4. Names of Complainants and alleged missing personal property:

- a. [redacted] - 130,000 ID (had 40,000 ID returned)
- b. [redacted] - 2003 diary; Arabic-English dictionary; 30,000 ID
- c. [redacted] - 2001 diary; Oxford English dictionary; \$29; 230,000 ID (had 100,000 ID and \$20 returned)
- d. [redacted] - 3 books; 30,000 ID (had \$210 returned)
- e. [redacted] - 3 CDs; 110,000 ID

(b)(6)-4
(b)(7)(C)-4

5. During the scope of this inquiry, the following personnel were interviewed:

- a. [redacted] at Division CMOC - 27 June (Exhibit C)
- b. [redacted] 720 MP Battalion - 27 June (Exhibit D)
- c. [redacted] 411 MP Company - 27 June (Exhibit D)
- d. [redacted] at Division CMOC - 28 June (Exhibit E)
- e. [redacted] at Division CMOC - 28 June (Exhibit F)
- f. [redacted] 28 June (Exhibit G)
- g. [redacted] - 2 July / 4 July (Exhibits H, L)
- h. [redacted] holding cell NCO - 2 July (Exhibit I)
- i. [redacted] holding cell NCO - 2 July (Exhibit J)
- j. [redacted] holding cell soldier - 2 July (Exhibit J)
- k. [redacted] - 2 July (Exhibit K)
- l. [redacted] - 4 July (Exhibit M)
- m. [redacted] THT 24 - 4 July (Exhibit N)
- n. [redacted] THT 32 - 4 July (Exhibit O)
- o. [redacted] THT 20 - 5 July (Exhibit P)
- p. [redacted] translator - 6 July (Exhibit Q)
- q. [redacted] translator - 6 July (Exhibit R)

(b)(6)-4
(b)(7)(C)-4

(b)(7)(C)-4
(b)(6)-4

6. Findings. On 27 May, 2003 the 1BCT conducted a raid which involved several members of the staff of Tikrit University. There were two groups detained this day which has led to some confusion during the gathering of statements and details. The fact that these raids occurred five weeks ago and that the two groups were both labeled by many as "Tikrit University professors" has caused some inconsistencies in the statements and has caused this investigating officer to decipher in some cases which information is specific to the "Tikrit University translators".

The CMOC personnel have received many complaints since opening the CMOC and believe that Iraqi personal property is being lost by U.S. forces either due to theft or mismanagement of property. In this specific case, the translators worked for them and there was a bond and trust established. CMOC personnel assisted in placing the personal articles (mostly books, dictionaries, and CDs) in white plastic bags. The 411th MP [redacted] and CMOC personnel both admit that there was no inventory or paperwork done to account for these items (Exhibits E, F and G). A confusing piece of this investigation was that [redacted] remembered giving the white bags of personal items to the CI teams to examine for intelligence value yet the CI teams both say they never were provided such items (Exhibits G, M, and N). Either way they both admit no wallets or money were seized at this time.

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(b)(7)(C)-4

(b)(6)-4
(b)(7)(C)-4

The detainees departed the CMOC approximately 1700 enroute to 1-22IN/1BCT holding cell. Detainees were searched by [REDACTED] (1-22IN [REDACTED]) and rings, watches, and "wallets" were placed in an MRE pouch with the detainee's ID number written on the pouch. The 1-22IN Mortar platoon soldiers use the word "wallet" but the complainants say they did not have wallets but instead just wads of money (Exhibits J, Q, and R). [REDACTED] does remember the white bags but describes them more as a consolidated bag without anything distinguishing the items to match them up with a specific detainee (Exhibit J). However, once again there was no paperwork done while transferring this property and the complainants statements match this administrative oversight (Exhibits Q and R). He admits that he provided the white bags and the MRE box full of pouches to the CI team who was using a small building outside the holding area. Once again no paperwork was done during this transfer. As per [REDACTED] statement the CI teams left the bags, box and pouches unsecured when they were done screening and [REDACTED] took the items back under his control. The items spent the night next to his bed which was at that time in the platoon CP/radio room - a room manned 24 hours a day.

After a few days the items were provided to the S2 and then passed onward to the division holding area to link up with the detainees. Once again there was no paperwork done at this time to track the movement of these items. The detainees' statements to match that the MRE pouches did transfer to division since once they were released they mention opening their MRE pouches to retrieve most of their items (Exhibits Q and R).

The Mortar Platoon mentioned to me that many others had questioned them about missing items before [REDACTED] had been told of missing items a few days after this raid and had his own investigation going on. At some time after the detainees were dropped off the 411th MP Company returned to drop off a white plastic bag left in one of their vehicles of the mortar platoon recalls that in that bag was found 2-3 items on [REDACTED] and his also did an unannounced platoon inspection which turned up nothing unusual [REDACTED] and his section were very eager to answer my questions in hopes of clearing their name. They explained they were grateful for the new procedures to help them show they are doing a professional job and not involved in any wrongdoing.

To the best of my ability I was able to determine the chain of custody of the detainees property as:

- CMOC personnel take some interpreter items at the division CMOC (white/clear bags)
- 411 MP Co at CMOC transport items to 1BCT cell (white/clear bags)
- 1-22IN [REDACTED] at 1BCT holding cell; also takes watches, rings, "wallets" for MRE pouch
- CI team at 1BCT holding cell
- [REDACTED] at 1BCT holding cell (finds items unattended in "interrogation shack")
- 1-22IN S2
- Division holding cell
- Interpreters (never sees the white/clear bag items but does receive most of the MRE pouch items)

All these transfers occurred without any inventory or supporting documentation reference personal items belonging to the detainees. All those inventoried were very aware of the DA Form 4137 "Evidence/Property Custody Document" but all admit that during this early part of

the operations in theater the procedures were still very loose. At any time it is possible that an item or items were not present from one transfer to another.

Division FRAGO 122 is dated one month prior to this day's raids and tasks G4 to "provide guidance for storage and accountability of high value items. POC [REDACTED]." Brigade FRAGO 36 is a few days later and states in paragraph 3.C.5.A.3 "store and give receipt for any property confiscated." Division FRAGO 592 dated 4 June states "units must account for each captive and his equipment when they arrive at the forward collection point." Much later on 4 July Division FRAGO 867 states "For all property seized, complete DA Form 4137 (Appendix A) to track the items from origin to storage facility...when seizing property from an individual, provide a copy of the DA Form 4137 to the individual..." (Exhibits B1, B2, B3, and B4). There may be some other FRAGOs whose titles did not catch my eye but the trend here shows very broad guidance early on about "providing receipts" when taking property. Then it appears the division realized it needed to provide stricter guidance and provided more detail as to exact forms and procedures for soldiers to follow.

(b)(6)-4
(b)(7)(C)-4

On 27 May, 2003 it appears to me that basic hand receipt accountability was not adhered to until guidance from higher forced the use of the DA Form 4137. Today's procedures seem to be much more tightly controlled with paperwork tracking ensuring a proper chain of custody.

[REDACTED]

b(5)-1
deliberative
process

[REDACTED]

MAJ, SC
1BCT S6

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

4ID 1BCT S6

From: 4ID 1BCT LEGAL
Sent: Tuesday, June 24, 2003 8:56 PM
To: 4ID 1BCT S6
Subject: FW: Missing Property
Importance: High

Sir:

The email that started it.

Raiders:

[Redacted]

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

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

From: 4ID SJA
Sent: Saturday, June 14, 2003 03:31
To: 4ID 1BCT LEGAL
Subject: Missing Property
Importance: High

[Redacted]

(b)(6)-4 (b)(7)(C)-4

The CMOC has received a credible complaint regarding the failure to return property after apprehension and placement in the 1BCT confinement facility. According to [Redacted] the MP LT who apprehended the translators at the CMOC remembers dropping them off with property at 1BCT. The DCCP claims the property was not transferred to them.

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(b)(7)(C)-4

To make matters worse, when [Redacted] called the 1BCT Confinement [Redacted] to see if he had the property, [Redacted] told [Redacted] it was not his responsibility to keep track of property. Huh?

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(b)(7)(C)-4

[Redacted]

[Redacted]

b(5)-1
deliberative
process

- 130,000 ID.
- Diary of 2003, Arabic English Dictionary, 30,000 ID.
- Diary of 2001, Modern Oxford English Dictionary, \$29.00; 230,000 ID.
- 3 books, 30,000 ID (they returned a separate \$210.00)
- 110,000, 3 CDs

} (b)(6)-4
(b)(7)(C)-4

Please advise.

fdd

6346

EXHIBIT C [REDACTED] INTERVIEW)

(b)(7)(C)-4
(b)(6)-4

27 June 2003. Location: Division CMOC. Has a strong feelings that many of his local contacts have been mistreated or apprehended without proper cause. It has forced many of them to quit or to be afraid to work with US forces. [REDACTED] told me that there is one interpreter who is still in contact with the team after the 27 May apprehension.

(b)(6)-4
(b)(7)(C)-4

[REDACTED] had saved money to go that day to Baghdad to purchase a washing machine and that money was taken and never returned. He was detained for 7 days. All interpreters had dictionaries as well. When asked if anything was given back he told me that their watches were returned. He also mentioned [REDACTED]

(b)(7)(C)-4
(b)(6)-4

[REDACTED] had his house in Al Ouja raided and \$35K removed and never returned. These are educated men who have even said "you wouldn't do this in the United States" reference taking property from detainees and never returning. Recommends I talk to [REDACTED] (speaks VERY highly of this man) and [REDACTED]

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(b)(7)(C)-4

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(b)(7)(C)-4

(b)(7)(C)-4
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EXHIBIT D (720th MP INTERVIEWS)

27 June 2003. Location: 720th MP HQ.

(b)(6)-4
(b)(7)(C)-4

-talked to the [REDACTED] who was unable to verify that any personal property from detainees has come up missing. His unit mission does not deal with personal property but rather the handoff of detainees to the 1BCT detention cell.

[REDACTED] from [REDACTED] OPS Cell of 411th MP Co

This interview was later deemed to be of no value because [REDACTED] account below relates to a different group of University detainees - not the ones for the scope of this inquiry.

-27 May events. His purpose was to set up an LZ in support of the raid. His mission was to transport detainees in the back of a M998 to the detention cell. Prepositioned his team in support of 64th MP Co and stayed with his vehicle by the main entrance. The first action was a supposed VP/dean who was escorted by 2 soldiers. He was padded down and put in the back of the HMMWV. He was handcuffed but not blindfolded. [REDACTED] and [REDACTED] were present. After a while he was told to move the vehicle around to a different doorway. [REDACTED] provided cravats to blindfold the detainees. 2x M998s with about 10-16 detainees total. Driven to 1-22IN holding cell. Remembers [REDACTED] from 411th escorted the detainees. [REDACTED] was in the other M998. Remembers a [REDACTED] (CI) soldier at the 1-22 holding cell but not his name. They segregated the president and vice president from the other detainees. [REDACTED] did NOT see any personal property transported or taken by anybody throughout his participation. This was his only mission so he can has no information pertaining to this inquiry. Does NOT know of any other soldiers who would have information that would be useful to me for this investigation.

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EXHIBIT E ([REDACTED] INTERVIEW) (b)(7)(C)-4
28 June 2003. PHONECON to Division CMOC. (b)(6)-4

[REDACTED] Night prior he was told this screening would happen. CMOC invited them all in so CI could talk with them. 7 from this pool were detained by CI and taken to 1BCT detention. [REDACTED] with 720th MPs was the [REDACTED] at the scene. He recalls they had books, dictionaries, 3 CDs. [REDACTED] and [REDACTED] personally placed these items in white/semi clear plastic bags. No money was placed in the bags. No inventory was taken at this moment. Those bags were given to E5/SGT of the MPs. They were released from U.S. custody 7 days later. Interpreter, [REDACTED] returned back and was visibly shaken up. He announced of the 7 detainees, 5 had items taken and not returned. It was possible that the other two may have had their belongings returned. Once [REDACTED] heard they were still being held he went to the holding cell to meet with them to ensure they were alright. It was 3 days after the screening at the CMOC that he visited and talked to [REDACTED] but nothing was mentioned at that time of any missing personal belongings. [REDACTED] wanted the interpreters to know that he was doing what he could to help their situation. Since this event, only [REDACTED] has come back to discuss the problem of missing property. [REDACTED] has heard many complaints pointing fingers at 1st and 2d BCT holding cells losing/misplacing detainee personal property. (b)(7)(C)-4
(b)(6)-4

EXHIBIT F (SFC [REDACTED] INTERVIEW)

[REDACTED] was present with [REDACTED] After the CI screening the detainees stood for flexing. At that point it was identified that they had books, translation items, pads, pens, etc. [REDACTED] got some bags to put these items in. Any one who had an item had their own bag. [REDACTED] carried all the bags out of the building handed off to MP SGT/E5. All of these items drove away with the MPs and detainees. He recalls that detainees were in one vehicle and the personal items in the other vehicle. He recalls the MP team consisted of a [REDACTED] LT, SGT/E5 and a SPC. No property was catalogued at the division CMOC by anybody.

EXHIBIT G ([REDACTED] INTERVIEW) (b)(6)-4 (b)(7)(C)-4

28 June 2003. PHONECON with 411th MP Co. [REDACTED]
[REDACTED] from her platoon went to CMOC to detain university workers who were to arrive that morning. When the interpreters first arrived they were put in a main room and then individually interviewed by CI teams. Her team would pad down and show items to the CI teams to see if it was of any intelligence value. To her knowledge all items were given back to the individuals at that time. The CI teams decided who was to be detained and who was to be released. At that time items were taken from those to be held but no forms were on hand. She remembers university books, dictionaries, and personal notebooks. [REDACTED] remembers allowing them to keep their wallets. She did not have any DA Form 4137s at that time but items were put in white bag and moved with the detainees. To her recollection there was no money put in any of the white bags. When they showed up at the 1BCT detention cell they handed over the white bags to 1BCT personnel and explained that there was no paperwork yet done. The 1BCT team said they would take care of it. The inventory was not done in front of her. She does not recall the name of the person at the detention cell that day. Her team has done drops to 1BCT cell many times and it can be any one of a number of soldiers who will be on shift. She remembers one bag being found later and that bag was brought to the holding cell. She does not recall what the items were that were in that bag. Normally paperwork is filled out. Does not recall any bad situations in dealing with 1BCT holding cell. Nothing of financial value was in the white bags. (b)(6)-4
(b)(7)(C)-4

given to 1BCT. [REDACTED] does not know what 1BCT does with the property once detainees and property are handed off.

EXHIBIT H ([REDACTED] PHONECON)

2 July, 2003. PHONECON with 1-22IN [REDACTED]

[REDACTED] says they came to the holding cell after 6pm so [REDACTED] Articles would have been given to [REDACTED]. DA Forms 4137 and 2823 did not come in to effect until a division frago mandated a few days later. Prior to that, items were collected and written on his tag. There are some items that were taken from a raid that netted #4 but no property from drop-offs is still on hand. [REDACTED] will look thru the log and find out who was on shift that day and have them write up statements as to how that hand-off went with 720th MPs and if any personal items were collected.

[REDACTED] INTERVIEW- 3 JULY

Was around that day but does not recall any white garbage bags with personal items in it. He remembers a group of 12 and that [REDACTED] was looking for a black organizer, a women's purse, and a watch. He did not recall seeing any money brought in to the holding cell but knew there were wallets.

[REDACTED] called after looking up the names I provided and tells me the detainees were held from 29 May thru 3 June and they were delivered by 104MI. In checking with [REDACTED] of 1BCT S2 he feels that it would be strange for 104MI to be the unit credited with dropping off EPWs. It should be a maneuver unit who captured and tagged the individual.

EXHIBIT I ([REDACTED] INTERVIEW)

3 July 2003. He is one of the [REDACTED] of the holding cell and watches over them once they are inside. He is not involved directly with the hand-off from the MPs or the delivering unit. He showed me how they use MRE pouches to put detainee personal belongings in and then label with the detainee number. Then the MRE pouch is placed in an MRE cardboard box. Items are annotated on the DA Form 4137 and then that paperwork is placed inside the MRE pouch. When asked about his receiving of the detainees and the white/clear garbage bags from the MPs he said he did not recall any bags of that type. It is common practice that his team will remove belts, rings, wallets, and watches from the detainees once they arrive to the holding cell. The CI team will interrogate the detainee and they are provided the MRE pouch with the detainee number on it to determine if the objects lead to any questions. The DA Form 4137 was not used during this raid - it wasn't until a few days later in early June that the standards became very strict and the process was tracked with detailed paperwork. [REDACTED] did not recall any of the detainees names nor the names of the MPs who dropped them off. He did not see any money out in the open. He showed me his log matching name, detainee number, date in and date out but that did not start until 4 June so the names in question were not logged.

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(b)(7)(c)-4

EXHIBIT J [REDACTED] AND [REDACTED] INTERVIEW)

3 July 2003. [REDACTED] is another NCO in the holding cell process but was not yet on board at the time of this specific detaining. He was able to explain to me the current processes which matched SGT [REDACTED] explanation.

A soldier on [REDACTED] He was the actual soldier who received the detainees and searched them removing their watches, rings, and wallets and placed them in MRE pouches with a matching detainee number. He did not ever look inside the wallets nor did he fill out any paperwork listing the items. He does remember the clear garbage bags provided by the MPs but said they were all bunched up and had multiple people's items in one bag - there was nothing identifying which bag belonged to which person. He said there was a special CI team there that day and not one he was used to seeing. He remembered providing the bags to the CI team to look thru as well as the MRE box with pouches. The CI team used a separate building which was known as the "interrogation hut". He brought the items there. Usually afterwards the CI team or the S2 themselves would deliver the items to the S2 for further processing/analysis. Later, before going off shift he checked in the hut and found the box, pouches, and bags all laying about the table but no one was inside the hut. As best he could tell the same amount of bags and pouches were present but he has no idea if all the items from before. There was no paperwork so nothing to compare with. He also recalled someone returning with a missing garbage bag which cleared up some missing items from [REDACTED] hut. When I asked him what he did with the box of MRE pouches and garbage bags he said it was late so he brought it back to his hooch and slept with it next to his cot. That same room housed the platoon CP so it was manned 24 hours and he figured it a safe place for the night. It took a few days but the box finally made it up to [REDACTED] in the Bn S2. [REDACTED] was the [REDACTED] then and now commands a company.

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(b)(7)(c)-4

EXHIBIT K [REDACTED] INTERVIEW)

3 July 2003. [REDACTED] He does in fact remember clear garbage bags with books and CDs and also remembers a computer tower. He remembers one large consolidated bag, not a bunch of smaller bags. Recalls several days later a vehicle returning with a missing bag that had some items in it that [REDACTED] was looking for. [REDACTED] list had 4 items and [REDACTED] personally looked in the bags and found 2 or 3 of the items. The items were given to [REDACTED] [REDACTED] remembered calling [REDACTED] to tell him there were still items from the university detainees that had not been picked up. It took 4-5 days before the Mortar section decided to bring the items themselves up to the S2.

After hearing that many items were coming up missing, [REDACTED] conducted his own inspection without telling any of his soldiers what he was looking for. They dumped rucks and checked the entire building and found nothing. No large amounts of money nor was anything out of the ordinary found or anything found in strange places (ie. socks, etc).

EXHIBIT L ([REDACTED]) (PHONECON)

4 July 2003. [REDACTED] (1-22IN [REDACTED]) Does not recall who the CI team was that day but would look it up. He checked on the names of the complainants and remembers that the same night this group arrived at 1-22IN holding cell they were taken to the division cell. He did not recall any accompanying bags. However, mortar platoon brought another box to the S2 a few days later. The division drop was with detainees and the MRE bags with personal items. No 4137 was done. Remembers BDE FRAGO 158 creating new rules and chain of custody in effect when dealing with detainees. Division did not do DA Form 4137 at this time. Does not recall any money in bag provided to division. He believes the mortar section does a good job and has not taken any detainee property.

EXHIBIT M ([REDACTED]) (INTERVIEW)

4 July 2003. 1400- talked to [REDACTED] to find out which CI teams were involved with this event. He informed me that [REDACTED] and [REDACTED] conducted the CMOC screenings that day. [REDACTED] is a division DS team and is currently collocated with 4-42FA.

EXHIBIT N ([REDACTED]) (INTERVIEW)

4 July 2003. 1730- She did conduct screenings at the division CMOC but never came in contact with any personal items. She filled out the CI screening sheet and MPs filled out EPW tags. Believes that the detainees drove away approximately 1700 that day. Was not aware of anyone involved with any wrongdoing.

EXHIBIT O ([REDACTED]) (INTERVIEW)

4 July 2003. 1800 - He conducted his screenings upstairs at the division CMOC building while many were held downstairs in the big room. He operated in a different room than THT 24. MPs brought the detainees up and he recalls looking at some paperwork provided by the CMOC personnel from the translators personnel file. There were some pictures and personal info provided by the CMOC S2 team for employee records. He never handled or saw any personal items of the detainees.

EXHIBIT P ([REDACTED]) (INTERVIEW)

July 5, 2003. 1630- When asked if he was involved in the screening during the Tikrit University raid he said he was at the 1BCT holding cell for the daytime only which allowed him to screen the group that came directly from the university. However, he was not on hand for the evening arrival of the translators. I asked him if he ever saw white garbage bags with personal belongings and he said he did not. He admitted that he often has problems with the chain of custody of property and even the "capture tags" needed to be filled out by him on many occasions. [REDACTED] admitted that back then procedures were very lax.

(b)(6)-4
(b)(7)(c)-4

EXHIBIT Q ([REDACTED] INTERVIEW)

6 July, 2003. 1700. Met [REDACTED] at the Division CMOC. He described his day starting with his arrival at the CMOC and being made to wait in the big room on the first floor until called forward to be screened. Nobody took any of his belongings until after the screening. At that point, someone took his Modern Oxford Dictionary English-English and his black day planner and put it in a shopping bag but he does not recall the name of the logo on the bag. He was tagged with Q6 he recalls and that was put on his shirt. He was flex cuffed with hands behind his back and eventually taken with 6 others to a holding cell. Once delivered, his belt, watch, wad of money, and ring were taken and put in an MRE pouch - no receipt was provided to him. He recalls having 330,000 Iraqi Dinar and \$49. The same night he was taken to the first holding cell they were all taken to another holding cell (presumably the division holding cell) where they waited for 5 minutes and then were loaded back up and returned to the first holding cell (presumably the 1BCT cell). He believes there was some confusion by the guards as to who they were because once they were identified as interpreters that seemed to trigger their return back to the first holding cell. The other university professors were already at the division holding cell. Two days later the group was taken back to the division holding cell. They were being yelled at and paper tags were placed on them and in the process a soldier in a brown t-shirt slipped some Iraqi Dinar in his left breast pocket - later identified as 100,000 ID. After being interrogated and found of no value on day 8, he was provided his MRE pouch and released. In the pouch was his watch, belt, and \$20. He was still missing 230,000 ID and \$29. He showed me a wad of ID in his pocket and explained that even 100,000 ID is too thick to put in a wallet so it is carried folded in the pocket. Made perfect sense to me once I saw how thick the "wad" was. He values his dictionary at \$7 and his day planner at \$10 but is certainly upset to have lost all of his contact information, calendar entries, etc. When asked to identify his day planner he said it was black with all the writing on the inside in English. [REDACTED] drove him home early on the morning of his release.

(b)(6)-4
(b)(7)(C)-4

EXHIBIT R ([REDACTED] INTERVIEW)

6 July, 2003. 1730. Describes similar CMOC experience as [REDACTED] with his black notebook put in a bag but nothing else taken until arriving at the first holding cell. There he had his pen, watch, and money (170,000 ID; no wallet) put in an MRE bag - no receipt was provided. He remembers the round trip on the first night to the second holding cell. Two days later they were sent to the second holding cell (division holding cell) again. He recalls a female soldier filling out a small piece of paper and pinning it on his left breast pocket. With his eyes to the ground, he felt someone put something in his left breast pocket which later turned out to be 40,000 ID. Other detainees asked him and the other interpreters to read what it said on their pocket tags and he remembers that it listed personal items like watches and rings. However, when they looked at their own (the interpreter) tags that area was blank. When he left at 0600 on day 8 he was handed an MRE pouch and he recovered his belt and watch but there was no money. He is missing 130,000 ID.



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS 4TH INFANTRY DIVISION (MECHANIZED)
OFFICE OF THE STAFF JUDGE ADVOCATE
FORT HOOD, TX 76544-5000

AFYB-JA-AL

06 September 2003

MEMORANDUM FOR COMMANDER, 4th Infantry Division (Mechanized), Fort Hood, Texas 76544

SUBJECT: AR 15-6 Investigation – Legal Review

1. In accordance with AR 15-6, paragraph 2-3, I have reviewed the AR 15-6 investigation into the 16 August death of an detainee, [REDACTED], detainee [REDACTED]. I make the following determinations:

b6-4
b7c-4

- a. The proceedings comply with the legal requirements.
 - b. Errors in the proceedings, if any, do not have a material adverse effect on any individual's substantial rights.
 - c. Sufficient evidence supports the findings.
 - d. The recommendations are consistent with the findings.
2. The investigation is legally sufficient.
 3. The point of contact is the undersigned, (DNVT) 534-[REDACTED]

(b)(6)-2


[REDACTED]

CPT, JA
Administrative Law Attorney

(b)(6)-2

6353

DEPARTMENT OF THE ARMY
HEADQUARTERS, 3RD BRIGADE COMBAT TEAM
4TH INFANTRY DIVISION (MECHANIZED)
Balad, Iraq

AFZC-FC-BSO

27-Aug-03

MEMORANDUM FOR CHIEF OF STAFF, 4TH INFANTRY DIVISION

SUBJECT: 15-6 Investigation Findings and Recommendations of the death of detainee,

[REDACTED]

b6-4
b7c-4

1. The purpose of this memorandum is to determine the circumstances surrounding the cause death of [REDACTED]

2. Findings:

b6-4
b7c-4

(a) On the 07 Aug 03 A Co, 1/8 IN BN conducted a raid on a house, and detained a suspected arms dealer, [REDACTED] with 38 x AK-47s, 5 SKS, 1 x Tariq pistol, 5 x RPGs, 3 x Enfield rifles, 1 x Dragunov sniper rifle, and 2 x RPG sights. [REDACTED] [REDACTED] processed at the detainment facility on 09 August 2003.

b6-4
b7c-4

b6-4, b7c-4

(b) [REDACTED] served in the Iraqi Army from 1978-1980 as an infantry private.

b6-4, b7c-4

(c) [REDACTED] was 44 years of age.

b6-4, b7c-4

(d) [REDACTED] was held a POW for eight years during the Iran/Iraq War in Iran.

b6-4, b7c-4

(e) [REDACTED] was medically evaluated until 13 August 2003. The results of the screening found the detainee appeared to be nauseous, pale, weak, and unable to keep any food in his stomach. There were no signs of injury or that the detainee was taking any medication. The [REDACTED] a, the medic, gave him IV fluids and planned to follow up the next day. Also [REDACTED] noticed the fact he was being carried by his brothers for role call.

(b)(6)-4 / (b)(7)(C)-4

(f) 15 Aug 03 the detainee was again treated for dehydration and nausea. The medic gave him a liter of Gatorade, rehydration salts, and Mylanta. The medics stated that they would return the following ^{day} for a follow on the detainee.

6354

(g) The detainment facility provides two MREs per day and water from a water buffalo is readily available for the detainees. The detainment facility also allows the detainees to wash off in a shower every two days. The detainment facility, which is a large open hanger, provides adequate airflow and shade for the detainees.

(h) The detainment facility conducts hourly role call for all detainees.

(i) Most of the detainment facility personnel are either CLS, CPR, and some are EMT certified, but there is not a medic permanently on site. The medics from 64th MP BN conduct the medical screening of all the detainees.

(j) The medic does not visit the detainment facility unless requested. The facility also does not have a nonstandard casevac vehicle on site. The medic from 64th MP BN are located on Samara East Airfield within five minutes of the detainment facility.

(k) The investigation shows that on the day of detainee death that all personnel involved reacted well and provided adequate medical assistance during the incident.

(l) The 3/29 FA BN PA and medics visit the detainment facility daily since the incident occurred.

3. Recommendations:

(a) That the medic needs to evaluate detainees no less than 24hrs after arrival at the detainment facility.

(b) Detainees need to be forced to hydrate while in the detainment facility and also the personnel on shift at the detainment facility need to monitor the hydration.

(c) Provide humanitarian assistance meals or food purchased on the local economy which will meet their diet.

(d) A medic needs to be added to the detainment facility team.

4. POC is undersigned at 534- [REDACTED]

b6-2
b7c-2

[REDACTED]
CPT, SC
Brigade AS6

b6-2 / b7c-2



DEPARTMENT OF THE ARMY
HEADQUARTERS TASK FORCE IRONHORSE
TIKRIT, IRAQ

REPLY TO
ATTENTION OF

AFYB-CG

18 August 2003

MEMORANDUM FOR: [REDACTED] HHC 3BCT

SUBJECT: Appointment as a 15-6 Investigating Officer

1. You are hereby appointed an investigating officer pursuant to AR 15-6 and AR 210-7, paragraph 4-3, to conduct an informal investigation into the 16 August death of an Iraqi detainee, [REDACTED]. Specifically, you will determine the facts and circumstances surrounding the cause of death. Additionally, you are to identify any systemic problems that the command can address and correct, if necessary.

b6-4
b7c-4

2. You will use informal procedures under AR 15-6, Chapter 4. You will make specific findings and recommendations on all relevant issues you identify in the course of your investigation. If, during your investigation, you suspect that persons you intend to interview may have violated any provision of the Uniform Code of Military Justice (UCMJ) or any other criminal law, you must advise them of their rights under the UCMJ, Article 31, or the Fifth Amendment, as appropriate. Rights warnings and waivers will be documented on DA Form 3881. All witness statements will be sworn and recorded on DA Form 2823.

3. Before proceeding with the investigation, contact [REDACTED], 4ID DMAIN, OSJA, at 534 [REDACTED] for an initial legal briefing. [REDACTED] will serve as your primary legal advisor.

b6-2

b6-2

b6-2

4. Your report, together with all evidence marked as exhibits, will be submitted to me in memorandum format no later than ten days from the date you receive this memorandum. Submit any requests for delay to me either orally or in writing. You will obtain a written legal review prior to submitting the completed investigation.

FOR THE COMMANDER:

[REDACTED SIGNATURE]

b6-2

/COL, GS
Chief of Staff

6356

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TAB A. Appointment Orders.

TAB B. DA Form 1574 (Report of Proceedings by Investigating Officer).

TAB C. DA Form 2823 (Sworn Statements) and Privacy Act Statement:

- Exhibit A: [REDACTED] Sworn Statement and Privacy Act Statement.
- Exhibit B: [REDACTED] Sworn Statement and Privacy Act Statement.
- Exhibit C: [REDACTED] Sworn Statement and Privacy Act Statement.
- Exhibit D: [REDACTED] Sworn Statement and Privacy Act Statement.
- Exhibit E: [REDACTED] Sworn Statement and Privacy Act Statement.
- Exhibit F: [REDACTED] Sworn Statement and Privacy Act Statement.

b6-4 / b7C-4

TAB E. Detainee Case file from the Detainment Facility.

TAB D. Chronology of Actions Taken During Course of Investigation.

REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS

For use of this form, see AR 15-6; the proponent agency is OTJAG.

IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS

SECTION I - APPOINTMENT

Appointed by Chief of Staff, 4th Infantry Division
(Appointing authority)

on 18 August 2003 (Attach inclosure 1: Letter of appointment or summary of oral appointment data.) (See para 3-15, AR 15-6.)
(Date)

SECTION II - SESSIONS

The (investigation) (board) commenced at Samara East Airfield, Iraq at 0900
(Place) (Time)

on 19 August 2003 (If a formal board met for more than one session, check here : Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.) The following persons (members, respondents, counsel) were present: (After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)

The (investigating officer) (board) finished gathering/hearing evidence at 1730 on 21 August 2003
(Time) (Date)
and completed findings and recommendations at 0900 on 23 August 2003
(Time) (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES

	YES	NO ¹⁾	NA ²⁾
1 Inclosures (para 3-15, AR 15-6)			
Are the following inclosed and numbered consecutively with Roman numerals: (Attached in order listed)			
a. The letter of appointment or a summary of oral appointment data?	X		
b. Copy of notice to respondent, if any? (See item 9, below)			X
c. Other correspondence with respondent or counsel, if any?			X
d. All other written communications to or from the appointing authority?			X
e. Privacy Act Statements (Certificate, if statement provided orally)?	X		
f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?			X
g. Information as to sessions of a formal board not included on page 1 of this report?			X
h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?	X		

FOOTNOTES: ¹⁾ Explain all negative answers on an attached sheet.
²⁾ Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

		YES	NO ¹⁾	NA ²⁾
2	Exhibits (para 3-16, AR 15-6)			
	a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?	X		
	b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	X		
	c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	X		
	d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?	X		
	e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?			X
	f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?			X
	g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?			X
3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?		X	
B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)				
4	At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?			
5	Was a quorum present at every session of the board (para 5-2b, AR 15-6)?			
6	Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
8	If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?			
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)				
9	Notice to respondents (para 5-5, AR 15-6):			
	a. Is the method and date of delivery to the respondent indicated on each letter of notification?			
	b. Was the date of delivery at least five working days prior to the first session of the board?			
	c. Does each letter of notification indicate —			
	(1) the date, hour, and place of the first session of the board concerning that respondent?			
	(2) the matter to be investigated, including specific allegations against the respondent, if any?			
	(3) the respondent's rights with regard to counsel?			
	(4) the name and address of each witness expected to be called by the recorder?			
	(5) the respondent's rights to be present, present evidence, and call witnesses?			
	d. Was the respondent provided a copy of all unclassified documents in the case file?			
	e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
	a. Was he properly notified (para 5-5, AR 15-6)?			
	b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?			
11	Counsel (para 5-6, AR 15-6):			
	a. Was each respondent represented by counsel?			
	Name and business address of counsel:			
	(If counsel is a lawyer, check here <input type="checkbox"/>)			
	b. Was respondent's counsel present at all open sessions of the board relating to that respondent?			
	c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)?			
12	If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
	a. Was the challenge properly denied and by the appropriate officer?			
	b. Did each member successfully challenged cease to participate in the proceedings?			
13	Was the respondent given an opportunity to (para 5-8a, AR 15-6):			
	a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
	b. Examine and object to the introduction of real and documentary evidence, including written statements?			
	c. Object to the testimony of witnesses and cross-examine witnesses other than his own?			
	d. Call witnesses and otherwise introduce evidence?			
	e. Testify as a witness?			
	f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
14	If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15	Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			

FOOTNOTES: 1) Explain all negative answers on an attached sheet.
2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.


		YES	NO	N/A
2	Exhibits (para 3-16, AR 15-6)			
	a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?	X		
	b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	X		
	c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	X		
	d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?	X		
	e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?			X
	f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?			X
	g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?			X
3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?		X	
B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)				
4	At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?			
5	Was a quorum present at every session of the board (para 5-2b, AR 15-6)?			
6	Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
8	If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?			
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	a. Is the method and date of delivery to the respondent indicated on each letter of notification?			
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	c. Does each letter of notification indicate —			
	(1) the date, hour, and place of the first session of the board concerning that respondent?			
	(2) the matter to be investigated, including specific allegations against the respondent, if any?			
	(3) the respondent's rights with regard to counsel?			
	(4) the name and address of each witness expected to be called by the recorder?			
	(5) the respondent's rights to be present, present evidence, and call witnesses?			
	d. Was the respondent provided a copy of all unclassified documents in the case file?			
	e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
	a. Was he properly notified (para 5-5, AR 15-6)?			
	b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?			
11	Counsel (para 5-6, AR 15-6):			
	a. Was each respondent represented by counsel?			
	Name and business address of counsel:			
	(If counsel is a lawyer, check here <input type="checkbox"/>)			
	b. Was respondent's counsel present at all open sessions of the board relating to that respondent?			
	c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)?			
12	If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
	a. Was the challenge properly denied and by the appropriate officer?			
	b. Did each member successfully challenged cease to participate in the proceedings?			
13	Was the respondent given an opportunity to (para 5-8a, AR 15-6):			
	a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
	b. Examine and object to the introduction of real and documentary evidence, including written statements?			
	c. Object to the testimony of witnesses and cross-examine witnesses other than his own?			
	d. Call witnesses and otherwise introduce evidence?			
	e. Testify as a witness?			
	f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
14	If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15	Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			
FOOTNOTES: 1) Explain all negative answers on an attached sheet. 2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.				


6359A

TASK FORCE IRONHORSE
HEADQUARTERS, 3rd BRIGADE COMBAT TEAM
BALAD, IRAQ

DATE: 24 Aug 03

b6-4 / b7C-4

I, , understand that the results of this investigation are releasable under the Privacy Act of 1974 and the Freedom of Information Act. This means that individuals can, upon completing a proper information request, receive a copy of the formal findings of this investigation

Signature 

Name: 

Rank: 

Unit: 647th MP CO

b6-4
b7C-4

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. (If any voting member or the recorder fails to sign here or in Section VII below, indicate the reason in the space where his signature should appear.)

(Recorder)

(Member)

(Member)

[Redacted signature area]

b6-2

(Member)

SECTION VII - MINORITY REPORT (para 3-13, AR 15-6)

To the extent indicated in Inclosure _____, the undersigned do(es) not concur in the findings and recommendations of the board. (In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure.)

(Member)

(Member)

SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)

The findings and recommendations of the (investigating officer) (board) are (approved) (disapproved) (approved with following exceptions/substitutions). (If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure.)

Raymond T. Odierno

RECEIVED

09 SEP 2003

RAYMOND T. ODIERNO
Major General, USA
Commanding

6361

SECTION IV - FINDINGS (para 3-10, AR 15-6)

The (investigating officer) (board), having carefully considered the evidence, finds:
See attached Memorandum

SECTION V - RECOMMENDATIONS (para 3-11, AR 15-6)

In view of the above findings, the (investigating officer) (board) recommends:

6362

Exhibit A

SWORN STATEMENT

For use of this form, see AR 19D-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

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

1. LOCATION: Samarra East Air Field
2. DATE (YYYYMMDD): 2003/08/16
3. TIME: 1448
4. FILE NUMBER:
5. LAST NAME, FIRST NAME, MIDDLE NAME: [Redacted] b6-4/b7c-4
6. SSN: [Redacted] b6-4/b7c-4
7. GRADE/STATUS: [Redacted] b6-4/b7c-4
8. ORGANIZATION OR ADDRESS: 64th MP CO, 720th MP BN, Samarra East Air Field
9. [Redacted] b6-4/b7c-4

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

My platoon has been assigned to duties at the EPW cage now for the past 4 days. EPW [Redacted] has been showing signs and symptoms of dehydration and his body movements are weak. He also has to be escorted and carried by his two brothers every time he needs to go use the latrine outside. Yesterday, 15 Aug 03, [Redacted] stopped by the cage to evaluate some other EPW's and I asked them to evaluate [Redacted]. They evaluated him and said that he was dehydrated and advised to give plenty of water for him to drink. Each EPW is given water at their request daily. He was fed at 1100 hrs yesterday and could not keep his food down, he was vomiting. When my squad was relieved from shift that day, I backbriefed my platoon leader [Redacted] about the same EPW. This morning when my squad came onto shift, the EPW was in the same condition. [Redacted] came by the cage at about 0945 hrs, and I advised him of the EPW again. Then [Redacted] 329 FA BN did a walk through of the cage area at 1015hrs. [Redacted] advised [Redacted] of the EPW and his condition. [Redacted] took his tag number and name, then he left. At approximately 1200hrs, during a hourly headcount, the two brothers said that something was wrong with him again. We then called Guardian Main to have a medic on scene. At 1222, [Redacted] arrived and started evaluating him with the help of [Redacted]. [Redacted] tried giving an IV to the EPW, but could not get one started. We had one of the other EPW's who spoke a little bit of english to ask what was wrong with him, but he could barely speak or be understood. He also started to breath heavily. Around 1300 we notified Guardian Main that [Redacted] said to have a PA sent immediately. At 1320 [Redacted] and [Redacted] start to perform CPR on the EPW, I notified Guardian Main to have Pacesetter expidite. Approximately 1330 [Redacted] and [Redacted], 64th medics, also arrived and took over CPR. At 1333 an ambulance from Pacesetter finally arrived and transported EPW [Redacted] to BN Aid station.///End of Statement/[Redacted]

b6-4/b7c-4

b6-4/b7c-4

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: [Redacted]
PAGE 1 OF _____ PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

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

6303

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

AFFIDAVIT

I, [REDACTED] ^{b6-4 / b7c-4}, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[REDACTED] ^{b6-4 / b7c-4}
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16th day of August, 2003 at Samarra East Air Field

[REDACTED] ^{b6-2}
(Signature of Person Administering Oath)

[REDACTED] ^{b6-2}
(Typed Name of Person Administering Oath)

ART 136 (b) (4) UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[REDACTED] ^{b6-4 / b7c-4} PAGE _____ OF _____ PAGES

Exhibit B

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION Samarra East Airfield, Iraq	2. DATE (YYYYMMDD) 2003/08/16	3. TIME 1756hrs	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b6-4 b7C-4	6. SSN [REDACTED] b6-4 b7C-4	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION OR ADDRESS 64th Military Police Company, Samarra East Airfield, Iraq			

9. [REDACTED] b6-4 b7C-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I receive a report from [REDACTED] at approximately 1305 that the EPW Cage was requesting a medic but did not know the cause. I called the EPW Cage for further information on the reason for call and was informed that there was a detainee complaining of feeling weak, and not having been to the bathroom to urinate or defecate for the last 24 hours. Informed [REDACTED] to attend the call at approximately 1308. At approximately, 1330, overheard a request for Pacesetter Medic to attend the detainee at the camp because he had "Stop Breathing". At first break in communication, verified with EPW Cage, status as to what was happening at the cage and was told the [REDACTED] was attempting CardioPulmonary Resuscitation (CPR) on the Detainee. Me and [REDACTED] then went to the Cage, upon arrival, [REDACTED] was attempting CPR. Verified that the patient had no pulse or was breathing. Introduced a J-Tube into the patient's airway to secure airway and hold tongue in place. Relieved [REDACTED] performing Chest compression while [REDACTED] relieved [REDACTED] from performing rescue breathing. After performing CPR for approximately 5 minutes, directed [REDACTED] to prepare our M998 to transport patient to Aid Station. At that time, the ambulance from the aid station arrived. We continued CPR while the ambulance was readied to transport patient. Patient was transported to Aid Station from EPW Cage at approximately 1345 under supervision of [REDACTED].

-----End of Statement-----

b6-4
b7C-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b6-4 b7C-4	PAGE 1 OF 2 PAGES
-------------	--	-------------------

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

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

6305

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

Not USED

AFFIDAVIT

_____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE _____ AND ENDS ON PAGE _____. 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.

*b6-4
b7C-4*

(Signature of Person Making Statement)

*b6-4
b7C-4*

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16 day of August, 2003 at Samarra East Airfield, Iraq

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

b6-2

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

b6-2

Article 13(55) 4 ucmj
(Authority To Administer Oaths)


INITIALS OF PERSON MAKING STATEMENT

b6-4/b7C-4

PAGE 7 OF 2 PAGES

TASK FORCE IRONHORSE
HEADQUARTERS, 3rd BRIGADE COMBAT TEAM
BALAD, IRAQ

DATE:

I,  ^{b6-4}_{b7C-4}, understand that the results of this investigation are releasable under the Privacy Act of 1974 and the Freedom of Information Act. This means that individuals can, upon completing a proper information request, receive a copy of the formal findings of this investigation


Signature ^{b6-4}_{b7C-4}

Name:  ^{b6-4}_{b7C-4}

Rank: 

Unit: *604th MP Co*

Exhibit C

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION: Samarra East Air Field, Iraq
2. DATE (YYYYMMDD): 2003/08/16
3. TIME: 1743hrs
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [redacted] b6-4 / b7c-4
6. SSN: b6-4 / b7c-4
7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS: 64th Military Police Company, Samarra East Air Field, Iraq

9. [redacted] b6-4 / b7c-4 WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

[redacted] instructed me to go down to the epw camp to check one of the epw's out who was complaining of feeling sick. I headed down there at around 1325 hrs. I set up the litter with litter stands to better treat the individual. I recognized this patient from yesterday when I evaluated him for nausea. Yesterday I gave him my personal cold one liter gatorade and instructed him to drink it and I also gave him rehydration salts and some mylanta. I advised him he needed to eat some food and also to drink the rehydration salts and if he wasn't better by tomorrow I would come see him again. The patient had no temperature and appeared weak as if he hadn't been eating. *Almost every epw looks sick there too. The rehydration salts appeared to work for the others or if not we'd give them I.V. So today his two friends which one was his brother two man carried him upon the litter. Just from looking at him he appeared weak and sick. I immediately tried to initiate an IV to get some fluids in him. I was unable to do so. I tried taking his blood pressure and pulse and couldn't feel a pulse neither on the carotid or the radial. The patient was cold to touch and had poor circulation because he had no capillary refill. The patient was conscious and responding well. The patient was breathing and talking to us. But his speech was a little slurred but I was trying to get his pertinent past history of medical history and background. His brother said he hadn't ate anything in eight days. Whenever he tried to eat or drink anything he would vomit it all out. The epw who was helping with the translating told me that the patient had never been to a hospital before for anything and has been perfectly healthy up to this point. I specifically asked for any heart or lung conditions and they told me no. [redacted] told me they tried to give him some milk yesterday but he threw that up too. At no point did the patient complain of chest pain. When I asked him he said he only had pain in his stomach. After checking his pupils for constriction which they did not constrict when I shined the light in his eyes; I decided that I need the Physician's Assistant at Pacesetter TOC, [redacted] to come evaluate this patient. At my skill level there was nothing more I could do for him. I recognized the signs and called for the P.A. After 20 minutes of waiting I called back and spoke with Pacesetter P.A. and told them I could not feel a pulse, I couldn't get a blood pressure reading and I couldn't get an I.V. started. They instructed me to bring this patient to them instead of them coming down to the epw cage. As soon as I got back to the patient I tried taking his temperature. When the thermometer was in his mouth I noticed the patient stopped breathing. [redacted] and myself started CPR on the patient. We performed CPR for approximately ten to fifteen minutes and [redacted] arrived at the scene and took over CPR. Then three to five minutes later the Pacesetter ambulance arrived. [redacted] arrived with his soldiers totally unprepared for a respiratory or cardiac problem. We resumed CPR and after two more minutes we packaged the patient up and transported him to the Pacesetter Aid Station. There he was put on a monitor. They shocked him with the paddles and intubated him. No one at the Aid Station was able to initiate an I.V. either. The P.A. was doing everything he could then. They were unable to revive the patient. When I called for the P.A. the first time it was because I knew this was a serious issue and out of my scope of practice. I was dissapointed when they had told me that I had to bring the patient to them because the patient was in need of advanced care and I had done everything I could before I called them. After they knew the patient wasn't coming back to life the P.A. was asking anyone who never had experience shocking, performing cpr or bagging a human patient to step up and practice.////End of Statement.//// [redacted]

b6-4
b7c-4

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: [redacted] b6-4 / b7c-4
PAGE 1 OF 2 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [redacted] TAKEN AT [redacted] DATED [redacted]"
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF _____

TAKEN AT _____

DATED _____

9. STATEMENT (Continued)

NOT USED

b6-4 / b7c-4

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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]

b6-4 / b7c-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 16 day of August, 2003 at EAST SAMARRA Airfield, Iraq

[REDACTED]

b6-2

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[REDACTED]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Article 136(B) 4 UCMJ
(Authority To Administer Oaths)


INITIALS OF PERSON MAKING STATEMENT


[REDACTED] b6-4 / b7c-4

PAGE 2 OF 2 PAGES

TASK FORCE IRONHORSE
HEADQUARTERS, 3rd BRIGADE COMBAT TEAM
BALAD, IRAQ

DATE: 24/8/03

I,  ^{b6-4/ b7C-4}, understand that the results of this investigation are releasable under the Privacy Act of 1974 and the Freedom of Information Act. This means that individuals can, upon completing a proper information request, receive a copy of the formal findings of this investigation

Signature  ^{b6-4/ b7C-4}

Name: 

Rank: 

Unit: 64TH MP CO

Exhibit D

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION Samarra East Airfield, Iraq	2. DATE (YYYYMMDD) 2003/08/17	3. TIME 1200hrs	4. FILE NUMBER b6-4 / b7c-4
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]	6. SSN [REDACTED]	7. GRADE/STATUS [REDACTED]	b6-4 / b7c-4
8. ORGANIZATION OR ADDRESS 64th Military Police Company Samarra East Airfield, Iraq			
9. [REDACTED]			

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 15 August 2003, [REDACTED] and I went to the EPW Cage to treat patients complaining of vomiting, stomach cramps, and being unable to have a bowel movement for a few days. A certain detainee was given [REDACTED] personal cold gatorade and some Maalox to help his stomach. This detainee is the same one who passed on 16 August 2003 at 1406. On 15 August 2003 is the first time I had seen the detainee sick and dehydrated. We did not get any complaints from him before. On 16 August 2003 [REDACTED] and I came to the EPW Cage at a little past 1300 after listening to the radio that there was a detainee that was not breathing and one of our fellow medics needed assistance. We came up on the scene and saw [REDACTED] administering chest compressions and [REDACTED] administering the breaths. We asked questions about the situation and then [REDACTED] took over with the chest compressions and I took over with administering the breaths. About ten minutes later the ambulance showed up and the patient was loaded onto the ambulance and taken to the Aidstation where he received further treatment. All the medics assisted the PA as they could until the detainee was pronounced dead at 1406. [REDACTED]

[REDACTED]

b6-4
b7c-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF [REDACTED] TAKEN AT [REDACTED] DATED [REDACTED]"
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF

[REDACTED]

TAKEN AT

1200hrs

DATED

2003/08/17

9. STATEMENT (Continued)

b6-4 / b7c-4

[REDACTED]

AFFIDAVIT

b6-4 / b7c-4

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

[REDACTED]

b6-4 / b7c-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 17 day of August 2003 at Samarra East Airfield, Iraq

[REDACTED]

b6-2

(Signature of Person Administering Oath)

[REDACTED]

b6-2

(Typed Name of Person Administering Oath)

Article 136b (4) UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT


[REDACTED]

b6-4 / b7c-4


PAGE 2 OF 2 PAGES

TASK FORCE IRONHORSE
HEADQUARTERS, 3rd BRIGADE COMBAT TEAM
BALAD, IRAQ

DATE: 24 August 2003

I,  understand that the results of this investigation are releasable under the Privacy Act of 1974 and the Freedom of Information Act. This means that individuals can, upon completing a proper information request, receive a copy of the formal findings of this investigation

b6-4
b7c-4

Signature: 

b6-4 | b7c-4

Name: 

Rank: 

Unit: 64th MP CO

b6-4 | b7c-4

Edith E

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION <i>Samarra East, IRAQ</i>	2. DATE (YYYYMMDD) <i>20030816</i>	3. TIME <i>2110</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] <i>b6-4 b7C-4</i>	6. SSN [REDACTED] <i>b6-4 b7C-4</i>	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION OR ADDRESS <i>MHB 3-29 FA, Samarra, IRAQ</i>			

9. I, [REDACTED] *b6-4 b7C-4*, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
 On ^{BWS} 16 Aug 03, a call came across the Battalion net from the 64th MP medics of a detainee not being able to hold down food, use the latrine and could not get a IV started. I relayed the call to [REDACTED] *b6-4 b7C-4* who instructed me to have the detainee brought up to the BAs by non standard means. After Samrauts from the time the initial call came in, which was 1310, another call came in from the MP's TOC requesting an ambulance. We inquired on the status change of patient and was told he had stopped breathing. I told the soldiers in the aid station, along with [REDACTED] *b6-4 b7C-4*, to prepare the Ambulance. Time to prepare ambulance took 3 minutes prior to rolling out the gate. It took approximately 5 minutes to reach the detainee cell. Upon arrival, I exited the ambulance and noticed the medics doing CPR on the detainee. After checking for a pulse when compressions were complete, the MP's started up compression. I then told my medics to turn the

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] <i>b6-4 b7C-4</i>	PAGE 1 OF <u>4</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT _____ DATED _____
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

Ambulance arrived to help speed up the evacuation took 2 minutes. Once the ambulance was ready told the MP medics to stop CPR and transferred patient to the ambulance. Time elapsed, 1 minute. The medics secured the patient in the ambulance and started CPR enroute to the BAS. I made a call on the radio to the BAS and explained the status of patient and an ETA of 3 minutes to arrival. Once I got to the BAS, patient was transferred to the trauma table where we worked on him for 22 minutes and was pronounced dead at 1406. Nothing follows —

[Redacted]

b6-4
b7C-4

INITIALS OF PERSON MAKING STATEMENT

[Redacted]

b6-4 / b7C-4

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME 6. SSN 7. GRADE/STATUS
8. ORGANIZATION OR ADDRESS

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
[Redacted area with handwritten notes: b6-4, b7C-4]

10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT
b6-4 / b7C-4 [Redacted] PAGE 1 OF _____ PAGES

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

STATEMENT OF _____ TAKEN AT _____ DATED _____

9. STATEMENT (Continued)

[Large diagonal line across the page, indicating a redacted or unused section]

[Redacted area] b6-4
b7C-4

AFFIDAVIT

I, [Redacted] b6-4 / b7C-4, 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] b6-4
b7C-4
(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)


(Authority To Administer Oaths)


INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

TASK FORCE IRONHORSE
HEADQUARTERS, 3rd BRIGADE COMBAT TEAM
BALAD, IRAQ

DATE: 24 Aug 03

I,  <sup>b6-4
b7c-4</sup>, understand that the results of this investigation are releasable under the Privacy Act of 1974 and the Freedom of Information Act. This means that individuals can, upon completing a proper information request, receive a copy of the formal findings of this investigation

Signature 

Name: 

Rank: 

Unit: AH3 3-29 FA

b6-4
b7c-4

Edited F

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION 3/29 BAS FA Semmre East	2. DATE (YYYYMMDD) 2003 03 16	3. TIME 1940	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b6-4 b7C-4	6. SSN [REDACTED] b6-4 b7C-4	7. GRADE/STATUS [REDACTED]	
8. ORGANIZATION OR ADDRESS 3/29 FA TUSL force para soldier			

9. [REDACTED] b6-4 b7C-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Today 16 Aug 03 at approximately 13:00 our medical section was notified via FM radio command frog that a detainee had pass out and had stopped breathing. [REDACTED] request that we dispatch our medical team to come pick up the b6-4 fallen detainee. Our ambulance left 2:30 see later. [REDACTED] b7C-4 b6-4 b7C-4 were the ambulance team. The detainee arrived back here at the BAS approximately 15 min later in full cardiac arrest. We performed medical treatment under advance cardiac life support guide lines for 51 min and were unable to revitalize patient. I call time of death at 14:06 and notified the TOC. Nothing else follows

[REDACTED] b6-4 b7C-4

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] b6-4 b7C-4	PAGE 1 OF 1 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"		
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.		

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

STATEMENT OF

[REDACTED]

TAKEN AT

3/29 BAS

DATED

2003-08-16

b6-4 / b7C-4

9. STATEMENT (Continued)

[REDACTED]

b6-4
b7C-4

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

b6-4 / b7C-4

PAGE 1 OF 2 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION: 329 BAS
2. DATE (YYYYMMDD): 2003 08 16
3. TIME: 1940
4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED]
6. SSN: [REDACTED]
7. GRADE/STATUS: [REDACTED]
8. ORGANIZATION OR ADDRESS: [REDACTED]

9. I, _____, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED]
PAGE 1 OF 3 PAGES

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

STATEMENT OF



TAKEN AT

3/29 BAS


DATED


2003-08-16

9. STATEMENT (Continued)

b6-4
b7c-4

AFFIDAVIT

I,  ^{b6-4}_{b7c-4}, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. 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.

 ^{b6-4}_{b7c-4}
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this _____ day of _____ at _____

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)


(Authority To Administer Oaths)




INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

TASK FORCE IRONHORSE
HEADQUARTERS, 3rd BRIGADE COMBAT TEAM
BALAD, IRAQ

DATE: 24 Aug 2003

I,  ^{b6-4}_{b7c-4}, understand that the results of this investigation are releasable under the Privacy Act of 1974 and the Freedom of Information Act. This means that individuals can, upon completing a proper information request, receive a copy of the formal findings of this investigation

Signature  ^{b6-4}_{b7c-4}
Name: 
Rank: 
Unit: 3/29 FA

Chronology of Actions Taken During Course of Investigation

18 Aug 03: [REDACTED] ^{b6-2} notified of the appointment of 15-6 investigating officer.

19 Aug 03: I notified 3/29 FA that I would be traveling to SEAF to conduct investigation on the 20 Aug 03 and coordinated for escort support from 3 BCT.

20 Aug 03: I start the investigation at SEAF. I received the case file of the detainee and the sworn statements from all the individuals involved in the incident. I reviewed all the information given to me then I visited the detainment facility to receive an overview of the detainment facility operation and to speak with the [REDACTED] about the incident.

b6-4
b7c-4

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION: 3 BCT DETENTION CENTER, SEAF, IRAQ
2. DATE (YYYYMMDD)
3. TIME
4. FILE NUMBER: N/A

5. LAST NAME, FIRST NAME, MIDDLE NAME: [REDACTED] b6-2 b7c-2
6. SSN: [REDACTED] b6-2 b7c-2
7. GRADE/STATUS: [REDACTED]

8. ORGANIZATION OR ADDRESS: HHB, 3-29 FA, UNIT 92616, APO AE 09323-2616 (SAMARRA EAST AIR FIELD, IRAQ)

9. I, [REDACTED] b6-2 b7c-2, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ALL WEAPONS AND MILITARY EQUIPMENT SEIZED IN CONJUNCTION WITH THE DETENTION OF THIS INDIVIDUAL HAVE BEEN TURNED-IN TO THE APPREHENDING UNIT'S HEADQUARTERS AND WILL BE TURNED IN TO 3BCT FOR THE PURPOSE OF RE-ARMING LEGITIMATE IRAQI POLICE AND MILITARY FORCES.

[Large area with a large 'X' drawn across it, indicating a statement that has been voided or is otherwise invalid. Includes handwritten notations: b6-2 b7c-2 in multiple locations.]

10. EXHIBIT: N/A
11. INITIALS OF PERSON MAKING STATEMENT: [REDACTED] b6-2 b7c-2
PAGE 1 OF 1 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

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

6385

STATEMENT OF

[REDACTED]

TAKEN AT

SEAF

DATED

2003/08/05

9. STATEMENT (Continued)

b6-2
b7c-2

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 1. 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)

b6-2
b7c-2

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 5TH day of AUGUST, 2003 at SAMARRA EAST AIR FIELD, IRAQ

[REDACTED]
(Signature of Person Administering Oath)

N/A
(Typed Name of Person Administering Oath)

N/A
(Authority To Administer Oaths)

[REDACTED] b6-2
[REDACTED] b7c-2

ORGANIZATION OR ADDRESS

3 BCT DETENTION CENTER
SAMARRA EAST AIR FIELD, IRAQ

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 1 PAGES

0386

BATES PAGES 6387 – 6546 HAVE BEEN REMOVED.

(AR 15-6 Investigations – 4th Infantry Division)

RELEASABILITY DETERMINATION TO BE MADE
AT A LATER DATE.



DEPARTMENT OF THE ARMY
HEADQUARTERS TASK FORCE IRONHORSE
OFFICE OF THE STAFF JUDGE ADVOCATE
TIKRIT, IRAQ

REPLY TO
ATTENTION OF:

AFYB-JA-AL

26 February 2004

MEMORANDUM FOR Commander, Task Force Ironhorse, Tikrit, Iraq

SUBJECT: AR 15-6 Investigation Legal Review

1. In accordance with AR 15-6, paragraph 2-3, I have reviewed the AR 15-6 investigation into the circumstances surrounding the death of a detainee on 08 February 2004. I make the following determinations:

- a. The proceedings comply with the legal requirements.
 - b. Errors in the proceedings, if any, do not have a material adverse effect on any individual's substantial rights.
 - c. Sufficient evidence supports the findings.
 - d. The recommendations are consistent with the findings.
2. The investigation is legally sufficient.
3. The point of contact is the undersigned at (DNVT) [REDACTED]


[REDACTED]
CPT, JA
Chief, Administrative Law

b6-2
b7c-2

6547



DEPARTMENT OF THE ARMY
HEADQUARTERS, 4TH INFANTRY DIVISION (MECHANIZED)
TIKRIT, IRAQ, APO, AE 09323

REPLY TO
ATTENTION OF:

AFYB-SG

2 March 2004

MEMORANDUM for SJA, 4th Infantry Division (Mech).

SUBJECT: AR 15-6 Investigation of the death detainee # [REDACTED] (b)6-4

After reviewing the findings, and statements from this investigation, I make the following recommendations:

1. A Doctor or PA should review all intake medical screenings, and sign/date the form as reviewed. They will personally examine detainees as indicated, based on the results of the screening form. This review will occur after each transfer of an EPW as well as after the initial intake.
2. A Doctor or PA should conduct weekly rounds with MP medics.
3. The intake medical assessment must be reviewed and updated by the medic at the accepting facility. The reviewer will sign and date the updated form. All assessments will then be delivered to the supervising doctor or PA for their review.

4. [REDACTED]

[REDACTED]

[REDACTED]

b(5)-3
deliberate
process

6. POC of this memorandum is the undersigned at [REDACTED] or b64 b7c4
[REDACTED] b64 b7c4

[REDACTED] b64-b7c4

Taskforce Ironhorse Surgeon

REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS

For use of this form, see AR 15-6; the proponent agency is OTJAG.

IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM, ATTACH ADDITIONAL SHEETS

SECTION I - APPOINTMENT

Appointed by Commanding General
(Appointing authority)

on 8 FEB 04 (Date) (Attach inclosure 1: Letter of appointment or summary of oral appointment data.) (See para 3-15, AR 15-6.)

SECTION II - SESSIONS

The (investigation) (board) commenced at FOB IRONHORSE at 1200
(Place) (Time)

on _____ (Date) (If a formal board met for more than one session, check here . Indicate in an inclosure the time each session began and ended, the place, persons present and absent, and explanation of absences, if any.) The following persons (members, respondents, counsel) were present: (After each name, indicate capacity, e.g., President, Recorder, Member, Legal Advisor.)

The following persons (members, respondents, counsel) were absent: (Include brief explanation of each absence.) (See paras 5-2 and 5-8a, AR 15-6.)

The (investigating officer) (board) finished gathering/hearing evidence at 1536 on 26 FEB 04
(Time) (Date)
and completed findings and recommendations at _____ on _____
(Time) (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES

	YES	NO ^{1/}	NA ^{2/}
1 Inclosures (para 3-15, AR 15-6)			
Are the following inclosed and numbered consecutively with Roman numerals: (Attached in order listed)			
a. The letter of appointment or a summary of oral appointment data?			
b. Copy of notice to respondent, if any? (See item 9, below)			
c. Other correspondence with respondent or counsel, if any?			X
d. All other written communications to or from the appointing authority?			X
e. Privacy Act Statements (Certificate, if statement provided orally)?			
f. Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g., absence of material witnesses)?			X
g. Information as to sessions of a formal board not included on page 1 of this report?			X
h. Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?			X

FOOTNOTES: ^{1/} Explain all negative answers on an attached sheet.
^{2/} Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. (If any voting member or the recorder fails to sign here or in Section VII below, indicate the reason in the space where his signature should appear.)

664 67c4

(Recorder)

(Member)

(Member)

[Redacted signature area]

664 67c4

(Member)

(Member)

SECTION VII - MINORITY REPORT (para 3-13, AR 15-6)

To the extent indicated in Inclosure _____, the undersigned do(es) not concur in the findings and recommendations of the board. (In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure.)

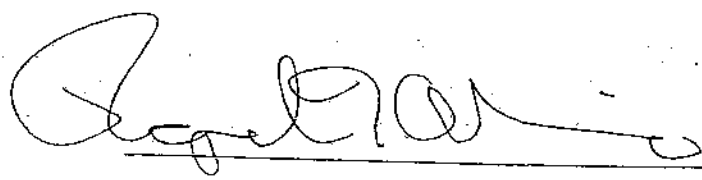
(Member)

(Member)

SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)

The findings and recommendations of the (investigating officer) (board) are (approved) (disapproved) (approved with following exceptions/ substitutions). (If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure.)

1. A doctor or physician's assistant should review all intake medical screenings, and sign/date the form as reviewed. They will personally examine detainees as indicated, based on the results of the screening form. This review will occur after each transfer of a detainee as well as after the initial intake.
2. A doctor or physician's assistant should conduct weekly rounds with military police medics.
3. The intake medical assessment must be reviewed and updated by the medic at the accepting facility. The reviewer will sign and date the updated form. All assessments will then be delivered to the supervising doctor or physician's assistant for review.



RAYMOND T. ODIERNO
Major General, USA
Commanding

07 MAR 2004

6550

MEMO FOR RECORD – EVIDENCE

On 04 Feb 2004, it was noticed by shift change that detainee # [REDACTED] ^{(b)6-4} was not moving. (exhibit G) After the medic summoned the physician on call, [REDACTED] ^{664 67c4} the EPW was pronounced dead at 0730. (exhibit G) Prior to pronouncing the detainee, [REDACTED] had never seen, treated or been called to render advice on the patient. (exhibit D) ^{664 67c4}

Prior to arrival at FOB Ironhorse, the detainee was processed at Brassfield Move FOB. (exhibit F) An intake physical done at that time by [REDACTED] ^{664 67c4} recorded that the patient had diabetes and anemia, as well as left kidney failure. The diabetes notation was crossed off without explanation. (exhibit F) Of particular importance, it was noted that the detainee was urinating only 1 oz. daily. (exhibit F)

The detainee was transported to Ironhorse on 5 Feb 2004. At the time of reception, the detainee was noted to be frail appearing, weak, and required assistance in dismounting the vehicle. (exhibit C) During the incarceration, the detainee had two episodes of fainting or near fainting, one resulting in injury requiring wound care. In addition, he was so weak that he required assistance in holding his head up for the photo ID. (exhibit C)

^{664 67c4} On the morning of 7 Feb 2004, the detainee was seen by the MP medic, [REDACTED]. He stated that through an interpreter, the detainee reported painful urination. No action was taken by the medic. (exhibit E)

^{664 67c4} On the morning of 8 Feb 2004, [REDACTED] ^{664 67c4} and [REDACTED] ^{664 67c4} were summoned to the detainee's area because he was not moving. [REDACTED] ^{664-67c4} check the detainee's pulse and also noted that he was cold. (exhibit B) The detainee was last seen alive during the evening coffee and soup administration. (exhibit A) Prior to the detainee's demise, the patient was not interrogated at FOB Ironhorse. (exhibit B)

FINDINGS:

1. The medic at FOB Ironhorse failed to recognize the seriousness of the detainee's condition, did not read the intake physical and failed to contact appropriate medical personnel for guidance and treatment.
2. The medic at FOB Brassfield MAY not have recognized the seriousness of the detainee's condition and may not have sought appropriate medical advice.
3. The medic at FOB Ironhorse appeared not to be aware of the detainee's medical conditions and it appears that the intake sheet was not available to the medic.

4. Although in hindsight, officer personnel at the detention center were aware of the frail nature of the detainee, it appears that this was not communicated to the medic.

MEMO FOR RECORD – RECOMMENDATIONS

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b-5-1

		YES	NO	N/A
2	Exhibits (para 3-16, AR 15-6)			
	a. Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?			X
	b. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?			X
	c. Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	X		
	d. Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?		X	
	e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?		X	
	f. Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?			X
	g. If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?			X
3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?			X
B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)				
4	At the initial session, did the recorder read, or determine that all participants had read, the letter of appointment (para 5-5b, AR 15-6)?			
5	Was a quorum present at every session of the board (para 5-2b, AR 15-6)?			
6	Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
8	If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d, AR 15-6)?			
C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)				
9	Notice to respondents (para 5-5, AR 15-6):			
	a. Is the method and date of delivery to the respondent indicated on each letter of notification?			
	b. Was the date of delivery at least five working days prior to the first session of the board?			
	c. Does each letter of notification indicate --			
	(1) the date, hour, and place of the first session of the board concerning that respondent?			
	(2) the matter to be investigated, including specific allegations against the respondent, if any?			
	(3) the respondent's rights with regard to counsel?			
	(4) the name and address of each witness expected to be called by the recorder?			
	(5) the respondent's rights to be present, present evidence, and call witnesses?			
	d. Was the respondent provided a copy of all unclassified documents in the case file?			
	e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
	a. Was he properly notified (para 5-5, AR 15-6)?			
	b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-6)?			
11	Counsel (para 5-6, AR 15-6):			
	a. Was each respondent represented by counsel?			
	Name and business address of counsel:			
	(If counsel is a lawyer, check here <input type="checkbox"/>)			
	b. Was respondent's counsel present at all open sessions of the board relating to that respondent?			
	c. If military counsel was requested but not made available, is a copy (or, if oral, a summary) of the request and the action taken on it included in the report (para 5-6b, AR 15-6)?			
12	If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
	a. Was the challenge properly denied and by the appropriate officer?			
	b. Did each member successfully challenged cease to participate in the proceedings?			
13	Was the respondent given an opportunity to (para 5-8a, AR 15-6):			
	a. Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
	b. Examine and object to the introduction of real and documentary evidence, including written statements?			
	c. Object to the testimony of witnesses and cross-examine witnesses other than his own?			
	d. Call witnesses and otherwise introduce evidence?			
	e. Testify as a witness?			
	f. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
14	If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15	Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			

FOOTNOTES: 1) Explain all negative answers on an attached sheet.
 2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

SECTION IV - FINDINGS (para 3-10, AR 15-6)

The (investigating officer) (board), having carefully considered the evidence, finds:

SEE ATTACHED MEMO

SECTION V - RECOMMENDATIONS (para 3-11, AR 15-6)

In view of the above findings, the (investigating officer) (board) recommends:

SEE ATTACHED MEMO

6555

USAPA VI-20

1. A doctor or physician's assistant should review all intake medical screenings, and sign/date the form as reviewed. They will personally examine detainees as indicated, based on the results of the screening form. This review will occur after each transfer of a detainee as well as after the initial intake.
2. A doctor or physician's assistant should conduct weekly rounds with military police medics.
3. The intake medical assessment must be reviewed and updated by the medic at the accepting facility. The reviewer will sign and date the updated form. All assessments will then be delivered to the supervising doctor or physician's assistant for review.

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

PRIVACY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
LEGAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
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. POSITION <i>TASK Force Inhibase</i>	2. DATE (YYYYMMDD) <i>20040219</i>	3. TIME <i>10 30</i>	4. FILE NUMBER
5. NAME, FIRST NAME, MIDDLE NAME [REDACTED] <i>b64 b7c4</i>	6. SSN [REDACTED] <i>b64 b7c4</i>	7. GRADE/STATUS [REDACTED] <i>b64 b7c4</i>	
8. ORGANIZATION OR ADDRESS [REDACTED] <i>b64 b7c4</i>			
9. [REDACTED] <i>b64 b7c4</i> , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:			

I went on shift at 1900 hrs I got off that morning at 0700 hrs. During night shift the only thing that happened was the soup and coffee distribution to the detainees around 2000 hrs. Shift was running very smoothly that night until the morning. Shift change was at 0700hrs. The on coming shift did a head count of detainees and one detainee didn't come out of his room during the count. A soldier from the on coming shift went to check on the detainee. The soldier came out of the room and said to me, "I think he has passed." At that time the NCO's went inside the cage to confirm that the detainee passed. At that time I was told to stand by and pull security while they went to notify higher of the situation. When they returned they said I could proceed to my living quarters.

EXHIBIT <i>A</i>	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] <i>b64 b7c4</i>	PAGE 1 OF <i>2</i> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED *19 Feb 04*

6557

MENT OF

[REDACTED]

664 6704

TAKEN AT

FBI IRVINGHOUSE

DATED

19 Feb 04

STATEMENT (Continued)

NOTHING FOLLOWS

[Large diagonal line indicating no further text]

664 6704 AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE [REDACTED] AND ENDS ON PAGE [REDACTED]. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE TO 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]

664 6704

NECESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19 day of Feb, 2004 at FBI IRVINGHOUSE

ORGANIZATION OR ADDRESS

[REDACTED SIGNATURE]

664 6704

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

6558

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

PRIVACY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
LEGAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
KEY 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. NAME (LAST, FIRST, MIDDLE)	2. DATE (YYYYMMDD)	3. TIME (24H)	4. FILE NUMBER
FOB JAN HOUSE	20040219	10:52	
5. SSN	6. GRADE/STATUS		
b64 b7c4	b64 b7c4	b64 b7c4	
7. GRADE/STATUS			
b64 b7c4	b64 b7c4		

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH b64 b7c4

ON 8 FEB 04 at approx 0900 hrs. [redacted] called [redacted] and myself to come into Room #3 to see something. When myself got into the room PN# [redacted] b64 b7c4 was lying there not [redacted] b64 b7c4. His pulse. He was cold and didn't have a pulse. I told [redacted] b64 b7c4 that he was dead till we needed to get a medic out [redacted] b64 b7c4. [redacted] b64 b7c4 went up to ops to notify [redacted] b64 b7c4. [redacted] b64 b7c4 was not. I investigated the night before. The soup was given out to all personnel that wanted it the night before. END OF STATEMENT III [redacted] b64 b7c4

b64
b7c4
b64
b7c4

b64 b7c4

8. SIGNATURE	9. TITLE OF PERSON MAKING STATEMENT	PAGE 1 OF	2 PAGES
[redacted]	[redacted]		
TOTAL PAGES MUST CONTAIN THE HEADING STATEMENT OF		TAKEN AT [redacted] DATED 19 FEB 04	

6559

664 6704

MENT OF

[REDACTED]

TAKEN AT

FBI IRVING

DATED

19 Feb 04

STATEMENT (Continued)

NO OTHER FOLLOWS

[Large diagonal line crossing out the main body of the page]

664 6704

AFFIDAVIT

[REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE
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

664 6704

[REDACTED Signature]

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to
administer oaths, this 19 day of FEBRUARY, 2004
at FBI IRVING

[REDACTED]

[REDACTED Signature]

664 6704

ORGANIZATION OR ADDRESS

[REDACTED Signature]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

[REDACTED]

664 6704

2 2

6560

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

PRIVACY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
LEGAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
OTHER 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.

Form with fields: 1. NAME, 2. DATE (YYYYMMDD), 3. TIME, 4. FILE NUMBER, 5. GRADE/STATUS, 6. SSN, 7. GRADE/STATUS. Includes handwritten redactions and the number 664 67c4.

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

ON OR ABOUT 8 FEB 2004 I RECEIVED DETAINEE [REDACTED] FROM 3BCT. MY INITIAL CONTACT WITH THIS DETAINEE WAS WHEN HE WAS FIRST PULLED OFF OF THE LMTV HE WAS TRANSPORTED IN. HE WAS VERY FRAIL AND NEEDED ASSISTANCE DISMOUNTING THE VEHICLE. WHILE IN PROCESSING THE DETAINEE COULD NOT HOLD HIS HEAD UP ENOUGH IN ORDER FOR US TO TAKE HIS PICTURE SO ANOTHER MP HAD TO ASSIST HIM. HIS WRISTS WERE SO SMALL THAT HE COULD SLIDE THE HANDCUFFS OFF WITH EASE. DUE TO HIS FRAIL STATE WE DID NOT REQUIRE HIM TO COME OUT OF HIS ROOM FOR HEAD COUNT; AN MP WOULD GO IN TO ENSURE HE WAS STILL ACCOUNTED FOR, THERE WERE TIMES (2 TO BE EXACT) THAT THE DETAINEE FELL OUT OF THE LATRINE AND INJURED HIMSELF (MEDIC TREATED THE CUT ON HIS NOSE AS A RESULT OF THE FALL). ON THE EVENING OF 7 FEB 04 THE DETAINEE DID RECEIVE HIS COFFEE AND SOUP, THE NEXT MORNING AT APPROX 0645 [REDACTED] DISCOVERED THE DETAINEE WHILE CONDUCTING HEAD COUNT. [REDACTED] INFORMED THE [REDACTED] WHO IN TURN CONTACTED THE [REDACTED] AT THAT TIME THE SENIOR MEDIC REQUESTED THE PRESENCE OF A DOCTOR TO PRONOUNCE THE DEATH. I AM NOT SURE OF THE NAMES OF THE PA OR DOCTOR THAT PRONOUNCED THE DEATH.

Form with fields: 10. INITIALS OF PERSON MAKING STATEMENT, 11. INITIALS OF PERSON MAKING STATEMENT, PAGE 1 OF 2 PAGES. Includes handwritten redactions and the number 664 67c4.

TOTAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF"

TAKEN AT DATED

6561

MENT OF

[REDACTED]

664 6704
TAKEN AT

1130

DATED 19 FEB 04

STATEMENT (Continued)

NOT USED

664
6704

AFFIDAVIT

I, _____, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE _____. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE TO 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.

664 6704

[REDACTED SIGNATURE]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19 day of Feb 2004 at FBI JMWorst

[REDACTED SIGNATURE]

(Signature of Person Administering Oath)

664 6704
b(2)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

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

1. LOCATION <i>Fob Tronrose</i>	2. DATE (YYYYMMDD) <i>20040219</i>	3. TIME <i>1525</i>	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] <i>b64 b7c4</i>	6. SSN [REDACTED] <i>b64 b7c4</i>	7. GRADE/STATUS <i>b64 b7c4</i>	
8. ORGANIZATION OR ADDRESS [REDACTED] <i>b64 b7c4</i>			
9. [REDACTED] <i>b64 b7c4</i> , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:			

I was awakened by the medic on call; was told a doctor was needed to pronounce an EPW dead. I walked to the EPW camp and into the cell where the EPW was. The EPW did not have spontaneous respirations, no pulse was felt, eyes were fixed and dilated. A medic took the patient's rectal temp which was <95°F. Prior to pronouncing this patient dead, I had never treated him, seen him, or heard of him.

10. EXHIBIT <i>D</i>	11. INITIALS OF PERSON MAKING STATEMENT [REDACTED] <i>b64 b7c4</i>	PAGE 1 OF 2 _____ PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED <i>17 Feb 04</i>		
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.		

STATEMENT OF

[REDACTED]

6646704

TAKEN AT

FBI [REDACTED]

DATED

19 Feb 44

STATEMENT (Continued)

No other follows

[Large diagonal line indicating the end of the statement]

6646704 AFFIDAVIT

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

[REDACTED SIGNATURE]

664
6704

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15 day of Feb, 204 at FBI [REDACTED]

ORGANIZATION OR ADDRESS

[REDACTED SIGNATURE]

6646704

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

PRIVACY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
LEGAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
HOW IT IS USED: 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. NAME (LAST, FIRST, MIDDLE)	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
F03 JIMHOUSE	20040226	1701	
5. GRADE/STATUS	6. SSN	7. GRADE/STATUS	
b64 b7C	b64 b7C	b64 b7C	b64b7C4
8. ORGANIZATION OR ADDRESS			
b64 b7C4			

I WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On the morning of 7 Feb 04 I went to the Epw cage to hand out medications between 0800 to 0900. Upon arrival to the Epw cage the Mps on duty informed me that one of the detainees was complaining of something. Upon completion of handing out medications I checked out the detainee. The detainee was laying down and I asked him through another detainee acting as an translator what was the problem. The detainee stated that it hurt when he urinated. I then asked the detainee if he had kidney stones. After this I took his vital signs. Everything was within normal ranges. While I was doing this the Mps told me that he had fainted leaving the latrine. I noticed he scratched his nose so I cleaned it up. I then asked the detainee if he had any other medical problems. He said no, just the kidney stones. I then asked if he was on any medication, again the detainee said no. After this I told him if it didnt get better to let me know. I then left the cage area.

EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF	PAGES
E	b64 b7C4	2	2

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF b64b7c4 TAKEN AT DATED 26 Feb 04"

STATEMENT OF

[REDACTED]

6646704

TAKEN AT FBI Dulles

DATED 26 Feb 04

STATEMENT (Continued)

— end of statement —

[Large diagonal line indicating end of statement]

6646704

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE TO 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.

6646704

[REDACTED]

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 26 day of Feb, 2004 at FBI Dulles

ORGANIZATION OR ADDRESS

[REDACTED]

(Person Administering Oath)

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b6(?)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

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NAME: 66-4 SEX: M DOB: 1943
EPW NO. CAGE A

DATE SCREENED: 1 Feb 04
MEDIC:

ASSESSMENT

GENERAL IMPRESSION: GOOD/BAD/MEDIUM
PHYSICAL INJURIES: 0

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IF OLD HOW OLD:
BLEEDING PRESENT: 0
MEDICATIONS ON HAND: 0

MEDICAL HISTORY/CONDITIONS: pt states he takes meds for diabetes and diabetes of home, name he does not know

HEART
STROKE
HEART DISEASE:
DYSRHYTHMIAS
HYPERTENSION
HYPOTENSION
OTHER
B/P:
P:
MEDS:
PO2:

LUNGS
COPD
BRONCHITIS
TB
ASTHMA
MEDS
LUNG SOUNDS:
COUGHING? Y/N

OTHER
DIABETES: not diabetic
GENERIC
PSYCHIATRIC
SEIZURES
LIVER DISEASE
KIDNEY partial
kidney failure

ALLERGIES: UAA, NKDA

MEDICAL COMMENTS: pt is old and needs time necessary to urinate. if too much urine in a case of kidney failure can become emergency.

MEDICAL EXAMINATION AND TREATMENT:

SMOKE HX: 2 packs daily x 25 years

ETOH:

SCARS: above umbilical, surgical HOW OLD:

INFECTIONS: 0

SKIN TEMPERATURE /CONDITION/APPEARANCE: jaundice

EYES: jaundice, periorbital

LICE/ITCHING: 0

SUBJECTIVE: 61 yo pw fatigue, dizziness from standing up and walking. says hes not eating anything except cracker. pt has been drinking a bottle of water and urinating daily only 1oz daily. Urine is yellow abdominal is bloated.

TREATMENT: allow time to urinate. talk with M.D. about pt. give vitamin C Targ 100, pepto bismol table in between meals.

INCIDENT REPORT FORM

Type of Report: Initial

Date/time of report: 080805February2004

Date/time of incident: 080708February2004

Location of incident: LD 80132903 (TF IH CCP-Tikrit Main Palace)

Unit involved in the incident: 4th Platoon, 4th Military Police Company

Name of senior person involved in incident and contact information: [REDACTED]
[REDACTED]. All persons named can be reached by DNVT at [REDACTED].

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Narrative of Incident: On the morning of 08FEB04 at approximately 0700 4th platoon, 4th Military Police Company assumed responsibility of the detention facility from 5th platoon, 4th Military Police Company. At every shift change there is a head count conducted with both the on coming shift and off going shift personnel present. As the head count was being conducted it was noticed by [REDACTED] that one of the detainees was not present. [REDACTED] went into cell #2 to check on the detainee and that is when it was recognized that the detainee wasn't moving. [REDACTED] nudged the detainee and asked him if he was ok and he received no response. [REDACTED] notified the off going Sergeant of the Guard who was [REDACTED] that the detainee wasn't moving. At that time [REDACTED] took the detainee's pulse and determined that there was no pulse. [REDACTED] informed [REDACTED] to go to the company to inform a medic of the situation and to get a doctor to officially pronounce the detainee as being deceased. At approximately 0730 [REDACTED] pronounced detainee #5982 as being deceased. [REDACTED] from the PMO was notified immediately upon discovery of the body who in turn notified the deputy provost marshal [REDACTED] and Mortuary Affairs.

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Friendly Casualties: N/A

Enemy Casualties: N/A

EPWs: Deceased of unknown causes

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POC name and contact information: [REDACTED] 4th MP
[REDACTED] DNVT [REDACTED] at DNVT [REDACTED]

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EXHIBIT H

MEMO FOR RECORD

26 February 2004

On 20 Feb 2004 at approximately 1100 hrs, I conducted a phone interview with [REDACTED] assigned to Brassfield Move FOB. [REDACTED] the FOB that did the initial intake processing on the EPW named [REDACTED] Ahmed. The intake processing was accomplished on 1 Feb 2004.

[REDACTED] had no recollection of the above mentioned EPW or of the medical note written on that date (Exhibit F). He did say that the note would have prompted a call to the physician on duty but can't recall if that call was made or if a physician was contacted.

[REDACTED] 664 6704