

**UNCLASSIFIED FOR OFFICIAL USE ONLY
USMC ALLEGED DETAINEE ABUSE CASES SINCE 11 SEP 01**

Total as of 16 Jun 04: 10 Substantiated incidents; 10 Unsubstantiated incidents

1. **Substantiated:** 10 incidents - All 1stMARDIV - 8 OIF I, 2 OIF II.
24 suspects: 9 Court-martial convictions - 1 General Court-martial, 5 Special Courts-martial; 3 Summary Courts-martial
2 Non-judicial Punishments (1 followed by Board of Inquiry & pending discharge)
6 - charges withdrawn or dismissed
7 cases pending:
3 pending General Courts-martial
2 pending Special Court-martial (1 of these may be GCM - TBD).
1 pending p.11
1 investigation ongoing
2. **Unsubstantiated:** 10 incidents; 7 known suspects & unknown number of other suspects (2 NJPs for false official statements alleging abuse).
One detainee death investigated with no allegation of abuse.
3. **Other:** Three investigations pending.

Unit	Date of Incident	Date Reported	Suspect, Location & Allegation	Type of Investigation	Disposition & Date	Current Status
SUBSTANTIATED						
[1] 1 st BN, 4 th MAR, 1 st MARDIV, 1 MEF 1 SUBSTANTIATED INCIDENT; 1 SUSPECT	2 Jun 03	3 Jun 03	SUSPECT: [REDACTED] LOCATION: TBD ALLEGATION: Beat detainees w/fists on various parts of their body	Command (JAGMAN)	SPCM: 2 Jun 03 Guilty of Art 92, violation of lawful order; Art 93, maltreatment; & Art 128, assault. SENTENCE: 120 days conf; red E-1; BCD	Closed
[2] 3 rd BN, 7 th MAR, 1 st MARDIV, 1 MEF 1 SUBSTANTIATED INCIDENT; 3 SUSPECTS	15 May 03	Original ly reported 20 May 03. [REDACTED] also reported it to CNN 11 May 04, & to WCQS reporter	SUSPECTS: (1) [REDACTED] (2) [REDACTED] (3) [REDACTED] LOCATION: Karbala, Iraq (Logistics Base West of Karbala) ALLEGATION: [REDACTED] mistreated a bound detainee ([REDACTED]) by holding a 9mm pistol to the back of the detainee's head while another Marine took a picture. [REDACTED] also admitted to pouring a glass of water on the detainee's head. [REDACTED] took a photograph of the detainee while an American Flag was draped over	Command (JAGMAN)	(1) SPCM 7 Jan 04 Guilty of dereliction, maltreatment, assault SENTENCE Conf 90 days, for \$500 x 3 mos, red E-1 (2) SCM 2 Jan 04 Guilty of Art 92	Closer

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<p>[3] 3rd BN, 5th MAR, 1st MARDIV, 1 MEF</p> <p>3 SUBSTANTIATED INCIDENTS; 4 ORIGINAL SUSPECTS; CHARGES WITHDRAWN AGAINST 1 SUSPECT</p>	<p>1 Jun - 6 Jul 03</p>	<p>TBD</p>	<p>SUSPECTS: (1) [REDACTED] (2) [REDACTED] (3) [REDACTED] (4) [REDACTED]</p> <p>LOCATION: Adwamyah, Iraq</p> <p>ALLEGATIONS: (1) Locked two Iraqi male looters in an abandoned tank with a water bottle & hatch open. (2) Sprayed Iraqi looters w/fire extinguisher; (3) Ordered 4 juvenile Iraqi looters to kneel beside 2 shallow fighting holes & a pistol was discharged to conduct a mock execution.</p>	<p>NCIS</p>	<p>(1) Pending SPCM (2) SPCM 29 Mar 04 Guilty of dereliction SENTENCE: Red E-3; 30 days hard labor w/o conf (3) SCM 26 Jan 04 Guilty of detainee abuse (spraying detainee w/ fire extinguisher) SENTENCE: Red E-3; forf 2/3 pay x 1 mo; 14 days restr</p>	<p>(1) Pending SPCM- continue to 14 Jun (2) & (3) disciplinary action complete (4) Clos</p>
<p>[4] [REDACTED]</p>	<p>6 Jun 03</p>	<p>TBD</p>	<p>SUSPECTS: (1) [REDACTED] (2) [REDACTED] (3) [REDACTED] (4) [REDACTED] (5) [REDACTED]</p> <p>LOCATION: [REDACTED]</p>	<p>NCIS</p>	<p>(4) Chrgs withdrawn [REDACTED]</p>	<p>[REDACTED]</p>

b6

b7c

[REDACTED]

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<p>[7] 2nd Bn, 2d MAR, 1st MARDIV, 1 MEF 1 SUBSTANTIATED INCIDENT; 5 SUSPECTS</p>	<p>13 Apr 04</p>	<p>15 Apr 04</p>	<p>hands, causing large blisters.</p> <p>SUSPECTS: (1) [redacted] shocked victim. (2) [redacted] helped [redacted] operate transformer. (3) [redacted] escort for victim while he was shocked. (4) [redacted] MET NCO, present during incident (5) [redacted] discussed shocking detainees before</p> <p>LOCATION: Al Mahmudiya, Iraq (2/2 holding area)</p> <p>ALLEGATION: [redacted] reported he witnessed [redacted] & [redacted] shock an Iraqi detainee with an electric transformer; that [redacted] held the wires against the shoulder area of the detainee & that the detainee "danced" as he was shocked. The detainee-victim was released on 14 April & cannot be located.</p>	<p>NCIS</p>	<p>(1) GCM 14 May 04 Camp Fallujah, Iraq Guilty of assault, cruelty & maltreatment, dereliction of duty, & conspiracy to assault an Iraqi detainee. SENTENCE: 1 yr conf; red to E-1; total forf; BCD</p> <p>(2) SPCM 14 May 04 Camp Fallujah, Iraq Guilty of cruelty & maltreatment, dereliction, false official stmt, orders violation, & conspiracy to commit assault. SENTENCE: 8 months conf (PTA cap at 6 months), red to E-1, total forf, BCD</p> <p>(3) Pending.</p> <p>(4) Pending p11 (Art 32 complete). Evidence that SNM was not in room during incident, ordered Marines to stop when he heard the commotion, & reported it to others.</p> <p>(5) Pending.</p>	<p>(1) & (2) disciplin ry action complete (3) Pending SPC 32 complete (4) Pending p11 (Art 32 complete (5) Pending GCM (Arraign ment 8 J 04, Cam Fallujah.</p>
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<p>[5] 3rd BN, 23rd MAR, 1st MARDIV, 1 MEF (SNO is Reservist, Parent command is 4th MARDIV, MARFORRES)</p> <p>2 SUBSTANTIATED INCIDENTS; 1 SUSPECT</p>	<p>(1) 23 Jun 03 (2) 29 Jun 03</p>	<p>Jun/Jul 03</p>	<p>ALLEGATION: [REDACTED]</p> <p>SUSPECT: [REDACTED] LOCATION: Al Kut, Iraq ALLEGATIONS: (1) 23 Jun 03 - SNO, as Combined Anti-Armor (CAAT) Platoon Commander, detained 4 Iraqi males for looting brass from the Ammunition Supply Point. After the 4th time of detaining them the same day, SNO had them searched, stripped of clothing except shoes & underwear, & released. SNO failed to account for their personal property & currency. (2) 29 Jun 03 - SNO's Platoon fired in self-defense at a semi-truck attempting to run a checkpoint on 28 Jun 03. The two occupants were injured & transported to the hospital for treatment of minor injuries. On 29 Jun 03, the Iraqis returned to recover their personal effects, but SNO denied them access & ordered his Marines to burn their property.</p>	<p>Command (JAGMAN)</p>	<p>CG's NJP 1 Aug 03 [REDACTED] Guilty of Conduct Unbecoming an Officer, & Failing to Report & Turn Over Captured Property SENTENCE: Forf \$2,034 for 1 mo & Letter of Censure. MARFORRES Board of Inquiry on 040406 substantiated misconduct & recommended separation w/ Hon discharge.</p>	<p>Closed a to disciplin ry actor Separati pending MARFC RES Report c Board of Inquiry; Dep CM Manpov & Reser Affairs Rec -dat. SECNA Final Action.</p>	<p>Command (JAGMAN)</p>	<p>SPCM 5 Apr 04 Guilty of Art 128, assault with means likely to produce death or grievous bodily harm. SENTENCE: Confinement 90 days, Red to E-2</p>
<p>[6] 4th LARBn, 1st MARDIV, 1 MEF</p> <p>1 SUBSTANTIATED INCIDENT; 1 SUSPECT</p>	<p>3 Aug 03</p>	<p>3 Aug 03</p>	<p>ALLEGATION: [REDACTED] by causing 2nd degree burns (blisters) to the back of the detainee's hands. Detainee requested to use hand sanitizer following a head call. As the detainee squatted down, resting his thighs on his heels, a Marine guard squirted some of the alcohol-based hand sanitizer into the detainee's hands; some of the excess hand cleaner formed a puddle on the floor. As the Marine guard turned to dispose of the empty bottle, [REDACTED] lit a match & threw it onto the puddle of hand sanitizer. The liquid ignited, & flames burned the detainee's</p>	<p>Command (JAGMAN)</p>	<p>Closer</p>			

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UNSUBSTANTIATED					
<p>[1] CTF-58 Suspects' ranks/units/service/ names were not provided by complainant</p> <p>2 UNSUBSTANTIATED INCIDENTS; UNKNOWN # SUSPECTS</p>	<p>No dates were provided</p>	<p>4 Jan 02</p>	<p>(1) Excessive force by guards when moved from transport aircraft to TF-58 Short Term Holding Facility (STHF) at Kandahar International Airport</p> <p>(2) Harsh physical treatment during interrogations -- including interrogators hitting the head of a detainee on a table and squeezing testicles. Allegation made in Afghanistan to CTF-58, though unclear where interrogations occurred.</p>	<p>Preliminary Inquiry (Oral), which requested names of detainees/ suspects & dates but did not receive further information from complainant</p>	<p>Unsubstantiated Feb 02 -Guards use only that force necessary to control the detainee and provide adequate safety and security for the detainee and the guard force. No medical treatment was required or requested as a result of rough physical treatment from guards. -Physical abuse during any detainee's interrogation did not occur at TF 58 STHF.</p> <p>Closer</p>
<p>[2] Task Force Tarawa, I MEF</p> <p>1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT</p>	<p>29 Mar 03</p>	<p>30 Mar 03</p>	<p>SUSPECT: Marine Guard LOCATION: Detainee Collection Point An Nasiriyah, Iraq ALLEGATION: Detainee (Hamdan Shibey ISN 0408400C) was shot & killed by a Marine guard. Investigation determined that the detainee attacked the Marine guard and the guard acted in self-defense when he shot the detainee that was lunging for the guard's service rifle.</p>	<p>Preliminary Inquiry</p>	<p>Unsubstantiated 31 Mar 03</p> <p>Closer</p>
<p>[3] 2nd BN, 23rd MAR, 1st MARDIV, I MEF</p> <p>1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT; NJP FOR FALSE OFFICIAL STATEMENT</p>	<p>8 Apr 03</p>	<p>Jan 04 (open source -- news article)</p>	<p>SUSPECT: [REDACTED] USMCR LOCATION: Baghdad, Iraq ALLEGATION: [REDACTED] told Las Vegas Newspaper that he personally executed 2 Iraqis that were out of combat.</p>	<p>NCIS</p>	<p>Unsubstantiated for abuse/homicide Substantiated for False Official Statement, NJP 28 Apr 04 Guilty of False Official Statement -- false allegation SENTENCE Forf 1 mo pay. SNM to retire.</p> <p>Closer</p>

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<p>[4] "U.S. Marines" 3/4, 1stMARDIV, 1 MEF 1 UNSUBSTANTIATED INCIDENT; UNKNOWN # SUSPECTS</p>	<p>9-12 Apr 03</p>	<p>2 Dec 03 CONGRINT</p>	<p>SUSPECT: "U.S. Marines" LOCATION: Baghdad/Umm Qasar, Iraq ALLEGATION: [redacted] alleged U.S. Marines "stole my belongings... and started torturing me" in Baghdad, Iraq. On 30 Apr 04, [redacted] filed a claim against the U.S. Army claiming abuse while at Camp Bucca, Umm Qasar, Iraq, an Army detention facility where he was transferred after being under Marine control for 3-4 days in Baghdad.</p>	<p>Command</p>	<p>Unsubstantiated Apr 03</p>	<p>Close</p>
<p>[5] Combat Services Support Co 1st FSSG, 1 MEF 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT</p>	<p>Apr 03</p>	<p>13 Jun 03</p>	<p>SUSPECT: Cpl USMC. LOCATION: Iraq. ALLEGATION: Suspect told several other unit members that he had been ordered by his former [redacted] to execute 3 Iraqi EPWs while his unit was conducting combat ops near an abandoned Iraqi pharmaceutical factory south of Baghdad, & that his [redacted] threatened to kill him if he did not carry out the executions. Suspect claimed he killed 3 Iraqi EPWs & disposed of the bodies in an 8-ft deep hole.</p>	<p>NCIS</p>	<p>Unsubstantiated. Suspect claimed he was intoxicated, that he fabricated the entire story, & he then passed polygraph.</p>	<p>Close <i>bu</i></p>
<p>[6] 2/5, 1stMARDIV 1 MEF 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT</p>	<p>N/A False allegation</p>	<p>9 Jul 03</p>	<p>SUSPECT: LCpl USMC LOCATION: Iraq. ALLEGATION: Suspect was being treated at the Naval Medical Center San Diego, when he was overheard bragging about stabbing dead & wounded Iraqi EPWs.</p>	<p>NCIS Preliminary Inquiry & Command Preliminary Inquiry</p>	<p>Unsubstantiated. Suspect also told medical staff he was meritoriously promoted to Sgt, wounded in Iraq, awarded Purple Heart, honored by hometown ceremony, treated to dinner by Congressman, & assaulted 1 night in San Diego. In fact, suspect was assigned to chaplain's vehicle in Iraq, & there is no record of hometown ceremony or promotion.</p>	<p>Closed. Due to totality of fictitious stories b suspect full fledged investigation deemed unwarranted.</p>

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<p>[7] 1st BN, 4th MAR 1stMARDIV, 1 MEF</p> <p><i>1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT; NJP FOR FALSE OFFICIAL STATEMENT</i></p>	<p>TBD</p>	<p>TBD</p>	<p>SUSPECT: ██████████ LOCATION: Iraq ALLEGATION: SNM was medevaced with a broken hand. He told the BN surgeon that he broke it "punching an EPW in the face" & told another officer he broke it punching an EPW "in the back of the head." In CONUS, he recanted, stating he punched the ground.</p> <p align="center"><i>bl</i></p>	<p>Preliminary Inquiry (JAGMAN)</p>	<p>Unsubstantiated for detainee abuse. Substantiated for False Official Statement (false allegation) & infliction of self-injury. NJP Date TBD.</p>	<p>Closer</p>
<p>[8] Combined Anti-Armor Tm (CAAT), Wpns Co, 1st BN 1stMARDIV</p> <p><i>1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT</i></p>	<p>N/A False Allegation</p>	<p>Oct 03</p>	<p>SUSPECT: HM3 Navy Corpsman detailed from Naval Hospital Oak Harbor, Washington, in support of 1stMARDIV in OIF from 21 Feb 03 to 13 Sep 03. LOCATION: Iraq. ALLEGATION: That suspect claimed to have "roughed up some EPWs while in Iraq."</p>	<p>NCIS NAS Whidbey Island WA</p>	<p>Unsubstantiated. Suspect said he never abused or assaulted any EPWs, though admitted pushing one EPW's face in the dirt & tripping other difficult EPWs to put them on the ground while assisting USMC members conducting "pat-down" searches.</p>	<p>Closer Case for prosecution or disciplinary merit Trial Sv Office-West N/Whidbey; Isla</p>
<p>[9] 1st Intel BN, 1st MARDIV, 1 MEF</p> <p><i>1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT</i></p>	<p>12 Apr 04</p>	<p>15 Apr 04 Serious Incident Report, 1 MEF FWD 15 Apr 04</p>	<p>SUSPECT: SSgt, Counterintelligence Specialist LOCATION: Division Interrogation Facility, Camp Fallujah, Iraq ALLEGATION: That detainee was kicked & struck during screening.</p>	<p>Preliminary Inquiry</p>	<p>Unsubstantiated. Inquiry found evidence limited & conflicting. SIR indicated immediate medical exam of detainee found no associated injury.</p>	<p>Closer</p>

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		OTHER		NCIS	Investigation pending	Investigation pending
[1]	[REDACTED]	14 Jun 04	SUSPECT: [REDACTED] LOCATION: [REDACTED] ALLEGATION: [REDACTED]	Command	Investigation pending	Investigation pending
[2]	2d Bn, 2d MAR 1st MARDIV, 1 MEF	Apr 04	SUSPECT: [REDACTED] LOCATION: Iraq ALLEGATION: Death of 2 detainees who tried to attack the [REDACTED]	Command	Investigation pending	Investigation pending
[3]	3rd Bn, 7th MAR 1st MARDIV, 1 MEF NON-INCIDENT	19 Apr 04	SUSPECT: N/A LOCATION: Husaybah, Iraq (3/7 holding area) ALLEGATION: On 19 Apr 04, a detainee (suspected Muj martyr) captured during heavy combat operations died of unknown causes 36 hours after he was apprehended. The detainee is suspected to have died from head injuries suffered during one of over 20 escape attempts, including one in which he escaped from his restraints and threw himself through a window, landing on his head. Subsequent examination by a medical officer (MO) had him conscious, with good pupils, and responsive. However, a few hours later he took a turn for the worse and died with a Corpsman present. The examining MO surmised that the detainee died from internal cranial bleeding from the fall that was slow to kill him. The entire period of the detainee's captivity occurred during an intense combat engagement. Since the fall out the window did not appear to have caused any injury, the detainee was not evacuated due to military necessity.	Command/ Reportable Incident Assessment Team (RIAT)	N/A - No allegation of abuse	Close
[4]	2nd Bn, 2d MAR 1st MARDIV, 1 MEF INVESTIGATION PENDING	Apr 04	SUSPECT(S): Unknown LOCATION: Iraq ALLEGATIONS: 2 detainees reported they were beaten & abused by U.S. military members.	Command	Investigation pending	Investigation pending