			Ģ	b(6), b(3)
For use of this	SWORN ST form, see AR 190-45		nannu in ODOCO	
LOCATION BS A	DA	TE HOCT 03	TIME	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME		CIAL SECURITY	NUMBER	GRADE/STATUS
O ATTENTION OR ADDRESS				
cham the of transpers of and the put the prisoners stripped with there hands one gay was holding his side proceeded to 1-13 Ak with the Huniver which was the there was two siders stand the paperwork as a usally do processed the paper work. I have a saw unused that is the ground face first. The way step of doing things. It and put them in a line any change to there conditioned or above the prisoners over to	sporting EDW is ported 4 of son the behind the a 14th to be a 14th to be a 14th to be a 14th to be ad wehicle ding out this when the property when they proved the a weaker their anyward in anyward i	truck of the when are and building is the charles the charles of the charles of them of the charles of the char	red. On 1's to hey were e condition do a Humo we arrow ere, and to sto 10 mi b they ha in ch di ranghodo that di	already zipped already zipped auas good. serious. We serious. We see. I rode in red to 1-13 HZ inside to process num enal of n. when I ack. The only and them on that, that wasen'd there areas do't notice

EX

PAGE 1 OF _____ PAGES

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.

DA FORM 2823, JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

USAPPC V2.00

STATEMENT (Continued)	
,	6(6), 6(3)
	·
	•
·	
, en	
• •	
	\
	AFFIDAVIT
WHICH DOCUMENTS	. HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
BY ME. THE STATEMENT IS TRUE. I HAVE INITIAL FO	. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE
CONTAINING THE STATEMENT. I HAVE MADE THIS S	TATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT
THREAT OF PUNISHMENT, AND WITHOUT COERCION,	UNLAWFUL INFLUENCE, OR UNIT ANGELS MODICEMENT.
	(Signature of Person Making Statement)
WITNESSES:	Subscribed and sworn to before me, a person authorized by law to
	administer eaths, this day of, 19
	at
ORGANIZATION OR ADDRESS	ana Oathi
	and Oalin
	(Typed Name of Parson Administering Oath)
ORGANIZATION OR ADDRESS	(Authority To Administer Gaths)
NITIALS OF PERSON MAKING STATEMENT	PAGE 2 OF 2 PAGES
·	PAGE 2 OF 2 PAGES

•			10/1), 4(3)
Face		STATEMENT	<u> </u>	
COCATION	•	0-45; the proponent		
BSA 2-70 Field	Trans	HOCTO3	1344	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME		SOCIAL SECURITY		GRADE/STATUS
CALLINIZATION OR ADDRESS				
,				
·	<u> </u>	, WANT TO MAKE	THE FOLLOWIN	G STATEMENT UNDER OATH:
				•
Q: What was the	Ве þа	vion you	Sun A	hat was
- Alle &	PW's en	the ground	Face firs	st when cleame perwork with
A: out of the building to	the only	unusal thing	d saw.	•
Did the Octa	inees p	mich to	Anapon	ting
have any Vis	16/2 11	Juries ?		
A: there was one that a him. But it didn't appear to the track, he didn't a port Did eyou not	t make an	y screams or injul	nothing lak	ethet -
to 1-13 Detail	nee Cei	nter)		
A: I did not notice they appeared to be we loaded them.	any chang in the si	ge in the tame condition	recliff of us the	the EPW's were when
2: Nothing follow	1 ¹ 5			-
нивт	INITIALS OF PI	RSON MAKING STA		PAGE 1 OF PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEAD E BOTTOM OF EACH ADDITIONAL PAGE MUST I "PAGEOF PAGES." WHEN ADDITIONAL PAGE ON THE PROPERTY.	BEAR THE INITIA	LS OF THE PERSON.	AT DATED_	CONTINUED.*

DA FORM 2823, JUL 72

STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

STATEMENT (Continued)	
O'ATEMENT (COMMUNEU)	
i ·	6(d), 6(3)
	The second secon
\.	
1	
•	
,	
· /	. \
<i>"</i>	
•	
· · · · · · · · · · · · · · · · · · ·	AFFIDAVIT
i 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
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 STA	ATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT
THREAT OF PUNISHMENT, AND WITHOUT COERCION, L	INLAWFUL INFLUENCE, OR HELLOWING INDUCEMENT.
·	
	(Circolum of Daniel Halling Control Halling
	(Signature of Person Making Statement)
HUTHEOGEO	
WITNESSES:	Subscribed and sworn to before me, a person authorized by law to
	administer oaths, this day of, 19
	at
ORGANIZATION OR ADDRESS	Jath)
•	
, , <u>, , , , , , , , , , , , , , , , , </u>	(Typed Name of Person Administering Oath)
ORGANIZATION OR ADDRESS	(Authority To Administer Oaths)
	p welvery 10 nationalist Carral
MITIALS OF PERSON MANUALS STATISHED	
NITIALS OF PERSON MAKING STATEMENT	PAGE 2 OF 2 PAGES
	······································
	USAPPC V2.00

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

UTHORITY: RINCIPAL PURPOSE: OUTINE USES: ISCLOSURE:	Title 10, United States To provide commander: Your Social Security No Disclosure of your Soci	s and law enforcement umber is used as an add	itional/aitemate med	by which information mains of identification to fac	ay be accurately identified.
LOCATION BSA	2-70 Field Trans	A/CO HILINGE	2. DATE 140ct03	3. TIME 1300 has	4. FILE NO.
NAME (Last First, M			8. ORGANIZATIÓN	OR ADDRESS	
SSN	7.	GRADE/STATUS			
	PAF	RT I - RIGHTS WAIVER/	NON-WAIVER CERT	IFICATE	
ction A. Rights					
spected/accused:	ne appears below told me that	(s), however, he/she made		estion me about the following the following rights:	g offense(s) of which I am
Anything I say or do c Ifor personnel subject during questioning. The or both.		st me in a criminal trail to talk privately to a lawys vyer I arrange for at no exp	6136 10 210 0000		
me during questioning will be appointed for n	nct to the UCMJI I have the re i. I understand that this lawye ne before any questioning be discuss the offense(s) under it lawyer before answering furt	er can be one that t accarage gins. Investigation, with or with:	ut a lawyer present, i h		
COMMENTS (Contin	ue on reverse sidel				
ection B. Walver	stated above, I am now willing	g to discuss the offense(s)	under investigation and	make a statement without t	alking to a lawyer first and with
aving a lawyer present w	ui na.	<u> </u>		OF INTERVIEWEE	
s. NAME (Type or Pi	WITNESSES (If available)				
ORGANIZATION OR	ADDRESS AND PHONE		4. SIGNATURE	OF INVESTIGATOR	
a. , NAME (Type or P	rint)	6	TYPES NAME	OF INVESTIGATOR	
ORGANIZATION OF	R ADDRESS AND PHONE		6. ORGANIZÁTI	ON OF INVESTIGATOR	
ection C. Non-waive	<u> </u>				
. I do not want to giv	re up my rights		[] [do not wa	int to be questioned or say a	nything
SIGNATURE OF IN					001685

TTACH THIS WARVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECTIACCUSED

SIGNATURE OF INTERVIEWEE

THE WARNING

- 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.
- 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."
 - *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 fi.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:

 If the supsect/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. 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.")

						<	Kaleutedy										
27034	6904	6903	6517	6516 \	6515 `	6614 \	6513	70118	70114	77 120	004	7004	7003	7003	7001	7000	6511
											1					R	
				1			-		- 			-		-		-	10.55
	-																
2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	2-70 AR	
small weapons cache in house	Possession of IED making materials (brother of bike guy)	Possession of IED making materials (brother of bike guy)	Suspect in mortar attack on 2-70 FOB	Suspect in mortar attack on 2-70 FOB	Suspect in morter attack on 2-70 FOB	Suspect In mortar attack on 2-70 FOB	attack on 2-70	attack on 2-70 FOB	Suspect in mortal attack on 2-70 FOB	┼		-	 _	 -	╂-	_	Brother of 005570
3-Oct-03	20-Sep-03	20-Sep-03	16-Sep-03	16-Sep-03	16-Sep-03	16-Sep-03	16-Sep-03	15-Sep-03	15-Sep-03	15-Sep-03	12-Sep-03	12-Sep-03	k 12-Sep-03	k 12-Sep-03	12-Sep-03	7-Sep-	Distrik
AG Prison								AG Prison	AG Prison							:	i lostatan
-				None	None						풀	High H	High	Hig.	Нigh	High	
	Released 23Sep	Released 23Sep	Released to Thunder on 19 Sep	DIF 19-Sept	DIF 19-Sept	Released to Thunder 19 Sep	Released to Thunder on 19 Sep	Send AG Prison A/O23Sep	Send AG Prison A/O23Sep	DIF 19-Sept	DIF 19-Sept	DIF 19-Sept	DIF 19-Sept	DIF 19-Sept	DIF 19-Sept	DIF Sep 03	
SIR-1AD- 501-34-04- 022	SIR-1AD- 501-34-03- 264			Berne Gar Asan	60+ 3 2,						-		-		-	10	
IAW w/BDE on 060CT			Relased	18	75:		Rebosed						-				alian page

No resort of prise of

(9)9

001687

6(6),6(3)

					· · · · · · · · · · · · · · · · · · ·
	SWORN	STATEMENT		•	•
For use of this for	rm, see AR 190	45; the proponent	agency is ODCS	OPS	·
LOCATION		DATE	TIME	FILE NUN	BER
1-13 Prinsimpt Com	\mathcal{C}	150CT 103	11453	ł	
LAST NAME, FIRST NAME, MIDDLE NAME	1	SOCIAL SECURITY	ALLINADED	COADE	TATUS
	4				
· .					
ADDRESS					
	· · · · ·				
				<u> </u>	
t, <u> </u>	·		E THE FOLLOWI	NG STATEMENT	UNDER OATH:
on or about the	21.1.6	1000	CZ) a.	. 11	1//
MY toods to 110.	$\varphi_{I} \cup \varphi_{I}$		さてムレフ	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \) HK S
My Self and or	7	100	Z -	10 04	
104 2017 Cas a	41.05 C	-111100	s G 7		
10011	1,001 C	SIGNE	2 DL		741
22 11 2 12 21 - (d)	`		0.0		
1 - CK(62) 132 4 61	とつく、	Norsh.	na Ki	140 100	o Moleral
P:cke9 up 4 81		1 0	- 10 01	V V V V	
,					^
the EPWS to 1-1	34	KARK Cra	MP W	thun	incerente
INCUTUO 10 1.	- 13 CM	J. O O.	• 4	•	- Court
			-		
					•
			•		
\searrow \wedge	•				
O'This					
() / - / ·					
1/10				•	
\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	າ ·		•		
	'9 /\				
	U K				,
	\ x \	/			
	~ 200	,		2 x 475	
	\sim	(C)	•		
		$\mathcal{N}'I$.			
		. \0			
•					
				_	
			•		
•					
·					
			•		
•					

					.
EXHIBIT	INITIALS OF	PERSON MAKING	STATEMENT		·\.
				PAGE 1 OF	2 PAGES
ADDITIONAL BACCO AUGIT CONTAIN THE USE	DIAC POTATO	SACT OF TAN	EN AT DA	TED COM	TINUFO."
ADDITIONAL PAGES MUST CONTAIN THE HEAD THE BOTTOM OF EACH ADDITIONAL PAGE MUST	UNG "STATEM! "DEAD TUR WYT	CIVI OF IAN	CN AT DA	STATEMENT A	ND BE INITIALED AS
	OEAR LEE INII IONIAL DAGES A	IALS OF THE FERS DE LITUITEN TUE	RACK OF PAGE	1 WILL BE LINES	OUT, AND THE
"PAGE OF PAGES." WHEN ADDIT					

5(6), 5(3)
STUMENT (Continued) Did Handle the Detainers?
What actions did you see taken place with the
Detuiners upon arrival. The solders in the Back helped the Episs Down then
Q: Did you see awy prasonel who were not apart of your convoy/mission? It so what were They doing?
1. VES But Don't Know who they were.
Q: Were the Detainers Cooperative During transport?
A; Astar es I Know fes.
AFFIDAVIT
HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE T 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 HAVE
(Signature or Commanding Statement)
WITNESSES: Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15 day of Contract 19 2003
ORGANIZATION OR ADDRESS Jath)
(Typed Name of Person Aummistering Oath)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

PA:

PAGE 2 OF 2 PAGES
USAPPC V2.00

(Authority To Administer Oaths)

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE For use of this form, see AR 190-30; the proponent agency is ODCSOPS DATA REQUIRED BY THE PRIVACY ACT AUTHORITY: Title 10, United States Code, Section 3012(g) PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified. Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval. **ROUTINE USES:** DISCLOSURE: Disclosure of your Social Security Number is voluntary. LOCATION TIME FILE NO. Baghdad, Ivag 1500103 1430 ORGANIZATION OR ADDRESS GRADE/STATUS PART 1 - RIGHTS WAIVER/NON-WAIVER CERTIFICATE Section-A. Rights The investigator whose name appears below told me that he/she is with the United States Army and wanted to question me about the following offense(s) of which I am Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: 1. I do not have to answer any question or say anything. Anything I say or do can be used as evidence against me in a criminal trial. [For personnel subject othe UCMJ | I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both. (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understånd that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) Section B. Waiver I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. WITNESSES (If available) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE SIGNATURE OF INVESTIGATOR V b. NAME (Type or Print) ORGANIZATION OF INVESTIGATOR ORGANIZATION OR ADDRESS AND PHONE Section C. Non-waiver I do not want to give up my rights I want a lawyer ! do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETÉ

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

USAPA 2.01

THE WARNING

- 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.
- 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:

 If the supsect/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. 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.")

			b/6	1. 6/2)	
For use of the		STATEMENT 0-45; the proponent a	genovie ODCSO	De	
OCATION	is tomi, see An 1s	DATE	TIME	FILE NUMBER	
BSA, Backdad, Irac		1500103	1330	TIEE HOMOCH	
BSA, Baghlad, Ivaq AST NAME, FIRST NAME, MIDDLE NAME		SOCIAL SECURITY		GRADE/CTATUS	·
IZCEPANIEZA PETONE EIKOARREINEGO					
.				•	
					_
ī, <u>4</u>		, WANT TO MAKE	THE FOLLOWING	G STATEMENT UNDER	OATH:
da did il					
we picked the pr	1 Sonhers	up from	2/70 1		
25/2-1 1 11 1			170 5	OC CXY 9	
escorted them to and escorted them members of 1/2	7/3	13 cought	+/104	LS 11:	1
and are last			Men	ort the	devo
c 8 cortes them	into:	the Jal	R.JI	. 1	
member 11	, .	0~11	100/191	ns when	٠. ٩
members of 1/3	100k 1	han			
•	,	163511			
•					
	•				
		•			
			/		
n.	•				
,					
				•	
				·	
	•				
<u>/</u>					
fIBIT	INITIALS OF	PERSON MAKING STA	TEMENT	\cap	
				PAGE 1 OF	PAGES
ADDITIONAL PAGES MUST CONTAIN THE HE	EADING "STATEM	ENTAKEN .	AT DATED	CONTINUED."	
BOTTOM OF EACH ADDITIONAL PAGE MUS	ST BEAR THE INIT	ALS OF THE PERSON	MAKING THE S	TATEMENT AND BE IN	IITIALED
"PAGE OF PAGES." WHEN ADD	ITIONAL PAGES A	RE UTILIZED, THE BAI	CK OF PAGE 1 W	VILL BE LINED OUT, A	ND THE
TEMENT WILL BE CONCLUDED ON THE REV	/ERSE SIDE OF AN	OTHER COPY OF THIS	S FORM.		

· •	b(6), b(3)
STATEMENT (Continued)	
Detention center?	ms withthe Detwiners at the
Detention center?	
ALT consolidated the could be escorted	them all in an area where to the jail as a whole
Q: Dil any of the Detainer acting uncooperative with How did you deact?	s become agressive, or your actions? If so,
ANO.	
**	
•	
	•
AFF!	DAVIT
	, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
WHICH BEGINS ON PAGE T AND ENDS ON PAGE . 1 FULLY OF THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS THE STATEMENT. I HAVE MADE THIS STATEMENT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL	UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE ECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE FREELY WITHOUT
	(Signature of Person Waking Statement)
WITNESSES:	Subscribed and swom to before me, a person authorized by law to administer oaths, this 15 day of 0010000 , 12 200

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF ERSON MAKING STATEMENT

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15 day of October , to Loc at

ITyped Name of Person Administering Oath)

(Authority to Administer Oaths)

PAGE 2 OF 2 PAGES

USAPPC V2.00

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE 2(6), 6(3) For use of this form, see AR 190-30; the proponent agency is ODCSOPS DATA REQUIRED BY THE PRIVACY ACT **AUTHORITY:** Title 10, United States Code, Section 3012(g) To provide commanders and law enforcement officials with means by which information may be accurately identified. PRINCIPAL PURPOSE: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval. **ROUTINE USES:** DISCLOSURE: ' Disclosure of your Social Security Number is voluntary. TIME FILE NO. LOCATION 135A, Baghdad Iraq 150ct 03 1330 ORGANIZATION OR ADDRESS GRADE/STATUS PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE Section A. Rights The investigator whose name appears below told me that he/she is with the United States Army and wanted to question me about the following offense(s) of which I am suspected/accused: Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: I do not have to answer any question or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. Ifor personnel subject othe UCMJ. I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, . or both. - or -(For civilians not subject to the UCMJ). I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. 4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) Section B. Waiver I understand my rights as stated above, I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. WITNESSES (If available) 1a. NAME (Type or Print) SIGNATURE OF INVESTIGATOR ORGANIZATION OR ADDRESS AND PHONE b. NAME (Type or Print) 28. ORGANIZATION OF INVESTIGATOR ORGANIZATION OR ADDRESS AND PHONE b.

Section C. Non-waiver

I. I do not want to give up my rights

☐ I want a lawyer

I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

USAPA 2.01

THE WARNING

- 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,
- 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 arrenge 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:

 If the supsect/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. 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.")

sw	ORN STATEMENT	
	AR 190-45; the proponent agency is ODCSC	FILE NUMBER
OCATION Bashadad, Camp Pause	15 oct 03 14:36	
AST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURITY NUMBER	GRADE/STATUS
MOANIZATION OR ADDRESS		
		<u>. </u>
	, WANT TO MAKE THE FOLLOWI	NG STATEMENT UNDER OATH:
1,		
	0.6	
That on 16 sept of I	and my follow solide	ors want to
270 Jat to fick of four		
to 1/3 Batt.	Than we I	can spend the
	s pare them so the	
to 113 Ont + unloaded the Gui	pas/	le there and I
\		
`	TE.	
,	7	
	John John John John John John John John	
1	100	
	\.	
		\
•		
XHIBIT	ALS MAKING STATEMENT	2
		PAGE 1 OF 2 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "S THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR T	STATEMENT OF TAKEN AT DA	TEDCONTINUED." IE STATEMENT AND BE INITIALED
NS "PAGE OF PAGES." WHEN ADDITIONAL H	PAGES ARE UTILIZED, THE BACK OF FACE	1 WILL BE LINED OUT, AND THE
STATEMENT WILL BE CONCLUDED ON THE REVERSE SID	NE OF ANOTHER COPY OF THIS FORM.	

	b(6),b(3)
STATIONT (Continued) Q: Did the Detainers Cooperate to 1-13th Detention facility	te during your ride over
A. Noj But I had to Yell these to short u	y a flustimes.
1-13th Ar? Where carried by 21/2 ton truck?	One or a particular to the control of the control o
At graphe on the ground.	_
A: No, The Detainers had no injure to 113 Bath	m the vehicle.
I,	ONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE ELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT
	Subscribed and sworn to before me, a person authorized by law to minister paths, this 15 day of October 187003
ORGANIZATION OR ADDRESS	destall.
ORGANIZATION OR ADDRESS	(Pyped Name of Person Administering Oath) (Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE For use of this form, see AR 190-30; the proponent agency is ODCSOPS DATA REQUIRED BY THE PRIVACY ACT **AUTHORITY:** Title 10, United States Code, Section 3012(g) 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. LOCATION DATE TIME 4. FILE NO. 1500t03 1480 ORGANIZATION OR ADDRESS 6. SSN GRADE/STATUS PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE Section A. Rights The investigator whose name appears below told me that he/she is with the United States Army , and wanted to question me about the following offense(s) of which I am suspected/accused: Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: I do not have to answer any question or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. (For personnel subject othe UCMJ I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both. - or -(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) Section B. Waiver I understand my rights as stated above, I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. WITNESSES (If available) NATURE OF INTERVIEWEE īs. NAME (Type or Print) b. ORGANIZATION OR ADDRESS AND PHONE SIGNATURE OF INVESTIGATOR NAME (Type or Print) b. ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR Section C. Non-waiver

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED DA FORM 3881, NOV 89

2.

I do not want to give up my rights

I want a lawyer

SIGNATURE OF INTERVIEWEE

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

I do not want to be questioned or say anything

THE WARNING

- 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.
- 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 enswer 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 of a military lawyer detailed for you at no expense to you, or both."

(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

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/eccused says "na," 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 weiver 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:

 If the supsect/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. 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 enything wrong, you shouldn't need an attorney.")

SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS LOCATION DATE TIME FILE NUMBER BookHad 150c+03 GRADE/STATUS ORGANIZATION OR ADDRESS WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: Me and 70ther of my platon members on Sept 16 went to Pick up 4 EPW's at 270 tank But and escort them to 1-13 tank Butt. We Picked them up and droped them off with No problems. Dasked their reciving Necte were the prisioner's ok his reply was you gays are square. Nothing to low on

EXHIBIT INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF _____ PAGE

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.

DA FORM 2823, JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

USAPPC V2.00

STATEMENT (Continued)	0(6), 6(3)
Q: Did the Detainees exhibit	having any injuries prior to you nemoving
is Com the watirle?	
them from the vehicle?	
A: NO	
A . 70	
Q: Oid the Octainees Cooper	ate under your custody prior
10.00	
to the delivery to 1-Bth Lo?	
· ·	
A: 403	
,	
6	1 1 1 121.2
Q: How did you handle these Dec Where carried by One on Two	lainees when you arrived at 1-10AV.
De Joseph Turo	persons off the 2/2 ton truck?
Where carried by vote on 1000	Account of the first
A: TWO People on the +	ruck handing the prisioners
down to the people on	the acrest
state of the first	The state of the s
A	FFIDAVIT
WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE I FULL	, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT Y UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE
BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL COFCONTAINING THE STATEMENT. I HAVE MADE THIS STATEMEN	RECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE
THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWF	
•	e of Person Making Statement)
WITNESSES:	Subscribed and sworn to before me, a person authorized by law to
	administer oaths, this 15 day of Ochober, 18 2003
	at
ORGANIZATION OR ADDRESS	of Person Administering Garn
	(Typed Name of Person Administering Oath)
ORGANIZATION OR ADDRESS	(Authority To Administer Oaths)
INITIALS OF PERSON MAKING STATEMEN	PAGE 2 OF 2 PAGES
	1

USAPPC V2.00

	· •	RIGH For	TS WARNING I	AR 190-30; the I	proponent agency is	ODCSOPS	0[6]	16(3)	
			DATA REC	DUIRED BY THE	PRIVACY ACT			* • •	
PRING ROUT	HORITY: CIPAL PURPOSE: TINE USES: LOSURE:	To provide commo	tates Code, Section anders and law enf ity Number'is used or Social Security N	forcement offic I as an addition	al/alternate mear	by which info ns of identific	nnation may ation to facili	be accurately ide tate filing and re	entified. trieval.
1.	LOCATION AS A	, Baghdad	Trau	2.	DATE 500103	3. TIME	1335	4. FILE NO.	
<u>—</u> . 5.	NAME (Look	1 Dignature		8.	ORGANIZATION	OR ADDRESS			
6.	SSN		7. CRADE/STA	TUS				<u>-</u>	
			PART I - RIGHTS	WAIVER/NON	-WAIVER CERTIF	ICATE		· · · · · · · · · · · · · · · · · · ·	· ·
Secti	ion A. Rights								
	tole At Tagins								
The i	ovestigate	nears below told m	ne that he/she is with	the United State	s Army and wanted to que	stion me about	the following o	ffense(s) of which	am
suspe	ected/accused:					the following I	riabts:		
Befor	e he/she asked me any	y questions about the of	ffense(s), however, h	e/she made it cle	ar to me that i have	file lokostike.	· ·		
		er any question or say a an be used as evidence		inal trial.					
					ore, during, and afte	ar questioning a	ind to have a la	wyer present with: The at no expense	to me,
	during questioning. The or both.	is lawyer can be a civili	an lawyer I arrange to	or at no expense	O the Government	<u> </u>	•		
	trhilling out subje	ect to the UCMJ) I have	e the right to talk priv		hafore during and	after questioni	ng and to have	a lawyer present w	rith
	me during questioning	ect to the UCMJ) I have I understand that this	lawyer can be one th	at I arrange for a	t my own expense,	or if I cannot a	fford a lawyer a	ind Want one, a lav	y y e i
	will be appointed for a	ne before any questionion discuss the offense(s) t	ng begins.	ista or máthaist a i	awwar present, 1 ha	ve a right to sto	op answering q	uestions at any tim	e, or
4.	If I am now willing to	discuss the offense(s) to lawyer before answering	under investigation, w no further, even if I si	ign the waiver be	low.				
	speak privately with a	. 1844 AEL DELOTE GUERROU.			·				<u> </u>
5.	COMMENTS (Contin	ue on reverse side)						<u>.</u>	1
Sec	tion B. Waiver								
1 and	derstand my rights as s ng a lawyer present wi	stated above. I am now th me.	willing to discuss the	offense(s) under	investigation and t	make a stateme	nt without talk	ing to a lawyer first	and withou
		WITNESSES (If availa	able)	3	SIGNATURE OF	INTERVIEWER		• .	
1a.	NAME (Type or Pr	rint)		1					
b.	ORGANIZATION OR	ADDRESS AND PHON			Ö	INVESTIGATO	OR .		
J.,	OHOANIE, ITOM ES								
2a.	NAME (Type or Pi	rint)			S CO NAME	OF INVESTIGA	7		
								<u> </u>	
b.	ORGANIZATION OR	ADDRESS AND PHON	E	6	ORGANIZATIO	n of investio	SATOR		
		<u> </u>							
-	ction C. Non-waive								
1.	I do not want to giv				☐ I do not wan	t to be question	ned or say anyt	ning 	
<u> </u>	SIGNATURE OF INT								
2.							v rus ellense	T/ACCUSED:	
ΑT	TACH THIS WAIVER C	ERTIFICATE TO ANY S	WORN STATEMENT	(DA FORM 282	3) SUBSEQUENTLY	L EXECUTED B	T THE SUSPEC	17700000	USAPA 2.

THE WARNING

- WARNING Inform the suspect/accused of:
 - a. Your official position.
 - b. Nature of offense(s),
 - The fact that he/she is a suspect/accused.
- 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 civilien you arrange for at no expense to the Government or a military lawyer detailed for you at no expense to you, or both."

- 01 -

(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?"

Iff 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:

 If the supsect/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. 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.")

		h/.	6) 6/3)
	VORN STATEMENT	T C	
For use of this form, see A	AR 190-45; the propone DATE	ent agency is ODCSO TIME	PPS FILE NUMBER
FTCP	2003 10.15	1328	
LAST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECUR		GRADE/STATUS
OR-ANICA UDN OH ADDRESS			
		 	. '
on'the day in Question he we picked up the Epwis Blind in the back of the Burce and Drew I work to the Soldiers at the war shall doe with the Epwis to the truch were the Epwis I instructed the Soldiers to the the prism facility. Once the Interior ches and we left	folded and eve there does front gete and what the were unl pich up th	4 Epwis to 2:4 tird. with 113. All and established and add and a strict and a stric	for we assist How what us. I rehead on the Grand. and escort How
Alig	clsz tille		

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.

DA FORM 2823, JUL 72

EXHIBIT

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF

-	6(6), 6(3)
e: Who were the Persons, prior to your transport:	Consuplunit that Detained the Individuals
A: 2-70 Ar Lod than et to us Q: Did you Inspect or find	any Injunies on the Individuals prior to
A: No I didn't inspect	them.
truck!	ividuals ciding in the near of 21/2 ton
4:	
. •.	
	AFFIDAVIT
ONTAINING THE STATEMENT IS TRUE. THAVE INITIALI	HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE ED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT N, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT. Subscribed and sworn to before me, a person authorized by law to administer oaths, this 15 day of 100000000000000000000000000000000000
ORGANIZATION OR ADDRESS	
	/ ITyped Name of Person Administering Oathi
ORGANIZATION OR ADDRESS	(Authority to Aummister Oaths)
NITIALS OF PERSON MAKING STATEMENT	PAGE 2 OF 2 PAGES

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

 $^{\text{TE}}b(6), b(3)$

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code, Section 3012(g)

PRINCIPAL PURPOSE: ROUTINE USES:

To provide commanders and law enforcement officials with means by which information may be accurately identified. Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.

Disclosure of your Social Security Number is voluntary.

1. LOCATION BSA, Baghdad Iraq	2. DATE 1504 03	3. TIME	4. FILE NO.
5. NAME (Last, First, MI)	8. ORGANIZATION		·
6. 7. GRADE/STATUS			·
	IVER/NON-WAIVER CERTIF	HCATE	<u> </u>
Section A. Rights	·		
The investigation of the latest t			
at he/she is with the U	· · · · 	tion me shout the follo	owing offense(s) of which I am
suspected/accused:	<u> </u>		ANUA OHERIZATEL AL MINOR . BILL
Before he/she asked me any questions about the offense(s), however, he/she if . I do not have to answer any question or say anything.	made it clear to me that I have t	the following rights:	
Anything I say or do can be used as evidence against me in a criminal tria	al.		
3. (For personnel subject othe UCMJ I have the right to talk privately to a !	lawyer before, during, and after	questioning and to ha	ve a lawyer present with me
during questioning. This lawyer can be a civilian lawyer I arrange for at no or both.	o expense to the Government or	r a military lawyer deta	illed for me at no expense to me,
·	- er -		
(For civilians not subject to the UCMJ) I have the right to talk privately to	o a fawyer before, during, and a	fter questioning and to	have a lawyer present with
me during questioning. I understand that this lawyer can be one that I are will be appointed for me before any questioning begins.	ange for at my own expense, or	if I cannot afford a lav	wyer and want one, a lawyer
4. If I am now willing to discuss the offense(s) under investigation, with or v	without a lawyer present, I have	a right to stop answer	ring guestions at any time, or
speak privately with a lawyer before answering further, even if I sign the	waiver below.		
			•
5. COMMENTS (Continue on reverse side)			
			· •
Section B. Waiver			
I understand my rights as stated above. I am now willing to discuss the offense having a lawyer present with me.	e(s) under investigation and mak	e a statement without	talking to a lawyer first and without
WITNESSES (If available)	3. SIGNATURE OF IN	TERVIEWEE	
1a. NAME (Type or Print)			, •
b. ORGANIZATION OR ADDRESS AND PHONE	CLONATURE OF IM		<u> </u>
and the state of t	4. SIGNATURE OF IN	VESTIGATOR	
2a. NAME (Type or Print)			
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF	Allice Vie A True	
_	D. UNUMERATION OF	· IMAESTICK FOR	
Section C. Non-waiver			
. I do not want to give up my rights			
1 want a lawyer	☐ I do not want to be	e questioned or say an	ything
2. SIGNATURE OF INTERVIEWEE			,
	·		
ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORI	M 2823) SUBSEQUENTLY EXEC	CUTED BY THE SUSPE	ECT/ACCUSED

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

THE WARNING

- WARNING Inform the suspect/accused of:
 - a. Your official position.
 - b. Nature of offensels).
 - c. The fact that he/she is a suspect/accused.
- 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."

(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

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.

appointed for you before any questioning begins."

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:

 If the supsect/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. 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.")

		10/1	1 (3)
SWORN For use of this form, see AR 190	STATEMENT -45; the proponent a	Igency is ODCSOPS	
LOCATION FTCP	DATE 150003	TIME	FILE NUMBER
LAST NAME, FIRST NAME MIDDLE NAME	SOCIAL SECURITY		GRADEISTATUS
ORGANIZATION OR ADDRESS			¢ .
con or about 16 sept of at Appropriated up 4 prisoners From Bat 2: P stripped when we picked them whost incident and carried arriving to 1-13, and the to and walked Him off the truck to Help then off. We laid a ground until all were unloaded to the detention center. We at they replied "You guys are sque they replied" You guys are sque they replied "You guys are sque they replied	talion. The Halion. The We rep. We I we prison we the we drop vare a fitter to ILO;	toaded them to alked up fel were walked in the walked in the content of the walk in the content the tis Arm. The content the c	each prisoners on the prisoners the prisoners cardi ff unscathol esforse and His
		·	
EXHIBIT INITIALS OF	PERSON MAKING S	TATEMENT	PAGE 1 OF 2 PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEN THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE IN!" AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES AS STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ADDITIONAL PAGES."	TIALS OF THE PERSO ARE UTILIZED, THE L	N AT DATED ON MAKING THE ST BACK OF PAGE 1 W	CONTINUED." ATEMENT AND BE INITIALED

DA FORM 2823, JUL 72

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

CT ATTACTOR OF THE STATE OF THE	
STATEMENT (Continued)	· .
Q: Did any one of your soldiers / have with the Detainers?	any problems
lyour self	<i>)</i> .
With the Detainers!	_
A: Yos, once we got to the prison, one prisone wo the theps getting up.	wild not lay face Down,
A. Ves once de gas la company	
Ha Hept getting UP	•
Q: Did you or any of your soldiers	swear of Peren
to the Detainers? or Detention Pacili	ty personal!
1. Outainess Ves Facility Personall NO	
A: Patainees Ves Facility personal No	
What were the actions you took wit	he the power letamere Who
A: we would roll Him back over one eventually by placing a Foot on His back.	
1. all the Rock over any eventual	ly Had To Hold Handen
A. We work the hours to had	,
By Placing of Foot on 115 heart	late mas Lec
10: Who ever you the Detriners unit?	f not the Detaining
Q: Where you the Detaining unit?	
A: No. I don't Know	
	2 a a : Water -
Q: Dud you Inspect the detainers for Injuri make sure more was limping or sisns Did not take simb Folds off.	es; ox grick grapher to
make sure Noone was limping occ sishs	of obvious Woods
Did not take Alma Folds OFF.	·
AFFIDAVII	
WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 7. LEULLY UNDERSTAND THE CONT	HAD READ TO METHIS STATEMENT ENTS OF THE ENTIRE STATEMENT MADE
BY ME. THE STATEMENT IS THUE, I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED	ALED THE ROTTOM OF EACH PAGE
CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOP THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR	SENERIT OR REWARD, WITHOUT SULLINDUCEMENT.
	erson Making Statement)
	to before me, a person authorized by law to
	5 day of <u>Outober</u> , 15 2003
at	
ORGANIZATION OR ADDRESS	oring Oath)
Typed Nam	e of Person Administering Oath)
ORGANIZATION OR ADDRESS JAGUE	ency to Auminister Oaths)
NITIALS OF PERSON MAKING STATEMENT	
	PAGE 2 OF 2 PAGES

THE WARNING

- 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.
- RIGHTS Advise the suspect/accused of his/her rights as follows:
 - "Before I ask you any questions, you must understand your rights."
 - "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."

(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/eccused says "yes," find out when and where. If the request was recent *li.e., fewer than 30 days agol*, 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, ere 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 8E 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:

 If the supsect/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. 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 cartificate 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.")

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE For use of this form, see AR 190-30; the proponent agency is ODCSOPS DATA REQUIRED BY THE PRIVACY ACT Title 10, United States Code, Section 3012(g) To provide commanders and law enforcement officials with means by which information may be accurately identified. Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval. Disclosure of your Social Security Number is voluntary. TIME FILE NO. 5*00+0*.3 ORGANIZATION OR ADDRESS GRADE/STATUS PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE he/she is with the United States Army and wanted to question me about the following offense(s) of which I am Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: 1. I do not have to answer any question or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. [For personnel subject athe UCMJ | I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, - or -(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without WITNESSES (If available) SIGNATURE OF INVEST

NAME (Type or Print)

having a lawyer present with me.

NAME (Type or Print)

Section B. Waiver

AUTHORITY:

ROUTINE USES:

Section A. Rights

or both.

DISCLOSURE:

5.

The

PRINCIPAL PURPOSE:

ь. ORGANIZATION OR ADDRESS AND PHONE

ORGANIZATION OR ADDRESS AND PHONE b.

ORGANIZATION OF INVESTIGATOR

Section C. Non-waiver

I do not want to give up my rights

I want a lawyer

[] I do not want to be questioned or say anything

SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

SWORN S	TATEMENT	5(6)	(3)
LOCATION For use of this form, see AR 190-4	5; the proponent agenc	y is ODCSOPS	
FTCP	LUALE	1 3 1 MF	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME	SOCIAL SECURITY N		
	OOGIAL SPEAKITFIN		GRADE/STATUS
ORG			
			· .
1.	WANT TO MAKE T	HE FOLLOWING STA	TEMENT UNDER OATH:
ON OF ABOUT 11 SCATOR -+ DOCENIL		LIE I OFFOANIAG 214	TEMENT UNDER OATH:
On or ABOUT 16 SEPTO3 at Approxima	1700,		1900 141 Inf
Airuce of 1 Lizoverz Lion- Patta	lion. They w	iere Blindfo	ided and
Zipstripted when we picked them	up. We loade	d Them i	n the
Truck, without incident and C			
Upon Arriving to 1-13 FeB, and A	irriving at th	a sail, we	= hicker
up each prisoner and walked	Him Off TI	he Truck,	Two
people were on the ground T			
each prisoner face down o	in the grown	d until al	ll were
unloaded. We then walked Th			
les is a subject of	la out la	- W. L	ملد
center. We write the len	ter goaras	I CALLON	- men
center. We asked the centomake sore we Dropped the	- off unsco	thed. The	y replice
That " you guys are square".	A positive	cesponse	
That you gots out a sofour a.		da W.	10
we than returned to The	fTCP. Wh	ile Walki	75
prisoners to the center I m	ade the s	tatement.	that !
priseries to the confer at the		- 11s .	۱
one of our LT's had lost Both	n eyes and v	se of His	arman
His Driver lost one eye To were Arrested For nothing	IEDIS, JA	ie crime	The prisoner
se sould for nothing	Falla 1 565	}	
were Arrested to how my	10110003		A)
			İ
	The second secon		
		142	
		• .	
HIBIT INITIALS OF PERS	NG STATEMENT		
		PAGE 1 OF	Z PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING STATEME. TE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIAL	TAKEN AT	DATED CO	NTINUED."

AS "PAGE OF PAGES." WHEN 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.

DA FORM 2823, JUL 72 (EG) SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED 1712

STATEMENT (Continued)	<u> </u>
•	
44	
<u> </u>	
1,	AFFIDAVIT
WHICH DEGINS ON PAGE 1 AND ENDS ON PAGE	. HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT
BY ME. THE STATEMENT IS TRUE. I HAVE INITIALIS	ED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE
THREAT OF PUNISHMENT, AND WITHOUT COERCIC	ON, UNLAWFUL INFLUENCE, OR UNITED TO REWARD, WITHOUT
	(Signature of Person Making Statement)
VITNESSES:	Subscribed and sworn to before me, a person authorized by law to
	administer oaths, this day of 20
ORGANIZATION OR ADDRESS	stering Oath)
·	
	ryped Name of Person Administering Oath)
ORGANIZATION OR ADDRESS	
_	(Authority To Administer Oath)
IITIALS OF PERSON MAKING STATEMENT	
	PAGE OF PAG
	001713

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

6	14),	6/3)	

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code, Section 3012(g)

PRINCIPAL PURPOSE: **ROUTINE USES:**

To provide commanders and law enforcement officials with means by which information may be accurately identified. Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCL	OSURE: Disclosure of you	r Social Security Number is	volunt	ary.			1
1, (LOCATION FTCP		2.	DATE 2554eT D'S	3.	TIME	4. FILE NO.
5. 1	NAME (Last First MI)		8.	ORGANIZATION C	AB VC	DOBESS	
6,	SGN	7. GRADOCCIATUS					
		PART I - RIGHTS WAIVER	/NON-	WAIVER CERTIF	CAT	E	
Sectio	n A. Rights						
	vestigator whose name appears below told n	ne that he/she is with the Unite			tion m	ge about the followin	ng offense(s) of which I am
Before	he/she asked me any questions about the o	ffense(s), however, he/she mad	le it cle	ar to me that I have	the f	following rights:	
	do not have to answer any question or say a	· · ·					
3. <i>(F</i>	nything I say or do can be used as evidence for personnel subject othe UCAM I have the tring questioning. This lawyer can be a civiliation of the control of the control of the civilian civilian control of the civilian control of the civilian control of the civilian civilian control of the civilian civilian civilian control of the civilian civi	right to talk privately to a lawy	•			-	
m wi 4. If	or civilians not subject to the UCMJ). I have a during questioning. I understand that this is to exposit the appointed for me before any questioning am now willing to discuss the offense(s) useak privately with a lawyer before answering.	lawyer can be one that I arrang ng begins. nder investigation, with or with	e for at	my own expense, o	or if f	cannot afford a law	yer and want one, a lawyer
5. C	OMMENTS (Continue on reverse side)						, , , , , ,
Section	n B. Waiver	1					
	stand my rights as stated above. I am now the having a lawyer present with me.	willing to discuss the offense(s)	under i	nvestigation and ma	ake a	statement without t	talking to a lawyer first and
	WITNESSES (If availab	blej	3.	SIGNA	Tag V	/IEWEE	-
1a. N	IAME (Type or Print)						
b. C	RGANIZATION OR ADDRESS AND PHONE		4.	SIGNATURE OF IN	IVEST	TIGATOR	F
2a. N	AME (Type or Print)	T					E
b. 0	RGANIZATION OR ADDRESS AND PHONE		6.	ORGANIZATION O	F INV	ESTIGATOR	
				1		<u></u>	
Section	C. Non-waiver						
1. 10 E	do not want to give up my rights			I do not want to	be qu	estioned or say any	thing
2. SI	IGNATURE OF INTERVIEWEE		 -			,	

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

USAPA 2.01

THE WARNING

- WARNING Inform the suspect/accused of:
 - a. Your official position.
 - b. Nature of offense(s),
 - The fact that he/she is a suspect/accused.
- 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."
 - 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 offensels) 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 lewyer, 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:

 If the supsect/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.")

SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOP 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 2. DATE (YYYYMMDD) 3. TIME 125 FOO 4. FILE NUMBER 300700 2L 5. LAST NAME, FIRST NAME, MIDDLE NAME 1659 6. SSN 7. GRADE/STATUS UNDANIZATION OR ADDRESS On the day in Question We executed 4 Epuis to 113 FOB. We picked up the Epuis Dlind folded and Zip tied, we put them in the back of the Durce and Drove them down to 113, After we errived I went to the soldiers at the freed back and notice them what we wanted to due with them. Once the Prisoners were Secured and off londed I come back. I anstructed the Soldiers to pich up the EPW's and escort them to the prison facility. Once they were inside I ask if we were all set and if everything was all oh. They said we were fine and we left O. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT

DDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT

TAKEN AT

66), 6(3)

USE THIS PAGE IF NEED	THIS PAGE !	S NOT NEEDED,	PLEASE PROCEED	TO FINAL PAGE	OF THIS FORM.	
STATEMENT OF		TAKEN AT _	1400		alsept 03	
. STATEMENT (Continued)	·			 _	1	
	•					•
				1 d		
·						
		and the same of th				
	T	Tr.				
		· :				
·						
	\					
•						
	•	\	\			
	-					
	•		/:	•		
		٠	\			
				\	\	
		•			01717	

6(6),6(3)

	1760	
STATEMENT OF	AKEN AT 1700	DATED 21Scot 03
9. STATEMENT (Continued)		* · ·
		/ '
	•	
₩ • •		•
•		
		•
t ,	AFFIDAVIT	
WHICH BEGINS ON PAGE 1, AND ENDS ON PA BY ME. THE STATEMENT IS TRUE. I HAVE IN CONTAINING THE STATEMENT. I HAVE MADE THREAT OF PUNISHMENT, AND WITHOUT COE	GE I FULLY UNDERSTAND THE CONTE IITIALED ALL CORRECTIONS AND HAVE INITIA THIS STATEMENT FREELY WITHOUT HOPE O	LED THE BOTTOM OF EACH PAGE
		rean Making Statement)
WITNESSES:	Subscrib and sworn t	to before me, a person authorized by law to
	administer oaths, this	
	at	
ORGANIZATION OR ADDRESS	// {Signature	of P nistering Oath)
	(Typer Name	of Person Administering Oath)
ORGANIZATION OR ADDRESS		
	- ¡Autho	rity To Administer Oaths)
TIALS OF PERSON MAKING STATEMENT	·	2
		PAGE 3 OF PAGES

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE For use of this form, see AR 190-30; the proponent agency is OCCSOPS DATA REQUIRED BY THE PRIVACY ACT AUTHORITY: Title 10, United States Code, Section 3012(g) 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. 3BCT Baghdad FILE NO. 255-pt03 175L ORGANIZATION OR ADDRESS PART I - RIGHTS WAIVERINGN-WAIVER CERTIFICATE Section A. Rights The investigator whose heishe is with the United States Army _ and wanted to question me about the following oftensels) of which I am suspected/accused: i Before heishe asked me any questions about the offense(s), however, heishe made it clear to me that I have the following rights: I do not have to answer any question or say anything. Anything I say or do can be used as evidence against me in a criminal trial. (For personnel subject othe UCML) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, (For civilians not subject to the UCMJ). I have the right to talk privately to a fawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If Earn now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) Section B. Waiver I understand my rights as stated ahove. I am now willing to discuss the offensels) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. WITNESSES (If available) SIGNATURE OF INTERVIEWEE 1a. NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE SIGNATURE OF INVESTIGATOR NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OF INVESTIGATOR Section C. Non-waiver I do not want to give up my rights I want a lawyer do not went to be questioned or say anything SIGNATURE OF INTERVIEWEE TTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECTIACCUSED

A FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

- 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.
- RIGHTS Advise the suspect/accused of his/her rights as follows:

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

- "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."
 (For personnel subject to the UCMA)! "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."

(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 the, a lawyer will be appointed for you before any questioning begins."

d. "If you are now willing to discuss the offensels) 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 fi.e., fewer than 30 days agol, 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 offensels) 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 section of the sayer.

SPECIAL INSTRUCTIONS

WHEN SUSPECTIACCUSED REFUSES TO SIGN WAIVER CERTIFICATE: If the suspectiaccused 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:

If the supsect/accused has made spontaneous incliminating 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.

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.")

SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS LOCATION DATE TIME **FILE NUMBER** Boghalad, Camp Payne NAME FIRST NAME MIDDLE NAME SOCIAL SECURITY NUMBER 14:43 **GRADE/STATUS** ORGANIZATION OR ADDRESS , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: That on 16 sept 03 I and my tellow Soldans weat to path at 270 Batt to pick up four clus? Then we transported them to 113 Batt and that was the mission EXHIBIT INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF **PAGES** OITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF ____ TAKEN AT ____ DATED ____ CONTINUED."

OTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED. AGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE MENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

ORM 2823, JUL 72 (EG)

STATEMENT (Continued)	
6/1	6), 6(3)
	•
	•
	· · · · · · · · · · · · · · · · · · ·
AFFIDAVIT HAVE READ OR HAVE	HAD READ TO ME THIS STATEMENT
WHICH BEGINS ON PAGE TABLE ENDS ON PAGE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAW (Signature)	TENTS OF THE ENTIRE STATEMENT MADE ALED THE BOTTOM OF EACH PAGE OF BENEFIT OR REWARD, WITHOUT FUL INDUCEMENT.
WITNESSES: Subscribed and swom administer oaths, this	to before me, a person authorized by law to
at at	day of , 20
ORGANIZATION OR ADDRESS	
The state of the s	S or r Gison Administering Oath)
ORGANIZATION OR ADDRESS	nonty 16 Administer Oath)
VITIALS OF PERSON MAKING STATEMENT	7
	PAGE OF PAGES

Disclosure of your Social Security Number is voluntary. 1. LOCATION 2. DATE 3. TIME 4. PILE NO. 5. MAME (tast Rev. Mil.	Title 10, United States Code, Section 30 12(g) To provide commanders and law enforcement officials with means by which information may be accurately ident Your Decide Security Number is used as an additional/alternate means of identification to facilitate filling and retrie DISCLOSURE: DISCLOSURE: DISCL			m, see AR 190-30; the proponent agency is ODCSOPS	
2. DATE 3. TIME 4. FILE NO. 25 SAM 27 GRADE/STATUS 8. ORGANIZATION OR ADDRESS Section A. Rights PART I - RIGHTS WAIVERNOW-WAIVER CERTIFICATE The investigator whose name appears below fold me that helpha is with the United States Army and wented to question me about the following offense(c) of which to determine the state of the control of the co	2. DATE 2.554-3.27.30 3. ORGANIZATION OR ADDRESS 6. SSN 7. GRADE/STATUS 9. ORGANIZATION OR ADDRESS 8. ORGANIZATION OR ADDRESS 8. ORGANIZATION OR ADDRESS 8. ORGANIZATION OR ADDRESS AND PHONE 1. Ido not want to be questioning to discuss the original between the significant or the photon and water to a support detailed for the at lawyer present. If have a night to stop perswaring questioning and to have a lawyer present with me during questioning. This lawyer can be created by the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. Understand that this lawyer can be created to take privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer 1 arrange for at no expense to the Covernment or a military lawyer detailed for me at no expense to or both. (For civiliane not subject to the UCML/) have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. Understand that this lawyer can be cree that I arrange for at my average to the Covernment or a military lawyer detailed for me at no expense to it for the UCML/) have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. Understand that this lawyer can be cree that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer if I are not walking to decise the defineds) under investigation, with or wilchout a lawyer present. I have a right to stop servering questions at any time, or speak privately with a lewyer before answering further, even if i sign the walver below. COMMENTS (Continue on revenue side) ORGANIZATION OR ADDRESS AND PHONE ORGA	PRINCIPAL PURPOSE: ROUTINE USES:	Title 10, United States Code, 5 To provide commanders and fa Your Social Security Number is	Section 3012(g) Section 3012(g) We enforcement officials with means by which information may be accurately sused as an additional/elternate means to the section of the s	identifi retriev
6. SSN PART I - RIGHTS WAIVERNOR-WAIVER CERTEICATE Section A. Rights PART I - RIGHTS WAIVERNOR-WAIVER CERTEICATE Section A. Rights PART I - RIGHTS WAIVERNOR-WAIVER CERTEICATE Section A. Rights PART I - RIGHTS WAIVERNOR-WAIVER CERTEICATE Section A. Rights PART I - RIGHTS WAIVERNOR-WAIVER CERTEICATE The investigator whose name appears below toid me that helds is with the United States Army and wanted to gestion me about the following effense(s) of which I are the fellowing rights: 1. I do not have to answer any questions about the offense(s), however, herabe made it clear to me that I have the following rights: 1. I do not have to answer any questions or say anything. Anything I say or do can be used as evidence against me in a criminal trial. 1. Fifor personal anise of the LOCAL I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This is exyse can be a civilian lawyer i errange for at no expense to the Government or military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or a military lawyer detailed for me at no expense to the Government or an interest for t	9. ORGANIZATION OR ADDRESS PART I - RIGHTS WAIVERNOW-WAIVER CERTIFICATE The investigator whose name appears below told me that heldne is with the United Status Army and wanted to question me about the following offensel(s) of which I am address to the early questions about the offensel(s), however, he/she made it dear to me that I have the following offensel(s) of which I am address to another any questions obout the offensel(s), however, he/she made it dear to me that I have the following offensel(s) of which I am address to another any questions of asy anything. 1. I do not have to another any questions obout the offensel(s), however, he/she made it dear to me that I have the following origins: 2. Anything I say or do an other uses a toward or asy anything. 3. (For personnel subject or the UCMLI) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This javyer can be a clution lawyer I arrange for at no expense to the Government or a matery lawyer detailed for me at no expense to the UCMLI). I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before new questioning begins. If I am now willing to discuss the offensel(s) under investigation, with or without a lewyer present, I have a right to stop anewering questione at any fine, or speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) With RESICES (If available) 3. SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (OA FORM 2023) SUBSECUENTLY EXECUTED BY THE SUBSECTIACCUSED FORM 3881, NOV 89	1. LOCATION		4. FILE NO	 D,
PART I - RIGHTS WAIVER/MUN-WAIVER CERTIFICATE Section A. Rights The investigator whose name appears below told me that he/she is with the United States Army and wanted to question me about the following offense(s) of which I are detered he/she skedd me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: 1. I do not have to answer any question or say anything. Anything I say or do can be used as a widdonce against me in a criminal trial. (For personnel rubject or the UCM I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to read. (For civilians not subject to the UCMI) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense. Or II cannot afford a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense. Or II cannot afford a lawyer and went one, a lawyer will be appointed for me before any questioning begins. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, if have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if i sign the waiver below. COMMENTS (Continue on reverse side) WITNESSES (If available) 3. SIGNATURE OF INTERVIEWEE 4. SIGNATURE OF INTERVIEWEE 6. ORGANIZATION OF ADDRESS AND PHONE 9. ORGANIZATION OF ADDRESS AND PHONE 1. Ido not want to be questioned or say anything	PART I - RIGHTS WAIVER/MOR-WAIVER CERTIFICATE Section A. Rights The investigator whose name appears below told me that he/she is with the United States Army and wented to question me about the following offensetal of which I emberte he/she asked me any questions about the effective he/she asked me any questions against me in a criminal trial. I do not have to astive any questions about the offerents), however, he/she made it clear to me that I have the following rights. I do not have to astive any questions against me in a criminal trial. (For prozonned subject on the UCMU I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me or both. (For civilians not subject to the UCMU! I have the right to talk privately to a lawyer before, during, and after questioning and to have a largyer present with me activing questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning legits. If are now willing to discuss the offensets) under investigation, with or wildout a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the walver below. COMMENTS (Continue on reverse side) WITNESSES (If available) ORGANIZATION OR ADDRESS AND PHONE G. ORGANIZATION OF INVESTIGATOR A. SIGNATURE OF INTERVIEWEE ORGANIZATION OR ADDRESS AND PHONE G. ORGANIZATION OF INVESTIGATOR 1 do not want to be questioned or say anything I vant a lawyer SIGNATURE OF INTERVIEWEE OCH THIS WANNER CERTIFICATE TO ANY SWONN STATEMENT (OA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED	5. NAME (Last First Mile	,		
The investigator whose name appears below told me that he/she is with the United States Army	The investigator whose name appears below told me that he/she is with the United States Army and wanted to question me about the following effense(s) of which i and selecter he/she saked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: I do not have to enswer any questions of say arrything. Anything I say or do can be used as oxidence against me in a criminal trial. After parsonal author of the UCMA/I have the right to talk privately to a lavyrar before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian havyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to or both. After parsonal subject on the UCMA/I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me made and the subject to the UCMA/I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me me before any questioning begins. If I am now will be appointed for the following in the subject to the UCMA/I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me will be appointed for the following any own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for the following investigation, with or wildout a lawyer present. I have a right to stop answering questions at any time, or speak privately with a lawyer before enswering further, even if I sign the welver below. COMMENTS (Continue on reverse gide) COMMENTS (Continue on reverse gide) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR AND WARD (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR I do not want to give up my rights 1 do not want to give up my rights 2 (I do not want to give up my rights) 3 (SIGNATURE OF INTERVIEWEE CONTIN	6. SSN	7 GRADE	E/STATUS	
Display to the investigator whose name eppears below told me that he/she is with the United States Army And wanted to question me about the following offense(s) of which I are adverted to the saked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: 1. I do not have to enswer any question or say anything. 2. Anything I say or do on be used as evidence against me in a criminal trial. 3. For personnel subject of the UCMAI I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer i arrange for at no expense to the Government or a military lawyer detailed for me at no expense to a first or or both. 3. Or 4. Or 5. Or 5. Or 6. ORGANIZATION OF ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR	The investigator whose name appears below told me that he/she is with the United States Army and wanted to question me about the following offense(s) of which I am and wanted to question me about the following offense(s) of which I am and wanted to question me about the following offense(s) however, he/she made it clear to me that I have the following rights: 1. I do not have to enswer any question or say anything. 2. Anything I say or do can be used as availance against me in a criminal trial. 3. Anything I say or do can be used as availance against me in a criminal trial. 4. (For personnel subject to the UCMM.) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at mo expense to the Government or a military lawyer detailed for me at no expense to it. 4. (For civilians not subject to the UCMM.) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. 1. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the welver below. 4. COMMENTS (Continue on reverse side) 5. SIGNATURE OF INTERVIEWEE 5. ORGANIZATION OF ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR 7. I do not want to be questioned or say anything 8. SIGNATURE OF INTERVIEWEE		PART I - RIG	HTS WAIVER/NON-WAIVER CERTIFICATE	
and wanted to question me about the following offensets) of which I at Bedrore halshe asked me any questions about the offensets), however, he/she made it clear to me that I have the following rights: 1. I do not have to enswer any question or say anything. 2. Anything I say or do can be used as a widence against me in a criminal trial. 3. (For proximal obliget of the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This (awyer can be a civilian lawyer i arrange for at no expense to the Government or a military lawyer detailed for me at no expense to the Octob. (For orivilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. Lunderstand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If a an now willing to discuss the offense(s) under investigation, with or without a lawyer present, i have a right to stop answering questions at any time, o speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) COMMENTS (Continue on reverse side) WITNESSES (If available) 3. SIGNATURE OF INTERVIEWEE NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR NAME (Type or Print) I do not want to give up my rights 1 do not want to give up my rights 1 do not want to give up my rights 1 do not want to give up my rights 1 do not want to give up my rights	end wanted to question me about the following offense(s) of which ! am efforce haldshe asked ma any questions ebout the offense(s), however, he/she made it clear to me that I have the following rights: 1. I do not have to answer any question or say anything. 2. Anything I say or do can be used as widence against me in a criminal trial. 3. I/for personnel subject of the UCMJ I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer i arrange for at no expense to the Government or a military lawyer detailed for me at no expense to it or both. 4. I/for proving questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. 4. If am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the weiver below. 4. COMMENTS (Continue on reverse side) 4. COMMENTS (Continue on reverse side) 5. COMMENTS (Continue on reverse side) 6. ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR	Section A. Rights	·		
and wanted to question me about the following offensets) of which I at Merore halfshe esked mis any questions about the offensets), however, he/she made it clear to me that I have the following rights: 1. I do not have to enswer any question or say anything. 2. Anything I say or do can be used as evidence against me in a criminal trial. 3. I/for presente duplect the LOCAL! I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This (awyer can be a civilian lawyer i errange for at no expense to the Government or a military lawyer detailed for me at no expense to report. (For chilians not subject to the UCAL!) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If a an now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, o speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) SCTION B. Waiver Indirect and indirect and provide investigation, with or without a lawyer present, I have a right to stop answering questions at any time, o speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) SCTION B. Waiver Indirect a stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and though the right to stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present without talking a lawyer present without talking a lawyer present without talking	and wanted to question me about the following offense(s) of which (american charter and wanted to question me about the following rights: 1. I do not have to answer any question or say anything. 2. Anything I say or do can be used as widence against me (in a criminal trial.) 3. (For present subject of the UCMLI) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This jawyer can be a civilian lawyer i arrange for at no expense to the Government or a military lawyer detailed for me at no expense to a road. (For civilians not subject to the UCMLI) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If I arm now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the walver below. 4. COMMENTS (Continue on reverse side) 4. COMMENTS (Continue on reverse side) 5. COMMENTS (I available) 6. ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR	The investigator whose name	appears below told me that he/she is	with the United States Army	
2. Anything I say or do can be used as evidence against me in a criminal trial. 2. For personnel subject of the UCMS I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to or both. 2. Or Interview of the UCMS I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer present with will be appointed for me before any questioning begins. If I am now willing to discuss the oftense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, of speak privately with a lawyer before answering further, even if I sign the weiver below. 2. COMMENTS (Continue on reverse side) 2. COMMENTS (Continue on reverse side) 3. SIGNATURE OF INTERVIEWEE 3. SIGNATURE OF INTERVIEWEE 4. SIGNATURE OF INTERVIEWEE 4. SIGNATURE OF INTERVIEWEE 6. ORGANIZATION OF INVESTIGATOR 1. Ido not want to be questioned or say anything 1. Ido not want to be questioned or say anything	2. Anything I say or do can be used as avidence against me in a criminal trial. 3. (For presonal subject othe UCML) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civillan lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to it or both. 3. (For presidence not subject to the UCML) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begin. 4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop anewering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. 4. COMMENTS (Continue on reverse side) 4. SIGNATURE OF INTERVIEWEE 4. NAME (Type or Print) 4. SIGNATURE OF INTERVIEWEE 5. ORGANIZATION OF ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR	suspected/accused:		and wanted to question me about the following offense(s) of which	h l am
ection B. Waiver Inderstand my rights as stated above. I am now willing to discuss the offensels) under investigation and make a statement without talking to a lawyer first and WITNESSES (If available) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OR ADDRESS AND PHONE G. ORGANIZATION OF INVESTIGATOR Stign C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything	ection B. Waiver Inderstand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and thout having a lawyer present with me. WITNESSES (If available) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE A. SIGNATURE OF INTERVIEWEE NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR I do not want to give up my rights I do not want to give up my rights I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89	during questioning. This is or both. (For civilians not subject to me during questioning. I use will be appointed for me but I am now willing to disconspeak privately with a law	Thave the right to talk private the right to talk private the right to talk private the right to talk inderstand that this lawyer can be one refore any questioning begins. Substitute the right to talk inderstand that this lawyer can be one refore any questioning begins. Substitute the right to talk inderstand that this lawyer can be one refore any questioning begins.	vately to a lawyer before, during, and after questioning and to have a lawyer present wit ge for at no expense to the Government or a military lawyer detailed for me at no expensor or - or - privately to a lawyer before, during, and after questioning and to have a lawyer present that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a	se to m with awver
Inderstand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and WITNESSES (If available) WITNESSES (If available) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR Stion C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything	ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89 WITNESSES (If available) 3. SIGNATURE of INTERVIEWEE 3. SIGNATURE of INTERVIEWEE 3. SIGNATURE OF INTERVIEWEE 4. SIGNATURE OF INTERVIEWEE 5. ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR		n reverse side)		
WITNESSES (If available) . NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 4. SIGNATURE OF INTERVIEWEE ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR Stion C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything	MITNESSES (If available) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 4. SIGNATURE OF INTERVIEWEE NAME (Type or Print) ORGANIZATION OF ADDRESS AND PHONE 5. ORGANIZATION OF INVESTIGATOR Stion C. Non-waiver I do not want to give up my rights I want a lawyer SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89				
ORGANIZATION OR ADDRESS AND PHONE A. SIGNATURE OF INTERVIEWEE ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OF INVESTIGATOR ORGANIZATION OF INVESTIGATOR I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE	ORGANIZATION OR ADDRESS AND PHONE NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OF INVESTIGATOR ORGANIZATION OF INVESTIGATOR I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE ACK THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89	thout having a lawyer present	with me.	he offensels) under investigation and make a statement without talking to a lawyer first	and
ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OR ADDRESS AND PHONE ORGANIZATION OF INVESTIGATOR ORGANIZATION OF INVESTIGATOR Office C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything	ORGANIZATION OR ADDRESS AND PHONE A. SIGNATURE OF MESTIGATOR ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR Sition C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89		ESSES (If available)	3. SIGNATURE OF INTERVIEWEE	 _
NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR Ition C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything	NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR Ition C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89	NAME (Type or Print)			
ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR ction C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE	ORGANIZATION OR ADDRESS AND PHONE 6. ORGANIZATION OF INVESTIGATOR Stion C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89	ORGANIZATION OR ADDR	BESS AND PHONE	4. SIGNATURE OF THE STIGATOR	
Ition C. Non-waiver I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE	Signature of interviewee ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89	NAME (Type or Print)			
I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE	I do not want to give up my rights I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89	ORGANIZATION OR ADDR	ESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR	
I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE	I want a lawyer I do not want to be questioned or say anything SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89	tion C. Non-waiver			
SIGNATURE OF INTERVIEWEE	SIGNATURE OF INTERVIEWEE ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89		rights		· · · · · ·
SIGNATURE OF INTERVIEWEE	ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED FORM 3881, NOV 89 EDITION OF NOV PAIR CROSSES	U I want a lawyer		[I do not want to be guestioned or say appeting	
ACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSECUENT V EVECUTES DU TOUR	FOITION OF NOV PA IS CORRELET	SIGNATURE OF INTERVIEW	ÆE	anyming described on say anyming	
	FOITION OF NOV PA IS ORSOLETE	ACH THIS WAIVER CERTIFIC	ATE TO ANY SWORN STATEMENT	(DA FORM 2823) SUBSECUENT V EVECUES AV	

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

- 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,
- RIGHTS Advise the suspect/accused of his/her rights as follows: "Before I ask you any questions, you must understand your rights."
 - "You do not have to enswer my questions or say anything."
 - a. "Anything you say or do can be used as avidence 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."

(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 bagins.

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 went 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:

 If the supsect/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 enswer 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 initiated 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, pu 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.")

	-			
For use of this	SWORN ST	ATEMENT (9(6),6	
LOCATION	form, see AR 190-45;	the proponent agence DATE	y is ODCSOPS	FILE NUMBER
		25 SEPT D3		LIFE MOMBER
LAST NAME PIDET		SOCIAL SECURITY N	LIMBED	GRADE/STATUS
ORGANIZALION OR ADDRESS				
	<u> </u>			-
		, WANT TO MAKE T	HE FOLLOWING STA	TEMENT UNDER OATH
We Piles H	· · · · · · · · · · · · · · · · · · ·			
We picked the p	Monney	ch from	7/20 toc	and.
escorbe them to and well sounds med us.	1/12 20	reals the	_ ~LL 1.	1 1-1-
1642 -6/15 mil 1/1	tis, kyr			acoce
Salt one Val	ked than	into the	Jail W/D.	a 11.
Dozzes mes cs.		•	, , , , , , , , , , , , , , , , , , ,	- Hmerica
				•
To things else				
7.1				
-4, -5-	•			
, o				
5		,		
	\rightarrow			
	18/6			
	20			•
		<u></u>		
·	,			•
		`	\	
•		·		
		_		
		·		
•				
				\
				\
				\
•				\
				\
EXHIBIT	INITIAL	STATEMEN	-	
		STATEMEN	PAGE 1 OF	PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEA	DING STATEMENT OF	F TAKEN AT	0.4.750	
THE BUTTOM OF EACH ADDITIONAL PAGE MUS	T BEAR THE INITIALS	OF THE PERSON MA	KING THE STATEMEN	NTINUED." IT AND BE INITIALED
STATEMENT WILL BE CONCLUDED ON THE RE				INED OUT, AND THE
DA FORM 2823, JUL 72 (EG) SUPERSE	DES DA FORM 2823, 1	JAN 68. WHICH WILL	BE LISEO	

STATEMENT (Continue	<i>id)</i>		b(b),	12/3		, ,
			~ (•	
					• /	
•				_		
		_	. /			
						•
·						
	. /					
		-			/	
						/
1.		AFFIDAVIT				
ONTAINING THE STATES	1 AND ENDS ON PAGE IS TRUE. I HAVE INITIALED AI MENT. I HAVE MADE THIS STA , AND WITHOUT COERCION, U	LL CORRECTIONS	E READ OR HAVE I STAND THE CONTE S AND HAVE INITIAL WITHOUT HOPE O ENCE, OR UNLAWF	NTS OF THE E	NTIRE STATE	
		. <u>-</u> .	(Signature	of Person Makin	g Statement)	
TNESSES:		Su	bscribed and swom to			f by law to
		admini at	ster oaths, this	day of		20
RGANIZATION OR ADDRE						
·	.00				,,.	
			(Typed Name	of Person Admir	istering Oath)	
NORADDRE	SS	=		rity To Administe	·	
ALS OF PERO	G STATEMENT					
				1		

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE For use of this form, see AR 190-30; the proponent agency is ODCSOPS DATA REQUIRED BY THE PRIVACY ACT **AUTHORITY:** Title 10, United States Code, Section 3012(g) 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. LOCATION FILE NO. 5. NAME (Last, First, MI) 6. PART I - RIGHT'S WAIVER/NON-WAIVER CERTIFICATE Section A. Rights The investigator whose name appears below told me that he/she is with the United States Army and wanted to question me about the following offense(s) of which I am suspected/accused: Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights: 1. I do not have to answer any question or say enything. Anything I say or do can be used as evidence against me in a criminal trial. 3. [For personnel subject othe UCM] I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both. (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins. If I am now willing to discuss the offensels) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below. COMMENTS (Continue on reverse side) Section B. Waiver l understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me. WITNESSES (If available) NAME (Type or Print) ORGANIZATION OR ADDRESS AND PHONE F INVESTIGATOR

2a. NAME (Type or Print)

TYPED NAME OF IN

ORGANIZATION OR ADDRESS AND PHONE

ORGANIZATION OF INVESTIGATOR

Section C. Non-waiver

I do not want to give up my rights

🗆 – I want a lawyer

I do not want to be questioned or say anything

SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

6.

USAPA 2.01

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

- 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.
- 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."
 - "Anything you say or do can be used as evidence against you in a criminal trief."
 - 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."

(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 cartificate."

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 weiver 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 supsect/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.

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.")

For use of this form	SWORN STA	TEMENT	6(6)	6(3)
1_1009hdaN	n, see AR 190-45; the	1.5	TIME	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME,		6 Dept 03	16:00 MBER	GPADE/STATI
ORGANIZATION OR ADDRESS				
		<u> </u>		
	P	WANT TO MAKE TH	E FOLLOWING STAT	EMENT UNDER C
me and 7 other	r of my f	platoon m	embors o	n sept 1
me and 7 other went to pick u	P 4 EPW'S	> 47 271	tenk 13	Batt An
25 COIT them	40 1-12	Acros Ra	At Dicke	d Marin
and drove	d guen a	1 1 miles	no proh	lems.
	osked to	8: C.U.	to firm	- 4
I the prish	mers ex	~ recivit	ry rvco)	-c were
Garage		NO CO	Pliy was	you
n	re squa	16	•	•
Cy.	•			
1,	、			
~	Ç'			
	1 K			
			•	
	.0	· () ~		
		102	•	
•	•		.	
				•
· 				
HIBIT	ALS OF PERSON MAKI	ING STATEMENT		
DDITIONAL PAGES MUST CONTEN	4		PAGE 1 OF	PAGES
"PAGE OF CASE MOST BEA	R THE INITIALS OF TH	TAKEN ATD TE PERSON MAKING	ATED CONTIN	UED." ND BE INITIALES
EODA THE NEVERSE	SIDE OF ANOTHER CO A FORM 2823, 1 JAN 68	00V 00 TWO	AC I MILL DE LIMEI	O OUT, AND TH

	nued)					
			1	b(6),	1/-1	, ,
				10(6)	6(3)	
		•				•
.]						(
ł	\.					
1			-			•
Į.		/:				
						t .
						•
			•			
•						
				-		
	Prog.		`\			
	9					
		•		*		
•	-	•				
		•				
I.			AFFIDAVIT			
I,	GE 1 AND ENTROPE		. HAVE RE	AD OR HAVE HAD	READ TO ME THI	S STATEMENT
HICH BEGINS ON PAC		PAGE 1FU	, HAVE RE	(U THE CONTENT)	READ TO ME THE	S STATEMENT STATEMENT MAD
HICH BEGINS ON PAC Y ME. THE STATEMENT ONTAINING THE STATE	NT IS TRUE, I HAVE	PAGE 1 FU	. HAVE RE LLY UNDERSTAIN PRRECTIONS AND	O THE CONTENTS	OF THE ENTIRE	S STATEMENT STATEMENT MAD EACH PAGE
HICH BEGINS ON PAC Y ME. THE STATEMEN ONTAINING THE STATE	NT IS TRUE, I HAVE	PAGE 1 FU	. HAVE RE LLY UNDERSTAIN PRRECTIONS AND	O THE CONTENTS	OF THE ENTIRE	S STATEMENT STATEMENT MAD EACH PAGE
HICH BEGINS ON PAC Y ME. THE STATEMENT ONTAINING THE STATE	NT IS TRUE, I HAVE	PAGE 1 FU	. HAVE RE LLY UNDERSTAIN PRRECTIONS AND	THE CONTENT: HAVE INITIALED HOUT HOPE OF BI	S OF THE ENTIRE THE BOTTOM OF ENEFIT OF	STATEMENT MAD EACH PAGE
HICH BEGINS ON PAI Y ME. THE STATEMEI ONTAINING THE STAT HREAT OF PUNISHME	NT IS TRUE, I HAVE	PAGE 1 FU	. HAVE RE LLY UNDERSTAIN PRRECTIONS AND	THE CONTENT: HAVE INITIALED HOUT HOPE OF BI	OF THE ENTIRE	STATEMENT MAD EACH PAGE
HICH BEGINS ON PAI Y ME. THE STATEMEI ONTAINING THE STAT IREAT OF PUNISHME	NT IS TRUE, I HAVE	PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRRECTIONS ANI INT FREELY WIT VFUL INFLUENCE	O THE CONTENTS O HAVE INITIALED HOUT HOPE OF BI	S OF THE ENTIRE THE BOTTOM OF ENEFIT OP VERSION MAKING States	STATEMENT MAD EACH PAGE
HICH BEGINS ON PAI Y ME. THE STATEMEI ONTAINING THE STAT HREAT OF PUNISHME	NT IS TRUE, I HAVE	PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRRECTIONS ANI INT FREELY WIT VFUL INFLUENCE	O THE CONTENTS O HAVE INITIALED HOUT HOPE OF BI	S OF THE ENTIRE THE BOTTOM OF ENEFIT OF	STATEMENT MADEACH PAGE
HICH BEGINS ON PAI Y ME. THE STATEMEI ONTAINING THE STAT HREAT OF PUNISHME	NT IS TRUE, I HAVE	PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	O THE CONTENTS O HAVE INITIALED HOUT HOPE OF BI	OF THE ENTIRE THE BOTTOM OF ENEFIT OF Verson Making States ore me, a person aut	STATEMENT MAD EACH PAGE
THICH BEGINS ON PAI Y ME. THE STATEME! ONTAINING THE STAT HREAT OF PUNISHME TNESSES:	NT IS TRUE. I HAVE EMENT. I HAVE MA NT, AND WITHOUT (PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	O THE CONTENTS O HAVE INITIALED HOUT HOPE OF BI	OF THE ENTIRE THE BOTTOM OF ENEFIT OF Verson Making States ore me, a person aut	STATEMENT MADEACH PAGE
THICH BEGINS ON PAI Y ME. THE STATEME! ONTAINING THE STAT HREAT OF PUNISHME TNESSES:	NT IS TRUE. I HAVE EMENT. I HAVE MA NT, AND WITHOUT (PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	D HAVE INITIALED HOUT HOPE OF BI	OF THE ENTIRE THE BOTTOM OF ENEFIT OF Verson Making States ore me, a person aut day of	STATEMENT MADE EACH PAGE ment) horized by law to, 20
HICH BEGINS ON PAI Y ME. THE STATEMEI ONTAINING THE STAT HREAT OF PUNISHME	NT IS TRUE. I HAVE EMENT. I HAVE MA NT, AND WITHOUT (PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	D HAVE INITIALED HOUT HOPE OF BI	OF THE ENTIRE THE BOTTOM OF ENEFIT OF Verson Making States ore me, a person aut	STATEMENT MADE EACH PAGE ment) horized by law to, 20
HICH BEGINS ON PAI Y ME. THE STATEME! ONTAINING THE STAT HREAT OF PUNISHME	NT IS TRUE. I HAVE EMENT. I HAVE MA NT, AND WITHOUT (PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	D HAVE INITIALED HOUT HOPE OF BI	OF THE ENTIRE THE BOTTOM OF ENEFIT OF Verson Making States ore me, a person aut day of	STATEMENT MADE EACH PAGE ment) horized by law to, 20
HICH BEGINS ON PAGE OF THE STATEMENT ON THE STATEMENT OF PUNISHMENT OF PUNISHMENT OF PUNISHMENT OF STATEMENT	NT IS TRUE. I HAVE EMENT. I HAVE MANT, AND WITHOUT (PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	D HAVE INITIALED HOUT HOPE OF BI	ore me, a person aut day of	STATEMENT MAD EACH PAGE ment) horized by law to , 20
I,	NT IS TRUE. I HAVE EMENT. I HAVE MANT, AND WITHOUT (PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	D HAVE INITIALED HOUT HOPE OF BI	erson Auministering	STATEMENT MAD EACH PAGE ment) horized by law to , 20
VHICH BEGINS ON PAGE Y ME. THE STATEMENT ONTAINING THE STATEMENT HREAT OF PUNISHMENT HREAT OF PUNISHMENT HRESSES: RGANIZATION OR ADDRESSES	RESS	PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	D HAVE INITIALED HOUT HOPE OF BI	ore me, a person aut day of	STATEMENT MAD EACH PAGE ment) horized by law to , 20
VHICH BEGINS ON PAGE Y ME. THE STATEMENT ONTAINING THE STATEMENT HREAT OF PUNISHMENT O	RESS	PAGE 1 FU	. HAVE RE LLY UNDERSTAN PRECTIONS ANI INT FREELY WIT VFUL INFLUENCE Subscrit	D HAVE INITIALED HOUT HOPE OF BI	erson Auministering	STATEMENT MAD EACH PAGE ment) horized by law to , 20

	DATA REQUI	RED BY THE PRIVACY ACT
AUTHORITY:	Title 10, United States Code, Section 3	6(1), 6(3)
PRINCIPAL PURPOSE:		rement 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	
1. LOCATION		2. DATE 3. TIME 4. FILE NO.
		25 sept03 1710
5. M. M.		8. ORGANIZATION OR ADDRESS
6. SSN	GENDEICTATIO	
	PART I - RIGHTS WA	AIVER/NON-WAIVER CERTIFICATE
Section A. Rights	,	
The investigator whose name	appears below told me that he/she is with the	United States Army and wanted to question me about the following offense(s) of which I am
suspected/accused:		and marked to deposite the appart the following outsides of whileful and
Before he/she asked me any	questions about the offense(s), however, he/sh	ne made it clear to me that I have the following rights:
 I do not have to answer 	any question or say anything.	
	t be used as evidence against me in a criminal t	
3. (For personnel subject of	the UCMJ I have the right to talk privately to	a lawyer before, during, and after questioning and to have a lawyer present with me
during questioning. This or both.	lawyer can be a civilian lawyer I arrange for at	no expense to the Government or a military lawyer detailed for me at no expense to me,
(For civilians not subject	10 the UCM.) I have the right to talk privately	or - y to a lawyer before, during, and after questioning and to have a lawyer present with
me during questioning. I	understand that this lawver can be one that I a	arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer
will be appointed for me	before any questioning begins.	and the second of the common and the lawyer and walls only, a lawyer
		r without a lawyer present, I have a right to stop answering questions at any time, or
speak privately with a la-	wyer before enswering further, even if I sign th	ne waiver below.
5. COMMENTS (Continue	on reverse side)	
Section B. Waiver		
I understand my rights as stat without having a lawyer prese	ed above. I am now willing to discuss the offer	nse(s) under investigation and make a statement without talking to a lawyer first and
	TNESSES (If available)	3. SIGNATURE
		J. Jida
1a. NAME (Type or Print)		
b. ORGANIZATION OR AD	DRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR
2a. NAME (Type or Print)		
- ODCANIZATION OD 10		
b. ORGANIZATION OR AD	DRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR
Section C. Non-waiver		
· · · · · · · · · · · · · · · · · · ·		
 I do not want to give up I want a lawyer 	my agais	I do not make to be seen to a constant of
- , want a tanyer		☐ I do not went to be questioned or say anything
2. SIGNATURE OF INTERV	ÉWEE	
ATTACH THIS WAIVER CERTI	FICATE TO ANY SWORN STATEMENT IDA F	ORM 2823) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE
For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

THE WARNING

- WARNING Inform the suspect/accused of:
 - a. Your official position.
 - b. Nature of offensels).
 - c. The fact that he/she is a suspect/accused,
- 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 . Is a 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 enswering 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 fi.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 weiver 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 supsect/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. 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 initiated 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.")

		1	· <u>-</u>	1 11	1	
For us	se of this form, see	WORN STAT	TEMENT	6 (6	1. 6	(3)
LOCATION 1-13 Priosioner	- 0	DA	rproponent ager TE	CY IS ODCSOP		
LAST NAME FIRST NAME MIDDLE	Camp	- $ 1$	65CP43	1600) [= 11	E NUMBER
	TONIC	20	CIAL SECURITY	MINBER	GR	ADE/STATUS
O THIS IN THE PARTY AND RESS			···			
	- 					
1,						
A 0 = 1	1111		WANT TO MAKE	THE FOLLOWIN	G STATEMEN	IT UNDER OA
on or about the with 7 other p when to 1-12	e 16the	X C. DX	1600 H	R5 M.	-10	A ·
With Tother		Sto and in	100/4 11		26(1-c	dona
- B	N 22Ve	x Yicke	4 GU K	c D Tion	while	
ANOW 40 1-13	R. 11 0	\ _	, ,	C1 W3 c	nd de	Livery
them to 1-13 Incedents	2 DOC# 1 4	TIDEN	as a	10	1	,
Incolonic		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	or can	$\mathcal{N} \mathcal{W} \mathcal{M}'$	th or	st env
CACICA				4	•	1
	•					
		•				
$\sim \eta_{s}$						
1	Y					•
`	\ h.					
	1,14					
	\4	·			•	
	$\mathcal{A}_{\mathcal{V}}$	- //				
		0//				
		\nO.				
		\	1_			
		/ (
			\sim			
				حـ		
		•				
					`	
CHIBIT	<u> </u>					
	INITIALS	OF PERSON MAK	NG STATEMENT	 		
ADDITIONAL PAGES WIST CONTENTS				PAGE 1		PAGES
ADDITIONAL PAGES MUST CONTAIN THE BOTTOM OF EACH ADDITIONAL PA	GC MUNI HEAD TU	C WITHIN O OF THE	TAKEN AT	DATED	CONTINUED	<u> </u>
IE BOTTOM OF EACH ADDITIONAL PA PAGE OF PAGES." WH ATEMENT WILL BE CONCLUDED ON	EN ADDITIONAL PA HE REVERSE SIDE	E INITIALS OF TH IGES ARE UTILIZE	IE PERSON MAKI ED, THE BACK O	NG THE STATE	MENT AND B	E INITIALED
CODE OUNDED ON I	<u>HE KEVERSE SIDE</u>	OF ANOTHER CO	OPY OF THIS EO	CAGE I WILL E	r⊏ LINED QU	I, AND THE
	PERSEDES DA FOR	KM 2823, 1 JAN 68	3, WHICH WILL B	E USED.	·	

STATEMENT (Continued)	
	b(6), b(3)
 ,	
	AFFIDAVIT
THICH BEGINS ON PAGE TAND ENDS ON PAGE Y ME. THE STATEMENT IS TRUE. I HAVE INITIALE ONTAINING THE STATEMENT. I HAVE MADE THIS HREAT OF PUNISHMENT, AND WITHOUT COERCIO	, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT DILLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE OF ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT ON, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.
TNESSES:	(Signature of Person Making Stalement)
	Subscribed and swom to before me, a person authorized by faw to administer oaths, this day of, 20
RGANIZATION OR ADDRESS	
	(If yped Name of Person Administering Oath)
RGANIZATION OR ADDRESS	(Authority 16 Administer Oath)
TIALS OF PERSON MAKING STATEMENT	PAGE OF PAGES
	TAGES

1	DATA REQUIRE	D BY THE PRIVACY ACT
AUTHORITY:		D141 613)
PRINCIPAL PURPOSE:	Title 10, United States Code, Section 301	[2(a)
ROUTINE USES:	10 provide commanders and law enforcem	nent officials with means by which information may be accurately identified
DISCLOSURE:	. Add a count account A Moutabet Is rised as au	additional/alternate means of identification to facilitate filing and according
Diodioco, L.	Disclosure of your Social Security Number	r is voluntary.
1. LOCATION		2. DATE 3. TIME 4. FILE NO.
E MAAAT 46 - E - M		255eP03 1740
		8. ORGANIZATION OR ADDRESS
6SSN	7. GRADE/STATUS	
4		
	PART I - RIGHTS WAIV	/ER/NON-WAIVER CERTIFICATE
Section A. Rights		
		
The investigator whose pend	e appears below told me that he/she is with the Un	nited States Army
suspected/accused;		and wanted to question me about the following offense(s) of which I am
	displace should the offenness beauty	
1. I do not have to answer	any question or say anything.	nade it clear to me that I have the following rights:
Anything I say or do car	n be used as evidence against me in a criminal trial.	
(For personnel subject of	the UCMJ I have the right to talk privately to a la	Wyer before during and after questioning and to have a fermion to
quadrating. Itilis	lawyer can be a civilian lawyer I arrange for at no	expense to the Government or a military lawyer detailed for me at no expense to me,
or both.		- mane) with a second to the metro expense to the,
(For civilians not subject	A CAMPAGE AND A	- or -
me during questioning 1	to the UCMU). I have the right to talk privately to	a lawyer before, during, and after questioning and to have a lawyer present with
The Daniel Maconstitute, 1	before any questioning begins.	nge for at my own expense, or if I cannot afford a lawyer and want one, a lawyer
4. If I am now willing to dis	souss the offensels) under investigation, with or wi	en la value de la companya de la co
speak privately with a la	wyer before answering further, even if I sign the w	ithout a lawyer present, I have a right to stop answering questions at any time, or
		diver below.
. COMMENTS (Continue		
. committe lenduce	on reverse sige j	
Section B. Waiver		
understand my rights as state	ed shows I am now willing to discuss the office of	
rithout having a lawyer presen	of with me.	sł under investigation and make a statement without talking to a lawyer first and
Wit	TNESSES (If available)	3. GE
a. NAME (Type or Print)		
<u> </u>		
ORGANIZATION OR ADI	DRESS AND PHONE	4. SIGNATURE OF INVESTIG
. NAME (Type or Print)		
ORGANIZATION OR ADD	PRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR
		·
		
ection C. Non-waiver		
I do not want to give up a	my rights	
☐ [wantalawyer		I do not want to be questioned or say anything
SIGNATURE OF INTERVIE	EWFF	
	•	
TACH THIS WAIVER CERTIF	CATE TO ANY SWOOM STATEMENT OF FORM	1 2823/ SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED
	TO ALL STORE STATEMENT IDA FORM	/ 2823/ SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE
For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

THE WARNING

- 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.
- 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."

- QC -

(For civilians not subject to the UCMJ) You have the right to talk privately to a tawyer 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 offensets) 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 supsect/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 advisel.

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.")

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 2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER 2-7076 FOB <u> 2</u>003 0925 1515 5. LAST NAME FIRST NAME MIDDLE NAME 7. GRADE/STATUS 8. ARGANIZATION OF ADDRESS , WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: of transporting EDW's to Jail. On 16 Sept 83 transported 4 or 5 EPUT to 1-13 AR. When we put the prisioners on the truck they were already zip stripped with there hands behind them. There condition was good. We proceeded to 1-13 with a 21/2 truck and a humavee, the lead vehicle which was the humier, when arrived to 1-13 AR. There were 2 salder standing there I went inside to process the paperwork with EPW's were still on the truck. I was in the building about 5 or 10 minutes. When I came out to get the Erus off the already had then off. The only thing disaw was unusly was that they had them on the ground Face first. That's when it briefed the into that evas there, when they picked them up it was by there arms and the EPN's locked to be in condition as they was when we loaded them. is dich't see anything cruel or unhamain done to the EPW's. Then we put them a walked them into the building. That's when it custody. - Nothing follows Them unto 10. EXHIBIT 11. INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF

DA EODM 2022 DEC 1000

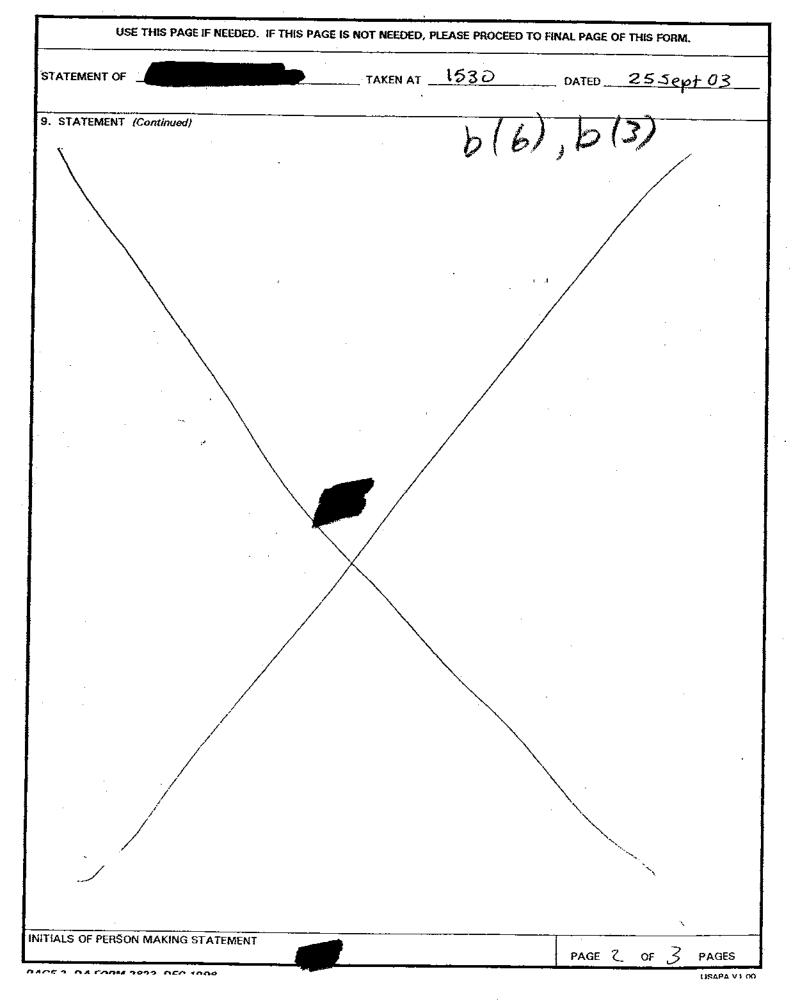
MUST BE BE INDICATED.

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT

DA FORM 2823 BH 72 IS ORSOLETE

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

HSAPA VI OO



SWORN STATEMENT

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

DATE

TIME

1550

FILE NUMBER

SOCIAL SECURITY NUMBER

GRADE/STATUS

We were called to go to battlion to pick up EPW'S on the evening of the 16 of September 2003, we put the Epw's in the back of the 2/2 ton truck. Nobody was mistrant in anykind, we escorted them by the arm and helped them in to the truck, we left battlion to take them to 1-13 AR for Jetainment. When we got there I did not take them out of the truck, Because I was on the 240B on the top of the humber. I downed my gear, walk up to the kest guy grabed him by the arm and walked him into the builting what happened between the first guy and the guy I pieved up. I Jon't know, when I took the guy into the builting I gave him to some E-5 and he said I was good and then I left and went back to the humber. That is all that I did and all that I can.

Mathing Follows

EXHIBIT

LOCATION

ORGANIZATION OR ADDRE

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF 7_ PAGES

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)			
		b(6),	6(3)
	1	,	
			•
	√64.		·
	of the		
	ing ,		. ·
	(P)	<i>f</i>	
		1 U 5	
		•	
	AFFIDA	VIT	
1,	. 1	HAVE READ OR HAVE HAD READ	TO ME THIS STATEMENT
WHICH BEGINS ON PAGE 1 AND ENDS BY ME. THE STATEMENT IS TRUE. I H, CONTAINING THE STATEMENT. I HAVE THREAT OF PUNISHMENT, AND WITHO	ON PAGE . I FULLY UND AVE INITIALED ALL CORRECTI MADE THIS STATEMENT FOR	DERSTAND THE CONTENTS OF TH ONS AND HAVE INITIALED THE B	HE ENTIRE STATEMENT MADE OTTOM OF EACH PAGE
•		7/60/10	ment)
VITNESSES:	ad	Subscribed and sworn to before me, iminister oaths, this 25 m day	
9	at		of September, 20 03
ORGANIZATION OR ADDRESS			Sa(h)
DOCAMIZATION OF TOOR		(Propose	Communicating Oath)
ORGANIZATION OR ADDRESS		(Authority To Adm	inister Oath)
IITIALS OF PERSON MAKING STATEMEN		PAGE	2 OF 7 PAGES
		FAGE	L OF P PAGES

	RIGHTS WARNING PROC				
AUTHORITY: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE:	DATA REQUIRED Title 10, United States Code, Section 3012 To provide commanders and law enforceme Your Social Security Number is used as an a Disclosure of your Social Security Number in	2(g) ent off additio	onal/alternate mea	b(6),	n may be accurately identified.
1. LOCATION Q	15, -	2.		3. TIME	4. file No.
Denh	dad Iraq	1 '	5 Sep 03	1700	
5. NAME (Last First M	<u>"</u>	8.	ORGANIZATION	OR ADDRESS	,
6. SSN	7 SPADE/STATUS				
	017.00				
	PART I - RIGHTS WAIVE	ER/NOI	N-WAIVER CERTI	FICATE	
Section A. Rights	,				
					
The investigator whose name	se soneers below fold me that he/she is with the Unit	ted Sta	ites Army		
				stion me about the follo	owing offense(s) of which I am
suspected/accused:					<u> </u>
I do not have to answer	questions about the offense(s), however, he/she ma If any question or say enything.	ade it c	lear to me that I hav	re the following rights:	
	n any question or say anything. In be used as evidence against me in a criminal trial.				
	othe UCMJ I have the right to talk privately to a law		ofore during and af	tere minetimine and to be	
during questioning. This	s lawyer can be a civilian lawyer I arrange for at no e	where of	note, curing, end at	tor questioning and to the	ave a lawyer present with me
or both.	;*	3xpc	to the government	Or a military lawyer ucc	alled for me at no expense to me,
		- or			
(For civilians not subject	t to the UCMJ) I have the right to talk privately to a	a lawye	er before, during, and	d after questioning and t	to have a lawyer present with
me during questioning. I	I understand that this lewyer can be one that I arrange	ige for a	at my own expense,	, or if I cannot afford a l	awyer and want one, a lawyer
will be appointed for me	e before any questioning begins.				
4. If I am now willing to di	iscuss the offense(s) under investigation, with or with	thout a	lawyer present, I ha	ive a right to stop answi	ering questions at any time, or
speak privately with a la	awyer before answering further, even if I sign the wa	aiver be	elow.		
5. COMMENTS (Continue	on reverse side)				
Section 8. Waiver					· · · · · · · · · · · · · · · · · · ·
understand my rights as sta	ted above. I am now willing to discuss the offense(s	s) under	r investigation and n	nake a statement withou	ut talking to a lawyer first and
without having a lawyer prese	ant with me.				
	TYNESSES (If available)	3.	SIGNATURE OF I	NTERVIEWEE	
1a. NAME (Type or Print	9				
b. ORGANIZATION OR AS	DDRESS AND PHONE	4.	SIGNATURE OF I	NVESTIGATOR	
		14			
	,	4			
2a. NAME (Type or Print	1				
					<u> </u>
ORGANIZATION OR AC	DRESS AND PHONE	6.	ORGANIZATION	OF INVESTIGATOR	
					<u></u>
Section C. Non-waiver	· -				
. I do not want to give up	ny rights				***************************************
l want a lawyer			J Idonot want to	be questioned or say ar	nythina
SIGNATURE OF INTERV	TEWEE			•	
TTACH THIS WAIVER CERT	IFICATE TO ANY SWORN STATEMENT (DA FORM				
TIMOU THO REMITED CENT	TICKLE TO ANT SWOMM STATEMENT IN A FORM	<i>1 2823</i> 1	/ SHRSEOUENTLY 1	-XECUITED BY THE SHE	DECT/ACCRICED

DA FORM 3881, NOV 89

EDITION OF NOV 84 IS OBSOLETE

USAPA 2.01

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

- 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...
- 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."

(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 lewyer 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:

 If the supsect/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.")

SWC	ORN STATEMENT	0	(6), b(3)
LOCATION For use of this form, see Af	DATE	TIME	FILE NUMBER
LAST NAME, FIRST NAME AND LE NAME	SOCIAL SECURITY	1640 hrs NUMBER	GRADE/STATUS
ORGANIZATION OR ADDRESS			
in the escort of 4 E.P.W.	September 1	- was ande	4 ! /
Sind tolded and 7 in the	ied - we por	0.1 7.	
out of the true to	, when we co	Trued We	- box REPL
Dillohy and the Suite	d. W The c	scorted The	a juto a
Stayed for a few extra por	times and	nede son	e we were
Clear to leave and we	headed by	r to cer	FOB
· CC 74	·		
18.			

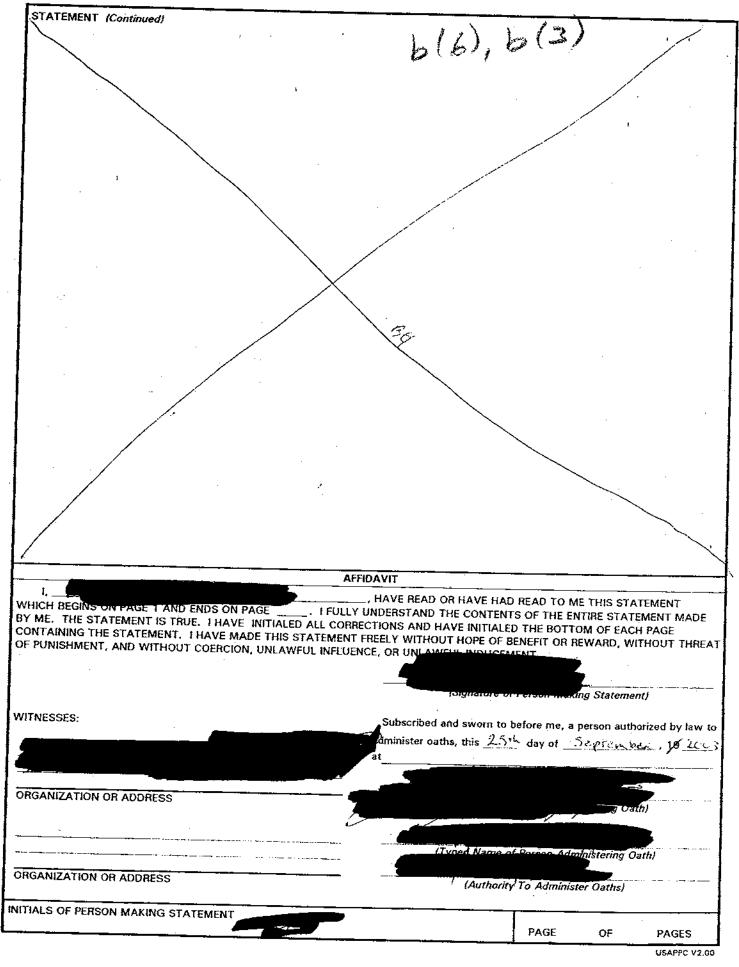
EXHIBIT.

INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF

.... PAGES

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.



RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

Δŧ	ITHODITY.	

Title 10, United States Code, Section 30 12(a)

PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE:	To provide commander:	imber is used as an ac	t offi Iditio	nal/alternate mea	by w	hich information in identification to t	may be accurately identifie facilitate filing and retrieval
1. LOCATION		 	2.	DATE	3.		4. FILE NO.
5. NAME (Last, First, I	Al)		8.	25 Sed 03 ORGANIZATION	OR A	<u>1730 bys</u> Doress	
-6. SSN		SDADE (OT A TO TO	4				•
	7.	GRADE/STATUS				f i	
	PAR	TI - RIGHTS WAIVER	NON	-WAIVER CERTIF	FICAT	E	· · · · · · · · · · · · · · · · · · ·
Section A. Rights					_		
suspected/accused: 1. I do not have to answer 2. Anything I say or do co 3. (For personnel subject)	er any question or say anything in be used as evidence against othe UCMJ ('hava the right to sawyer can be a siellieght to sayyer can be a sayyer can be	!. : me in a criminal trial. o talk privately to a lawy	er bef	and wanted to ques		ctioning and a law	ng offense(s) of which I am
or both.	s lawyer can be a civilian lawy	er i amange for at no exp	ense	to the Government	OF B AY	tilitary lawyer detaile	e a lawyer present with me ad for me at no expense to me
will be appointed for m	I to the UCMJ) I have the right understand that this lawyer of before any questioning begin souss the offense(s) under investing further the period of the second surface answering further than the second surface and the second surface answering further than the second surface and sec	sur be one that I arrange s. estigation, with or withou	for al	my own expense,	or if I	cannot afford a law	yer and want one, a lawyer
. COMMENTS (Continue	on reverse side)			· · · · · · · · · · · · · · · · · · ·	- <u>-</u>		
ection B. Waiver							
understand my rights as sta rithout having a lawyer pres	ted above. I am now willing to	discuss the offense(s) u	nder i	nvestigation and ma	eke a :	statement without to	alking to a lawyer first and
w	TNESSES (If available)		3.	SIGNATURE OF IN	TERV	EV	
a. NAME (Type or Print	,						
ORGANIZATION OR AS	DORESS AND PHONE		4.	SIGNATURE OF IN	VEST	GATOR	
. NAME (Type or Print)	,						
ORGANIZATION OR AD	DRESS AND PHONE	6	5.	ORGANIZATION OF	FINVE	STIGATOR	
ction C. Non-waiver							<u> </u>
I do not want to give up	my rights			 -		·· <u>·</u>	
[want a lawyer				f do not want to b	e que:	stioned or say anyth	ing
SIGNATURE OF INTERV	EWEE			<u> </u>			001746

TTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT IDA FORM 28231 SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED A FORM 3881, NOV 89

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

- WARNING Inform the suspect/accused of:
 - Your official position.
 - b. Nature of offense(s).
 - . The fact that he/she is a suspect/accused.
- 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.",

(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 bagins.

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 enswering 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?"

Iff 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
equest 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

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

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

OR INCRIMINATING STATEMENTS:

 If the supsect/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. 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."), Jurther 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.")

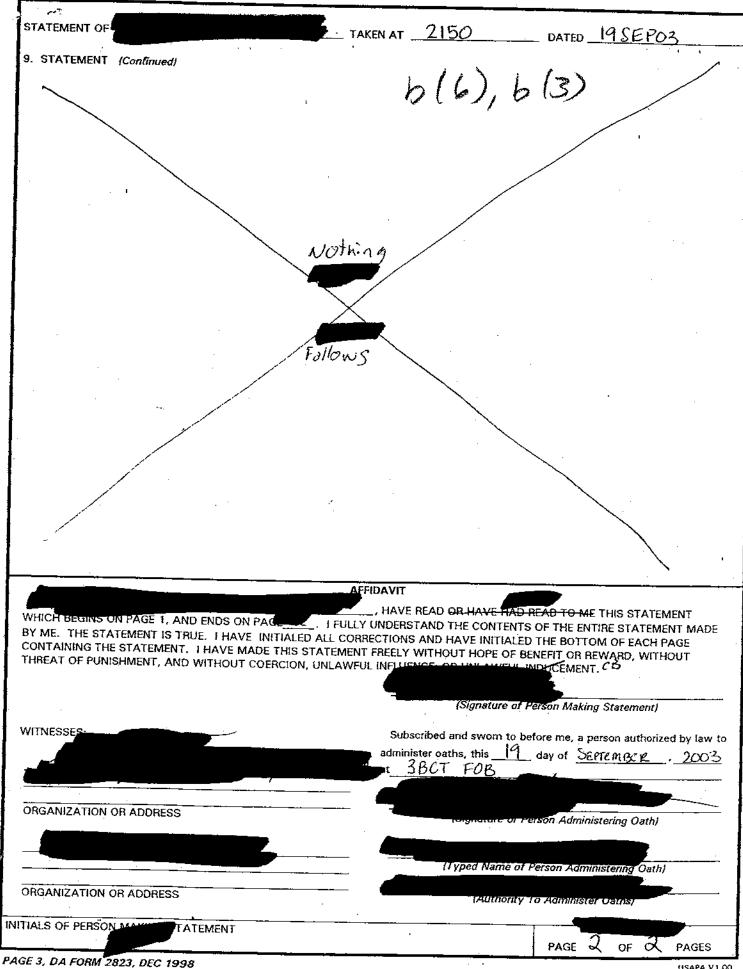
IMENTS (Continued)

	For use of this fo	SWORN STAT	EMENT e proponent agenc	y is ODCSOPS	1,6(3)
AUTHORITY: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE: 1. LOCATION	Title 10 USC Section 301; To provide commanders and	PRIVACY ACT ST. Title 5 USC Section 29 d law enforcement offic is used as an additional	ATEMENT 51; E.O. 9397 datectals with means by al/alternate means ary.	ted November 2	22, 1943 <i>(SSN)</i> . nation may be accurately on to facilitate filing and retrieva
E TAST MAME FIRST !	1	2803091	18 20	<u>Ø3</u> ø	4. FILE NUMBER
5. LAST NAME, FIRST		6 88	N		7. GRADE/STATUS
8. 0	Appeles				
9.				<u> </u>	
i. I.		, WANT	TO MAKE THE FO:	LLOWING STA	TEMENT UNDER OATH:
ON 16 SEP 0	3, AT AROUND /	1600 HOURS	1 WAS SI	-ANIA INIC	- IN TOLE
DOORWAY OF	THE ROOM 1	WE FOR	14114 -	71744A.40	7 /V /#8
1-13 40 1	ا انداس ا	The Time	NIEMCOG	7477070	AT TT
THE ASSOCIA	ETENTION FAC	My. THE	RDOM 15	LOCATE	1) NEXT PO
THE DETENT	ON FACILITY'S	GATE. IN	o VEHICL	ES ROU	FOIN, A
HOMINEE AND	D-A, 5 TON TK	EUCK AND	PARKEO 11	N THE C	COURTYARD.
APPROXIMAT	EW 20M AW	ON Geom D	HE INTERA	20GAT101	V Room.
I WENT BAG	K INTO THE I	RATION WH	ent 1 HE	nen so	PLAJERS
YEWNG. /	LOOKEN OUT	Die Ann	TO-1100	71-0 -	and the
IN TIME TO	LOOKED OUT	יייי איייייייייייייייייייייייייייייייי	- CONTINUE	THE VU	1/062 908-
11 1 /1 wc 10	see A UCIAI	NEE BEING	THROWN	Off on	FDHE 5 TAMI
1,0000 0410	THE PAVEYNU	eni. There	WERE .	Frair 1	DETAINATE
() //C //V //	HE GROUP, M	WOF WHOM	M WORF	= Alinn	1-6011-0
AND Zip-a	OFFED. BY TH	ETIME 1 L	EAT THE	RADON	I IN/AR INI
AU THE SE	TAINEES WER	OF AND THE	- C-DAINA	734R/=	- GIA SAC
NERE TRIVIAL	· TO TOOL OF	- A	THEORY	4 -0 00	e oughers
POUCH	TO TURN THE	= DEIMINES	3 OVEK 4	47√U V <i>H</i> €	EX 4W IT IN
Die CAR	IMNAER, KICK	WG THEM	WITH THE	ir feet	. I APPROACHED
SO CONTENT	s, who were	YELLING TO	vu aweitku	MG AT	THE
SETATIVEES A	M ASKED THE	em to Grow	2 WHiCH	THEY &	UN ON
TRUDGINGLY	HMD ASKED THE NOTHING FOLL	LOWS		,	
D. EXHIBIT		11. INITIALS	MAKING ST	ATEMENT	PAGE 1 OF 2 PAGES
ODITIONAL PAGES MUST	CONTAIN THE HEADING ":	STATEMENT :	TAKEN AT		17,000
L.					EMENT, AND PAGE NUMBER

DA FORM 2823, DEC 1998

STATEMENT OF	TAKEN AT 2100	DATED_18&P@3
9. STATEMENT (Continued)	111	161
	b(6),	0(3)
MOTILIA	for tows	
Notifing	TOTIONS	
		``
	AFFIDAVIT	
WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. 1F	, HAVE READ OR HAVE HAD RE	AD TO ME THIS STATEMENT
BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL	CORRECTIONS AND HAVE INITIAL SP. 1	AGE
CONTAINING THE STATEMENT. I HAVE MADE THIS STATES THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLA		HOUT
		nent)
WITNESSES:		ore me, a person authorized by law to day of SEPTEMBER , 2003
	at 3BCT FAB BA	GHDAD IRAG
ORGANIZATION OF ADDRESS	Toighdiane of Tel	Son Administering Oath
	(Typed Name of P	erson Administrative Oothi
ORGANIZATION OR ADDRESS	(Authority To	o Administer Oaths
INITIALS OF PERSON MAKING STATEMENT		2 2
PAGE 3, DA FORM 2823, DEC 1998		PAGE 2 OF 2 PAGES USAPA VI.00

	SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS
AUTHORITY: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE: 1. LOCATION	PRIVACY ACT STATEMENT le 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN). provide commanders and law enforcement officials with means by which information may be accurately sur social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
Task Force	2. DATE (YYYYMMDD) 3. TIME 4. FILE NUMBER Descrition Facility 2003 0919 2140 AE MIDDLE NAME 6 SSN 7. COADE WATER
8. DRGANIZA JIDN	THE STATES
	, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH: CB
I witness	on 16 sept 03 around 1600 hours that 4
Soldiers	were taking 4 detainers out of the back
101 a 5	ton. When they took them and to
1 - J L)	SSIVO TORRE FILL IN
threw Inen	hands tied behing their backs. The 4 soldiers
Or lower	The state of the s
	Nothing
	Follows
	707003
10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF PAGES
ADDITIONAL PAGES MUST	ONTAIN THE HEADING "STATEMENT TAKEN AT DATED
	TIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER



USAPA V 1.00

	For use of this form,	SWORN STATEMENT see AR 190-45; the proponent	agency is ODCSC	2(b), b(3)
AUTHORITY: PRINCIPAL PURPOSE: ROUTINE USES: DISCLOSURE:	Title 10 USC Section 301; Title To provide commanders and law Your social security number is unisclosure of your social security.	venforcement officials with me sed as an additional/alternate m	ans by which info	er 22, 1943 <i>(SSN)</i> , ormation may be accurately ation to facilitate filing and retrieva
1. LOCATION 77 /	-13	2. DATE (YYYYMMDD) Z0030120	3. TIME 1945	4. FILE NUMBER
5. LAST NAME, FIRST 8. ORGANIZATION OR		6. SSN		7. GRADE/STATUS
9.		, WANT TO MAKE TH	ŧε following s	STATEMENT UNDER OATH:
On	the afternoon of	F 165EP03, I	witnessed	soldiers beatily

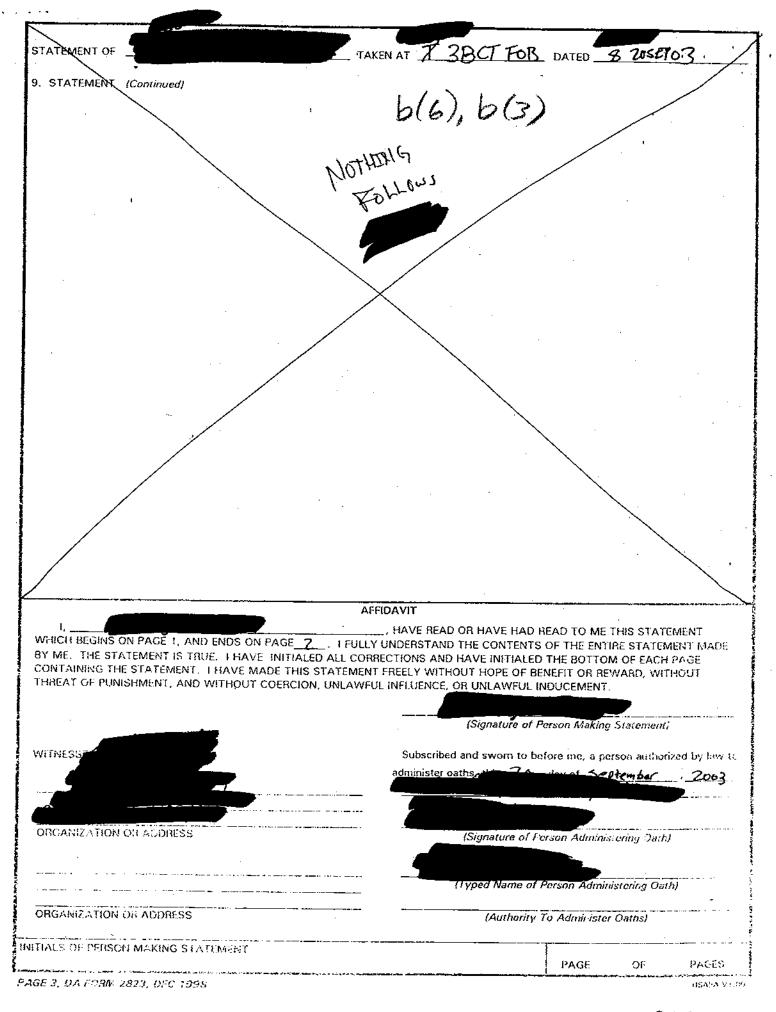
On the oftenoon of 165EP03, I witnessed soldiers beating on four I ragi prisoners. I witnessed the prisoners being thrown out of the 5-ton while still in handcotts. I also untwessed the prisoners getting kneed in the head and kicked in the n'bs.

Before this occurred, the soldiers told me to go take

a piss or something or get the hell out of there.

I didn't respond and continued what I was dring and then they said to look away. I didn't look away and they continued to beat the prisoners. Nothing Follows

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT	T
		PAGE 1 OF _ Z PAGES
ADDITIONAL PAGES MUST CONTAIN THE	HEADING "STATEMENT TAKEN AT DATED	
THE BOTTOM OF EACH AUDITIONAL PAG MUST BE BUINDMOATED	E MUST BEATT THE INITIALS OF THE PERSON MAKING THE STA	NTEMENT, AND PAGE NUMBER



SWORN STATEMENT For use of this form, see AR 190-45; the proponent agency is ODCSOPS 3rd BLT FOR Bachdard Trag DATE TIME FILE NUMBER 23 Sept. 03 12:06 HRS SOCIAL SECURITY NUMBER GRADE/STATUS ANGANIZATION OR ADDRESS

, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I was silling in my truck at 1/13th FOB. My vehicle was localed at the 1/13th juil cell. I was with my vehicle park on the side of the road, towards the front gate of jail center. A 5 for vehicle drove into the court Yard with three prisoners. I heard some yelling near the 5 ton vehicle. There were two prisoners on the ground with there arms bunded behind their backs. The third prisoner was in the back OS the truck with another Soldier. The prisoner was push or hicked of the back of the truck. The prisoner landed on his chest. There was more yelling, one of the Soldiers kicked a prisoner as he was going to move him. The Soldier said "These guys just killed two Suldiers. The prisoner where then move towards the juil cell,

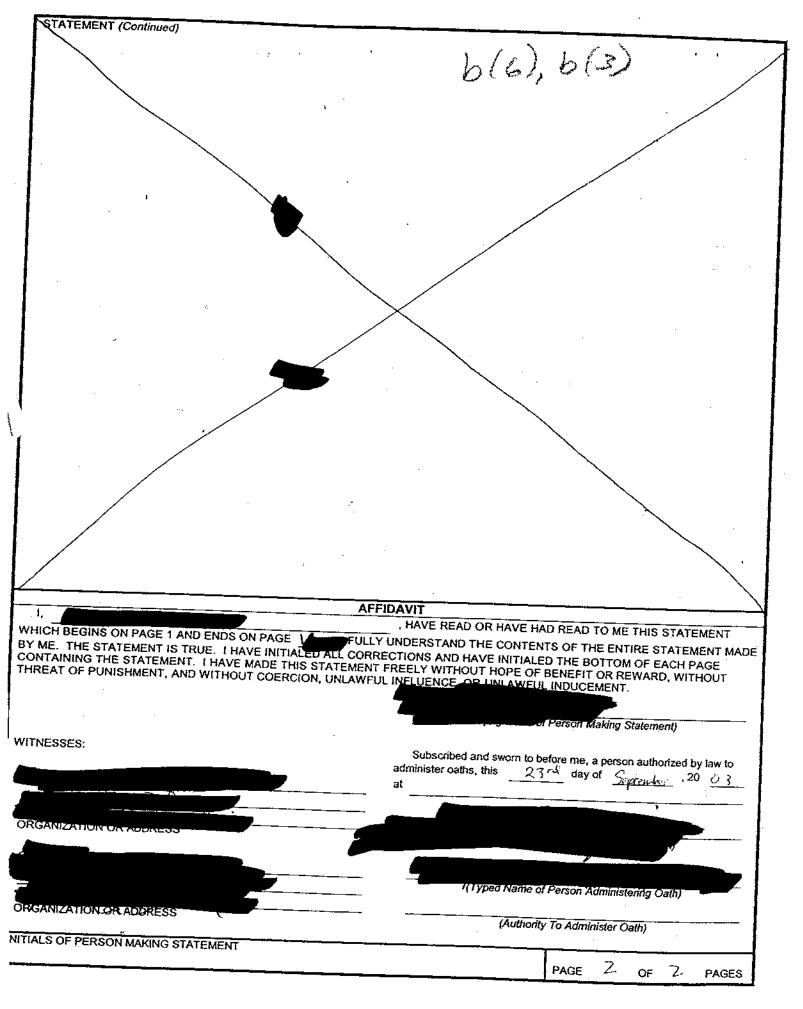
Nedhing Sallana

XHIBIT INITIALS OF PERSON MAKING STATEMENT

PAGE 1 OF

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF WE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE ATTEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

SUPERSEDES DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.



	e AR 15-8; the proponent a	agency is OTJAG.	le de la companya de	2(R), k	3/3	
IF MORE SPACE IS REQUIRED IN FILLING OUT	ANY PORTION OF	THIS FORM, ATTAC	H ADDITIONAL	SHEETS	THE PARTY	-
SECII	ION I - APPOINTMENT			· ·		
Appointed by		<u></u> -		·	_	
-	(Appointing au	thority)		ı		
on13 January 2004(Attach inclosure 1: Letter of appointment (Date)	nt or summary of o	al appointment data.)	(See para 3-15,)	(R 15-6.)		
SEC	TION II - SESSIONS					
The (investigation) (board) commenced at Building 7824 Fort Riley	, Kansas (Place)		at	1000 (Time)		
on 13 January 24 (If a formal board met for more than one ended, the place, persons present and absent, and explanation of absences, if present: (After each name, indicate capacity, e.g., President, Recorder, Mem	any.) The followin	ng persons (members, a	inclosure the time respondents, cour	each session bego sel) were	in and	
				·		
·						
The following persons (members, respondents, counsel) were absent: (Include	le brief explanation	of each absence.) (See	paras 5-2 and 5-	8a, AR 15-6.)	ź	
The (investigating officer) (board) finished gathering/hearing evidence at		1700 (Time)	on	13 FEB 200	14	
•	1100 (Time)	(1 <i>une)</i> on	04 N	(Date) March 2004 (Date)		_
SECTION III - CH	ECKLIST FOR PROCEE	DINGS		(A. W)		
A. COMPLETE IN ALL CASES Inclosures (para 3-15, AR 15-6)				YE	S NO	NA ²
Are the following inclosed and numbered consecutively with Roman numeral	s: (Attached in orc	ler 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)? f. Explanation by the investigating officer or board of any proposal delays di				X		
f. Explanation by the investigating officer or board of any unusual delays, di encountered (e.g., absence of material witnesses)?	fficulties, irregulari	ties, or other problem	s	-		×
g. Information as to sessions of a formal board not included on page 1 of this	s report?				+-	×
h. Any other significant papers (other than evidence) relating to administrati	ive aspects of the ir	vestigation or board?			1	X
OTNOTES: Y Explain all negative answers on an attached sheet. 24 Use of the N/A column constitutes a positive representation that the circle of board.	cumstances described	in the question did not oc	cur in this investiga	tian	·	

DA FORM 1574, MAR 83

EDITION OF NOV 77 IS OBSOLETE.

USAPA VI.20

c. An an interes offered whether or not received to considered as evidence individually mathered oc bettered as a cability? A. Is an index of all exhibits offered to occasionates by investigating officies on board attached before the first exhibit? A. Is an index of all exhibits offered to occasionates of the month of the cability? A. Is an index of all exhibits offered to occasionate of the cability of the cability? A. An outputs, descriptions, or depictions. (If substituted for read or documentary evidence) properly unthenticated and is a cability of the cabilit	2	Exhibits (para 3-16, AR 15-6)	YES	МОЛ	NA ²
collables and antiched to this report? C. Bas in the stratumosylvaneous of each witness the mercoded vectorizing officer or board antiched before the first establist? C. Has the destinouslystaneous of each witness the ten recorded vectorizing or written form and strateded as an exhibit? A. Are copies, or properly and properly or properly and the strategy of the report of the copies of the report of the report of the copies of the report of the copies of the report of the	1				-
Example of the complex of the content of the content of the complex of the content of the cont	l		X	· ·	
Example of the complex of the content of the content of the complex of the content of the cont	ı	h. Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	1X		
an exhibit? A. Are coptes, descriptionis, or depositions (if substituted for read or documentary evidence) property authenticated and is declarable of the designal evidence body of the follow visited by the inventigating officer or board. 1907 1-100, AR 15-07 J. Leads written implantion anticated or an exhibit and is each oral significance of the recorded to writing and made an exhibit or recorded in a vertection record? E. Hofficial notice of any matter was taken over the eligibilities of a recorded to writing and made an exhibit or recorded in a vertection record? E. Hofficial notice was taken enabled as an exhibit four 3-16d, AR 15-07? E. Hofficial notice was taken enabled as an exhibit four 3-16d, AR 15-07? E. Hofficial notice was taken enabled as an exhibit four 3-16d, AR 15-07? E. Hofficial notice was taken enabled as an exhibit four 3-16d, AR 15-07? Was a quorum present when the board viord on inclining and recommendation (paras 4-1. AR 15-07)? Was a quorum present average second of the board (paras 3-1. AR 15-07)? Was a quorum present average second of the board (paras 3-1. AR 15-07)? Was a quorum execut activity to the recorder read, or determine that all participants but read, the letter of appointment (para 3-1. AR 15-07)? Was an extra present a crevity executed (paras 5-2. AR 15-07)? Was an extra present activity executed (paras 5-1. AR 15-07)? Was an extra present activity executed (paras 5-1. AR 15-07)? I. Varies means of a parasitive execution of the board (paras 3-1. AR 15-07)? I. Varies means described who they finalized administer with that evidence four 5-2. AR 18-15-07. I. Varies of the parasitive described with the reproductive with that evidence four 5-2. AR 15-07. I. Varies of the parasitive described with the reproductive with that evidence four 5-2. AR 15-07. I. Varies of the parasitive parasitive execution of the board of the parasitive of the	ł				1-
the location of the original evidence indicated? An electrotical or disparant method of locations visited by the investigating officer or board (gard 3-6b, AR 15-6)? E another intense signification attached as an exhibit and is each oral significant eriter retorated to writing and made an exhibit concerded in a vortical record? E If official rocise of any mater was taken over the objection of a respondent or counsel, is a sistement of the anatter of which official notice was taken reclared as an exhibit gard as (AR 15-6)? Was a querum present when the board voted on findings and reconnectedation: gards -1 and -2.0, AR 15-6)? Note a capture present actives season of the board' genome 3-10, AR 15-6)? Note a querum present activers season of the board' genome 3-20, AR 15-6)? Were embers, witnesser, propries, and unserpress the season of the board' genome 3-20, AR 15-6)? Were embers, witnesser, propries, and unserpress season of the board genome 3-20, AR 15-6)? If any members who would on findings or recommendations were not present which the board received some ovidance, does the included educated the property excurred gards 5-20, AR 15-6)? If any members who would on findings or recommendations were not present which the board received some ovidance, does the included educated the findings of the season's genomendation with the season's gard season's findings of the season's genome of the board's colors the included educated the season's gard season's ga		an exhibit?	12	<u> </u>	<u> </u>
F. Is each written stipulation searched as an exhibit and is each oral stipulation either reduced to writing and made an exhibit on corrected in a vestman record? F. If official notice or stag matter was taken over the objection of a sexponders or connect, is a statement of the matter of which incline the state state and was a stability fours 3-16. At 15-60? F. Mar a quantum present when the board voted on findings and reconstructedations (paras 4-1 and 5-2b, AR 15-6)? F. COMPLETE ONLY FOOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)? Was each absence of any members properly vestmed (para 5-2a, AR 15-6)? Was each absence of any members properly vestmed (para 5-2a, AR 15-6)? Was each absence of any members properly vestmed (para 5-2a, AR 15-6)? Was each absence of any members properly vestmed (para 5-2a, AR 15-6)? F. Vere members, vibraters, reporter, and interpreted award, if required (para 5-1, AR 15-6)? F. Vere members, vibraters who work on failings or recommendations were not present what the board received square evidence, does the inclosure describe how they familiarized thousands with that evidence (para 5-1, AR 15-6)? F. COMPLETE ONLY IF RESPONDENTE WAS DESIGNATED (Section III, Chapter 5, AR 15-6) F. OS COMPLETE ONLY IF RESPONDENTE WAS DESIGNATED (Section III, Chapter 5, AR 15-6) F. Was the date of delivery at least five working deep prior to the first seasino of the board? C. Does each letter of conflication inclease: (1) The date, floor, and place of the first seasino of the board? C. Does each letter of conflication inclease: (3) The date, floor, and place of the first seasino of the board? (4) the runne and adultous of each withing approach adults and accounted in the respondent? (5) the capterfact is floor to be present, present delivery the respondent was designed after the proceedings page of the deep delivery to the respondent was designed after the proceedings begin for otherwise was absund during part of the proceedings): (a) Was the respondent was designed after the proce		the location of the original evidence indicated?			
establist or recorded in a vertainin record? F. A (Official rotice was intern studies) were the objection of a respondent or council, is a shatement of the matter of which official notice was intern studied as an exhibit (para 3-16d, AR 15-0)? Was a quorean present when the board vond on findings and reconnectations (paras 4-1 and 5-2b, AR 15-0)? B. COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-0)? Was a quorant present at every session of the board (para-3-2b, AR 15-0)? Was a quorant present at every session of the board (para-3-2b, AR 15-0)? Were members who would on findings or recommendations were not present when the board received some evidence, disors the inclusive destrict how the similarity and temperate when the board received some evidence, disors the inclusive districtive in the present when the board received some evidence, disors the inclusive districtive to the respondent (para 3-1, AR 15-0)? F. Vertain members who would on findings or recommendations were not present when the board received some evidence, disors the inclusive districtive for familiarists themselves with that evidence (para 3-2b, AR 15-0)? F. Vertain members who would on findings or recommendations were not present when the board received some evidence, disors the inclusive similarists of the first season of the board or control of the first season of the board. C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6): a. In the method and clase of difficity or in the respondent of the board concerning that respondent? (2) the state of definitively in the respondent of the board concerning that respondent? (3) the respondent provided as each witness expected to called by the recorder? (4) the respondent register of the proceedings began for otherwise was obserted during part of the proceedings): (5) the respondent register of the proceedings began for otherwise was obserted during part of the proceedings): (6) the same and addises of each witness expected to called by the recor	į	e. Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?	\mathbf{X}		
Establish in Rockinstan in a "valuation feedom" was been over the objection of a respondent or counsel, is a statement of the matter A Hofficial codes was taken attached as an exhibit (pura 3-16d, AR 15-6)? Was a quartum present when the beaut vioted on findings and reconsumedation (puras 4-1 and 5-2b, AR 15-6)? B COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6) A rite initial season, did the recorder read, or determine that all participants that read, the letter of appointment (pura 3-3b, AR 15-6)? Was a quartum present at every season of the board (pura 3-2a, AR 15-6)? Were nembers, whitesters, exporter, and interpreter worm, it required (pura 3-1, AR 15-6)? Were combined selection from the property occursed (pura 3-2a, AR 15-6)? Were combined destribe how they familiarized themselves with that evidence (pura 3-2a, AR 15-6)? If any members who voted on fixdings or recommendations were not present when the board received some evidence, does the inclined destribe how they familiarized themselves with that evidence (pura 3-2a, AR 15-6)? C. COMPLIFTE ONLY IF RESPONDENT WAS DESIGNATED (Section III, Chapter 5, AR 15-6) 9. Note the temperature (pura 3-3a, AR 15-6)? C. Line method and date of delivery to the repondent indication on each intere of modification? (a) The date, boar, and place of the first session of the board? (b) The date, boar, and place of the first session of the board? (c) The date, boar, and place of the first session of the board? (d) The date, boar, and place of the first session of the board? (e) The area and address of each witcess expected to be called by the recorder? (f) the respondent of rights to be present, present evidence, and call witcesser? (f) The date, boar, and place of the first session of the board recording that respondent? (f) Was the propopular provides a code witcess expected to be called by the recorder? (f) Was the propopular provides a code witcess expected to be called by the recorder? (g) Was the propopular provides a code witcess ex					1
which official notice was takent stateded as an exhibit (ports 3-16d, AR 15-0)? New a squoring present when the board vood on findings and reconstruendation (pures 4-1 and 5-2b, AR 13-0)? New a common present when the board vood on findings and reconstruendation (pures 4-1 and 5-2b, AR 13-0)? Was a common present at every session of the board (pures 5-2b, AR 15-6)? Was each absence of any incuber properly excused (pures 5-2a, AR 15-6)? Were members, withesters, reporter, and interpretes servant. It required (pures 1-1, AR 15-6)? Were members, withesters, reporter, and interpretes servant. It required (pures 1-1, AR 15-6)? Were members, with the properly excused (pures 5-2a, AR 15-6)? Were members, with the properly excused (pures 5-2a, AR 15-6)? Were members, with the properly and the properly excused (pures 5-1, AR 15-6)? Were members, with the properly and the properly excused (pure 5-1, AR 15-6)? Were members who voted on findings or recommendations were not present when the board received some evidence, does the inclusione describe how they familiarized themselves with that evidence (pure 3-1, AR 15-6)? Notice to repondente (pure 3-1, AR 15-6)? Note that the ordification indicate — (1) the dise, hour, and place of the first session of the board concertaing that respondent? (2) the manual and address of each witness expected to be called by the recorder? (3) the respondent's rights to be present, present evidence, and call witnesser? (4) Was the respondent provided a copy of all unclained documents in the case file? (5) the respondent's rights to be present, present evidence, and call witnesser? (6) If any respondent was designated after the proceedings began to return the case file? (7) If any respondent provided a copy of all unclained documents in the case file? (8) Was the respondent repondent but not made available, it a copy (or, if oral, a assumany) of	ł	exhibit or recorded in a verbatim record?			
Name of the control			\top_{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 3-3b, AR 15-6)? Was a quarum present at every session of the board (para 3-2b, AR 15-6)? Was a quarum present at every session of the board (para 3-2b, AR 15-6)? Were members, withoutes, reporter, and unterpretes arount. It required (para 3-1, AR 15-6)? Were members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized timenteeves with that evidence (para 3-1, AR 15-6)? C. COMPLETE ONLY IT RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6). Notice to respondents (para 3-5, AR 15-6)? Notice to respondent spara 3-5, AR 15-6)? Notice to respondent spara 3-5, AR 15-6): a. Is the method and date of delivery to the respondent indicated on each letter of indication? b. Was the date of delivery at least five working days prior to the first session of the board? c. Does set better of outification indicate (1) the date, hour, and place of the first session of the board concerning that respondent? (2) the manter to be investigated, including specific allegations against the respondent? (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 specific anterials, were environce, and call witnesses? d. Was the recoporder's chief anterials, were the respondent and call witnesses? d. Was the recoporder's quarter and the respondent and the counsel grave 3-5, AR 15-6)? b. Was record of proceedings and evidence received in list absence made available for examination by him and his counsel (para 3-4, AR 15-6)? 10 If any respondent was designated after the proceedings began for otherwise was absent during part of the proceedings): a. Was the repondent's given any apportancy by our part of participate in the proceedings? b. Did	L			<u> </u>	ــــــــــــــــــــــــــــــــــــــ
4 At the initial session, did the reconfer read, or determine that all participants had read, the letter of appointment. <i>Quara 5-3b, AR 15-0</i> ? 5 Was a quoting meteral at every session of the board (para 5-2b, AR 15-0)? 7 Were members, witnesses, reporter, and unrapreter aworn, it required (para 3-1, AR 15-0)? 8 If any members who weed on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with date evidence (para 3-1, AR 15-0)? 9 Rolice to respondents govern 3-5, AR 15-0)? 9 Rolice to respondents govern 3-5, AR 15-0)? 10 Uses seek letter of notification indicate 11 the date, hour, and place of the first session of the board concerting that respondent? 12 The date, hour, and place of the first session of the board concerting that respondent? 13 the manter to be investigated, including specific allegations against the respondent; if any? 14 the name and address of each witness expected to be called by the recorder? 15 the respondent provided a copy of all unclassified documents in the case life? 16 If the name and address of each witness expected to be called by the recorder? 17 the respondent provided a copy of all unclassified documents in the case life? 18 If any respondent was designated after the proceedings began for otherwise was obsent during part of the proceedings): 19 Was recorded to proceedings and evidence received in his sovened given access and an opportunity to examine them? 10 Was respondent was designated after the proceedings began for otherwise was obsent during part of the proceedings): 2 Was a the property additional formations, were the respondent and his counted given a second proceedings and evidence received in his sovened given access and an opportunity to examine them? 10 Was respondent governed by counted? 11 Manne and business address of counted? 12 Was the respondent sounds present at all open sessions of the board relating to the arronage of the proceedings? 2 Was ea	3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?		1	$\perp \times$
 5 Was a quorum preena at every session of the board (gara 5-20, AR 15-6)? 6 Was each absence of any member property excused (gara 5-20, AR 15-6)? 7 Were members, witnesses, reporter, and interpreter arom, if required (gara 3-1, AR 15-6)? 8 If any members who voted on fludings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized the evidence (gara 7-1, AR 15-6)? 8 Notice to respondent (gara 5-5, AR 15-6). 9 Notice to respondents (gara 5-5, AR 15-6). a. Is the method and date of delivery to the respondant 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, how, and place of the first session of the board concerving that respondent? (2) the manter to be investigated, including specific allegations against the respondent, if any? (3) the respondent's rights with regard to counse? (4) the ranae 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 first of the respondent was designated after the proceedings began for atherwise was about during part of the proceedings? a. Was the respondent was designated after the proceedings began for atherwise was about during part of the proceedings? a. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (gara 5-4, AR 15-6)? b. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (gara 5-4, AR 15-6)? a. Was cach respondent represented by counsel? ii. Was cach respondent represented by counse	В.				
Was each absence of any member properly excessed (gara 3-2a, AR 15-6)? Was reach absence of any member properly excessed (gara 3-2a, AR 15-6)? Was reach absence of any member properly excessed (gara 3-2a, AR 15-6)? If any members who voted on floridings of recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (gara 5-2a, AR 15-6)? Notice to respondences (gara 5-5, AR 15-6)? Notice to respondences (gara 5-5, AR 15-6). A 15-60 Notice to respondences (gara 5-5, AR 15-6). A 15-60 A 15-60 A 15-60 B 16-60 A 15-60 B 16-60 B 16-60 B 16-60 B 16-60 B 16-60 C 15-60 C	4	- I			
Twee members, whosess, isporter, and interpreter sown, if required (pare 31, AR 15-0)? If any members who voted on lindings or recommendations were not present when the board received some evidence, dises the inclusion describe how they familiarized themselves with that evidence (pare 3-2d, AR 15-0)? C. COMPLETE ONLY UP RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6) P. Note to respondence (pare 3-5, AR 15-6): a. Is the method and date of delivery to the respondent indicated on each letter of notification? D. 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 cooceraing that respondent? (2) the matter to be investigated, including specific allegations against the respondent; if any? (3) the respondent's rights with report so counsel? (4) the rame and address of each witness expected to be called by the recorder? (5) the responders's rights to be present, present evidence, and call witnesses? (4) Was the respondent via designated above the case of the case file? (5) the respondent was designated after the proceedings began for otherwise was about during part of the proceedings): a. Was the protyry inodified [came 5-5, AR 15-6]? D. Was record of proceedings and evidence received in his absence made available for examination by him, and his counsel (para 5-4, AR 15-6)? a. Was the respondent represented by counsel? Name and business address of counsel? If our expendent so causes properly defined [came 5-5, AR 15-6]? a. Was the calledgue properly defined [came 5-5, AR 15-6]? b. Was respondent so causes placed and the part of the proceedings? If the respondent so causes placed the proceedings began for otherwise was always and the action takes on its cluded of the report of the first season of the board relating to that respondent? If military counsel was requested but not made available, is a copy (or, if orat, a summary) of the reque	5	Was a quorum present at every session of the board' (para 5-2b, AR 15-6)?			
If any members who verde 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 5-1d, AR 15-6)? Notice to respondence (para 5-5, AR 15-6): a. Is the method and date of clivery 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	6	Was each absence of any member properly excused (para 5-2a, AR 15-6)?			
does the inclosure describe how they familiarized themselves with that evidence (para 5-24, AR 15-6)? C. COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6) A is the method and date of delivery to the respondent indicated on each letter of notification? D. Was the dee of delivery at less if we working days prior to the first session of the board? D. Ose each letter of potification indicate (1) the date, four, and place of the first session of the board concerning that respondent? (2) the manter to be investigated, including specific allegations against the respondent, if any? (3) the respondent's rights with regard to counse? (4) the runne and address of each witcess expected to be called by the recorder? (5) the respondent's rights with regard to counse? (6) 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 counsed given access and an opportunity to examine them? a was the property notified (para 5-5, AR 15-6)? b. Was respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings): a was the property notified (para 5-5, AR 15-6)? b. Was respondent respondent represented by counsel? The second of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4, AR 15-6)? a was not respondent represented by counsel? The second of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4, AR 15-6)? a was not repondent represented by counsel? If the respondent challenge property decided in the report (para 5-6, AR 15-6)? b. Was respondent challenge property decided in the properties officer? b. Did each member successfully challenged coses to participate in the proceedings? Was the respondent given an oppor	7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			T
does the inclosure describe how they familiarized themselves with that evidence (para 5-24, AR 15-6)?	8	If any members who voted on findings or recommendations were not present when the board received some evidence,			
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 potification indicate— (1) the date, hour, and place of the first session of the board concertaing that respondent? (2) the manter 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's rights to be present, present evidence, and call witnesses? d. Was the respondent exposted 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? If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings): a. Was the properly nodried para 5-5, AR 15-6)? b. Was respondent given and evidence received in his obsence made available for examination by him and his counsel (para 5-4, AR 15-6)? 10. Was a respondent given and evidence received in his obsence made available for examination by him and his counsel (para 5-4, AR 15-6)? a. Was the challenge properly denied and by the appropriate office? b. Was respondent given an opportunity to quara 5-6, AR 15-6)? 11. Commet (para 5-6, AR 15-6): a. Was the challenge properly denied and by the appropriate office? b. Did each member successfully challenged ones to participate in the proceedings? 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 office? b. Did each member successfully challenged coasse to participate in the proceedings? 13.	l		İ	1.	1
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 notifications? 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 concerting that respondent? (2) the manter 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's rights to be present, present evidence, and call witnesses? d. Was the respondent existed 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? If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings): a. Was the properly nodried (para 5-5, AR 15-6)? b. Was respondent given and evidence received in his absence made available for examination by him and his counsel (para 5-4, AR 15-6)? 10. Was a respondent given and 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 5-6, 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 office? b. Did each member successfully challenged coase to participate in the proceedings? 13. Was the respondent given an opportunity to witnesses and cross-seamine witnesses other than his own? 2. Call witnesses and otherwise introduce evidence? e. Testify as a wi	$\frac{1}{C}$	COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II Chapter 5, AR 15-6)			
a. Is the method and date of delivery at least five working days prior to the first session of the board? D. Was the date of delivery at least five working days prior to the first session of the board? C. Does each letter of ontification indicate (1) the date, hour, and place of the first session of the board concertaing that respondent? (2) the manter to be investigated, including specific allegations against the respondent; if any? (3) the respondent's rights with regard to counset? (4) the name and address of each witness expected to be called by the recorder? (5) the respondent sights 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 counsed given access and an opportunity to examine them? If any respondent was designed a fact the proceedings began (or otherwise was absent during part of the proceedings): a. Was the property 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 5-4, AR 15-6)? Coursed (para 5-6, AR 15-6): a. Was cach respondent represented by counsel? Name and business address of counsel: If (counsel is a languer, check here) 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 5-6, 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? 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 and object to the introduction of real and documentary					
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 counset? (4) the range and address of each withinses expected to be called by the recorder? (5) the respondent 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 lary respondent was designated after the proceedings began (or atherwise was absent during part of the proceedings): a. Was the property notified ⟨mara 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 ⟨mara 5.4, AR 15-6)? 11 Counsel ⟨mara 5.6, AR 15-6): a. Was each respondent represented by counsel? Name and business address of counsel: (If counsel is a knoyer, check here □) 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 mara 5.4, AR 15-6)? 12 If the respondent challenged die legal advisor or any voting member for lack of impartiality ⟨mara 5-7, AR 15-6): a. Was the inherither successfully challenged cases to participate in the proceedings? 13 Was the respondent given an opportunity to ⟨mara 5-8, 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. Ob			20000000	\$3333000 	
c. Does each letter of notification indicare (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 counse? (4) the rame 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 unstailed, were the respondent and his counsed given access and an opportunity to examine them? (1) If any respondent was designated after the proceedings began for otherwise was absent during part of the proceedings): (a) Was the property 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 5-4, AR 15-6)? (c) Was cased respondent represented by counsel? Name and business address of counsel: (if counsel is a lawyer, check here) (c) 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 5-6, AR 15-6)? (a) Was the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6): (a) Was the respondent given an opportunity to (para 5-8, AR 15-6)? (a) Was the respondent given an opportunity to (para 5-8, AR 15-6): (a) Was the respondent given an opportunity to (para 5-8, AR 15-6): (a) Examine and object to the introduction of real and documentary evidence, including written statements? (b) Examine and object to the introduction of real and documentary evidence, including written statements? (c) Object to the testing of whitenesses and cross-examine witnesses other than his own!? (d				\vdash	
(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 rights with regard to counset? (4) the name and address of each witness expected to be called by the recorder? (5) the respondent rights with regard to counset? (6) the respondent rights with regard to counset? (7) the respondent rights to be present, present evidence, and call witnesses? (8) the respondent rights to be present, present evidence, and call witnesses? (9) the respondent rights to be present, present evidence, and call witnesses? (10) If any respondent was designated after the proceedings began for otherwise was absent during part of the proceedings): (11) If any respondent was designated after the proceedings began for otherwise was absent during part of the proceedings): (12) Was record of proceedings and evidence received in his absence made available for examination by him and his counset (para 5-4c, AR 15-6)? (13) Was respondent's counsed present at all open sessions of the board relating to that respondent? (14) Was respondent's counsed present at all open sessions of the board relating to that respondent? (25) If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6): (26) A was the challenge properly decided and by the appropriate officer? (27) Did each member successfully challenged cease to participate in the proceedings? (28) Was the respondent given an opportunity to (para 5-8a, AR 15-6)? (29) A was the member successfully challenged cease to participate in the proceedings? (20) Did each member successfully challenged cease to participate in the proceedings? (21) A Beamine and object to the introduction of real and documentary evidence, including writen statements? (20) Call witnesses and otherwise introduce evidence? (21) Testing as a witness? (22) A R 15-6)? (23) A R 15-6)? (24) A R 15-6)? (25) A R			+-	 	
(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 rame and address of each witness expected to be called by the recorder? (5) the respondent provided a copy of all unclassified documents in the case file? d. Was the respondent provided a copy of all unclassified documents in the case file? d. Was the respondent provided a copy of all unclassified documents in the case file? d. Was the respondent provided a copy of all unclassified documents in the case file? d. Was the property motified (para 5-5, AR 15-0)? D. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-0)? D. Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c, AR 15-0)? 11 Counsel (para 5-6, AR 15-6): a. Was each respondent represented by counsel? (by counsel is a lawyer, check here) 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 5-6c, 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 copen 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? If the recoporder is requests and objections which were denied				┼	2000 CO
(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? If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? If the property notified (para 5-5, AR 15-6)? Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4, AR 15-6)? 1. Coursel for a flavour self-self-self-self-self-self-self-self-	İ		-	┼	
(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? (6) the respondent sprided a copy of all unclassified documents in the case file? (7) If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? (8) If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? (9) If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings); (10) If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings); (11) Counsel (para 5-6, AR 15-6); (12) Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4, AR 15-6)? (13) Was each respondent represented by counsel? (14) Was each respondent represented by counsel? (15) Was respondent so ounsel present at all open sessions of the board relating to that respondent? (16) Was respondent so ounsel present at all open sessions of the board relating to that respondent? (17) If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6): (18) Was the challenge properly denied and by the appropriate officer? (19) Did each member successfully challenged cease to participate in the proceedings? (20) Was the respondent given an opportunity to (para 5-8, AR 15-6)? (21) Was the respondent given an opportunity to (para 5-8, AR 15-6)? (22) Was the respondent given an opportunity to (para 5-8, AR 15-6)? (23) Was the respondent given an opportunity to (para 5-8, AR 15-6)? (34) Was the challenge of the legal advisor of real and documentary evidence, including written statements? (35) Examine and object to the introduction of real and documentary evidence, including written statements? (36) Examine and obje				 -	
(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 the property 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 cach respondent represented by counsel? Name and business address of counsel: (If counsel is a lawyer, check here b. Was 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 5-6, AR 15-6)? a. Was the challenge properly decined 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? J. 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)?				↓ —	
d. Was the respondent provided a copy of all unclassified documents in the case file? If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? 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 5-4, 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) 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? J. Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)? 14 If requested, did the recopondent'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)?					
e. If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them? It may respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings): a. Was the 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)? 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) 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)? 21 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? If mequested, did the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)? If Make dr have his counsel make a final statement or argument (para 5-9, AR 15-6)? If Make dr have his counsel make a final statement or argument (para 5-9, AR 15-6)? If Make dr have his counsel make a final statement or argument (para 5-9, AR 15-6)? If Make dr have his coun				↓	
If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings): a. Was the property 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 5-4, 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) 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 5-6), 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 of 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 object tons which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?				ļ	
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)? 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] 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)? 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? 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)? If frequested, 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)? If the 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)? FOOTWOTES: We Explain all negative answers on an attached sheet.					
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)? a. Was each respondent represented by counsel? Name and business address of counsel: (If counsel is a lawyer, check here] } 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? 3 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: Useplain all negative answers on an anached sheet.	10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings):			
Coursel (para 5-6, AR 15-6): a. Was each respondent represented by coursel? Name and business address of counsel: (If counsel is a lawyer, check here) 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 woing 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: Weplant at negative answers on an attached sheet.		a. Was he properly notified (para 5-5, AR 15-6)?			<u>L</u>
a. Was each respondent represented by counsel? Name and business address of counsel: (If counsel is a lawyer, check here) 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 woing 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)? 15 FOOTNOTES: Wexplatn all negative answers on an attached sheet.		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)?			
a. Was each respondent represented by counsel? Name and business address of counsel: (If counsel is a lawyer, check here) 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 woing 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)? 15 FOOTNOTES: Wexplatn all negative answers on an attached sheet.	11	Counsel (para 5-6, AR 15-6):			
Name and business address of counsel: (If counsel is a lawyer, check here] 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)? 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)? 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)? 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: V Explain all negative answers on an attached sheet.					
### Counsel is a lawyer, check there 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					
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)? 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? 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)? 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)? 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: Y Explain all negative answers on an attached sheet.					
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)? 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? 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)? 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)? 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: Y Explain all negative answers on an attached sheet.		Of counsel is a lawyer check here			li 🗰
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: If Explain all negative answers on an attached sheet.	1		100000000	\$100,000	3000000
action taken on it included in the report (para 5-6b, AR 15-6)? 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? It 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)? 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)? 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: Useplain all negative answers on an attached sheet.	-		+-	 	\vdash
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: If Explain all negative answers on an attached sheet.					
b. Did each member successfully challenged cease to participate in the proceedings? 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: U Explain all negative answers on an attached sheet.	12	If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6):			
b. Did each member successfully challenged cease to participate in the proceedings? 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: U Explain all negative answers on an attached sheet.	}	a. Was the challenge properly denied and by the appropriate officer?			
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: If Explain all negative answers on an attached sheet.]	<u> </u>			
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: If Explain all negative answers on an attached sheet.	13			****	
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: Y Explain all negative answers on an attached sheet.				********	₩
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: U Explain all negative answers on an attached sheet.	}			\vdash	8000000000
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: Y Explain all negative answers on an attached sheet.				 	┼
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: U Explain all negative answers on an attached sheet.	ļ		+-	 	
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: Y Explain all negative answers on an attached sheet.	ļ			 	
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: Y Explain all negative answers on an attached sheet.	ļ			↓ ——	
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: Y Explain all negative answers on an attached sheet.		1'	 _	 -	
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: Y Explain all negative answers on an attached sheet.	14		-		
inclosure or exhibit to it (para 5-11, AR 15-6)? FOOTNOTES: U Explain all negative answers on an attached sheet.	\perp		_	<u> </u>	<u> </u>
FOOTNOTES: Y Explain all negative answers on an attached sheet.	15				
	FOC	OTNOTES: U 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			

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

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

There is no evidence supports any crime committed in reference to Allegation 1. There was ambiguity in the statements to the soldiers in formation, but there is no clear indication he gave the company unlawful guidance in dealling with Prisoners of War.

There is no evidence supports any crime committed in reference to Allegation 2. All Claims of wrong doing were derived from

second and third party information,

There is no evidence supports any crime committed in reference to Allegation 3. Nothing indicates that was firing at the children. Although, he did demonstrated poor judgment when discharging his sidearm, there are no witnesses other than the people climing over the compound wall.

There is no evidence supports any crime committed in reference to Allegation 4. All claims are based on hearsay, nothing

substatiates the claim that assaulted and murdered a child in Iraq.

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

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

No Administrative Punishment or UCMJ should be implemented against should be counseled and retrained in addressing formations, especially in intense situations and limit the amount of ambiguity in his comments. Should be counseled about discharging his sidearm and the propriety of his choice to discharge it to scare the Iraqis climbing over the perimeter wall into C Company's compound.

No Administrative Punishment or UCMJ should be implemented against although he should be counseled regarding his

bragging and telling stories and the impact of the rumors he may cause both to himself, unit morale, and the Army.

	1.//\
THIS REPORT OF PROCEEDINGS IS COMPLETE AND A COURT AND	ATION (para 3-17, AR 15-6) (b), (b)
THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE. below, indicate the reason in the space where his signature should appear.)	(If any voting member or the recorder fails to sign here or in Section VII)
	1
(Recorder)	estigating Officer) (President)
· · · ·	conguing Officery (1 resident)
(Member)	(Member)
(Member)	
(intentioer)	(Member)
SECTION VII - MINORITY RE	PORT (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 beaut
In the inclosure, identify by number each finding and/or recommendation in	Which the discenting member(s) doles not congre State the
easons for disagreement. Additional/substitute findings and/or recommenda	tions may be included in the inclosure.)
(Member)	(Member)
	(wenwer)
SECTION VIII - ACTION BY APPOINT	NG AUTHORITY (para 2-3, AR 15-6)
the findings and recommendations of the (investigating officer) (bead) are ubstitutions). (If the appointing authority renaris the proceedings to the investigation attach that correspondence (or a track)	(approved) disapproved (approved with following exceptions/
costitutions). (if the appointing authority returns the proceedings to the inve orrective action, attach that correspondence (or a summary, if oral) as a nu	sitgaing officer or board for further proceedings or
to a same and the	nwerea inclosure.;
	•
	•
	·
	· i
•	
	4 MARAY



DEPARTMENT OF THE ARMY HEADQUARTERS, 1ST BATTALION, 41ST INFANTRY FORT RILEY, KS 66442

6(6), 6(3)

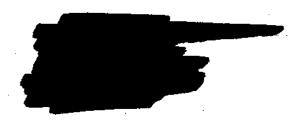
AFZN-BB-MP(15-6b)

13 January 2004

MEMORANDUM FOR: (Fort Riley, Kansas 66442 41st Infantry Regiment,

SUBJECT: Appointment as Investigating Officer

- 1. Reference: AR 15-6, Procedure for Investigation Officers and Boards of Officers, 30 September 1996
- 2. You are hereby appointed as investigating officer pursuant to AR 15-6 to investigate
- 3. When possible, all witness statements will be sworn. From the evidence, you will make findings whether you believe there is any basis in fact for the allegations made against You will make recommendations for corrective action as well as for administrative and/or disciplinary action, if appropriate. If you suspect the soldier has violated any Articles under the UCMJ, you must read the soldier his rights.
- 4. In your investigation, use informal procedures under AR 15-6.
- 5. Submit your findings and recommendations on DA Form 1574 to the Battalion XO within 14 days.



b(6), b(3)



DEPARTMENT OF THE ARMY

HEADQUARTERS, 1° BATTALION, 41st INFANTRY
3rd BRIGADE, 1ST ARMORED DIVISION
FORTRILEY, KANSAS 66442

AFZN-BB-MP

4 March, 2004

MEMORANDUM FOR 41st Infantry

SUBJECT: 15-6 Investigation of Alleged War Crimes in Iraq during 1-41st Infantry's deployment to Operation Iraqi Freedom (OIF)

Purpose: To determine the validity, if any, of crimes allegedly committed by and during the Company's deployment to OIF. On 9 October 2003, reported the commission of war crimes in Iraq by his Company and fellow soldiers: Including unlawful guidance in dealing with POWs, firing upon unarmed children, and assault and murder of a child on the perimeter of the Company CP.

1. Background. During OIF C Co. 1-41 IN conducted Combat, Stability, and Support Operations throughout the country including Talil Airbase, Najaf, Nasyria, Karbala, Kifle, As-Samawa, Hillah, and Baghdad.

a. Timeline

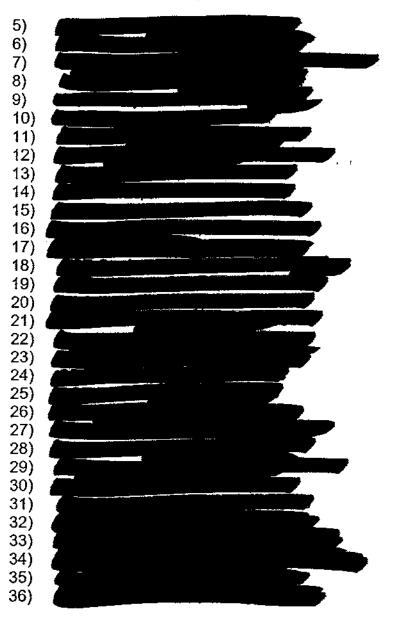
- 2 March 2003, C Company 1-41 IN, deploys to Kuwait in support of OIF
- 2) On or about 18 March and and address the Company about Rules of Engagement
- 3) 21 March 2003, C Company crosses the Iraq border
- 4) 24 March 2003, C Co moves to Talii Air Base
- 5) 24 thru 29 March 2003, allegedly told he assaulted an Iraqi child and left him to die on the perimeter
- 6) 24 thru 29 March 2003, and allegedly told to kill an EPW
- 7) 29 March 2003, C Co moves north to As Samawah
- 8) 2 April 2003 C Co moves to An Najaf
- 9) 5 April Moved to Karbala
- 10) On or about 1June 2003, C Co moves from Southern FOB back to Kuwait, fires his sidearm when leaving the compound.
- 11) 22 July 2003 C Co. 1-41 IN returns from OIF

6(6), 6(3)

b. A	llegations. Four crimes allegedly occurred during OIF.
:	alleges in his statement (exhibit 3) that told 1-41 lN, in formation prior to entering Iraq, not to take POWs and kill all Enemy whether they are fighting, injured, or surrendering. This allegation violates Rules of Engagement as well as the Geneva Conventions.
	alleges in his statement (exhibit 3) that to kill an Enemy WIA, reported an Enemy WIA after an engagement. This allegation violates Rules of Engagement, the Geneva Conventions, and constitutes an unlawful order under the Uniform Code of Military Justice.
	alleges in his statement (exhibit 3) that illegally discharged his weapon at non-combatants as the Company was leaving their Forward Operating Base (FOB) in Southern Iraq. This allegation violates the Rules of Engagement and the Rules for the use of Force for this operation.
	alleges in his statement (exhibit 3) that attacked and killed an Iraqi boy and left his body in the perimeter concertina wire. This action violates Geneva Convention, Rules of Engagement, Rules for use of Force, and constitutes murder under the Uniform Code of Military Justice.
c. li alleged ever	nvestigation to Date. Two investigations were conducted on the nts.
	1) conducted an informal Commanders inquiry, nothing found to support allegations (Exhibit 3)
	2) The Criminal Investigation Division conducted an investigation Completed on 20 NOV 2003. Results were inconclusive, CID found no evidence to either support or deny allegations (Exhibit 3).
2. Facts b	earing on the case
a. I	Personnel Interviewed: 1) 2) 3) 4)

DEPARTMENT OF THE ARMY

HEADQUARTERS, 1° BATTALION, 41st INFANTRY
3rd BRIGADE, 1ST ARMORED DIVISION
FORT RILEY, KANSAS 66442



b. Facts

- 1) addressed the Company Prior to crossing into Iraq, in reference to POWs (Exhibit 38)
- 2) Talil Airbase, between 24 March and 29 March 2003

b(6), b(3)

- No one within the conversation concerning the KIA vs. WIA can confirm anything more than a misunderstanding over the radio
- 4) discharged his weapon while leaving the compound located about 50 K south of Baghdad, on or about 1 June 2003
- 5) admits to telling stories to new soldiers to "keep them on their toes" (Exhibit 37)
- 6) No witness saw attack a child
- All of these statements were taken three to four months after the incidents occurred
- 8) statement was taken after he had gone AWOL and the unit had initiated UCMJ Action

c. Assumptions

- Fog of War impact. Many emotions and activities related to upcoming conflicts and during conflicts affect the way soldiers will interpret what they experience.
- Rumors spread in Iraq, stories change, creates individual bias on events
- In Iraq, as in a training environment, radio traffic and interference affect transmissions
- 4) statements on POWs likely contained some level of ambiguity causing the comprehension to be individually based
- 5) The statements were taken months after the events occurred, therefore variation in the description of events will occur due to time and memory.

Analysis.

a. Allegation 1. Admittedly spoke to C Company and addressed the issue of POWs. The perception of the intent of his guidance varies to each of the soldiers interviewed. Some soldiers believed that they were to speed all POWs to the rear and move forward as in Desert Storm (see Exhibit 6, Exhibit 7, Exhibit 9, Exhibit

6(6),6(3)

DEPARTMENT OF THE ARMY

HEADQUARTERS, 1° BATTALION, 41st INFANTRY 3rd BRIGADE, 1° ARMORED DIVISION FORTRILEY, KANSAS 66442

Exhibit 12,	Exhibit 14,	Exhibit 16,	Exhibit
22, and	Exhibit 33). Some s	oldiers believed the	y were to shoot to
kill not wound (see	Exhibit 8	and E	xhibit 32); this is the
intent of combat engage	gements at the indiv	vidual level. Some s	soldiers thought it
was permission to kill a	all Iraqi's civilians, n	nilitary, POW, WIAs	, children, etc (See
Exhibit 3 ar	nd E	xhibit 5). Each soldi	er perceived this
differently; the implicat			~ •
the impact of nerves, f	ear, adrenaline of t	he upcoming events	filtering the speech
to meet each soldier's		Exhibit 16	and
Exhibit 3	5).		

- b. Allegation 2. and and did have a radio conversation in regards to WIA and KIA. did ask if it was 2x KIA not 1x WIA and 1x KIA. No one who was a firsthand participant in this conversation views the incident as anything more than a misunderstanding brought on by quality of the communications, misunderstanding of speech, and adrenaline effects. These are all issues that arise when reporting over radios. The only individuals who perceived anything else were third part listeners and not all of them believe they heard a crime.
- c. Allegation 3. Admits he did fire warning shots when leaving the compound in Southern Iraq (Exhibit 38). None of the statements indicates firsthand knowledge of anything else. Many of the statements are hearsay; therefore do not provide relevant information as to his targets and intent.
- d. Allegation 4. Admits to be a braggart and telling stories (Exhibit 37). It is the only person claiming to have been told firsthand that the attacked a child and left him for dead. It is did not see the incident. No witnesses saw the incident. It denies the incident occurred. There is no evidence to support that this incident occurred or was more than a young soldier boasting to make a name for himself.

Conclusions.

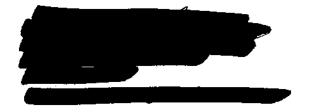
- a. There is no evidence supports any crime committed in reference to Allegation 1. There was ambiguity in statements to the soldiers in formation.
- b. There is no evidence supports any crime committed in reference to Allegation 2.

b(6), b(2)

- c. There is no evidence supports any crime committed in reference to Allegation 3. Nothing indicates that was firing at the children. He may have demonstrated poor judgment when discharging his sidearm.
- d. There is no evidence supports any crime committed in reference to Allegation 4.

5. Recommendations.

- a. No Administrative Punishment or UCMJ should be implemented against should be counseled and retrained in addressing formations, especially in intense situations and limit the amount of ambiguity in his comments. Should be counseled about discharging his sidearm and the propriety of his choice to discharge it to scare the Iraqis climbing over the perimeter wall into C Company's compound.
- b. No Administrative Punishment or UCMJ should be implemented against although he should be counseled regarding his bragging and telling stories and the impact of the rumors he may cause both to himself, unit morale, and the Army.
- 6. Point of contact is the undersigned at 239-4499.



gassitud

3rd Brigade Combat Team

Detainee Cage Operations

ERATION IRAQI FREEDOM



UNCLASSIFIED//FOUO

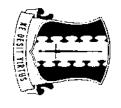
AGENDA

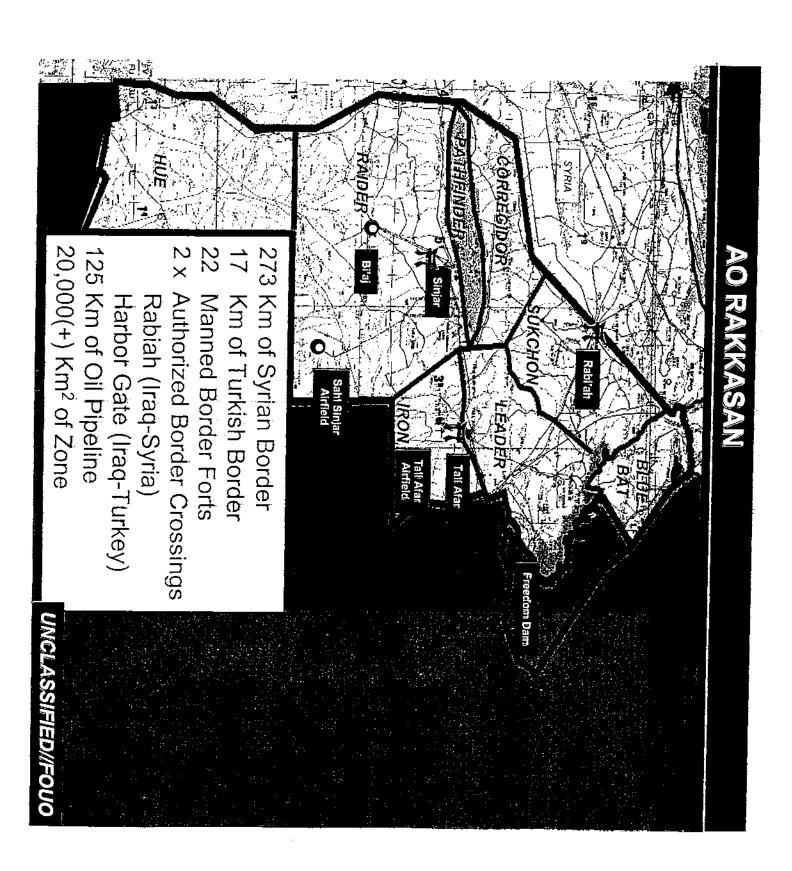
Repropriet

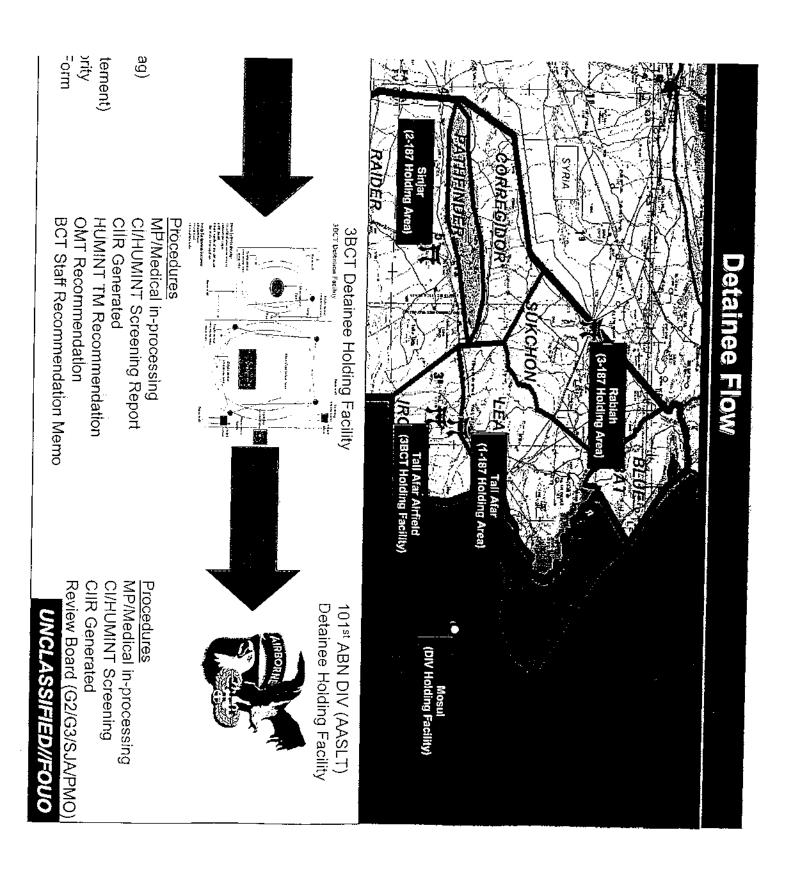
त्रinee Holding Facility Operations

- Detainee Procedures
- Tactical HUMINT Team SOP
- Military Police Holding Facility SOP
 Example Detainee Packets

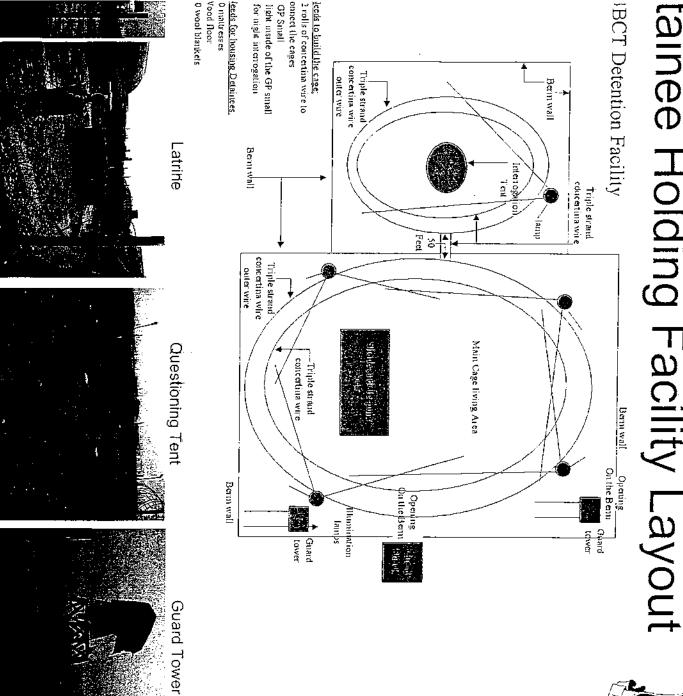
's / Lessons Learned





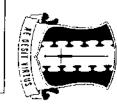


tainee Holding Facility Layout





HUMINT TEAM SOF



THE APPLICATION

WITH A PRINCIPLE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

OF THE APPLICATION

27 July 2003

e capturing unit has nunerous requirements to ensure that

ed out erounng all sections in yellow are complete. The 2823 (Sworn Statement) from the soldiers who detained lition Provisional Forces Apprehension Form

I the details of the reasons for the capture and the capture capturing unit will inventory the detainee's items, and of the capture/apprehension and the persons involved.

in EPW Capture Tag (DD2746). This lag must be corred with the detainee to the Brigade Cage. The Brigade sening Report. This is only if the unit has a THT present ucepled in the Bugade Cage use documents are not filled out completely, neatly and

recognition of where they are and to prevent others from This is both to and from the Brigade Cage. All detainees pressure bandages over their eyes and willin covered nterrogation is not authorized at any other location within

to the Cage, the Cage will notify both Assurgant TOC to Team (ACT)(581-3111). The ACT will then e detainees, if this was not done previously. rver Team (OMT) to send a Factical HUMINT Team

d off the CPFAF and DA 2823. The THT will then id to the Division Cage (Grid LF338718). The THT will it to the Brigade Cage. The paperwork at this time will

e. CPFAF b DA 2823 DA 2823

Screening report

DA 4137 of the delainee's items

EPW Capture Tag (DD2746)

0 0 0 0 The THT will inspect all the paperwork of that time, ensuring that all the necessary items

Upon verification of the paperwork being complete by the THT:
 The Brigade Cage will notify Assurgan TOC that the detainers have the proper

are present to get the detainer into the Division Cage

that there are detainees en route. They will provide the number, gender, and type of offenses to either MSG. If an aucrast detivers the detainees, the Division Cage MPs must be called and acked to neet the aucrast to transport the detainees. paperwork and are able to be transferred. Assurgan TOC will notify the Division Cage (581-0972), attention MSG Robins or MSG Beaty b. Assurgam TOC will coordinate to have the detainees sent to the Division Cage

interrogators within the cage are prepared for the detainees' arrival c. The THT will call the Cl Cage (381-95) 11, and small their reports to the Cage to allow them time to prepare for the interrogation. This ensures that the MPs running the cage and the

6. Detainees will be delivered to the Division Cage, using a one guard per three detainees. Unless it involves an aircraft transfer, then the ratio will be one guard per two detainees. A Mission Complete Report will be submitted to RAK TOC when the delivery nussion is

7. Detainees who are screened at the Brigade Cage and are without intelligence value will be recommended to RAK 2 for release. RAK 2 will take that recommendation, along with his recommendation, and present at to RAK 3 or RAK 5 for approvabilisapproval. If approved, RAK TOC will notify Accurgant TOC. The capturing unit will also be notified and be directed. to return the detained to the point of capture

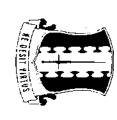
8. The point of contact for this is CPT 1 181 581





Commanding CPT MI

MP PLATOON SOF



Secretary 35 Carlos CHE DIVISION (AIR ASSAULT) CIMENT OF THE SEASO 00100 # 20100

20 September 2002

10 - dures for Lyman hops in the 2™ fangade Collection

united that detailed as encourse. Value of Foodb will propose to receive decayees. The Districtly

e of clabus on the last that could be used as occupance

than engine (c) the against tape, the dickeys, blandfolds

ils for orrence skulitys, and that they secure 10001 and

Soliday is ready to receive detained, and Yndione OF the 7600 felt Techned HOLMINT Techn (THOT) of their

upervise the augmenter grands. Auguent the 2001 MF grands on duty 3000 MF shapess are enclosive the Fire escantly company will be

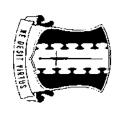
of to the BCF and link up with the 2003 Graphs will At resignous and MBL. The great force will remain in food, water, or a situation arises that wan arise

pluning and presents all proper paperwork before every includes CPF Apprehension Form filled out by it Slate result from the capturing unit. Dr. 4137 metal well the meenlogy of the detainer's stems, DD

not have a screening report. The Brigade THT team is responsible for screening these personnel. If the paperwork is mussing or incomplete, the detaines will not be accepted the paperwork is incomplete. into the Brigade Cage and the capturing unit is responsible for guarding the detainess with the corrected paperwork arrives and is approved. The SOG will notify Vulture CP if 2143 (Capture Tage), and a screening report if detainers came from a battalion with a THT. If the captured personnel are from a battabon not sugmented with a THT, they will

- Central Callection Point (DCCP), the evidence and property will be signed over to the will sign the property levidence and property bag, tag and secure it in a locked container. The SOO will ensure flat documentation is provided on the DA 4137 for every person. accompanies the detainee, and is required to count any money received with himfuer and document that amount on the DA 4137. Once the full inventory is complete, the SOG 4. The SOG is responsible for the inventory of all property and evidence that that handles the propertylevidence, and will inventory the items against the form anytime the evidence is returned. When the detainees are released or transferred to the Division transporting unit
- 5. The responsibilities of the guards are adhere to the three General Orders, special instructions, and to silence, segregate, secure and safeguard the detainees. The detainees are not permitted to speak to each other or conduct written communication. They will be segregated according to gender, age, and intelligence value. If there are female or juvenile detainess in the BCP, they will be retained in the alternate detention facility. Also, if the Brigade captures a HVT, they will be separated and kept in the alternate
- 6. The BCP, at a minimum, will have two guards and an SOO. They will maintain 3600 coverage at all times.
- guards will wear Kevlat, IBA and weapon delaine is being searched, with his weepon in weepons condition Amber. The escuriseaith team will wear Keylar, IBA and rubber gloves during the search. The vehicle one at a time by two soldiers and escorted into the reception area. The escort 7. Upon arrival of delainees, the unit transporting the prisoners will provide security until team will then search the detaunce. There will be a soldier in overwatch while the they are searched and placed in the living area. Detainees will be removed from the
- detainee to C1626's hanger and provide security until helshe is released back to the BCP serious medical problems anse, C/626 will be notified and the guards will transport the 8. Detainees will be medically screened by C/626 FSB in the reception area. Any prescription medication will be maintained and administered by the guards. Should more
- Once the detainess are fully processed and all paperwork completed, they will be flexiculted with hands in front of them, issued a bottle of water, a non-pork or al Hilla! MRE (with heater and matches removed), a blanket, a mattress and a jump suit After all

MP PLATOON SOF



he unitation of the guards will be turn to £5% standard

other dibital MSE (speeps 10 hours the arreal

, क्षेत्री कृत्वाक्षाक्षक्ष सर स्वतिक्षित्र

Ç

receed to an alternate by bling case for respons-

فضين عائله

ाता तिक्र कर कर्मा क्ष्मी जाता जाता संबंधित हाज करता होता

us ners in the interrogation tent adjacent the BiTT

be detailing investible the alternate bolding $\gamma_{\alpha} >$ tentralize bootde defunées. If necessary is a curis

unter about with the Durchyna FM ragio

rechasion will be made with the escriptive company) to departure from the Brighte Cage. Use investments one guard per three detainees of triveling in a more of triveling by an s's property, security for the detainee of they enter the he detained to the next location of \$1101 Jeff caused has release or transfer of a definites, the DOO is

d with the detailer over to the gaining unit on a EA. Ean to the EACCP and is released book into the ded over to CCCD * MA en ed, the 2003 must complete first Form 2003 and

19 This facility is designed to hold detainess for approximately one week. If a detainee remains in the BCP up to 5 days, he will take a shower under the supervision of a guard in the facility provided for them. A wash station is also provided within the living area of the BCP.

20. Vulture CP will call Rak TOC with a detamee report at 1500 daily with the number of detamees, projected departure time, and any special situations

21 The POC for this memorandum is the undersigned at Vulture CP

Platoon Leader LT, MP



AINEE SCREENING SHEET

widuak were picked up by the Sinjar police on false accusations.

: YES

16 were together and capture at the same thre undoir the same false

tice under fatse allegations.

(Kudsh <u>DOB:</u>

<u>nicity:</u> Kurdish <u>Education:</u> S^{h.} Grade <u>Religion!</u> Sunni Muslim

<u>e and length in the Ba'ath Party:</u> H/A Current <u>Political</u>

PUK HQ in Arbil

ed Detainces after an individual from Sinjar made false allegation ming or possessing weapons to attack the coalition forces. After was search and the only weapons found were 2 AK47. After an i purpose of recuperating an amount of money that they paid for a and interrogation from the Coalition Forces it was determined that nothing to do with anacks against the Coalition Forces It turned

police that were doing their job. blassed using the direct approach. Detained was very helpful and amed to the local police to be released

on of how many times the individual has been questioned

23 September 2010

OAT recommends the following detainer in he released to Colone) reintegration to the breat population:

₽

III Desamer Recommendations

Ali Baha Wakabi

no is and the joing of embace for hyperiad of heing a weapons sungaper. After interrugation it decease clear that he Betained by 248%. Suspected of spying and planning attacks against the rotalition forces, and the joint of contact for the prior of contact for the prior of contact for the prior of contact for the prior of contact for the prior of contact for the prior of contact for the prior of contact for the prior of contact for the prior of contact for the prior of

was accused enfouentially, accusation was motivated by a family dispute.



FOUG
Training Use Only)

=ORMATION REPORT

Illower Resident Menes Superior Control of Service Control of Agents Control of Service Control of Agents Control of Service Control of Control

									_					
Report	Last Date of Acquisition (YYYYMXIDD)	Information Date (YYYYMMDD)	Information Reliability.	Source ID Runnber	Retability of Source	Individual Spurce	Localion .	Chigandahon Chigandahon Yame Chigandahon Yype Description	Faculty James Faculty (James Faculty Tryp Gescription	Perstin Last Varne First Name Middle Name Fhonelic	Tarquel (polision or facility of or gamization or other)	Redurement Priorly Railing	Calegory of Report	CIR SUMMING
On appiroximately 23 August 2003, an individual was delained by Syrian Security forces in Hastka (Bridcoord 375 FASE314) and questioned regarding Coaliton Forces. The individual does not remember the exact date of the incident He only knew il was before the 2374 of Augusts because this has the date printed on a bransif permit he carried in his notebook This individual sells merchandise in Kataniya (Gridcoord, Joxxx) after purchase in Syria. The last lime he	20031223	20030821	6 • Truth cannot be judged		F - Reliability cannot be judged	Yes		Syman Intel Service Foreign Government Intelligence Service Syman Intelligence Sences Collecting Intel on US Forces Syman Intelligence Sences Collecting Intel on US Forces	Mayors Difice Government Office Hasika garamors house	. UPIK	or other)	Talset		FOUO (For Training Use Only) Shiran intelligence and security forces are collecting intelligence and security forces are collecting intelligence about Coalition Forces by conducting HUNIPIT collection from tradictions delianned in Spring

IINCI ASSIE

(For Training Use Only)

ir Training Use Only)

..... Synan intelligence Service Collecting



FOUO

r Training Use Only)

provide names and home addresses of interpreters working on CF. He was also presented names and asked in the Anew and of them. This person claims he did nal home and of termining names presented, He also states that he does not remainted any of the markes given by stated that required was asked by about the location of Coalition Forces (CF), asked for names and activities of CF commanders, location of CF inving quarters, and questions about the CF main force. He was further questioned about the number of CF, civilian guides, informants to the CF, and the names of local PDK mentities. The fragings asked to ary of the names given by they know that GF often went to the house of they know that GF often went to the house of the same α puchase instrhandise. After being in Siria to one week, lie was apprehended by Syrian border guards and getained in he Mayor's budding in Haska The individual was interropaled for approximately with hours by a Syrian security service addicer named. This is probably a false service addicer named. namo. The Iraqi notieved that — was the chief of security for Hasika. He did not explain why he litought hits The anlered Syria was approximately 16 August 2003 in

The sheek of Kalanya This lead of liben stated to that he did not know swylling about CF asked that he a stated he none of seed to be \$addan's counselor in Syila. Stetcuriently lives in the wildige of has them Small. The lead of the not explain the wildige of has them Small. The lead of the red not that the many as accused by the sheet that he do not explain what type of counselor. Was the stated that he do not explain to large bedoes the all did to strain security. The lead to be the second released, this lead was told to return to Small need the country service before departing Small read the country immediately, leading Small read the country immediately, leading Small his merchanicse and not returning to Syrian security. He was contacted lajer by his coups who lives in Syria and told that he would be arrested if he elitinated to Syria. This had feel she would be arrested if he elitinated to Syria. This had feel's his life is in damps, but did not request production from CF. He was thought to the main gate by another resident of Katanya He is available for coming to the CF, for being a pation to that and for coming to the CF, for being a pation to that and the second. CF would contact this made again and asked if his wanted any protection

Source is a firshtime reporter. Rehability cannot be judged. Source is a Sunni, Arab male. Source is approximately 70 years old. Source is available for reconfact. Rehability cannot be determined.

For Unit Use

FOUO

ir Training Use Only)

Target.

FOUO

(For Training Use Only) Attachments

Attachnients Label

Description File Name

(For Training Use Only) FOUO

Lange 4

					·-··			
Offense agains Violation of Curfew Illegal Possession of		orces [check o	one] If		Military Installation or Fa			
Assault/Attack on C				g/Surveilling Military Insi erformance of Military M				
Theft of Coalition Fo	orce Property		Other					
Apprehending Unit:				Location Grid:				
Date of Incident: (D/	M/Y)	Time of Incide	ent:		port: (D/M/Y)	Time of Report:		
/ / to	1 1	hrs to		hrs	<u> </u>	hrs		
Detainee #	-		_	Key Connected	Person: Vic	ctim Witness		
Last Name:	·			Last Name:				
First Name:		en Name:		First Name:	Giv	ven Name:		
Hair Color:	Scars/Tattoos	s/Deformities:		Hair Color:	Scars/Tattoo	os/Deformities:		
Eye-Color:	Weight:	lb Height:	in	Eye-Color:	Weight:	lb Height: in		
Address:		· · · · · ·		Address:				
Place of Birth:	72		<u>_</u>	Place of Birth:				
Ethn/Tribe/ Sex:	Phone#:			Ethn/Tribe/ Se	x:Phone#			
Sect:	M DOB D/M	l/Y: r	Mobile	Sect:	M DOB D/	M/Y: Mobile		
	F		Regular		F	Regular		
Passport	Dr. license	Other (spe	ecify)	Passport	Dr. license	Other (specify)		
Document #:	•	·····		Document #:		(opoon)/		
Total Number of Pers	ons Involved_	(list name	es/ident	<u> </u>	rse under "Addition	al Helpful Information")		
Vehicle Informati	oπ Vehi	cle Number	of _	Vehicle(s)	Owner:	,		
Make:	Color:	VIN:			<u>.</u>			
Model:	Type:	Plate	• • • • • • • • • • • • • • • • • • • •	Number of People in Vehicle:				
Year:	Names of	People in Veh	nicle:					
Contraband/Weapons	in Vehicle:	 :						
Property/Contrab	and \		hoto Ta	ken of Suspect wi	th Weapon/Contrab	pand: Yes/No		
Type:		Model:		<u> </u>	Color/Caliber:			
Serial No.:	Quantity:	Make:		<u>-</u>		to Owner: Yes/ No		
Other Details:		Where Fou	ınd:		Owner:			
Name of Assisting Into	erpreter:			Email, P	hone, or Contact in	nfo:		
Detaining Soldier's Name (Print):			Supervising Officer's Name (Print):					
.	Last,	First MI			Last	, First MI		
Signature:				Signature:				
Email: Unit Phone:	Date:	1	, 1	Email: Unit Phone:	Nate	. , ,		
with thereo.	Date.		,	SHILL CHOHE:	11212	, , ,		

How was this person traveling (car, bus, on foot)?	
M/ha was with this pages 2	
Who was with this person?	
What weapons was this person carrying?	
wriat weapons was this person carrying?	
What contraband was this person carrying?	
	-
What other weapons were seized?	
Vhat other information did you get from this person?	
dditional Helpful Information:	
addonal freibia finormation.	



利温度的 点

500000

भित्ता तामा होते. प्रमान्त्रात कार सामान्या हो

Baba Wahabi

following definites due to no meetheen, or show iff at the put

#11 5350 chara blobby Last Clame

i. The endiased packet contains pushfic strop for our recognition elastic to release the

TRUEST Supporting to exements for feet on mendation of Reference

ollowing detaines detained by 8/2-187* on 11

lements from 2:187th INF for firing at a US convoy s that he fred a shot at a would-be thief, not at i local policeman who is authorized to carry a

alition Forces did not return fire Detainee is lying tool by Raider2. US forces did return fire

CW2, USA CI Tech, OMT

Garreit-Patton, CI/HUMINT section, 581

1. Petroni andron for Kercock
2. Sectembry Region
3. Est Segrat 4.137
4. LPA Segration
6. Condition Programmyl Souldonsty 7 The Prof. for this method growing 11 f. Woodberg & S. 7.E184 - MAIDORS Please remew and provide tending to PART SERVICE AND page lader Administration in After The Deep Control Specifical profession Com Lucione SXY CX

Forces Apprehendion Form