

**COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION**

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

SUSPENSE DATE (YYYYMMDD)  
2004/03/31

**PRIORITY:**

**PRIVACY ACT STATEMENT**

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

**PRINCIPAL PURPOSE:**

**ROUTINE USES:**

**DISCLOSURE:**

1. THRU Commander 205th MI Brigade Abu Ghraib, Iraq	2. TO Commander, A CO 519th MI Battalion Abu Ghraib, Iraq	3. FROM Special Agent in Charge 12th Military Police Detachment (CID) APO AE 09335
4. USACRC CONTROL NUMBER 0216-03-CID259-61121	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

To be completed by the commander or supervisor of the subject identified below and in corresponding MP/CID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in block 15, Remarks, which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

7. NAME OF SUBJECT (Last, First, MI) ██████████ b7c-5, 06-5	8. GRADE E4	9. SSN b7c-5, 06-5	10. DATE OF BIRTH (YYYYMMDD) ██████████ b7c-5, 06-5
11a. OFFENSE(s) Indecent Assault; Conspiracy; Maltreatment of a Prisoner; Communicating a Threat;		11b. DATE OF OFFENSE(s) 2003/10/07 2003/10/07	

12. ACTION TAKEN

a. NONE  (1) INSUFFICIENT EVIDENCE  (2) OTHER (Explain in Remarks)

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

b. ADMINISTRATIVE

REFERRED TO (Check appropriate blocks)

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

c. NONJUDICIAL (Article 15, UCMJ)

COMPANY GRADE  FIELD GRADE  SUMMARIZED

GCM AUTHORITY  GENERAL OFFICER

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

SUMMARY COURT MARTIAL  GENERAL COURT-MARTIAL

SPECIAL COURT-MARTIAL  CIVIL COURT

1. JUDICIAL FINDINGS

GUILTY  DISMISSED

NOT GUILTY  OTHER (For example, guilty of a lesser included offense. Explain in Remarks.)

RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

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

c. DETENTION  d. FORFEITURE  e. FINED \$ 750.00 / 1 MONTHS

f. REDUCED FROM E4 TO E3  g. EXTRA DUTY FOR \_\_\_\_\_ DAYS

i. CORRECTIONAL CUSTODY FOR \_\_\_\_\_ DAYS  h. RESTRICTED FOR \_\_\_\_\_ DAYS

k. PUNITIVE DISCHARGE ADJUDGED TYPE: \_\_\_\_\_

l. ADMINISTRATIVE DISCHARGE \_\_\_\_\_

m. OTHER (For example, suspension of driving privileges. Explain in Remarks.) \_\_\_\_\_

EFFECTIVE DATE \_\_\_\_\_

Handwritten initials: *W H*

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COMMANDER'S REPORT OF DELINQUENCY OR ADMINISTRATIVE ACTION

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

SUSPENSE DATE (YYYYMMDD)

2004/03/31

PRIVACY ACT STATEMENT

**AUTHORITY:** Title 10 USC Section 301; Title 5 USC Section 2961; 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 reported.  
**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. <b>THRU</b> Commander 205th MI Brigade Abu Ghraib, Iraq	2. <b>TO</b> Commander, A CO 519th MI Battalion Abu Ghraib, Iraq	3. <b>FROM</b> Special Agent in Charge 12th Military Police Detachment (CID) APO AE 09335
4. <b>USACRC CONTROL NUMBER</b> 0216-03-CID259-61121	5. <b>MP REPORT NUMBER</b>	6. <b>SUB-INSTALLATION IDENTIFIER</b>

To be completed by the commander or supervisor of the subject identified below and in corresponding MP/CID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in block 15, Remarks, which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

7. <b>NAME OF SUBJECT (Last, First, MI)</b> ██████████ b7c-s, b6-s	8. <b>GRADE</b> E5	9. <b>SSN</b> b7c-s, b6-s	10. <b>DATE OF BIRTH (YYYYMMDD)</b> ██████████ b7c-s, b6-s
11a. <b>OFFENSE(s)</b>		11b. <b>DATE OF OFFENSE(s)</b>	
Indecent Assault; Conspiracy;		2003/10/07	
Maltreatment of a Prisoner; Communicating a Threat;		2003/10/07	

12. ACTION TAKEN

a. \* NONE  (1) INSUFFICIENT EVIDENCE  (2) OTHER (Explain in Remarks)

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

b. ADMINISTRATIVE

REFERRED TO (Check appropriate blocks)

DATE REFERRED (YYYYMMDD)

DATE RESPONDED (YYYYMMDD)

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D = DRUG/ALCOHOL ABUSE		
S = SPECIAL REFERRAL		
E = EQUAL OPPORTUNITY		
L = LEGAL OFFICE		
M = MENTAL HEALTH		
R = RELIEF AGENCY		

c. NONJUDICIAL (Article 15, UCMJ)

COMPANY GRADE  
 GCM AUTHORITY

FIELD GRADE  
 GENERAL OFFICER

SUMMARIZED

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

SUMMARY COURT MARTIAL  
 SPECIAL COURT-MARTIAL

GENERAL COURT-MARTIAL  
 CIVIL COURT

13. JUDICIAL FINDINGS

GUILTY  
 NOT GUILTY

DISMISSED

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

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION

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

c. DETENTION  d. FORFEITURE  e. FINED \$ 500.00 / 1 MONTHS

f. REDUCED FROM E5 TO E4  g. EXTRA DUTY FOR \_\_\_\_\_ DAYS  h. RESTRICTED FOR \_\_\_\_\_ DAYS

i. CORRECTIONAL CUSTODY FOR \_\_\_\_\_ DAYS  j. CONFINED \_\_\_\_\_ YEARS \_\_\_\_\_ MONTHS

k. PUNITIVE DISCHARGE ADJUDGED TYPE: \_\_\_\_\_

l. ADMINISTRATIVE DISCHARGE \_\_\_\_\_ EFFECTIVE DATE \_\_\_\_\_

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

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**COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION**

SUSPENSE DATE: 2004/03/31

For use of this form, see AR 15-6; 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  
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1. THRU Commander 205th MI Brigade Abu Ghraib, Iraq	2. TO Commander, A CO 519th MI Battalion Abu Ghraib, Iraq	3. FROM Special Agent in Charge 12th Military Police Detachment (CID) APO AE 09335
4. USACRC CONTROL NUMBER 0216-03-CID259-61121	5. MP REPORT NUMBER	6. SUB-INSTALLATION IDENTIFIER

To be completed by the commander or supervisor of the subject identified below and in corresponding MPCID report. Check all applicable blocks. Briefly explain circumstances not covered by blocks. For multiple offenses resulting in more than one type of action taken or action taken for offenses not listed in the report, explain in block 15, Remarks, which offenses apply to blocks checked and action taken for other offenses. Retain last copy and return all others to addressee indicated in "TO" block on completion of final action.

7. NAME OF SUBJECT (Last, First, MI) ██████████ b7c-s, b6-s	8. GRADE E4	9. SSN b7c-s, b6-s	10. DATE OF BIRTH (YYYYMMDD) ██████████ b7c-s, b6-s
11a. OFFENSE(S) Indecent Assault; Conspiracy; Maltreatment of a Prisoner; Communicating a Threat;		11b. DATE OF OFFENSE(S) 2003/10/07 2003/10/07	

12. ACTION TAKEN  
 a. NONE  (1) INSUFFICIENT EVIDENCE  (2) OTHER (Explain in Remarks)  
 \* Subject was advised that although no action was taken, the report would be retained in Army records and that requests for amendment, correction, or expungement may be submitted IAW AR 190-45 (MP Reports) or AR 195-2 (CID Reports).

<input type="checkbox"/> b. ADMINISTRATIVE	REFERRED TO (Check appropriate blocks)	DATE REFERRED (YYYYMMDD)	DATE RESPONDED (YYYYMMDD)
	F = FAMILY ADVOCACY		
	D = DRUG/ALCOHOL ABUSE		
	S = SPECIAL REFERRAL		
	E = EQUAL OPPORTUNITY		
	L = LEGAL OFFICE		
	M = MENTAL HEALTH		
	R = RELIEF AGENCY		

c. NONJUDICIAL (Article 15, UCMJ)  
 COMPANY GRADE  FIELD GRADE  SUMMARIZED  
 GCM AUTHORITY  GENERAL OFFICER  
 d. JUDICIAL (If subject was tried by court-martial attach a copy of the court-martial order giving findings and sentences.)  
 SUMMARY COURT MARTIAL  GENERAL COURT-MARTIAL  
 SPECIAL COURT-MARTIAL  CIVIL COURT

13. JUDICIAL FINDINGS  
 GUILTY  DISMISSED  
 NOT GUILTY  OTHER (For example, guilty of a lesser included offense. Explain in Remarks.)

14. RESULTANT SENTENCES, PUNISHMENTS, OR ADMINISTRATIVE ACTION  
 a. REPRIMAND  b. ADMONITION  (1) ORAL  (2) IN WRITING  
 c. DETENTION  d. FORFEITURE  e. FINED \$ 500.00 / 1 MONTHS  
 f. REDUCED FROM E4 TO E3  g. EXTRA DUTY FOR \_\_\_\_\_ DAYS  h. RESTRICTED FOR \_\_\_\_\_ DAYS  
 i. CORRECTIONAL CUSTODY FOR \_\_\_\_\_ DAYS  j. CONFINED \_\_\_\_\_ YEARS \_\_\_\_\_ MONTHS  
 k. PUNITIVE DISCHARGE ADJUDGED TYPE: \_\_\_\_\_ EFFECTIVE DATE \_\_\_\_\_  
 l. ADMINISTRATIVE DISCHARGE  
 m. OTHER (For example, suspension of driving privileges. Explain in Remarks.)

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DEPARTMENT OF THE ARMY  
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND  
12th MILITARY POLICE DETACHMENT (CID) (FWD)  
BAGHDAD BRANCH OFFICE  
APO AE 09335

CIRC-ABE (195)

30 Jan 2004

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL "C" - 0216-03-CID259-61211 - 6C1/6X1/5S1F/5T1

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 7 OCT 2003/0100 HRS - 7 OCT 2003/0330 HRS; ABU GHRAIB PRISION, ABU GHRAIB, IRAQ

2. DATE/TIME REPORTED: 21 OCT 2003, 0900 HRS

3. INVESTIGATED BY: SA <sup>b7c, b6, b2</sup> [REDACTED], SA <sup>b7c, b6, b2</sup> [REDACTED], SA <sup>b7c, b6, b2</sup> [REDACTED], SA <sup>b7c, b6, b2</sup> [REDACTED], SA <sup>b7c, b6, b2</sup> [REDACTED]

4. SUBJECT: 1. <sup>b7c, b6-5</sup> [REDACTED], SGT; <sup>b7c, b6-5</sup> [REDACTED], M; WHITE; A COMPANY, 519TH MILITARY INTELLIGENCE BATTALION (FORT BRAGG, NC), ABU GHRAIB, IRAQ; CT; [INDECENT ASSAULT] [CONSPIRACY] [MALTREATMENT OF A PRISONER] [COMMUNICATING A THREAT]

SUBJECT: 2. <sup>b7c, b6-5</sup> [REDACTED], SPC; <sup>b7c, b6-5</sup> [REDACTED], M; WHITE; A COMPANY, 519TH MILITARY INTELLIGENCE BATTALION (FORT BRAGG, NC), ABU GHRAIB, IRAQ; CT; [INDECENT ASSAULT] [CONSPIRACY] [MALTREATMENT OF A PRISONER] [COMMUNICATING A THREAT]

SUBJECT: 3. <sup>b7c, b6-5</sup> [REDACTED], SPC; <sup>b7c, b6-5</sup> [REDACTED], M; WHITE; A COMPANY, 519TH MILITARY INTELLIGENCE BATTALION (FORT BRAGG, NC), ABU GHRAIB, IRAQ; CT; [INDECENT ASSAULT] [CONSPIRACY] [MALTREATMENT OF A PRISONER] [COMMUNICATING A THREAT]

5. VICTIM: 1. <sup>b7c-5, b6-5</sup> [REDACTED], CIV; IRAQ; <sup>b7c-5, b6-5</sup> [REDACTED], F; OTHER; CORE OF AL-SALHYAT PRISON, BAGHDAD, IRAQ; ZZ [INDECENT ASSAULT] [CONSPIRACY] [MALTREATMENT OF A PRISONER] [COMMUNICATING A THREAT]

~~FOR OFFICIAL USE ONLY~~

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CIRC-ABE (195)

SUBJECT: CID REPORT OF INVESTIGATION: 0216-03-CID259-61211

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

This investigation was initiated based on notification from the 10th Military Police Battalion (CID) that a female prisoner was mistreated at the Abu Ghraib Prison.

Investigation did not establish sufficient evidence to prove or disprove SGT [REDACTED] b7c-5, b6-5 SPC [REDACTED] and SPC [REDACTED] committed the offenses of Indecent Assault, b7c-5, b6-5 Conspiracy, Maltreatment of a Prisoner and Communicating a Threat.

STATUTES:

Article 134, UCMJ: INDECENT ASSAULT  
Article 81, UCMJ: CONSPIRACY  
Article 93, UCMJ: MALTREATMENT OF A PRISONER  
Article 134, UCMJ: COMMUNICATING A THREAT

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigative Report (AIR) of SA [REDACTED] b7c-1, b6-1 23 Oct 03, detailing initial notification, interviews of SGT [REDACTED], SPC [REDACTED] and SPC [REDACTED] and other b7c-5, b6-5 law enforcement activity.
2. Non-waiver certificate of SGT [REDACTED] b7c-5, b6-5, 21 Oct 03 (USACRC and file copy only).
3. Non-waiver certificate of SPC [REDACTED] b7c-5, b6-5, 21 Oct 03 (USACRC and file copy only).
4. Non-waiver certificate of SPC [REDACTED] b7c-5, b6-5, 21 Oct 03 (USACRC and file copy only).
5. Sworn Statement of SGT [REDACTED] b7c-5, b6-5, 21 Oct 03, detailing how three military intelligence personnel came in and interviewed two female prisoners.
6. Serious Incident Report, 7 Oct 03, detailing the incident involving Ms. [REDACTED] b7c-4, b6-4
7. AIR of SA [REDACTED] b7c-1, b6-1, 31 Dec 03, detailing the collection of Sworn Statements, witness interviews, and command coordination.
8. Sworn Statement of SSG [REDACTED] b7c-4, b6-4, 10 Oct 03, which detailed his knowledge of the incident involving Ms. [REDACTED] on 6-7 Oct 03. b7c-4, b6-4
9. Sworn Statement of SGT [REDACTED] b7c-4, b6-4, 10 Oct 03, which detailed her knowledge of the interrogation of Ms. [REDACTED] b7c-4, b6-4

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CIRC-ABE (195)

SUBJECT: CID REPORT OF INVESTIGATION: 0216-03-CID259-61211

10. Sworn Statement of SGT [REDACTED] <sup>b7c-5, b6-5</sup> 10 Oct 03, which detailed his knowledge of the interrogation of Ms [REDACTED] <sup>b7c-4, b6-4</sup>
11. Sworn Statement of CPT [REDACTED] <sup>b7c-3, b6-3</sup> 10 Oct 03, which detailed her knowledge of the interrogation of Ms [REDACTED] <sup>b7c-4, b6-4</sup>
12. Sworn Statement of SGT [REDACTED] <sup>b7c-4, b6-4</sup> 8 Oct 03, which detailed her actions on the night of 8 Oct 03.
13. Sworn Statement of SSG [REDACTED] <sup>b7c-4, b6-4</sup> 9 Oct 03, which detailed his investigation into the allegations of inappropriate behavior involving Ms [REDACTED] <sup>b7c-4, b6-4</sup>
14. Sworn Statement of SPC [REDACTED] <sup>b7c-4, b6-4</sup> 9 Oct 03, which detailed her knowledge of the incident involving Ms [REDACTED] <sup>b7c-4, b6-4</sup>
15. Sworn Statement of Mr. [REDACTED] <sup>b7c-4, b6-4</sup> 3 Dec 03, which detailed his knowledge of the interrogation of Ms [REDACTED] <sup>b7c-4, b6-4</sup>
16. AIR of SA [REDACTED] <sup>b7c-1, b6-1</sup> detailing receipt of Record of Proceedings Under Article 15, UCMJ, pertaining to SPC [REDACTED] SPC [REDACTED] and SGT [REDACTED] 30 Jan 04. <sup>b7c-5, b6-5</sup>
17. (3) Record of Proceedings Under Article 15, UCMJ, pertaining to SPC [REDACTED] <sup>b7c-5, b6-5</sup> SPC [REDACTED] and SGT [REDACTED] 3 Jan 04. <sup>b7c-5, b6-5</sup>

Not Attached:

None.

The originals of Exhibits 1 through 5, 7 through 11, 15, and 16 are attached to the USACRC copy of this report. The originals of Exhibit 6 and 12 through 14, and 17 are maintained in the files of 205<sup>th</sup> Military Intelligence Brigade, Baghdad, Iraq.

STATUS: This is a Final "C" Report. This investigation is being terminated in accordance with CID Regulation 195-1, paragraph 4-17 (a) (3), wherein all of the subjects have received non-judicial punishment for the offenses under investigation, and it appears unlikely that further investigation would identify additional subjects or would produce evidence, which would exonerate an already identified subject.

Leads Remaining: Continue attempts to locate and interview witnesses within Abu Ghraib prison.

On 3 Jan 04, COL [REDACTED] <sup>b7c-3, b6-3</sup>, Commander, Military Intelligence, 205<sup>th</sup> Military Intelligence Brigade, APO AE 09323, administered Field Grade Articles 15 to SPC [REDACTED] SPC [REDACTED] and SGT [REDACTED]. As a result, SPC [REDACTED] was <sup>b7c-5, b6-5</sup> reduced in rank to PFC, (suspended to be automatically remitted if not vacated before 5

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CIRC-ABE (195)

SUBJECT: CID REPORT OF INVESTIGATION: 0216-03-CID259-61211

Mar 2004), and required to forfeit \$750.00 in pay. SPC [REDACTED] <sup>b7c-5, b6-5</sup> was reduced in rank to PFC, and required to forfeit \$500.00 in pay. SGT [REDACTED] was reduced in rank to <sup>b7c-5, b6-5</sup> SPC, and required to forfeit \$500.00 in pay.

Commander's Report of Disciplinary Action Taken (DA Form 4833) against SGT [REDACTED] SPC [REDACTED] and SPC [REDACTED] is pending. <sup>b7c-5, b6-5</sup>

Report Prepared By:  
<sup>b7c-1, b6-1, b2</sup>

[REDACTED]  
Special Agent

Report Approved By:

<sup>b7c-1, b6-1</sup>  
[REDACTED]  
<sup>b7c-1, b6-1</sup>  
Special Agent in Charge

DISTRIBUTION:

- 1 - DIR, USACRC, 6010, 6th Street, Fort Belvoir, VA 22060-5506 (originals with exhibits)
- 1 - CDR, 10th MP BN (CID) (FWD), ATTN: Operations Officer, APO AE 09335 (w/EXHIBITS)
- 1 - CID LNO, CJTF, ATTN: SSG <sup>b7c-3, b6-3</sup> [REDACTED] V Corps, Victory Camp, APO AE 09335 (e-mail only/less exhibits)
- 1 - PMO, 1st Armored Division (ATTN: LTC <sup>b7c-3, b6-3</sup> [REDACTED]), Victory Camp, APO AE 09335 (e-mail only/less exhibits)
- 1 - PMO, V Corps (ATTN: SFC <sup>b7c-3, b6-3</sup> [REDACTED]), Victory Camp, APO AE 09335 (e-mail only/less exhibits)
- 1 - SJA, 205<sup>th</sup> Military Intelligence Brigade (ATTN: CPT <sup>b7c-3, b6-3</sup> [REDACTED]), Joint Interrogation Detention Facility, Abu Ghraib, Iraq (e-mail only/less exhibits)
- 1 - Commander, 205th Military Intelligence Brigade, Joint Interrogation Detention Facility, Abu Ghraib, Iraq (w/exhibits)
- 1 - File

FOR OFFICIAL USE ONLY

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# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0216-03-CID259-61211

PAGE 1 OF 3 PAGE

## DETAILS

**BASIS FOR INVESTIGATION:** About 0900, 21 Oct 03, this office was notified from the 10<sup>th</sup> Military Police Battalion (CID), that a female prisoner had been mistreated at the Abu Ghraib Prison, Baghdad, Iraq (IZ).

About 1100, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup> coordinated with CPT [redacted] <sup>b7C-3, b6-3</sup> A Company, 519<sup>th</sup> Military Intelligence (MI) Battalion (BN), Abu Ghraib Prison, Baghdad, IZ and briefed him on the investigation.

About 1120, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup> coordinated with SSG [redacted] <sup>b7C-4, b6-4</sup>, 320<sup>th</sup> MP Battalion, Abu Ghraib Prison, Baghdad, IZ who stated that all of the female prisoners were transferred to Al-Salhyat Prison (MB 436 868) on 13 Oct 03.

About 1144, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup>, this office, advised SGT [redacted] <sup>b7C-5, b6-5</sup>, A Co, 519<sup>th</sup> MI BN, Abu Ghraib Prison, Baghdad, IZ of his rights, which he invoked and requested legal counsel.

About 1150, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup> interviewed SSG [redacted] <sup>b7C-4, b6-4</sup>, 372<sup>nd</sup> MP Company, Abu Ghraib Prison, Baghdad, IZ who stated his company took over the prison operations on 15 Oct 03 from the 72<sup>nd</sup> MP Company.

About 1151, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup>, this office, advised SPC [redacted] <sup>b7C-5, b6-5</sup>, A Co, 519<sup>th</sup> MI BN, Abu Ghraib Prison, Baghdad, IZ of his rights, which he invoked and requested legal counsel.

About 1220, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup> advised SPC [redacted] <sup>b7C-5, b6-5</sup>, A Co, 519<sup>th</sup> MI BN, Abu Ghraib Prison, IZ of his rights, which he invoked and requested legal counsel.

About 1235, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup> interviewed SGT [redacted] <sup>b7C-4, b6-4</sup>, 72<sup>nd</sup> Military Police Company, Abu Ghraib Prison, Baghdad, IZ who rendered a Sworn Statement detailing how the three military intelligence personnel came in and interviewed two female prisoners. (See Sworn Statement of SGT [redacted] <sup>b7C-4, b6-4</sup> for details)

About 1250, 21 Oct 03, SA [redacted] <sup>b7C-1, b6-1</sup> interviewed SSG [redacted] <sup>b7C-4, b6-4</sup>, 72<sup>nd</sup> Military Police Company, Abu Ghraib Prison, Baghdad, Iraq who stated that he did not know anything about the incident. SSG [redacted] <sup>b7C-4, b6-4</sup> stated that MI personnel were always coming in to interview personnel and that no log was kept if they interviewed prisoners in the cell block area.

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted] <sup>b7C-1, b6-1</sup>

SIGNATURE [redacted] <sup>b7C-1, b6-1</sup>

ORGANIZATION

12<sup>th</sup> MP Det. (CID), Camp Victory, Iraq

APO AE 09335

DATE

23 Oct 03

EXHIBIT

EXHIBIT 1



# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0216-03-CID259-61211

PAGE 2 OF 3 PAGE

## DETAILS

About 1135, 23 Oct 03, SA <sup>b7c-1, b6-1</sup> interviewed Ms. <sup>b7c-4, b6-4</sup> Al-Salhyat Prison, Baghdad, IZ who detailed the incident that happened with the MI personnel. Ms. <sup>b7c-4, b6-4</sup> stated she was in her cell, when three MI personnel and an interpreter came to her cell and escorted her down the cellblock to an abandoned cell. Ms. <sup>b7c-4, b6-4</sup> stated one of the MI soldiers stayed outside of the cell and acted as a lookout. Ms. <sup>b7c-4, b6-4</sup> described the male who waited outside as a white male, young, skinny and wore glasses. Ms. <sup>b7c-4, b6-4</sup> stated that inside the cell, one of the soldiers held her hands behind her back while another soldier forcefully kissed her. Ms. <sup>b7c-4, b6-4</sup> described the male who held her hands as a white male and skinny. Ms. <sup>b7c-4, b6-4</sup> stated the soldiers took her out of the cell and took her downstairs, where they showed her a naked Iraqi man and told her that if she did not do what they said, then they would take her clothes off and make her look like the Iraqi man. Ms. <sup>b7c-4, b6-4</sup> stated she was then escorted back to the abandoned cell upstairs where she was forced to get on her knees and raise her arms and hands over her head. Ms. <sup>b7c-4, b6-4</sup> stated the skinny white male without glasses, removed her shirt, leaving her in her bra. Ms. <sup>b7c-4, b6-4</sup> stated she began to cry and the soldier through her shirt at her and started cursing at her. Ms. <sup>b7c-4, b6-4</sup> stated the soldiers told her they were going to come back each night and talk to her. Ms. <sup>b7c-4, b6-4</sup> stated she was then taken back to her cell.

AGENT's COMMENT: No statement was taken from Ms. <sup>b7c-4, b6-4</sup> due to her not being able to read or write Arabic or any other language. The interview was witnessed by SGT <sup>b7c-4, b6-4</sup>, 770<sup>th</sup> MP Company, 400<sup>th</sup> MP Bn.

About 1201, 23 Oct 03, SA <sup>b7c-1, b6-1</sup> conducted a photographic line up with Ms. <sup>b7c-4, b6-4</sup> In viewing #1, Ms. <sup>b7c-4, b6-4</sup> identified picture #2 (SGT <sup>b7c-4, b6-4</sup>) as the soldier who pulled her shirt off. Ms. <sup>b7c-4, b6-4</sup> identified picture #5 (SPC <sup>b7c-4, b6-4</sup>) as the soldier who stood guard outside of the door. Ms. <sup>b7c-4, b6-4</sup> identified picture #6 (SPC <sup>b7c-4, b6-4</sup>) as the soldier who kissed her. Ms. <sup>b7c-4, b6-4</sup> stated that the soldier in picture #6 used to have a mustache. In viewing #2, Ms. <sup>b7c-4, b6-4</sup> identified picture #4 (SGT <sup>b7c-4, b6-4</sup>) as the soldier who pulled her shirt off. Ms. <sup>b7c-4, b6-4</sup> identified picture #3 (SPC <sup>b7c-4, b6-4</sup>) as the soldier who stood guard outside of the door. Ms. <sup>b7c-4, b6-4</sup> identified picture #2 (SPC <sup>b7c-4, b6-4</sup>) as the soldier who kissed her. In viewing #3, Ms. <sup>b7c-4, b6-4</sup> identified picture #6 (SGT <sup>b7c-4, b6-4</sup>) as the soldier who pulled her shirt off. Ms. <sup>b7c-4, b6-4</sup> identified picture #1 (SPC <sup>b7c-4, b6-4</sup>) as the soldier who stood guard outside of the door. Ms. <sup>b7c-4, b6-4</sup> identified picture #2 (SPC <sup>b7c-4, b6-4</sup>) as the soldier who kissed her.

About 1220, 23 Oct 03, SA <sup>b7c-1, b6-1</sup> interviewed <sup>b7c-4, b6-4</sup> who stated that three MI soldiers and an interpreter took her out of her cell and took her down the hall to a vacant cell. Ms. <sup>b7c-4, b6-4</sup> stated that the soldiers did not do anything inappropriate to her and just talked and questioned her to see if she knew anything about the Fedaaheen.

About 1233, 23 Oct 03, SA <sup>b7c-1, b6-1</sup> conducted a photographic line-up with Ms. <sup>b7c-4, b6-4</sup> In viewing #1 Ms. <sup>b7c-4, b6-4</sup> identified picture #2 (SPC <sup>b7c-4, b6-4</sup>) as the interrogator; #3 (SPC <sup>b7c-4, b6-4</sup>) as the soldier who waited

TYPED AGENT'S NAME AND SEQUENCE NUMBER		ORGANIZATION	
SA <sup>b7c-1, b6-1, b7</sup>		12 <sup>th</sup> MP Det. (CID), Camp Victory, Iraq	
SIGNATURE <sup>b7c-1, b6-1</sup>		DATE	EXHIBIT
		23 Oct 03	EXHIBIT <u>1</u>

# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0216-03-CID259-61211

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5  
3  
7  
DETAILS

outside; and #6 (SGT <sup>b7C-5, b6-5</sup> [redacted]) as being inside the room. In viewing #2 Ms. <sup>b7C-4, b6-4</sup> [redacted] identified picture #1 (SPC <sup>b7C-5, b6-5</sup> [redacted]) as the interrogator; #4 (SPC [redacted]) as the soldier who waited outside; and #5 (SGT <sup>b7C-4, b6-4</sup> [redacted]) as being inside the room. In viewing #3 Ms. [redacted] identified picture #3 (SGT <sup>b7C-5, b6-5</sup> [redacted]) as being inside the room; picture #4 (SPC [redacted]) as the interrogator; and picture #5 (SPC [redacted]) as the soldier outside of the room. <sup>b7C-5, b6-5</sup>

//////////////////////////////////////Last Entry//////////////////////////////////////

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA <sup>b7C-1, b6-1</sup> [redacted]

ORGANIZATION

12<sup>th</sup> MP Det. (CID), Camp Victory, Iraq  
APO AE 09335

SIGNATURE

<sup>b7C-1, b6-1</sup> [redacted]

DATE

23 Oct 03

EXHIBIT 1

**TS 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.

1. LOCATION <u>Abu Ghraib Prison, Iraq</u>	2. DATE <u>21 Oct '03</u>	3. TIME <u>1144</u>	4. FILE NO <u>0716-03 CID 359-61711</u>
5. NAME (Last, First, MI) [REDACTED] <u>b7C-5, b6-5</u>	8. ORGANIZATION OR ADDRESS <u>A Co, 519th MI</u>		
6. SSN [REDACTED] <u>b7C-5, b6-5</u>	GRADE/STATUS <u>E-5/AD</u> <u>APO AE 09323</u>		

**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

as a CID special

and wanted to question me about the following offense(s) of which I am

Cruelty and Maltreatment, Indecent Assault, Conspiracy //

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.
- Anything I say or do can be used as evidence against me in a criminal trial.
- (For personnel 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. 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 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.

**5. COMMENTS (Continue on reverse side)**

Have you been advised of your legal rights and requested a lawyer in the last 30 days? YES

**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)		3. SIGNATURE OF INTERVIEWEE <u>[REDACTED]</u>
1a. NAME (Type or Print)		4. SIGNATURE OF INVESTIGATOR <u>[REDACTED]</u>
b. ORGANIZATION OR ADDRESS AND PHONE		5. TYPED NAME OF INVESTIGATOR <u>SA [REDACTED]</u>
2a. NAME (Type or Print)		6. ORGANIZATION OF INVESTIGATOR <u>12th MP Det (CID) (FWD)</u> <u>APO AE 09335</u>
b. ORGANIZATION OR ADDRESS AND PHONE		

**Section C. Non-waiver**

1. I do not want to give up my rights  I do not want to be questioned or say anything  
 I want a lawyer

2. SIGNATURE OF INTERVIEWEE [REDACTED] b7C-5, b6-5

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA 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

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.

1. LOCATION: Abu Ghraib Prison Iraq
2. DATE: 21 Oct 03
3. TIME: 1151
4. FILE NO.: 0216-03 C10257-612-11
5. NAME: [Redacted]
6. SSN: [Redacted]
7. GRADE/STATUS: E-4
8. ORGANIZATION OR ADDRESS: A Co 519th MI BN Abu Ghraib Prison

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 Criminal Investigation Command as a Special Agent and wanted to question me about the following offense(s) of which I am suspected/accused: Endecent Assault, Maltreatment of a Prisoner, Conspiracy

- 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. I or personnel 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.
4. (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.

5. COMMENTS (Continue on reverse side)
Have you ever requested an attorney after being read your rights? [Redacted]

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)
b. ORGANIZATION OR ADDRESS AND PHONE
3. SIGNATURE OF INTERVIEWEE
4. SIGNATURE OF INVESTIGATOR
5. TYPED NAME OF INVESTIGATOR
6. ORGANIZATION OF INVESTIGATOR

Section C. Non-waiver

1. I do not want to give up my rights
2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA 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

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.

1. LOCATION: Abu Ghraib Prison Iraq
2. DATE: 21 Oct 03
3. TIME: 1230
4. FILE NO.: 0316-03-C10357-61211
5. NAME (Last, First, MI): [Redacted]
6. SSN: [Redacted] GRADE/STATUS: E-4
8. ORGANIZATION OR ADDRESS: A Co 519th MI BN Abu Ghraib Prison

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 Criminal Investigation Command as a Special Agent and wanted to question me about the following offense(s) of which I am suspected/accused: Indecent Assault, Maltreatment of a prisoner, Conspiracy
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.
I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me or personnel 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. 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.
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.

5. COMMENTS (Continue on reverse side)
Have you ever requested an attorney after being read your rights? Yes

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)
b. ORGANIZATION OR ADDRESS AND PHONE
3. SIGNATURE OF INTERVIEWEE
4. SIGNATURE OF INVESTIGATOR
5. TYPED NAME OF INVESTIGATOR
6. ORGANIZATION OF INVESTIGATOR

Section C. Non-waiver

1 I do not want to give up my rights
I want a lawyer
2 SIGNATURE OF INTERVIEWEE

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

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS b7c-4, b6-4

LOCATION Camp Vigilant, Baghdad Iraq	DATE <u>21 Oct 03</u> 8 Oct 2003	TIME <u>1230</u> 2345	FILE NUMBER <u>DA16-03-C10259-61211</u>
LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED] b7c-4, b6-4	SOCIAL SECURITY NUMBER [REDACTED] b7c-4, b6-4		GRADE/STATUS E-5
ORGANIZATION OR ADDRESS 72nd M P CO. APO AE 09335			

[REDACTED] b7c-4, b6-4, SGT [REDACTED] b7c-4, b6-4, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 6 October I was assigned to wing I of the hard site prison. at approximately 0100 hours I was approached by SSG [REDACTED] b7c-4, b6-4 who informed me of a pending MI interview. I then made contact with four MI personnel one of which was a translator, I did not get their names but I can visually identify them. They informed me that they needed to speak with the inmate in cell number 102. I then retrieved the inmate, they then asked me where they could conduct the interviews, I then pointed to an open area toward the center of the wing as a location for past interviews. MI then took custody of the inmate escorting her to an open cell located towards the south west corner of the wing. I then conducted my cell and area checks. As I was conducting my cell checks I could not see or make out what was being said in the area of the interview, at times the interview seemed loud, which is consistent with past interviews. The interview lasted approximately one hour at which time the inmate was placed back in her cell. MI talked to an additional inmate, through the door of cell number 99. MI then informed me they needed to interview the inmate in cell number 99 as well. I then retrieved the inmate MI escorted the inmate to the location of the previous interview. This interview lasted approximately an hour. The inmate was placed back in cell number 99 MI departed the area approximately at 0330. I was summoned by the inmate in cell number 102. She then pointed to MI as they were leaving then she partially raised her shirt I then gestured and asked the inmate in cell number 99 if the MI personnel asked her to raise her shirt she then responded no and pointed to the inmate in 102 gesturing that she was crazy.

End Of Statement [REDACTED] b7c-4, b6-4

- Q. [REDACTED] b7c-4, b6-4
- A. [REDACTED] b7c-4, b6-4
- Q. Who was the Iraqi female?
- A. [REDACTED] b7c-4, b6-4
- Q. Did you see the MI personnel make the girl lift or take off her shirt?
- A. I did not witness that, she just gestured that they did. [REDACTED] b7c-4, b6-4
- Q. About what time did this occur?
- A. 0100, 6 OCT 03. [REDACTED] b7c-4, b6-4
- Q. Where did this occur?
- A. Wing A-1 in the hard site jail. [REDACTED] b7c-4, b6-4
- Q. Who was the second female interviewed?
- A. I do not remember her name but I think she was jailed for prostitution [REDACTED] b7c-4, b6-4
- Q. How many MI personnel were in the interview?
- A. Two MI personnel were in the room with an interpreter and one MI person was sitting outside the door. [REDACTED] b7c-4, b6-4
- Q. What did the MI personnel look like?
- A. They were white males, one was big and muscular with brown hair, the other two were average size, young, thin one blonde hair one brown hair.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT [REDACTED] b7c-4, b6-4	PAGE 1 OF <u>2</u> PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE \_\_\_\_\_ OF \_\_\_\_\_ PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

STATEMENT (Continued)

one wore glasses. [redacted] b7C-4, b6-4

Q. Do you have anything to add to this statement?

A. No. /// End of Statement /// [redacted] b7C-4, b6-4

b7C-4, b6-4

NOT USED [redacted]

AFFIDAVIT

I, SGT [redacted] b7C-4, b6-4, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE OR UNLAWFUL INDUCEMENT.

[redacted signature] b7C-4, b6-4  
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 28<sup>th</sup> day of OCT 19 03 at TOC, 72ND MP CO, CAMP VIGILANT, IRAQ

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

[redacted signature] b7C-1, b6-1  
(Signature of Person Administering Oath)

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

S/A [redacted name] b7C-1, b6-1  
(Typed Name of Person Administering Oath)

\_\_\_\_\_  
ORGANIZATION OR ADDRESS

ART 136 (b)(4) UCMJ  
(Authority To Administer Oaths)  
[redacted] b7C-4, b6-4

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

OFFICIAL USE ONLY

EXHIBIT 35  
US ARPC V2.00

# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0216-03-CID259-61211

PAGE 1 OF 2 PAGES

## DETAILS

About 1400, 3 Nov 03, SA <sup>b7c</sup> [REDACTED] and SA <sup>b7c-1, b6-1</sup> [REDACTED] coordinated with LTC <sup>b7c</sup> [REDACTED], Officer in Charge, Joint Interrogation Detention Center (JIDC), Abu Ghraib, Iraq. LTC [REDACTED] related that the facility did not maintain a computerized database of the prisoners' locations and tracking where they were was accomplished through the use of a dry-erase board. LTC [REDACTED] stated he would not be able to determine the identity of the "naked male prisoner" as many personnel have been transferred and he would not be able to identify who was in the cell Ms. [REDACTED] was taken to. LTC [REDACTED] further stated, the unit did not have a typed Standard Operating Procedures (SOP) and the SOP at the time of this incident was verbal. LTC [REDACTED] stated there were no scheduled interrogations the night Ms. [REDACTED] was interrogated. LTC [REDACTED] could not provide any further information for this investigation.

On 10 Nov 03, this office received the following Sworn Statements from the 10<sup>th</sup> Military Police Battalion (CID), Camp Victory, Iraq:

- SSG <sup>b7c-4, b6-4</sup> [REDACTED], Joint Interrogation and Debriefing Center (JIDC), Abu Ghraib Prison, Iraq, which detailed his knowledge of the incident on 6-7 Oct 03 (See Sworn Statement for details).
- SGT <sup>b7c-4, b6-4</sup> [REDACTED], JIDC, Abu Ghraib Prison, Iraq, which detailed her knowledge of the interrogation of Ms. [REDACTED] (See Sworn Statement for details).
- SGT <sup>b7c-5 - b6-5</sup> [REDACTED], A Company, 519<sup>th</sup> Military Intelligence Battalion, Abu Ghraib Prison, Iraq, which detailed his knowledge of the interrogation of Ms. [REDACTED] (See Sworn Statement for details).
- CPT <sup>b7c-3, b6-3</sup> [REDACTED], JIDC, Abu Ghraib Prison, Iraq, which detailed her knowledge of the interrogation of Ms. [REDACTED] (See Sworn Statement for details).

On 13 Nov 03, this office received the following Sworn Statements from the Office of the Staff Judge Advocate, Camp Victory, IZ.

- SGT <sup>b7c, b6</sup> [REDACTED], 72<sup>nd</sup> Military Police Company, JIDC, Abu Ghraib Prison, Iraq, which detailed her actions on the night of 8 Oct 03 (See Sworn Statement for details).

TYPED AGENT'S NAME AND SEQUENCE NUMBER SA <sup>b7c-1, b6-1, b2</sup> [REDACTED]		ORGANIZATION 12 <sup>th</sup> Military Police (MP) Detachment (DET), 3D Military Police Group (CID), Victory Camp, APO AE 09335
SIGNATURE <sup>b7c-1, b6-1</sup> [REDACTED]	DATE 31 DEC 03	EXHIBIT EXHIBIT 7



# AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER

0216-03-CID259-61211

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## DETAILS

- SSG [REDACTED] <sup>b7c-4, b6-4</sup> 72<sup>nd</sup> Military Police Company, JIDC, Abu Ghraib Prison, Iraq, which detailed his investigation into the allegations of inappropriate behavior involving Ms [REDACTED] (See Sworn Statement for details). <sup>b7c-4, b6-4</sup>
- SPC [REDACTED] <sup>b7c-4, b6-4</sup> 72<sup>nd</sup> Military Police Company, JIDC, Abu Ghraib Prison, Iraq, which detailed her knowledge of the incident involving Ms [REDACTED] (See Sworn Statement for details).

At 1400, 14 Nov 03, SA [REDACTED] <sup>b7c-1, b6-1</sup> coordinated with Mr. [REDACTED] <sup>b7c-4, b6-4</sup>, Project Director, Titan Technical Operations Support Services, Coalition Joint Task Force (CJTF) Kuwait, Unit 6990, 9<sup>th</sup> Street, Camp Doha, Kuwait, and briefed him on this investigation. Mr. [REDACTED] <sup>b7c-4, b6-4</sup> related his current employee did not reflect the name of Mr. [REDACTED] <sup>b7c-4, b6-4</sup> and believed he was <sup>b7c-4, b6-4</sup> transferred or his employment was terminated. Mr. [REDACTED] <sup>b7c-4, b6-4</sup> stated he would ascertain the current <sup>b7c-4, b6-4</sup> location of Mr. [REDACTED] <sup>b7c-4, b6-4</sup> and contact this office with the information. <sup>b7c-4, b6-4</sup>

At 1325, 3 Dec 03, SA [REDACTED] <sup>b7c-1, b6-1</sup> interviewed Mr. [REDACTED] <sup>b7c-4, b6-4</sup>, Translator, Titan Corporation, BIAP, who rendered a Sworn Statement where he denied witnessing any inappropriate touching between Ms [REDACTED] <sup>b7c-4, b6-4</sup> and the three interrogators (See Sworn Statement for details).

On 20 Dec 03, SA [REDACTED] <sup>b7c-1, b6-1</sup> coordinated with LTC [REDACTED] <sup>b7c</sup>, Joint Interrogation Detention Center (JIDC), Abu Ghraib, Iraq. LTC [REDACTED] <sup>b7c-3, 5, b6-3, 5</sup> stated that SGT [REDACTED] <sup>b7c-5, b6-5</sup> SPO [REDACTED] <sup>b7c-5, b6-5</sup> and SPC [REDACTED] <sup>b7c-5, b6-5</sup> would each receive a Field Grade Article 15.

On 31 Dec 03, SA [REDACTED] <sup>b7c-1, b6-1</sup> coordinated with CPT [REDACTED] <sup>b7c-3, b6-3</sup>, Office of the Staff Judge Advocate, 205<sup>th</sup> Military Intelligence Brigade, Abu Ghraib, Iraq. CPT [REDACTED] <sup>b7c-3, b6-3</sup> opined there was <sup>b7c-3, b6-3</sup> insufficient evidence to prove SGT [REDACTED] <sup>b7c-5, b6-5</sup> SPC [REDACTED] <sup>b7c-5, b6-5</sup> and SPC [REDACTED] <sup>b7c-5, b6-5</sup> committed the <sup>b7c-5, b6-5</sup> offenses of Conspiracy, Indecent Assault, Maltreatment of a Prisoner and Communicating a Threat.

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

TYPED AGENT'S NAME AND SEQUENCE NUMBER		ORGANIZATION	
SA [REDACTED] <sup>b7c-1, b6-1, b2</sup>		12 <sup>th</sup> Military Police (MP) Detachment (DET), 3D Military Police Group (CID), Victory Camp, APO AE 09335	
SIGNATURE [REDACTED] <sup>b7c-1, b6-1</sup>		DATE	EXHIBIT
		31 DEC 03	EXHIBIT 7

B216-04-C11254-61211

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS b7c-4, b6-4

LOCATION Titan Headquarters, BIAP DATE 12/03/2003 TIME 1325 FILE NUMBER

LAST NAME, FIRST NAME, MIDDLE NAME SOCIAL SECURITY NUMBER GRADE/STATUS Civ

ORGANIZATION ADDRESS: Titan Technical Operations Support Services, Baghdad International Airport, Baghdad, Iraq

WANT TO MAKE THE FOLLOWING STATEMENT:

On the evening of 6 Oct 03, about 2300, [redacted] and [redacted] came and got me for an interrogation. We all [redacted] walked MP on duty and they asked to interrogate the girl (Ms [redacted]). The MP on duty brought Ms [redacted] to a cell on a second floor for the [redacted] interrogation. Ms [redacted] was in the isolation cell on the first floor, but her assigned cell is on the second floor. Ms [redacted] was seated on the bottom [redacted] bunk bed and, one interrogator was seated by the door [redacted], the rest of us were standing and facing Ms [redacted]. The interrogation lasted [redacted] approximately 45-60 minutes. During the interrogation Ms [redacted] admitted she and her boyfriend were Fadayeen Militia (Terrorism) and was explaining [redacted] how she was given some type of medicine and how the attacks against the coalition were carried out. After the interrogation was finished with Ms [redacted] stayed in the interrogation room and [redacted] and [redacted] took Ms [redacted] down to the first floor for about 5 minutes, then [redacted] brought her back to the second floor to her original cell. After they placed Ms [redacted] back in her assigned cell, the three interrogators went and got the [redacted] second girl to the interrogation room. The interrogation of this girl lasted about 45-60 minutes, there was some yelling, but no one touched her or Ms [redacted]

- Q: SA [redacted] b7c-1, b6-1
A: [redacted] b7c-4, b6-4
Q: Did you witness any of the three interrogators pull Ms [redacted] shirt off of her?
A: No.
Q: Did you witness any of the interrogators kiss Ms [redacted] on the mouth?
A: Hell no.
Q: Did you smell any alcohol on the breath of any of the interrogators?
A: No sir.
Q: Did you witness any of the interrogators threaten Ms [redacted] in any way?
A: No, it was not a hard interrogation.
Q: Prior to this interview, did anyone tell you what to say?
A: No.
Q: Do you know why Ms [redacted] was taken downstairs for about five minutes then returned to her original cell on the second floor?
A: In my opinion, I think they were taking her to the isolation cell, then changed their mind and returned her to her assigned cell.
Q: Was Ms [redacted] ever taken to the male segregated portion of the prison?
A: I don't know, they could have taken her when they took Ms [redacted] downstairs for the five minutes.
Q: Which of the three interrogators was the lead interrogator?
A: [redacted] and [redacted]
Q: Did [redacted] participate in the interrogation at all?
A: He was only sitting in a chair by the door.
Q: She Ms [redacted] ever forced to sit on her knees?
A: No.
Q: Is it possible Ms [redacted] was assaulted by one of the interrogators when they took her downstairs?
A: Maybe, I did not see that happen.
Q: Was this the first evening interrogation you conducted?
A: The first involving a female in the evening.
Q: Were you threatened by anyone prior to this interview?
A: No, no one ever said anything to me.

EXHIBIT INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF 2 PAGES

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

DA FORM 2823, JUL 72 SUPERSEDED DA FORM 2823, 1 JAN 68, WHICH WILL BE USED.

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EXHIBIT 5

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STATEMENT (Continued)

Q: Why was Ms [redacted] in prison?  
 A: I don't know, I did not see her file.  
 Q: Do you believe Ms [redacted] is telling the truth about this?  
 A: I don't think so.  
 Q: Have you ever spoken with Ms [redacted] prior to this time?  
 A: First time I ever spoke with her.  
 Q: Do you know if she was interrogated by [redacted] or [redacted] before?  
 A: I don't know that.  
 Q: Did any of the interrogators appear to be intoxicated?  
 A: No.  
 Q: What is your personal opinion of Ms [redacted]?  
 A: I believe she is a dangerous person and should not be trusted. She seemed kind of "crazy".  
 Q: Did you witness the interrogators do anything that seemed inappropriate or unprofessional during the interrogation?  
 A: No.  
 Q: Did Ms. [redacted] begin to cry during the interrogation?  
 A: No.  
 Q: At any time, did you witness any of the interrogators hold Ms [redacted] hands behind her back?  
 A: No.  
 Q: Do you have anything else to add to this statement?  
 A: The prisoner can say anything they want, people normally would yell or try to stop an attack, they was an MP right near by, if something happened the MP could have seen or heard Ms [redacted] yell. So I don't believe this happened to Ms [redacted].  
 Q: Do you have anything else to add to this statement?  
 A: No. ///END OF STATEMENT///

[redacted] b7c-tj-bb-4

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

[redacted] b7c-4, bb-4

(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by Law to administer oaths, this 3 day of Dec, 2003

[redacted] b7c-1, bb-1

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

[redacted] Special Agent

(Typed Name of Person Administering Oath)

18 USC 1001

ORGANIZATION OR ADDRESS

(Authority to Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted] b7c-4, bb-4

EXHIBIT 15

0000040

<b>AGENT'S INVESTIGATION REPORT</b>		ROI NUMBER 0216-03-CID259-61211
CID Regulation 195-1		PAGE 1 OF 1 PAGES
<p>DETAILS</p> <p>About 1100, 30 Jan 04, the undersigned coordinated with CPT [REDACTED] b7C-3, b6-3  Legal Officer, 205<sup>th</sup> Military Intelligence Brigade, APO AE 09323. CPT  -3, b6-3 [REDACTED] provided SA [REDACTED] with a copy of all of the Non-Judicial paperwork b7C-1, b6-1  pertaining to SPC [REDACTED] SPC [REDACTED] and SGT [REDACTED] (See Record of b7C-5, b6-5  Proceedings Under Article 15, UCMJ, pertaining to SPC [REDACTED] SPC [REDACTED] b7C-5, b6-5  and SGT [REDACTED] 3 Jan 04, for details).///LAST ENTRY/// b7C-5, b6-5</p>		
TYPED AGENT'S NAME AND SEQUENCE NUMBER SA [REDACTED] b7C-1, b6-1, b2		ORGANIZATION 12 <sup>TH</sup> MP DET (CID) (FWD), BAGHDAD IRAQ
SIGNATURE [REDACTED] b7C-1, b6-1	DATE 30 Jan 04	EXHIBIT 14

CID FORM 104  
1 FEB 77

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DATE: 25 OCT 2003

FROM: SAC, 12TH MILITARY POLICE DET (CID)  
TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA  
CDR, HQUSACIDC //CIOP-COP-CO//  
CDR, 10<sup>TH</sup> MP BN (CID) (ABN) (FWD) //OPS//  
CDR, 3D MP GROUP (CID) //OPS//  
LNO CID, CJTF-7  
CDR, 205<sup>TH</sup> MILITARY INTELLIGENCE BRIGADE  
CDR, A COMPANY, 519<sup>TH</sup> MILITARY INTELLIGENCE BATTALION

SUBJECT: CID REPORT -INITIAL - 0216-03-CID259-61211 -  
6C1/6X1/5S1F/5T1

DRAFTER : SA [REDACTED] b7c-1, b6-1  
RELEASER: SA [REDACTED] b7c-1, b6-1

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1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 7 OCT 2003/ 0100 HRS - 7 OCT 2003/ 0330 HRS;  
ABU GHRAIB PRISON, ABU GHRAIB, IRAQ

2. DATE/TIME REPORTED: 21 OCT 2003, 0900 HRS

3. INVESTIGATED BY: SA [REDACTED] SA [REDACTED] b7c-1, b6-1, b2  
[REDACTED] SA [REDACTED] b7c-1, b6-1, b2

4. SUBJECT: 1. [REDACTED] SGT; [REDACTED] b7c-5, b6-5  
[REDACTED] M; WHITE; A COMPANY, 519<sup>TH</sup>  
MILITARY INTELLIGENCE BATTALION, ABU GHRAIB, IRAQ; CT;  
[INDECENT ASSAULT] [CONSPIRACY] [MALTREATMENT OF A  
PRISONER] [COMMUNICATING A THREAT]

SUBJECT: 2. [REDACTED] SPC; [REDACTED] b7c-5, b6-5  
[REDACTED] M; WHITE; A COMPANY, 519<sup>TH</sup>  
MILITARY INTELLIGENCE BATTALION, ABU GHRAIB, IRAQ; CT;  
[INDECENT ASSAULT] [CONSPIRACY] [MALTREATMENT OF A  
PRISONER] [COMMUNICATING A THREAT]

SUBJECT: 3. [REDACTED] SPC; [REDACTED] b7c-5, b6-5  
[REDACTED] M; WHITE; A COMPANY, 519<sup>TH</sup> MILITARY  
INTELLIGENCE BATTALION, ABU GHRAIB, IRAQ; CT; [INDECENT  
ASSAULT] [CONSPIRACY] [MALTREATMENT OF A PRISONER]  
[COMMUNICATING A THREAT]

1c-4, b6-4

5. VICTIM: 1. [REDACTED] CIV; [REDACTED] F; OTHER; CARE OF AL-SALHYAT PRISON, BAGHDAD, IRAQ; ZZ [INDECENT ASSAULT] [CONSPIRACY] [MALTREATMENT OF A PRISONER][COMMUNICATING A THREAT].

b7c-4, b6-4

b7c-4, b6-4

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

THIS IS AN "OPERATION IRAQI FREEDOM" INVESTIGATION.

THIS INVESTIGATION WAS INITIATED BASED ON NOTIFICATION FROM THE 10<sup>TH</sup> MILITARY POLICE BATTALION (CID) THAT A FEMALE PRISONER WAS MISTREATED AT THE ABU GHRAIB PRISON.

PRELIMINARY INVESTIGATION REVEALED SGT [REDACTED] SPC [REDACTED] AND SPC [REDACTED] ALL THREE MILITARY INTELLIGENCE INTERROGATORS, WENT TO THE FEMALE WING OF THE ABU GHRAIB PRISON, AND TOOK MS. [REDACTED] OUT OF HER CELL. WHILE ACTING IN CONCERT, THEY THEN ESCORTED MS. [REDACTED] TO A VACANT CELL AND INDECENTLY ASSAULTED HER.

b7c-5, b6-5

b7c-5, b6-5

b7c-5, b6-5

b7c-4, b6-4

b7c-4, b6-4

b7c-5, b6-5

INVESTIGATION DISCLOSED THAT SGT [REDACTED] SPC [REDACTED] AND SPC [REDACTED] TOOK MS. [REDACTED] TO THE DESERTED END OF THE PRISON CELL BLOCK, WHERE SPC [REDACTED] ACTED AS A "LOOK-OUT" OUTSIDE OF THE CELL. WHILE IN THE CELL, SGT [REDACTED] HELD MS. [REDACTED] HANDS BEHIND HER BACK AND SPC [REDACTED] FORCEFULLY KISSED MS. [REDACTED] ON HER MOUTH. MS. [REDACTED] QUESTIONED THE INTERROGATORS ABOUT WHAT THEY WERE DOING AND THEY SUBSEQUENTLY ESCORTED HER TO ANOTHER CELL, WHICH CONTAINED A NAKED IRAQI MALE. THEY THREATENED HER THAT IF SHE DID NOT DO WHAT THEY SAID, THEY WOULD STRIP HER NAKED LIKE THE IRAQI MALE. THE INTERROGATORS THEN TOOK MS. [REDACTED] BACK TO ORIGINAL ABANDONED CELL, WHERE THEY THEN MADE HER KNEEL AND RAISE HER HANDS ABOVE HER HEAD. WHILE ON HER KNEES, SGT [REDACTED] LIFTED MS. [REDACTED] SHIRT OVER HER HEAD, REMOVING IT, THUS LEAVING MS. [REDACTED] IN HER BRA. MS. [REDACTED] BEGAN TO CRY, AND SGT [REDACTED] SUBSEQUENTLY THREW HER SHIRT AT HER AND STARTED CURSING AT HER. MS. [REDACTED] WAS TOLD THAT THEY WERE GOING TO BE BACK EACH NIGHT TO TALK TO HER. MS. [REDACTED] WAS THEN ESCORTED BACK TO HER CELL, WHERE SHE REPORTED THE INCIDENT TO A FEMALE MILITARY POLICE SOLDIER.

b7c-5, b6-5

b7c-5, b6-5

b7c-4, b6-4

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b7c-5, b6-5

ON 21 OCT 03, SGT [REDACTED] SPC [REDACTED] AND SPC [REDACTED] WERE ADVISED OF THEIR RIGHTS, WHICH THEY INVOKED AND REQUESTED LEGAL COUNSEL.

ON 23 OCT 03, MS. [REDACTED] <sup>b7c-4, b6-4</sup> WAS INTERVIEWED AND SHOWN A PHOTOGRAPHIC LINE-UP, DURING WHICH SHE IDENTIFIED SGT [REDACTED] SPC [REDACTED] AND SPC [REDACTED] AS THE SUBJECTS OF <sup>b7c-5, b6-5</sup> THIS INVESTIGATION.

INVESTIGATION CONTINUES BY USACIDC.

7. COMMANDERS ARE REMINDED OF THE PROVISIONS OF AR 600-8-2 PERTAINING TO SUSPENSION OF FAVORABLE PERSONNEL ACTIONS AND AR 380-67 FOR THE SUSPENSION OF SECURITY CLEARANCES OF PERSONS UNDER INVESTIGATION.

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

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