				SUSPENSE DATE (YYYYMMDD)
COMMANDER'S REPORT OF DISC			NUN	2004/11/04
For use of this form, see AR 19	0-45; the proponen	t agency is ODCSOPS		2004/11/04
	PRIVACY	ACT STATEMENT		
AUTHORITY: Title 10 USC Section 3	01: Title 5 USC Se	ction 2951; E.O. 9397 dated	i November	22, 1943 (SSN).
PRINCIPAL PURPOSE: To provide commander	s and law enforcem	ent officials with means by	which infor	mation may be accurately
ROUTINE USES: Your social security nu	mber is used as an	additional/alternate means of	identificati	on to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your soci				*
1. THRU	2. TO		3. FROM	AND THE PERSON OF THE PARTY OF THE PARTY OF THE PERSON OF
1. 11110	Special Agent-in-	Charge	Command	ler 🖁
	78th MP Det. (C)		300th MP	
	APO AE 09342		Fort Riley	y, KS 66442
A LINA ODO GOLTOOL MUNICIPA	5. MP REPORT NU	18ADED	6 SUB-IN	STALLATION IDENTIFIER
4. USACRC CONTROL NUMBER 0006-04-cid259-80132	D. MIT MEFOR! NE	JMIDEN	0, 000 11	
To be completed by the commander or supervi	sor of the subject ic	lentified below and in corres	PM gnibnoo	/CID report. Check all applicable
blocks. Briefly explain circumstances not cove	red by blocks. For	multiple offenses resulting in	ta blocke of	one type of action taken for other
taken for offenses not listed in the report, expl offenses. Retain last copy and return all other	ain in block 15, mer e to addressee indic	narks, which ditenses apply stad in "TO" block on compl	etion of fina	al action.
<u> </u>				
7. NAME OF SUBJECT (Last, First, MI)	8. GRADE	9. SSNb7C3,10C3	10. DATE	FOF BIRTH (YYYYMMDD)
Jo7 C5, 10 G	ಶ SPC		ļ	
11a. OF	FENSE(s)		1	1b. DATE OF OFFENSE(s)
			<u> </u>	
Aggravated Assault, Negligent Discharge o	f Firearm, Comm	unicating a Threat,		2004/01/07
Failure to Obey and Order.			<u> </u>	
			<u> </u>	
				Haraca .
12. ACTION TAKEN				
a. * NONE (1) INSU	FFICIENT EVIDENCE			xplain in Remarks)
* Subject was advised that although no action	on was taken, the re	port would be retained in Ar	my records	and that requests for amendment,
correction, or expungement may be submit	ted IAW AR 190-45	6 (MP Reports) or AR 195-2	: (CID Repo	orts).
b. ADMINISTRATIVE				
REFERRED TO (Check appropria	te blocks)	DATE REFERRED (YYYY	MMDD)	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		1		
c. NONJUDICIAL (Article 15, UCMJ)		<u> </u>		
COMPANY GRADE	FIELD GRAD)E	SUMMARIZ	'ED
GCM AUTHORITY	GENERAL O			
d. JUDICIAL (If subject was tried by co			ter giving fü	ndings and sentences.)
SUMMARY COURT MARTIAL		OURT-MARTIAL	0 0	-
SPECIAL COURT-MARTIAL	CIVIL COUF			
A COLUMN TO SERVICE AND A COLU	CIVIE COOL	1 Temperatura in the control of the	A Transport of the Party of the	·
13. JUDICIAL FINDINGS	DISMISSED			**
GUILTY		r example, guilty of a lesser	included of	fense Evolain in Remarks.)
NOT GUILTY			1)101010100 011	The state of the s
14. RESULTANT SENTENCES, PUNISHMENT				
a. REPRIMAND b. ADMONITION		(2) IN WRITING	10	
c. DETENTION d. FORFEITURE	Ye. FINED \$_	12 / 2 MONT	70 FT.	DESTRICTED END ACT DAVE
1. REDUCED FROM SOC TO PU	Z X g. EXT	HA DUTY FOR 45 DA	. 15 f	n. RESTRICTED FOR 45 DAYS MONTHS
i. CORRECTIONAL CUSTODY FOR		J. CONFINED	'EARS	MONITO
k. PUNITIVE DISCHARGE ADJUDGED	TYPE:			
I, ADMINISTRATIVE DISCHARGE			EFFECTI	VE DATE
m. OTHER IFor example, suspension of	f driving privileges.	Explain in Remarks.)		
DA FORM 4833, DEC 1998		33, JUN 80, IS OBSOLETE		

16b. TYPED NAME AND GRADE OF COMMANDING OFFICER BYCH, CLUB Special Agod - M- Charge 16b. SIGNA (MINERAL OF REPORT / MY MINERO) 18c. DATE OF REPORT / MY MINERO)	15. REMARKS		
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PAGE 2, DA FORM 4833, DEC 1998

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DEPARTMENT OF THE ARMY UNITED STATES ARMY CRIMINAL INESTIGATION DIVISION 12TH MILITARY POLICE DETACHMENT (CID) (FWD) BAGHDAD, IRAQ APO AE 09335

CIRC-ABE (195)

30 Jan 04

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION – FINAL (C) - 0006-04-CID259-80132-5C1B / 5C2B / 5R4A / 5R4B / 5T1 / 5Y2B9 / 5Y2E

DATES / TIMES / LOCATIONS OF OCCURRENCES:

1. 31 DECEMBER 2003/0745 HRS - 31 DECEMBER 2003/0830 HRS; GRID MB 567/264, IRAQ

DATE / TIME REPORTED: 7 JANUARY 2004, 0900 HRS **INVESTIGATED BY: SA** 670-1,66-1,62 SUBJECT: 1.4 M; OTHER: 300TH MILITARY POLICE COMPANY, FORT RILEY, KS676-5, 66-5 66442 (FOB KALSU, IRAQ APO AE 09335) [AGGRAVATED ASSAULT] [ASSAULT CONSUMMATED BY A BATTERY] [NEGLIGENT DISCHARGE OF FIREARM] [WILLFUL DISCHARGE OF FIREARM (UNFOUNDED)] [COMMUNICATING A THREAT (UNFOUNDED)] [FAILURE TO OBEY AN ORDER (UNFOUNDED)] [CRUELTY AND MALTREATMENT (UNFOUNDED)]. VICTIM: 1. (NFI) [AGGRAVATED ASSAULT] 67C.4, 66-4 [NEGLIGENT DISCHARGE OF FIREARM] [WILLFUL DISCHARGE OF FIREARM (UNFOUNDED)] [COMMUNICATING A THREAT (UNFOUNDED)] [CRUELTY AND MALTREATMENT (UNFOUNDED)]. h7C-4 (NFI) [ASSAULT 676-4, 66-4 CONSUMMATED BY A BATTERY] [COMMUNICATING A THREAT (UNFOUNDED)]

3. U.S. GOVERNMENT (300^{TH} MILITARY POLICE COMPANY, FORT RILEY, KS 66442 (FOB KALSU, IRAQ APO AE 09335)) [FAILURE TO OBEY AN ORDER (UNFOUNDED)].

This is an "Operation Iraqi Freedom" investigation.

[CRUELTY AND MALTREATMENT (UNFOUNDED)].

This office received notification from the 300th Military Police Company of a possible maltreatment and aggravated assault of an Iraqi citizen by a soldier from their unit.

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Investigation established probable cause to believe SPC 32.5 committed the offenses of Aggravated Assault and Negligent Discharge of a Firearm when he threatened to shoot Mr. and then fired a shot into the ground next to Mr. Investigation established probable cause to believe SPC I committed the offense of Assault Consummated by a Battery when he butt-stroked Mr. in the back of the 67C-4,66-4 head and face. STATUTES: Article 92, UCMJ: Failure To Obey Order Or Regulation (Unfounded) Article 93, UCMJ: Cruelty And Maltreatment (Unfounded) Article 128, UCMJ: Aggravated Assault Article 134, UCMJ: Firearm, Discharging-Through Negligence Article 134, UCMJ: Firearm, Discharging-Willfully (Unfounded) Article 134, UCMJ: Threat, Communicating (Unfounded) **EXHIBITS/SUBSTANTIATION:** Attached: 1. Agent's Investigative Report (AIR) of SAI 8 Jan 04, detailing: receipt of notification; coordination with CPT coordination with 1LT re-interview of 676-4, b6-4 collection of 69c-4, 66-4 re-interview of SPC re-interview of SPC interview of CPL 676-4 evidence: re-interview of SSG re-interview of PV2 67C-4,66-4 and re-interview of Mr. 2. AR 15-6 Investigation, 3 Jan 04, containing the Non-Waiver Certificate of SPC SPC and Sworn Statements of SPC Mr. 🕻 and MSG 🚾 SSG! 67C-4, 66-4 3. Crime Scene Sketch, 1 Jan 04, prepared by ILT 4. AIR of SA 20 Jan 04, detailing coordination with 1LT Judge Advocate, 220th Military Police Brigade, Gaithersburg, MD (Victory Base, Iraq). 5. Evidence/Property Custody Document (DA Form 4137), voucher (vo) #013-04. (USACRC and file copies only)

Not Attached:

576-5,66-5

Retained in the evidence depository, 3d Military Police Group (CID), Camp Arifjan, Kuwait.

6. Shell casing. (Item #1, vo #013-04)

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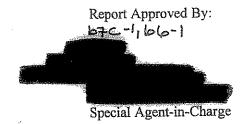
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The originals of exhibits 1 through 4 are forwarded with the USACRC copy of this report. The original of exhibit 5 is retained in the files of the evidence depository, 3d Military Police Group (CID), Camp Arifian, Kuwait.

STATUS: This is a Final (C) Report. This investigation is being terminated IAW CID Regulation 195-1, chapter 4-17(a) (4), in that the supported Staff Judge Advocate was of the opinion that sufficient admissible evidence was available to prosecute the subject for the offenses, that additional investigation would produce only cumulative and unneeded evidence, and that the identification of additional subjects or offenses was unlikely. Leads remaining are the examination of the M-4 rifle and shell casing. Commander's Report of Action (DA Form 4833) is pending.

Report Prepared By:
1976-1, 62

Port
Special Agent,



DISTRIBUTION:

1-Dir, USACRC, 6010 6th Street, Fort Belvoir, VA 22060-5506 (original)

1-Cdr, 10th Military Police Battalion (CID), ATTN: Operations Officer, Camp Victory APO AE 09335 (with exhibits)

1-Cdr, 300th Military Police Company, FOB Kalsu APO AE 09335 (with exhibits)

ا-SJA, (ATTN: 1LT 220th MP BDE, Victory Base, APO AE 09335 (with exhibits)

1-CID LNO, V Corps (ATTN: SA (e-mail only/less exhibits)

1-PMO, 1st Armored Division (ATTN: LTC victory Camp APO AE 09336 (e-mail only/less exhibits)

1-PMO, V Corps (ATTN: SFC (e-mail only/less exhibits)

1-File

AGENT'S INVESTIGATION REPORT	
	ROI NUMBER 0006-04-CID259-80132
CID Regulation 195-1	0000-04-CID239-80132
	PAGE 1 OF 2 PAGES
DETAILS BASIS FOR INVESTIGATION: On 7 Jan 04, this office to Company, Fort Riley, KS 66442 (Forward Operating Base cossible maltreatment and aggravated assault of an Iraqi c	e (FOB) Kalsu, Iraq APO AE 09335) regarding the
At 0910, 7 Jan 04, SA coordinated with CPT Company, Fort Riley, KS 66442 (FOB Kalsu, Iraq APO A egarding the possible maltreatment and aggravated assaulncluded the sworn statements of all witnesses present durchotographs of the injuries to the Iraqi citizen.	AE 09335), who provided the AR 15-6 Investigation It of an Iraqi citizen. The AR 15-6 Investigation
530, 7 Jan 04, SA coordinated with 1LT coordinated with 1LT dilitary Police Company, Fort Riley, KS 66442 (FOB Ka opies of sworn statements and a Power Point presentation and shell casing.	Platoon Leader, 300 th elsu, Iraq APO AE 09335), who provided electronic in containing digital photographs taken of the victim
545, 7 Jan 04, SA Delta Company, 1/152d Infantry Regiment, Washing butt-stroke the victim and fire his weapon. (See	
At 1548, 7 Jan 03, SA Delta Company, 1/152d Infantry Regiment, Washington, statement to 1LT during her AR 15-6 Investigations sworn statement. (See Sworn Statement for details)	t, re-interviewed SPC IN 47501 (FOB Kalsu, Iraq) who provided a sworn ation. SPC The second
raqis when he returned to FOB Kalsu, so he informed his the house earlier that day. (See Sworn Statement for de	Delta Company, 1/152d raq), who provided a sworn statement to 1LT related he did not see SPC builti-stroke also related he was upset with the treatment of the selfation Sergeant along with other soldiers that were stails)
At 1711, 7 Jan 04, SA collected one 5.56mm she evidence was receipted for on an Evidence/Property Cust	ody Document (DA Form 4137), voucher,#013-04.
At 1900, 7 Jan 04, SA re-interviewed SS	G 300 th Military
Police Company, Fort Riley, KS 66442 (FOB Kalsu, Iraq	APO AE 09335) who was present during the incident.
SSG had previously provided 1LT	rith a sworn statement during her AR 15-6 676-4166-4
Investigation. (See Sworn Statement for details)	
	PRGANIZATION 2 th MP Det. (CID) (FWD), 3d MP Grp (CID)
	Baghdad, Iraq APO AE 09335
	DATE EXHIBIT

CID FORM 94

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8 Jan 04

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	AGENT'S INVESTIGATION REPORT	ROI NUMBER	-04-CID259-80132
	CID Regulation 195-1		2 OF 2 PAGES
	AILS		2 01 2 111323
Cor kno inci not fire did At 1 Poli Lea	mpany, Fort Riley, KS 66442 (FOB Kalsu, Iraq APO AE 092 cek-and-search operation. PV2 had provided 1LT ident during her AR 15-6 Investigation. PV2 memory and the round. PV2 had so related he heard SPC not remember exactly what SPC stated. (See Sw. 1952, 7 Jan 04, SA interviewed CPL ice Company, Fort Riley, KS 66442 (FOB Kalsu, Iraq APO ader and talked to him after the incident. CPL pened, and SPC told him he felt threatened when ered, and then took a step forward. SPC related oked the Iraqi male in the head. CPL asked SI SPC related he did not realize the weapon was a specific prel	a sworn d he was facing aw bered hearing a shown orn Statement for Statement for Statement for Statement he asked Statement he asked Statement an Iraqi male worto CPL	statement regarding the bac-up ay from the house and did bac ot, but did not know who bac-up about firing a round, but up details) bac-sp books and military as SPC what had bac-up that was when he butt-bac out the accidental discharges.
and not spo two he l had At too	he informed SPC that it did not look lile. SPC continued to relate he felt threatened by the Checking his weapon and discharging a round. CPL he informed SPC that it did not look lile. SPC continued to relate he felt threatened by the Check had just recently discontinued e-mailing his factor weeks over due with her pregnancy and there were also oth had known SPC for about 2 ½ years and was a condition of the second sec	also related the he followed the le Iraqi male. CPL ther, and that SPC her stresses at home lose friend of his, a solution of his, a solution with the lated he provided	a during his talk with SPCLAC-Rules Of Engagement (ROE) further related wife was about the condition of the
and not spo two he l had At	checking his weapon and discharging a round. CPL he informed SPC that it did not look lil SPC continued to relate he felt threatened by the Charles of the pregnancy and there were also oth had known SPC for about 2 ½ years and was a collever seen this type of behavior from SPC byc-1, bo-1 0920, 8 Jan 04, SA re-interviewed Mr. contracted linguist. Mr. walked SA k place on the morning of 31 Dec 03. Mr.	also related the he followed the le Iraqi male. CPL ther, and that SPC her stresses at home lose friend of his, a solution of his, a solution with the lated he provided	a during his talk with SPCLAC-Rules Of Engagement (ROE) further related wife was about the condition of the
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and not specific two had too	checking his weapon and discharging a round. CPL he informed SPC that it did not look lift. SPC continued to relate he felt threatened by the Chad just recently discontinued e-mailing his factor weeks over due with her pregnancy and there were also oth had known SPC for about 2½ years and was a contracted linguist. Mr. contracted linguist. Mr. contracted linguist. Mr. contracted linguist. Mr. during her AR 15-6 Investigation. (See Sworn States) A CPED AGENT'S NAME AND SEQUENCE NUMBER A CORGANIA	also related the le Iraqi male. CPL ther, and that SPC ter stresses at home lose friend of his, and Mr. with the lated he provided ment for details)	a during his talk with SPCb46-Rules Of Engagement (ROE) further related wife was about the wife was about and this was the first time he are assistance of Mr. Through the events that because a sworn statement to 1LTbac4 (LAST ENTRY/// bac-4, bb-4)

CID FORM 94

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(not to scale) किन्द्रः प्रकिर्धन्ति -CID259-80132 SCENE DIAGRAM 01JAN04 Shell Casing Found Corn Stalk Mound TA FORTX 150m 302 Vehicle Corn Stalk Mound Vehicle FOB KALSU 3MI WEST ON TEMP ASR ME 56766 26410 EXHBIT OFFICIAL USE ONLY





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	CID Regulation 195-1	,				
				PAGE 1 OF	1 PAGES	
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1017, 20 Jan 04, S	Accoordina	ted with ILT	Stat Stat	f Judge Advocat		
lice Brigade, Gaith	ersburg, MD (Victor	ry Base, Baghdad	d, Iraq), regardin	g this investigat	ion. ILP	6764
	bable cause to believ					
	d by a Battery, and I Threat, Failure To O					
	ited it would be diffi-					
	have spoken to Mr.					
	violation, regarding t					
evant to this invest	igation. 1LT	Iso related the C	ruelty and Maltre	eatment referred	mainly to 674-4/	66-4
dividuals in a Chair	of Command or oth	ner setting. 1LT	further rela	ted that no evid	ence needed to b	e 670
	L, and that no furthe					
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TYPED AGENT'S NAME AND SEQUENCE NUMBER SA	ORGANIZATION) 21 MB C (CID)	
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SIGNATURE OFC IDV-	DATE	EXHIBIT	
	20 Jan 04	Ċ.J.	
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CID FORM 94 1 FEB 77 FOR OFFICIAL USE ONLY

EXHIBIT

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		n see AR 190-45 and AR 195-5; the proponent agency is US A	Аппү	CHU HEPORT/CID ROI NUMBER	4
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DATE: 9 JAN 04

FROM: SAC, 12TH MILITARY POLICE DET (CID)

TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA

CDR, CIOP-COP-CO, FORT BELVIOR, VA CDR, 10TH MP BN (CID)(ABN)(FWD) //OPS//

CDR, 3D MP GROUP (CID) //OPS//

AFIP, ATTN: OAFME, ROCKVILLE MD

PROVOST MARSHAL, 1ST ARMORED DIVISION

SJA, V CORPS

LNO CID, CJTF (FOR FURTHER DISTRIBUTION)

SUBJECT: CID REPORT - INITIAL/SSI- 0006-04-CID259-80132-5C1B / 5C2B / 5R4B / 5T1 / 5Y2B9 / 5Y2E

DRAFTER: SA

RELEASER: SA

1940-1, 1960-1

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1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 31 DECEMBER 2003/0745 HRS – 31 DECEMBER 2003/0830 HRS; GRID MB 567/264, IRAQ

2.	DATE/TIME REPORTED: 7 JANUARY 2004, 0900 HRS	
	INVESTIGATED BY: SA 67C-1, 66-1, 62 67C-1, 66-1, 62 SA	
3.	INVESTIGATED BY: SA	A
	67c-1, 66-1, 6a	
	64C-5, 66-5 64C-5, 66-5	

M; OTHER; 300TH MILITARY POLICE COMPANY, FORT RILEY, KS 67^{C-5} 66442 (FOB KALSU, IRAQ APO AE 09335); CT [AGGRAVATED ASSAULT] [ASSAULT CONSUMMATED BY A BATTERY] [WILLFUL DISCHARGE OF FIREARM] [COMMUNICATING A THREAT] [FAILURE TO OBEY AN ORDER] [CRUELTY TO SUBORDINATES]

5. VICTIM: 1. (NFI) [AGGRAVATED 67-4, 66-4]

ASSAULT] [WILLFUL DISCHARGE OF FIREARM] [COMMUNICATING A THREAT]

[CRUELTY TO SUBORDINATES].

2. (NFI) [ASSAULT 67C-4, 66-4

CONSUMMATED BY A BATTERY] [COMMUNICATING A THREAT] [CRUELTY TO SUBORDINATES].

3. U.S. GOVERNMENT (300TH MILITARY POLICE COMPANY, FORT RILEY, KS 66442 (FOB KALSU, IRAQ APO AE 09335)) [FAILURE TO OBEY AN ORDER].

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 OFFICE RECEIVED NOTIFICATION FROM THE 300TH MILITARY POLICE COMPANY OF A POSSIBLE MALTREATMENT AND AGGRAVATED ASSAULT OF AN IRAQI CITIZEN BY A SOLDIER FROM THEIR UNIT.

PRELIMINARY INVESTIGATION REVEALED DURING A "KNOCK-AND-SEARCH" OPERATION ON AN IRAQI HOUSE BY DELTA COMPANY, 1/152D INFANTRY, WASHINGTON, IN 47501 (FOB KALSU, IRAQ), FOUR IRAQI MALES WERE DETAINED ON SITE AND GUARDED BY SPC

INVESTIGATION DISCLOSED SPC ORDERED THE IRAQI MALES TO BE QUIET, AND WHEN THE IRAQI MALES ATTEPTED TO COMMUNICATE WITH SPC HE "BUTT-STROKED" MR. ONCE TO THE BACK OF THE 676-4 166-4 NECK AND ONCE TO THE FACE, CUTTING THE INSIDE OF MR. THEN GRABBED MR. BY THE COLLAR AND MOVED HIM 676-4, 66-4 BEHIND A HIGH MOBILITY MULTI-PURPOSE WHEELED VEHICLE (HMMWV), THEN ASKING HIM WHERE ANY WEAPONS WERE HIDDEN. MR. REPLIED 640-4, 56-4 THERE WERE NO WEAPONS; HOWEVER, SPC THEN ESCORTED HIM 640-5, 166-5 PRIVATELY TO AN ADJACENT FIELD. ONCE THERE, SPC PLACED THE 690 5, 665 MUZZLE OF HIS M-4 RIFLE IN MR. MOUTH AND "DRY-FIRED" THE GC-4, 66-4 AC-5, 66-5 WEAPON. SPC REMOVED THE MUZZLE FROM MR. MOUTH 676-4, 66-4 AND THEN CHARGED WEAPON, THUS CHAMBERING A LOADED ROUND. HE THEN POINTED THE WEAPON AT MR. BUT THEN SHIFTED THE MUZZLE TO 676-4,166-4 THE RIGHT AND FIRED A ROUND INTO THE GROUND ABOUT 5-6 FEET FROM MR. FEET. SPC THEN ESCORTED MR. BACK TO 640-4,5 66-4,5 THE OTHERS WHERE HE THEN ATTEMPTED TO "BUTT-STROKE" MR. IN Lact, 66-4 THE GROIN. MR. ATTEMPTED TO AVERT THIS ASSAULT, BUT WAS HIT LANGUE OF ON THE INSIDE OF HIS RIGHT THIGH.

ON 7 JAN 04, SPC WAS ADVISED OF HIS RIGHTS, WHICH HE INVOKED, REQUESTING LEGAL COUNSEL.

REQUEST USACRC NAME CHECK ON SPC

INVESTIGATON 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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AGENT NOTES AND SUPPLEMENTARY DOCUMENTS FROM THE FIELD FILE

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AGENTS ACTIVITY (CID Regulation		Control Number 0004~u4-CID259-80132
TIME, DATE, AND AGENT	SU	MARY OF INVESTIGATIVE ACITIVITY
0900. 7 Jan 04 I: 10 T:	from the 300th Military Po	· · · · · · · · · · · · · · · · · · ·
0910, 7 Jan 04 64C-1, 66-1 1: 20 T:	provided the AR 15-6 Invegaggravated assault of an Ir sworn statements of all wi	Commander, 300 th Military by. KS 66442 (Camp Kalsu, Iraq APO AE 09335). who estigation regarding the possible maltreatment and aqi citizen. The AR 15-6 Investigation included the tnesses present during the incident, a crime scene of the injuries to the Iraqi citizen.
0930, 7 Jan 04	Enroute to Camp Kalsu, Ir	aq.
I: 0 T: 350 1530, 7 Jan 04 1: 10 T:	09335), who provided elec-	Fort Riley, KS 66442 (Camp Kalsu, Iraq APO AE etronic copes of sworn statements and a Power Point gital photographs taken of victim and shell casing.
1545, 7 Jan 04 1545, 7 Jan 04 1: 25 T:	fire his weapon. SEE AIF	who witnessed butt stroke the victim and R FOR DETAILS
1548, 7 Jan 04 640-1, 66-1 I: 30 T:	Delta Company, 1/1	1, 66-1 Pre-interviewed SPC 52d Infantry Regiment, Washington, IN 47501 (FOB I a sworn statement to 1LT during her ARIGC4664
	15-6 Investigation. SPC statement.	re-iterated what he had written in his sworn 696-5765-5
1550, 7 Jan 04 64-1, 66-1 1: 25 T:	Delta Company, 1/ Kalsu, Iraq), who provide 15-6 Investigation. SPC stroke the Iraqi male, but was upset with the treatm	In 152d Infantry Regiment, Washington, IN 47501 (FOB and a sworm statement to 1LT and during her AR backy, but be a seen as his lip bleeding. SPC also related he backy, but also related he backy, but also related he backy, and and the Iraqis when he returned to FOB Kalsu, so he geant along with other soldiers that were a the house
1615. 7 Jan ()4 69C-1, 660-1	Fingerprinted and photog	raphed SPC

		CONTROL NUMBER	
. AGENTS ACTIVI CID Regulati		CONTROL NUMBER	020-1-04-CID251-5013C
TIME, DATE, AND AGENT	100-111 (S	UMMARY OF INVESTIGATI	VE ACITIVITY
1900. 7 Jan 04 1: 20 T:	Interview of SSG DETAILS	who was present d	ve acitivity Iring the incident. SEE AIR FOR
1906. 7 Jan 04 676-1, 66-1 I: 15 T:	APO AE 09335), who was operation. PV2	ce Company. Fort Rias providing security had provided 1LT	PV2 ley, KS 66442 (FOB Kalsu. Iraquac-4,06-4) during the knock-and-search a sworn statement bac-4,06-4 estigation. PV2
67c-4 166 4	was facing away from the PV2 emembere PV2 also related	e house and did not so ed hearing a shot, but I he heard SPC ber exactly what SPC	did not know who fired the round. Story be say something about firing about fire about fire about firing about fire about
1944, 7 Jan 04 1: 30 T:	Conducted interview of S	SEE	
1952. 7 Jan 04 676-1, 66-1 1: 35 T:	Imag ADO AE 00235) wh	ary Police Company,	Fort Riley, KS 66442 (FOB Kalsu,
67C-4,106-4	him after the incident. C what had happened, and Iraqi male would not sit o	PL re SPC told down when ordered,	him he felt threatened when an 676-4, 36-4 and then took a step forward. SPC
	male in the head. CPL accidental discharge and was on semi, and was rea and discharging a round.	asked SPC related to take responsib	t was when he butt-stroked the Iraqiba 4,15 SPC about the 670-4,5 ba 1,5 Ited he did not realize the weapon bac 5, we see that it did not look like he 670-5, bac 5 nued to relate that he felt threatened bac 5, we see that it did not look like he 670-5, bac 5 nued to relate that he felt threatened bac 5, we see that it did not look like he 670-5, bac 5 nued to relate that he felt threatened bac 5, we see the felt threatened bac 5, we see the felt threatened bac 5, we see the felt
areas mercanical and a second a	just recently discontinued was about two weeks over stresses at home. CPL	d e-mailing his father er due with her pregr erelated	nued to relate that he felt threatened to select the related tat SPC had by the had by the select that there were also other he had known SPC for the had this was the first time he had
0920. 8 Jan 04	ever seen this type of bell	havior from SPC	b3C-5, bb-3 b3C-4, bb-4 with
69C-1, 66-1 1: 20 T: 30 64C1	the assistance of Mr.	Mr. through	ntracted linguist. Mr. (1964) Plant the events that took place on the local, but that his brother. Mr. (1964) Plant that his brother. Mr.
0926, 8 Jan 04 1: 10 T:	Exposed additional digi	tal photographs of th	e house and property.

AGENTS ACTI (CID Regula	VITY SUM LRY CONTROL NUMBER stion 195-1) CCY-CY-CIDZST SC3Z
FIME DATE AND AGENT	SUMMARY OF INVESTIGATIVE ACITIVITY
1455, 8 Jan 04 b4C-1, b6-1 1: 0 T: 60	Enroute back to BIAP.
1750, 8 Jan 04 64C-1, 66-1	Worked on draft of Initial/SSI Report.
2030, 8 Jan 04 676-1, 66-1	To SAC for review.
125 12 JAN	SOC RIW. 1. RUND FILE.
	2. INI DISTIRO D ON 9 JAN. NEED
	3 EXPLAIN WHY WEDPON NOT
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₩ b7C-1,66-1

in the placed in file and thought works per pi bundance (in state equiliar). During everd the meations with another discovered that the weapon sile to be to

1017, 13 June4 1017, 13 June4

1020, 13 Jun 04

6701,661

recreved an e-man I from CFC that showed only a favorable NAC during in seconds check of

Delayed ENTRY:

coll Jan 04 at 1500, 54 thing the shell case y collected on evidence to 5th

184-1,661

End Deloyed Ent of

PAGE 4

XXX6-04-CID259-P013Z (CID Regulation 195-1) TIME, DATE, AND AGENT SUMMARY OF INVESTIGATIVE ACITIVITY Delayed Entry: 1021,135416對 At 1711, 7 Jan 64, 5A collected as evidence 676-1,66-1 one shell cosing from ILT be "The evidence was recrepted for in an Evidence / Property Country Dicunet (OA FM 4137). END DELAYED ENTRY Attempted to coordinate with LT \$57A, who was not in the office. Icft number and mes-1325, 19 Jun 04 sage to have him contact this office. Coordinated with LT who related he would be 1617, 19 Jun 04 Free at 1000, 20 Jan 04 to discuss this investigation.
LT 1000, 20 Jan 04 to discuss this investigation.
LT 1000 located on Victory Base, 220th MP BDE, Bldg 134

AGENTS ACTIVI (CID Regulati	TY SUM_RY on 195-1)	Control Number 0006-04-CID259-80132
TIME, DATE, AND AGENT		BMARY OF INVESTIGATIVE ACITIVITY
1017, 20 Jan 04	At 1017, 20 Jan 04, SA	coordinated with 1LT Staff Judge
676-1 66-1	Advocate, 220th Military	Police Brigade, Gaithersburg, MD (Victory Base,
	Baghdad, Iraq), regarding	this investigation. 1LT spined there was probable committed the offenses of Aggravated Assault,
P4C-21000	Assault Consummated by	a Battery, and Negligent Discharge of a Weapon. 1LT
6704,664	also related the offe	ases of Communicating a Threat, Failure To Obey An
	Order and Maltreatment	to Subordinates could be unfounded. Literature further
	related it would be difficu	alt to prove the Communicating a Threat charge because
675-51665	SPC scould no	ROE violation, regarding the Failure To Obey An Order
	charge but did not agree	that it was relevant to this investigation. ILI
	-alated the Maltreatment	to Subordinates refers mainly to individuals in a Chain
	of Command or other set	ing. ILT further related that no evidence needed
	to be forwarded to USAC	IL, and that no further investigative activity was needed.
1500, 20 Jan 04	Worked on draft of 2d St	atus Report.
67C-1/66-1		
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1800, 20 Jan 04	To SAC for review.	nominal and the state of the st
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1172		
1112,21 Jan 04	Ke ceived trum)	to and acknowledged corrections.
675 1 66-1		V Opposition of the Contract o
1201 217 011	Made correction	s to Status Report. emailed copy of distro. To To SAC For review.
1340, 21 Jan 04	LI I LAN E	The To SAC For Ceview
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Recieved from SAC, w. 11 began drafting Final (C) Report.

1420, 22 Jan 04 676-1,66-1 Worked on draft of Final (1) Report

130, 1000, 26 Jun 04 675-1,64-1 Worked on draft of Final (1) Report.

1343, 26 Jan 04 676-1, 66-1 Finished draft of Final (c) Report. To TO For review.

1430, 26 JAN 04 676-166-1

TO Review.

Note minor corrections, ref: Fig 7-3 (reg)

1435, 26 Jan 04 67c-1, 66-1 Recieved from TC + acknowledged corrections to bemode.

1450, 26 Jun 04

Made corrections to Final (1) Report. There are no Maj. Con. Lides en Final Report

9710,27 Jun04 1-99-1-06-1 Finished corrections. To TC for review.

1030, 270 PROLITION Reviewed. File to SAC for Review

1925, 22 JAN 04

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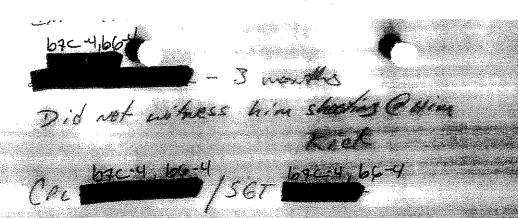
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64C-51 66-5 5230

b7c-1, bG-1 WOZ 12THMP CID DET

From:

CW4 CJTF7-OPS

Sent:

Saturday, January 10, 2004 9:59 PM WO2 12THMP CID DET 674-1,66-1

To: Subject:

RE: INI 0006-04-CID259-80132 (12th)

Change offense of Cruelty of a Subordinate to read Cruelty and Maltreatment (Article 93, UCMJ). No stat required – just change it.

67C-1, 66-1

CW4, MP

Operations Officer

----Original Message-69c-1, 66-1 WO2 12THMP CID DET From: Friday, January 09, 2004 10:26 AM (E-mail) (E-mail); Sent: (E-mail); ATTN: CW3 (PIT) (CID) ' 'CW2 § (E-mail); 'CID DCSOPS OPS1(s)' (E-mail); 'CID001 USACIDC CAC BELVDIR(sc)' (E-mail); 'CID DCSOPS OPS1(s)' (E-mail); 'CID001 USACIDC CAC BELVDIR(sc)' (E-mail); 'MAJ CITF7-SJA b7c-1 (b6-1) C5CM-PMO' 'MAJ (E-mail); (E-mail); CW3 CJTF7-AOPS (E-mail); 1076-1, 106-1 67C-3,66-3 Cid001crcsc (E-mail); CPT 64-3,66-3 OPERATIONAL LAW ATTORNEY (E-mail); CWS CJTF7-Field Ops. Officer (E-mail); SSG CJTF7-CID NCO; (1AD PMO) 5764, 66 CW4 10TH MP BN LOGSEC (E-mail); CW3 CITF7-CID OPS 67-61-16-1 676-3,66-31 (E-mail); CW4 CJTF7-OPERATIONS (E-mail); SAC Officer

Subject:

INI 0006-04-CID259-80132 (12th)

<< File: Initial 0006-04.doc >>

WO2 12THMP GID DET

From:

CID001 CRC(sc) [CID001CRCSC@SBELVOIRDMS.ARMY.SMIL.MIL]

Sent: To:

107C-1,106-1

Friday, January 09, 2004 5:04 PM WO2 12THMP CID DET

Subject:

RE: INI 0006-04-CID259-80132 (12th)

0006-04-010259-80132

Record checks disclosed the following

63C-5, 66-5

Favorable NAC 2001/01/09

----Original Message----WO2 12THMP CID DET 6761,66-1 From: hq.c5.army.smil.mil]67c-1, b6-1 [mailto: Sent: Friday, January 09, 2004 2:26 AM bac-1, 66-1 CW4 CJTF7-OPS (E-mail); To: (PIT) (CID) ' 'CW2 (E-mail) (E-mail); TCID00167C-3, 66-3 (E-mail); ATTN: CW3 C5CM-PMO' 'MAJ (E-mail); 'CID DCSOPS OPS1(s)' (E-mail); 'CID00167C-3(BC USACIDC CAC BELVOIR(sc)' (E-mail); Cid001crcsc (E-mail); CPT 64C-3,66-3 (E-mail); CW3 CJTF7-AOPS (E-mail); MAJ CJTF7-SJA OPERATIONAL LAW ATTORNEY (E-mail); CW5 64c-1, 66-1 CJTF7-Field Ops. Officer (E-mail); (E-mail); SSG CJTF7-CID 674-3,166-3 CW4 10TH MP BN LOGSEC (E-mail); NCO; LTC (1AD PMO) (E-mail); CW4 CJTF7-OPERATIONS b4c-1,3 b6-1,3 (E-mail); SAC (E-mail); CW3676-1, b6-1 CJTF7-CID OPS Officer Subject: INI 0006-04-CID259-80132 (12th)

<<Initial 0006-04.doc>>

W01 CJ

From:

300MP-DOGPOUND [

army.smil.mil]

Sent:

6704,66-1

Friday, January 09, 2004 4:01 AM

To: Subject:

WO1 CJTF7-SA

676-1

66-1

RE: CID INVESTIGATION

Here is the information you requested.

67C3,66-3

(mailet: Mol Corel-sa 64c-1,66-1 Sent: Thursday, Canuary 05, 1004 7:21 AM
To: 30MR-DOSFOUND
Subject: OID INVESTIGATION

Need the correct spelling of your SUA at CUIF-7 and phone number if you have. We made it back safely.

Thanks to all for the hospitality.

CID IS YOUR FRIEND.

V/R 67 C-1, 66:1