

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

Total as of 22 Jul 04: 10 Substantiated incidents; 11 Unsubstantiated incidents

- 1. Substantiated:** 10 incidents - All 1stMARDIV - 8 OIF I, 2 OIF II.
24 suspects: 11 Court-martial convictions - 1 General Court-martial, 7 Special Courts-martial; 3 Summary Courts-martial
2 Non-judicial Punishments (1 followed by Board of Inquiry & pending discharge)
1 page 11 (official counseling)
6 - charges withdrawn or dismissed
4 cases pending:
3 pending General Courts-martial
1 pending Art 32 investigation
- 2. Unsubstantiated:** 11 incidents; 25 known suspects & unknown number of other suspects (2 NJPs for false official statements alleging abuse).
- 3. Other:** 1 detainee death investigated with no allegation of abuse.
5 investigations pending.

For DODIG Report (Ongoing/Closed): Preliminary Inquiries 0/3, Criminal Investigations 3/8 (10 are NCIS-DODIG counts under Navy; 1 open is joint Army CID & NCIS), Non-criminal Investigations 2/7, Inspections/Reviews 0/0, Total 23 Investigations 5/18 (2/10 without NCIS/Army CID)

| Unit | Date of Incident | Date Reported | Suspect, Location & Allegation | Type of Investigation | Disposition & Date | Current Status |
|---|------------------|--|---|-----------------------|--|----------------|
| [1] 1 st BN, 4 th MAR, 1stMARDIV, 1 MEF 1 SUBSTANTIATED INCIDENT; 1 SUSPECT | 2 Jun 03 | 3 Jun 03 | SUSPECT: [REDACTED] LOCATION: TBD ALLEGATION: Beat detainees w/fists on various parts of their body | Command (JAGMAN) | SPCM: 2 Jun 03 Guilty of Art 92, violation of lawful order; Art 93, maltreatment; & Art 128, assault. SENTENCE: 120 days conf, red E-1; BCD | Clos |
| [2] 3 rd BN, 7 th MAR, 1 st MARDIV, 1 MEF 1 SUBSTANTIATED INCIDENT; | 15May03 | Originally reported 20 May 03, [REDACTED] also reported it to CNN 11 May 04, & | SUSPECTS: (1) [REDACTED] (2) [REDACTED] (3) [REDACTED] LOCATION: Karbala, Iraq (Logistics Base West of Karbala) ALLEGATION: [REDACTED] mistreated a bound detainee [REDACTED] by holding a 9mm pistol to the back of the detainee's head while another Marine took a picture. [REDACTED] also admitted to | Command (JAGMAN) | (1) SPCM 7 Jan 04 Guilty of dereliction, maltreatment, assault SENTENCE Conf 90 days, forf \$500 x 3 mos, red E-1 | Closed |

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

| | | | | | | |
|--|-----------------------------|--|--|----------------------------|--|---------------------|
| <p>3 SUSPECTS 3rd BN, 5th MAR, 1st MARDIV, 1 MEF</p> <p>3 SUBSTANTIATED INCIDENTS; 4 ORIGINAL SUSPECTS; CHARGES WITHDRAWN AGAINST 1 SUSPECT</p> | <p>1 Jun - 6 Jul 03</p> | <p>to WCQS reporter Ashville NC 23 Mar 04. is former 3/7 SSgt separated 31 Dec 03 on combat related physical disability)</p> | <p>pouring a glass of water on the detainee's head. took a photograph of the detainee while an American Flag was draped over the detainee's body. failed to properly guard the detainee in the execution of his duties during these occurrences of maltreatment.</p> | <p>NCIS (vice Command)</p> | <p>(2) SCM 2 Jan 04 Guilty of Art 92 SENTENCE Conf 30 days, forf 2/3 pay x 1 mo, red E-1</p> <p>(3) SCM 15 Jan 04 FINDINGS Guilty of dereliction, maltreatment SENTENCE Conf 20 days, forf 2/3 pay x 1 mo, red E-1</p> | <p>1 b2</p> |
| <p>[3] 3rd BN, 5th MAR, 1st MARDIV, 1 MEF</p> <p>3 SUBSTANTIATED INCIDENTS; 4 ORIGINAL SUSPECTS; CHARGES WITHDRAWN AGAINST 1 SUSPECT</p> | <p>1 Jun - 6 Jul 03</p> | <p>TBD</p> | <p>SUSPECTS: (1) (2) (3) (4)</p> <p>LOCATION: Adwamiyah, Iraq</p> <p>ALLEGATIONS: (1) Locked two Iraqi male looters in an abandoned tank with a water bottle & hatch open. (2) Sprayed Iraqi looters w/fire extinguisher; (3) Ordered 4 juvenile Iraqi looters to kneel beside 2 shallow fighting holes & a pistol was discharged to conduct a mock execution.</p> | <p>NCIS (vice Command)</p> | <p>(1) SPCM 17 Jun 04 Guilty of Art 93 maltreatment related to allegation (3) SENTENCE: Red E-3, 30 days hard labor w/o conf; Forf \$1056/mo x 6 mos</p> <p>(2) SPCM 29 Mar 04 Guilty of dereliction SENTENCE: Red E-3; 30 days hard labor w/o conf.</p> <p>(3) SCM 26 Jan 04 Guilty of detainee abuse (spraying detainee w/ fire extinguisher) SENTENCE: Red E-3; forf 2/3 pay x 1 mo; 14 days restr</p> <p>(4) Chrgs withdrawn</p> | <p>1 Closer</p> |

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

| | | | | |
|--|--|--|-------------------------|---|
| <p>[4] 2nd BN, 23rd MAR, 1st MARDIV, 1 MEF (NY Reserve BN)</p> <p>[REDACTED]</p> | <p>6 Jun 03</p> | <p>SUSPECTS: (1) [REDACTED] (2) [REDACTED] (3) [REDACTED] (4) [REDACTED] (5) [REDACTED] (6) [REDACTED] (7) [REDACTED] (8) [REDACTED] (9) [REDACTED]</p> <p>LOCATION: [REDACTED] ALLEGATION: [REDACTED]</p> | <p>NCIS</p> | <p>[REDACTED]</p> |
| <p>[5] 3rd BN, 23rd MAR, 1st MARDIV, 1 MEF (SNO is Reservist, Parent command is 4thMARDIV, MARFORRES)</p> <p>2 SUBSTANTIATED INCIDENTS; 1 SUSPECT</p> | <p>(1) 23 Jun 03 (2) 29 Jun 03</p> | <p>SUSPECT: [REDACTED] LOCATION: Al Kut, Iraq ALLEGATIONS: (1) 23Jun03- SNO, as Combined Anti-Armor (CAAT) Plt Cdr, detained 4 Iraqi males for looting brass from the Ammunition Supply Pt. After the 4th time of detaining them the same day, SNO had them searched, stripped of clothing except shoes & underwear, & released. SNO failed to account for their personal property & currency. (2) 29Jun03-SNO's Plt fired in self-defense at a semi-truck attempting to run a checkpoint 28Jun03. The 2 occupants were injured & transported to the hospital for treatment of minor injuries. 29Jun03, the Iraqis returned to recover their personal effects, but SNO denied them access & ordered his Marines to burn their property.</p> | <p>Command (JAGMAN)</p> | <p>CG's NJP 1 Aug 03 Guilty of Conduct unbecoming, Failing to rpt & turn over captured property SENTENCE: Forf \$2,034 x 1 mo, 1yr of censure. MFR BOI 6Apr04 substantiated misconduct & recommended separation w/ Hon discharge.</p> |

719

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

| | | | | | | |
|--|------------------|------------------|---|--------------------------------|--|---|
| <p>[6] 4thLARBn, 1st MARDIV, 1 MEF 1 SUBSTANTIA- TED INCIDENT; 1 SUSPECT</p> | <p>3 Aug 03</p> | <p>3 Aug 03</p> | <p>SUSPECT: ██████ LOCATION: Al Mumudiyah, Iraq (LSA Dogwood) ALLEGATION: Mistreated detainee (██████████) causing 2nd degree burns/blisters to back of detainee's hands. Detainee requested to use hand sanitizer following a head call. As the detainee squatted down, a Marine guard squirted alcohol-based sanitizer into detainee's hands; excess cleaner formed puddle on floor. As the Marine guard turned to dispose of the empty bottle, ██████ lit a match & threw it onto the puddle of hand sanitizer. The liquid ignited, & flames burned the detainee's hands, causing large blisters.</p> | <p>Command (JAGMAN)</p> | <p>SPCM 5 Apr 04 Guilty of Art 128, assault with means likely to produce death or grievous bodily harm. SENTENCE: Confinement 90 days, Red to E-2</p> | <p>Closer</p> |
| <p>[7] 2nd Bn, 2d MAR 1st MARDIV, 1 MEF (2/2 is based at Camp Lejeune NC with 2d MARDIV) 1 SUBSTANTIA- TED INCIDENT; 5 SUSPECTS</p> | <p>13 Apr 04</p> | <p>15 Apr 04</p> | <p>SUSPECTS: (1) ██████ - shocked victim. (2) ██████ helped PFC Sting operate transformer. (3) ██████ escort for victim while he was shocked. (4) ██████ IRET NCO, present during incident (5) ██████ discussed shocking detainees before LOCATION: Al Mumudiyah, Iraq (2/2 holding area) ALLEGATION: ██████ reported he witnessed ██████ & ██████ shock an Iraqi detainee with an electric transformer; that ██████ held the wires against the shoulder area of the detainee & that the detainee "danced" as he was shocked. The detainee-victim was released on 14 April & cannot be located.</p> | <p>Command (vice NCIS)</p> | <p>(1) GCM 14 May 04 Fallujah, Iraq. Guilty of assault, cruelty & maltreatment, dereliction, & conspiracy to assault detainee. SENTENCE: 1 yr conf; red E-1; total forf; BCD (2) SPCM 14 May 04 Fallujah, Iraq. Guilty of cruelty & maltreatment, dereliction, false official stmt, orders violation, & conspiracy to commit assault. SENTENCE: 8 mos conf, red E-1, total forf, BCD. (3) SPCM 15 Jul 04 Fallujah, Iraq. Guilty of dereliction. SENTENCE: 60 das conf, red E-1, 30 das hard labor w/o conf, forf \$100 x 4 mos. (4) P.11 - official counseling entry (date TBD). SNM not in</p> | <p>(1)-(4) Closed (5) Pending GCM mid-Aug 04 (defa: from Jul due to Individu Military Counsel request)</p> |

3754

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

| | | | | | |
|--|--|--|--|--|------------------|
| | | | | room, ordered Marines to stop when heard commotion, & reported it to others. | (5) Pending GCM. |
|--|--|--|--|--|------------------|

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

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

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

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

W

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

| | | | | | | |
|---|-------------------------|---|---|--|---|--|
| [7] 1 st BN, 4 th MAR 1stMARDIV, I MEF 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT; NJP FOR FALSE OFFICIAL STATEMENT | 15 Apr 03 | 15 Apr 03 | <p>SUSPECT: [REDACTED] <i>WJ</i> LOCATION: Iraq ALLEGATION: SNM was medevaced with a broken hand. He told the BN surgeon that he broke it "punching an EPW in the face" & told another officer he broke it punching an EPW "in the back of the head." In CONUS, he recanted, stating he punched the ground.</p> | Preliminary Inquiry (JAGMAN) | Unsubstantiated for detainee abuse. Substantiated for False Official Statement (false allegation) & infliction of self-injury. NJP 11 Aug 03. Forf \$692 x 2 mos, Red E-3 (susp). | Closer |
| [8] Combined Anti-Armor Tm (CAAT), Wpns Co, 1 st BN 1stMARDIV 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT | N/A False Allegation | Oct 03 | <p>SUSPECT: HM3 Navy Corpsman detailed from Naval Hospital Oak Harbor, Washington, in support of 1stMARDIV in OIF from 21 Feb 03 to 13 Sep 03. LOCATION: Iraq. ALLEGATION: That suspect claimed to have "roughed up some EPWs while in Iraq."</p> | NCIS NAS Whidbey Island WA | Unsubstantiated. Suspect said he never abused or assaulted any EPWs, though admitted pushing one EPW's face in the dirt & tripping other difficult EPWs to put them on the ground while assisting USMC members conducting "pat down" searches. | Closer Case for to have 1 prosecutive or disciplinary merit Trial Sv Office- West N/ Whidbey Island. |
| [9] 1 st Intel BN, 1 st MARDIV, I MEF 1 UNSUBSTANTIATED INCIDENT; 1 SUSPECT | 12 Apr 04 | 15 Apr 04 Serious Incident Report, I MEF FWD 15 Apr 04 | <p>SUSPECT: SSGT, Counterintelligence Specialist LOCATION: Division Interrogation Facility, Camp Fallujah, Iraq ALLEGATION: That detainee was kicked & struck during screening.</p> | Preliminary Inquiry | Unsubstantiated. Inquiry found evidence limited & conflicting. SIR indicated immediate medical exam of detainee found no associated injury. | Closer |
| [10] 22 nd MEU 1 UNSUBSTANTIATED INCIDENT; 18 SUSPECTS | 25 Jun 04 | 26 Jun 04 | <p>SUSPECT(S): 8 Marines from MEU Service Support Group & 10 Marines from C Co, 1/6. LOCATION: Forward Operating Base (FOB) Ripley, Afghanistan ALLEGATION: Mistreatment of 6 Afghani nationals while being held at the temporary detention facility at FOB Ripley by:</p> | NCIS (initially command investigation; counting as NCIS for DODIG Rpt) | Unsubstantiated (6 Jul 04). Investigators found no information to substantiate abuse; no medical evidence of injuries. (a)-(d) take place as control | Closer |

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

| | | | | | |
|--|--|--|--|--|--|
| | | | <ul style="list-style-type: none"> a. Forced to repeat stand up & sit down. b. Move small rocks from 1 pile to another. c. Stand with extended arms for long periods. d. Kneel in place for long periods. e. Kneel with feet propped up on 2x4. f. Kneel while holding large rock overhead. g. Kneel on small pebble. h. Lay with chest across wooden board. | | <p>measures for sleep deprivation & as punishment for breaking camp rules, lasting 2 to 20 minutes only (e.g. 1 detainee had tried to grab guard's pistol). Little to no evidence of (e)-(h). Investigative efforts supported Marines' actions as appropriate & within SOP, guidance & training.</p> |
|--|--|--|--|--|--|

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

| OTHER | | | | | | | |
|--------------|---|------------|-----------|--|--|------------------------------|-------|
| | | | | NCIS | Investigation pending | Investigation pending | |
| [1] | [REDACTED] INVESTIGATION PENDING | [REDACTED] | 13 Jun 04 | SUSPECT: LOCATION: ALLEGATION: [REDACTED] | [REDACTED] | Investigation pending | |
| [2] | [REDACTED] INVESTIGATION PENDING | [REDACTED] | 10 Jun 04 | SUSPECT: LOCATION: ALLEGATION: [REDACTED] | NCIS as of 17 Jun 04 (initially a command preliminary inquiry; counting as NCIS for DODIG Rpt) | Investigation pending | |
| [3] | 3 rd Bn, 7th MAR 1 st MARDIV, I MEF NON-INCIDENT | 19 Apr 04 | 19 Apr 04 | SUSPECT: N/A LOCATION: Husaybal, Iraq (3/7 holding area) On 19 Apr 04, a detainee (suspected Muj martyr) captured during heavy combat operations died of unknown causes 36 hours after he was apprehended. The detainee is suspected to have died from head injuries suffered during one of over 20 escape attempts, including one in which he escaped from his restraints and threw himself through a window, landing on his head. Subsequent examination by a medical officer (MO) had him conscious, with good pupils, and responsive. However, a few hours later he took a turn for the worse and died with a Corpsman present. The examining MO surmised that the detainee died from internal cranial bleeding from the fall that was slow to kill him. The entire period of the detainee's captivity occurred during an intense combat engagement. Since the fall out the window did not appear to have caused any injury, the detainee was not evacuated due to military necessity. | Command/ Reportable Incident Assessment Team (RIAT) | N/A - No allegation of abuse | Close |

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

| | | | | | | |
|--|-------------------|-----------------------------|--|---|------------------------------|-------------------------------------|
| <p>[4] 2nd Bn, 2d MAR 1stMARDIV, I MEF (2/2 based at Camp Lejeune NC with 2d MARDIV) INVESTIGATION PENDING</p> | <p>Apr 04</p> | <p>2 & 6 May 04</p> | <p>SUSPECT(S): Unknown LOCATION: Iraq ALLEGATIONS: 2 detainees reported they were beaten & abused by U.S. military members.</p> | <p>Command</p> | <p>Investigation pending</p> | <p>Investig tion pendin</p> |
| <p>[5] [REDACTED] INVESTIGATION PENDING</p> | <p>[REDACTED]</p> | <p>21 Jun 04</p> | <p>SUSPECT(S): [REDACTED] LOCATION: [REDACTED] ALLEGATION: [REDACTED]</p> | <p>Joint Army CID & NCIS (Army CID initiated)</p> | <p>Investigation pending</p> | <p>Inve. ion pendin</p> |
| <p>[6] RCT 1, 1stMARDIV I MEF INVESTIGATION PENDING</p> | <p>Jul 04</p> | <p>7 Jul 04</p> | <p>SUSPECT(S): Unknown. LOCATION: Fallujah, Iraq ALLEGATION: Detainee states he was forced to lie face down in the dirt, kneel next to a mud pile, and was pushed into the mud pile.</p> | <p>Command</p> | <p>Investigation pending</p> | <p>Investig tion pendin</p> |