

REPORT OF PROCEEDINGS BY INVESTIGATING OFFICER/BOARD OF OFFICERS

For use of this form see AR 15 6 the proponent agency is OTJAG

IF MORE SPACE IS REQUIRED IN FILLING OUT ANY PORTION OF THIS FORM ATTACH ADDITIONAL SHEETS

SECTION I - APPOINTMENT

Appointed by BG JANIS L. KARPINSKI
(Appointing authority)

on 15 JAN 04 (Date) (Attach inclosure 1 Letter of appointment or summary of oral appointment data) (See para 3 15 AR 15 6)

SECTION II - SESSIONS

The (investigation) (board) commenced at CAMP ARIFJAN, KUWAIT at 1200
(Place) (Time)

on 15 JAN 05 (Date) (If a formal board met for more than one session check here Indicate in an inclosure the time each session began and ended the place, persons present and absent and explanation of absences, if any) The following persons (members, respondents counsel) were present (After each name indicate capacity e.g. President Recorder Member Legal Advisor)

The following persons (members respondents counsel) were absent (Include brief explanation of each absence) (See paras 5-2 and 5-8a AR 15-6)

The (investigating officer) (board) finished gathering/hearing evidence at 1430L on 18 JAN 04
(Time) (Date)

and completed findings and recommendations at 1700 on 19 JAN 04
(Time) (Date)

SECTION III - CHECKLIST FOR PROCEEDINGS

A. COMPLETE IN ALL CASES		YES	NO ¹⁾	NA ²⁾
Inclosures (para 3-15 AR 15-6)				
Are the following inclosed and numbered consecutively with Roman numerals (Attached in order listed)				
a	The letter of appointment or a summary of oral appointment data?	X		
b	Copy of notice to respondent, if any? (See item 9 below)			X
c	Other correspondence with respondent or counsel, if any?			X
d	All other written communications to or from the appointing authority?			X
e	Privacy Act Statements (Certificate, if statement provided orally)?			X
f	Explanation by the investigating officer or board of any unusual delays, difficulties, irregularities, or other problems encountered (e.g. absence of material witnesses)?			X
g	Information as to sessions of a formal board not included on page 1 of this report?			
h	Any other significant papers (other than evidence) relating to administrative aspects of the investigation or board?			X

FOOTNOTES 1) Explain all negative answers on an attached sheet.
2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board.

Exhibits (para 3-16 AR 15-6)		YES	NO	N/A
a	Are all items offered (whether or not received) or considered as evidence individually numbered or lettered as exhibits and attached to this report?	X		
b	Is an index of all exhibits offered to or considered by investigating officer or board attached before the first exhibit?	X		
c	Has the testimony/statement of each witness been recorded verbatim or been reduced to written form and attached as an exhibit?	X		
d	Are copies, descriptions, or depictions (if substituted for real or documentary evidence) properly authenticated and is the location of the original evidence indicated?			X
e	Are descriptions or diagrams included of locations visited by the investigating officer or board (para 3-6b, AR 15-6)?	X		
f	Is each written stipulation attached as an exhibit and is each oral stipulation either reduced to writing and made an exhibit or recorded in a verbatim record?			X
g	If official notice of any matter was taken over the objection of a respondent or counsel, is a statement of the matter of which official notice was taken attached as an exhibit (para 3-16d, AR 15-6)?			X
3	Was a quorum present when the board voted on findings and recommendations (paras 4-1 and 5-2b, AR 15-6)?			X
B COMPLETE ONLY FOR FORMAL BOARD PROCEEDINGS (Chapter 5, AR 15-6)				
4	At the initial session did the recorder read, or determine that all participants had read, the letter of appointment (para 5-3b, AR 15-6)?			
5	Was a quorum present at every session of the board (para 5-2b AR 15-6)?			
6	Was each absence of any member properly excused (para 5-2a AR 15-6)?			
7	Were members, witnesses, reporter, and interpreter sworn, if required (para 3-1, AR 15-6)?			
8	If any members who voted on findings or recommendations were not present when the board received some evidence, does the inclosure describe how they familiarized themselves with that evidence (para 5-2d AR 15-6)?			
C COMPLETE ONLY IF RESPONDENT WAS DESIGNATED (Section II, Chapter 5, AR 15-6)				
9	Notice to respondents (para 5-5 AR 15-6)			
a	Is the method and date of delivery to the respondent indicated on each letter of notification?			
b	Was the date of delivery at least five working days prior to the first session of the board?			
c	Does each letter of notification indicate -			
	(1) the date, hour, and place of the first session of the board concerning that respondent?			
	(2) the matter to be investigated, including specific allegations against the respondent, if any?			
	(3) the respondent's rights with regard to counsel?			
	(4) the name and address of each witness expected to be called by the recorder?			
	(5) the respondent's rights to be present, present evidence and call witnesses?			
d	Was the respondent provided a copy of all unclassified documents in the case file?			
e	If there were relevant classified materials, were the respondent and his counsel given access and an opportunity to examine them?			
10	If any respondent was designated after the proceedings began (or otherwise was absent during part of the proceedings)			
a	Was he properly notified (para 5-5 AR 15-6)?			
b	Was record of proceedings and evidence received in his absence made available for examination by him and his counsel (para 5-4c AR 15-6)?			
11	Counsel (para 5-6 AR 15-6)			
a	Was each respondent represented by counsel?			
	Name and business address of counsel			
	(If counsel is a lawyer check here <input type="checkbox"/>)			
b	Was respondent's counsel present at all open sessions of the board relating to that respondent?			
c	If military counsel was requested but not made available, is a copy (or if oral a summary) of the request and the action taken on it included in the report (para 5-6b AR 15-6)?			
12	If the respondent challenged the legal advisor or any voting member for lack of impartiality (para 5-7, AR 15-6)			
a	Was the challenge properly denied and by the appropriate officer?			
b	Did each member successfully challenged cease to participate in the proceedings?			
13	Was the respondent given an opportunity to (para 5-8a, AR 15-6)			
a	Be present with his counsel at all open sessions of the board which deal with any matter which concerns that respondent?			
b	Examine and object to the introduction of real and documentary evidence, including written statements?			
c	Object to the testimony of witnesses and cross-examine witnesses other than his own?			
d	Call witnesses and otherwise introduce evidence?			
e	Testify as a witness?			
f	Make or have his counsel make a final statement or argument (para 5-9, AR 15-6)?			
	If requested, did the recorder assist the respondent in obtaining evidence in possession of the Government and in arranging for the presence of witnesses (para 5-8b, AR 15-6)?			
15	Are all of the respondent's requests and objections which were denied indicated in the report of proceedings or in an inclosure or exhibit to it (para 5-11, AR 15-6)?			
FOOTNOTES 1) Explain all negative answers on an attached sheet 2) Use of the N/A column constitutes a positive representation that the circumstances described in the question did not occur in this investigation or board				

INVESTIGATION WAS CONDUCTED AS FOLLOWS

ON 13 JANUARY 2004 I WENT TO CAMP BUCCA TO INVESTIGATE THE 7 JANUARY ESCAPE AT THAT TIME I WAS INFORMED BY LTC FARRELL THAT ANOTHER ESCAPE HAD OCCURED THE PRIOR EVENING WHEN I WENT OUT TO THE INTERNMENT FACILITY WITH ILI MULLIGAN I HAD HIM SHOW ME WHERE THE ESCAPE HAD OCCURED FOR BOTH EVENTS

I WENT BACK TO CAMP BUCCA ON 18 JANUARY TO INTERVIEW THE FOLLOWING SOLDIERS AND COLLECT ADDITIONAL STATEMENTS,

MAJ [REDACTED], ACTING BN COMMANDER

CPT [REDACTED] 724TH MP BN S-3

SGM [REDACTED] 724TH MP BN OPEERATIONS SGM

SFC [REDACTED] 822ND MP CO, CO SOG (SFC SHAEFER IS IN GERMAN Y WITH A MEDICAL EVAC)

SPC [REDACTED] 822ND MP CO FRONT TOWER GUARD

SPC [REDACTED] TOWER GUARD, COMPOUND 11

SPC [REDACTED] COMPOUND CONTROL NCO

SGT [REDACTED] COMPOUND CONTROL NCO

CHAIN OF COMMAND THAT NIGHT

724TH MP BN - OVERALL COMMAND

ND MP GUARD CO COMPOUND GUARDS (TOWERS/ROVERS/SOG)

HHC, 310TH MP BN COMPOUND CONTROL GUARDS

267TH MP CO QRF

ATTACHMENTS

- 1 APPOINTMENT LETTER
- 2 SIR
- 3 NDRS PRINTOUT, ESCAPEES
- 4 COPY OF FOG PLAN
- 5 SKETCH OF COMPOUND AND ROUTE OF ESCAPE
- 6 MEMORANDUM FOR RECORD BY 310TH MO BN S-3
- 7 STATEMENTS

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

the (investigating officer) (board), having carefully considered the evidence, finds THE INVESTIGATION FINDS THAT ROOT CAUSE OF THE ESCAPE WAS DUE TO EXTREMELY LOW VISIBILITY, INEXPERIENCED COMPOUND GUARDS, OVERCROWDING AND MOVEMENT OF GUARD ASSETS FROM TOWERS BEFORE A COMPLETE COUNT WAS MADE

DURING THE EVENING IN QUESTION, 12 JANUARY, THE SOG DECIDED TO PUT THE "FOG PLAN" INTO EFFECT WHAT THIS ENTAILS IS CLEARING ALL DETAINEES FROM THEIR TENTS AND MOVING THEM TO THE INNER COMPOUND TO SHRINK THE PERIMETER ALL DETAINEES ARE ACCOUNTED FOR AND THEN THE TOWER GUARDS MOVE IN TO FORM A PERIMETER AROUND THE INNER COMPOUND THE TOWER GUARD IN FRONT OF COMPOUND 10, SPC MARSHALL WAS INSTRUCTED BY SFC [REDACTED] (SOG) TO KEEP EYES ON THE COMPOUND CONTROL MP THAT WENT TO WAKE DETAINEES FROM THEIR TENTS FROM HIS TOWER LOOKING SOUTH, HE COULD NOT SEE CLEARLY THE FRONT HOLDING CELL DUE TO THE FOG AND A BLIND SPOT FROM THE CP TENT IT IS BELIEVED THAT AT THIS TIME, 3 DETAINEES EXCITED THE FRONT HOLDING CELL AND CROSSED CENTERLINE ROAD WHERE THERE IS NO WIRE AND VERY LITTLE LIGHTING THE THIRD DETAINEE WAS SITED BY THE TOWER GUARD (DISMOUNTED FROM TOWER) IN COMPOUND 11 HE CHALLENGED HIM, SHOT HIM WITH NON LETHAL AND HE JUMPED BACK IN THE WIRE

ONCE WHAT THEY THOUGHT A COMPLETE COUNT WAS OBTAINED, THE SOG INSTRUCTED THE TOWER GUARDS TO DISMOUNT FROM THE TOWERS AND MOVE IN CLOSER TO THE INNER COMPOUND. I BELIEVE THAT WHEN THIS OCCURRED, THE FOUR DETAINEES THAT GOT OUT THE SOUTH SIDE OF THE INNER COMPOUND HAD ALREADY EXCITED THE COMPOUND WIRE AND HAD MOVED THROUGH THE TENTS TOWARD THE SOUTH SIDE OF THE OUTER COMPOUND WHEN THE TOWER GUARDS MOVED UP TO THE NORTH SIDE, THE DETAINEES WENT OUT THE BACK AND WERE APPREHENDED BY THE QRF THAT WAS ROAMING THE SOUTH BERM AND SPOTTED THEM

RECOMMENDATIONS.

- 1 THAT MP'S BE POSITIONED AROUND THE INNER COMPOUND BEFORE THE DETAINEES ARE BROUGHT FORWARD AND THAT THE TOWER GUARDS ARE NOT PULLED OUT BEFORE THIS OCCURS
- 2 MOVE CP TENTS SO THEY DO NOT OBSTRUCT TOWER GUARD SITE OF INNER COMPOUND
- 3 EMLACE CHAIN LINK FENCING (AS PLANNED IN SOW 9 TO LOGCAP CONTRACT) THE CONCERTINA WIRE IN PLACE IS NOT IN GOOD SHAPE AND EASILY PENETRATED AT THIS POINT
- 4 COMMUNICATIONS EQUIPMENT BE UPGRADED BATTERIES ARE NOT HOLDING CHARGES AND THERE IS INADEQUATE COMMUNICATIONS AROUND THE COMPOUND MP'S SHOULD NOT GO IN DETAINEE TENTS WITHOUT COMMUNICATION (SGT [REDACTED] SHOULD BE COUNSELLED ON THIS)
- 5 REHEARSALS OF THE FOG PLAN SHOULD CONTINUE TO BE CONDUCTED
- 6 DO NOT EXCEED COMPOUND CAPACITY OF 500 THERE WERE 651 DETAINEES IN THE WIRE THAT NIGHT
- 7 PUT UP FENCING ON THE OTHER SIDE OF CENTERLINE ROAD AND IMPROVE LIGHTING IMPROVE INNER COMPOUND WIRE SO THEY CAN'T EASILY GET OUT ONCE ACCOUNTED FOR THERE

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

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

AFTER THOROUGHLY REVIEWING THE SITUATION, I CAN NOT FAULT ANY INDIVIDUAL SOLDIERS IN THE COMPOUND FOR BEING NEGLIGENT OR DERELICT IN THEIR DUTIES RESULTING IN THE ESCAPES THE FOG PLAN WORKED IN THE OTHER TWO COMPOUNDS WITHOUT INCIDENT THAT NIGHT WITH ADDITIONAL REHEARSALS AS WELL AS IMPLEMENTATION OF THE OTHER RECOMMENDATIONS I DO NOT SEE THIS REOCCURRING

ADDITIONAL RECOMMENDATIONS

- 8 EMERGENCY ACTION PLANS SHOULD BE WRITTEN UP AS SOPS THAT CAN BE THOROUGHLY UNDERSTOOD
- 9 HIGHER HEADQUARTERS CONDUCT PERIODIC REVIEW OF SOPS'S FOR EAP'S, PRISONER DAILY SCHEDULE, INFRACTIONS/PUNISHMENT ETC

SECTION VI - AUTHENTICATION (para 3-17, AR 15-6)

THIS REPORT OF PROCEEDINGS IS COMPLETE AND ACCURATE (If any voting member or the recorder fails to sign here or in Section VII below indicate the reason in the space where his signature should appear)



(Recorder)

(Investigating Officer) (President)

(Member)

(Member)

(Member)

(Member)

SECTION VII - MINORITY REPORT (para 3-13 AR 15-6)

To the extent indicated in inclosure _____, the undersigned do(es) not concur in the findings and recommendations of the board (In the inclosure, identify by number each finding and/or recommendation in which the dissenting member(s) do(es) not concur. State the reasons for disagreement. Additional/substitute findings and/or recommendations may be included in the inclosure)

(Member)

(Member)

SECTION VIII - ACTION BY APPOINTING AUTHORITY (para 2-3, AR 15-6)

The findings and recommendations of the (investigating officer) (board) are (approved) (disapproved) (approved with following exceptions/substitutions) (If the appointing authority returns the proceedings to the investigating officer or board for further proceedings or corrective action, attach that correspondence (or a summary, if oral) as a numbered inclosure)

Serious Incident Report (1-002)

- 1 Category N/A
- 2 Type of Incident EPW escape
- 3 20330Z Jan 04
- 4 Camp Bucca, Compound 10
- 5 Other Information None
- 6 Personnel Involved

a Subject 1

- i Name [REDACTED]
- ii Rank CIV
- iii ISN 115314
- iv Iraqi
- v Male
- vi Age 25
- vii Position EPW
- viii Security
- ix 724 MP BN

b Subject 2

- i Name [REDACTED]
- ii Rank CIV
- iii ISN 109950
- iv Iraqi
- v Male
- vi Age 21
- vii Position EPW
- viii Security
- ix 724 MP BN

- 7 6 detainees escaped from Compound 10 under heavy fog conditions. A seventh made an attempt but was deterred. The escape was noted at 0330 and 4 detainees were recaptured in subsequent search. They were placed in Compound 12. 2 detainees, above, are still missing and the search continues.
- 8 Remarks: The fog had a tremendous impact on the operations to secure the facility. The detainees in Compound 10 attempted to conduct an escape north and south of the compound. The MPs captured 5 escapees, unfortunately 2 were able to get over the wire and beyond the perimeter.

MPs fired upon them but the detainees were lost in the fog and the chase
Corrective action is being implemented to avoid it ever happening again

- 9 Publicity None
- 10 Command Reporting 724 MP BN
- 11 POC CPT [REDACTED]
- 12 Downgrading Instructions None

US9IZ-115314C1





Last Name [REDACTED]
First Name [REDACTED]
Middle [REDACTED]
Category CI-CIVILIAN INTERNEE
Power IZ Iraq

Arm of Service
MOS
COS 99 SEE REMARKS
Service No 8380265
Grade
Geneva Cat
ICRC
Camp Name BUCCA
Enclosure 86 SAN JUAN 10
Holding/Cell DNR 10

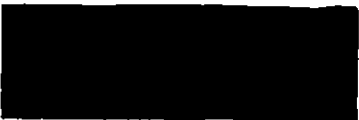
Height
Weight 130
Hair Color
Eye Color
Nationality IZ Iraq
Religion
Race
Marks

Sex M
Blood Type
DOB [REDACTED]
Complexion [REDACTED]

US9IZ 115314C1	CI-CIVILIAN INTERNEE				Issuing Facility: BUCCA	Date Issued: 2004/01/12	ID Number: 8380265	Mark:
	Category	Power	Grade	Geneva Cat				
13C	IZ Iraq			ICRC				
1978 01 01	Weight	Height	Complexion	DOB				


	US9IZ-115314C1	Power: 8380265
		DOB: 1978/01/01
	BUCCA	BUCCA
		Date: 2004/01/12


US9IZ-109950CI



Last Name [REDACTED]
 First Name [REDACTED]
 Middle [REDACTED] ABDULLA
 Category [REDACTED] E
 Power IZ-Iraq
 Arm of Service ZZ UNKNOWN
 MOS
 COS 99 SEE REMARKS
 Service No B10934
 Grade
 Geneva Cal.
 ICRC
 Camp Name BUCCA
 Enclosure 86 SAN JUAN 10
 Holding/Cell DNR 4 6

Height
 Weight
 Hair Color
 Eye Color
 Nationality IZ Iraq
 Religion 33 SUNNI ISLAM
 Race X OTHER
 Marks
 Sex M
 Blood Type
 DOB [REDACTED]
 Complexion [REDACTED]

US9IZ 109950CI 	CIVILIAN INTERNEE				Issuing Facility BUCCA	ID # BUCCA 0701007
	Issue Date	Issue Type	Category	Remarks		
	1982 08 05					

	US9IZ-109950CI		ID # BUCCA
	Issue Date	Issue Type	DOB 1982-08-05
	M	BUCCA	2004/01/12



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
724th and 310th MILITARY POLICE BATTALION
CAMP BUCCA, IRAQ

AFRC-CNY

08 January 2004

MEMORANDUM FOR Record

SUBJECT Escaped Detainees on 12 January 2004 at Camp Bucca

SUMMARY OF EVENTS On the morning of 11 January 2004, the Sergeant of the Guard (SOG) of the IF operations at Camp Bucca, made the decision to implement the FOG Plan. The damp weather created such a FOG around the hour of 0030 that it was near impossible to see 20 to 30 feet in front of them. Concerned about the visibility of the tower guards, the SOG ordered the compound to apply the FOG plan and inform the chain of command. Additional Patrols and MPs were sent out to the exterior perimeter to form a more complete 360 degree around the compound.

The FOG plan results in moving all the detainees into the front holding cell of compounds. As a result, all detainees are in a tighter enclosure and easy to watch and maintain 360 degree security. Once the detainees are secured and in the holding area, the tower guards move in to form a perimeter. The compound control NCOs count each detainee going into the holding area to ensure full accountability. Once the fog lifts and the visibility is in such a manner that the MPs can see all points of the perimeter of each compound, the tower guards return to the towers.

SGT [REDACTED] (NCOIC) and SPC [REDACTED], who are the compound control NCOs of 10, began to apply the FOG plan. SPC [REDACTED] posted himself at the entrance of the holding area of compound 10. SGT [REDACTED] began to call and order the detainees to move to the front of the compound and into the holding area. The detainees start to move to the holding area at a very slow and resistance pace. SGT [REDACTED] had a difficult time getting the 651 detainees to cooperate in an orderly manner. SPC [REDACTED] began to count the detainees into the holding cell. Soon after, an additional MP showed up in front of the compound to provide over-watch protection to the compound NCOs because they are in the compound without weapons. There were close to 450 to 500 detainees in the holding area when SGT [REDACTED] claimed to not be able to see the other end of the holding area because the fog was too thick. Close to 0200, SPC [REDACTED] was completing his count and getting close to the 625 on his count when he heard Non-Lethal rounds going off near the other end of the holding area. The two compounds NCO quickly finished their count and moving the detainees into the holding area to get control of the situation.

At approximately 0200, a roving MP guard from the far end of compound 11 spotted a detainee jumping over the wire at the front of compound 10's holding area. The roving MP shot the detainee as he cleared the wire. The detainee quickly got up and jumped



DEPARTMENT OF THE ARMY
724th and 310th MILITARY POLICE BATTALION
CAMP BUCCA, IRAQ

REPLY TO
ATTENTION OF

back over the wire into the holding area. Moments later, the QRF team (977th and 267th MP Co) spotted 4 detainees running from the north side of compound 10. The QRF yelled halt then opened fire. The detainees split in two directions and the QRF gave chase. All four were captured as the 977th and 267th MP Co divided their forces and tracked down the detainees. All detainees were placed in the isolation cells in compound 12.

Once it was discovered that 4 detainees were captured at the north side of compound 10, the SOG and SGM ordered a complete count of all detainees by ISN. The count was complete around 0500 when it was discovered that two (2) detainees were unaccounted for. The BN CDR (now on site) ordered a complete search of the perimeter with all MP assets on camp. The exterior force (977th and 267th MP Co) began to patrol and search the surrounding area of Camp Bucca. The fog was extremely heavy and thick throughout the entire morning. The SOG and interior QRF conducted an inspection of the interior wire. It was discovered that the detainees escaped over the wire moments before the roving MP (from compound 11) shot the detainee jumping over the wire in the holding area of compound 10. The 267th MP Co tracked the escaped detainees to the exterior limits of the general area. The British troops and chain of command were informed as photos of the detainees passed along.

Critical improvements and rehearsals are being conducted on the fog plan as a preventable measure. This includes rehearsals, additional MPs for security, and accountability. One of the identifiable problems at the IF operations was the need for better fortification of wire. The S-4 ordered and is overlooking the installation of a chain-link fence that is leaps and bounds more secure than the current triple-strand wire. The fortification has been placed on top priority for KBR to complete.

-----End of Summary-----

QUESTION OF PARTIES INVOLVED

NAME: SGT [REDACTED]
UNIT: 310th MP BN
AREA OF RESPONSIBILITY: Compound NCO

Q In your statement, you stated your vision of your assigned area was obstructed with fog? Can you observe the other end of the holding area?

A No

Q Did you consider placing yourself in such a location to observe the entire holding area?

A We were consumed with the proper count. In addition, the detainees were fighting and being very uncooperative. Prior that day I observed detainees practicing jumping over wire.



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
724th and 310th MILITARY POLICE BATTALION
CAMP BUCCA, IRAQ

Q Did you report this to the SOG?

A This is a common practice of detainees that the SOG is aware of. The current wire is not high or fortified enough to prevent detainees doing this in a split second. They can get through the triple-strand wire in a matter of seconds.

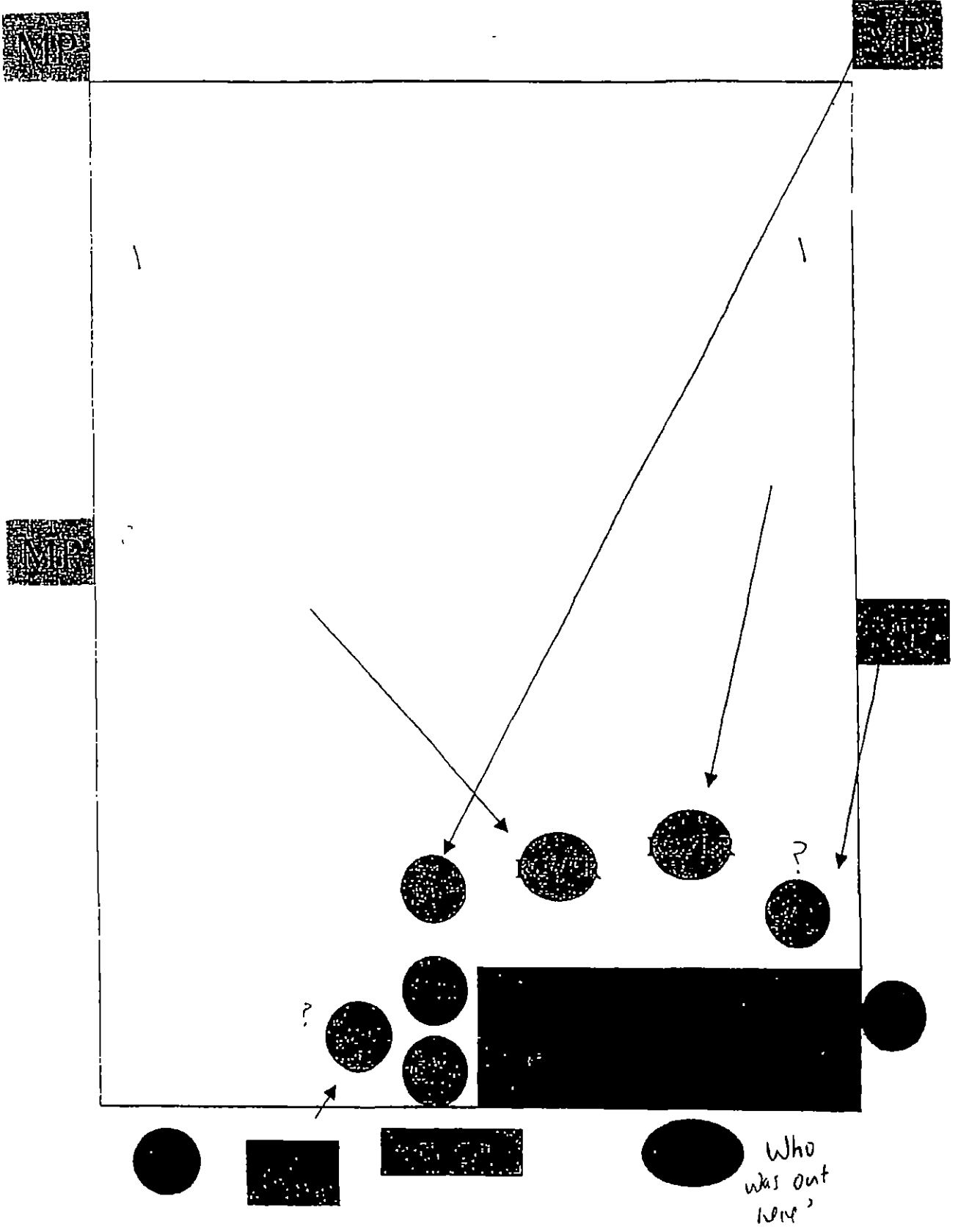


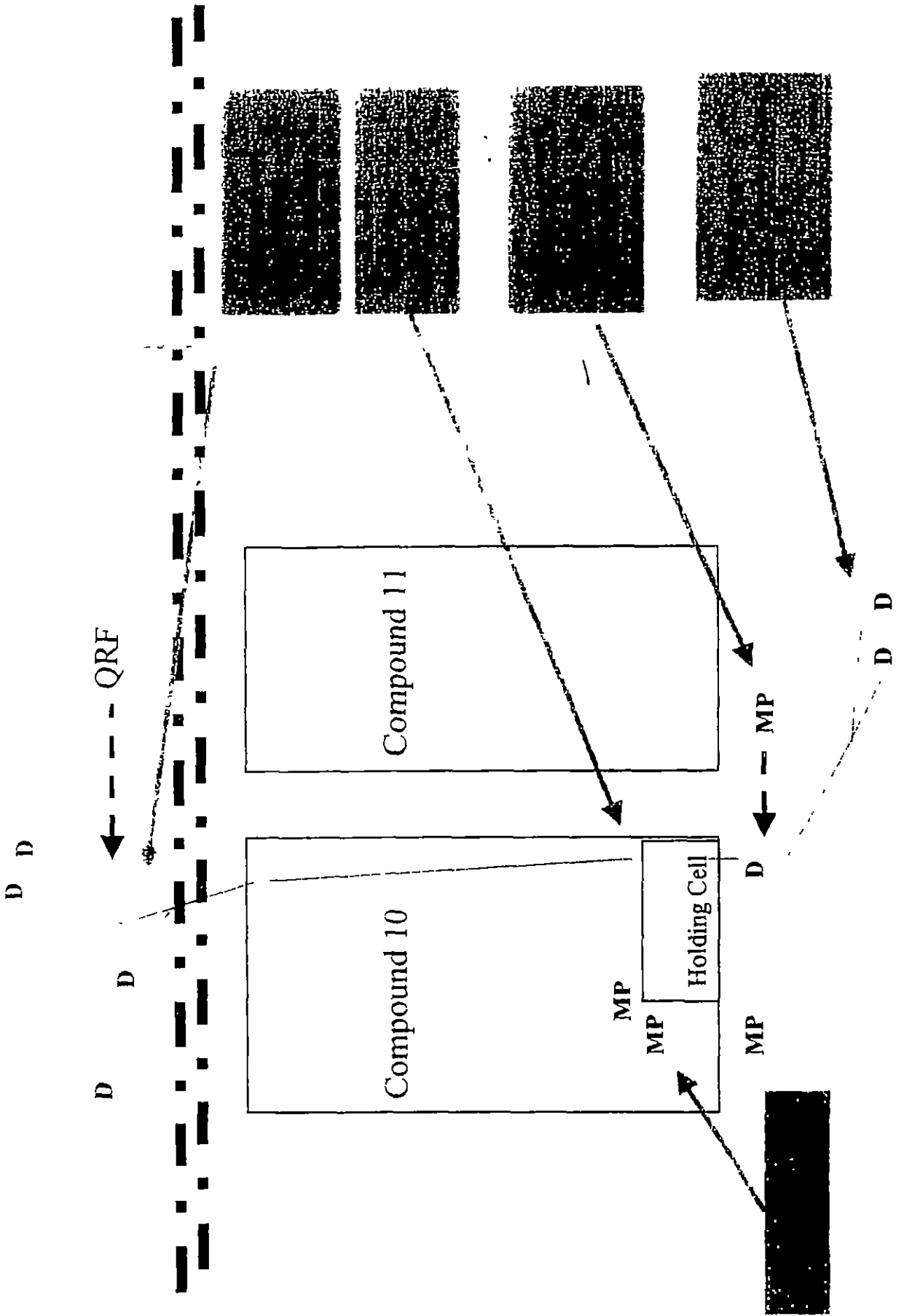
FOG Plan

1. SOG Makes decision based on visibility to implement Fog Plan (QRF- Notified)(LP/OP-Notified)
2. QRF move into Position.
3. Rovers enter Compound and move detainees into feeding pen. (CCT Get Headcount)
4. SOG is notified by CCT that move is complete.
5. SOG Re-position MP's static post and rovers around feeding pen (Hold until visibility is clear) .
6. Feeding pen becomes new compound wire" (ROE)
7. All rovers & QRF continue to screen North, South, East, West perimeter boxing compounds
8. QRF can be relieved based on SOG decision for manpower. SOG may call off Fog Plan based on visibility assessment

What is the assessment of the fog plan today?

FOG Plan





SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY Title 10 USC Section 301 Title 5 USC Section 2951 E.O. 9397 dated November 22 1943 (SSN)
PRINCIPAL PURPOSE To provide commanders and law enforcement officials with means by which information may be accurately
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 Camp Bucca, Iraq	2 DATE (YYYYMMDD) 20040113	3 TIME 1300	4 FILE NUMBER
5 LAST NAME FIRST NAME MIDDLE NAME [REDACTED]	6 SSN [REDACTED]	7 GRADE/STATUS E-4	
8 ORGANIZATION OR ADDRESS 310th MP BN			

9 [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

During the night of 12 Jan 04 SGT [REDACTED] and I were the compound control team at compound 10 between the hours of 0001 and 12.00 At 0001 we relieved SSG [REDACTED] and SPC [REDACTED] and were briefed of an inmate wine count of 651 At approximately 0010 hrs SSG [REDACTED] and SPC [REDACTED] left the compound.

At approximately 0037 we were told to set the fog plan into action We got our gear on and went into the compound. I stayed at the entrance of holding pen to get account and SGT [REDACTED] continued to wake tents up. After the detainees started slowing down going into the pen sergeant [REDACTED] started clearing tents while SGT [REDACTED] cleared I continued to count as I was counting an E-7 from the [REDACTED] company went in to the tent area to help clear tents They reappeared at approximately 0125. At this time is when I completed my count which was (65). A QRF was responding was on their way while this was going on also as I was finishing my count a detainee tried to escape but was shot with non lethal.

When the QRF Arrived SGT [REDACTED] and I were at the front of the holding pen Approximately 0100 SSG [REDACTED] notified us 2 detainees were seen outside the wire At this time we were ordered to take a new count when trying to organize the count the prisoners were non-compliant After speaking to the SSG. He made the decision to bring in an additional QRF. At approximately 0133 the QRF Arrived and we were told to move prisoners out of pen and count each body they came out.

10 EXHIBIT	11 INITIALS OF PERSON MAKING STATEMENT [REDACTED]	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING STATEMENT SPCLDTS TAKEN AT 1300 DATED 13 JAN 04
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED

STATEMENT OF [REDACTED] TAKEN AT 30 hrs DATED 13 Jan 04

9 STATEMENT (Continued)

At Approximately 0315 we commenced the count, SGT [REDACTED] and SPC [REDACTED] from 724 counted. During this time I was cleaning the pen. Approximately 0400 the count was complete with 643 ITW. Then we continued with an ISN count back into the pen. This was complete by 0500 results were 645 ITW, six detainees missing.

From approximately 0500 we held the prisoners in the holding area. At 0750 we released the prisoners from holding pen. Fog Plan was called at this time. We resumed normal day activities. I was informed

later on prisoners were recovered and at the place where the prisoners escaped the tripflame did not ignite. Also was informed and also had seen on earlier dates prisoners slip out of the holding through the side.

I also feel the same as SGT [REDACTED] that there are flaws in the fog plan.

Nothing follows

JF

AFFIDAVIT

I _____ HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE ____ I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME THE STATEMENT IS TRUE I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD WITHOUT THREAT OF PUNISHMENT AND WITHOUT COERCION UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT

[REDACTED]
(Signature of Person Making Statement)

WITNESSES

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

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

PAGE d OF 2 PAGES

SWORN STATEMENT

Use of this form per AF 190 45 the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

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1 LOCATION CAMP Bulla LEAD 2 DATE (YYYYMMDD) 20040113 3 TIME 1300 4 FILE NUMBER
5 LAST NAME FIRST NAME MIDDLE NAME [REDACTED] 6 SSN [REDACTED] 7 GRADE STATUS E-5
8 ORGANIZATION OR ADDRESS 312th MP BN

[REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

ON 12 JAN 04 BETWEEN THE HOURS OF 0800 AND 1200
SPC [REDACTED] AND I WERE ON DUTY AS THE COMPOUND OFFICERS
FOR COMPOUND 18. WE HAD RECEIVED SSG [REDACTED] AND SPC [REDACTED]
AND WERE VERBALLY BRIEFED ON THE COMPOUND'S STATUS. THE
LAST [REDACTED] COUNT PERFORMED ON THE DAY SHIFT WAS
[REDACTED] IN THE WEN THIS WAS TURNED OVER TO US AS OUR
STANDING COUNT

AT 2437 HOURS THE SSG OF THE GUARD COMPANY PUT
[REDACTED] STAYED AT THE
ENTRANCE TO THE HOLDING PEN WHILE I ATTEMPTED TO WAKE AND
GATHER DETAINEES FROM THE COMPOUND TENT AREA AND MOVE THEM TO
THE HOLDING PEN I DID THIS USING VERBAL DIRECTION AND BLOWING A
WHISTLE WHEN PROXIMAL/DETAINEE MOVEMENT STARTED TO SLOW DOWN IT
BECAME NECESSARY TO BEGIN CLEARING THE DETAINEE TENTS I CLEARED
7 TENTS ON MY OWN I WAS ASSISTED BY A SOLDIER FROM THE GUARD
COMPANY WITH CLEARING THE REST OF THE TENTS WHEN IT APPEARED THAT
ALL OF THE DETAINEES HAD BEEN AWAKENED AND CLEARED FROM THE TENTS I
RETURNED TO THE HOLDING PEN THAT SPC [REDACTED] WAS SLEEPING AND HE WAS
[REDACTED] A HEAD COUNT. THE HEAD COUNT WAS TAKEN AS 651 DETAINEES

10 EXHIBIT 11 INITIALS OF PERSON MAKING STATEMENT PAGE 1 OF 5 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND PAGE NUMBER
MUST BE REINITIALIZED

STATEMENT OF

REN AT

1300 hrs

DATED 13 JAN 84

9 STATEMENT (Continued)

I - THE WIRE A QRF WAS RESPONDING WHILE THIS WAS IN PROGRESS DUE TO THE EXTREMELY LOW VISIBILITY AND HIGH NUMBER OF DETAINEES TWO SOLDIERS FROM THE GUARD COMPANY WERE MOVED INSIDE THE COMPOUND A PART OF THE "FO-PAN" TO HELP SECURE THE DETAINEES IN THE HOLDING PEN I POSTED THE TWO SOLDIERS AT SEPARATE ENDS OF THE HOLDING PEN BECAUSE DETAINEES FREQUENTLY COMPROMISE THE WIRE OF THE HOLDING PEN WITH KAILS AND KNIVES TO THEIR TENTS, THEN SLIP BACK THROUGH THE WIRE INTO THE HOLDING PEN, QUICKLY BLENDING IN TO THE LARGE NUMBER OF DETAINEES THE HEAD COUNT WAS COMPLETED AT APPROX 0125. THE GUARD COMPANY SOLDIERS LEAVED THE COMPOUND BETWEEN 0125 AND 0140 HRS

A: APPROXIMATELY 0120 THE S.O.C AND THE COMPOUND SGM NOTIFIED ME THAT 2 DETAINEES HAD BEEN RECOVERED WHILE TRYING TO ESCAPE A NEW HEAD COUNT WAS ORDERED THE DETAINEES REFUSED TO COMPLY WITH ORDERS TO ORGANIZE INTO ROWS AND DUE TO THE HIGH NUMBER OF PRISONERS, LOW NUMBER OF PERSONNEL, AND EXTREMELY LOW VISIBILITY CONDUCTING A HEADCOUNT INSIDE OF THE HOLDING PEN WOULD NOT WORK IT WOULD NOT OCCUR IN A TIMELY MANNER AND WOULD LIKELY NOT YIELD ACCURATE COUNTS, BECOMING YET ANOTHER DELAY A DECISION WAS MADE TO HAVE ANOTHER QRF RESPOND TO SECURE AN AREA NEAR THE HOLDING PEN, MOVE THE DETAINEES FROM THE HOLDING PEN TO THE SECURED AREA AND TAKE ANOTHER HEAD COUNT THIS OCCURRED AT APPROX. 0233 HRS THE ADDITIONAL QRF RESPONDED AT APPROX 0302 JUST PRIOR TO THE QRF RESPONSE A FIGHT HAD BROKEN OUT AND AN ESCAPE ATTEMPT HAD BEEN STOPPED USING LESS THAN LETHAL FORCE DETAINEE # 115497 RECEIVED A HEAD INJURY AND WAS REMOVED FROM THE COMPOUND HE WAS SENT TO MEDICAL FOR TREATMENT ALONG WITH DETAINEE # 116733 AS A TRANSLATOR THE ATTEMPTED ESCAPER HAD COMPROMISED THE WIRE HEADING BACK INTO THE HOLDING PEN AND BLENDING IN TO THE OTHER DETAINEES I DID NOT WITNESS

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 5 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT 1300 hrs

DATED 13 JAN 64

9 STATEMENT (Continued)

THE FIGHT OR ESCAPE ATTEMPT I ONLY HEARD LESS THAN LITUAL ROUNDS BEING DISCHARGED AND RECEIVED NOTIFICATION FROM SOLDIERS OF THE 6000 COMPANY

UPON THE Q.R.F. ARRIVAL AT 2300 AN AREA WAS SECURED AND THE PRISONERS WERE MOVED FROM THE HOLDING PEN TO THE SECURED AREA A SPC FROM THE 724 MP BN WAS ADDED TO ONE COMPANY TEAM (SPC [REDACTED]). HE ALSO ASSISTED IN A HEAD COUNT WHILE MOVING THE DETAINEES I PHYSICALLY TOUCHED EACH DETAINEE ON THE SHOULDER AS I COUNTED THEM AND UPON COUNTING EACH 20 DETAINEES, STOPPED THE LINE, ADDING A HASH MARK TO A PAD EACH FIVE WOULD EQUAL 100 DETAINEES COUNTED, (E.G. 444 = 100) THE HEAD COUNT WAS COMPLETED AT APPROX 3300 HRS AND WAS FOUND TO BE SHORT W/ COUNTING 645 DETAINEES IN THE WIRE IT BECAME EVIDENT THAT A TOTAL OF SIX DETAINEES HAD ESCAPED I ORDERED THE PRISONERS SENT BACK INTO THE HOLDING PEN, PREPARING AN I SN COUNT AT THIS TIME IN ORDER TO IDENTIFY THE ESCAPED DETAINEES THE FOLLOWING SIX PRISONERS WERE MISSING AND REPORTED ESCAPED UPON COMPLETION OF THE COUNT AT 0500 HRS # 116692, # 109940, # 116650, # 115695, # 109950, AND # 115314 THE COMPANY SGM AND NCO IC WERE NOTIFIED THE Q.R.F. REPORTED CUTTING AND FOOTPRINTS PASSING THE WIRE AND ONTO THE BURN ON THE EXTERIOR/ REAR OF THE COMPOUND THE FLARES AT THIS AREA WERE TRIPPED BUT DID NOT FIRE IT WAS APPARENT THAT THE DETAINEES WENT THROUGH THE PERIMETER AT AN AREA WHICH THERE IS NO RAZOR WIRE THREE OF THE ESCAPED DETAINEES HAD BEEN RECOVERED AND IDENTIFIED AS # 116652, # 109940, AND # 116650 ANOTHER DETAINEE HAD ALSO BEEN RECOVERED BUT WAS NOT YET IDENTIFIED THE ESCAPED DETAINEES WERE RECOVERED FROM MY COMPOUND COUNT AND TRANSFERRED TO IRAG A TRAZ IT SHOWN ALSO BE NOTED THAT BOTH PRISONERS THAT HAD BEEN SENT TO MEDICAL HAD RETURNED

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 3 OF 5 PAGES

STATEMENT OF [REDACTED]

TAKEN AT Beeth's

DATED 13 JAN 4

9 STATEMENT (Continued)

PRIOR TO THE COMPLETION OF THE I S N COUNT AND WIRE INCREASE
 IN OUR NUMBERS, STILL LEAVING 3 DETAINEES NOT ACCOUNTED FOR
 AT 0500 HRS THE FOL PLAN WAS STILL IN EFFECT AND THE DETAINEES
 WERE SECURED IN THE HOLDING PEN AREA UNTIL FURTHER NOTICE

AT APPROX 0750 HRS THE FOL PLAN IS CALLED OFF ALL OF THE WPT
 LEAVES THE COMPOUND AND THE DETAINEES ARE RELEASED FROM THE HOLDING PEN
 THE DETAINEES ENOW ARRIVES AND IS SECURED SFC [REDACTED] ARRIVES AT
 THE COMPOUND AND BRIEFED REGARDING ALL SIGNIFICANT ACTIVITIES

AT APPROX 0910 HRS I WAS NOTIFIED BY COMPOUND 12 PERSONNEL THAT
 DETAINEE #15095 HAD ALSO BEEN RECOVERED AND IDENTIFIED, LEAVING 2
 DETAINEES UNACCOUNTED FOR (#104950 AND #115314)

AT APPROX 1730 SGT STEVEN MISC [REDACTED] / SFC [REDACTED] ARRIVES AT
 COMPOUND 12 AND ORDERS A MANIFEST COUNT BY I S N A FULL SURVEY OF
 THE COMPOUND WAS CONDUCTED WITH ADDITIONAL PERSONNEL, AND THE DETAINEES
 WERE OFFERED BACK INTO THE HOLDING PEN WHERE SOLDIERS ORDERED THEM
 INTO LINES OF 20 IN ORDER TO PERFORM AN ORGANIZED HEAD COUNT UPON
 COMPLETION OF THE MANIFEST COUNT BOTH COUNTS / BOTH ACTIONS
 YIELDED A COUNT OF 645 DETAINEES IN THE WIRE AND VERIFIED THE
 ESCAPED DETAINEES AGAIN THIS COUNT WAS COMPLETED AT APPROX 1800 HRS
 ONE REMAIN WAS ON SITE AT 1200 HRS SFC [REDACTED] AND I DO NOT LEAVE THE
 CAMP UNTIL APPROX 1330 HRS AFTER COMPLETING ALL NECESSARY PAPERWORK
 (I S N AND SFC REPORTS) AND PROPERLY BRIEFING OUR RELIEF

IN CLOSING AT APPROX 1420 HRS A DR BRIEFING OCCURRED WITH ONE
 SFC [REDACTED] AND THE COMMANDERS OF THE GUARD [REDACTED]
 ALL OF THE INFORMATION IN THIS STATEMENT WAS DISCUSSED ALONG WITH WHAT
 I BELIEVE ARE FLAWS IN "THE FOL PLAN" AND OTHER SECURITY ISSUES

--- III END OF STATEMENT ---

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 4 OF 5 PAGES

STATEMENT OF

[REDACTED]

TAKEN AT 13000 h's

DATED 13 JAN 64

9 STATEMENT (continued)

[REDACTED]

AFFIDAVIT

I, [REDACTED] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE [REDACTED] 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 of Person Making Statement)

WITNESSES

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

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

310114 MP Bw

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 5 OF 5 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY Title 10 USC Section 301 Title 5 USC Section 2951 E.O. 9397 dated November 22, 1943 (SSN)
PRINCIPAL PURPOSE To provide commanders and law enforcement officials with means by which information may be accurately
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 CAMP BUCCA, IRAQ	2 DATE (YYYYMMDD) 2004/01/19	3 TIME 2300	4 FILE NUMBER
5 LAST NAME FIRST NAME MIDDLE NAME ████████████████████		6 SSN ██████████	7 GRADE/STATUS E-7/ First Sergeant
8 ORGANIZATION OR ADDRESS 822nd Military Police Company, Camp Bucca, Iraq APO AE 09375			

9
 I, ██████████, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

At approximately 2355hrs on the 12 January 2004 I observed the fog coming in from the east. At that time SFC ██████████ and I decided to initiate the fog plan. The first step was to inform the battalion TOC of the plan and also requested QRF support. We then started with compound 09 then moved on to compounds 10, 11, 12 this was completed at 2400hrs. After we informed the compound control teams. We informed the rovers and the tower guards. SFC ██████████ and I positioned our self's at the corner of compound 09 by the holding area. At approximately 0005hrs the 267 QRF came by our location to inform us that were there and that they will cover the back road and the center road. A few minutes after that meeting SFC ██████████ walked to the compound 09 control tent to check on the progress of the detainees movement. Approximately 5 minutes later SFC ██████████ ran back to my location and stated that there was something going on at compound 10. When we arrived there we were informed by SPC ██████████ that a detainee attempted to escape and when SPC ██████████ shot at him he turned around and ran back to the wire and jumped over it back into compound 10. SPC ██████████ also stated that the detainee cut his arms when he jumped back in. The trip flare wire had been cut were the detainee came through the wire. SFC ██████████ and I stayed there to cover the hole. At approximately 0030hrs I went to the compound control personal and asked the whereabouts of the NCOIC he informed me that he was in the compound tents getting the detainees to come forward. I asked if the NCOIC had a radio or any type of commutation and he stated that he had none. I then asked for his head count he looked at his hand and stated that he was up to 640 detainees in the holding area. I then sent SFC ██████████ to go assist the NCOIC clear the tents and I went back to the vehicle. At that time I called for S3A (SGM ██████████) to come out to the internment facility to address this situation. By 0035 all the compounds had reported that were 100% in the holding areas. At that time I ordered the tower guards down and in to position around the holding areas except for compound 10. When SGM ██████████ arrived at my location we discussed the situation in compound. SGM ██████████ stated that there needs to be a 724th compound control person there at 10. But there was not one there. SGM ██████████ stated that he had in fact ordered one to be there with the 310th compound control team that night. Our conversation ended there and SGM ██████████ went to look into it. At approximately 0055hrs SFC ██████████ and the compound control NCOIC came to the front. I asked the NCOIC what the count was he stated that he had a count of 651. I asked if that was the number he was to have he stated yes. I then ordered the rest of my tower guards down and take up position around the holding area and shortly after that additional 822 personal arrived at the IF. SFC ██████████ and I called for SSG ██████████ a rover to meet us in front of compound 10 upon his arrival SFC ██████████ confirmed counts with all compounds by FM. At that time SFC ██████████, SSG ██████████ and I went to compound 12 to drop SSG ██████████ vehicle for the guard behind the juveniles Sub compound and then we were the go to compound 09 and start our search of the tent area. On the way there we heard radio traffic stating that detainees were out side the IF. That time we were in the back of compound 09. I ordered SSG ██████████ to walk the wire and look for any signs of an escape. SSG ██████████ a rover arrived and I ordered him to asset SSG ██████████ SFC ██████████ and I went to inform SGM ██████████ of the radio traffic when we connected up with SGM ██████████ SSG ██████████ radioed us stating they found signs of an escape. SFC ██████████, SGM ██████████ and I went to the back of compound 10 as we were getting the statement from SSG ██████████ we heard what sounded like a SAW firing. Then we heard that a detainee has been held at the bag farm, SGM ██████████ and I went to retrieve the detainee. He was the first of four that will be recovered. I went back to SFC ██████████ to follow up with the fog plan all compounds were completed and searched all but compound 10. Compound 10 was not able to get an accurate count until approximately 1100hrs and it was found that 6 detainees had escaped. At approximately 1200 on the 13 January 2004 the fog plan was call and the detainees were released back to their tents.

-----NOTHING FOLLOWS-----

10 EXHIBIT	11 INITIALS OF PERSON MAKING STATEMENT ██████████	PAGE 1 OF 2 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"
 THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED

STATEMENT OF [REDACTED] TAKEN AT CAMP BUCCA DATED 2004/01/19

9 STATEMENT (Continued) -----NOTHING FOLLOWS-----

AFFIDAVIT

I, [REDACTED], 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 of Person Making Statement)

WITNESSES

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

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [REDACTED]

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY Title 10 USC Section 301 Title 5 USC Section 2951, E.O. 9397 dated November 22 1943 (SSN)
PRINCIPAL PURPOSE To provide commanders and law enforcement officials with means by which information may be accurately
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 Camp Bucca, Iraq / IF 2 DATE (YYYYMMDD) 2004/01/20 3 TIME 0900 4 FILE NUMBER

5 LAST NAME FIRST NAME MIDDLE NAME 6 SSN 7 GRADE/STATUS E-6

8 ORGANIZATION OR ADDRESS 822 MP Co Camp Bucca, Iraq

9 [Redacted] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

On or about 12 Feb 03 while patrolling the IF I met with SFC [Redacted] and SFC [Redacted] and discussed enacting the fog plan at about 0200 hrs. The fog plan was enacted and I continued to patrol the IF. A short time later I was approached by 267 MP Co patrol who stated that there were fresh marks in the sand behind compound 12. I went to investigate the marks and found that it was from the wire being moved from the guards earlier in the day. I then checked the wire behind all of the compounds, paying close attention to see that the sand had not been disturbed. At that time the rear of all occupied compounds was secure and undisturbed. I was then notified by the SOG that all compounds had a good head count and all prisoners were in the front holding areas. All soldiers were then pulled out of towers to take up their appropriate positions during the fog plan. I met with SFC [Redacted] and SFC [Redacted] on the back side of the IF and we were headed to compound 9 to begin clearing tents. As we came around the South East corner of compound 9 we heard on the radio that there were shots fired. We stopped the vehicle and got out to listen for any other shots. We then heard a short burst from a SAW an heard on the radio that there were prisoners outside the wire and were being engaged. I then started walking west down the rear of compound to inspect the wire again. As I came to the middle of compound 10 I found that the sand had been disturbed and there were articles of clothing stuck in the wire. I then called the SOG on the radio to inform him of the possible escape point. I followed the foot prints from the outside of the wire across the rear road to the outside wire. The foot prints headed across the road and went west for approx 15 meters. I then saw where the footprints went under the second row of wire and then under the final row of wire. There were articles of clothing stuck in the final row of wire. The final row of wire where the prisoners escaped was right at the end of the tripple strand razor wire where it met the tripple strand concertina wire. When the SOG showed up I showed him where I had found the clothing in both sets of wire.

-----Nothing Follows-----

10 EXHIBIT 11 INITIALS OF PERSON MAKING STATEMENT [Redacted] PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT" TAKEN AT DATED THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED

STATEMENT OF [REDACTED] TAKEN AT Camp Bucca, Iraq DATED 2004/01/20

9 STATEMENT (Continued)

[Large area crossed out with a large X]

AFFIDAVIT

I, [REDACTED], 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 of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 20th day of Jan 2004 at _____

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY Title 10 USC Section 301, Title 5 USC Section 2951, E O 9397 dated November 22 1943 *ISSN*,
PRINCIPAL PURPOSE To provide commanders and law enforcement officials with means by which information may be accurately
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 Camp Bucca, Iraq	2 DATE (YYYYMMDD) 2004/01/19	3 TIME 2035hrs	4 FILE NUMBER
5 LAST NAME FIRST NAME, MIDDLE NAME [REDACTED]	6 SSN [REDACTED]	7 GRADE/STATUS E5	
8 ORGANIZATION OR ADDRESS 822nd Military Police Company, Camp Bucca, Iraq APO AE 09375			

9 [REDACTED], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

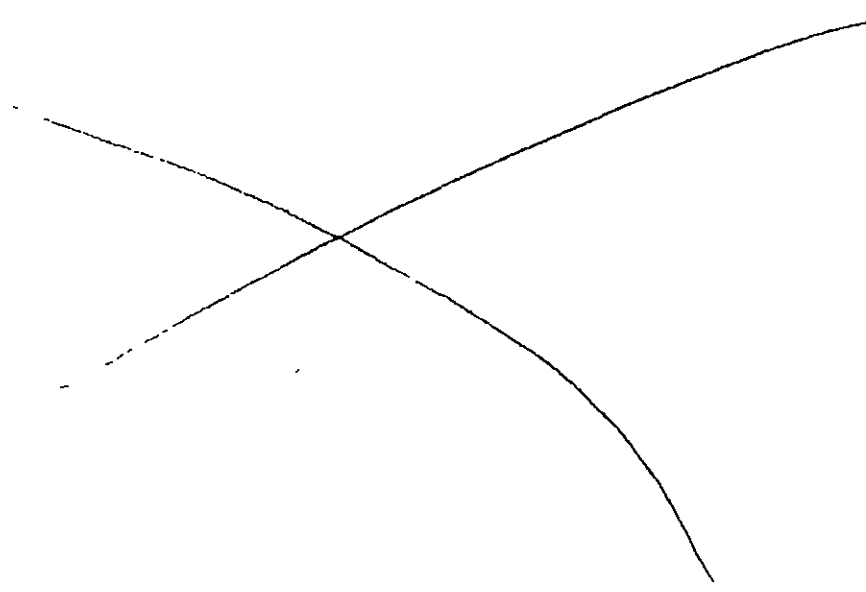
On the 12 of January, I was working as Compound 10 Tower Guard At aproximately 12midnight, the NCOIC of the compound announced they were initiating a headcount for the "Fog ALert Plan"

I then eracted myself in the tower to provide a better visual of the compound for the head count

Aproxiamtely 00 00 I heard 1 to 2 shots fired coming from the westside of compound 10 I could not see who fired the shors nor understand why shots were fired, because of the density of the fog And, also, my viston was obstructed by the position of the tower verses the position of the compound guard tent

Then, aproximately, 01 00 I was ordered by SFC [REDACTED] to provide foot-patrol along the west-side corner of compound 10 This detail was conducted from 01 00 to 11 30

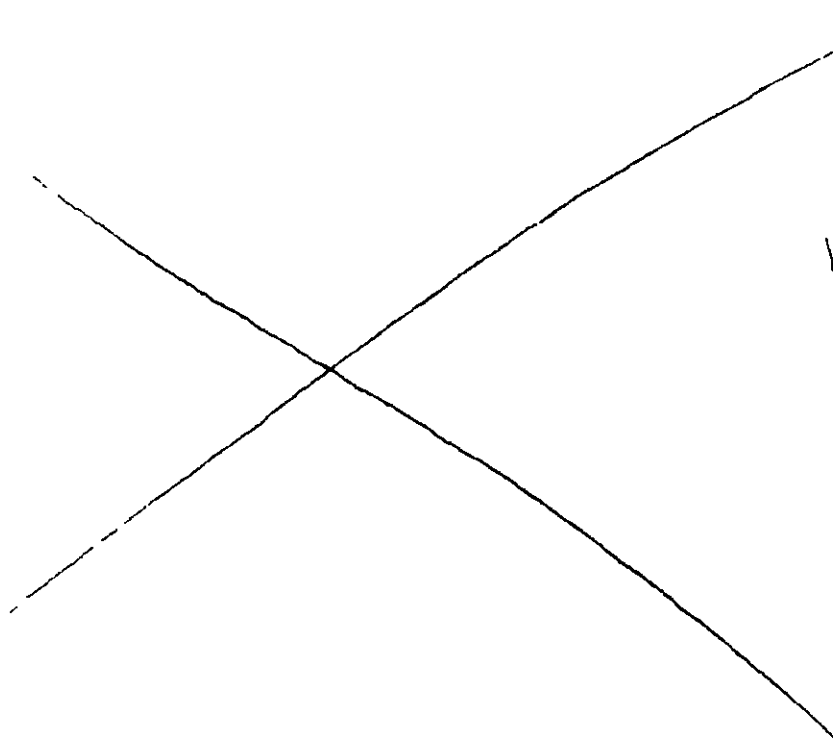
-NOTHING FOLLOWS-



10 EXHIBIT	11 INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF <u>2</u> PAGES
ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT _____ TAKEN AT _____ DATED _____"		
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED		

STATEMENT OF [REDACTED] TAKEN AT Camp Bucca, Iraq DATED 2004/01/19

9 STATEMENT (Continued)



AFFIDAVIT

I, [REDACTED] 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 [REDACTED]

[REDACTED]
(Signature of Person Making Statement)

WITNESSES

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

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

(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE 2 OF 2 PAGES

SWORN STATEMENT

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

PRIVACY ACT STATEMENT

AUTHORITY Title 10 USC Section 301 Title 5 USC Section 2951 E O 9397 dated November 22, 1943 (SSN)
PRINCIPAL PURPOSE To provide commanders and law enforcement officials with means by which information may be accurately
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 Camp Bucca Iraq 2 DATE (YYYYMMDD) 2004 01 19 3 TIME 1958 (DB) 4 FILE NUMBER
5 LAST NAME FIRST NAME, MIDDLE NAME [REDACTED] 6 SSN [REDACTED] 7 GRADE/STATUS E-4 SP
8 ORGANIZATION OR ADDRESS 822 MP C

9 (DB) [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

On 12 JAN 04 I, SFC [REDACTED] was in front of compound 11 At approximately 0120 hrs Operation Fog Plan came into effect. At approximately 0138 hrs I saw a detainee from compound 10 in the north west corner of the holding area crawl underneath the wire The detainee started to run northbound At this time I yelled "git" 3 times The detainee stopped and went back towards the compound I yelled "git" 3 more times, the detainee did not stop so I fired 2 non-lethal shotgun rounds at him He then jumped over the consento wire and his right hand and foot got caught in the wire as he reentered the compound holding area I told him to stop moving. He did not He got himself untangled and started running within the compound holding area I fired 3 more rounds of the shotgun One round hit him but I was unaware of the location At approximately 0145 SFC [REDACTED] (Acting 1st Sgt) and SFC [REDACTED] (SOG) showed up I informed them of the issue and they instructed me to return to my assigned compound The detainee was injured and sent to the medical aid station where he was looked at and sent back to his compound with minor injuries [REDACTED]

End of statement

10 EXHIBIT 11 INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT TAKEN AT DATED
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED

STATEMENT OF



TAKEN AT Camp Bucca Iraq DATED 2004 01 19

9 STATEMENT (Continued)

End of Statement

AFFIDAVIT

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

[Redacted Signature]
(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this ____ day of _____ at _____

ORGANIZATION OR ADDRESS

[Redacted Signature]
(Signature of Person Administering Oath)

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

PAGE OF PAGES

SWORN STATEMENT

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DISCLOSURE Disclosure of your social security number is voluntary

1 LOCATION CAMP RUCCA, IRAQ
2 DATE (YYYYMMDD) 2004/01/21
3 TIME 1102 (M)
4 FILE NUMBER
5 LAST NAME, FIRST NAME, MIDDLE NAME [REDACTED]
6 SSN [REDACTED]
7 GRADE/STATUS E-6 / USMC
8 ORGANIZATION OR ADDRESS 72nd MI Camp Rucca, Iraq APO AE 09575

9 [REDACTED] WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH
(M) On the morning of the 12th of January 2004 I was on Patrol Control at the IF Upon finding out that there were prisoners outside the wire SSG Myers instructed me to search the back wire of compound ten As we began our search in the back of compound ten SSG Reece and I found a set of gloves and what looked to be a prisoner jump suit on the inside wire of the compound We then followed tracks south-west to what appeared to be the location where the prisoners crawled through the perimeter wire where more articles of clothing were caught in the wire SSG Reece then reported to SSG Myers and SGM Seitzer and took them to the two separate locations to show both of them our findings We then returned to our duties at the sign plan III END OF STATEMENT (M)

10 EXHIBIT 11 INITIALS OF PERSON MAKING STATEMENT [REDACTED] PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED

STATEMENT OF [REDACTED] TAKEN AT Camp Bucca, Iraq DATED 20 JAN 04

9 STATEMENT (Continued)

NOTHING Follows

AFFIDAVIT

I, [REDACTED], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 1. 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 of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 21st day of JANUARY, 2004 at CAMP BUCCA, IRAQ

ORGANIZATION OR ADDRESS

(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

[REDACTED]

PAGE 2 OF 2 PAGES



DEPARTMENT OF THE ARMY
377TH THEATER SUPPORT COMMAND
HEADQUARTERS, 800TH MILITARY POLICE BRIGADE
CAMP VICTORY, IRAQ APO AE 09302

REPLY TO
ATTENTION OF

S. 19 January 2004
15 January 2004

AFRC-CNY-AI-CG

MEMORANDUM FOR LTC [REDACTED] 800th Military Police Brigade, Camp Arifjan,
Kuwait APO AE 09366

SUBJECT Appointment as Investigating Officer

- 1 Effective 15 January 2004, LTC [REDACTED] 045-58-0233, 800th Military Police Brigade is appointed as Investigating Officer
- 2 AUTHORITY AR 15-6
- 3 PURPOSE You are directed to conduct an investigation involving the reported escape of a six (6) detainees on 12 January 2004, from Compound 10, Camp Bucca, Umm Qasr, Iraq. The MPs recaptured four (4) detainees and two (2) remaining missing. Refer to Serious Incident Report (SIR) (attached) for additional details.
- 4 PERIOD Until investigation is completed and no further investigation is required unless released or relieved sooner by the appointing authority.
- 5 SPECIAL INSTRUCTIONS a) Conduct of investigation will be your primary duty until the completed investigation is submitted to the appointing authority. b) Findings will be supported by substantial evidence and by a greater weight of evidence that supports any different conclusion. c) Report of investigation will be prepared in compliance with the requirements of AR 15-6 (Procedure for Investigating Officers) as guidance for the conduct of the investigation. d) Report of investigation will be furnished to this Headquarters, not later than suspense date indicated above.

//Original Signed//

JANIS L KARPINSKI
Brigadier General
Commanding



DEPARTMENT OF THE ARMY
COALITION FORCES LAND COMPONENT COMMAND
UNITED STATES ARMY FORCES CENTRAL COMMAND
HEADQUARTERS, 800TH MILITARY POLICE BRIGADE (IR)
CAMP ARIFJAN, KUWAIT APO AE 09366

AFRC-CNY-AI-JA

23 January 2004

MEMORANDUM FOR COMMANDER, 800th MP BDE

Subject Legal Review, 15-6 investigation 12 January 2004 Escape, Camp Bucca

Upon review, the 15-6 investigation is legally sufficient. The investigating officer recommends changes in procedures and equipment, but does not recommend any action against individual soldiers. These recommendations are legally sufficient and appropriate under the circumstances.

// original signed //

MAJ, JA

Deputy Staff Judge Advocate



DEPARTMENT OF THE ARMY
800th MILITARY POLICE BRIGADE (I/R)
CAMP VICTORY, IRAQ
APO AF 09342



REF ID:
ATTENTION OF:


AIRC-CNY-AICG

23 January 2004

MEMORANDUM FOR Commander 724th Military Police Battalion

SUBJECT: AR15-6 Investigation Regarding 12 JAN 2004 Escape at Camp Bucca

I have approved the enclosed findings and recommendations in the Report of Investigation summarized on DA Form 1574. You are instructed to immediately implement the recommendations outlined in Section V of the report.


JANIS J. KARPINSKI
BG, USA
Commanding

(1)
Cmdr 310 MP BN



DEPARTMENT OF THE ARMY
724th and 310th MILITARY POLICE BATTALION
CAMP BUCCA, IRAQ

AFRC-CNY

08 January 2004

MEMORANDUM FOR Record

SUBJECT Escaped Detainees on 12 January 2004 at Camp Bucca

SUMMARY OF EVENTS On the morning of 11 January 2004, the Sergeant of the Guard (SOG) of the IF operations at Camp Bucca, made the decision to implement the FOG Plan. The damp weather created such a FOG around the hour of 0030 that it was near impossible to see 20 to 30 feet in front of them. Concerned about the visibility of the tower guards, the SOG ordered the compound to apply the FOG plan and inform the chain of command. Additional Patrols and MPs were sent out to the exterior perimeter to form a more complete 360 degree around the compound.

The FOG plan results in moving all the detainees into the front holding cell of compounds. As a result, all detainees are in a tighter enclosure and easy to watch and maintain 360 degree security. Once the detainees are secured and in the holding area, the tower guards move in to form a perimeter. The compound control NCOs count each detainee going into the holding area to ensure full accountability. Once the fog lifts and the visibility is in such a manner that the MPs can see all points of the perimeter of each compound the tower guards return to the towers.

SGT [REDACTED] (NCOIC) and [REDACTED] who are the compound control NCOs of 10, began to apply the FOG plan. SPC [REDACTED] posted himself at the entrance of the holding area of compound 10. SGT [REDACTED] began to call and order the detainees to move to the front of the compound and into the holding area. The detainees start to move to the holding area at a very slow and resistance pace. SGT [REDACTED] had a difficult time getting the 651 detainees to cooperate in an orderly manner. SPC [REDACTED] began to count the detainees into the holding cell. Soon after, an additional MP showed up in front of the compound to provide over-watch protection to the compound NCOs because they are in the compound without weapons. There were close to 450 to 500 detainees in the holding area when SGT [REDACTED] claimed to not be able to see the other end of the holding area because the fog was too thick. Close to 0200, SPC [REDACTED] was completing his count and getting close to the 625 on his count when he heard Non-Lethal rounds going off near the other end of the holding area. The two compounds NCO quickly finished their count and moving the detainees into the holding area to get control of the situation.

At approximately 0200, a roving MP guard from the far end of compound 11 spotted a detainee jumping over the wire at the front of compound 10's holding area. The roving MP shot the detainee as he cleared the wire. The detainee quickly got up and jumped



DEPARTMENT OF THE ARMY
724th and 310th MILITARY POLICE BATTALION
CAMP BUCCA, IRAQ

REPLY TO
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back over the wire into the holding area Moments later, the QRF team (977th and 267th MP Co) spotted 4 detainees running from the north side of compound 10. The QRF yelled halt then opened fire The detainees split in tow direct and the QRF gave chase All four were captured as the 977th and 267th MP Co divided there forces and tracked down the detainees All detainees were placed in the isolation cells in compound 12

Once it was discovered that 4 detainees were captured at the north side of compound 10, the SOG and SGM ordered a complete count of all detainees by ISN The count was complete around 0500 when it was discovered that two (2) detainees were unaccounted for The BN CDR (now on site) ordered a complete search of the perimeter with all MP assets on camp The exterior force (977th and 267th MP Co) began to patrol and searches the surrounding area of Camp Bucca The fog was extremely heavy and thick throughout the entire morning The SOG and interior QRF conducted an inspection of the interior wire It was discovered that the detainees escaped over the wire moments before the roving MP (from compound 11) shot the detainee jumping over the wire in the holding area of compound 10 The 267th MP Co tracked the escaped detainees to the exterior limits of the general area The British troops and chain of command were informed as photos of the detainees passed along

Critical improvements and rehearsals are being conducted on the fog plan as preventable measure This includes rehearsals, additional MPs for security, and accountability. One of the identifiable problems at the IF operations were the need better fortification of wire The S-4 ordered and is overlooking the installation of a chain-link fence that is leaps and bounds more secure then the current triple-stran wire The fortification has been placed on top priority for KBR to complete

-----End of Summary-----

QUESTION OF PARTIES INVOLVED

NAME: SGT [REDACTED]
UNIT: 310th MP BN
AREA OF RESPONSIBILITY: Compound NCO

Q In your statement, you stated you vision of your assigned area was obstructed with fog? Can you observe the other end of the holding area?

A No

Q Did you consider placing yourself in such a location to observe the entire holding area?

A We were consumed with the proper count In addition, the detainees were fighting and being very uncooperative Prior that day I observed detainees practicing jumping over wire/



DEPARTMENT OF THE ARMY
724th and 310th MILITARY POLICE BATTALION
CAMP BUCCA, IRAQ

REPLY TO
ATTENTION OF

Q Did you report this to the SOG?

A This is a common practice of detainees that the SOG is aware of. The current wire is not high or fortified enough to prevent detainees doing this in a split second. They can get through the triple-strand wire in a matter of seconds.

[REDACTED]
CPT, MP
S-3