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-----Original Message-----

From: (b)(6) [mailto:(b)(6)]
Sent: Thursday, March 04, 2004 12:11 AM
To: DeVile, Duncan N. (SES-5)
Subject: RE: FW: greetings from Baghdad

Dear Duncan,

I have worked on reforms of the criminal justice system, such as training, in Guatemala, Russia, South Africa and to a lesser extent Columbia and Mexico. One thing I learned was that there was little generic about the American system that could be carried over easily in Guatemala. Your description of the role of prosecutors in Iraq was stunningly similar to the situation in Guatemala when I set up a project to train prosecutors and judges there 15 years ago. The relation of the prosecutor to their two major partners – the police and the judges – was something we had to learn before we could be helpful. We also had to learn about the political pressures to which they were likely to be subject; and, more surprisingly, about the public's attitudes towards courts, prosecutors, and police.

Undoubtedly there were other parts of the setting that I've omitted, but what was clear was that you could not take the institutions one at a time and treat them in isolation by showing them the best American ways. What we could do once we understood the attitudes, process, and relationships, was create a distinctly Guatemalan form that took maximum advantage of what we do very well in the United States, i.e. run a decently fair and efficient criminal justice system.

This is all an introduction to a proposal that there be a stage before the training stage. I could readily assemble the necessary experts in everything from Islamic law to criminal investigations and prosecution if you could send me a handful of judges, prosecutors, and police among whom there was representation of Kurds, Sunni, and Shiites. This first stage would be vastly more productive if the people you send for a week to Harvard spoke pretty good English. The best time would be May and with a week of hard work, that I hope would include Justice Goldstone who is helping you train judges, we would be in a solid position to recommend the requirements of training and manuals.

I would take seriously training prosecutors even without that but it's like playing tennis without a racket. One of my partners in running this would be (b)(6) (b)(6), who is now teaching at the Kennedy School. She sends her fond good wishes to Ambassador Brenner, with whom she's very good friends. (b)(6) and I are now running a project on terrorism for the Oklahoma Memorial terrorism people.)

Please let me know what you think. I will try to move as quickly as possible on that



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basis.

(b)(6)

At 08:46 PM 2/27/2004 +0300, you wrote:

(b)(6)

This sounds like something we want to pursue. It will be presented to Amb. Bremer this week, and that's no small feat given all that's on his plate right now, e.g., we expect the Transitional Administrative Law (aka interim constitution) to be signed today. Also, we were hit with multiple rockets last night; in fact, they landed right next to the hall in which the TAL is to be signed. However, this is a promising program the Ambassador's a Harvard alum and his relationship with (b)(6) can only help.

As to your other points, I concur in them all: (1) I know (b)(6) from the K-school and she's a great person with whom to work; (2) although I haven't met (b)(6) his reputation is excellent; (3) English speakers are always a plus, although I'd provide a couple of interpreters anyway; (4) a good professional and ethnic (and gender too) mix is something we want too.

So, where to go from here - I'll get back to you on what Amb. Bremer says, as authorization for funding is contingent upon his approval of course. What's a ballpark estimate of the cost of this program? From already allocated funds, I can provide interpreters and air transport, so that need not be factored in. However, Amb. Bremer would need to approve any other CPA contribution.

Best regards,

(b)(6)

DeVille, Duncan N. (SES-5)

From: (b)(6)
Sent: Thursday, March 11, 2004 9:30 PM
To: DeVille, Duncan N. (SES-5)
Cc: (b)(6)
Subject: Preliminary Budget

Duncan,

I hope you are well and safe. (b)(6) has brought me into your emails conversations about the Iraq justice project and I am very enthused. I know you are meeting with Amb. Bremer this week, I believe, so I wanted to get some numbers to you sooner rather than later.

I have attached a budget based on a very formal determination of the costs: salaries for (b)(6) and I, and two other teaching professors from the law school and the Kennedy school's criminal justice institute; (b)(6) an administrative coordinator (2 months). It also includes airfare to folks from DC to come to Boston, lodging, meals, etc.

At this stage, the budget represents two expenditures, however, that are unclear:

(1) the first is the possibility that if this went through, the University would bear the expenses of a number of things, a possibility that I simply can't confirm until we know that the project has a good likelihood of forward (i.e. dorms, etc.). I also may be able to get my hands on other funds (there is a grant at the Kennedy School that might be able to cover salaries as well). Since we are still in discussion stage about this, I thought it best to just put everything down.

(2) Overhead: the beauty of federal overhead! The University has a policy that federal overhead is 63%, and I am simply assuming that any CPA funds are federal funds. Am I right?

In any event, we hope to hear from you soon, and look forward to further discussions. My best to Amb. Bremer as well.

(b)(6)

(b)(6)

Kennedy School of Government Harvard University
 phone: (b)(6)
 email: (b)(6)

----- Forwarded by (b)(6) on 03/11/2004 01:26 PM -----

(b)(6)

03/11/2004 12:25 PM

To: (b)(6)
 cc:
 Subject: Preliminary Budget

4/13/2004

