

DEPARTMENT OF THE ARMY
10th MILITARY POLICE DETACHMENT (CID) (FWD)
THIRD MILITARY POLICE GROUP (CID), USACIDC
CAMP BUCCA, UM QASR
APO, AE 09375

CIRC-AB

8 June 2003

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL(C) 0031-03-CID519-62147-
~~915C1N/5X1/5Y2D2/5Y2G~~ /qj

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 12 May 2003/1730 Zulu; Grid Coordinate QU 776 287, In-Processing Holding Area, Enemy Prisoner of War (EPW), Camp Bucca, Um Qasr, Iraq, APO AE 09375

2. DATE/TIME REPORTED: 14 May 2003, 0600 ZULU

3. INVESTIGATED BY: SA [REDACTED], SA [REDACTED], SA [REDACTED], SA [REDACTED], SA [REDACTED]

4. SUBJECT: 1. [REDACTED]; MSG; [REDACTED]; F; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; CT [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY][DERELICTION OF DUTY][CONDUCT UNBECOMING]

2. [REDACTED]; SFC; [REDACTED]; M; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY][DERELICTION OF DUTY][CONDUCT UNBECOMING]

3. [REDACTED]; SSG; [REDACTED]; M; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY][DERELICTION OF DUTY][CONDUCT UNBECOMING]

4. [REDACTED]; SSG; [REDACTED]; M; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY][DERELICTION OF DUTY][CONDUCT UNBECOMING]

5. [REDACTED]; SGT; [REDACTED]; F; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE

7c b6 b2

000008

JUN 28

09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY] [DERELICTION OF DUTY][CONDUCT UNBECOMING]

6. [REDACTED] SGT; [REDACTED]; F; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY] [DERELICTION OF DUTY][CONDUCT UNBECOMING]

7. [REDACTED]; SPC; [REDACTED]; M; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY] [DERELICTION OF DUTY][CONDUCT UNBECOMING]

8. [REDACTED]; SPC; [REDACTED] M; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY][DERELICTION OF DUTY][CONDUCT UNBECOMING]

9. [REDACTED]; SPC; [REDACTED]; M; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY][DERELICTION OF DUTY][CONDUCT UNBECOMING]

10. [REDACTED]; SPC; [REDACTED] M; WHITE; HHC, 320TH MILITARY POLICE BATTALION, CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [CRUELTY AND MALTREATMENT OF EPW][AGGRAVATED ASSAULT][CONSPIRACY][DERELICTION OF DUTY][CONDUCT UNBECOMING]

5. VICTIM: 1. [REDACTED]; SPC; [REDACTED]; F; WHITE; 223RD MP CO; CAMP BUCCA, UM QASR, IRAQ, APO AE 09375; [ASSAULT]

2. [REDACTED] CIV-EPW; ISN [REDACTED] BAGHDAD, IRAQ; M; OTHER; [CRUELTY AND MALTREATMENT][AGGRAVATED ASSAULT][CONSPIRACY]

3. [REDACTED] CIV-EPW; [REDACTED] BABEL, IRAQ; M; OTHER; [CRUELTY AND MALTREATMENT][AGGRAVATED ASSAULT][CONSPIRACY]

4. [REDACTED] CIV-EPW; ISN [REDACTED] BASRAH, IRAQ; M; OTHER; MAJOR FOR CIVILIAN POLICE BASRAH; [CRUELTY AND MALTREATMENT][AGGRAVATED ASSAULT][CONSPIRACY]

5. [REDACTED] CIV-EPW; ISN [REDACTED] BABLE, IRAQ; M; OTHER; CAPTAIN FOR CIVILIAN POLICE BASRAH; [CRUELTY AND MALTREATMENT][AGGRAVATED ASSAULT][CONSPIRACY]

7C LG
FOR OFFICIAL USE ONLY

000009 JUN 29

6. [REDACTED], CIV-EPW; ISN [REDACTED];
BABEL, IRAQ; M; OTHER; [CRUELTY AND MALTREATMENT][AGGRAVATED
ASSAULT][CONSPIRACY]

7. [REDACTED], CIV-EPW; ISN [REDACTED];
KARBALA, IRAQ; M; OTHER; [CRUELTY AND MALTREATMENT][AGGRAVATED
ASSAULT][CONSPIRACY]

8. [REDACTED], CIV-EPW; ISN [REDACTED];
BAGHDAD, IRAQ; M; OTHER; [CRUELTY AND MALTREATMENT][AGGRAVATED
ASSAULT][CONSPIRACY]

9. U.S. GOVERNMENT [DERELICTION OF DUTY]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation. The delay in dispatching this report was due to the lack of secure communications capabilities for CID at Camp Bucca, Um Qasr, Iraq.

This investigation established probable cause to believe MSG [REDACTED], SSG [REDACTED], SFC [REDACTED], SSG [REDACTED], SGT [REDACTED], SGT [REDACTED], SPC [REDACTED], SPC [REDACTED], SPC [REDACTED] and SPC [REDACTED] committed the offenses of, Aggravated Assault, Conspiracy, Cruelty and Maltreatment of EPW, Dereliction of Duty and False Swearing when they physically and verbally assaulted EPWs under their charge during in-processing into the Theater Internment Facility (TIF).

STATUTES:

- ARTICLE 128, UCMJ: AGGRAVATED ASSAULT
- ARTICLE 81, UCMJ: CONSPIRACY
- ARTICLE 93, UCMJ: CRUELTY AND MALETREATMENT
- ARTICLE 92, UCMJ: DERELICTION OF DUTY
- ARTICLE 134, UCMJ: FALSE SWEARING
- ARTICLE 134, UCMJ: CONDUCT UNBECOMING

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agent's Investigation Report (AIR) of SA [REDACTED], 16 May 03, detailing: the initial notification by with COL [REDACTED] of maltreatment of EPWs; Coordination with MAJ [REDACTED], COL [REDACTED], MAJ [REDACTED] and 1LT [REDACTED], and the interviews of SSG [REDACTED], SPC [REDACTED] and SGT [REDACTED]
2. AR 15-6 Investigation, 14 May 03.
3. Sworn Statement of SSG [REDACTED] 14 May 03

7C6G
FOR OFFICIAL USE ONLY

000010

JUN 30

- 4. Sworn Statement of SPC [redacted] 14 May 03. *b7c-1, b6-4*
- 5. Non-Rights Waiver of SGT [redacted], 14 May 03. *b7c-1, b6-5*
- 6. AIR of SA [redacted] 14 May 03. *b7c-1, b6-1*
- 7. AIR of SA [redacted] 16 May 03, documenting the interviews of SGT [redacted], SPC [redacted] SSG [redacted] SSG [redacted], SPC [redacted] SPC [redacted] MR [redacted] and LTC [redacted]. *b7c-1, b6-4* *b7c-1, b6-4* *b7c-4, b6-4* *b7c-4, b6-4* *b7c-3, b6-3*
- 8. Sworn Statement of SGT [redacted], 14 May 03. *b7c-1, b6-5*
- 9. Waiver Certificate and Sworn Statement of SPC [redacted] 15 May, 03. *b7c-1, b6-4*
- 10. Sworn Statement of SSG [redacted], 15 May 03. *b7c-1, b6-4*
- 11. Sworn Statement of SPC [redacted] 16 May 03. *b7c-1, b6-5*
- 12. Waiver Certificate and Sworn Statement of SPC [redacted] 16 May 03. *b7c-1, b6-1* *b7c-1, b6-5* *b7c-1, b6-5*
- 13. AIR of SA [redacted], 16 May 03, detailing interviews of SPC [redacted] SGT [redacted] and SFC [redacted]. *b7c-1, b6-5*
- 14. Waiver Certificate and Sworn Statement of SPC [redacted] 15 May 03. *b7c-1, b6-5*
- 15. Waiver Certificate and Sworn Statement of SGT [redacted], 15 May 03. *b7c-1, b6-5*
- 16. Non-Waiver Certificate of SFC [redacted] 16 May 03. *b7c-1, b6-1*
- 17. AIR of SA [redacted] 16 May 03. *b7c-1, b6-5*
- 18. Rights Waiver and Sworn Statement of MSG [redacted] 16 May 03. *b7c-1, b6-5*
- 19. AIR of SA [redacted], 16 May 03, detailing interviews of SSG [redacted] SPC [redacted] and SSG [redacted]. *b7c-1, b6-5* *b7c-1, b6-5* *b7c-1, b6-5*
- 20. Waiver Certificate and Sworn Statement of SSG [redacted], 15 May 03. *b7c-1, b6-5*
- 21. Sworn Statement of SPC [redacted] 15 May 03. *b7c-1, b6-5*
- 22. Waiver Certificate and Sworn Statement of SSG [redacted], 16 May 03. *b7c-1, b6-1*
- 23. AIR of SA [redacted] of Crime Scene Examination, 16 May 03. *b7c-1, b6-1*
- 24. Crime Scene Sketch of SA [redacted], 16 May 03. *b7c-1, b6-1*

b7c-1, b6-5
b7c-1, b6-3

7C 66
FOR OFFICIAL USE ONLY

25. AIR of SA [redacted], 16 May 03, documenting the interviews of MR [redacted] MR [redacted] and SPC [redacted] b7c-5, b6-5

26. Waiver Certificate and Sworn Statement of SPC [redacted] 15 May 03. b7c, b6-5

27. Waiver Certificate and Sworn Statement of SPC [redacted] 16 May 03. b7c, b6-4

28. AIR of Investigator [redacted] detailing interviews of Mr [redacted] Mr [redacted] Mr [redacted] and Mr [redacted] 14 May 03. b7c, b6-4

29. AIR of SA [redacted] 14 May 03, detailing re-interviews of SGT [redacted] and SPC [redacted]. b7c, b6-4

30. Sworn Statement of SGT [redacted] 14 May 03. b7c, b6-4

31. Sworn Statement of SPC [redacted] 14 May 03. b7c, b6-4

32. AIR of SA [redacted] detailing interviews of CPT [redacted] photographs of injuries to Enemy of Prisoners of War (EPW) and coordination to obtain medical records of EPW's, 27 May 03. b7c, b6-4

33. Computer Disk containing images of injuries sustained by victims, 003103519.62147 (file, SJA, USACRC copies only).

34. Medical Records of injured EPW's, 27 May 03.

35. AIR of SA [redacted] 19 May 03 detailing the interview of members of the 744th MP BN, CWTI. b7c, b6-1

36. Camp Whitford Release List, 12 May 03.

37. AIR of SA [redacted], 21 May 03, detailing the re-interviews of MSG [redacted] and SSG [redacted] by SA [redacted] b7c, b6-5 b7c-1, b6-1 b7c, b6-5

38. Non-Waiver Certificate of MSG [redacted], 21 May 03. b7c, b6-5

39. Non-Waiver Certificate of SSG [redacted], 21 May 03. b7c, b6-5

40. AIR of SA [redacted], 23 May 03, detailing a briefing with Staff Judge Advocate LTC [redacted] b7c, b6-3

Not Attached:

On file at USACRC, Polygraph Division:

41. Polygraph request of MSG [redacted], 21 May 03. b7c, b6-5

42. Polygraph approval of MSG [redacted], 21 May 03. b7c, b6-5

7C b6

b7c, b6, b7c

43. Polygraph request of SSG [REDACTED] 21 May 03.

b7c, b6, b7c

44. Polygraph approval of SSG [REDACTED] 21 May 03.

The originals of Exhibits 1-4, 6-8, 10, 11, 13, 17, 19, 23-25, 28-32, 35, 37 and 40 are forwarded with a USACRC copy of this report. The originals of Exhibits 5, 9, 12, 14-16, 18, 20-22, 26 and 27, 33, 38 and 39 are retained in the original case file pending adjudication of this investigation. The originals of Exhibit 36 is maintained in the files of the 800th MP BDE, Camp Arifjan, Kuwait, APO AE 09366.

STATUS: This is a Final (C) Report. This investigation was terminated IAW paragraph 4-17a(4), CIDR 195-1. The supported staff judge advocate is of the opinion that sufficient admissible evidence is available to prosecute the subject(s) for the offense(s), that additional investigation would produce only cumulative and unneeded evidence, and that the identification of additional subjects or offenses is unlikely.

Leads Remaining: Locate possible additional witnesses and interview.

REPORT PREPARED BY: *b7c, b6, b2*
[REDACTED]

REPORT APPROVED BY: *b7c, b6, b7c*
[REDACTED]

Special Agent, [REDACTED]

CW2, MP
Special Agent in Charge

DISTRIBUTION:

1 - (original) Director, U.S. Army Crime Records Center, ATTN: CICR-CR, 6010 6th St, Fort Belvoir, VA 22060

1 - THRU: CDR, 800th Military Police Brigade (ATTN: COL [REDACTED] *b7c, b6, b7c* Camp Bucca, APO AE 09367

TO: Action Commander, 800th MP BDE (ATTN: BG [REDACTED] *b7c, b6, b7c* Camp Bucca, Um Qasr, Iraq.

1- 800th MP BDE, SJA (ATTN: LTC [REDACTED] *b7c, b6, b7c* Camp Arifjan, Kuwait, APO AE 09366.

1 - CDR, 3rd MP GRP, (FWD) (ATTN: Operations Officer), APO, AE 09366 (e-mail only/less exhibits)

1 - CDR, 10th MP BN (CID) (FWD) (ATTN: Operations Officer), APO, AE 09304, (e-mail only/less exhibits)

7c b6 b2
FOR OFFICIAL USE ONLY

b7c, b6-3

1 - 800th Military Police Brigade (ATTN: MAJ [REDACTED], Camp Bucca, APO, AE 09375 (e-mail only/less exhibits)

1 - File

7c b6

FOR OFFICIAL USE ONLY

000014 JUN 34